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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**JUDGE E. MAURICE BRASWELL**  
**CUMBERLAND COUNTY COURTHOUSE - ROOM 118**  
**NOVEMBER 19, 2018**  
**6:45 PM**

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INVOCATION - Commissioner Larry Lancaster

PLEDGE OF ALLEGIANCE -

Introduction of the Fayetteville-Cumberland Youth Council Members

Ashlyn Burgos

Karen Calderon

**PUBLIC COMMENT PERIOD**

1. APPROVAL OF AGENDA
2. CONSENT AGENDA
  - A. Approval of November 5, 2018 Regular Meeting Minutes
  - B. Approval of a Proclamation Recognizing Retirement
  - C. Approval of Declaration of Surplus Property and Authorization to Accept Insurance Settlement and Approval of Budget Ordinance Amendment B191449
  - D. Approval of Formal Bid Award for Aerial Mosquito Control Standby Contract
  - E. Approval of Sole Source Procurement for Pneumatic Controls Upgrade
  - F. Approval to Sign the Cumberland County NCWorks Career Center Partner MOU and Infrastructure Funding Agreement
  - G. Approval of the Exercise of an Option to Purchase Real Property Located at 500 Executive Place, Fayetteville
  - H. Approval of Agreement with Hope Mills for the County to Complete the Permitting and Inspection of the Craft Brewery Development at 5435 Corporation Drive
  - I. Approval of Amendments to the Interlocal Agreement Establishing the Joint Planning Board
  - J. Approval of Budget Ordinance Amendments for the November 19, 2018 Board of Commissioners' Agenda
  - K. Approval of Cumberland County Facilities Committee Report and Recommendation(s)
    1. Contract For Parking Lot Improvements at Crown Complex
    2. Contract For East Slope Closure Project at Ann Street Landfill And Associated Budget Ordinance Amendment #B191061
    3. Establishment Of Criteria For Design-Build Delivery Method For Construction

## Projects

4. Utilizing Design-Build Delivery Method For The Landscaping Facility Parking Lot Slope Stabilization Project
  5. Cumberland County Facilities Committee Draft Minutes - November 1, 2018 (For Information Purposes Only)
- L. Approval of Cumberland County Finance Committee Report and Recommendation(s)
1. Engaging Outside Legal Counsel for DSS Independent Contractor for Children's Services - M. Russ and Budget Ordinance Amendment #B191134
  2. Authorization of Interlocal Agreement with the Town of Hope Mills to Share in State Appropriated Funding for Mosquito Spraying
  3. Cumberland County Finance Committee Draft Minutes - November 1, 2018 (For Information Purposes Only)
3. PUBLIC HEARINGS
- A. Eastover Area Land Use Plan

### **Uncontested Rezoning Cases**

- B. Case P18-33
4. ITEMS OF BUSINESS
- A. Consider Request for Refund of Excise Tax for a Deed of Conveyance Recorded by Single Source Real Estate Services, Inc.
  - B. Consideration of Amendments to the FCEDC By-Laws
  - C. Consideration of Adoption of 2019 Board of Commissioners' Regular Meeting Dates
  - D. Designation of Voting Delegate to the NCACC's 2019 Legislative Goals Conference
5. NOMINATIONS
- A. Cumberland County Workforce Development Board (4 Vacancies)
6. APPOINTMENTS
- A. Fayetteville Area Convention and Visitors Bureau (FACVB) Board of Directors (2 Vacancies)
  - B. Cumberland County Juvenile Crime Prevention Council (JCPC) (2 Vacancies)
  - C. Board of Health (1 Vacancy)

## 7. CLOSED SESSION:

## **ADJOURN**

### **WATCH THE MEETING LIVE**

**THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S WEBSITE, CO.CUMBERLAND.NC.US. LOOK FOR THE LINK AT THE TOP OF**

**THE HOMEPAGE.**

**THE MEETING WILL ALSO BE BROADCAST LIVE ON  
FAYETTEVILLE/CUMBERLAND EDUCATIONAL TV (FCETV), SPECTRUM  
CHANNEL 5.**

**IT WILL BE REBROADCAST ON WEDNESDAY, NOVEMBER 21, AT 7:00 PM  
AND FRIDAY, NOVEMBER 23, AT 10:30 AM.**

**REGULAR BOARD MEETINGS:**

**December 3, 2018 (Monday) - 9:00 AM  
December 17, 2018 (Monday) - 6:45 PM  
January 7, 2019 (Monday) - 9:00 AM  
January 22, 2018 (Tuesday)- 6:45 PM**

**THE MEETING VIDEO WILL BE AVAILABLE  
ATYOUTUBE.COM/CUMBERLANDCOUNTYNC**



## **CLERK TO THE BOARD OF COMMISSIONERS**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CANDICE H. WHITE, CLERK TO THE BOARD**

**DATE: 11/19/2018**

**SUBJECT: APPROVAL OF A PROCLAMATION RECOGNIZING RETIREMENT**

#### **BACKGROUND**

A request was received for a proclamation recognizing the retirement of the Executive Director of the Arts Council.

#### **RECOMMENDATION / PROPOSED ACTION**

The Board of Commissioners is respectfully requested to consider approval of the proclamation.

#### **ATTACHMENTS:**

Description	Type
Proclamation Recognizing Retirement	Backup Material



COUNTY OF CUMBERLAND

NORTH CAROLINA

## Proclamation

*WHEREAS, Deborah Martin Mintz has been the longest tenured Executive Director of the Arts Council; and*

*WHEREAS, Deborah led the effort to stabilize arts and culture funding in our community through advocating for a dedicated percentage of occupancy tax which has contributed significantly to the growth of award-winning, nationally recognized arts and culture programming; and*

*WHEREAS, Deborah has greatly contributed to growing an industry that supports 1,876 full-time equivalent jobs in our community; and*

*WHEREAS, under Deborah's leadership, The Arts Council of Fayetteville-Cumberland County has been recognized as one of the most respected arts agencies in the state; and*

*WHEREAS, her extraordinary efforts in partnership with our school system resulted in Cumberland County Public Schools receiving a Kennedy Center Arts Education award; and*

*WHEREAS, under her leadership, The Arts Council was one of twelve organizations nationwide selected by Ovation, America's only arts network, for their Stand for the Arts award.*

*NOW THEREFORE, LET IT BE RESOLVED, that We, the Cumberland County Board of Commissioners, hereby express to Deborah Martin Mintz our deepest gratitude for her immeasurable contributions and distinguished service to our Cumberland County community, and our best wishes for a long and happy retirement.*

*Adopted this 19th day of November 2018.*

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*Larry L. Lancaster, Chairman  
Cumberland County Board of Commissioners*



## **RISK MANAGEMENT**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: PATSY LUCAS**

**DATE: 11/1/2018**

**SUBJECT: APPROVAL OF DECLARATION OF SURPLUS PROPERTY AND  
AUTHORIZATION TO ACCEPT INSURANCE SETTLEMENT AND  
APPROVAL OF BUDGET ORDINANCE AMENDMENT B191449**

#### **BACKGROUND**

DATE OF ACCIDENT: SEPTEMBER 16, 2018  
VEHICLE: 2008 FORD CROWN VICTORIA  
VIN: 2FAHP71V08X166359  
FLEET#: FL67  
DEPARTMENT: Sheriff's Office  
SETTLEMENT OFFER: \$1804.95  
INSURANCE COMPANY: Travelers

This is a total loss settlement offer.

#### **RECOMMENDATION / PROPOSED ACTION**

Management recommends that the Board of Commissioners:

1. Declare the vehicle described above as surplus.
2. Authorize the Risk Management Coordinator to accept \$1,805 (\$2,805 - \$1,000 deductible) as settlement.
3. Allow Travelers to take possession of the wrecked (surplus) vehicle.
4. Approve Budget Ordinance Amendment #191449 in the amount of \$1,805, recognizing the insurance settlement. Please note this amendment requires no additional county funds.

#### **ATTACHMENTS:**

Description  
SETTLEMENT OFFER LETTER

Type  
Backup Material



**Adam Guillaume**

Claim Representative  
Travelers  
Total Loss Unit, Albany, NY

P: (716) 849-8031  
F: (866) 422-8263  
[aguillau@travelers.com](mailto:aguillau@travelers.com)

Mailing Address  
PO Box 220  
Buffalo, NY 14240

November 1, 2018

**CUMBERLAND COUNTY  
131 DICK ST  
FAYETTEVILLE, NC 28301**

Re: Claim #: FDG2428-001  
Date of Loss: 11/01/2018  
Vehicle: 2008 Ford Crown Victoria  
VIN: 2FAHP71V08X166359

To Whom it May Concern:

A recent inspection of your damaged vehicle by a Travelers claim representative confirmed the vehicle is a total loss. Travelers is dedicated to guiding you through the total loss process, ensuring everything moves as smoothly as possible.

After considering all of your vehicle's options, mileage and general condition, we have determined the actual cash value (ACV) to be as follows:

Actual Cash Value		\$2,665.00
Tax	+	\$79.95
Title fee	+	\$60.00
<b>Less Deductible</b>	-	<b>\$1,000.00</b>
<b>TOTAL</b>	=	<b>\$1,804.95</b>

Thank you for placing your trust in Travelers. We know experiencing damage to your vehicle is difficult, which is why we work hard on each and every claim we handle. Do not hesitate to call me if you have any further questions at 716-849-8031.

Sincerely,

Adam Guillaume  
Claims Professional



## FINANCE OFFICE

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: AMANDA BULLARD, PURCHASING MANAGER**

**DATE: 11/7/2018**

**SUBJECT: APPROVAL OF FORMAL BID AWARD FOR AERIAL MOSQUITO CONTROL  
STANDBY CONTRACT**

#### **BACKGROUND**

In the event of a natural disaster, aerial mosquito control services may be required to control an increase in the mosquito population. Standby contracts for these services are imperative to have in place as they allow the County to begin serving the community immediately following an event without waiting for a bid process to be completed, as mandated by Federal disaster procurement regulations. In the event that services need to be rendered, the County will issue a Notice to Proceed and purchase order to the contracted vendor. The contract terms shall be for an initial period of one year with the option to renew for two additional one-year terms.

Formal bids were recently solicited, received, and reviewed for an aerial mosquito control services standby contract. Bidders submitted a cost per acre amount for two separate spray chemicals. Williamsburg Air Service, Inc., submitted the lowest cost for each chemical spray. Staff of the Health Department will determine the appropriate chemical spray prior to the County issuing a notice to proceed. An approximate total County cost per chemical spray follows:

Trumpet/Naled:  $\$1.58 \times 650 \text{ (square miles)} \times 640 \text{ (acres/square mile)} = \$657,280$

Dibrom/Naled:  $\$1.56 \times 650 \text{ (square miles)} \times 640 \text{ (acres/square mile)} = \$648,960$

#### **RECOMMENDATION / PROPOSED ACTION**

Management is recommending approval to award the aerial mosquito spraying standby contract to Williamsburg Air Service, Inc., based on the lowest, responsive, responsible bidder standard of award.

#### **ATTACHMENTS:**

Description

FORMAL BID AWARD APPROVAL FORM

Type

Backup Material





## Cumberland County Formal Bid Award Approval

**Please Note:** This form is required for purchases in the formal bid range and must be completed and signed prior to any final bid award recommendations being submitted to a committee or the Board. Please complete all applicable fields.

Date: 10-17-2018 Department: General Government - Health Dept.

Bid Description (If additional space necessary, may attach a separate sheet): Aerial Spraying for Mosquito Control

Amount of Bid Award (or estimated contract amount): NA Stand by Contract (If \$90,000 - \$99,999.99 County Manager approval required only, if \$100,000 or more County Manager and Board approval required.)

Budgeted Amount for Project: NA A budget revision needs to be done. Original Budget (Y/N):     or Budget Revision #:    

Budget Line: Org. 1014195 Object Code: 533301 Project Code: HF.001

Department Bid Award Recommendation (specify the vendor): Williamsburg- (lowest bid)

Justification (ex. lowest bidder) (Please note that if the lowest bidder is not selected a detailed explanation must be provided. If additional space necessary, may attach a separate sheet.): Vendor- Williamsburg (lowest bid). Spray rate of 0.6 oz per acre at the cost of \$1.56 per acre.

Has this project (not the bid award, just the actual project or funds for the project) been reviewed by a committee? NO If so, which committee? NA on what date? NA (Please note committee review/approval is not necessarily required for all bids, if a department is not certain if committee review is necessary, they should consult their Assistant County Manager.)

Recommended By: [Signature]  
Department Head

### Reviewed and Accepted By:

This is within the County Manager's authority to approve range ☐

This is within the BOCC authority to approve range, requesting County Manager approval to send forward to BOCC ☒ 11-19-2018

[Signature] Date: 11/9/18  
Finance Director

[Signature] Date: 11/3/18  
County Manager (Please see question below)

Amanda Bullard Date: 10-29-18  
County Purchasing Manager

Is the County Manager approval contingent upon any committee review/approvals of bid award? If so, please specify the required committee: NA

# 19-4-HLTH Aerial Mosquito Spray

## Bid Tabulation

\*Lowest Cost for Each Chemical Highlighted in Yellow\*

<b>Chemical: Trumpet/Naled</b>			
<b>Vendor</b>	<b>Rate per Acre in Ounces</b>	<b>Cost Per Acre</b>	
Allen Aviation	.75 oz	\$1.88	
Williamsburg	.75 oz	\$1.58	Lowest Cost
Clarke	No Bid	No Bid	

<b>Chemical: Dibrom/Naled</b>			
<b>Vendor</b>	<b>Rate per Acre in Ounces</b>	<b>Cost Per Acre</b>	
Allen Aviation	.60 oz	\$1.86	
Williamsburg	.60 oz	\$1.56	Lowest Cost
Clarke	.60 oz	\$1.77	

<b>Other Chemical Options Provided By Vendors</b>			
<b>Vendor</b>	<b>Chemical Name</b>	<b>Rate per Acre in Ounces</b>	<b>Cost Per Acre</b>
Allen Aviation	Option 1: No Bid	No Bid	No Bid
Allen Aviation	Option 2: No Bid	No Bid	No Bid
Williamsburg	Option 1: No Bid	No Bid	No Bid
Williamsburg	Option 2: No Bid	No Bid	No Bid
Clarke	Option 1: Duet HD	.80 oz	\$1.68
Clarke	Option 2: Duet HD	.85 oz	\$1.74



## **FINANCE OFFICE**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: AMANDA BULLARD, PURCHASING MANAGER**

**DATE: 11/8/2018**

**SUBJECT: APPROVAL OF SOLE SOURCE PROCUREMENT FOR PNEUMATIC CONTROLS UPGRADE**

#### **BACKGROUND**

Funds in the amount of \$72,000.00 were approved in the fiscal year 2019 budget for the upgrade of pneumatic controls on the 4th floor of the Cumberland County Department of Social Services (DSS) building.

Pneumatic controls are a component of the building's HVAC system. The current controls are antiquated and an upgrade is necessary in order to have an automated system.

The pneumatic controls for the remaining floors of the DSS building are operated using Metasys Software. Metasys Software is proprietary to Johnson Controls, Inc. The upgraded controls for the 4th floor will need to be compatible with this existing software. Johnson Controls has submitted a quoted cost of \$53,200.00.

#### **RECOMMENDATION / PROPOSED ACTION**

Management recommends approval of utilizing the sole source bid exception based on North Carolina General Statute 143-129 (e) (6) (iii), whereas standardization or compatibility are the overriding consideration.

#### **ATTACHMENTS:**

Description

VENDOR'S PROPOSAL

VENDOR'S MEMO

Type

Backup Material

Backup Material

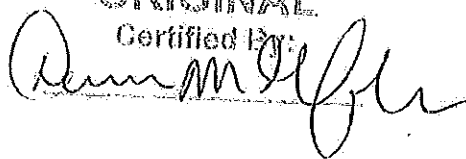


# PROPOSAL

Johnson Controls, Inc.  
Systems and Services Division  
395-B North Green meadows Drive.  
Wilmington, NC 28405  
General Office Tel. 910 799-2400  
General Office Fax 910 799-2405



INGENUITY WELCOME

ORIGINAL  
Certified By: 

To: DSS

Date: 10-01-18

Project  
CONTROLS

Attn: JOE DEATON

We propose to furnish the materials for the net price of

Not to Exceed: FIFTY THREE THOUSAND TWO HUNDRED DOLLARS AND 0 CENTS

Dollars 53,200 )

*This proposal includes: To replace all existing pneumatic controls on the 4<sup>th</sup> floor with JCI ddc controls. This includes pulling plenum rated cable between all Ahu and vav boxes, replacing controllers, commissioning, adding new NAE and adding points to the metasys server. All work will be performed to JCI standards and customer satisfaction*

## DOES NOT INCLUDE

*Graphics  
IP address  
Normal Buisness hours any additional work will be an additional charge*

(IMPORTANT: This proposal incorporates by reference the terms and conditions on the following page hereof.)

This proposal is hereby accepted and Johnson Controls is authorized to proceed with the work; subject, however to credit approval by Johnson Controls, Inc., Milwaukee, Wisconsin.

This proposal valid until

Thirty Days

JOHNSON CONTROLS, INC.

Purchaser -(Company Name)

Signature

Name:

Title:

Date:

Signature

Name:

Title:

Phone:

STANLEY THIBODEAUX

SYSTEM REP

(866) 300-0386

(910) 303-4936

Johnson Controls, Inc  
395 N. Green Meadows Drive  
Suite B  
Wilmington, NC 28405  
Tel: 910-799-2400  
Fax: 910-799-2405



October 25, 2018

Cumberland County  
PBEM  
420 Mayview Street  
Fayetteville, NC 28306

Mr. Deaton:

Hello. For the Metasys upgrade for the Cumberland County DSS location, it is to be a seamless and cost effective upgrade. Johnson Controls will have to use their version of Metasys Controls. This will ensure proper operations and the compatibility of the system. This will also allow no down time to the customer. We will match the existing controls for the Cumberland County DSS building with the existing metasys server and the controls that are already installed and this is a proprietary controller to Johnson Controls, Inc.

If you have any questions or concerns, please reach out to the controls technician, Stanley Thibodeaux. (910) 303-4936.

Sincerely,

*Angela Nichols*

Angela Nichols  
Customer Service Agent  
910-794-4329 (Direct Line)  
910-799-2405 (Fax Line)  
866-300-0386 (Service Line)



Systems & Services North America



## **WORKFORCE DEVELOPMENT**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: NEDRA CLAYBORNE RODRIGUEZ, DIRECTOR**

**DATE: 11/7/2018**

**SUBJECT: APPROVAL TO SIGN THE CUMBERLAND COUNTY NCWORKS CAREER CENTER PARTNER MOU AND INFRASTRUCTURE FUNDING AGREEMENT**

#### **BACKGROUND**

Section 121(c)(1)(A) of the Workforce Innovation and Opportunity Act (WIOA) requires each Local Board, with the agreement of the Chief Elected Official (CEO), to develop and enter into a Memorandum of Understanding (MOU) between the Local Board and the One-Stop Partners, consistent with WIOA Section 121(c)(2), concerning the operations of the one-stop delivery system in a local workforce area. This requirement is further described in the Workforce Innovation and Opportunity Act; Joint Rule for Unified and Combined State Plans, Performance and Accountability, and the One-Stop System Joint Provisions: Final Rule at 20 CFR 678.500, 34 CFR 361.500, and 34 CFR 463.500, and in Federal guidance.

The sharing and allocation of infrastructure costs among one-stop partners is governed by WIOA Section 121(h), its implementing regulations, and the Federal Cost Principles contained in the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance) at 2 CFR part 200.

Cumberland County Workforce Development Board must enter into a MOU and an Infrastructure Funding Agreement (IFA) with all its required partners as defined in WIOA Section 121(b)(2)(A) and its recommended partners.

Attachment – NCWorks Career Center Memorandum of Understanding, Attachment – Cumberland County NCWorks Career Center Partner Infrastructure Funding Agreement (IFA), and Attachment – Infrastructure Funding Agreement Signatory Page must be signed by all partners to include the Cumberland County Board of Commissioners Chair no later than November 30, 2018. Effective July 1, 2019 and beyond, Infrastructure Funding Agreement addendums will be required no later than July 1<sup>st</sup>.

## **RECOMMENDATION / PROPOSED ACTION**

The Cumberland County Workforce Development Board recommends Cumberland County Board of Commissioner Chairman Larry L. Lancaster sign the Memorandum of Understanding, the Infrastructure Funding Agreement and the Infrastructure Funding Agreement Signatory Page.

## **ATTACHMENTS:**

Description	Type
NCWorks Career Center Memorandum of Understanding	Backup Material
Partner Infrastructure Funding Agreement	Backup Material
Infrastructure Funding Agreement Signatory Page	Backup Material
Infrastructure Cost Allocation	Backup Material

## NC Works Career Center Memorandum of Understanding

The Cumberland County Workforce Development Board, with the agreement of the Chief Elected Official, shall develop and enter into this Memorandum of Understanding between the [local] Workforce Development Board and the One-Stop Partners under the Workforce Innovation and Opportunity Act (WIOA) P.L. 113-128, concerning the operation of the One-Stop delivery system.

### I. Required Partners WIOA 121 (b)(1)(B)

1. Title I Adult, Dislocated Workers, Youth, Job Corps, Youth build, National Farmworkers Jobs Program (NFJP) and Native American Programs
2. Programs authorized under the Wagner-Peyser Act
3. Adult education and literacy activities authorized under title II;
4. Programs authorized under title I of the Rehabilitation Act of 1973
5. Activities authorized under title V of the Older Americans Act of 1965
6. Career and technical education programs at the postsecondary level authorized under the Carl D. Perkins Career and Technical Education Act of 2006
7. Activities authorized under chapter 2 of title II of the Trade Act of 1974
8. Activities authorized under chapter 41 of title 38, United States Code: Job Counseling, Training, and Placement Service for Veterans
9. Employment and training activities carried out under the Community Services Block Grant Act
10. Employment and training activities carried out by the Department of Housing and Urban Development;
11. Programs authorized under State unemployment compensation laws
12. Programs authorized under section 212 of the Second Chance Act of 2007; and
13. Programs authorized under part A of title IV of the Social Security Act: Temporary Assistance For Needy Families

### II. Additional Partners

The local Workforce Development Board may have specialized centers to address special needs, such as the needs of dislocated workers, youth, or key industry sectors or clusters. With the approval of the [local] Workforce Development Board and Chief Elected Official, the following entities may be additional One-stop partners. *[Please specify any additional partners/programs or delete this section.]*

1. Employment and training programs administered by the Social Security Administration, including the Ticket to Work and Self-Sufficiency Program established under section 1148 of the Social Security Act
2. Employment and training programs carried out by the Small Business Administration
3. Programs authorized under Section 6(d)(4) of the Food and Nutrition Act of 2008
4. Work programs authorized under section 6(o) of the Food and Nutrition Act of 2008
5. Programs carried out under Section 112 of the Rehabilitation Act of 1973

## MOU Guide

6. Programs authorized under the National and Community Service Act of 1990
7. Other appropriate Federal, State, or local programs, including employment, education, and training programs provided by public libraries or in the private sector.

### III. Roles and Responsibilities WIOA Section 121 (b)(1)(A)

Each required partners of the One-Stop Delivery System shall:

- a.) Provide access through the one-stop delivery system, including making the career services (eligibility determination, outreach, initial assessment, labor exchange service, job search, recruitment, referrals, job listings, training provider information, local area performance, supportive service information, financial aid assistance, career planning, financial literacy, and more) that are applicable to the program or activities available at the one-stop centers.
- b.) Use a portion of the funds available for the program and activities to maintain the one-stop delivery system, including payment of the infrastructure costs of one-stop centers.
- c.) Enter into a local Memorandum of Understanding (shown by signature on this document) with the local board, relating to the operation of the One-stop system.
- d.) Participate in the operation of the One-stop system consistent with the terms of this Memorandum of Understanding, the requirements of this title, and the requirements of the Federal laws authorizing the program or activities.
- e.) Use a common one-stop delivery system identifier (in North Carolina this is NCWorks).
- f.) Identify strategies to meet the needs of individuals with barriers to employment.
- g.) [Additional items here; Example: shared service cost for Center greeter].

### IV. Costs of Services (WIOA Regulations 678.700, USDOL December 27, 2016: Infrastructure Funding Guidance)

This section must contain effective time period, infrastructure and shared services budget, identify all one-stop partners/CEO/local Boards participating, and describe the periodic review and reconciliation process to ensure equitable benefit among partners. The infrastructure funding agreement (IFA) may have a different effective time period from the duration of the MOU. Also, the infrastructure funding agreement must include binding signatories if submitted as a separate document.

- a.) Identification of the infrastructure costs budget, which is a component of the overall one-stop operating budget.
- b.) If different from Section I above, identify of all one-stop partners, chief elected officials (CEOs), and the Local WDB participating in the infrastructure funding agreement.
- c.) Describe how the periodic modification and review process to ensure equitable benefit among one-stop partners will be conducted. Include a timetable.
- d.) Provide the process used to reach consensus among all partners when developing the infrastructure funding agreement. (Or, if applicable, provide assurance that the local area followed the State Funding Mechanism process.)
- e.) Describe the process to be used among partners to resolve issues related to infrastructure funding during the MOU duration period when consensus cannot be reached.

### V. Funding definitions

#### a.) Cash and In-Kind for Ongoing One-Stop Delivery System Operators

Non-cash contributions must be valued consistent with 2 CFR 200.306 and reconciled regularly (i.e., monthly or quarterly). Third-party in-kind contributions are contributions of space, equipment, technology, non-personnel services, or other like items to support the infrastructure costs associated with one-stop operations. The value of third-party in-kind contributions must also be consistent with the Uniform Guidance at 2 CFR 200.306 and reconciled on a regular basis (i.e., monthly or quarterly) to ensure they are fairly evaluated and meet the partners' proportionate share.

#### b.) Infrastructure Costs One-Stop Centers

Non-personnel costs necessary for the general operation of the one-stop center. The funds provided under this paragraph by each one-stop partner shall be provided only from funds available for the costs of administration under the program administered by such partner, and shall be subject to the program's limitations with respect to the portion of funds under such program that may be used for administration (WIOA Regulations 678.720).

#### c.) Non-personnel costs include: Rental of the facilities; Utilities and maintenance; Equipment (including assessment-related products and assistive technology for individuals with disabilities); and Technology to facilitate access to the one-stop center, including technology used for the center's planning and outreach activities.

NOTE: The infrastructure funding agreement is a required component of the MOU and not a separate document. The reasonable cost allocation methodology should be provided and consistent with Federal Cost Principles in the Uniform Guidance 2 CFR Part 200.94.

### VI. Methods of Referrals

Methods to methods to ensure the needs of workers and youth, and individuals with barriers to employment, including individuals with disabilities, are addressed in the provision of necessary and appropriate access to services, including access to technology and materials, made available through the one-stop delivery system.

Partners will utilize methods of referrals of individuals between one-stop operators and one-stop partners for appropriate services and activities.

### VII. Certification and Continuous Improvement

The Parties herein shall comply with established Certification and Continuous Improvement Criteria established by the State board, in consultation with chief elected officials and local boards. The objective criteria and procedures for use by local boards in assessing at least once every 3 years the effectiveness, physical and programmatic accessibility in accordance with section 188, if applicable, and the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.), and continuous improvement of one-stop centers and the one-stop delivery system.

### VIII. Performance and Accountability

Each partner is responsible for ensuring that its legislated programs, services, and activities are provided in the One-Stop Center in accordance with the goals, objectives and performance measures of the Workforce Innovation and Opportunity Act (WIOA) P.L. 113-128 and regulations. Each partner agrees to work to support the achievement of WIOA and One-Stop performance measures.

### IX. Confidentiality of Information

Exchange of information among partners is encouraged and expected. Exchanged information shall remain private and confidential in accordance with the most restrictive confidentiality requirements of any of the partners collecting, receiving, or sharing information. Each partner agrees to collect and share information necessary to track the performance of the One-Stop Center in accordance with provisions of the Workforce Innovation and Opportunity Act (WIOA) P.L. 113-128 and accompanying regulations.

### X. Monitoring and Oversight

The Chief Elected Official, the Workforce Development Board, the Division of Workforce Solutions, United States Department of Labor, and local area administrative entity have the right to monitor activities under this MOU to ensure performance goals are being maintained, and that the MOU terms and conditions are being fulfilled. The partners shall permit on-site visits and reviews by the above mentioned agencies or their designee.

### XI. Disputes

The parties shall first attempt to resolve any disputes informally. Any party shall call a meeting of the partners to discuss and resolve disputes. Should informal resolution efforts fail, the dispute shall be referred to the Chair of the local Workforce Development Board who shall place the dispute upon the agenda of a regular or special meeting of the Board's Executive Committee. The executive committee shall attempt to mediate and resolve the dispute. Finally, if the Executive Committee's resolution efforts fail, any party may file a grievance in accordance with agreed upon WIOA grievance procedures.

### XII. Duration

This MOU shall remain in effect until terminated by the repeal of the Workforce Innovation and Opportunity Act (WIOA) P.L. 113-128, or otherwise by action of law.

Any party may withdraw from this MOU by giving written notice of intent to withdraw at least 60-calendar days in advance of the effective withdrawal date. Notice of withdrawal shall be given to all parties at the addresses shown within this MOU, and to the contact persons so listed, considering any information updates received by the parties.

Should any One-Stop Partners withdraw, this MOU shall remain in effect with respect to the remaining Partners until a new MOU is executed or the end of the current federal program year (July through June).



## MOU Guide

The Workforce Development Board reserves the right to terminate the participation of any partner upon 60-days notice if the partner's actions are inconsistent with the terms and conditions of this memorandum of understanding.

This memorandum shall be reviewed not less than once every 3-year period to ensure appropriate funding and delivery of services. [WIOA 121].

### XIII. Modification and Assignment

This MOU may be modified at any time by written agreement of the parties. Assignment of responsibilities under this MOU by any of the parties shall be effective upon written notice to the other parties. Any assignee shall also commit in writing to the terms of this MOU.

Such other provisions, consistent with the requirements of this title, as the parties to the agreement determine to be appropriate.

## MOU Guide

### XIV. Signatures

By signatures hereto, the partner(s) attest to participation in the development of this Memorandum of Understanding and will support and implement the provisions contained herein. I certify that I have read and understand the above information and agree to the terms outlined herein. By signing this document, I also certify that I have the legal authority to bind my agency to the terms of this Memorandum of Understanding.

Printed Name	Signature	Date
Larry Lancaster Cumberland County Board of Commissioners Chair		

Printed Name	Signature	Date
Dina Simcox Cumberland County Workforce Development Board Chair		

Printed Name	Signature	Date
Larry Lancaster, Cumberland County Board of Commissioners Chair Title I Adult, Dislocated Workers, Youth		

Printed Name	Signature	Date
Bryon Vickers, Career Transition Service Manager Title I Job Corps		

*Not applicable to Cumberland County*

Printed Name	Signature	Date
Title I Youth Build		

## MOU Guide

Printed Name	Signature	Date
Suzanne Orozco, Telamon Corporation		
Title I National Farmworkers Jobs Program (NFJP)		

*Not applicable to Cumberland County*

Printed Name	Signature	Date
Title I Native American Programs		

Printed Name	Signature	Date
John Lowery, Regional Operations Director		
Wagner-Peyser Act (Employment Services)		

Printed Name	Signature	Date
Dr. J. Larry Keen, President of Fayetteville Technical Community College		
Adult education and literacy activities authorized under Title II		

Printed Name	Signature	Date
Alma Price Taylor, Regional Director		
Programs authorized under Title I of the Rehabilitation Act of 1973		

Printed Name	Signature	Date
Amy Cannon, Cumberland County Manager		
Activities authorized under Title V of the Older Americans Act of 1965		

Printed Name	Signature	Date
Dr. J. Larry Keen, President of Fayetteville Technical Community College		
Career and technical education programs at the postsecondary level authorized under the Carl D. Perkins Career and Technical Education Act of 2006		

Printed Name	Signature	Date
John Lowery, Regional Operations Director		
Activities authorized under chapter 2 of Title II of the Trade Act of 1974		

## MOU Guide

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Printed Name	Signature	Date
John Lowery, Regional Operations Director		
Activities authorized under chapter 41 of title 38, United States Code: Job Counseling, Training, and Placement Service for Veterans		

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Printed Name	Signature	Date
Cynthia Blot, Economic & Community Development Director		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Printed Name	Signature	Date
Amy Cannon, Cumberland County Manager		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Printed Name	Signature	Date
Cynthia Blot, Economic & Community Development Director		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Printed Name	Signature	Date
Lockhart Taylor, Assistant Secretary		
State unemployment compensation laws		

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Printed Name	Signature	Date
Michael Westray, Regional Reentry Specialist		
Reentry Employment Opportunities (REO) programs authorized under sec. 212 of the Second Chance Act of 2007 (42 U.S.C. 17532) and WIOA sec. 169)		

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Printed Name	Signature	Date
Brenda Jackson, Director		
Temporary Assistance for Needy Families (TANF)		

# Cumberland County NCWORKS Career Center Partner Infrastructure Funding Agreement (IFA)

## I. Purpose

This Infrastructure Funding Agreement (IFA) is entered into by and between the Cumberland County Workforce Development Board and Cumberland County NCWorks Partners. This IFA provides information on the shared infrastructure cost and/or in-kind arrangements. All partners to this IFA recognize that infrastructure costs are applicable to all required partners, as outlined in Section 121(b)(1)(B) of WIOA, whether they are physically located in the NCWorks Career Center or not. Each partner's contribution to these costs, however, may vary, as these contributions are based on the proportionate use and relative benefit received.

The sharing and allocations of infrastructure costs among NCWorks partners are governed by the Workforce Innovation and Opportunity Act (WIOA) Sec. 121(b), its implementing regulations, and the Federal Cost Principles contained in the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 CFR part 200 (Uniform Guidance).

Infrastructure costs are defined as non-personnel costs that are necessary for the general operation of the NCWorks Career Center, including: rental of the facilities, utilities and maintenance, equipment (including assessment related and assistive technology for individuals with disabilities), technology to facilitate access to the center, as well as many other infrastructure costs such as signage and supplies.

## II. Cumberland County NCWorks System Infrastructure Budget

Infrastructure Cost Category	Cumberland County	DWS - 3500	Total	Fort Bragg	DWS - 3510	Total	Total WDB	Total DWS	Grand Total
Sum Total Costs Incurred	288,254.40	1,330,419.09	1,618,673.49	0.00	82,257.35	82,257.35	288,254.40	1,412,676.44	1,700,930.84
Infrastructure Costs	288,254.40	287,351.91	575,606.31	0.00	8,992.85	8,992.85	288,254.40	296,344.76	584,599.16
Additional Shared Costs									
Technology to facilitate access/outreach			0.00			0.00	0.00	0.00	0.00
Maintenance Costs			0.00			0.00	0.00	0.00	0.00
Security			0.00			0.00	0.00	0.00	0.00
Common Identifier Costs			0.00			0.00	0.00	0.00	0.00
Access Support Costs			0.00			0.00	0.00	0.00	0.00
Shared Receptionist			0.00			0.00	0.00	0.00	0.00
Total Infrastructure Costs	288,254.40	287,351.91	575,606.31	0.00	8,992.85	8,992.85	288,254.40	296,344.76	584,599.16
Percentage of Infrastructure Total	50%	50%	100%	0%	100%	100%	49.31%	50.69%	100.00%
FTE Headcount (provide # by center)	22	13.98			2.00		22.00	15.98	37.98
FTE Headcount Percentage Total							58%	42%	100%

## III. Cost Allocation Methodology

For required WIOA Career Center partners, the Local Funding Mechanism (LFM) uses funding percentage caps, which ranges from 0.75 to 1.5%, to determine the agencies' proportionate shares

of infrastructure costs, except with Title IV, Vocational Rehabilitation (VR). VR's model determines proportionate share based on the number of VR clients that received services in the previous program year and documented in NCWorks.

The LFM is used to negotiate appropriate contributions from each required partner that will be allocated to the Cumberland County Workforce Development Board as outlined below. This methodology does not include Division of Workforce Solutions (DWS) administered programs or Workforce Development Board (WDB) administered programs. For all other required partners with state agencies, infrastructure contributions will be transferred to DWS as a lump sum based on the LFM for the said agency. Once DWS receives funding from the State agency, DWS will distribute funding to the local area via the funding methodology set up for each State agency as outlined in the table below.

For required partners without a state agency, but which are federally funded, the LFM is used as well; however, this negotiation will vary per WDB and should be outlined in the table below. Not all federally funded required partners may administer programs in a WDB's Local Area. In that case, infrastructure cost sharing is not required.

For required partner programs administered by the DWS: Title III Wagner-Peyser Employment Services, Trade Adjustment Assistance (TAA), and Jobs for Veterans State Grants (JVSG), the cost sharing model is based on the grant employees' proportionate use of the NCWorks Career Center. DWS and WDB will pay a cost per employee housed in the center. The cost per employee will be based on the total infrastructure cost of the NCWorks Career Center, where applicable.

<b>WIOA Required Partners</b>	<b>Funding Methodology</b>
WIOA Title I: Adult, Dislocated Worker, and Youth formula programs	Proportionate use – cost per employee
WIOA Title I: Job Corps	Local negotiation – based on office square footage
WIOA Title I: YouthBuild	Local negotiation or N/A
WIOA Title I: Native American programs	Local negotiation or N/A
WIOA I: National Farmworker Jobs Program (NFJP)	Local negotiation or N/A – based on number of participants served
WIOA Title III: Wagner-Peyser Act Employment Service (ES) program	Proportionate use – cost per employee
WIOA Title III: Trade Adjustment Assistance (TAA) activities	Proportionate use – cost per employee
Jobs for Veterans State Grants (JVSG) programs	Proportionate use – cost per employee
Senior Community Service Employment program (SCSEP)	N/A
Unemployment Compensation (UC) programs	Based on Title I Dislocated Worker formula
Reentry Employment Opportunities (REO) programs (Second Chance Act of 2007)	Local negotiation – based on office square footage
WIOA Title II: Adult Education and Family Literacy Act (AEFLA) program	Based on 1.5% of each provider's administrative budget
Carl D. Perkins Career and Technical Education programs	Based on 1.5% of each provider's administrative budget
WIOA Title IV: Vocational Rehabilitation (VR) Services program	Based on the number of VR clients with IPEs that received NCWorks service in the previous program year. Differences are reconciled in following program year.

Department of Housing and Urban Development Employment and Training programs	N/A
Services for the Blind	Based on the number of VR clients with IPEs that received NCWorks service in the previous program year. Differences are reconciled in following program year.
Community Services Block Grant (CSBG) programs	CSBG amount to distribute is made by applying CSBG Funding by percentage of amount spent by Community Action Agencies (entities who received CSBG Funding) for Employment Services. Each county's percent of funding allocated is applied to this amount.
Temporary Assistance for Needy Families (TANF) program	TANF Amount to distribute is determined by county(ies) coding (method of recording expenditures) to WFCBG for Employment Services in SFY 2016-17. The percentage of funding for each county of the total allocation of the TANF Work First County Block Grant (this funding provides dollars for Employment Services Funded with TANF) is applied to the coded expenditure amount.

For additional partners that are not required partners, funds are paid directly to the Local Area WDB based on the partner's proportionate use of the center as outlined in the table below.

#### **IV. IFA Modifications**

The partners recognize that modifications to the IFA may be necessary during the program year. Any authorized representative of a partner may make a written request for modification. In order to be valid, any modification to the IFA must be in writing, with a 30-day notice, signed, and sent to Nedra Clayborne Rodriguez, Director for the Cumberland County Workforce Development Board. If the Cumberland County Workforce Development Board requests a modification, notice will be sent to the partner organization contact and address identified in section V. IFAs shall be reviewed by all partners at least **once per** year as part of the WDB's Local Plan MOU update process. (If partners are unable to reach a consensus and resolve issues related to infrastructure funding during the duration of the MOU, partner contribution defaults to the State Funding Mechanism limits).

#### **V. Partner Infrastructure Contributions**

For required partners that have a state agency, required infrastructure cost will be transferred to DWS. DWS will then distribute the funds to each WDB based on the methodology agreed on between the agency and the NC Director's Council.

Where DWS needs to contribute funds to a WDB, they will issue a funding authorization for the amount owed which will allow the WDB to draw down those funds as they are needed and will work with the DWS planning unit to generate the Notice of Funds Allocation (NFA) for the entire amount owed to that WDB. WDBs can draw the funds down as needed.

Where the WDB needs to contribute funds to DWS, DWS will issue an invoice, which will provide the required documentation and audit trail, to allow the WDB to draw down the funds and write a check to DWS. The local areas that owe DWS will be invoiced the amount owed and tracked for receipt by the DWS finance unit.

For partners cost sharing funds not distributed by the DWS, the Cumberland County Workforce Development Board will invoice Partner within 30 days of the signed MOU for infrastructure cost sharing effective July 1, 2018.

<b>NCWorks Partner</b>	<b>Infrastructure Total Share \$584,599.16</b>	<b>Funded</b>	<b>Payment</b>	<b>Partner Contact (Name, Organization, Address, email and phone number)</b>
WIOA Title I: Adult, Dislocated Worker, and Youth formula programs;	\$303,879.51	\$308,879.51	DWS	
WIOA Title I: Job Corps	\$1,949.00			
WIOA Title I: YouthBuild	N/A	N/A	N/A	
WIOA Title I: Native American programs	N/A	N/A	N/A	
WIOA Title I: National Farmworker Jobs Program (NFJP)	\$176.00			
WIOA Title III: Wagner-Peyser Act Employment Service (ES) program	\$223,642.40	\$223,642.40	DWS	
WIOA Title III: Trade Adjustment Assistance (TAA) activities				
Jobs for Veterans State Grants (JMSG) programs				
Senior Community Service Employment program (SCSEP)	\$0.00	\$0.00	\$0.00	
Unemployment Compensation (UC) programs	\$31,473.28	\$31,473.28	DWS	
Reentry Employment Opportunities (REO) programs (Second Chance Act of 2007)	\$1,949.00	\$1,949.00	DWS	
WIOA Title II: Adult Education and Family Literacy Act (AEFLA) programs	\$607.00	\$607.00	DWS	
Carl D. Perkins Career and Technical Education programs	\$579.00	\$579.00	DWS	
WIOA Title IV: Vocational Rehabilitation (VR) Services program	\$12,486.51	\$12,486.51	DWS	
Department of Housing and Urban Development Employment and Training programs	N/A	N/A	N/A	
Community Services Block Grant (CSBG) programs	\$2,012.00	\$2,012.00	DWS	
Temporary Assistance for Needy Families (TANF) program	\$5,464.00	\$5,464.00	DWS	
Division of Services for the Blind	\$381.46	\$381.46	DWS	

## VI. Term of Agreement

This Agreement will remain in effect from July 1, 2018 to June 30, 2019. It shall be reviewed by the parties as necessary or at least once per year as part of the WDB's Local Plan update.



## VII. Signatures

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Printed Name	Signature	Date
Larry Lancaster, Cumberland County Board of Commissioners Chair Representing: WIOA Title I: Adult, Dislocated, and Youth Formula Programs		

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Printed Name	Signature	Date
Bryon Vickers, Career Transition Services Manager Representing: WIOA Title I: Job Corps programs		

*Not applicable to Cumberland County*

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Printed Name	Signature	Date
WIOA Title I: YouthBuild program		

*Not applicable to Cumberland County*

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Printed Name	Signature	Date
WIOA Title I: Native American programs		

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Printed Name	Signature	Date
Suzanne Orozco, Telamon Corporation Representing WIOA Title I: National Farmworker Jobs Program (NFJP)		

---

Printed Name	Signature	Date
John Lowery, Regional Operations Director NC Department of Commerce – Division of Workforce Solutions Representing: WIOA Title III: Wagner-Peyser Act Employment Service (ES) program; WIOA Title III Trade Adjustment Assistance (TAA) activities; Jobs for Veterans State Grants (JVSF) programs		

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Printed Name	Signature	Date
Amy Cannon, Cumberland County Manager Representing: Senior Community Service Employment program (SCSEP)		

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Printed Name	Signature	Date
Lockhart Taylor, Assistant Secretary Representing: Unemployment Compensation (UC) programs		

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Printed Name	Signature	Date
Michael Westray, Regional Reentry Specialist Representing: Reentry Employment Opportunities (REO) programs (Second Chance Act of 2007)		

---

Printed Name	Signature	Date
Dr. J. Larry Keen, President of Fayetteville Technical Community College		
Representing: WIOA Title II: Adult Education and Family Literacy Act (AEFLA) programs		

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Printed Name	Signature	Date
Dr. J. Larry Keen, President of Fayetteville Technical Community College		
Representing: Carl D. Perkins Career and Technical Education programs		

---

Printed Name	Signature	Date
Alma Price Taylor, Regional Director		
Representing: WIOA Title IV: Vocational Rehabilitation (VR) Services program		

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Printed Name	Signature	Date
Christy King, District Rehabilitation Supervisor		
Representing: WIOA Title IV: Services for the Blind		

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Printed Name	Signature	Date
Amy Cannon, Cumberland County Manager		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Printed Name	Signature	Date
Cynthia Blot, Economic & Community Development Director		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Printed Name	Signature	Date
Cynthia Blot, Economic & Community Development Director		
Employment and training activities carried out by the Department of Housing and Urban Development		

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Brenda Jackson, Director		
Representing: Temporary Assistance for Needy Families (TANF) program		

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Printed Name	Signature	Date
Nedra Clayborne Rodriguez, Cumberland County Workforce Development Board Director		

# Workforce Innovation and Opportunity Act of 2014

**July 1, 2018 – June 30, 2019**

## **Infrastructure Funding Agreement Signatory Page**

### **Cumberland County Workforce Development Local Area**

We affirm that the Cumberland County Local Area Workforce Development Board (WDB) and the Chief Elected Official of the Local Area, in partnership, have developed and now submit this Local Memorandum of Understanding Signature Page and Infrastructure Funding Agreement in compliance with the provisions of the Workforce Innovation and Opportunity Act of 2014 and instructions issued by the Governor under authority of the Act.

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Submission Date

Workforce Development Board Chair

Chief Elected Official

Dina Simcox

Larry Lancaster

Manager

Chair, Cumberland County Board of  
Commissioners

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Signature

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Signature

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Date

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Date



# Workforce Innovation and Opportunity Act of 2014

**July 1, 2018 – June 30, 2019**

## **Infrastructure Funding Agreement Signatory Page**

### **Cumberland County Workforce Development Local Area**

We affirm that the Cumberland County Local Area Workforce Development Board (WDB) and the Chief Elected Official of the Local Area, in partnership, have developed and now submit this Local Memorandum of Understanding Signature Page and Infrastructure Funding Agreement in compliance with the provisions of the Workforce Innovation and Opportunity Act of 2014 and instructions issued by the Governor under authority of the Act.

---

Submission Date

Workforce Development Board Chair

Chief Elected Official

Dina Simcox

Larry Lancaster

Manager

Chair, Cumberland County Board of  
Commissioners

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Signature

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Signature

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Date

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Date



**Cumberland Workforce Development Board  
PY 2018 Cost Sharing Allocation Summary**

**Total Infrastructure Costs** **\$584,599.16**

**Program Allocations**

<b>Agency</b>	<b>Program</b>	<b>Allocation</b>	
NCCCS	Adult Education & Family Literacy (AEFLA)	\$607.00	
NCCCS	Carl Perkins Career & Technical Education (CTE)	\$579.00	
DHHS	Vocational Rehabilitation (VR)	\$12,486.51	
DHHS	Division of Services for the Blind (DSB)	\$381.46	
DHHS	Senior Community Service Employment Program (SCSEP)	\$0.00	
DHHS	Community Service Block Grants (CSBG)	\$2,012.00	
DHHS	Temporary Aid to Needy Families (TANF)	\$5,464.00	
DES	Unemployment Insurance (UI)	\$31,473.28	
	<b>Total Allocations</b>	<b>\$53,003.25</b>	
	<b>Balance of Infrastructure Costs</b>		<b>\$531,595.91</b>

**Headcount/Cost Distribution Percentage**

<b>Agency</b>		<b>Headcount Percentage</b>	<b>Percentage of Cost Paid</b>
DWS	Title 3, JVSG, TAA	42.07%	50.69%
WDB	Title 1	57.93%	49.31%
	<b>Total Headcount</b>	<b>37.98</b>	

**Allocation of Balance of Infrastructure Costs (Headcount method)<sup>1</sup>**

DWS	Balance of Infrastructure Costs x DWS Headcount %	\$223,642.40	
WDB	Balance of Infrastructure Costs x WDB Headcount %	\$307,953.51	<i>/15,800 total sq. ft. = \$19.49 per sq. ft.</i>
	<b>Total</b>	<b>\$531,595.91</b>	

Infrastructure Cost Paid by the WDB (Balance of Infrastructure Costs x %age of Cost Paid )	\$262,129.94
Based on Headcount Percentage, the WDB Should Have Paid	\$307,953.51

<b>Due To/(Due From) WDB</b>	<b>(\$45,823.57)</b>
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Allocated State Level Contribution	\$53,003.25
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<b>Net Amount Due To/(Due From) WDB*</b>	<b>\$7,179.68</b>
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(Figures in black represent amount DWS owes. Figures in red represent what WDB owes)

\*Amounts owed to WDBs by DWS will be made through the WISE NFA process. WDBs will receive an NFA for PY2018 4050 funds. Funds expire June 30, 2019.

Amounts owed to DWS by WDBs will be made through the WISE NFA process. WDB Directors will be contacted by assigned planner to determine which funds will be used to pay for infrastructure costs.

The amount owed may be deobligated from Administrative, Youth, Adult, DW, or a combination of funds. An NFA will be issued for the de-obligated amount.

<sup>1</sup>Total cost that should be covered by each entity based on agreed to methodology



**OFFICE OF THE COUNTY ATTORNEY**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY MANAGER AND COUNTY ATTORNEY**

**DATE: 11/14/2018**

**SUBJECT: APPROVAL OF THE EXERCISE OF AN OPTION TO PURCHASE REAL  
PROPERTY LOCATED AT 500 EXECUTIVE PLACE, FAYETTEVILLE**

**BACKGROUND**

In previous closed session discussions, the Board has indicated its intent to approve the purchase of the real property located at 500 Executive Place, Fayetteville, for a purchase price of Five Million, One Hundred Thousand Dollars (\$5,100,000) to be used for governmental purposes. County management has had a professional consultant evaluate the property and has determined it is suitable for governmental use. If approved by the Board, closing is scheduled for November 20, 2018

**RECOMMENDATION / PROPOSED ACTION**

County manager and county attorney recommend approval of the exercise of the option to purchase the property.

**ATTACHMENTS:**

Description

Option to Purchase

Amendment to Option

Type

Backup Material

Backup Material



NORTH CAROLINA

OPTION

CUMBERLAND COUNTY

This Option Agreement, made and entered into this \_\_\_\_\_ day of August, 2018, by and between MLW Farms, LLC, a North Carolina limited liability company having an office at 576 Executive Place, Fayetteville, NC 28305 ("Seller"), and County of Cumberland, a body corporate and politic and a political subdivision of the State of North Carolina, with a business address at P.O. Box 1829, Fayetteville, NC 28302 ("Buyer").

WITNESSETH

That for and in consideration of the sum of Ten Thousand Dollars (\$10,000), the receipt of which is hereby acknowledged, Seller does hereby give and grant unto Buyer the right and option to purchase from Seller a certain tract or parcel of real property ("the Property") lying and being in Cumberland County, North Carolina, and more particularly described in the deed recorded in Book 6860 at page 753, Cumberland County Registry, and identified as Tax Parcel Number 0427-22-4649.

The terms and conditions of this option are as follows:

*First.* This option shall begin August 6, 2018, and end 12:00 midnight December 6, 2018.

*Second.* If Buyer exercises this option and elects to purchase the Property, the purchase price shall be determined as follows: During the option period, Buyer shall obtain a fair market appraisal of the property that would suffice for condemnation purposes. The appraised value shall be Buyer's offer. Seller's asking price is now Six Million Seven Hundred Fifty Thousand Dollars (\$6,750,000.00). **If the appraised value is within twenty percent (20%) of Seller's asking price, Seller shall accept the appraised value as the purchase price. If the appraised value is not within twenty percent of Seller's asking price, the parties shall attempt to negotiate a purchase price.**

*Third.* At any time within the period above limited, but not thereafter, Seller will make, execute, and deliver to Buyer a good and sufficient deed for the land in fee simple with general warranty and free from encumbrances upon the payment by Buyer of the purchase price.

*Fourth.* If the land be sold by the Seller to the Buyer under the terms of this option, the sum for which a receipt is herein given shall be a credit on the cash payment of the purchase price, but if the land is not purchased by the Buyer within the period above limited, the sum shall be retained by Seller as the purchase price of this option and thereafter the Buyer shall have no further rights under this option.

*Fifth.* Purchaser will not actively market the property for sale or list it with any realtor or broker during the option period; however; Purchaser shall be entitled show the property to prospective buyers throughout the option period and to accept further options or contracts for sale that are made contingent upon Buyer's failure to exercise this option.

*Sixth.* Buyer, through its officials, employees, agents, and contractors shall be entitled to enter upon the property at any time during the option period for the purpose of conducting its due diligence, to include surveys, inspections and analysis of the structure and its components to determine its suitability for Buyer's purposes.

IN TESTIMONY WHEREOF, the Seller has hereunto set his hand and seal the day and year first above-written.

MLW Farms, LLC, a North Carolina limited liability company

By: \_\_\_\_\_  
Managing Member

NORTH CAROLINA  
CUMBERLAND COUNTY

I, \_\_\_\_\_, a Notary Public in and for the State of North Carolina, certify that \_\_\_\_\_ personally appeared before me this day and acknowledged that he is the Managing Member of MLW Farms, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of such entity, he signed the foregoing instrument in its name on its behalf as its act and deed.

WITNESS my hand and seal this the \_\_\_\_ day of August, 2018.

\_\_\_\_\_  
*Notary Public*

My commission expires: \_\_\_\_\_

NORTH CAROLINA

AMENDMENT TO OPTION

CUMBERLAND COUNTY

This Amendment to Option, made and entered into this \_\_\_\_\_ day of October, 2018, by and between MLW Farms, LLC, a North Carolina limited liability company having an office at 576 Executive Place, Fayetteville, NC 28305 (“Seller”), and County of Cumberland, a body corporate and politic and a political subdivision of the State of North Carolina, with a business address at P.O. Box 1829, Fayetteville, NC 28302 (“Buyer”).

WITNESSETH:

Whereas, the parties to this Amendment to Option entered into an option agreement dated August 6, 2018, by which Seller gave an option to Buyer to purchase that real property described in the deed recorded in Book 6860 at page 753, Cumberland County Registry, and identified as Tax Parcel Number 0427-22-4649 (“the Option”); and

Whereas, the Option provides that the sales price of the Property shall be negotiated upon Buyer’s obtaining a fair market appraisal of the Property; and

Whereas, Buyer has received the fair market appraisal and the parties wish to state the sales price as a term of the Option.

That for and in consideration of the consideration paid for the Option, and other good and valuable consideration, the parties amend the Option as follows:

*First.* The sales price of the Property shall be Five Million, One Hundred Thousand Dollars (\$5,100,000).

*Second.* Closing shall occur before the end of the Option period.

*Third.* 2018 property taxes on the Property shall be pro-rated as to the date of closing and Seller shall be responsible for the property taxes to the date of closing.

*Fourth.* Seller shall be responsible for the excise tax due upon recording the deed to Buyer.

*Fifth.* All the terms and conditions of the Option which are not inconsistent with the terms of this Amendment shall remain in full force and effect.

IN TESTIMONY WHEREOF, the parties have hereunto set their hands and seals the day and year first above-written.

MLW Farms, LLC, a North Carolina limited liability company

By: \_\_\_\_\_  
Managing Member

Attest:

County of Cumberland

BY: \_\_\_\_\_  
Candice White, Clerk

BY: \_\_\_\_\_  
Amy Cannon, County Manager

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

I, \_\_\_\_\_, a Notary Public in and for the State of North Carolina, certify that Candice White personally came before me this day and acknowledged that she is Clerk to the Board of County Commissioner, a body politic and corporate of the State of North Carolina, and that by authority duly given and as the act of the COUNTY OF CUMBERLAND, the foregoing instrument was signed in its name by AMY CANNON, who is its County Manager, and sealed with its corporate seal and attested by herself as Clerk to the said Board.

WITNESS my hand and seal this \_\_\_\_\_ day of October, 2018.

\_\_\_\_\_  
*Notary Public*

My commission expires: \_\_\_\_\_

NORTH CAROLINA  
CUMBERLAND COUNTY

I, \_\_\_\_\_, a Notary Public in and for the State of North Carolina, certify that \_\_\_\_\_ personally appeared before me this day and acknowledged that he is the Managing Member of MLW Farms, LLC, a North Carolina limited liability company, and that by authority duly given and as the act of such entity, he signed the foregoing instrument in its name on its behalf as its act and deed.

WITNESS my hand and seal this the \_\_\_\_\_ day of October, 2018.

\_\_\_\_\_  
*Notary Public*

My commission expires: \_\_\_\_\_



**OFFICE OF THE COUNTY ATTORNEY**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 11/14/2018**

**SUBJECT: APPROVAL OF AGREEMENT WITH HOPE MILLS FOR THE COUNTY TO  
COMPLETE THE PERMITTING AND INSPECTION OF THE CRAFT  
BREWERY DEVELOPMENT AT 5435 CORPORATION DRIVE**

**BACKGROUND**

County Planning and Inspections staff approved a site plan containing three buildings for a craft brewery development at 5435 Corporation Drive and issued a building permit for the main building. After construction commenced, the property was annexed by the Town of Hope Mills. When the main building was about 90% complete, county staff issued a stop-work order and the building permit was revoked because the owner changed contractors and the permit was issued in the name of the original contractor. Because the land is no longer in the county's jurisdiction, the county cannot issue any further permits or the Certificate of Occupancy. The permit fees are not refundable. The Town of Hope Mills has asked the County Inspections Department to complete the permitting and inspections of all three buildings. On November 5, 2018, the Town Board of Commissioners approved an agreement granting the county the authority to complete the permitting and inspections of this project. County inspections staff are aware of the Town's request and are prepared to complete the project.

**RECOMMENDATION / PROPOSED ACTION**

County attorney recommends approval of the Agreement which was approved by the Hope Mills Board of Town Commissioners on November 5, 2018.

**ATTACHMENTS:**

Description

INSPECTIONS AGREEMENT APPROVED BY HOPE MILLS

Type

Backup Material

Approved by Hope Mills Board of Commissioners Nov. 5, 2018 - Attest to by Clerk,  
Jane Sterling

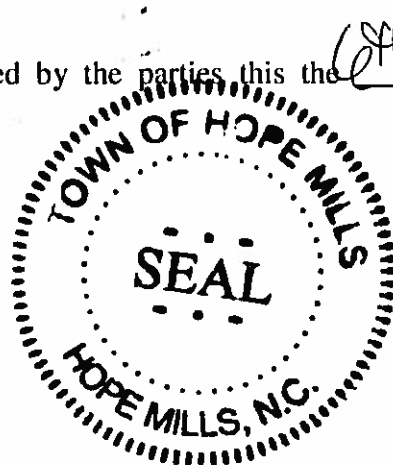
NORTH CAROLINA  
CUMBERLAND COUNTY

### MEMORANDUM OF UNDERSTANDING

1. The Parties to this memorandum of understanding ("memorandum") are the Town of Hope Mills ("the Town") and Cumberland County ("the County").
2. The purpose of this memorandum is to set forth the understanding between the parties concerning the permitting of the building site plan (Brewery, Hamburger Stand and Pavillion) at 5435 Corporation Dr. ("the property").
3. The County began the permitting process for the property prior to the Town's annexation of the property. After annexation, the original permit was revoked, and a new permit is required. Due to the annexation, the Town would ordinarily have jurisdiction over the permitting process at this point. However, because the project began under jurisdiction of the County, the parties agree that the County should continue to handle the permitting process.
4. At the Town's request, the County will retain jurisdiction over the permitting process for the property, and will issue a new building permit to complete the entire development as shown on the previously approved site plan.
5. At the Town's request, the County will retain jurisdiction over the issuance of the final Certificate of Occupancy for all permitted uses indoors and outdoors.
6. Following the issuance of a final Certificate of Occupancy, any future development of the property not shown on the previously approved site plan will fall under the jurisdiction of the Town.

This Memorandum of Understanding is executed by the parties this the 10th day of November, 2018.

BY: Melissa R. Adams  
Melissa Adams, Town Manager



BY: \_\_\_\_\_  
Amy Cannon, County Manager



**OFFICE OF THE COUNTY ATTORNEY**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY MANAGER AND COUNTY ATTORNEY**

**DATE: 11/14/2018**

**SUBJECT: APPROVAL OF AMENDMENTS TO THE INTERLOCAL AGREEMENT  
ESTABLISHING THE JOINT PLANNING BOARD**

**BACKGROUND**

The original interlocal agreement establishing the Joint Planning Board was adopted in 1973. Other than changes in the participating municipalities, the agreement has not been substantially changed. The current agreement provides that the Planning Board will appoint an "Acting Director" from among other Planning staff to serve as Director upon the position becoming vacant and until a successor is hired. It further provides that the Planning Board will recommend persons who may be suitable to serve as the Director to the County Manager. Then the County Manager and the Managers or Administrators of each participating town which has a manager or administrator will form a committee to nominate the Director to the Board of County Commissioners. The Board of County Commissioners will make the final selection and is not limited to the recommendation made by the committee of managers. Under the current agreement, only the Board of Commissioners has the authority to terminate the Planning Director.

The County Manager is requesting that the agreement be amended to make the hiring and managerial supervision of the Planning Director consistent with the treatment of other county department heads that are subject to the direct supervision and control of the county manager. The proposed amendments will do that by making the Planning Director a regular county department head that reports directly to the County Manager. Because this is an interlocal agreement, the amended agreement will have to be approved by each participating town.

**RECOMMENDATION / PROPOSED ACTION**

County Manager and County Attorney recommend approval of the amended agreement to make the position of Director of Planning and Inspections a regular county department head subject to the supervision and control

of the County Manager.

**ATTACHMENTS:**

Description

Type

Amended Joint Planning Board Agreement

Backup Material



## **JOINT PLANNING INTERLOCAL AGREEMENT**

STATE OF NORTH CAROLINA

NOVEMBER \_\_, 2018

COUNTY OF CUMBERLAND

THIS JOINT UNDERTAKING AND INTERLOCAL AGREEMENT, made and entered into by the County of Cumberland, and the municipalities of Eastover, Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman and Wade.

### **WITNESSETH:**

In order to provide the benefits of a continuous comprehensive planning program for Cumberland Count and municipalities in the County, the parties desire to provide for a Joint Planning Board pursuant to the authority of Article 20, Part 1 of Chapter 160A of the North Carolina General Statutes.

The parties recognize that there has heretofore been created and established a Joint Planning Board under a contract dated January 13, 1968 and thereafter pursuant to an Agreement approved by the Board of Commissioners of Cumberland County on May 8, 1973 and by the municipalities within Cumberland County on varying dates in 1973. The participating jurisdictions now enter into this ~~Joint Undertaking and~~ Interlocal Agreement for the purpose of continuing in effect, as to such participating jurisdictions, the Joint Planning Board thus established.

NOW THEREFORE, by the execution of this agreement the parties hereto contract and agree as follows:

1. The parties hereto establish in Cumberland County one Joint Planning Board as authorized by the General Statutes of North Carolina and the same shall hereafter be continued under the terms of this agreement. The membership of the Joint Planning ~~Board~~ Board shall consist of equitable representation from each municipality and from the unincorporated areas of the County as follows:

<u>Governmental Unit</u>	<u>Number of Members to be Appointed</u>
Cumberland County Board of Commissioners	4
Eastover Town Council	1
Hope Mills Board of Town Commissioners	1
Aldermen of the Town of Linden	1
Spring Lake Board of Alderman	1
Stedman Board of Town Commissioners	1
Board of Commissioners of the Towns of Godwin, Falcon & Wade	1
	<hr/>
TOTAL	10

2. The term of membership of the Joint Planning Board shall be for four years. No member shall serve more than two full terms, except that, upon recommendation of two-thirds of the Joint Planning Board it may recommend a third full term to the governing board making the appointment.

3. The by-laws of the Joint Planning Board, and any amendment thereof, shall be approved by the Joint Planning Board and by the governing boards of the jurisdictions representing a majority in voting interest of the Joint Planning Board.
4. The Joint Planning Board shall be the designated planning agency for the participating jurisdictions. It shall be responsible for developing a continuing comprehensive planning program for the entire county and each participating municipality in the county by working from the existing plans of each city and town in the county to improve and develop the same and incorporate such planning into a comprehensive plan extending throughout the county. In developing the continuing comprehensive planning program, the Joint Planning Board shall give due regard to the study priorities and requests for special study effort provided by participating jurisdictions. Any participating jurisdiction may delegate all or part of its subdivision control and zoning programs to the Joint Planning Board. All recommendations as to zoning and subdivision control, as delegated by each participating municipality, shall be made to the governing boards of the jurisdiction in which the property to be affected is situated, and to the County Board of Commissioners as to areas outside of incorporated municipal limits.
5. The Joint Planning Board will make, or cause to be made under its supervision, the basic studies necessary to maintain a continuing long-range comprehensive program. It shall be the duty of the Joint Planning Board to report to each participating governmental unit in the country through its administrator, or to the governing board when requested to do so, furnishing information and recommendations regarding the needs, conditions, resources, and plans to, meet the needs for the development and orderly growth of the county and participating jurisdictions. The Joint Planning Board shall have, and the governing boards of the participating jurisdictions hereby delegate to the Joint Planning Board, all or part of the powers, authority and functions provided in the General Statutes of North Carolina for and to municipal and county planning boards.

6. The Joint Planning Board shall be provided with a Director and technical staff sufficient to perform its functions and to carry out such subdivision control and zoning programs as are delegated to it by any participating jurisdiction. The County will provide suitable office space and equipment for the Joint Planning Board and the staff.

7. In the event of vacancy in the position of the Planning Director, the ~~Planning Board~~ ~~County Manager~~ will promptly appoint ~~some other member of the planning staff as an~~ Interim Director “~~Acting Director~~” to serve as ~~Director~~ until the successor Director is selected and takes office. The selection of the Director shall be carried out ~~by the~~ County Manager in consultation with the Planning Board’s Chairman and Vice Chairman. The appointment of the Planning Director shall be in accordance with N.C.G.S. § 153A-82. The Director will be a County employee subject to the County’s Personal Policies and other employee regulations and shall be under the direct supervision of the County Manager or any Assistant County Manager designated by the County Manager. ~~in the following manner: First, the Planning Board may make timely recommendations of one or more qualified persons believed to be good prospects for the position and furnish the names and biographical data on each such prospect to the County Manager. The managers and/or administrators of all participating jurisdictions shall serve as a committee to choose the new Director after appropriate study, interviews, and consultations with their respective governing boards. The Director shall be nominated by majority vote of this committee. The County Board of Commissioners shall appoint the Director upon recommendations of the committee. The committee shall not be limited to the recommendations of the Joint Planning Board and the County Board of Commissioners shall not be limited to the recommendation of the committee. The County Board of Commissioners shall have the authority to terminate the employment of the Planning Director.~~

7.8. The staff of the Planning Department herein provided for shall be selected and supervised by the Planning Director and employed as County employees in compliance with the personnel policies of the County. All such employees will serve under the direction and supervision of the Director of the Planning Department. The Director and his or her professional staff shall comprise the Planning Department of the County. As to all administrative matters, the Planning Department will be a department of the County, and subject to the County's personnel and fiscal policies regulations and procedures. In its planning functions, the staff will be directed and supervised by the Planning Director.

8.9. Each year by the time specified by the County Manager, the Planning Director shall submit a budget proposed in the format prescribed by the County Manager, with such documentation as may be required to identify and support the cost of the studies and programs recommended by the Joint Planning Board and identifying the proposed contribution of each participating jurisdiction. In order to fund the approved budget each municipality and the County will appropriate to the total budget less federal funds and other revenues accruing to the Joint Planning Board on a population basis using the same formula as used in the distribution of the local sales tax revenue, adjusted as for the cost of any extraordinary study or program requested by any individual participating jurisdiction to be conducted by the Planning Department. Participating jurisdictions shall make their contributions to the Joint Planning Board budget on a fiscal quarter basis.

9.10. This agreement shall be effective upon approval and execution on behalf of the Board of Commissioners of Cumberland County and any one participating municipality in Cumberland County, and shall thereafter be effective as to any subsequent participating municipality upon approval and execution on behalf of any such subsequent participating municipality.

IN WITNESS WHEREOF, the participating jurisdictions have caused this agreement to be duly executed in each of their official names, by their respective duly authorized officials, this the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

CUMBERLAND COUNTY

By: \_\_\_\_\_  
Chairman, Board of County Commissioners

ATTEST:

\_\_\_\_\_  
Clerk to the Board

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_\_, 2018

By:

\_\_\_\_\_  
Eastover Town Clerk

\_\_\_\_\_  
Mayor, Town of Eastover

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_, 2018

By:

\_\_\_\_\_  
Falcon Town Clerk

\_\_\_\_\_  
Mayor, Town of Falcon



**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_, 2018

By:

\_\_\_\_\_  
Godwin Town Clerk

\_\_\_\_\_  
Mayor, Town of Godwin

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_, 2018

By:

\_\_\_\_\_  
Hope Mills Town Clerk

\_\_\_\_\_  
Mayor, Town of Hope Mills

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_\_, 2018

By:

\_\_\_\_\_  
Linden Town Clerk

\_\_\_\_\_  
Mayor, Town of Linden

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_\_, 2018

By:

\_\_\_\_\_  
Spring Lake Town Clerk

\_\_\_\_\_  
Mayor, Town of Spring Lake

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_, 2018

By:

\_\_\_\_\_  
Stedman Town Clerk

\_\_\_\_\_  
Mayor, Town of Stedman

**JOINT PLANNING BOARD INTERLOCAL AGREEMENT**

November \_\_\_\_, 2018

By:

\_\_\_\_\_  
Wade Town Clerk

\_\_\_\_\_  
Mayor, Town of Wade



## **BUDGET DIVISION**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: MELISSA CARDINALI, ASSISTANT COUNTY MANAGER**

**DATE: 11/14/2018**

**SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE  
NOVEMBER 19, 2018 BOARD OF COMMISSIONERS' AGENDA**

#### **BACKGROUND**

##### **General Fund 101**

**1) General Government Other - Budget Ordinance Amendment B191334 in the amount of \$1,083,825 to budget a transfer between the General Fund and the Capital Investment Fund for the sale of property**

The Board is requested to approve Budget Ordinance Amendment B191334 in the amount of \$1,083,825. In FY18, proceeds from the sale of real property to Campbell Soup Supply, LLC were received in the amount of \$1,083,825 and placed in the General Fund. This request is to transfer the funds from that sale into the Capital Investment Fund to be used for special projects.

Please note this amendment requires appropriation of fund balance.

**2) Public Health - Budget Ordinance Amendment B190064 to recognize Medicaid revenue from the North Carolina Department of Health and Human Services in the amount of \$30,235**

The Board is requested to approve Budget Ordinance Amendment B190064 in the amount of \$30,235 representing Medicaid revenue received from the North Carolina Department of Health and Human Services. The funds will be used to purchase replacement computers for several clinics within the Cumberland County Health Department. Cumberland County Information Services department performed an assessment of computers within the Health Department and determined 41 computers need to be replaced to be compatible with necessary software upgrades.

Please note this amendment requires no additional county funds.

**3) Sobriety Court - Budget Ordinance Amendment B191059 to recognize grant funds in the amount of \$8,000 from the North Carolina Governor's Highway Safety Program**

The Board is requested to approve Budget Ordinance Amendment B191059 to recognize grant funding from the North Carolina Governor's Highway Safety Program in the amount of \$8,000. These funds are for the Traffic Safety Project which includes pretrial monitoring of drivers at high risk for driving while intoxicated.

Please note this amendment requires no additional county funds.

**4) Cooperative Extension - Budget Ordinance Amendment B190210 to recognize a private donation in the amount of \$2,000**

The Board is requested to approve Budget Ordinance Amendment B190210 to recognize a donation in the amount of \$2,000 from the Cumberland County Fair event. The donation will be used to purchase jackets and shirts for the employees of the Cooperative Extension Department to be worn during the fair, farm visits, teaching classes, and agriculture tours.

Please note this amendment requires no additional county funds.

**Senior Aides Fund 256**

**5) Senior Aides - Budget Ordinance Amendment B191346 to align the Senior Aids FY19 budget to the updated grant award from Senior Services of America in the amount of \$20,445**

The Board is requested to approve Budget Ordinance Amendment B191346 in the amount of \$20,445. During the budget process, Senior Services of America had not released the FY19 grant figures; therefore, the FY18 grant award was used as the budget basis. Fiscal Year 2019 grant information has been received from Senior Services of America allowing the FY19 budget to be aligned accordingly.

Please note this amendment requires no additional county funds.

**RECOMMENDATION / PROPOSED ACTION**

Approve Budget Ordinance Amendments





## **ENGINEERING AND INFRASTRUCTURE DEPARTMENT**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JEFFERY P. BROWN, PE, ENGINEERING & INFRASTRUCTURE DIRECTOR**

**DATE: 11/13/2018**

**SUBJECT: CONTRACT FOR PARKING LOT IMPROVEMENTS AT CROWN COMPLEX**

#### **BACKGROUND**

The Capital Improvement Plan (CIP) identified repairs for the East Parking Lot and the remaining portion of the Agri-Expo parking lots at the Crown Complex. The project consists of asphalt removal, asphalt paving and pavement markings for the both parking lots.

A pre-bid meeting was held on October 1, 2018, in which all local contractors were invited to attend. The bid opening was originally scheduled for October 15, 2018, but due to an insufficient number of bids, the bid opening had to be rescheduled. The bid opening was held on October 26, 2018. The bids were presented to the Facilities Committee on November 1st. The lowest, responsible and responsive bid was submitted by Highland Paving Company, LLC in the amount of \$1,328,480.00.

#### **RECOMMENDATION / PROPOSED ACTION**

The Facilities Committee approved the recommendations listed below at its November 1, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its November 19, 2018, Board of Commissioners' Meeting:

1. Accept the bids and award a contract to Highland Paving Company, LLC in the amount of \$1,328,480.00.
2. Establish a contingency in the amount of \$100,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.

**ATTACHMENTS:**

Description	Type
Certified Bid Tab	Backup Material



930 Main Campus Drive, Suite 151  
Raleigh, North Carolina 27606  
919.827.0864  
www.daa.com

October 29, 2018

Jeffery P. Brown, PE, Engineering and Infrastructure Director  
County of Cumberland  
130 Gillespie St, Room 214  
Fayetteville, NC 28301

**RE: Recommendation of Award  
Existing Parking Lot Repairs – Expo Center – Crown Center Complex  
Draper Aden Associates Project No. 17090499-04**

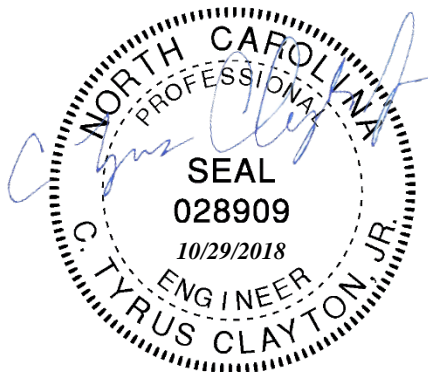
Dear Mr. Brown:

The bids for the above referenced project were opened on October 26, 2018. They have been carefully reviewed. Attached is a certified bid tabulation of the bids received for your records. The apparent low bidder was Highland Paving Company, LLC, with a base bid in the amount of \$1,328,480.00. Highland Paving's bid on the official bid documents (\$1,327,480.00) was found to be \$1000.00 off of the calculated bid total. Highland Paving's bid contained the appropriate documentation and bid bond and was executed properly.

Please give me a call should you have any questions.

Sincerely,

**DRAPER ADEN ASSOCIATES**



C. Tyrus Clayton, Jr., PE  
Senior Project Manager/Associate

cc: file  
Attachments: Certified Bid Tabulation

# CERTIFIED BID TABULATION

**PROJECT:** Existing Parking Lot Repairs - Expo Center Crown Center Complex

**PROJECT #:** 17090499-04

**BID DATE:** 10.26.2018

**BID TIME:** 2:00 PM

**LOCATION:** Cumberland County Engineering and Infrastructure -  
Historic Courthouse, 130 Gillespie St. Fayetteville, NC

	Barnhill Contracting Company	Highland Paving Company, LLC
GC License#	3194	55505
Addendum Noted	Yes (5)	Yes (5)
Bid Bond	Yes	Yes
<b>Base Bid</b>	<b>\$1,607,580.00</b>	<b>\$1,328,480.00</b>
<b>Add alternate #1 (cost/EA)</b>	<b>\$6,700.00</b>	<b>\$9,600.00</b>
<b>Add alternate #2 (cost/EA)</b>	<b>\$6,740.00</b>	<b>\$8,100.00</b>



C. Tyrus Clayton, Jr., PE Senior  
Project Manager/Associate



**Draper Aden Associates**  
Engineering ♦ Surveying ♦ Environmental Services

930 Main Campus Drive, Suite 151, Raleigh, North Carolina 27606

Phone: 919-827-0864 – Fax: 919-839-8138 – [www.daa.com](http://www.daa.com) License – No. C-0861

This is to certify that the bids tabulated herein were publicly opened and read aloud at 2:00PM on the 26th day of October, 2018 at the Cumberland County Engineering and Infrastructure Department, Fayetteville, NC.

Detailed Bid Tabulation			Barnhill Contracting		Highland Paving	
Item	Unit	Quantity	Unit Price	Total Price	Unit Price	Total Price
Mobilization, Insurance, etc.	1	LS	\$ 167,600.00	\$ 167,600.00	\$ 16,000.00	\$ 16,000.00
Inlet Protection	1	LS	\$ 8,300.00	\$ 8,300.00	\$ 2,500.00	\$ 2,500.00
Remove existing asphalt	2,400	CY	\$ 52.00	\$ 124,800.00	\$ 26.00	\$ 62,400.00
Remove base to a depth of 2"	2,400	CY	\$ 32.00	\$ 76,800.00	\$ 20.00	\$ 48,000.00
Demolition of sidewalk	1,750	SY	\$ 7.00	\$ 12,250.00	\$ 12.00	\$ 21,000.00
Demolition of curb & gutter	200	LF	\$ 25.00	\$ 5,000.00	\$ 12.00	\$ 2,400.00
Remove handicap parking signs	25	EA	\$ 125.00	\$ 3,125.00	\$ 10.00	\$ 250.00
Fine Grade & Compact Existing Base course	42,600	SY	\$ 1.45	\$ 61,770.00	\$ 1.25	\$ 53,250.00
Surface Course, 1.5" S9.5B	3,550	Tons	\$ 112.60	\$ 399,730.00	\$ 90.00	\$ 319,500.00
Intermediate Course, 2.5" I19.0C	5,850	Tons	\$ 96.50	\$ 564,525.00	\$ 90.00	\$ 526,500.00 *
4" Thermoplastic pavement lines	34,000	LF	\$ 1.45	\$ 49,300.00	\$ 1.50	\$ 51,000.00
Thermoplastic handicap symbols	22	EA	\$ 365.00	\$ 8,030.00	\$ 385.00	\$ 8,470.00
Handicap signs	26	EA	\$ 175.00	\$ 4,550.00	\$ 185.00	\$ 4,810.00
Concrete Sidewalk repair & Handicap Drop-off	1,750	SY	\$ 25.00	\$ 43,750.00	\$ 65.00	\$ 113,750.00
Standard Curb & Gutter	200	LF	\$ 35.00	\$ 7,000.00	\$ 35.00	\$ 7,000.00
Landscape Island ( includes ribbon curb, stone, and landscaping)	9	EA	\$ 6,600.00	\$ 59,400.00	\$ 9,600.00	\$ 86,400.00
Grass – seeding and mulch	1	LS	\$ 7,800.00	\$ 7,800.00	\$ 3,600.00	\$ 3,600.00
Concrete Wheelstops (Supplied and Installed)	22	EA	\$ 175.00	\$ 3,850.00	\$ 75.00	\$ 1,650.00
<b>Total Base Bid</b>				<b>\$1,607,580.00</b>		<b>\$1,328,480.00</b>

\* Highland Paving's math on official bid documents was off \$1000.00 for the bid item indicated



## **ENGINEERING AND INFRASTRUCTURE DEPARTMENT**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JEFFERY P. BROWN, PE, ENGINEERING & INFRASTRUCTURE DIRECTOR**

**DATE: 11/14/2018**

**SUBJECT: CONTRACT FOR EAST SLOPE CLOSURE PROJECT AT ANN STREET LANDFILL AND ASSOCIATED BUDGET ORDINANCE AMENDMENT #B191061**

#### **BACKGROUND**

There are specific areas within landfill cells one through eight that have reached the final elevations in which waste can be placed at the Ann Street Landfill. Therefore, these areas can be officially closed out or capped. Capping these areas will tremendously reduce the maintenance costs as well as increase the ability to maintain compliance with environmental regulations. The project scope includes surveying, clearing, site preparation, soil placement, geosynthetics, stormwater berms, stormwater pipes, landfill gas pipe and seeding.

A non-mandatory pre-bid meeting was held on September 20, 2018, in which all specialty contractors were invited to attend. The bid opening was initially scheduled for October 11, 2018, however it had to be rescheduled due to Hurricane Michael. The bid opening was rescheduled for October 16, 2018. The lowest, responsible and responsive bid was submitted by Shamrock Environmental Corporation in the amount of \$4,058,342.20. A 10% contingency is included in the contract amount. The project was included in the FY19 Budget in the amount of \$3,550,000. Therefore, a budget ordinance amendment will be required to transfer money from Solid Waste Fund Balance in the amount of \$508,343 in order to award the contract.

#### **RECOMMENDATION / PROPOSED ACTION**

The Facilities Committee approved the recommendations listed below at its November 1, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its November 19, 2018, Board of Commissioners' Meeting:

1. Accept the bids for the East Slope Closure Project at the Ann Street Landfill and award a contract to Shamrock Environmental Corporation in the amount of \$4,058,342.20 inclusive of 10% for contingency

purposes.

2. Approve Budget Ordinance Amendment #B191061 in the amount of \$508,343 for additional funding needed to award a contract for the bid amount. This amount is the difference between the bid amount and the budgeted amount. The additional funding is being transferred from Solid Waste Fund Balance.

**ATTACHMENTS:**

Description

Bid Memo from SCS

Type

Backup Material

October 24, 2018  
File No. 02217304.05

## MEMORANDUM

TO: Jeffery Brown, PE  
FROM: Steve Lamb, PE */SLC*  
SUBJECT: East Slope Closure Project  
Bid Tabulation and Recommendation

The County received bids from five contractors for the East Slope Closure Project at the Ann Street Landfill. SCS tabulated all bids. The bid totals, including a 10 percent contingency, ranged from \$4,058,342 to \$6,364,798.

Low bid was submitted by Shamrock Environmental Corporation.

SCS Engineers recommends the County accept the bid from Shamrock Environmental Corporation.





CUMBERLAND COUNTY - ANN STREET LANDFILL  
REVISED BIDDING FORM  
EAST SLOPE CLOSURE PROJECT

PAY ITEM #	DESCRIPTION	UNIT	ESTIMATED QUANTITY	Conti		Preston		Shamrock		Triangle		Wells Brothers	
				UNIT PRICE	EXTENDED- TOTAL PRICE	UNIT PRICE	EXTENDED- TOTAL PRICE	UNIT PRICE	EXTENDED- TOTAL PRICE	UNIT PRICE	EXTENDED- TOTAL PRICE	UNIT PRICE	EXTENDED- TOTAL PRICE
1	Bonds and Insurance	LS	1	\$31,192.00	\$31,192.00	\$45,680.00	\$45,680.00	\$37,128.00	\$37,128.00	\$119,620.00	\$119,620.00	\$50,000.00	\$50,000
2	Mobilization and Demobilization	LS	1	\$250,000.00	\$250,000.00	\$267,000.00	\$267,000.00	\$158,445.00	\$158,445.00	\$250,000.00	\$250,000.00	\$235,000.00	\$235,000
3	E&S Control Measures includes matting and one time cleaning out perimeter channel after construction	LS	1	\$180,000.00	\$180,000.00	\$105,000.00	\$105,000.00	\$40,219.00	\$40,219.00	\$530,000.00	\$530,000.00	\$170,000.00	\$170,000
4	Survey and Record Drawings	LS	1	\$126,318.00	\$126,318.00	\$59,000.00	\$59,000.00	\$39,050.00	\$39,050.00	\$100,000.00	\$100,000.00	\$40,000.00	\$40,000
5	Site Preparation - Strip mulch and topsoil	AC	12.8	\$8,200.00	\$104,960.00	\$5,800.00	\$74,240.00	\$4,590.00	\$58,752.00	\$10,000.00	\$128,000.00	\$9,000.00	\$115,200
6	12" - Intermediate Soil Cover	CY	21,000	\$24.00	\$504,000.00	\$39.30	\$825,300.00	\$21.23	\$445,830.00	\$28.00	\$588,000.00	\$30.00	\$630,000
7	18" - Protective Soil Cover	CY	31,000	\$27.00	\$837,000.00	\$39.60	#####	\$26.41	\$818,710.00	\$27.00	\$837,000.00	\$33.00	\$1,023,000
8	6" - Top Soil	CY	10,500	\$28.00	\$294,000.00	\$42.30	\$444,150.00	\$26.89	\$282,345.00	\$33.00	\$346,500.00	\$31.00	\$325,500
9	Excavate and Backfil Sideslope Anchor Trench	LF	900	\$14.00	\$12,600.00	\$22.00	\$19,800.00	\$2.19	\$1,971.00	\$20.00	\$18,000.00	\$13.00	\$11,700
10	Excavate and Backfill Top of Slope Anchor Trench	LF	1,050	\$14.00	\$14,700.00	\$32.00	\$33,600.00	\$1.97	\$2,068.50	\$20.00	\$21,000.00	\$13.00	\$13,650
11	Excavate and Expose Existing Anchor Trench	LF	1,800	\$14.00	\$25,200.00	\$25.00	\$45,000.00	\$1.97	\$3,546.00	\$29.00	\$52,200.00	\$18.00	\$32,400
12	Waste Removal and Relocation	CY	5,000	\$12.50	\$62,500.00	\$6.25	\$31,250.00	\$5.23	\$26,150.00	\$9.00	\$45,000.00	\$11.00	\$55,000
13	40-mil Textured LLDPE Liner	SY	62,000	\$5.65	\$350,300.00	\$5.15	\$319,300.00	\$5.00	\$310,000.00	\$4.25	\$263,500.00	\$4.66	\$288,920
14	Geocomposite Drainage Net	SY	62,000	\$7.25	\$449,500.00	\$6.40	\$396,800.00	\$5.97	\$370,140.00	\$6.00	\$372,000.00	\$7.05	\$437,100
15	Inner Leachate Toe Drain with Connections to Existing Leachate Cleanouts	LF	1,800	\$60.00	\$108,000.00	\$44.70	\$80,460.00	\$29.78	\$53,604.00	\$40.00	\$72,000.00	\$34.00	\$61,200
16	Geocomposite Drainage Net for Inner Toe Drain	SY	10,100	\$12.50	\$126,250.00	\$5.50	\$55,550.00	\$7.02	\$70,902.00	\$6.00	\$60,600.00	\$8.28	\$83,628
17	Closure Limit Marker Posts	EA	25	\$380.00	\$9,500.00	\$125.00	\$3,125.00	\$124.00	\$3,100.00	\$400.00	\$10,000.00	\$230.00	\$5,750
18	Outer Rain Toe Drain	LF	1,800	\$59.00	\$106,200.00	\$37.00	\$66,600.00	\$20.24	\$36,432.00	\$40.00	\$72,000.00	\$33.00	\$59,400
19	Outer Rain Toe Drain Discharge Pipes	LF	500	\$61.00	\$30,500.00	\$50.00	\$25,000.00	\$14.00	\$7,000.00	\$40.00	\$20,000.00	\$40.00	\$20,000
20	Sideslope Diversion Berms (On Cap)	LS	1	\$355,000.00	\$355,000.00	\$361,000.00	\$361,000.00	\$145,206.00	\$145,206.00	\$315,000.00	\$315,000.00	\$200,000.00	\$200,000
21	Sideslope Diversion Berms (Off Cap)	LS	1	\$390,000.00	\$390,000.00	\$505,000.00	\$505,000.00	\$153,529.00	\$153,529.00	\$238,000.00	\$238,000.00	\$200,000.00	\$200,000
22	18" Dual Wall CPP on Closure Area (includes 24" transition pipe)	LF	1,300	\$89.00	\$115,700.00	\$87.00	\$113,100.00	\$19.27	\$25,051.00	\$50.00	\$65,000.00	\$40.00	\$52,000
23	Concrete End Section	EA	3	\$2,100.00	\$6,300.00	\$5,200.00	\$15,600.00	\$9,860.00	\$29,580.00	\$10,000.00	\$30,000.00	\$5,000.00	\$15,000
24	18" Dual Wall CPP off Closure Area	LF	850	\$89.00	\$75,650.00	\$82.00	\$69,700.00	\$18.02	\$15,317.00	\$42.00	\$35,700.00	\$40.00	\$34,000
25	Stormwater System Fittings (Crosses, Wyes, Tees, Flarred End Sections)	LS	1	\$42,000.00	\$42,000.00	\$62,000.00	\$62,000.00	\$37,118.00	\$37,118.00	\$87,000.00	\$87,000.00	\$80,000.00	\$80,000
26	Rip-Rap with 10 Oz. Non Woven Geotextile	EA	6	\$5,100.00	\$30,600.00	\$2,100.00	\$12,600.00	\$2,480.00	\$14,880.00	\$2,500.00	\$15,000.00	\$1,700.00	\$10,200
27	4" SDR-17 Pipe	LF	1,050	\$35.00	\$36,750.00	\$23.00	\$24,150.00	\$17.04	\$17,892.00	\$12.00	\$12,600.00	\$20.00	\$21,000
28	4" SDR-17/3" SDR-11	LF	325	\$55.00	\$17,875.00	\$26.00	\$8,450.00	\$49.00	\$15,925.00	\$18.00	\$5,850.00	\$27.50	\$8,938
29	4" SDR-17/3" SDR-11/2" SDR-9	LF	550	\$65.00	\$35,750.00	\$46.00	\$25,300.00	\$56.89	\$31,289.50	\$23.00	\$12,650.00	\$36.00	\$19,800
30	6" SDR-17/3" SDR-11/2" SDR-9	LF	200	\$97.00	\$19,400.00	\$34.00	\$6,800.00	\$106.00	\$21,200.00	\$28.00	\$5,600.00	\$38.00	\$7,600
31	8" SDR-17/3" SDR-11/2" SDR-9	LF	325	\$118.00	\$38,350.00	\$41.00	\$13,325.00	\$90.00	\$29,250.00	\$30.00	\$9,750.00	\$43.00	\$13,975
32	12" SDR-17/3" SDR-11/2" SDR-9	LF	1,500	\$147.00	\$220,500.00	\$78.00	\$117,000.00	\$55.23	\$82,845.00	\$48.00	\$72,000.00	\$68.00	\$102,000
33	12" SDR-17/2" SDR-9	LF	300	\$78.00	\$23,400.00	\$57.00	\$17,100.00	\$87.00	\$26,100.00	\$47.00	\$14,100.00	\$54.00	\$16,200
34	2" Airline HDPE Isolation Valve Assembly	EA	1	\$1,950.00	\$1,950.00	\$1,400.00	\$1,400.00	\$1,086.00	\$1,086.00	\$2,000.00	\$2,000.00	\$1,000.00	\$1,000
35	LFG Collector Strips - Geocomposite	SY	4,100	\$16.00	\$65,600.00	\$13.00	\$53,300.00	\$17.53	\$71,873.00	\$4.60	\$18,860.00	\$12.00	\$49,200
36	LFG Collector Strips 2" Wellhead	EA	9	\$1,400.00	\$12,600.00	\$1,400.00	\$12,600.00	\$9,207.00	\$82,863.00	\$1,268.00	\$11,412.00	\$1,550.00	\$13,950
37	Install Header Riser Pipe	EA	1	\$1,600.00	\$1,600.00	\$2,500.00	\$2,500.00	\$1,808.00	\$1,808.00	\$1,500.00	\$1,500.00	\$1,570.00	\$1,570
38	8" LFG Butterfly Valve	EA	1	\$3,100.00	\$3,100.00	\$4,400.00	\$4,400.00	\$2,964.00	\$2,964.00	\$3,000.00	\$3,000.00	\$3,350.00	\$3,350
39	12" LFG Butterfly Valve	EA	1	\$4,500.00	\$4,500.00	\$7,000.00	\$7,000.00	\$4,040.00	\$4,040.00	\$4,200.00	\$4,200.00	\$5,300.00	\$5,300
40	Connect 3" Forcemain Pipe to Existing Concrete Manhole	EA	2	\$912.00	\$1,824.00	\$2,500.00	\$5,000.00	\$2,337.00	\$4,674.00	\$2,000.00	\$4,000.00	\$2,700.00	\$5,400
41	3" Forcemain HPDE Full Port Valve and Vault	EA	2	\$3,724.00	\$7,448.00	\$6,000.00	\$12,000.00	\$4,252.00	\$8,504.00	\$1,250.00	\$2,500.00	\$4,000.00	\$8,000
42	Connect 4" LFG Lateral Pipe to Existing Leachate Cleanouts	EA	6	\$1,030.00	\$6,180.00	\$2,800.00	\$16,800.00	\$1,544.00	\$9,264.00	\$2,418.00	\$14,508.00	\$1,800.00	\$10,800
43	Raise Existing LFG Well Casings	EA	8	\$2,200.00	\$17,600.00	\$750.00	\$6,000.00	\$446.00	\$3,568.00	\$2,418.00	\$19,344.00	\$1,350.00	\$10,800
44	Relocate LFG Wellheads	EA	15	\$1,800.00	\$27,000.00	\$2,000.00	\$30,000.00	\$871.00	\$13,065.00	\$500.00	\$7,500.00	\$4,000.00	\$60,000
45	Abandon Ex. LFG Pipe Below Grade (Welded Butt Caps)	LS	1	\$3,125.00	\$3,125.00	\$15,900.00	\$15,900.00	\$2,952.00	\$2,952.00	\$1,200.00	\$1,200.00	\$4,000.00	\$4,000
46	Abandon Ex. Remote Risers and Laterals	LS	1	\$3,235.00	\$3,235.00	\$4,500.00	\$4,500.00	\$8,419.00	\$8,419.00	\$1,000.00	\$1,000.00	\$7,000.00	\$7,000
47	Grassing and Site Restoration	LS	1	\$80,000.00	\$80,000.00	\$130,200.00	\$130,200.00	\$59,592.00	\$59,592.00	\$55,000.00	\$55,000.00	\$135,000.00	\$135,000
48	Check Dams	EA	5	\$4,200.00	\$21,000.00	\$1,800.00	\$9,000.00	\$831.00	\$4,155.00	\$800.00	\$4,000.00	\$750.00	\$3,750
<div>Steve Lamb, PE 10/24/18</div>				Subtotal Price		\$5,286,757.00		\$5,786,180.00		\$3,689,402.00		\$4,973,694.00	
				Contingency at 10 Percent		\$528,675.70		\$578,618.00		\$368,940.20		\$497,369.40	
				TOTAL BID PRICE		\$5,815,432.70		\$6,364,798.00		\$4,058,342.20		\$5,471,063.40	





## **ENGINEERING AND INFRASTRUCTURE DEPARTMENT**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JEFFERY P. BROWN, PE, ENGINEERING & INFRASTRUCTURE  
DIRECTOR**

**DATE: 11/14/2018**

**SUBJECT: ESTABLISHMENT OF CRITERIA FOR DESIGN-BUILD DELIVERY  
METHOD FOR CONSTRUCTION PROJECTS**

#### **BACKGROUND**

On August 23, 2013, Session Law 2013-401, House Bill 857, was signed into law, authorizing the governmental entities to utilize the design-build delivery method for construction contracts. The first step in the process for utilizing the design-build delivery method is that a governmental entity is to establish in writing the criteria used for determining the circumstances under which the design-build method is appropriate for a project. The criteria proposed is the following:

Criteria 1: The extent to which the County can adequately and thoroughly define the project requirements prior to the issuance of the request for qualifications (RFQ) for a design-builder. The design-build delivery method may be used if it is determined that, for the project, the County has professional personnel that are both qualified and experienced to thoroughly define project requirements prior to the issuance of a request for qualifications for a design-builder.

Criteria 2: The time constraints for the delivery of the project. The design-build delivery method may be used if a project has a firm date by which a facility must be operational and the normal delivery method is likely not be timely (typically RFQ, study, design, bid and construct). The size and cost of a project will dictate complexity and schedule.

Criteria 3: The ability to ensure that a quality project can be delivered. The design-build delivery method may be used if it is determined that, for the project, the County has professional and experienced personnel to ensure that the design-build firm will provide a quality project within the budget constraints established by the Board. Consideration will be given to the qualifications and experience of the personnel in the Engineering & Infrastructure Department.

Criteria 4: The capability of the County to manage and oversee the project, including the availability of experienced staff or outside consultants who are experienced with the design-build method of project delivery. The design-build delivery method may be used if it is determined that, for the project, the County has professional and experienced personnel that are knowledgeable of design-build projects, or, in the alternative, experienced consultants who are available to be retained to perform the construction management of a design-build contract.

Criteria 5: A good faith effort to comply with G.S. 143-128.2, G.S. 143-128.4, and to recruit and select small business entities. The design-build delivery method may be used if it is determined that, for the project, requirements will be imposed which will ensure that contractors will comply with the M/WBE goals.

Criteria 6: The criteria utilized by the County, including a comparison of the costs and benefits of using the design-build delivery method for a given project in lieu of the other delivery methods identified. The criteria utilized by the County when considering a design-build delivery method for a project will be as follows:

- Is the project well defined and does it include qualitative and quantitative characteristics that make a design-build contract more appropriate than other methods of delivery?
- Is the project timeline overly constrained and will it be necessary to have the project complete and operational within a short timeframe?
- Will it be necessary to have beneficial use of a portion of the project while it is under construction?
- Given the scope of the project, is there a maximum budget that must be adhered to in order to allow negotiations and flexibility to make appropriate decisions on scope as the project progresses?
- Does the design-build delivery method meet the ultimate operational goals established for a given project and the quality of product achieved as a result of a more fluid and flexible delivery method?

In general terms, if it is determined that the expected expense of a design-build project will be no more than ten percent (10%) greater than the expected expense of a traditional RFQ, study, design, bid and construct project, the design-build delivery method may be utilized.

### **RECOMMENDATION / PROPOSED ACTION**

The Facilities Committee approved the establishment of criteria for a design-build delivery method for construction projects at its February 1, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its February 19, 2018, Board of Commissioners' Meeting.



## ENGINEERING AND INFRASTRUCTURE DEPARTMENT

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JEFFERY P. BROWN, PE, ENGINEERING & INFRASTRUCTURE DIRECTOR**

**DATE: 11/14/2018**

**SUBJECT: UTILIZING DESIGN-BUILD DELIVERY METHOD FOR THE LANDSCAPING FACILITY PARKING LOT SLOPE STABILIZATION PROJECT**

#### **BACKGROUND**

The Capital Improvement Plan (CIP) identified slope stabilization repairs for the Landscaping Parking Lot. The Engineering and Infrastructure Department has reviewed the design-build delivery method for this project. The project meets the criteria based on the following:

Criteria 1: The Cumberland County Engineering & Infrastructure Department has professional personnel that are both qualified and experienced to thoroughly define the project requirements prior to the issuance of a request for qualifications for a design-builder.

Criteria 2: The Landscape Parking Lot Slope Stabilization has to be performed while maintaining accessibility to the parking lot. The parking lot is utilized by staff and there are limited storage options for equipment. Additionally, the parking lot continues to face erosion issues by weather events, putting the limited space we have at risk. A traditional delivery method would not be timely, as the County would have to issue an RFQ, an engineering firm perform a study, complete a design, then bid and construct the project. A design-build delivery method would allow for the selected firm to begin their study, design and construction process upon being selected through the RFQ process.

Criteria 3: The Cumberland County Engineering & Infrastructure Department has professional and experienced personnel to ensure that the design-build firm will provide a quality project within the budget constraints established by the Board.

Criteria 4: The Cumberland County Engineering & Infrastructure Department has professional and

experienced personnel that are knowledgeable of design-build projects. Should it become necessary to contract the construction management of a design-build contract, there are experienced consultants local to Cumberland County that are available.

Criteria 5: The County complies with G.S. 143-128.2, G.S. 143-128.4.

Criteria 6: The design-build process may reduce the project schedule by approximately three to six months. This has a direct benefit to the project budget. The design-build delivery method is not expected to involve any additional expense than the expected expense of a traditional RFQ, design, bid-construct project, but by reducing the timeframe of delivery, it eliminates the potential for price escalation that could occur if a traditional RFQ, design, bid-construct project was pursued. Additionally, reducing the project schedule directly impacts reducing the property loss occurring at the Landscaping Parking Lot and along the property's slope.

Qualifications and experience for Engineering & Infrastructure (E&I) Staff that will be involved with managing this project have been attached. The next steps in this process will be for E&I Staff to develop a Request for Qualifications (RFQ) to send out. E&I Staff will evaluate, select and negotiate a contract price for the work to be completed.

### **RECOMMENDATION / PROPOSED ACTION**

The Facilities Committee approved the design-build delivery method for the Landscaping Parking Lot Stabilization Project at its November 1, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its November 19, 2018, Board of Commissioners' Meeting.

### **ATTACHMENTS:**

Description	Type
Qualifications of Engineering & Infrastructure Staff	Backup Material

## Cumberland County Engineering Division Staff

The Engineering Division of Cumberland County has a staff of five employees who each have a vital role in the removal of debris from local streams. The Engineering Division of the Cumberland County Engineering and Infrastructure Department provides services to County departments including planning, design, cost estimates and construction administration for facility renovations and new projects. The Engineering Division is responsible for managing the County's Comprehensive Capital Improvement Program and enforces the County's Floodplain Development Ordinance.

- Jeffery Brown, Engineering & Infrastructure Director
  - The Engineering and Infrastructure Director is a department head position that performs professional engineering, administrative and supervisory work for County engineering activities. The Engineer and Infrastructure Director manages all the programs, services and resources of the Engineering Department; establishes departmental goals, objectives and priorities; evaluates programs and services provided by the department to identify needed changes, enhancements and/or expansions; and ensures programs and activities meet applicable State or Federal requirements. The Engineering and Infrastructure Director is the owner's representative (primary point of contact) in the design and construction of new or renovated facilities. This position manages and oversees design contracts with engineering consultants. Mr. Brown is a licensed Professional Engineer by the State of North Carolina and has over 20 years of experience in the field of engineering. Mr. Brown is a graduate of N.C. State University with a Bachelor of Science in Biological & Agricultural Engineering.
  
- Allan (AJ) Riddle, Assistant County Engineer
  - Under general direction, the purpose of the position is to provide administrative, technical and professional support to the Engineering & Infrastructure Director. Responsibilities include project management for county maintenance, renovation and capital improvement projects; preparation and/or review designs, plans, costs estimates and specifications for assigned projects; and administration of the County Flood Damage Prevention ordinance. This position also provides technical guidance to the existing Engineering Technicians as well as the Department's Public Utilities Division as needed. Mr. Riddle is a licensed Professional Engineer by the State of North Carolina and has 8 years of experience in the field of engineering. Mr. Riddle is a graduate of N.C. State University with a Bachelor of Science in Civil Engineering.



**BOARD OF COMMISSIONERS' OFFICE**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD**

**DATE: 11/14/2018**

**SUBJECT: CUMBERLAND COUNTY FACILITIES COMMITTEE DRAFT MINUTES -  
NOVEMBER 1, 2018 (FOR INFORMATION PURPOSES ONLY)**

**BACKGROUND**

The draft minutes of the November 1, 2018 meeting of the Cumberland County Facilities Committee are attached to provide a report and recommendation(s).

**RECOMMENDATION / PROPOSED ACTION**

For information purposes only. No action required.

**ATTACHMENTS:**

Description

November 1, 2018 Draft Facilities Committee Minutes

Type

Backup Material

## DRAFT

CUMBERLAND COUNTY FACILITIES COMMITTEE  
CUMBERLAND COUNTY DEPARTMENT OF SOCIAL SERVICES  
1225 RAMSEY STREET, CONFERENCE ROOM C  
NOVEMBER 1, 2018  
SPECIAL MEETING MINUTES

MEMBERS PRESENT: Commissioner Glenn Adams, Facilities Committee Chairman  
Commissioner Jeannette Council

MEMBERS ABSENT: Commissioner Michael Boose

OTHER COMMISSIONERS

PRESENT: Commissioner Marshall Faircloth  
Commissioner Jimmy Keefe

OTHERS PRESENT: Amy Cannon, County Manager  
Melissa Cardinali, Assistant County Manager  
Duane Holder, Assistant County Manager  
Tracy Jackson, Assistant County Manager  
Rick Moorefield, County Attorney  
Jeffery Brown, County Engineer  
A.J. Riddle, Assistant County Engineer  
Vicki Evans, Finance Director  
Heather Harris, Budget Analyst  
Brenda Jackson, Social Services Director  
Julean Self, Human Resources Director  
Dr. Larry Keen, Fayetteville Technical Community College  
Jeremy Aagard, Swampdogs  
Candice White, Clerk to the Board  
Kellie Beam, Deputy Clerk to the Board

Commissioner Glenn Adams called the meeting to order.

1. APPROVAL OF MINUTES – OCTOBER 4, 2018 SPECIAL MEETING

MOTION: Commissioner Council moved to approve the October 4, 2018 meeting minutes as presented.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

## DRAFT

### 2. CONSIDERATION OF RENEWAL OF LEASE AGREEMENT WITH HOMETOWN AMERICA SPORTS, INC.

#### BACKGROUND

Jeremy Aagard, General Manager for the SwampDogs, has requested an extension of the current lease agreement with an expiration date of December 31, 2018 (attached) as per the agreed upon process for requesting this extension. Representatives from Hometown America Sports, Inc. and Fayetteville Technical Community College have met and agreed upon a mutually beneficial relationship that includes shared use of J.P Riddle Stadium. Staff has been involved in discussions with both parties, and it is evident that each party is ready and willing to share the facility and assure it is utilized and maintained to the benefit of the community.

In order to advance this relationship, Hometown America Sports, Inc. desires to address the following items in the existing lease:

- Expand the cap of twenty (20) non-Coastal Plain League (CPL) events to fifty (50) non-CPL events.
- Allow four (4) consecutive one-year extensions to Hometown America Sports, Inc. starting in 2020 and ending in 2023 for the continued use of J.P. Riddle Stadium.

#### RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval to move this item forward to the full Board of Commissioners as a Consent Agenda Item for further consideration at the November 5, 2018 regular meeting as a consent agenda item for: 1) the initial resolution of intent to lease certain real property, and 2) required 30-day advertising as per N.C.G.S. 160A-272.

\*\*\*\*\*

Commissioner Adams, Chair of the Facilities Committee, stated the background information and associated documents were provided prior to the meeting in the agenda packet. Tracy Jackson, Assistant County Manager, introduced Dr. Larry Keen, Fayetteville Technical Community College President, and Jeremy Aagard, Manager of the Swampdogs. Dr. Keen provided a brief update on Fayetteville Technical Community College's Baseball Program.

Commissioner Adams asked if the proposed agreement could be tweaked where the Swampdogs shall pay the County seven percent (7%) of the gross revenues derived from concessions at non-CPL events and pay Fayetteville Technical Community College three percent (3%) of the gross revenues derived from concessions at non-CPL events for a total of ten percent (10%). Jeremy Aagard, Swampdogs, stated the three percent increase would



## DRAFT

be a minimal piece. Dr. Keen stated the three percent would be helpful to Fayetteville Technical Community College.

**MOTION:** Commissioner Council moved to recommend to move this item to the full Board of Commissioners as a Consent Agenda Item for further consideration at the November 5, 2018 regular meeting for 1: the initial resolution of intent to lease certain real property, and 2: required 30-day advertising as per N.C.G.S. 160A-272 with the addition that the Swampdogs shall pay the County 7% of the gross revenues derived from concessions at non-CPL events and FTCC 3% of the gross revenues derived from concessions at non-CPL events.

**SECOND:** Commissioner Adams

**VOTE:** UNANIMOUS (2-0)

Commissioner Adams, Chairman of the Facilities Committee, requested Item #4 be discussed next.

#### 4. CONSIDERATION OF CONTRACT FOR EAST SLOPE CLOSURE PROJECT AT THE ANN STREET LANDFILL

##### BACKGROUND:

There are specific areas within landfill cells one through eight that have reached the final elevations in which waste can be placed at the Ann Street Landfill. Therefore, these areas can be officially closed out or capped. Capping these areas will tremendously reduce the maintenance costs as well as increase the ability to maintain compliance with environmental regulations. The project scope includes surveying, clearing, site preparation, soil placement, geosynthetics, stormwater berms, stormwater pipes, landfill gas pipe and seeding.

A non-mandatory pre-bid meeting was held on September 20, 2018, in which all specialty contractors were invited to attend. The bid opening was initially scheduled for October 11, 2018, however it had to be rescheduled due to Hurricane Michael. The bid opening was rescheduled for October 16, 2018. The lowest, responsible and responsive bid was submitted by Shamrock Environmental Corporation in the amount of \$4,058,342.20. A 10% contingency is included in the contract amount. The project was included in the FY19 Budget in the amount of \$3,550,000. Therefore, a budget ordinance amendment will be required to transfer money from Solid Waste Fund Balance in the amount of \$508,343 in order to award the contract.

## DRAFT

### RECOMMENDATION/PROPOSED ACTION:

The Engineering & Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward it to the Board of Commissioners as a Consent Agenda Item for consideration at their November 19, 2018 regular meeting.

1. Accept the bids for the East Slope Closure Project at the Ann Street Landfill and award a contract to Shamrock Environmental Corporation in the amount of \$4,058,342.20 inclusive of 10% for contingency purposes.
2. Approve Budget Ordinance Amendment #B191061 in the amount of \$508,343 for additional funding needed to award a contract for the bid amount. This amount is the difference between the bid amount and the budgeted amount. The additional funding is being transferred from Solid Waste Fund Balance.

\*\*\*\*\*

Mr. Brown reviewed the background information and recommendation as recorded above.

Commissioner Adams, Chairman of the Facilities Committee, stated the background information and associated documents were provided prior to the meeting.

There were no questions or discussion.

MOTION: Commissioner Council moved to recommend to the full board approval to 1. Accept the bids for the East Slope Closure Project at the Ann Street Landfill and award a contract to Shamrock Environmental Corporation in the amount of \$4,058,342.20 inclusive of 10% contingency purposes and 2. Approve Budget Ordinance Amendment #B191061 in the amount of \$508,343 for additional funding needed to award a contract for the bid amount. This amount is the difference between the bid amount and the budgeted amount. The additional funding is being transferred from Solid Waste Fund Balance and request this be put on the Board of Commissioners November 19, 2018 meeting as a Consent Agenda Item.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

### 3. CONSIDERATION OF CONTRACT FOR PARKING LOT IMPROVEMENTS AT CROWN COMPLEX

## DRAFT

### BACKGROUND:

The Capital Improvement Plan (CIP) identified repairs for the East Parking Lot and the remaining portion of the Agri-Expo parking lots at the Crown Complex. The project consists of asphalt removal, asphalt paving and pavement markings for the both parking lots.

A pre-bid meeting was held on October 1, 2018, in which all local contractors were invited to attend. The bid opening was originally scheduled for October 15, 2018, but due to an insufficient number of bids, the bid opening had to be rescheduled. The bid meeting is scheduled for October 26, 2018. The received bids will be presented to the Facilities Committee at the November 1<sup>st</sup> meeting along with a recommendation to award a contract to the lowest, responsible and responsive bidder. A contingency amount will also be presented to the Facilities Committee for approval as part of the project to address any changes or additional work recommended by the Engineering & Infrastructure (E&I) Director and approved by the County Manager.

### RECOMMENDATION/PROPOSED ACTION:

The Engineering and Infrastructure Director and County Management recommend that the Facilities Committee approve the following recommendations and forward them to the Board of Commissioners as a Consent Agenda item at their November 19<sup>th</sup> regular meeting:

1. Accept the bids and award a contract to the lowest, responsible and responsive bidder.
2. Establish a contingency to be used for additional work recommended by the E&I Director and approved by the County Manager.

\*\*\*\*\*

Jeffery Brown, Engineering & Infrastructure Director, reviewed the background information and recommendation as recorded above.

There were no questions or discussion.

**MOTION:** Commissioner Council moved to recommend to the full board approval to accept the bids and award a contract to Highland Paving Company, LLC. in the amount of \$1,328,480, the lowest, responsible and responsive bidder and establish a contingency in the amount of \$100,000 to be used for additional work recommended by the Engineering & Infrastructure Director and approved by the County Manager and forward to the Board of

## DRAFT

Commissioners as a Consent Agenda item at their November 19, 2018 regular meeting.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

### 5. DESIGN BUILD DELIVERY METHOD FOR CONSTRUCTION PROJECTS:

#### A. CONSIDERATION OF ESTABLISHMENT OF CRITERIA FOR DESIGN BUILD DELIVERY METHOD FOR CONSTRUCTION PROJECTS

##### BACKGROUND:

On August 23, 2013, Session Law 2013-401, House Bill 857, was signed into law, authorizing the governmental entities to utilize the design-build delivery method for construction contracts. The first step in the process for utilizing the design-build delivery method is that a governmental entity is to establish in writing the criteria used for determining the circumstances under which the design-build method is appropriate for a project. The criteria proposed is the following:

*Criteria 1: The extent to which the County can adequately and thoroughly define the project requirements prior to the issuance of the request for qualifications (RFQ) for a design-builder.* The design-build delivery method may be used if it is determined that, for the project, the County has professional personnel that are both qualified and experienced to thoroughly define project requirements prior to the issuance of a request for qualifications for a design-builder.

*Criteria 2: The time constraints for the delivery of the project.* The design-build delivery method may be used if a project has a firm date by which a facility must be operational, and the normal delivery method is likely not be timely (typically RFQ, study, design, bid and construct). The size and cost of a project will dictate complexity and schedule.

*Criteria 3: The ability to ensure that a quality project can be delivered.* The design-build delivery method may be used if it is determined that, for the project, the County has professional and experienced personnel to ensure that the design-build firm will provide a quality project within the budget constraints established by the Board. Consideration will be given to the qualifications and experience of the personnel in the Engineering & Infrastructure Department.

*Criteria 4: The capability of the County to manage and oversee the project, including the availability of experienced staff or outside consultants who are experienced with the*

## DRAFT

*design-build method of project delivery.* The design-build delivery method may be used if it is determined that, for the project, the County has professional and experienced personnel that are knowledgeable of design-build projects, or, in the alternative, experienced consultants who are available to be retained to perform the construction management of a design-build contract.

Criteria 5: *A good faith effort to comply with G.S. 143-128.2, G.S. 143-128.4, and to recruit and select small business entities.* The design-build delivery method may be used if it is determined that, for the project, requirements will be imposed which will ensure that contractors will comply with the M/WBE goals.

Criteria 6: *The criteria utilized by the County, including a comparison of the costs and benefits of using the design-build delivery method for a given project in lieu of the other delivery methods identified.* The criteria utilized by the County when considering a design-build delivery method for a project will be as follows:

- Is the project well defined and does it include qualitative and quantitative characteristics that make a design-build contract more appropriate than other methods of delivery?
- Is the project timeline overly constrained and will it be necessary to have the project complete and operational within a short timeframe?
- Will it be necessary to have beneficial use of a portion of the project while it is under construction?
- Given the scope of the project, is there a maximum budget that must be adhered to in order to allow negotiations and flexibility to make appropriate decisions on scope as the project progresses?
- Does the design-build delivery method meet the ultimate operational goals established for a given project and the quality of product achieved as a result of a more fluid and flexible delivery method?

In general terms, if it is determined that the expected expense of a design-build project will be no more than ten percent (10%) greater than the expected expense of a traditional RFQ, study, design, bid and construct project, the design-build delivery method may be utilized.

### RECOMMENDATION/PROPOSED ACTION:

The Engineering & Infrastructure Director and County Management recommend that the Facilities Committee approve the establishment of criteria for a design-build delivery method for construction projects and forward it to the Board of Commissioners as a Consent Agenda item at their November 19<sup>th</sup> regular meeting.

\*\*\*\*\*

*All references to any materials which are described in these minutes or incorporated into these minutes are to the materials that are contained in the same numbered item in the agenda for this meeting. These may be viewed online in the agenda set out on this webpage*

<http://co.cumberland.nc.us/departments/commissioners-group/commissioners/committee-agendas-and-minutes>

## DRAFT

Mr. Brown reviewed the background information and recommendation as recorded above. Commissioner Adams the Board of Commissioners need to be able to see the criteria is met.

**MOTION:** Commissioner Council moved to recommend to the full board approval to establish the criteria for a design-build delivery method for construction projects and forward to the Board of Commissioners as a Consent Agenda item at their November 19, 2018 regular meeting.

**SECOND:** Commissioner Adams

**VOTE:** UNANIMOUS (2-0)

### B. CONSIDERATION OF UTILIZING DESIGN BUILD DELIVERY METHOD FOR THE LANDSCAPING FACILITY PARKING LOT SLOPE STABILIZATION PROJECT

#### BACKGROUND:

The Capital Improvement Plan (CIP) identified slope stabilization repairs for the Landscaping Parking Lot. The Engineering and Infrastructure Department has reviewed the design-build delivery method for this project. The project meets the criteria based on the following:

Criteria 1: The Cumberland County Engineering & Infrastructure Department has professional personnel that are both qualified and experienced to thoroughly define the project requirements prior to the issuance of a request for qualifications for a design-builder.

Criteria 2: The Landscape Parking Lot Slope Stabilization has to be performed while maintaining accessibility to the parking lot. The parking lot is utilized by staff and there are limited storage options for equipment. Additionally, the parking lot continues to face erosion issues by weather events, putting the limited space we have at risk. A traditional delivery method would not be timely, as the County would have to issue an RFQ, an engineering firm perform a study, complete a design, then bid and construct the project. A design-build delivery method would allow for the selected firm to begin their study, design and construction process upon being selected through the RFQ process.

Criteria 3: The Cumberland County Engineering & Infrastructure Department has professional and experienced personnel to ensure that the design-build firm will provide a quality project within the budget constraints established by the Board.

## DRAFT

Criteria 4: The Cumberland County Engineering & Infrastructure Department has professional and experienced personnel that are knowledgeable of design-build projects. Should it become necessary to contract the construction management of a design-build contract, there are experienced consultants local to Cumberland County that are available.

Criteria 5: The County complies with G.S. 143-128.2, G.S. 143-128.4.

Criteria 6: The design-build process may reduce the project schedule by approximately three to six months. This has a direct benefit to the project budget. The design-build delivery method is not expected to involve any additional expense than the expected expense of a traditional RFQ, design, bid-construct project, but by reducing the timeframe of delivery, it eliminates the potential for price escalation that could occur if a traditional RFQ, design, bid-construct project was pursued. Additionally, reducing the project schedule directly impacts reducing the property loss occurring at the Landscaping Parking Lot and along the property's slope.

### RECOMMENDATION/PROPOSED ACTION:

The Engineering & Infrastructure Director and County Management recommend that the Facilities Committee approve the design-build delivery method for the Landscaping Parking Lot Slope Stabilization Project and forward it to the Board of Commissioners for as a Consent Agenda item at their November 19<sup>th</sup> regular meeting.

\*\*\*\*\*

Mr. Brown reviewed the background information and recommendation as recorded above.

Commissioner Adams requested that the qualifications of the Engineering Staff be included for documentation purposes when forwarding this item to the Board of Commissioners.

MOTION: Commissioner Council moved to recommend to the full board approval to the design-build delivery method for the Landscaping Parking Lot Slope Stabilization and forward to the Board of Commissioners as a Consent Agenda item at their November 19, 2018 regular meeting.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (2-0)

## 6. MONTHLY PROJECT UPDATES

Mr. Brown provided a report to the Facilities Committee detailing monthly project updates.

## DRAFT

### 7. OTHER ITEMS OF BUSINESS

There were no other items of business.

MEETING ADJOURNED AT 10:31 AM.





**DEPARTMENT OF SOCIAL SERVICES**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: BRENDA R. JACKSON**

**DATE: 11/2/2018**

**SUBJECT: ENGAGING OUTSIDE LEGAL COUNSEL FOR DSS INDEPENDENT  
CONTRACTOR FOR CHILDREN'S SERVICES - M. RUSS AND BUDGET  
ORDINANCE AMENDMENT #B191134**

**BACKGROUND**

Due to unexpected events, the Legal Section is in dire need of additional attorney support. One of the Staff Attorneys has been on Family Medical Leave since August 2018. He is expected to return to the office soon but will be unable to resume his normal caseload. His duties will be to concentrate on in-house matters to include working with adult services, staffing cases to determine whether safety issues require the court to intervene and helping with complex orders. Hurricane Florence has created a backlog of work. All DSS Juvenile Court attorneys continue to carry heavy caseloads and new petitions continue to be filed.

The hurricanes also delayed the hiring of an attorney and paralegal that was granted to DSS by the Commissioners in the last budget. I expect the attorney position to be filled on October 29. Even though the new attorney is experienced in Juvenile Law, becoming familiar with the social services cases takes a significant amount of time because of the number of cases and the way they are scheduled for court.

Next, the juvenile cases are complex and require more preparation time. Many go from the Abuse and Neglect status to the Termination of Parental Rights within a short period of time. Moving these cases is extremely important to provide permanency for children. Any delay in the process is an expense for the Agency and the County. Having a contract attorney who is familiar with the juvenile law, especially the Termination of Parental Rights and the Responsible Individual law, will mean the other attorneys can concentrate on the heavy caseloads that are assigned as set out in the Local Court Rules.

Lastly, the retirement of the Managing Attorney on January 31, 2019 will also require an adjustment period for the Legal Section staff. The attorneys may be required to handle some of the other legal matters that the Managing Attorney has been responsible for, which are outside of their usual practice.

## **RECOMMENDATION / PROPOSED ACTION**

The Finance Committee recommends approval of the Contract Amendment for Margaret Russ to increase her FY 18-19 contract by \$75,000.00 and Budget Amendment #191134 to move \$75,000.00 from Salaries to Contracted Services to fund the balance. This contract shall not exceed \$95,000.00.

## **ATTACHMENTS:**

Description

M. Russ - Contract Amendment #1

Type

Backup Material

**Contract Amendment**  
**Cumberland County Department of Social Services**  
**Fiscal Year Begins July 1, 2018 Ends June 30, 2019**

**Contract #2019132**  
**Amendment #1**

SECTION I

Agency: Margaret R. Russ, Attorney at Law, P.A.  
Program: Children and Adult Services  
Effective Period of the Contract: July 1, 2018 – June 30, 2019

This Contract Amendment amends the contract between the Cumberland County Department of Social Services (the "County") and Margaret R. Russ, Attorney at Law, P.A. (the "Contractor"). As provided for under the terms of the contract, The County and Contractor agree to amend the provision(s) indicated in Section II below.

SECTION II

Justification/Change to Contract: To fund the cost of legal services provided by the Contracted Attorney for the remainder of the fiscal year. See the amended Scope of Work. The total increase is **\$75,000.00**

1. Current amount of reimbursement: \$20,000.00
2. Revised amount of reimbursement: \$95,000.00
3. Except as specifically amended herein, all other terms and provisions of the purchase of services contract shall remain in full force and effect.
4. The total expenditures under this Agreement shall be **at least \$20,000.00 but not to exceed \$95,000.00** depending on costs and available funds.

SECTION III

All other terms and conditions set forth in the original contract shall remain in effect for the duration of the contract. The contract specified above is amended by this Contract Amendment effective October 22, 2018.

Contractor

County

Margaret R. Russ, Attorney at Law, P.A.

Cumberland County Department of Social Services

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: Attorney at Law

Title: Director

Date: \_\_\_\_\_

Date: \_\_\_\_\_

THIS IS A SIGNATURE PAGE ONLY

By: \_\_\_\_\_  
Larry L. Lancaster, Chairman  
Cumberland County Board of Commissioners

\_\_\_\_\_  
Date

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

Approved for Legal Sufficiency:

By: \_\_\_\_\_  
VICKI EVANS  
County Finance Director

By: \_\_\_\_\_  
COUNTY ATTORNEY'S OFFICE  
Expires: 30 June 2019  
☒ RENEWABLE  
☐ NON-RENEWABLE



**OFFICE OF THE COUNTY MANAGER**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: DUANE T. HOLDER, ASSISTANT COUNTY MANAGER & INTERIM HEALTH  
DIRECTOR**

**DATE: 11/14/2018**

**SUBJECT: AUTHORIZATION OF INTERLOCAL AGREEMENT WITH THE TOWN OF  
HOPE MILLS TO SHARE IN STATE APPROPRIATED FUNDING FOR  
MOSQUITO SPRAYING**

**BACKGROUND**

The Health Department received a State appropriation in the amount of \$260,536 to conduct mosquito abatement activities as a result of Hurricane Florence. These funds may be expended to conduct ground and/or aerial spraying, establish or enhance an existing Integrated Mosquito Management at the city or county level, and to purchase BTI mosquito dunks for distribution to citizens.

The Town of Hope Mills conducted ground spraying in corporate limits of the town. The Town has requested financial assistance to recoup their expenses related to mosquito abatement as a result of Hurricane Florence. Because of their activities, the County did not incur the cost of ground spraying within the Town limits. Based on their pro-rata share of the County, it is projected that the cost of spraying that area would total \$13,100. We are requesting the ability to allow the Town of Hope Mills to share in the State-appropriated funding for mosquito spraying.

**RECOMMENDATION / PROPOSED ACTION**

On November 1, 2018, the Finance Committee unanimously approved forwarding this to the full Board of Commissioners as a Consent Agenda Item for the November 19, 2018 regular meeting. The request is for the Board to approve the development of an interlocal agreement with the Town of Hope Mills to share in the State-appropriated funding for mosquito in an amount not to exceed \$13,100 and authorize the Chairman of the Board of Commissioners to execute the agreement.



**CLERK TO THE BOARD OF COMMISSIONERS**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CANDICE H. WHITE, CLERK TO THE BOARD**

**DATE: 11/19/2018**

**SUBJECT: CUMBERLAND COUNTY FINANCE COMMITTEE DRAFT MINUTES - NOVEMBER 1, 2018 (FOR INFORMATION PURPOSES ONLY)**

**BACKGROUND**

The draft minutes of the November 1, 2018 meeting of the Cumberland County Finance Committee are attached to provide a report and recommendation(s).

**RECOMMENDATION / PROPOSED ACTION**

For information purposes only. No action required.

**ATTACHMENTS:**

Description

Cumberland County Finance Committee Draft Minutes-November 1, 2018

Type

Backup Material

# DRAFT

CUMBERLAND COUNTY FINANCE COMMITTEE  
DEPARTMENT OF SOCIAL SERVICES-1225 RAMSEY STREET  
CONFERENCE ROOM C  
NOVEMBER 1, 2018 – 8:30 AM  
SPECIAL MEETING MINUTES

MEMBERS PRESENT: Commissioner Jimmy Keefe, Chairman  
Commissioner Glenn Adams  
Commissioner Marshall Faircloth

OTHERS: Commissioner Jeannette Council  
Amy Cannon, County Manager  
Melissa Cardinali, Assistant County Manager  
Tracy Jackson, Assistant County Manager  
Duane Holder, Assistant County Manager  
Rick Moorefield, County Attorney  
Vicki Evans, Finance Director  
Jeffery Brown, Engineering and Infrastructure Director  
AJ Riddle, Assistant County Engineer  
Brenda Jackson, Social Services Director  
Heather Harris, Budget Analyst  
Geneve Mankel, Communications and Outreach Coordinator  
Julean Self, Human Resources Director  
Candi York, Health Department Finance  
Candice H. White, Clerk to the Board  
Kellie Beam, Deputy Clerk  
Press

Commissioner Keefe called the meeting to order.

1. CONSIDERATION OF APPROVAL OF MINUTES – SEPTEMBER 6, 2018 SPECIAL MEETING

MOTION: Commissioner Faircloth moved to approve the September 6, 2018 special meeting minutes.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (3-0)

2. CONSIDERATION OF INTERLOCAL AGREEMENT WITH THE TOWN OF HOPE MILLS TO SHARE IN STATE APPROPRIATED FUNDING FOR MOSQUITO SPRAYING

BACKGROUND:

*All references to any materials which are described in these minutes or incorporated into these minutes are to the materials that are contained in the same numbered item in the agenda for this meeting. These may be viewed online in the agenda set out on this web page <http://co.cumberland.nc.us/departments/commissioners-group/commissioners/committee-agendas-and-minutes>*

# DRAFT

The Health Department received a State appropriation in the amount of \$260,536 to conduct mosquito abatement activities as a result of Hurricane Florence. These funds may be expended to conduct ground and/or aerial spraying, establish or enhance an existing Integrated Mosquito Management at the city or county level, and to purchase BTI mosquito dunks for distribution to citizens.

The Town of Hope Mills conducted ground spraying in corporate limits of the town. The Town has requested financial assistance to recoup their expenses related to mosquito abatement as a result of Hurricane Florence. Because of their activities, the County did not incur the cost of ground spraying within the Town limits. Based on their pro-rata share of the County, it is projected that the cost of spraying that area would total \$13,100. We are requesting the ability to allow the Town of Hope Mills to share in the State-appropriated funding for mosquito spraying.

## RECOMMENDATION/PROPOSED ACTION

Request that the Board approve the development of an interlocal agreement with the Town of Hope Mills to share in the State-appropriated funding for mosquito spraying in an amount not to exceed \$13,100 and authorize the Chairman of the Board of Commissioners to execute the agreement.

\*\*\*\*\*

MOTION: Commissioner Adams moved to approve the development of an interlocal agreement with the Town of Hope Mills to share in the State-appropriated funding for mosquito spraying in an amount not to exceed \$13,100.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS (3-0)

Commissioner Faircloth asked whether the County was going into the business or whether it would use contractors. Duane Holder, Assistant County Manager, stated as part of being better prepared in the future, vendors will be available on standby status and intermittent spraying from a preventive standpoint throughout the year is also being considered. Mr. Holder stated staff will return with a plan that may have budget implications.

## 3. CONSIDERATION OF ENGAGING OUTSIDE LEGAL COUNSEL FOR DEPARTMENT OF SOCIAL SERVICES (DSS) CHILDREN'S SERVICES

### BACKGROUND:

Due to unexpected events, the Legal Section is in dire need of additional attorney support. One of the Staff Attorneys has been on Family Medical Leave since August 2018. He is expected to return to the office soon but will be unable to resume his normal caseload. His duties will be to concentrate on in-house matters to include working with adult services, staffing cases to determine whether safety issues require the court to intervene and helping with complex orders. Hurricane Florence has created a backlog of work. All DSS Juvenile Court attorneys continue to carry heavy caseloads and new petitions continue to be filed.

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# DRAFT

The hurricanes also delayed the hiring of an attorney and paralegal that was granted to DSS by the Commissioners in the last budget. I expect the attorney position to be filled on October 29. Even though the new attorney is experienced in Juvenile Law, becoming familiar with the social services cases takes a significant amount of time because of the number of cases and the way they are scheduled for court.

Next, the juvenile cases are complex and require more preparation time. Many go from the Abuse and Neglect status to the Termination of Parental Rights within a short period of time. Moving these cases is extremely important to provide permanency for children. Any delay in the process is an expense for the Agency and the County. Having a contract attorney who is familiar with the juvenile law, especially the Termination of Parental Rights and the Responsible Individual law, will mean the other attorneys can concentrate on the heavy caseloads that are assigned as set out in the Local Court Rules.

Lastly, the retirement of the Managing Attorney on January 31, 2019 will also require an adjustment period for the Legal Section staff. The attorneys may be required to handle some of the other legal matters that the Managing Attorney has been responsible for, which are outside of their usual practice.

## RECOMMENDED/PROPOSED ACTION:

We respectfully request your approval of the Contract Amendment for Margaret Russ to increase her FY 18-19 contract by \$75,000.00 and Budget Ordinance Amendment #191134 to move \$75,000 from Salaries to Contracted Services to fund the increase. This contract shall not exceed \$95,000.

\*\*\*\*\*

Brenda Jackson, Social Services Director, reviewed the background information recorded above and responded to questions about positions affected by the Staff Attorney being on Family Medical Leave, possible restructuring of positions should the Staff Attorney return but be unable to resume his normal caseload and responsibilities within the Legal Staff Section. Ms. Jackson also explained the time and court work involved in Children's Services cases. Commissioner Adams stated contracted positions are expensive and rather than piecemeal and continue with contract work, it should probably be determined whether DSS has enough legal staff to manage its caseload. Discussion followed. Ms. Jackson stated DSS is also working in partnership with the court system to look at efficiencies.

**MOTION:** Commissioner Faircloth moved to follow staff recommendation to approve the contract amendment for Margaret Russ to increase her FY 18-19 contract by \$75,000.00 and Budget Ordinance Amendment #191134 to move \$75,000 from Salaries to Contracted Services to fund the increase, with this contract not exceed \$95,000.

**SECOND:** Commissioner Adams

**VOTE:** UNANIMOUS (6-0)

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# DRAFT

## 4. CONSIDERATION OF REQUEST TO WAIVE SOLID WASTE FEES FOR SPERANZA MOBILE HOME PARK DUE TO HURRICANE FLORENCE

### BACKGROUND

At the October 15, 2018, Board of Commissioners' Meeting during Public Comments, Mr. Mike Speranza, co-owner of Speranza Mobile Home Park located off West Manchester Road in Spring Lake, requested that Solid Waste fees be waived for twenty-nine mobile homes that his family owns which were damaged during Hurricane Florence due to flooding. Staff have visited the property in question and estimated that the amount of demolition material fees to be waived will be approximately \$14,500. This may also involve labor, equipment, and transportation costs associated with the debris removal if the Speranza's cannot provide the debris removal. The waiver of tipping fees and/or removal cost is typically not reimbursable to the County by FEMA because the debris is on private, commercial property. It is worth noting that after Hurricane Matthew, a similar situation occurred at a local mobile home park, and the owner was required to remove storm-related debris without a waiver of tipping fees or other assistance from the County.

Rather than a waiver, staff recommends the amount of the tipping fees for the tonnage accepted be placed on the property in question as a lien to be recovered when and if the parcel associated with the Speranza Mobile Home Park is sold.

### RECOMMENDATION/PROPOSED ACTION:

Staff recommends approval to forward this to the full Board of Commissioners as a consent agenda item at the November 5, 2018 regular meeting with the stipulation that the amount of the tipping fees for the tonnage accepted be placed on the property in question as a lien to be recovered when and if the parcel associated with the Speranza Mobile Home Park is sold.

\*\*\*\*\*

Tracy Jackson, Assistant County Manager, reviewed the background information recorded above. In response to questions from Commissioner Keefe, Mr. Jackson stated C&D fees were waived on residential property but not commercial or income generating property. Ms. Cannon stated that is according to FEMA guidelines and what FEMA will reimburse. Commissioner Adams stated the Speranza MHP is also on a private road. Mr. Jackson stated part of the issue is that the MHP is fairly far removed from a state-maintained highway. Additional questions and discussion followed. Mr. Jackson clarified the waiver of tipping fees for the tonnage would just be for the mobile homes.

**MOTION:** Commissioner Faircloth moved to follow staff recommendation to accept the construction and demolition debris without an upfront charge and place a lien on the property.

**SECOND:** Commissioner Adams

**VOTE:** UNANIMOUS (3-0)

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# DRAFT

## 5. SALES TAX DISTRIBUTION INTERLOCAL AGREEMENT

### A. APPROVAL OF MINUTES-CUMBERLAND COUNTY SALES TAX COMMITTEE-OCTOBER 9, 2017

No action was taken.

### B. DISCUSSION OF PROPOSED AMENDMENT TO SALES TAX DISTRIBUTION INTERLOCAL AGREEMENT

#### BACKGROUND:

On October 5, 2018 Chairman Lancaster provided a proposed amendment to the Sales Tax Distribution Interlocal Agreement to the City of Fayetteville via Mayor Colvin. The City of Fayetteville responded with a counter proposal which would:

- Renew the sales tax agreement with County and Towns for 10 years.
- Keep future reimbursements from the City to the County at the FY2018 level of approximately \$7.3 million for all 10 years.
- And begin phasing out the reimbursements from the City to the Towns over a 5-year period. Reimbursements from the City to the Towns would cease in year 6 of the agreement.

The goals of the Fayetteville proposal include development of an agreement that includes:

- A cap on growth over a 10-year term.
- An agreement that is ultimately between the City and County only.
- An agreement that is long-term.

The current agreement expires June 30, 2019. If it is the desire of the Finance / Sales Tax committee to craft a new agreement, it would be needed by March 30, 2019. Any formal change in the sales tax distribution method must occur in April 2019 to be effective with the 2019-20 fiscal year.

#### RECOMMENDATION/PROPOSED ACTION:

For discussion purposes only.

\*\*\*\*\*

Ms. Cannon stated in January 2018, Chairman Lancaster wrote a letter to Mayor Colvin with a rewritten and restructured interlocal agreement for sales tax which extended the agreement under most of the same terms, with the City reimbursing the towns and county for 50% of the sales tax from prior annexations. Ms. Cannon stated no response was received. Ms. Cannon stated in October, Chairman Lancaster provided a proposed amendment to the Sales Tax Distribution

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# DRAFT

Interlocal Agreement to the City of Fayetteville via Mayor Colvin. Ms. Cannon stated the City Manager sent a response with the counter proposals and goals outlined in the background information recorded above. Ms. Cannon stated any formal change in the sales tax distribution method must occur in April 2019 to be effective with the 2019-20 fiscal year. Ms. Cannon stated the City ultimately wants an agreement between just the City and the County. Ms. Cannon stated no action is being requested but this is being provided as information to the Finance Committee having been appointed by Chairman Lancaster as the County's Sales Tax Committee.

Commissioner Faircloth stated the Sales Tax Committee needs to ask staff for information and know what the options are and how they affect everyone.

Commissioner Keefe recognized Town of Falcon Mayor Clifton Turpin, Chairman of the Mayors' Coalition, who addressed the committee. Mayor Turpin stated if the towns are not able to share in sales tax, then neither should the City of Fayetteville. Mayor Turpin stated his recommendation to the Mayors' Coalition tomorrow morning is going to be that the County has reached out and been benevolent and as the driver, the County needs to do what it needs to do. Mayor Turpin stated his recommendation is also that this does not need to go into 2019 because at some point, enough is enough. Commissioner Keefe stated the Sales Tax Committee looks forward to hearing from the Mayor's Coalition and others who wish to participate. A brief discussion followed.

## 6. MONTHLY UPDATES

### A. HEALTH INSURANCE

#### BACKGROUND:

Total health insurance claims for FY19 are down 12% for the month of September as compared to the same month in FY18. To provide some perspective on the claims, below is the 3-month average for the past 5 fiscal years. This average represents the average claims for July - September of each fiscal year. Additionally, graphs are provided as an aid to the analysis.

Average claims per fiscal year through September:

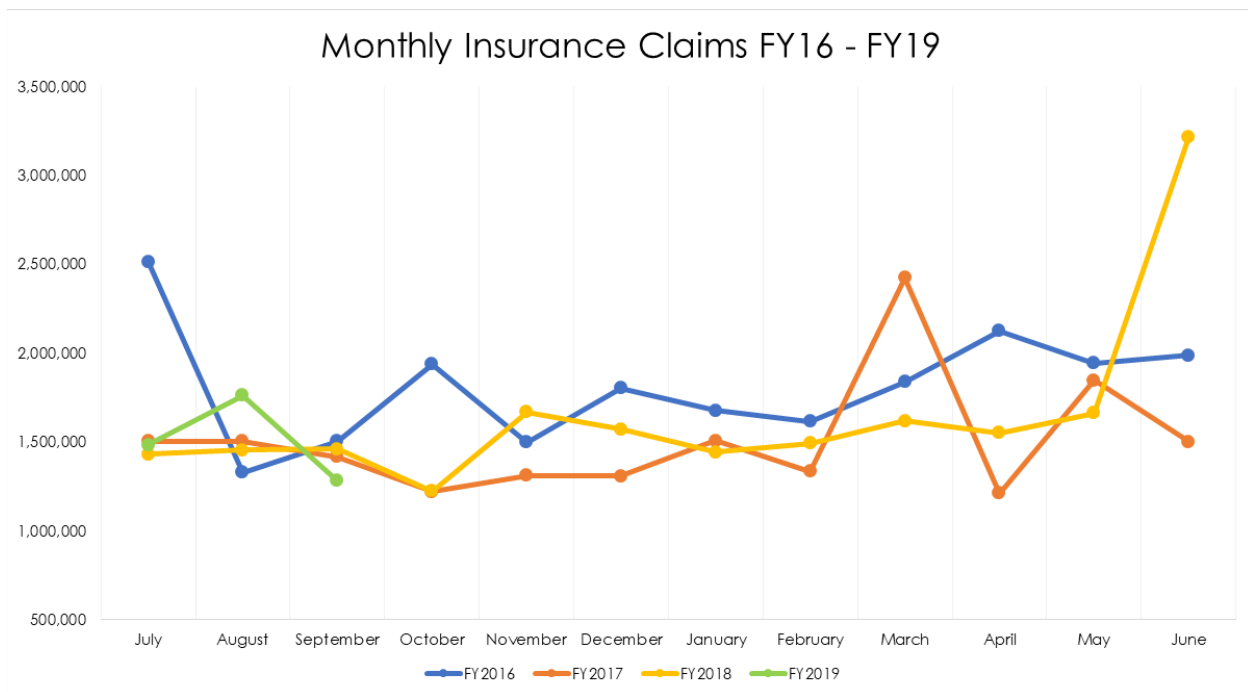
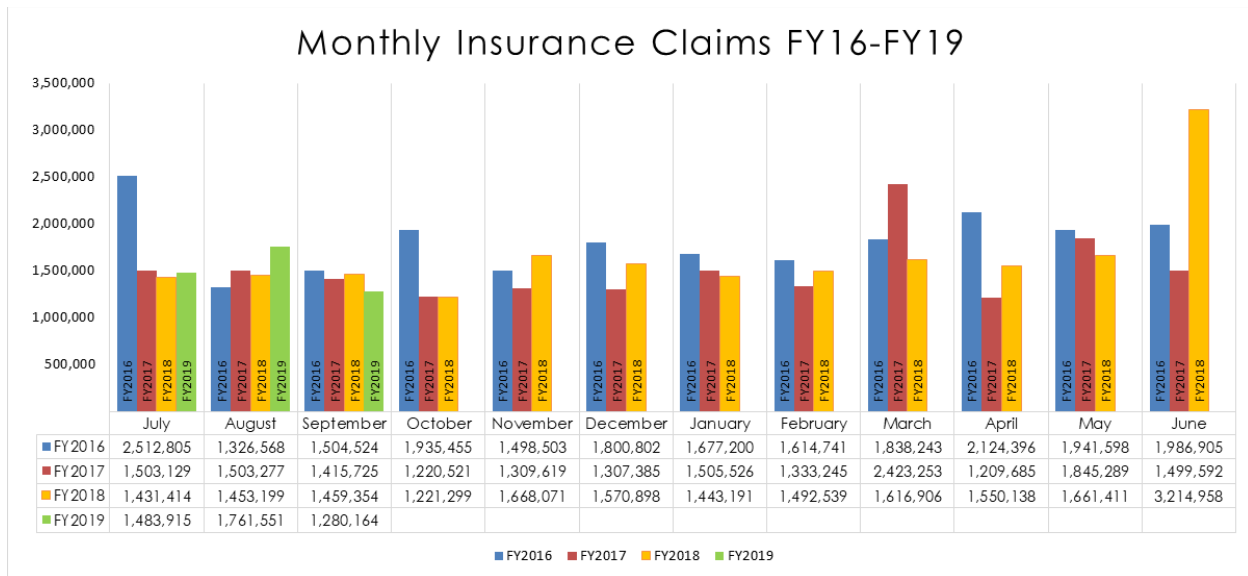
FY15	\$1,667,586
FY16	\$1,781,299
FY17	\$1,474,044
FY18	\$1,447,991
FY19	\$1,508,543

#### RECOMMENDATION/PROPOSED ACTION:

No action needed – for information only.

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# DRAFT



## B. CDBG-DR

### CUMBERLAND COUNTY CDBG-DR PROGRAM UPDATE FOR THE NOVEMBER 1, 2018 FINANCE COMMITTEE MEETING

#### Status as of October 23, 2018:

*All references to any materials which are described in these minutes or incorporated into these minutes are to the materials that are contained in the same numbered item in the agenda for this meeting. These may be viewed online in the agenda set out on this web page <http://co.cumberland.nc.us/departments/commissioners-group/commissioners/committee-agendas-and-minutes>*

# DRAFT

Total Applications	County Application Intake (Step 1)	State Eligibility Check (Step 2)	State Duplication of Benefits Check (Step 3)	State Under Further Review /Withdrawn /Ineligible
289	64 (15 county/49 city)	19 (5 county/14 city)	81 (14 county/67 city)	26 / 13 / 4
State Inspection & Environmental Review (Step 4)	State Grant Determination (Step 5)	Contractor Selection (Step 6)	Construction (Step 7)	Completion (Step 8)
62 (10 county/52 city)	19 (3 county/16 city)	0	0	0

*\*Step 1 performed by County; Steps 2-5 performed by State; 6-8 performed by County/City/State*

## Milestones/Activities:

- Request for Project Management Proposal – Review completed –recommendation at upcoming Board meeting
- Board approved proposed Amendment to CDBG-DR Agreement between State and County submitted to Commerce/HUD;
- Ongoing– County processing applications and submitting to State for eligibility review;
- Two homeowners closing for reimbursements pending State scheduling - (closing will be held at County Community Development office by State contracted staff with County staff present);
- State implemented and opened Regional Intake Centers – this will also allow applicants to apply at any center (non-Cumberland residents – 2 *Tier II Counties*) Cumberland County Center receives applicants from various counties.
- Robins Meadow Permanent Supportive Housing Project under State review. Draft RFQ A/E Services under review.

## Current Staffing:

- State: – David Cauthorn, CD Specialist II, Dept. of Public Safety – (Community Outreach for CDBG-DR)
- Cumberland County:
  - Sylvia McLean, P.T. Community Development (CD) Consultant; Terrinique Washington, Admin Support Specialist; Tye Vaught, Admin Program Officer II; Chavaugh McLamb, Admin Housing Coordinator II
- City of Fayetteville: Jay Reinstein and Cindy Blot, CD Director; Anedra Walls, Admin Assistant

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# DRAFT

## Hours of Operation (Cumberland County Application Intake Center):

Monday – Friday, 9 a.m. to 4 p.m.

- Location – Cumberland County Community Development Dept – 707 Executive Place

### C. FINANCIAL REPORT

#### BACKGROUND

The financial report is included which shows results of the general fund for the first quarter of fiscal year 2019. Results of fiscal year ended 2018 will be added upon completion of the audit. Additional detail has been provided on a separate page explaining any percentages that may appear inconsistent with year-to-date budget expectations.

#### RECOMMENDATION/PROPOSED ACTION

No action needed – for discussion and information purposes only.

\*\*\*\*\*

In response to a question from Commissioner Keefe, Ms. Evans stated the audit is underway and she plans to conduct a presentation at the December meeting of the Finance Committee of FY2018 results.

	FY18-19	FY18-19	YTD ACTUAL	PERCENT OF	
REVENUES	ADOPTED BUDGET	REVISED BUDGET	AS OF September 30, 2018	BUDGET TO DATE	*
Ad Valorem Taxes					
Current Year	\$ 163,777,000	\$ 163,777,000	\$ 22,926,753	14.0%	(1)
Prior Years	1,121,000	1,121,000	528,394	47.1%	
Motor Vehicles	18,326,000	18,326,000	4,934,762	26.9%	(2)
Penalties and Interest	500,000	500,000	149,088	29.8%	
Other	908,000	908,000	260,213	28.7%	
Total Ad Valorem Taxes	184,632,000	184,632,000	28,799,209	15.6%	
Other Taxes					
Sales	42,625,774	42,625,774	-	0.0%	(3)
Real Estate Transfer	700,000	700,000	418,703	59.8%	
Other	1,060,000	1,060,000	160,363	15.1%	
Total Other Taxes	44,385,774	44,385,774	579,066	1.3%	
Unrestricted & Restricted Intergovernmental Revenues	62,049,904	63,549,113	5,180,818	8.2%	(4)
Charges for Services	12,312,681	12,319,181	2,929,710	23.8%	
Other Sources (includes Transfers In)	2,442,205	2,522,386	348,308	13.8%	
Proceeds Refunding Bonds	-	-	-	0.0%	
Premium on COPS Sold	-	-	-	0.0%	
County Closing Contribution	-	-	-	0.0%	
Lease Land CFVMC	3,714,637	3,714,637	3,533,596	95.1%	(5)
Total Other	6,156,842	6,237,023	3,881,904	62.2%	
<b>Total Revenue</b>	<b>\$ 309,537,201</b>	<b>\$ 311,123,091</b>	<b>\$ 41,370,707</b>	<b>13.3%</b>	
Fund Balance Appropriation	7,447,195	12,777,470	-	0.0%	
<b>Total Funding Sources</b>	<b>\$ 316,984,396</b>	<b>\$ 323,900,561</b>	<b>\$ 41,370,707</b>	<b>12.8%</b>	

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	FY18-19	FY18-19	YTD AS OF	PERCENT OF	
DEPARTMENTS	ADOPTED BUDGET	REVISED BUDGET	September 30, 2018	BUDGET TO DATE	**
Governing Body	\$ 628,960	\$ 628,960	\$ 224,910	35.8%	
Administration	1,525,894	1,565,394	396,568	25.3%	
Public Affairs/Education	497,286	498,286	125,760	25.2%	
Human Resources	924,551	924,551	255,171	27.6%	
Print, Mail, and Design	788,684	788,684	225,601	28.6%	
Court Facilities	156,220	156,220	24,554	15.7%	
Facilities Maintenance	1,024,101	1,024,101	293,278	28.6%	
Landscaping & Grounds	669,140	669,140	186,125	27.8%	
Carpentry	162,507	162,507	45,638	28.1%	
Facilities Management	1,316,856	1,316,856	344,929	26.2%	
Public Buildings Janitorial	724,839	724,839	191,915	26.5%	
Central Maintenance	948,724	948,724	165,059	17.4%	
Information Services	4,336,330	7,065,471	1,170,667	16.6%	
Board of Elections	2,237,329	2,237,329	703,538	31.4%	
Finance	1,295,351	1,295,351	326,628	25.2%	
Legal	804,578	804,578	202,217	25.1%	
Register of Deeds	2,394,577	2,846,373	539,896	19.0%	
Tax	5,683,071	5,820,571	1,564,052	26.9%	
Debt Service	-	-	-	0.0%	
General Government Other	3,967,735	4,555,235	853,842	18.7%	
Sheriff	52,720,576	53,028,066	13,214,393	24.9%	
Emergency Services	3,674,666	3,976,373	1,142,676	28.7%	
Criminal Justice Pretrial	564,038	564,038	131,209	23.3%	
Youth Diversion	63,654	63,654	9,334	14.7%	(1)
Animal Control	3,248,915	3,289,951	883,746	26.9%	
Public Safety Other (Medical Examiners, NC Detention Subsidy, etc.)	1,444,268	1,444,268	205,892	14.3%	(2)
Heath	23,104,110	23,291,125	5,962,435	25.6%	
Mental Health	5,463,227	5,463,227	2,505,833	45.9%	
Social Services	60,359,879	60,539,520	15,186,881	25.1%	
Veteran Services	408,159	408,159	115,760	28.4%	
Child Support	5,205,713	5,205,713	1,255,989	24.1%	
Spring Lake Resource Administration	34,332	34,332	6,562	19.1%	
Library	10,807,325	10,814,625	2,884,482	26.7%	
Stadium Maintenance	117,296	117,296	26,756	22.8%	
Culture Recreation Other (Some of the Community Funding)	268,069	268,069	85,000	31.7%	
Planning	3,522,591	3,528,841	846,119	24.0%	
Engineering	1,987,178	1,987,178	518,309	26.1%	
Cooperative Extension	717,173	717,173	156,574	21.8%	
Location Services	315,177	315,177	35,994	11.4%	(3)
Soil Conservation	142,570	347,875	62,982	18.1%	
Public Utilities	87,153	87,153	22,560	25.9%	
Economic Physical Development Other	20,000	20,000	20,000	100.0%	
Industrial Park	1,104	1,104	307	27.8%	
Economic Incentive	461,677	461,677	28,749	6.2%	(4)
Water and Sewer	250,000	250,000	-	0.0%	(5)
Education	92,457,009	93,143,900	30,628,633	32.9%	
Other Uses:					
Transfers Out	19,451,804	20,498,897	156,543	0.8%	(6)
Refunding of 2009A and 2011B LOBS	-	-	-	0.0%	
<b>TOTAL</b>	<b>\$ 316,984,396</b>	<b>\$ 323,900,561</b>	<b>\$ 83,934,068</b>	<b>25.9%</b>	
	FY18-19	FY18-19	YTD AS OF	PERCENT OF	
<b>Expenditures by Category</b>	<b>ADOPTED BUDGET</b>	<b>REVISED BUDGET</b>	<b>September 30, 2018</b>	<b>BUDGET TO DATE</b>	
Personnel Expenditures	\$ 140,421,227	\$ 140,594,613	\$ 36,497,692	26.0%	
Operating Expenditures	153,678,512	159,282,715	46,342,765	29.1%	
Capital Outlay	2,655,876	2,747,359	930,658	33.9%	
Debt Service	-	-	-	0.0%	
Refunding of 2009A and 2011B LOBS	-	-	-	0.0%	
Transfers To Other Funds	20,228,781	21,275,874	162,953	0.8%	
<b>TOTAL</b>	<b>\$ 316,984,396</b>	<b>\$ 323,900,561</b>	<b>\$ 83,934,068</b>	<b>25.9%</b>	
	\$ -	\$ -	\$ (42,563,361)		

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Fiscal Year 2019 - September Year-to-Date Actuals (Report Run Date: October 19, 2018)	
Additional Detail	
General Fund Revenues	
*	
(1)	<b>Current Year Ad Valorem</b> 14% - Normal for this time of year. The bulk of revenues are typically recorded between November - January.
(2)	<b>Motor Vehicles</b> 26.9% - YTD Actual reflects 2 months of collections.
(3)	<b>Sales Tax</b> 0.00% - There is a 3-month lag. Collections for the fiscal year are first recorded in October.
(4)	<b>Unrestricted/Restricted Intergovernmental</b> 8.2% - There is typically a one-two month lag in receipt of this funding.
(5)	<b>Lease Land CFVMC</b> 95.1% - typically paid in the beginning of the fiscal year.
General Fund Expenditures	
**	
(1)	<b>Youth Diversion</b> 14.7% - Staff has not yet been hired. An allocation is done for the administrative assistant that is helping with the program currently.
(2)	<b>Public Safety Other</b> 14.3% - Outside agency lag in submitting invoices during the first quarter.
(3)	<b>Location Services</b> 11.4% - Vacant position within the department during the first quarter.
(4)	<b>Economic Incentive</b> 6.2% - Economic incentives are budgeted at 100% of agreements but are not paid unless/until the company complies.
(5)	<b>Water and Sewer</b> 0% - No expenditures were incurred for the first quarter.
(6)	<b>Transfers Out</b> 0.8% - Transfers are generally prepared towards the end of the fiscal year.

**MOTION:** Commissioner Faircloth moved to adjourn.

**SECOND:** Commissioner Adams

**VOTE:** UNANIMOUS (3-0)

There being no further business, the meeting adjourned at 9:35 a.m.

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**PLANNING AND INSPECTIONS DEPARTMENT**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD**

**DATE: 11/9/2018**

**SUBJECT: EASTOVER AREA LAND USE PLAN**

**RECOMMENDATION / PROPOSED ACTION**

**Planning Board Action:** Unanimously recommended approval of the Draft Eastover Area Land Use Plan, with the addition of Mr. Manning's name October 16, 2018 meeting for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

If the Board of Commissioners wishes to follow the recommendation of the Planning Board in this case, the following motion is appropriate:

**MOTION:**

I move to approve the Eastover Area Land Use Plan as submitted.

**ATTACHMENTS:**

Description

ACTION MEMO

EASTOVER AREA LAND USE PLAN

Type

Backup Material

Backup Material

Charles Morris,  
Chair  
Town of Linden

Diane Wheatley,  
Vice-Chair  
Cumberland County

Jami McLaughlin,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman

Vacant  
Wade, Falcon & Godwin



**CUMBERLAND**  
★ **COUNTY** ★  
NORTH CAROLINA

*Planning & Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Vikki Andrews,  
Carl Manning,  
Lori Epler,  
Cumberland County

Stan Crumpler,  
Town of Eastover

Patricia Hall,  
Town of Hope Mills

NOVEMBER 9, 2018

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: Eastover Area Land Use Plan

ACTION: Unanimously recommended approval of the Eastover Area Land Use Plan, with the addition of Mr. Manning's name at the October 16, 2018 meeting for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

MINUTES OF OCTOBER 16, 2018

Mr. Rufus Smith, Planning Manager of the Comprehensive Planning Section came forward to explain the go over the Eastover Area Land Use Plan.

Mr. Smith introduced his staff and went into the details of the plan. Mr. Smith explained the process for the start of the study, how they formed committees with the people of Eastover and had public forums with the town. He went over what the plan consisted of, the demographics, current zoning, and transportation. He went over the recommendations and future land use maps, and the plan consistency.

Ms. Hall pointed out that they forgot to list Mr. Carl Manning as a member of the Planning Board.

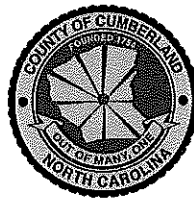
**Mr. Crumpler made a motion to approve the Eastover Area Land Use Plan, with the addition of Mr. Manning's name, seconded by Mr. Manning. Unanimous approval.**

Charles Morris,  
Chair  
Town of Linden

Diane Wheatley,  
Vice-Chair  
Cumberland County

Jami McLaughlin,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman

Vacant  
Wade, Falcon & Godwin



CUMBERLAND  
COUNTY  
NORTH CAROLINA

*Planning & Inspections Department*

Thomas J. Lloyd,  
Director


Cecil P. Combs,  
Deputy Director

Vikki Andrews,  
Carl Manning,  
Lori Epler,  
Cumberland County

Stan Crumpler,  
Town of Eastover

Patricia Hall,  
Town of Hope Mills

MEMORANDUM

DATE: November 1, 2018  
TO: Cumberland County Board of Commissioners  
FROM: Thomas J. Lloyd, Planning & Inspections Director   
SUBJECT: Eastover Area Land Use Plan

As part of the Joint Planning Board's ongoing efforts to develop detailed land use plans for the entire County and the member municipalities, the Staff along with residents in the area, have developed a land use plan for the Eastover area of Cumberland County.

Note: A copy of the draft Eastover Area Land Use Plan has been included for your review.

If you have any questions, please feel free to contact me or the Comprehensive Planning Section at 678-7629 or 678-7611.

Thank you.





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# EASTOVER AREA LAND USE PLAN

DRAFT

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Cumberland County Planning Department





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## Introduction

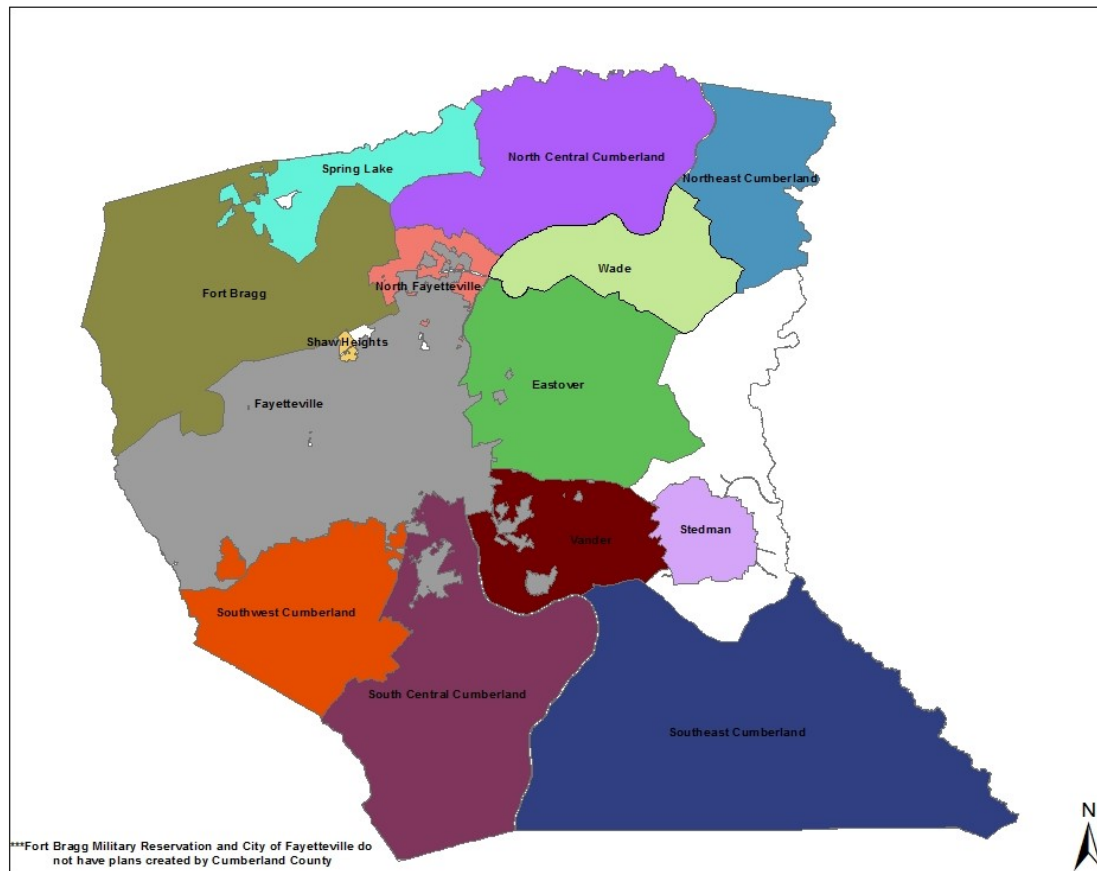




# Plan Purpose

The Town of Eastover and the surrounding areas are considered predominantly rural with quiet neighborhoods, an abundance of agricultural lands and open spaces. This area is unique in that there is direct access to several major thoroughfares which, given the area's close proximity to the City of Fayetteville, provides access to entertainment, arts and amenities. The Eastover Area Land Use Plan represents a series of recommendations and maps that should be used in order to preserve and protect treasured characteristics of the area, while simultaneously responding to ever-increasing demands for growth. The recommendations in this plan should be considered prior to making decisions at all scales and levels of development.

**Map 1:** Cumberland County Adopted Area Land Use Plans



## Three Key Purposes of the Land Use Plan

- Provide guidance for rezoning, planning and capital investment decisions and set policy directives for officials, staff and other parties concerned with future development
- Assist in producing desirable land use patterns, uses and densities.
- Ensure future development adds to the overall quality and uniqueness of the community, and builds upon the existing foundation that defines Eastover and its surrounding area.

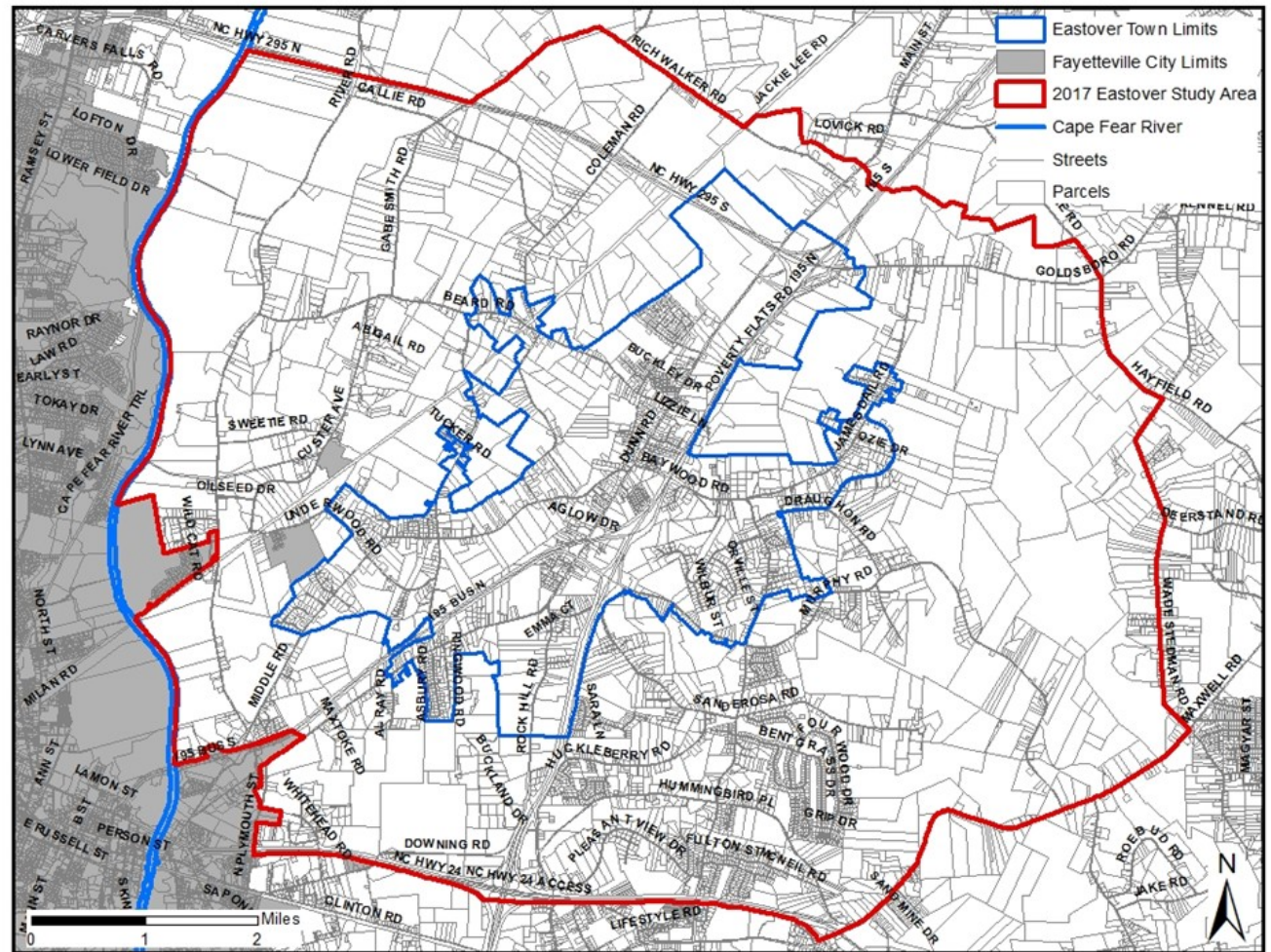
# Eastover Area Overview

Eastover Township, formerly known as Flea Hill Township, was established in 1865 with the Town of Eastover being incorporated by the North Carolina General Assembly in 2007. This plan focuses on the Town of Eastover and surrounding areas, located in the central portion of Cumberland County, North Carolina. The Eastover Area consists of approximately 34,000 acres (53 square miles) and is generally defined to the north by NC HWY 13/295, to the south by NC HWY 24, to the east by Wade Stedman Road, and to the west by the Cape Fear River.

The Eastover Area consists of a small concentration of non-residential developments clustered along US HWY 301/Dunn Road with some additional residential development off this main artery. These non-residential uses include commercial retail and servicing, trade contracting and convenience retail. A large portion of the area is rural in character, consisting of farming and single family residential development. Although the planning area is outside of the Fayetteville City Limits, there are two areas designated as satellite annexations, which are non-contiguous to the existing City boundaries.

This detailed plan replaces the original Eastover Area Land Use Plan (adopted in October 2000) and supplements the Cumberland County 2030 Growth Vision Plan (adopted in April 2009).

Map 2: Eastover Study Area Boundary







## Planning Process





# Planning Process



The Eastover Area Land Use Plan was formulated by researching and analyzing census data and existing conditions as well as reviewing existing plans that affect the area. The gathering of this background information is crucial to the development of a land use plan because it helps to set the tone of the future land use discussion. This information helps measure the type and pace of growth that has occurred in the plan area over a certain period of time.

After background information was gathered, the planning staff engaged community members through committee meetings and surveys. Public involvement is vital in order to ensure a complete and accurate depiction of the concerns and needs of the community.



Exhibit A: Planning Process

# Public Participation

The public participation portion of the planning process began on November 16th, 2017 with a “Kick Off Meeting” held at Salem United Methodist Church. Prior to the meeting 4,270 notices were mailed to property owners of record within the plan area, and approximately 91 citizens attended. Planning staff gave a presentation outlining the planning process and a survey was given in order to obtain feedback from the community. Four members of the Cumberland County Planning staff were in attendance in order to answer questions and address any concerns. The Eastover Area Citizen’s Committee was formed from volunteers that attended the “Kick Off Meeting”. Eastover Area Citizen’s Committee meetings were held, with attendance ranging from a low of seven to a high of 19 individuals, at the Eastover Community Center on the following dates:

December 14th, 2017

January 25th, 2018

February 22nd, 2018

March 22nd, 2018

April 19th, 2018

July 12th, 2018

August 30th, 2018

A rough draft of the Eastover Plan was presented to the Eastover Area Citizen’s Committee at the July 12th, 2018 meeting. Comments were received by Planning Staff and incorporated into the draft. A final presentation of the plan to the committee was given on August 30th, 2018.



# Eastover Area Citizen's Committee Members

Susan Baggett	S. McCaig
Talmage S. Baggett	John McCarroll
Walt Brinker	Marie McCarroll
Lawrence Buffaloe	Ellis McGaughy
Charles Carroll	Charles McLaurin
Tom Clark	Tom Melvin
Helen Crumpler	Bob Nail
Stan Crumpler	Kim Nazarchyk
Barry Dugan	Liz Reeser
James D. Forte	Hazel G. Stubbs
Rhonda L. Groves	Eddie Super
Morgan L. Johnson	Jenn Super
Jacqueline Lee	Ken Sykes
Randy P. Lee	Denise Sykes
Rita Matysek	Ruby Underwood
Ronald Matysek	Ronald Williams



# Public Participation

## Eastover Community Survey Summary

At the “Kick Off Meeting,” a five question survey was conducted. The following is a sample of questions asked:

1. Overall, how would you rate the quality of life in the Eastover Area?
2. Which option best reflects your opinion regarding the importance of these attributes as they relate to the Eastover Study Area?
3. Identify the areas where the following types of development are desirable.
4. Which option best reflects your opinion regarding the Eastover Study Area?
5. Which term best describes the rate of growth in the Eastover Area?

A total of 82 people completed the survey with a large majority of respondents being 55 or older. The following is a brief summary of the most popular responses received:

**Exhibit B:** Eastover Community Survey Summary

Question #	
1	The majority of citizens surveyed considered the quality of life in the Eastover study area as “good.”
2	Open space, environmentally sensitive areas, parks/recreation areas, sidewalks/multi-use paths and locally owned restaurants/retail were all considered very important by respondents.
3	Single-family homes were considered desirable in all locations by a majority of respondents while commercial uses were considered desirable in the Commercial Core. Industrial uses, manufactured homes and agricultural uses were desired to be outside of the town limits.
4	Most of the citizens surveyed were generally satisfied with services offered, street maintenance, preservation of open space and available sidewalks/multi-use paths.
5	58% of respondents believe that the Eastover area rate of growth is “just right” while 28% said “too slowly” and 15% responded “too quickly.”

# Public Participation

## Exhibit C: Survey Comparison

### Comparison of 2000 and 2017 Eastover Community Survey Results

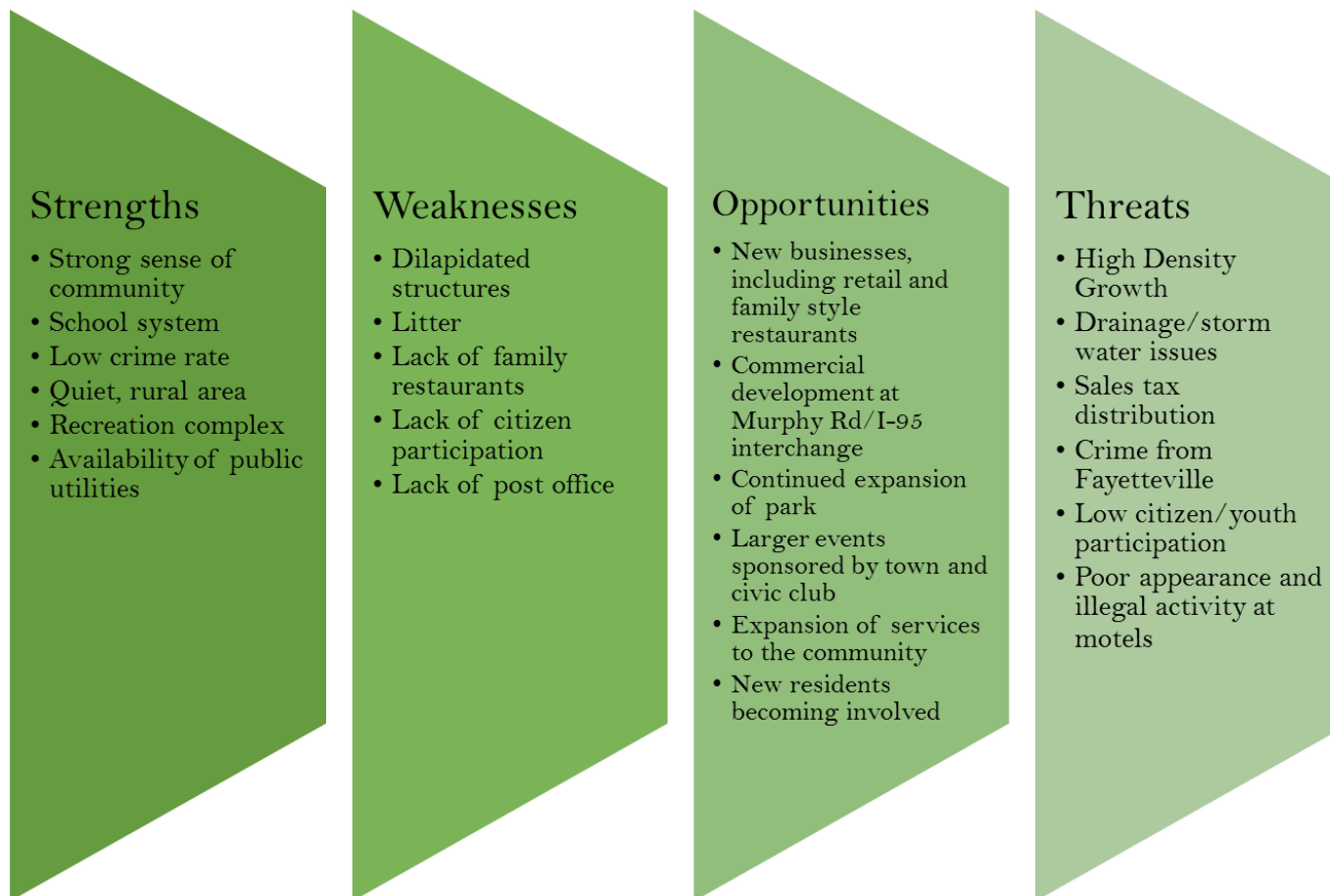
- **AGE:** In 2000, the majority (36.1%) of survey respondents were between the ages of 35 and 55, whereas an overwhelming amount (58%) of the respondents from the 2017 survey were 65 or older. This information makes it clear that the Eastover Area has an aging population, especially considering Cumberland County's estimated median age was 32 as of 2017.
- **RACE:** The racial breakdown of respondents from the initial survey in 2000 was 64.6% white, 22.9% African American, 1.4% Hispanic and 2.1% Other. The breakdown from 2017 is 63.6% white, 28.6% African American, 2.6% Hispanic and 5.2% Other. This data shows that the racial make up of the study area is virtually unchanged from 2000.
- **RESIDENCY:** In 2000, 47.2% of respondents had lived in the Eastover Area for more than 20 years with almost all other respondents having lived in the area for at least 3 years or more. Only 8.3% of respondents had lived in the area for less than 3 years. The number of respondents having lived in the study area for more than 20 years dramatically increased in 2017 to 70%. Much like the previous survey, most other respondents have lived in the area for more than 3 years, with only 8% having lived in the area for less than 3 years. This information shows that, unlike Fayetteville, there are many permanent members of the Eastover population.
- **QUALITY OF LIFE:** In 2000, 56.3% of those surveyed considered the quality of life in the Eastover Area to be "Good" with 25.7% responding "Fair/Average", 10.8% responding "Excellent" and 2.1% responded "Poor". With the 2017 survey the amount of responses for those considering the quality of life to be "Fair/Average" and "Excellent" were virtually flipped with 10.8% and 25.7% respectively. 60.8% responded "Good" and 2.7% responded "Poor".
- **WHAT IS MOST IMPORTANT TO CITIZENS?:** In 2017, the top two area attributes that were considered "Very Important" were Open Space and Environmentally Sensitive Areas. In 2000, "Very Important" attributes were Fire Protection and Education. The need to preserve land and protect sensitive areas shows a shift in ideals over the last 20 years.

# Public Participation

## Study Area Strengths, Weaknesses, Opportunities, and Threats (SWOT) Analysis

The SWOT method was originally created for business and industry, but is equally useful in the work of community planning and development. SWOT analysis provides a general idea of what is needed/wanted in the community in a simple, yet effective format. The following is a summary of input gathered at the Eastover Citizen's Committee Meeting on December 14, 2017. These results reiterate some of the issues and concerns expressed in the Eastover Community Survey.

**Exhibit D:** Eastover Citizen's Committee SWOT Analysis



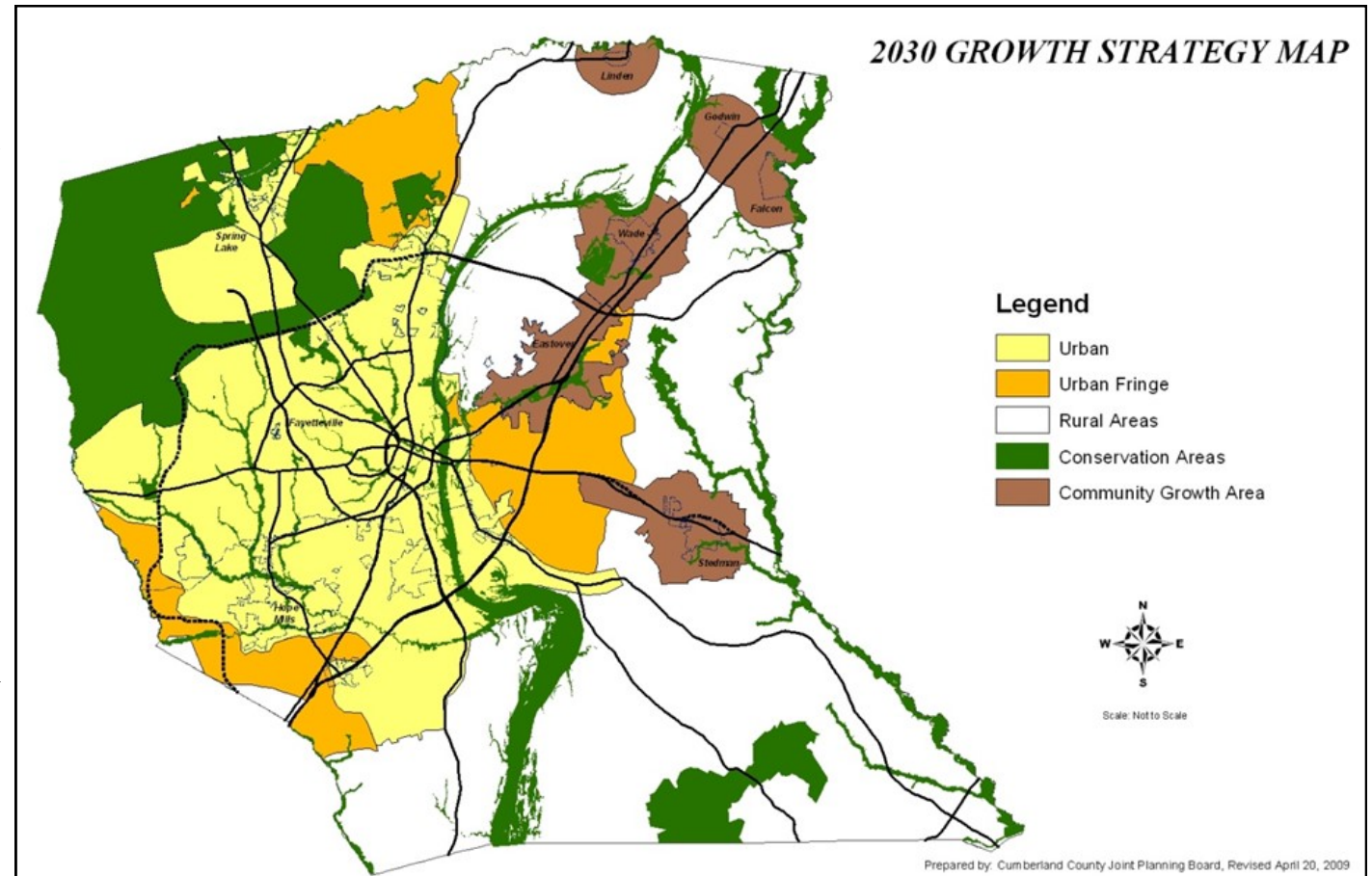


# Review of Existing Plans

An important step in the planning process is to assess existing plans that affect the study area. This allows planning staff to review current planning efforts in the area as well as past goals and whether they have been met or are still relevant. The following is a summarization of the plans that exist for the Eastover Plan Area.

Map 3: Cumberland County 2030 Growth Strategy Map

**2030 Plan:** The Cumberland County 2030 Vision Plan adopted in 2009 identifies the Eastover Plan area as a mix of Community Growth Area (Eastover Town Limits), Rural Areas and Urban Fringe. These areas are defined in the plan as follows: **Community Growth Areas** provide for the development and redevelopment of smaller, freestanding communities in Cumberland County. These communities normally provide for a full range of urban services through a combination of municipal and county services. **Rural Areas** provide for agriculture, forestry, and other allied activities traditionally found in a rural setting. Very low intensity residential development with on-site waste disposal (i.e. septic systems) may be appropriate in Rural Areas. **Urban Fringe Areas** include portions of the county that are not currently urban in character but are likely to reach a level of development requiring urban services. These areas may have some services already in place including centralized water and sewer. The adopted **2030 Vision Plan Land Use Map** is shown above for further reference.

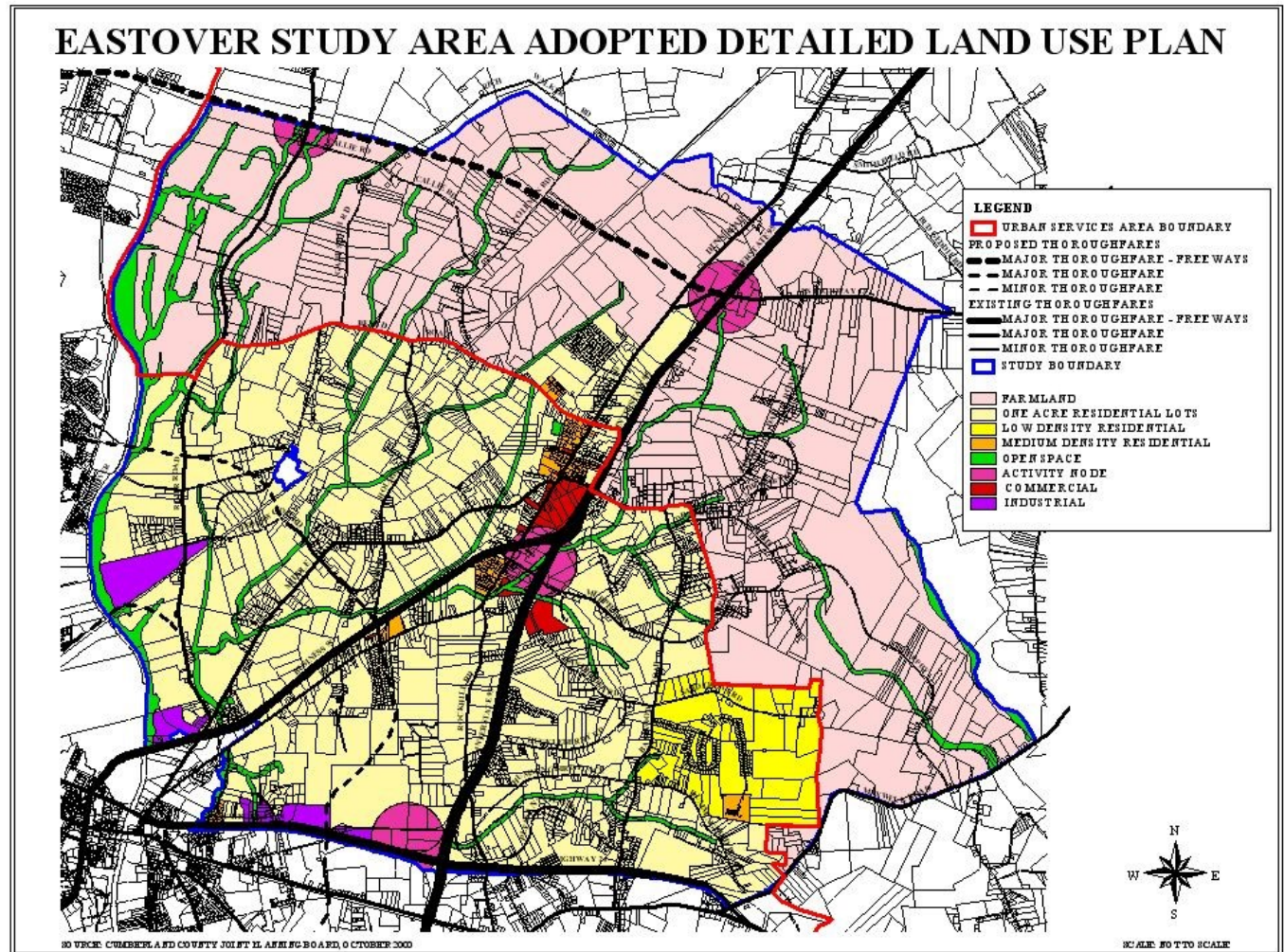


# Review of Existing Plans

## Eastover Study Area Detailed Land

Use Plan: The Eastover Study Area Detailed Land Use Plan was adopted by the Cumberland County Board of Commissioners on September 5<sup>th</sup>, 2000, prior to the incorporation of the Town of Eastover. As the most recently adopted detailed plan in the area, it is currently used by the County and the Town of Eastover as guidance when making land use decisions.

The plan generally calls for most of the area north of Beard Road and east of Baywood Road to be farmland and areas south of Beard Road and west of Baywood to be primarily one acre residential lots. Commercial is called for on areas of Dunn Road with activity nodes located at interchanges of I-95 and HWY 24, Murphy Road and HWY 13. The adopted **Eastover Study Area Land Use Plan Map** is shown for further reference:



Map 4: Adopted Eastover Area Land Use Map



# Hazard Mitigation Plan & Recommendations

The 2016 Cumberland-Hoke County Regional Hazard Mitigation Plan was prepared in coordination with the Federal Emergency Management Agency (FEMA) and the North Carolina Division of Emergency Management (NCEM). The purpose of this plan is to identify, assess and mitigate risk in order to better protect the people and property of Cumberland and Hoke Counties from the effects of natural and man-made hazards. As part of the larger document, a Mitigation Action Plan was included that identifies new and/or revised mitigation actions for each participating jurisdiction. More specifically, a table that discusses action steps for the Town of Eastover and the Cumberland County Unincorporated Areas was included:

**Exhibit E:** Hazard Mitigation Plan Action Steps

Cumberland County Unincorporated Areas										
Action Number	Action Description	Issue/Background Statement	Responsible Agency	Anticipated Cost	Funding Source	Timeframe	Status	Address Current Development	Addresses Future Development	Hazard Addressed
1	Restrict Residential and Non- Compatible Uses within the Special Flood Hazard Area.	Prohibit developing within the Special Flood Hazard Area and promote the flood area as an environmental corridor and open space, while reducing potential losses during a flood hazard.	Cumberland County Planning and Inspections Department and Cumberland County Board of Commissioners	Staff Hours	Local Operating Budget	Short Range	Revised		X	Inland Flooding
2	Identify and map structures that are vulnerable to high winds.	By providing the location of structures that would be greatly impacted by high winds would assist in lessen the impact during a hazard event while also providing assistance to emergency responders.	Cumberland County Emergency Services	Unknown	Unknown	Short Range	Revised	X	X	Hurricane Wind, Thunderstorm Wind
3	Develop a tree ordinance to address clear cutting.	Provide more pervious area for natural drainage, while reducing the vulnerability to localized flooding and extreme heat.	Cumberland County Planning and Inspections Department and Cumberland County Board of Commissioners	Staff Hours \$5,000 - \$10,000	Local Operating Budget	Medium Range	Revised	X	X	Inland Flooding, Extreme Heat
4	Develop a greenway program as a means to protect natural resources	Provides a buffer from urban encroachment and reduces flooding and erosion.	Cumberland County and Fayetteville/ Cumberland	Unknown	Unknown	Long Range	Revised		X	Inland Flooding

# Hazard Mitigation Plan & Recommendations

Town of Eastover										
Action Number	Action Description	Issue/Background Statement	Responsible Agency	Anticipated Cost	Funding Source	Timeframe	Status	Address Current Development	Addresses Future Development	Hazard Addressed
1	Restrict Residential and Non- Compatible Uses within the Special Flood Hazard Area.	Prohibit developing within the Special Flood Hazard Area and promote the flood area as an environmental corridor and open space, while reducing potential losses during a flood hazard.	Cumberland County Planning & Inspections Department and Town of Eastover	Staff Hours	Local Operating Budget	Short Range	Revised		X	Inland Flooding
2	Develop a tree ordinance to address clear cutting.	Provide more pervious area for natural drainage, while reducing the vulnerability to localized flooding and extreme heat.	Cumberland County Planning & Inspections Department and Town of Eastover	Staff Hours \$5,000 - \$10,000	Local Operating Budget	Medium Range	Revised		X	Inland Flooding, Extreme Heat
3	Develop a greenway program as a means to protect natural resources	Provides a buffer from urban encroachment and reduces flooding and erosion.	Town of Eastover and Fayetteville/Cumberland County Parks and Recreation Department	Staff Hours	Local Operating Budget	Long Range	Revised		X	Inland Flooding, Erosion
4	Revise the Subdivision Ordinance requiring an additional access for emergency vehicles and to be used as an evacuation route for developments located near special flood hazard area.	This will provide an additional access for residents, public safety officials and emergency services to those developments located near a special flood hazard area, while reducing the possibility of a life threatening situation for residents, public officials and emergency services.	Town of Eastover and Cumberland County Planning & Inspections Department	Staff Hours \$5,000 - \$10,000	Local Operating Budget	Medium Range	Revised		X	Inland Flooding



**Existing Conditions**



# Demographics

Population  
Median Age  
Education  
Employment  
Median Household Income  
Race



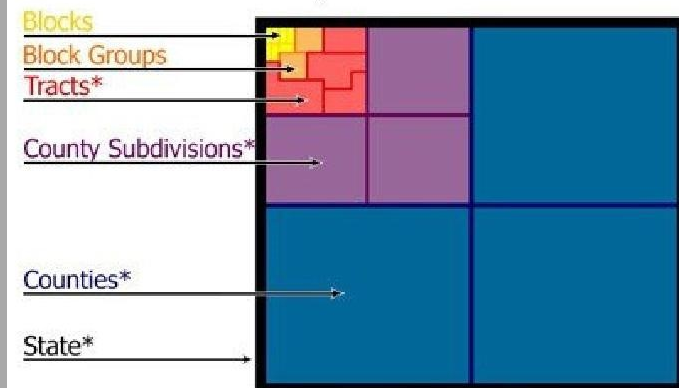
## Study Area

Considering the shape of the study area and the availability of information, our staff found the most accurate representation of the area to be Census Block Groups. In this data study **6 Block groups** from **3 Census tracts** were used to represent the study area: 27(2,3,4), 26(2,3), and 14(3).

## Town of Eastover

As with all incorporated towns, Census data specific to the Town of Eastover was readily available.

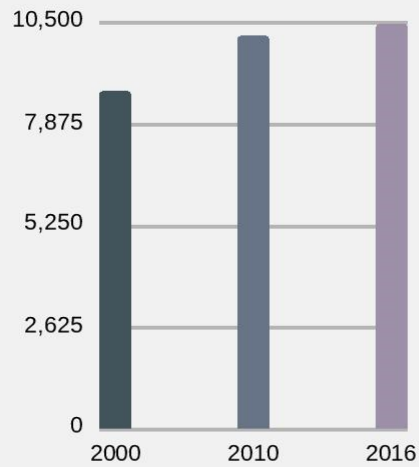
## Census Summary Levels:





# Demographics

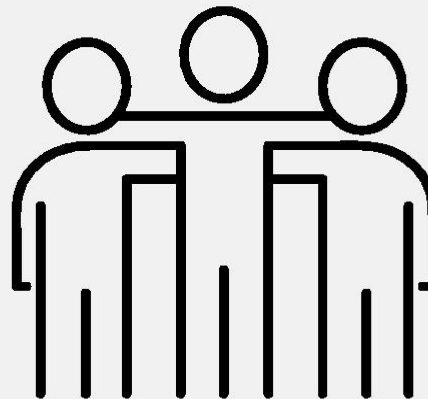
## Study Area



## Eastover

(2010 Population)  
3,628

(2016 Population)  
3,692

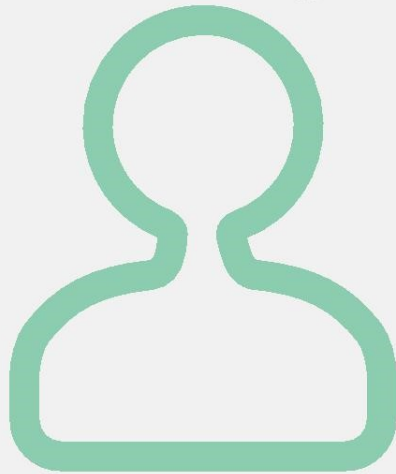


- According to the Block Group data, the study area has experienced a population growth of 1,733 people or about a 20% increase between 2000 and 2016. The population was 8,684 in 2000, 10,116 in 2010 and 10,417 in 2016. The majority of this growth was experienced between 2000 and 2010 where the population increased by 1,432.
- The latest Census data (2016) lists the Town of Eastover as having a population of **3,692**. This makes Eastover the 4th most populous city or town in Cumberland County behind Fayetteville, Hope Mills and Spring Lake. Compared to 2010 data, where the population was listed as **3,628**, that is approximately a 1.8% increase.

Exhibit F: Population

# Demographics

## Median Age



Eastover and Study Area(2016)

42

Cumberland County(2016)

32

## Education

The graphic below depicts the percentage of the population 25 and older with a Bachelor's degree or higher.

17%  
Study Area 2016

20%  
Eastover 2016

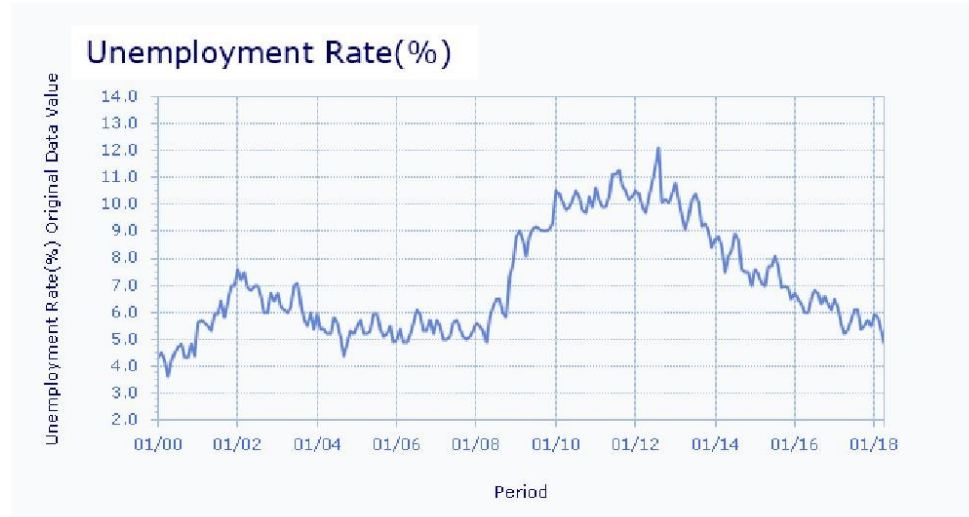
18%  
Eastover 2010

Exhibit G: Median Age & Education

# Demographics

## Unemployment

Considering monthly unemployment statistics made available by the NC Department of Commerce for counties, the staff chose to focus on Cumberland County as a whole. The chart depicts the monthly unemployment rate from January 2000 through April 2018 in two year sections.



2016 Study Area	\$45,000
2010 Eastover	\$52,000
2016 Eastover	\$44,000

## Median Household Income

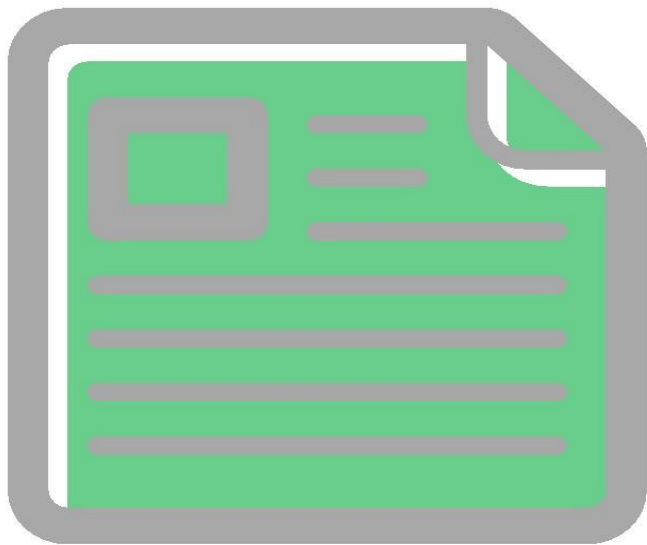
The median household income for a given area can be an indicator of the economic strength or vulnerability experienced by the population. The median is used due to the possibility of outlying figures skewing the calculation when using the mean income.

**Exhibit H:** Eastover Area Unemployment & Median Household Income



# Demographics

## Race



### Study Area 2016

White	69.6%
Black	21.6%
Hispanic	4.7%
Asian	2.4%
Other	1.7%

### Eastover 2016

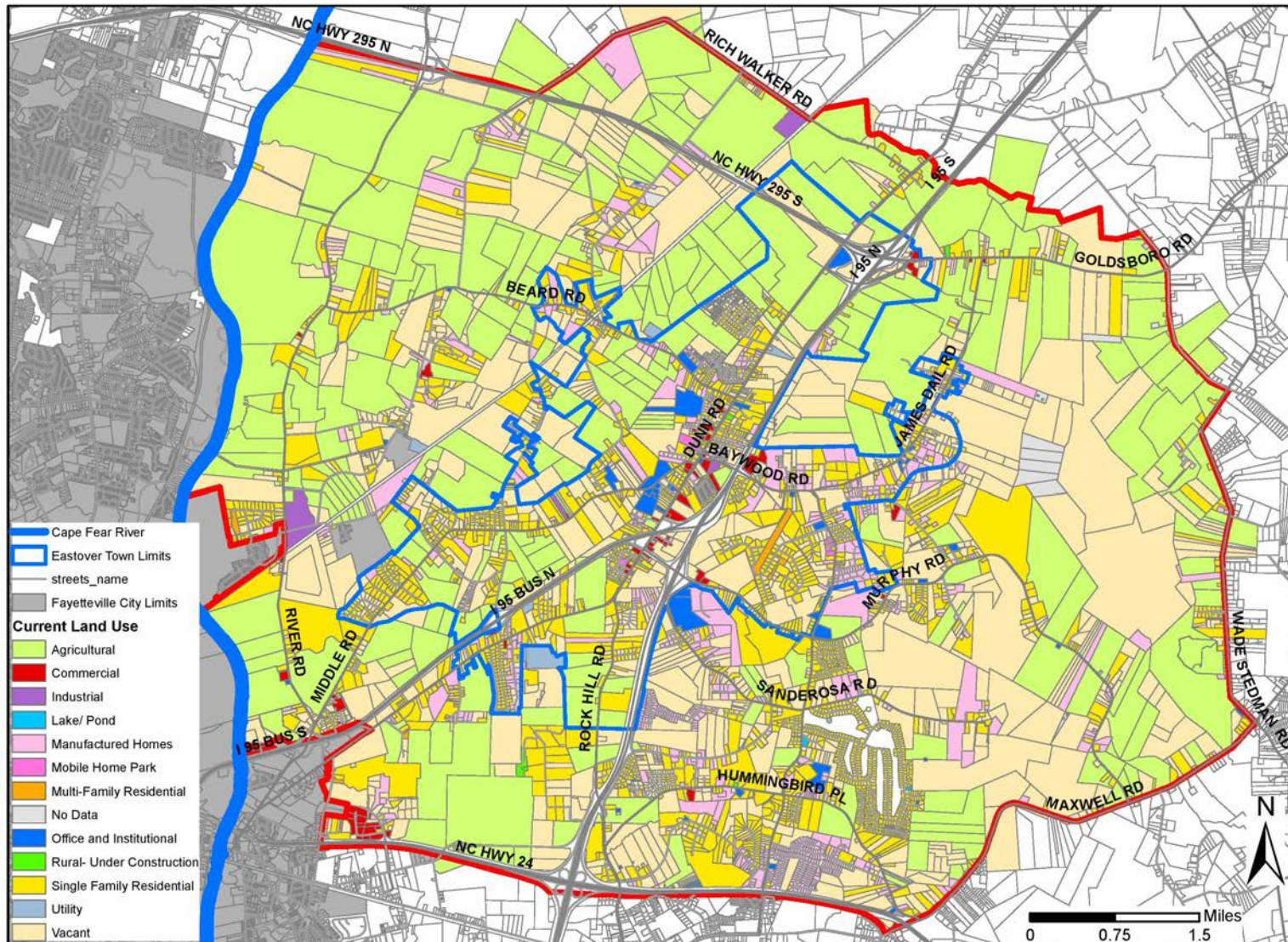
White	79.3%
Black	14.3%
Hispanic	3.3%
Asian	1.9%
Other	1.2%



**Exhibit I:** Eastover Study Area Racial Breakdown

# Existing Land Use

In order to determine what an area's future land use might be, it is imperative to first identify the area's existing land use. This information, based on Cumberland County tax records, gives a baseline to where current uses are located and can also provide a development pattern for the area. It is important to note that though a parcel is identified as one use, in some instances, only a portion of the parcel may actually be used for that purpose.

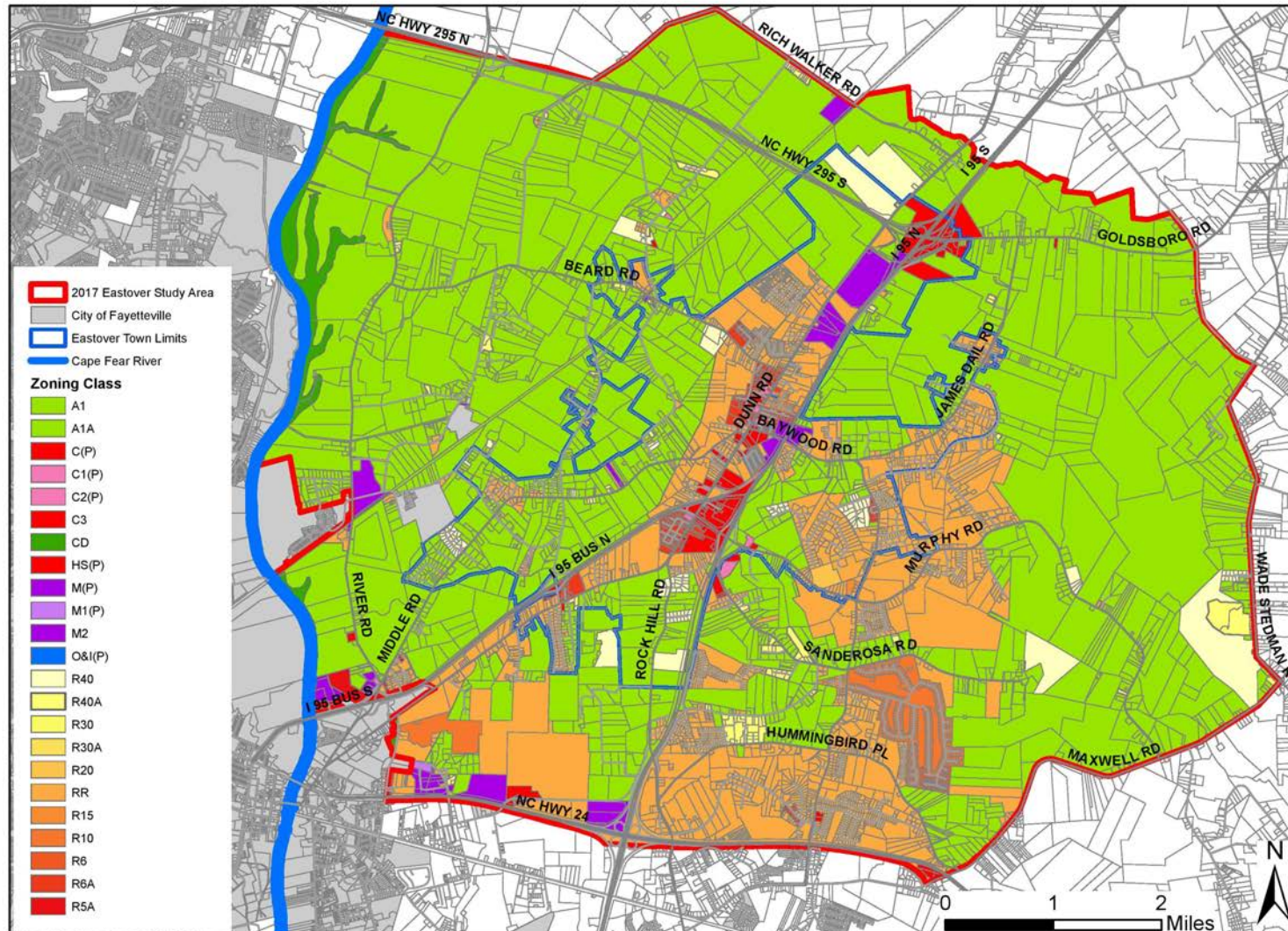


Map 5: Eastover Area Existing Land Use



# Current Zoning

The majority of the Eastover Area is currently zoned A1 Agricultural. There are also several residential zoning districts with the largest of these areas being designated RR Rural Residential. A complete description of current zoning districts can be found in the appendix of this document.



Map 6: Eastover Area Existing Zoning

This future land use plan **does not affect or change current zoning**. This plan will be used to guide future development and land uses when a property within the area is being rezoned.



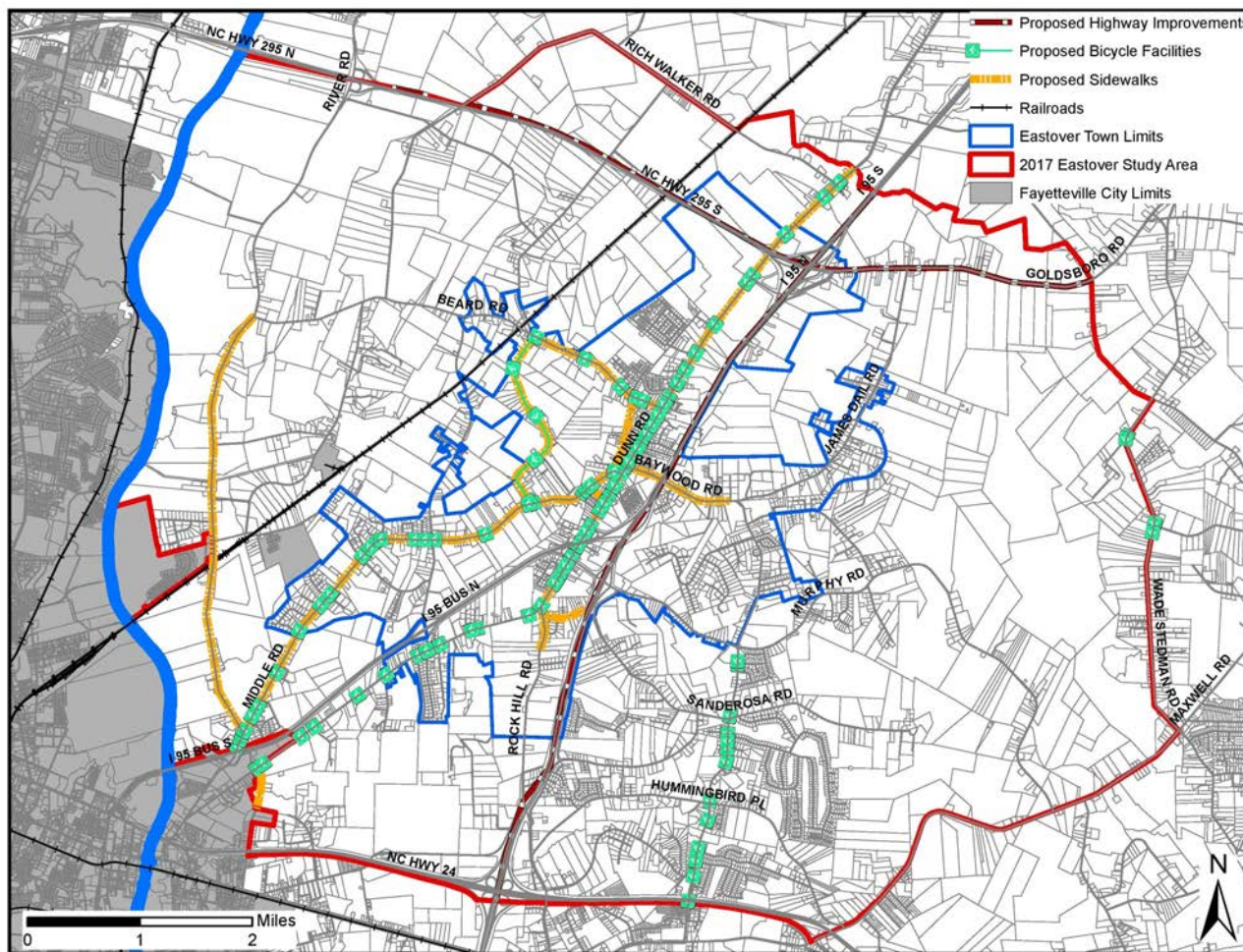
# Transportation

The Eastover Area Land Use Plan Study Area falls within the Fayetteville Area Metropolitan Planning Organization's (FAMPO) boundary. FAMPO is responsible for developing and coordinating plans that will provide the safest and most efficient transportation while protecting and enhancing the environment. FAMPO works closely with the North Carolina Department of Transportation (NCDOT) to address the transportation needs in the area. The following are future plans for the area, visually depicted on Map 7 on this page.

Map 7: Eastover Area Transportation

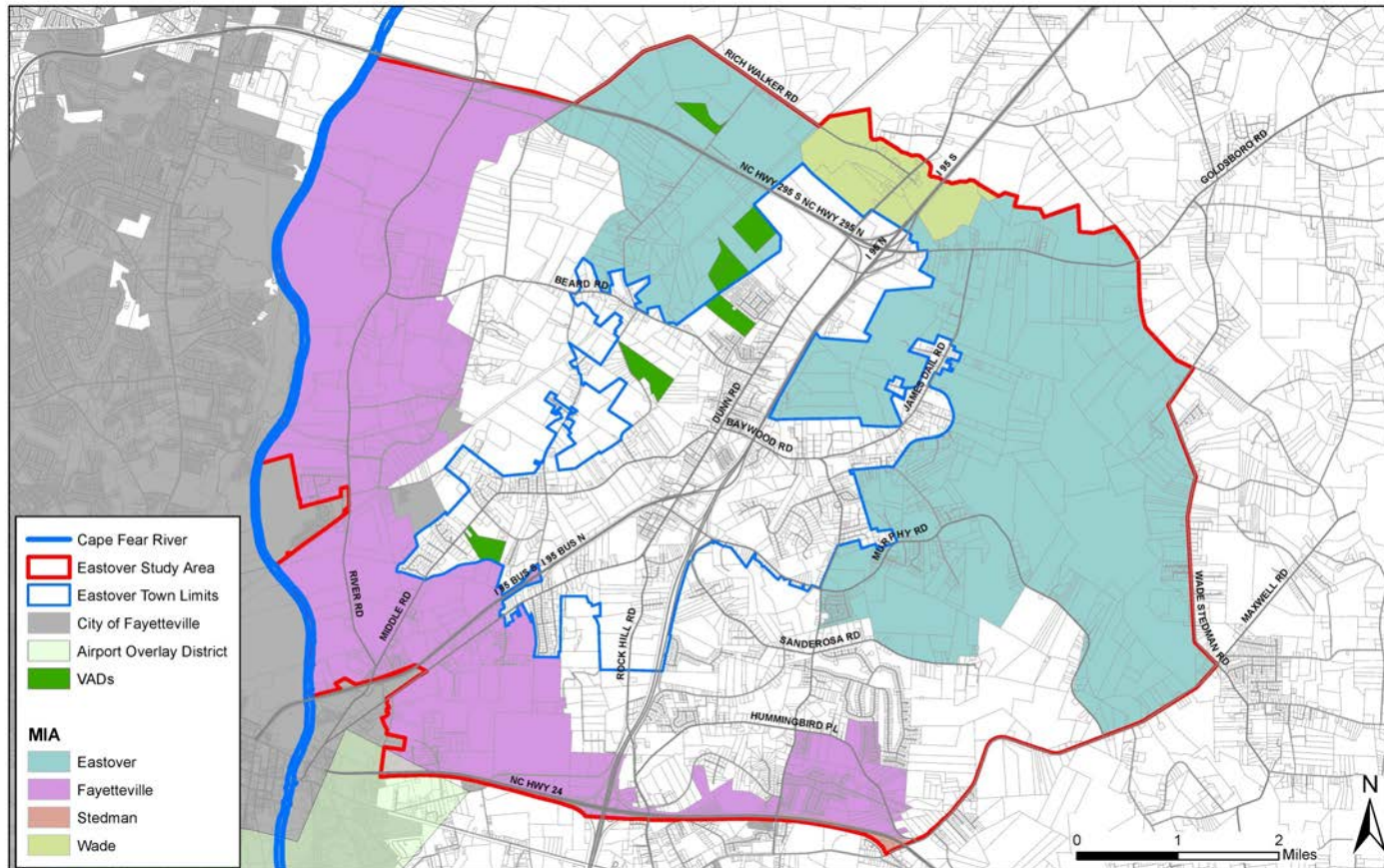
Projects identified in the Transportation Improvement Program or included in the Strategic Prioritization Office of Transportation P5.0 projects:

- **I-95** – Widen to eight lanes from Exit 56 in Cumberland County to Exit 81 in Johnston County. Construction beginning in FY 2026.
- **US HWY 13** – Widen to multi-lanes from I-95 in Cumberland County to I-40 in Sampson County. This project is currently still post-year and has no timetable for starting.
- **Baywood and Murphy Roads** – Install round-a-bout at the intersection of Baywood Road and Murphy Road. Construction beginning in FY 2019.



# Districts and Influence Areas

**Map 8:** Eastover Area Districts and Influence Areas



**Municipal Influence Areas:** The Municipal Influence Areas (MIA) that affect the study area include: Fayetteville, Eastover, Stedman, and Wade. An MIA provides a platform for municipalities to plan and program the extension of public services and facilities by applying the specific municipality's development standards within their respective MIA. This assists municipalities in addressing future annexation and growth plans, while making future annexations into the municipality more efficient and cost effective.

**Voluntary Agricultural Districts:** The Voluntary Agricultural District Program encourages the preservation and protection of farmland from non-farm development. In Chapter 106, Article 61 of the North Carolina

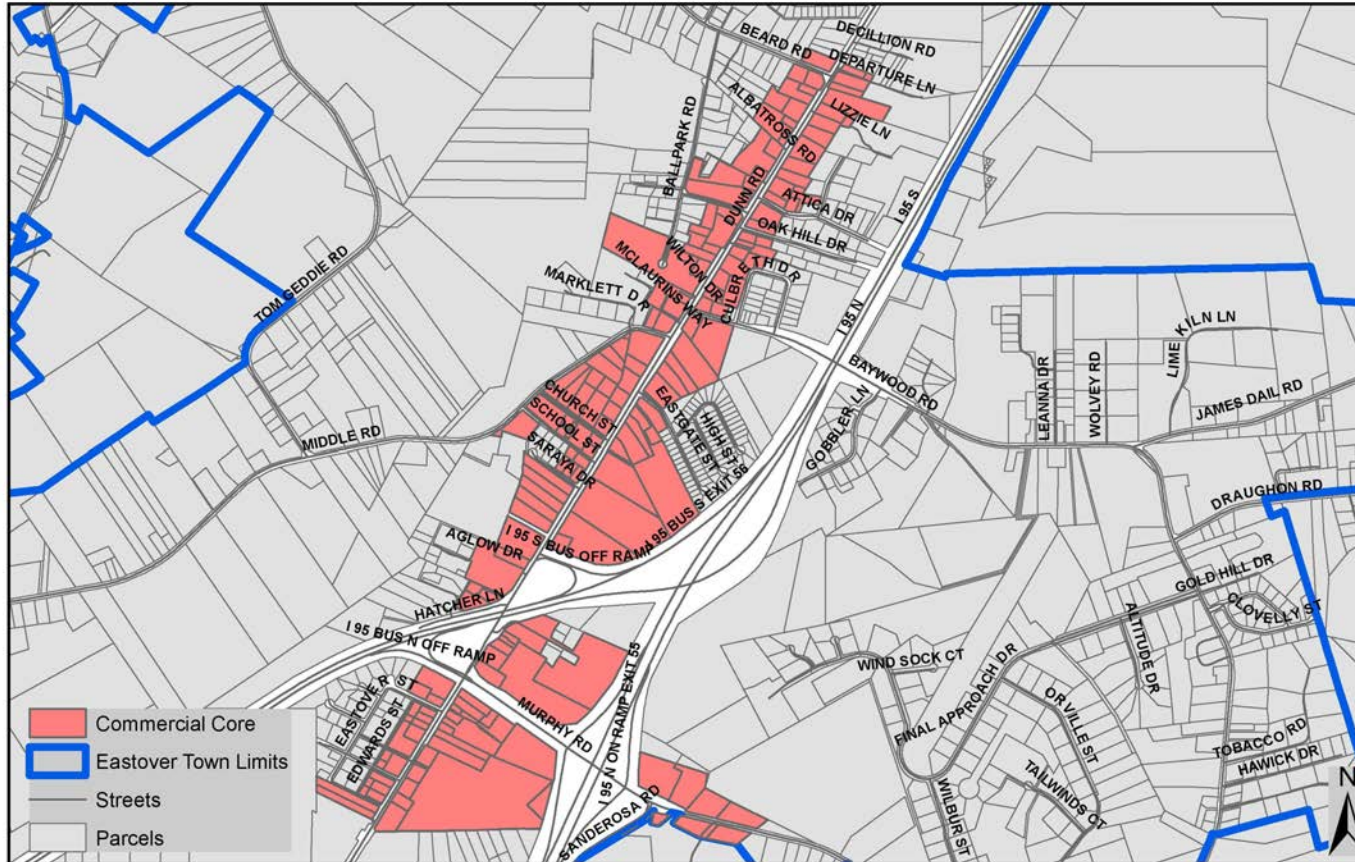
General Statutes, the North Carolina General Assembly authorized counties to undertake a series of programs to encourage the protection and preservation of farmland. Cumberland County requires a least 5 acres of horticultural land, 10 acres of agricultural land, or 20 acres of forest land in addition to being in the Present Use Value Taxation Program. Currently, the Eastover study area has approximately 338 acres of land in Voluntary Agricultural Districts or VADs

**Airport Overlay District:** The Fayetteville Regional Airport is located to the southwest of the study area. Consequently, a small southwestern portion of the study area is covered by the Airport Overlay District (AOD). In general, the purpose of this district is to protect the public by minimizing exposure to, and giving public notice of, probable high noise levels and accident hazards generated by the airport operations and to encourage future development that is compatible with airport operations.



# Commercial Core Overlay District (CCOD)

Map 9: Commercial Core Overlay Boundary

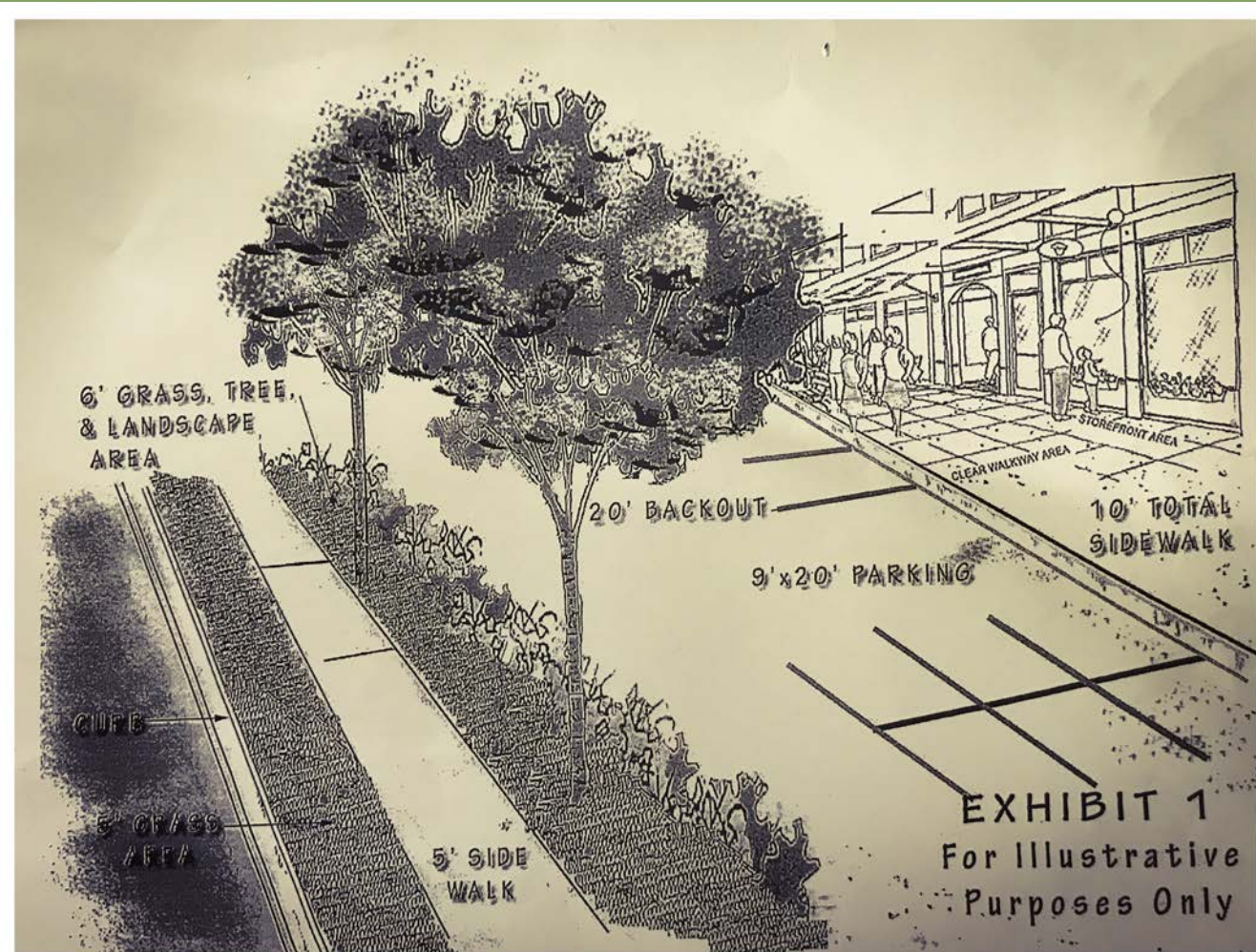


The stated purpose of the Commercial Core Overlay District (Adopted November 1, 2012; amended March 3, 2016) is to preserve and enhance the small-scale commercial character of the area generally defined within the Town of Eastover along Dunn Road from Murphy Road north to Beard Road. The district is intended to accommodate small-scale, low intensity retail and service uses that provide goods and services to the Town's residents. The district was established to prevent unsightly conditions as a result of development which may detract from the small town character as well as to promote the development of a "main street" appearance and atmosphere.

The Eastover Area Future Land Use Map calls for a Mixed-Use classification within the CCOD. This classification allows for a mixture of commercial uses, office and institutional as well as vertical mixed-use, which allows light commercial/office and institutional/residential uses in the same building. The residential areas immediately adjacent to the CCOD call for Suburban Density Residential. This type of land use allows for higher residential density than most of the plan area due to existing utilities and the desire to promote a higher population density within walking and/or cycling distance to the Commercial Core.

# Commercial Core Overlay District (CCOD)

Exhibit J: CCOD Illustration



This illustration is a rendering of how the Town envisions the development of the Commercial Core area.

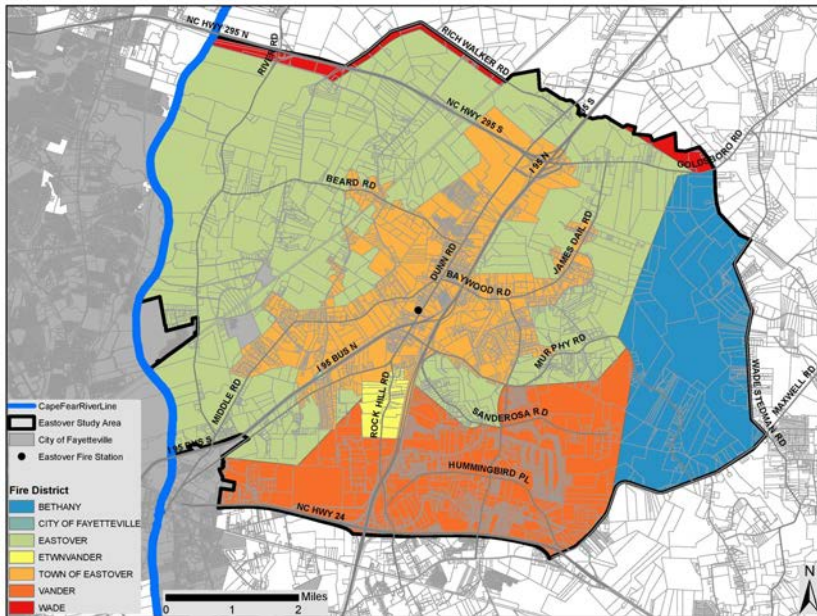


# Public Services

## Critical Facilities

The nearest hospital to the Eastover Study Area is Highsmith Rainey Specialty Hospital, located in downtown Fayetteville. Highsmith Rainey is part of the Cape Fear Valley Health System which is the 8<sup>th</sup> largest health system in the state serving a six-county region of Southeastern North Carolina. Also located in Fayetteville is Cape Fear Valley Medical Center, the primary hospital of the Cape Fear Valley Health System.

**Map 10:** Area Fire Districts



## Police Protection

The Cumberland County Sheriff's Office provides service for the entire plan area along with assistance from other local law enforcement and state/federal agencies.



## Fire

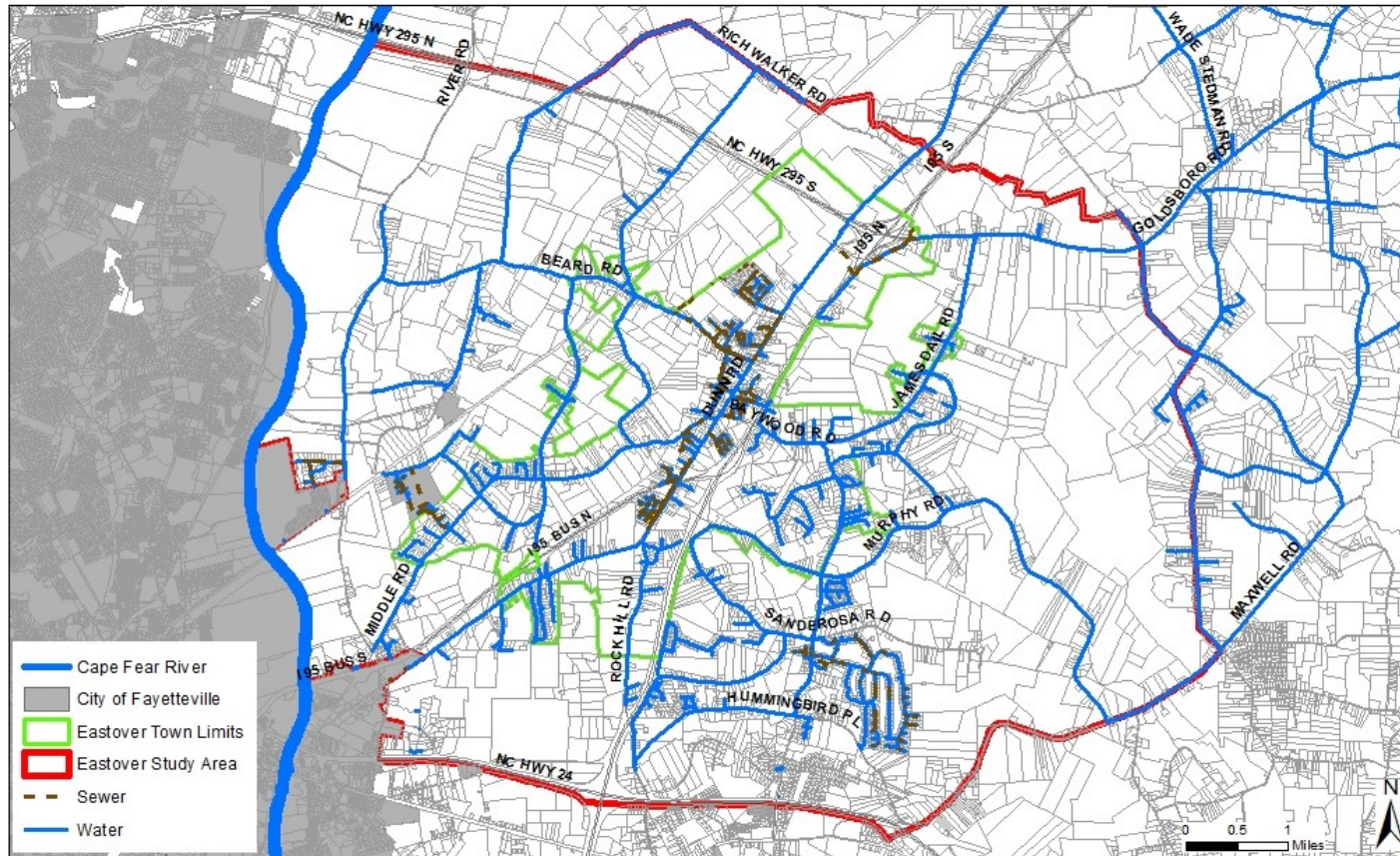
The majority of the study area is served by the Eastover Fire Department, although a large southern portion of the study area is served by the Vander Fire Department and part of the eastern portion is served by the Bethany Fire Department.





# Utilities

Map 11: Eastover Area Utilities



Formed in 1998 as a separate entity from the Town of Eastover, the Eastover Sanitary District (ESD) provides water and sewer services to a majority of the study area. ESD purchases water from the city of Dunn, maintains its own water/sewer infrastructure, and handles billing for its customers.

The Piedmont Natural Gas Line runs through a portion of the study area. Citizens should contact the provider to determine availability.

Other utility providers in the study area include Duke Energy and South River EMC (electricity), as well as CenturyLink and Spectrum (cable/internet).



# Soil Suitability

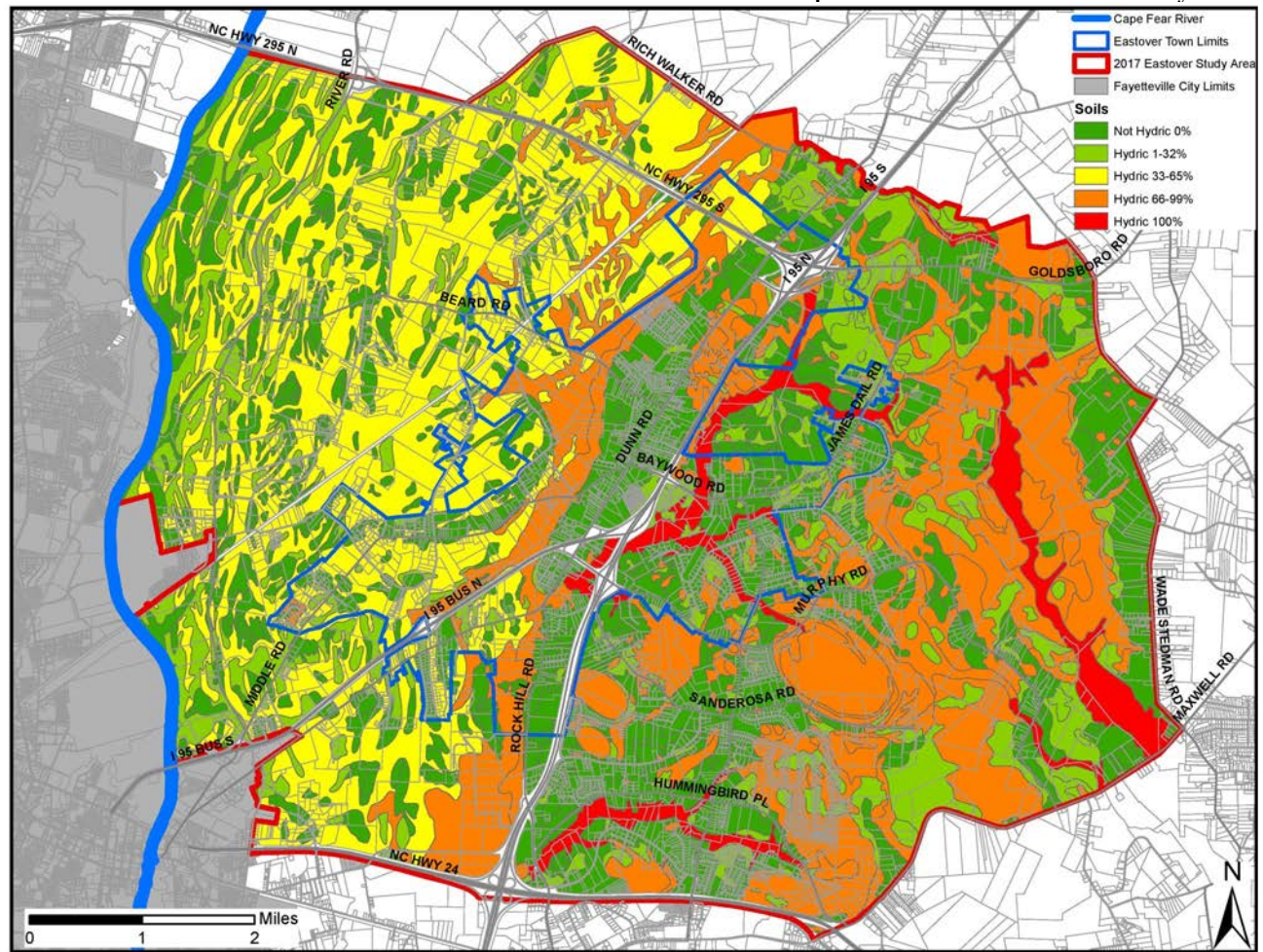
Soil is a fundamental resource that controls the break-down of organic materials, affects surface and subsurface hydrology, dictates what types of vegetation and habitats will develop, and is the foundation for agriculture and development. Soil has properties which indicate strength, drainage, erosion and quality which, together, determine suitability for certain types of land uses.

The study area has a total of 43 different soil types, some of which are considered to have a “very limited” soil suitability rating for single-family dwellings based on “properties that affect the capacity of the soil to support a load without movement” (USDA, 2018). Although certain indicators can identify the best land use based on soil types, there are measures that can be taken to mitigate some soil limitations.

**Map 12** indicates the soils in the study area that are considered to be hydric, which means that under natural conditions these soils are, generally, either saturated or inundated for an extended period of time. Hydric soils pose a serious limitation to development, but extensive drainage improvements can sometimes be utilized in order to mitigate these limitations.

It is important to note that restrictive soil features can only be accurately determined by a soil and site evaluation performed by a certified soil scientist.

**Map 12: Eastover Area Soil Suitability**



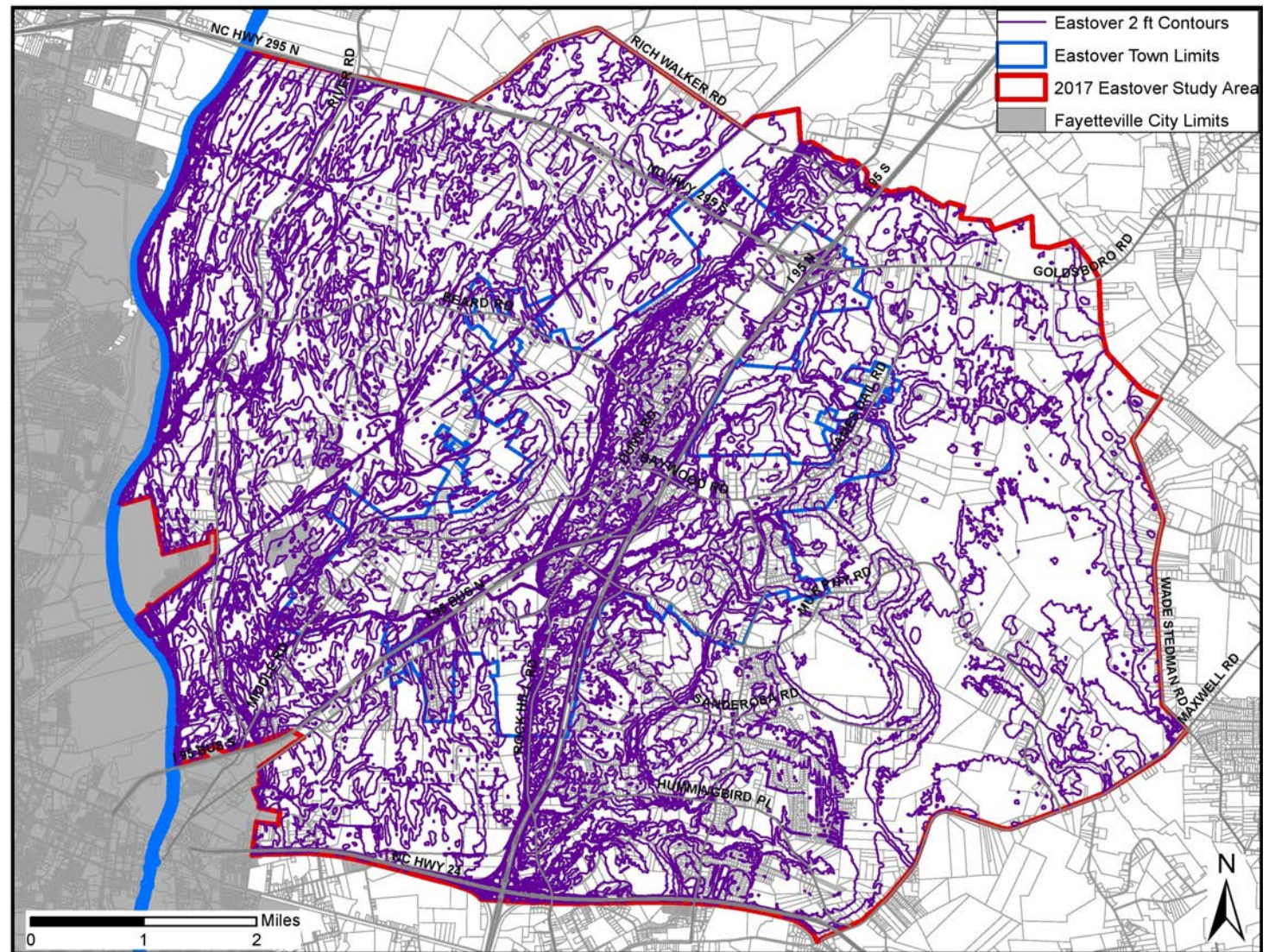


# Topography

Topographic information is important in the determination of the suitability of areas for particular types of development. Overall, Cumberland County is part of a large, gently sloping plain having its highest elevation in the northwestern section (486 feet MSL(Mean Sea Level) on Fort Bragg to less than 100 feet MSL east of the Cape Fear River).

The topography in the study area is basically flat; therefore there are drainage problems due to undefined ditches, canals, streams, creeks, and other drainageways. These drainage facilities have become less effective over the years due to improper maintenance and siltation from development, farming operations, and debris.

Map 13: Eastover Area Topography





# Delineated Wetlands & Flood Plain

The Eastover Study Area is home to a number of streams and wetlands as well as the Cape Fear River, located along the western portion of the area. When planning for future land use, hydrologic features are highlighted not only as assets to an area, but also as possible hazards.

Flooding is a major concern for any resident that lives near a body of water. A combination of saturation from heavy rains at the end of September 2016 and the effects of Hurricane Matthew that hit the area in October of the same year, caused severe flooding within the study area, as well as eastern North Carolina as whole. Storm damage affected thousands of people and caused millions of dollars in property damage.

The Special Flood Hazard Area, shown in **Map 14** on page 41, represents the “AE” flood zone, which is described by FEMA as, “Areas subject to inundation by the 1-percent-annual-chance flood event determined by detailed methods. Mandatory flood insurance purchase requirements and floodplain management standards apply” (FEMA, 2018). Development in this area is regulated which, in turn, protects the safety of the general public, helps to maintain a stable tax base, and minimizes the need for relief effort associated with flooding.

There are several delineated wetlands throughout the study area. These wetlands protect and improve water quality, provide crucial fish and wildlife habitats, store floodwaters, recharge aquifers and maintain surface water flow during dry periods. Developing in and near wetlands is strictly regulated by the United States Army Corps of Engineers, is generally prohibited and should be avoided.



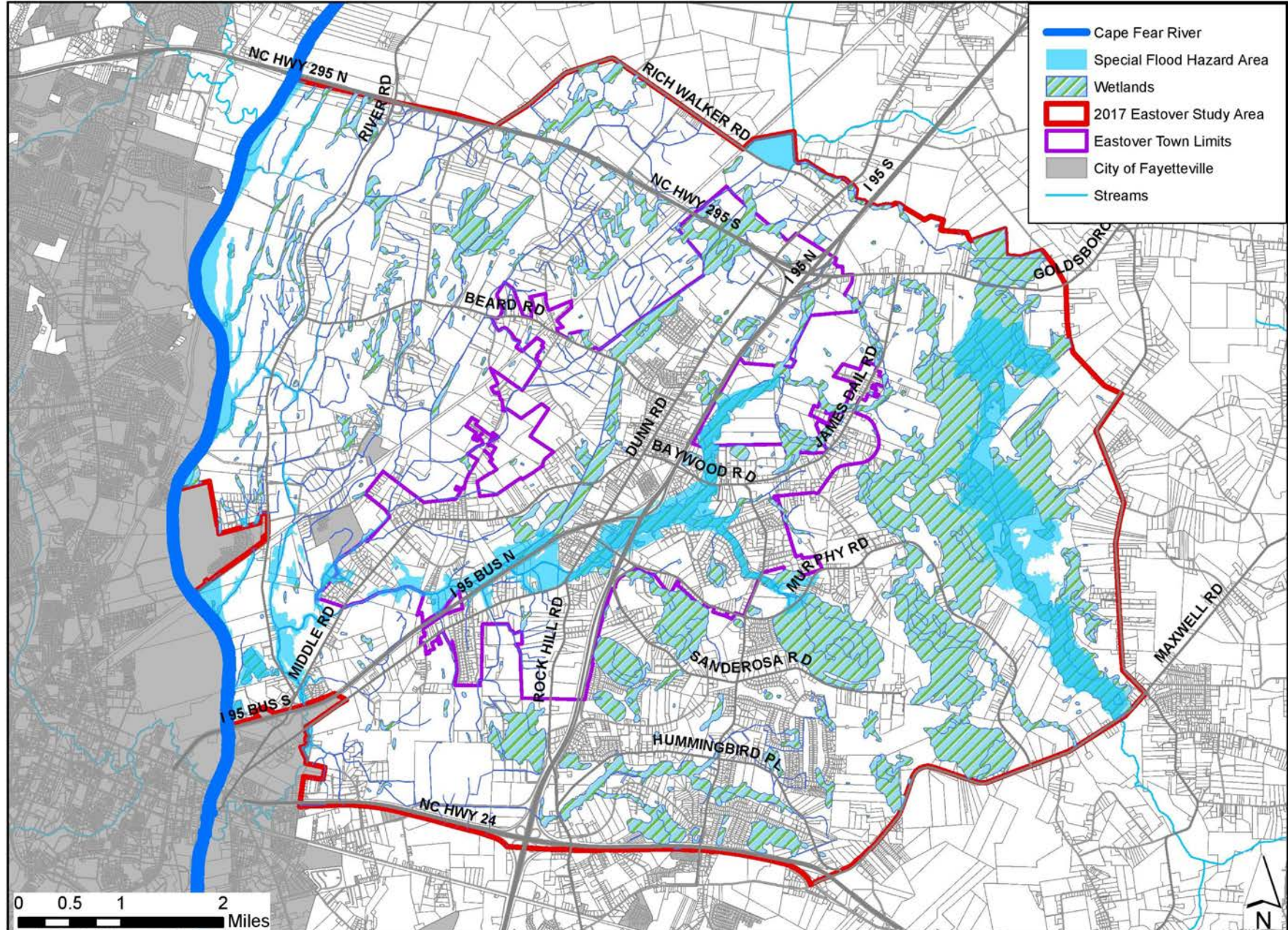
Cape Fear River at NC HWY 295 Overpass after Hurricane Matthew [2016]



Flooding on I-95 between Murphy and Baywood Road Bridges [2016]



# Wetlands & Flood Plain



Map 14: Eastover Area Wetlands & Floodplain



# Flea Hill Drainage District (FHDD)

The Flea Hill Drainage District, or FHDD, was established in 1911 to dig approximately 41 miles of canals to drain the swampy area now known as the Beard community. This allowed thousands of acres to become suitable for farming. The FHDD encompasses an area roughly from River Road in Wade south to its intersection with Middle Road in Fayetteville on the north and west borders and Dunn Road on its eastern border.

The canals were re-dredged in 1974, but no maintenance, funding or plan was put into place, allowing hurricanes and beaver dams to clog most of the channels. Because maintenance was not provided after the 1974 dredging, USDA will not consider funding assistance until after March of 2024, when the 50 year agreement expires.

The FHDD per se is now defunct, and would have to be reestablished as a new entity. Approximately 10 miles of canal are within the town limits of Eastover, and will be a part of future storm water runoff plans for the Town.

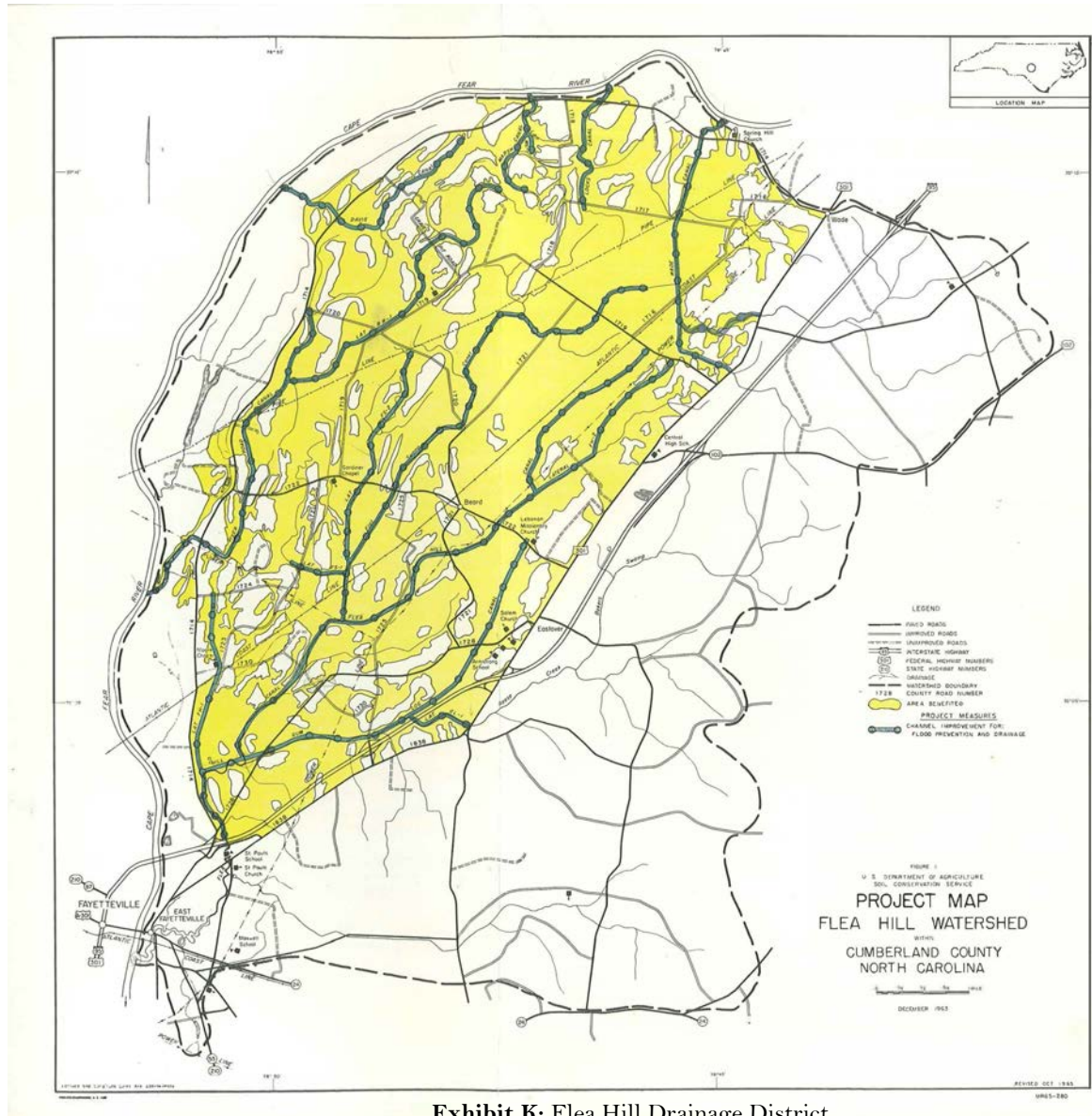
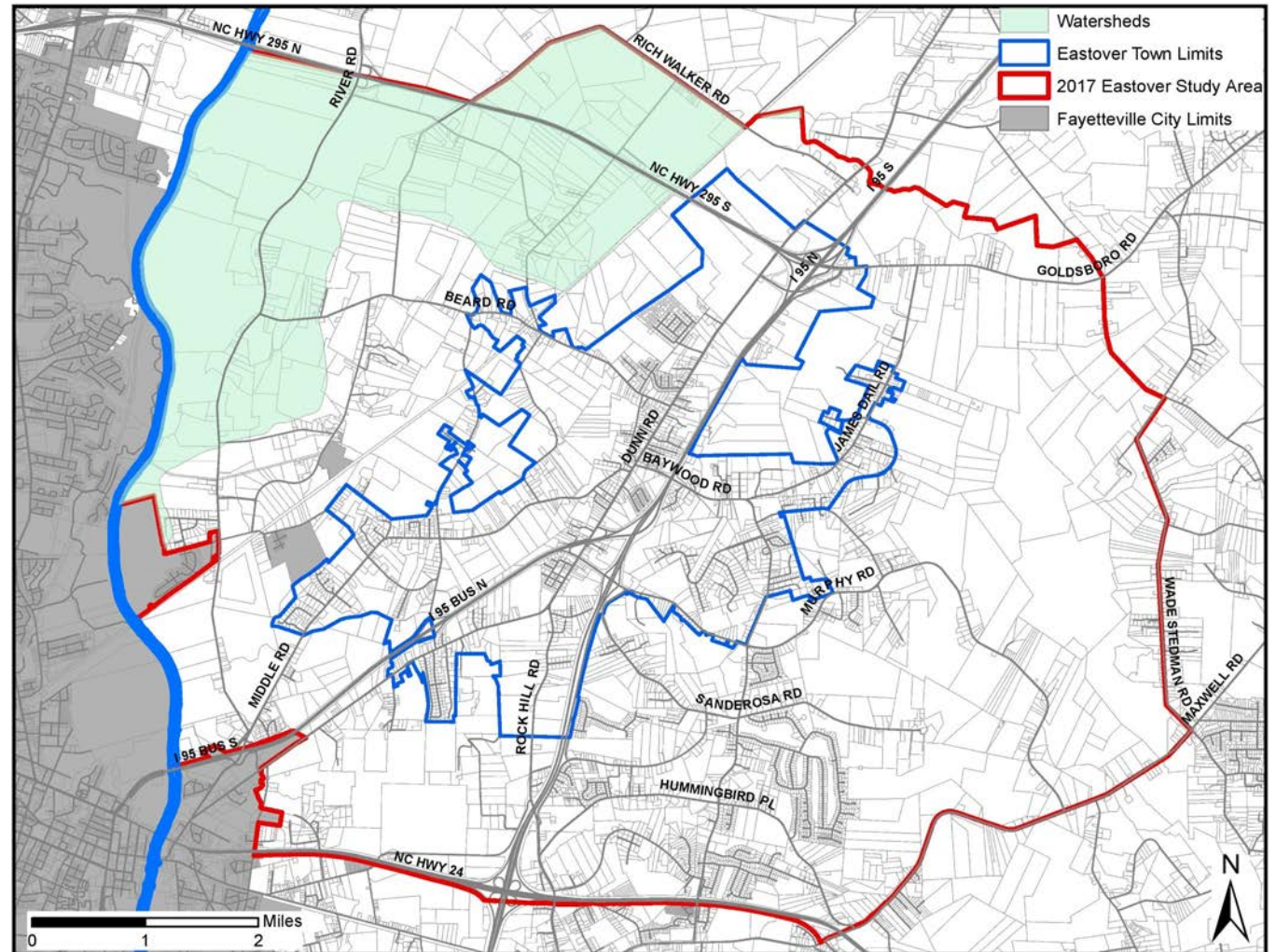


Exhibit K: Flea Hill Drainage District

# Watershed

A watershed, as defined by the National Oceanic and Atmospheric Administration, is land area that channels rainfall and snowmelt to creeks, streams, and rivers, and eventually to outflow points such as reservoirs, bays, and the ocean. Watersheds provide drinking water for people and wildlife, support plant and wildlife habitats, promote stream flow, maintain viable streams, rivers, lakes and other groundwater resources and facilitate healthy soil for crops.

The Water Supply Watershed Management and Protection Ordinance was adopted by Cumberland County in 1993 and was revised in 2002. The purpose of the ordinance is to protect the public drinking water supply by controlling the type and intensity of land use within the water supply watershed. A portion of the study area, shown on **Map 15**, is located in the watershed protected area indicated in the Water Supply Watershed Management and Protection Ordinance.



Map 15: Eastover Area Watershed





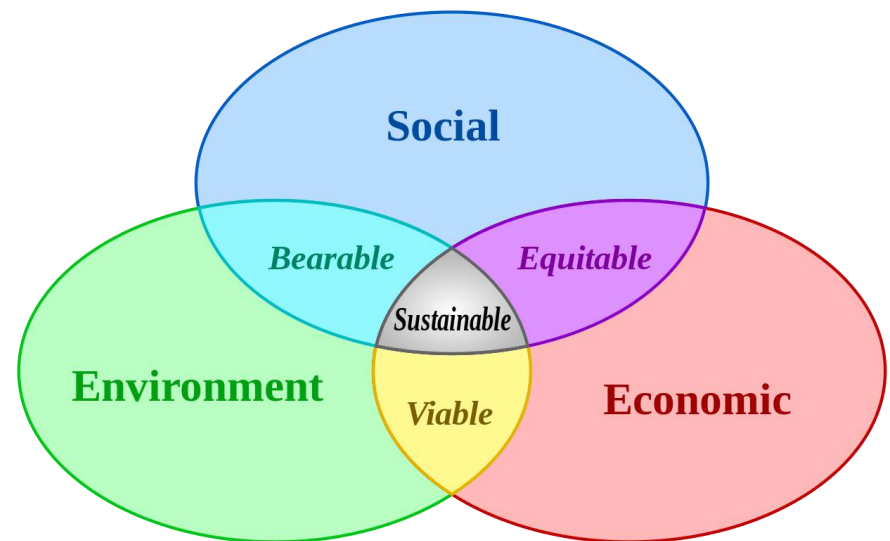


## Recommendations and Future Land Use Map



# Recommendations

The Eastover Area Land Use Plan recommendations are based on the data collected on the study area and includes input from residents. Many of the recommendations can be addressed immediately, while some are further from fruition. The recommendations are divided into seven different categories: open space and parks, agricultural, residential, community appearance, commercial, industrial, community facilities and services and transportation. These recommendations should be used as a guide when making land use decisions and are a starting point to address the residents' immediate needs and concerns in order to chart a path for the future. They are measures that if implemented will move the area to achieve the type of growth the citizens of the area envision. Some of these recommendations are not meant to be used as a basis for land use decisions, but are an effort to improve the quality of life in the area. A list of possible grants and funding sources is included in the Appendix of this document.





# Open Space & Parks

*Provide a diversified parks and open space system that protects, preserves, and enhances environmentally sensitive areas, wildlife habitats and agricultural lands, while providing facilities such as greenways, parks and similar amenities that will benefit all citizens in the study area.*

- Protect the natural areas, wildlife habitats, endangered species, water quality, historic features, and scenic sites
- Provide additional signage and/or wayfinding for parks and other public spaces and places of interest
- Support private recreation initiatives that supplement public facilities
- Create a linkage to the open space system in the Study Area, County and region
- Develop new bike/pedestrian trails, public tennis courts and playgrounds
- Identify possible locations for future Cape Fear River access for recreational purposes



# Agricultural & Farmland

*Preserve and protect farmland, the agri-business industry and the rural character of the area in order to create a sustainable environment for agricultural operations.*

- Create and promote a Farmer's Market and a Farm to Fork program
- Support and promote the Cumberland County Voluntary Agricultural District (VAD) program
- Develop community gardens throughout the plan area
- Support agri-tourism that is harmonious with and does not adversely affect the surrounding areas





# Residential

*Provide for a full range of housing types with adequate infrastructure throughout that is in harmony with the surrounding areas and accommodates the future needs of the residents while maintaining the character of the area.*

- **Improve and/or add street lighting in residential areas**
- **Locate sidewalks and pedestrian facilities, where appropriate, to provide access to schools, recreation areas and commercial centers**
- **Use development techniques that preserve the rural character of the area**
- **Encourage more than one means of ingress/egress in new residential subdivisions and connectivity to existing subdivisions**



# Community Appearance

*Provide an attractive living environment that enhances the overall aesthetics of the area.*

- **Continue to enforce Cumberland County Minimum Housing and Junk Vehicle Ordinances**
- **Identify new programs to reduce roadway litter and to educate citizens of the financial impacts of littering**
- **Require all new utilities to be placed underground and research funding options to have existing above ground utilities located underground**
- **Promote programs that help low-income citizens facilitate repairs to their homes**



# Commercial

*Provide quality, attractive development that has supporting infrastructure, is harmonious with its surrounding area and supports the needs of the community.*

- Strengthen existing landscape requirements for commercial developments
- Protect established residential areas from the encroachment of non-residential developments
- Rehabilitate and reuse vacant commercial structures
- Encourage the location of businesses that reflect the needs of the community





# Industrial

*Provide areas for clean industries where infrastructure is adequate and is in harmony with surrounding development.*

- **Promote incentives for industries to locate in existing vacant structures**
- **Encourage the location of industries that will utilize agricultural produce from the area and will not involve the processing of animals or animal by-products**
- **Support efforts to recruit environmentally safe and clean industries**
- **Require an extensive natural or landscape buffer along roadways to screen industrial operations**



# Community Facilities & Services

*Support a range of community facilities and services in a cost efficient manner that enhances the quality of life of the residents.*

- Designate an emergency shelter within the study area
- Locate a law enforcement substation within the plan area
- Research the demand and facilitate the location of a 24 hour medical facility and/or urgent care in the plan area
- Consider a partnership with the Town of Eastover in reestablishing the Flea Hill Drainage District (FHDD) when current agreement expires in 2024



# Transportation

*Provide safe, adequate, and accessible transportation infrastructure that decreases travel times; improves mobility, safety and accessibility.*

- Seek funding opportunities for projects that connect existing community facilities
- Support traffic safety improvements at major intersections and high traffic roads
- Create public/private transportation options between downtown Fayetteville & Eastover
- Improve safety for cyclists by marking lanes, widening and hardening shoulders on designated bicycle connectors





# Town of Eastover Recommendations

The previous recommendations shown on pages 47 thru 54 are for the plan area as a whole, including inside the Town limits. The following recommendations are exclusively for within the corporate limits of the Town of Eastover.

## RESIDENTIAL

- Consider a text amendment to the subdivision ordinance removing zero lot line subdivisions

## PARKS & RECREATION

- Improve upon the Town of Eastover's existing 40 acre park facility by adding additional amenities such as, but not limited to, a splash pad, picnic shelters, tennis and volleyball courts, soccer fields, an amphitheater, additional bathroom facilities and playground areas

## TRANSPORTATION

- Apply for grant funding to create a Bicycle and Pedestrian Plan
- Continue efforts with NCDOT regarding a decrease in the speed limit on Dunn Road from 45mph to 35mph between Flea Hill Road and Murphy Road
- Continue efforts with NCDOT regarding the installation of sidewalks between Flea Hill Road and Murphy Road

## COMMERCIAL CORE

- Create a downtown community space and focal point
- Identify and promote creation of aesthetically- pleasing town entrance corridors
- Require all commercial development within the town to locate within the designated Commercial Core
- Seek funding to narrow lanes, lower the speed limit and build sidewalks on Dunn Road through the Commercial Core to create a main street atmosphere

## OTHER

- Research feasibility of an Eastover Town Police force
- Consider partnership with Cumberland County in reestablishing the Flea Hill Drainage District (FHDD) when current agreement expires in 2024



# Future Land Use Map

## *Land Use Classifications*

The ultimate goal of a successful land use map is to reflect a combination of land uses that enhance the community, preserve the existing natural environment and scheme the growth of the area systematically. This is done by indicating where the various land uses or proposed developments should occur, and how it will blend with existing conditions. While outlining the desired future land use for the Eastover area, this map takes into consideration the recommendations from the Eastover Citizen's Committee and the existing infrastructure for the area. The map also acknowledges that it was developed in the absence of any future water and sewer extension plans that would have some significance in the placement of certain land uses. Whenever public water and sewer is extended, the map should be re-evaluated and modified if necessary. The land use classifications reflected in this map include Agricultural, Rural Density Residential, Rural Density Residential 30,000 square feet plus, Suburban Density Residential, Mixed-Use Development, Office & Institutional, Commercial, Industrial and Open Space. These classifications are defined in more detail below:

**Exhibit L:** Land Use Classifications

Classification	Density Guideline	Map Color	General Description
<b>OPEN SPACE</b>	Not applicable		The Open Space classification is for land used for recreation, natural resource protection and buffer areas. The zoning districts associated with this type of development is <b>CD</b> (Conservancy District), <b>DD/CZ</b> (Density Development/Conditional Zoning).
<b>AGRICULTURAL</b>	Up to one unit per acre		The Agricultural classification is defined as land being actively used for farming and/or forestry purposes. This classification also allows for stick built and manufactured housing. The associated zoning districts are <b>A1</b> and <b>A1A</b> . The agricultural designated area supports some limited commercial uses that are oriented specifically for a rural community such as convenient general merchandise stores, farm supplies and machinery sales, etc. It is recommended that these allowed commercial uses be located at the intersection of two public roads.
<b>RURAL DENSITY RESIDENTIAL MAXIMUM DENSITY 30,000 SQ. FT.</b>	1-1.45 units per acre		The Rural Density Residential Maximum Density 30,000 sq. ft. classification has a minimum lot size of 30,000 square feet. The zoning districts associated with this type of development include: <b>R30, R30A, R40</b> and <b>R40A</b> .
<b>RURAL DENSITY RESIDENTIAL</b>	1-2.2 units per acre		The Rural Density Residential classification should have a minimum lot size of 20,000 square feet. The zoning districts associated with this type of development include: <b>R20, R20A, RR, R30, R30A, R40</b> and <b>R40A</b> .

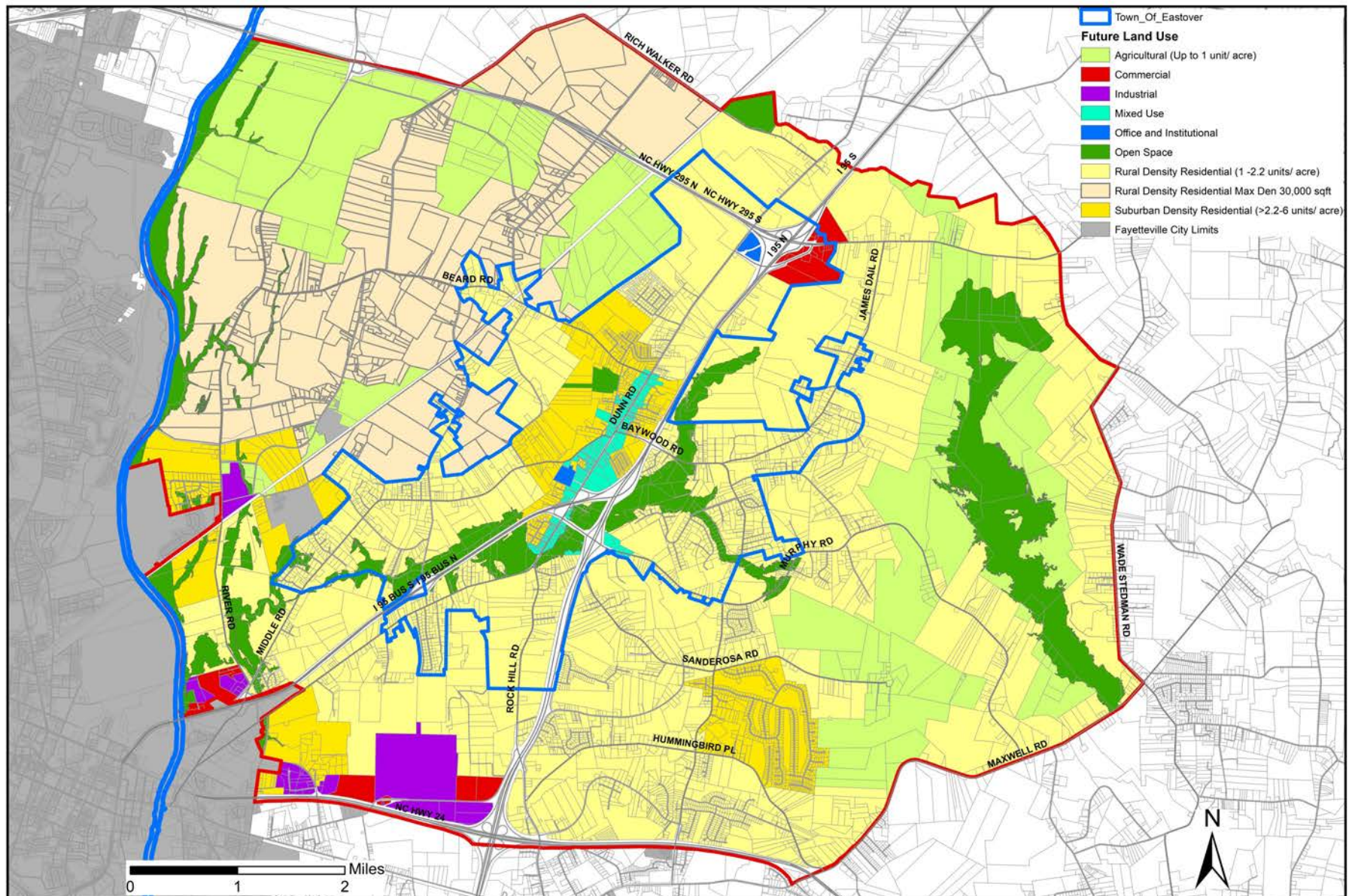


# Future Land Use Map

## *Land Use Classifications*

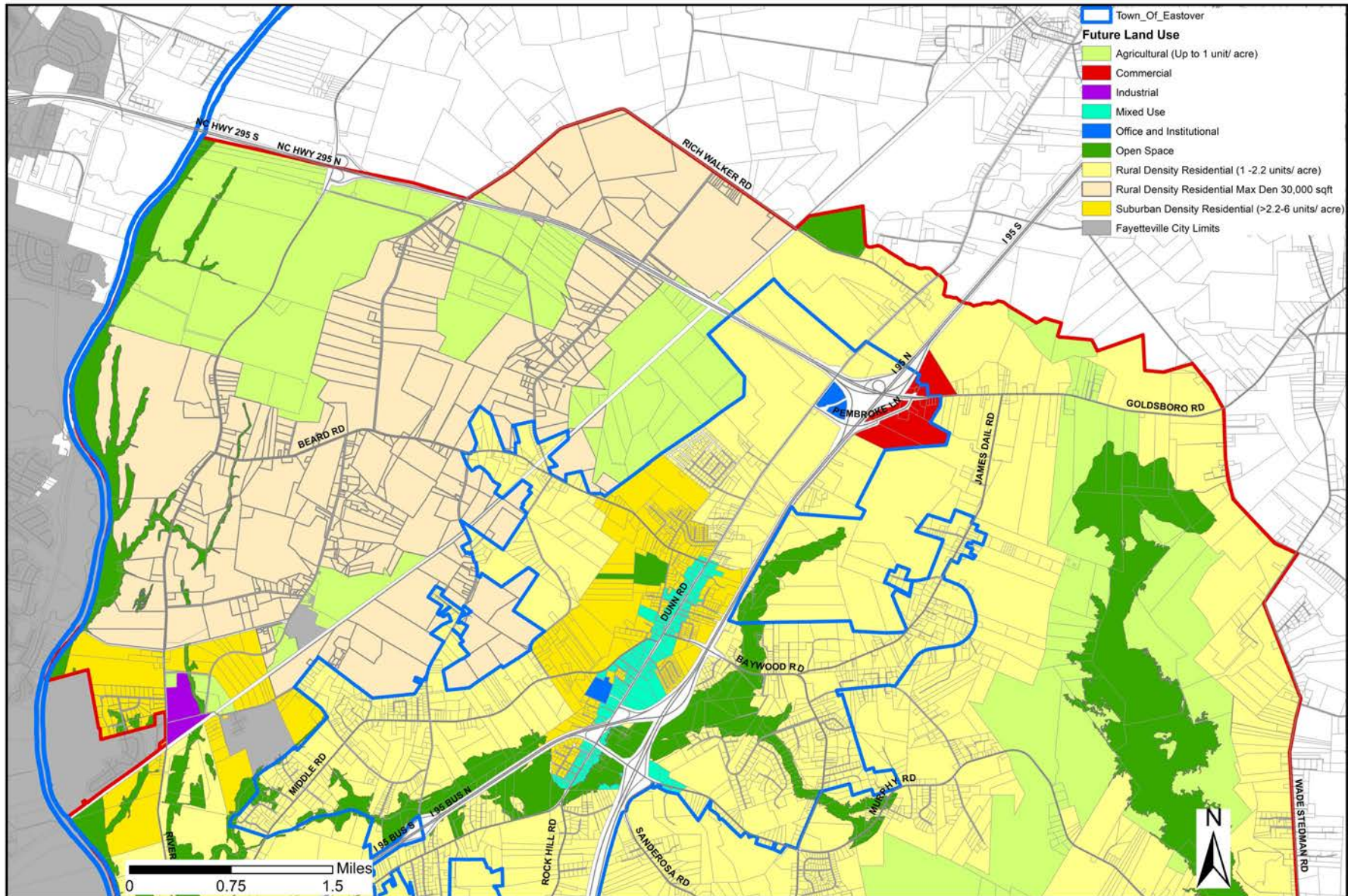
Classification	Density Guideline	Map Color	General Description
<b>SUBURBAN DENSITY RESIDENTIAL</b>	>2.2 to 6 units per acre		The Suburban Density Residential classification has a minimum lot size of 7,500 square feet and allows a density of > 2.2 to 6 units per acre. The zoning districts associated with this type of development include <b>R7.5</b> , and <b>R15</b> . Public water and sewer should be required.
<b>OFFICE AND INSTITUTIONAL</b>	Not applicable		The Office and Institutional classification allows both general office uses such as doctor offices, banks, and institutional uses such as schools and government offices. These types of uses should be located in areas of transition between residential and commercial uses. There is no minimum lot size. The zoning district associated with this type of development is <b>O&amp;I(P)</b> .
<b>MIXED –USE</b>	Not applicable		The Mixed-Use classification allows a mixture of commercial uses, office and institutional as well as vertical mixed-use, which allows light commercial/office and institutional/residential uses in the same building. Zoning districts associated with this type of development are: <b>MXD/CZ, C(P), C1(P), C2(P) and O&amp;I(P)</b> . Public water and sewer should be required.
<b>COMMERCIAL</b>	Not applicable		The Commercial classification provides for a wide variety of commercial uses. The zoning districts associated with this type of development are <b>C(P), C1(P), and C2P</b> . Public water and sewer may be required. There is no minimum lot size.
<b>INDUSTRIAL</b>	Not applicable		The Industrial classification allows a wide variety of industrial operations involving manufacturing, processing and fabrication. This area also includes operations involving distribution, wholesaling and bulk storage, other non-retail uses and certain public assembly and recreational uses. Uses within this classification are generally not compatible with residential uses. There is no minimum lot size. The zoning districts associated with this type of development is <b>M1(P) and M(P)</b> .

# Future Land Use Map





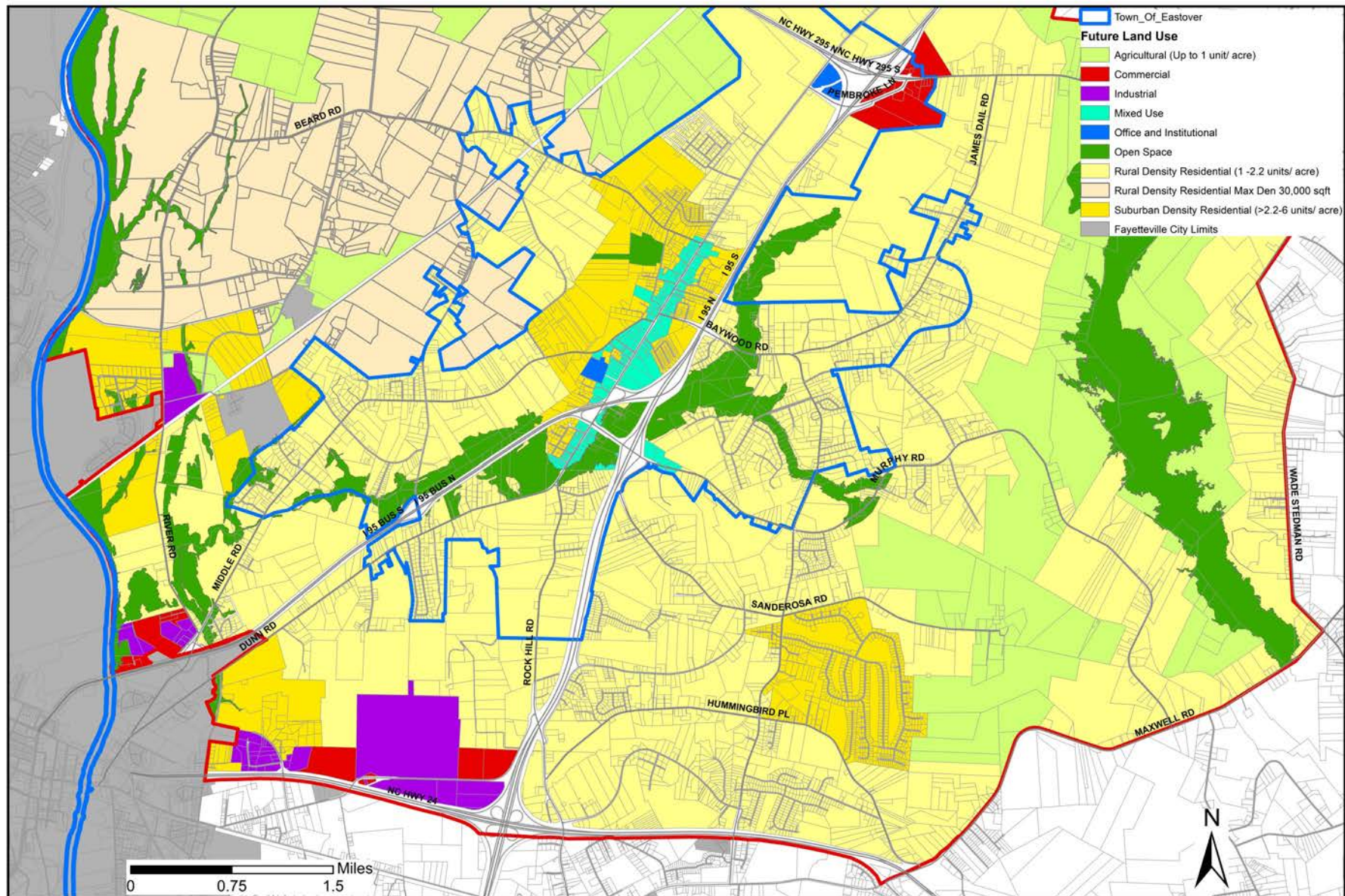
# Future Land Use Map (North)



Map 16.1: Future Land Use Map for Northern Portion of Study Area



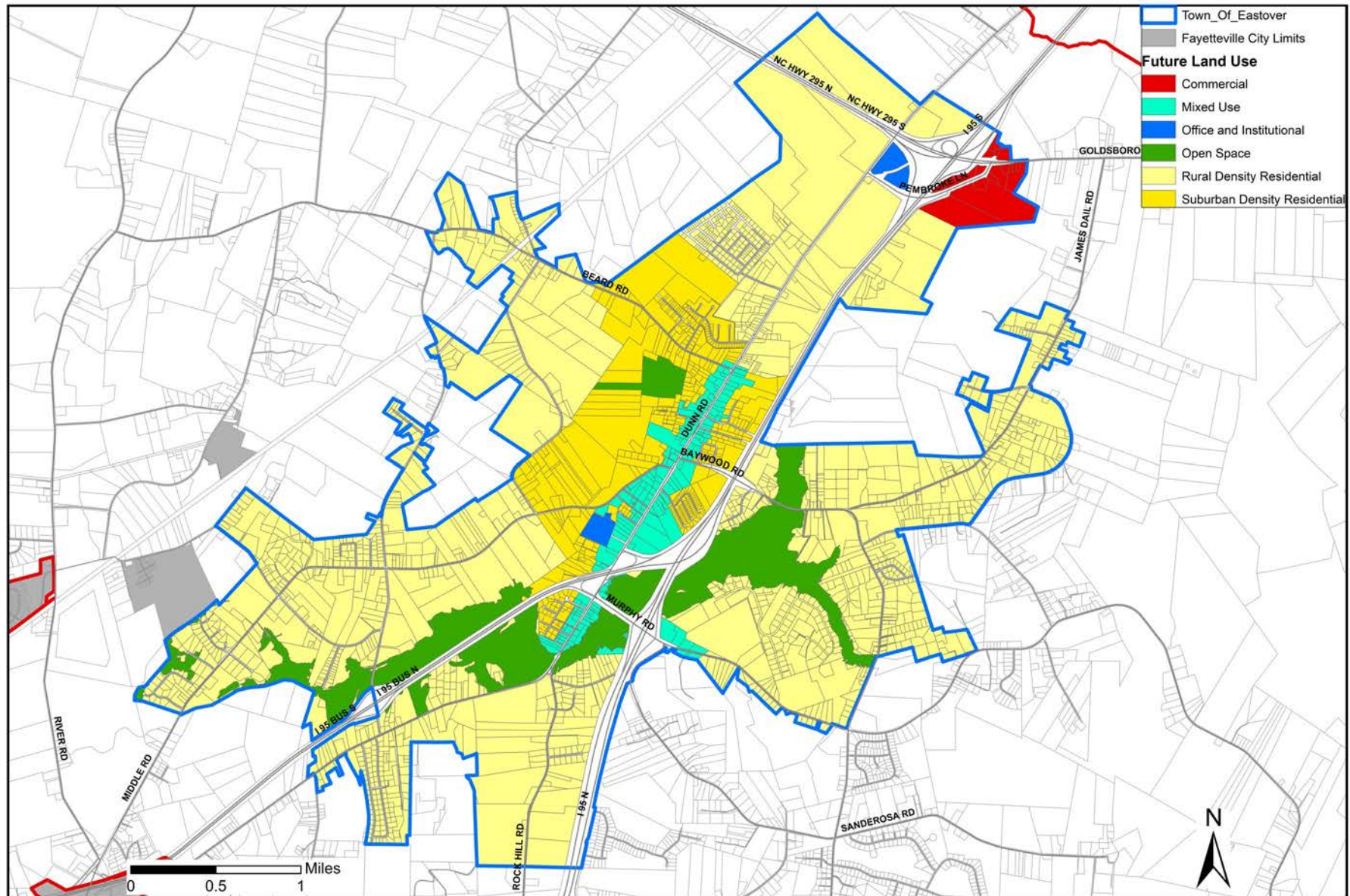
# Future Land Use Map (South)



Map 16.2: Future Land Use Map for Southern Portion of Study Area



# Town of Eastover Future Land Use Map



Map 16.3: Future Land Use Map for Town of Eastover



# Recent Legislation

Legislation adopted by the N.C. General Assembly in 2017 emphasizes the importance of Comprehensive Plans or “Land Use Plans” in making zoning decisions. The new legislation requires that a statement amending the plan is required when a governing body makes a zoning decision that is not consistent with the most recently adopted comprehensive plan. The General Statute referenced is shown below:

## **§ 153A-341. Purposes in view.**

- (a) Zoning regulations shall be made in accordance with a comprehensive plan.
- (b) Prior to adopting or rejecting any zoning amendment, the governing board shall adopt one of the following statements which shall not be subject to judicial review:
  - (1) A statement approving the zoning amendment and describing its consistency with an adopted comprehensive plan and explaining why the action taken is reasonable and in the public interest.
  - (2) A statement rejecting the zoning amendment and describing its inconsistency with an adopted comprehensive plan and explaining why the action taken is reasonable and in the public interest.
  - (3) A statement approving the zoning amendment and containing at least all of the following:
    - a. A declaration that the approval is also deemed an amendment to the comprehensive plan. The governing board shall not require any additional request or application for amendment to the comprehensive plan.
    - b. An explanation of the change in conditions the governing board took into account in amending the zoning ordinance to meet the development needs of the community.
    - c. Why the action was reasonable and in the public interest.
- (c) Prior to consideration by the governing board of the proposed zoning amendment, the planning board shall advise and comment on whether the proposed amendment is consistent with any comprehensive plan. The planning board shall provide a written recommendation to the governing board that addresses plan consistency and other matters as deemed appropriate by the planning board, but a comment by the planning board that a proposed amendment is inconsistent with the comprehensive plan shall not preclude consideration or approval of the proposed amendment by the governing board.

# Plan Consistency

The Future Land Use Map is based on the policies and assumptions contained in the Eastover Area Land Use Plan. The Future Land Use Map shows the general land use recommended and includes a range of potentially appropriate land uses and intensities within each land use classification.

While the Future Land Use Map will influence future zoning, it does not alter current zoning or affect the right of property owners to use the land for its purpose as zoned at the time of this Plan's adoption. The Future Land Use Map will not be referenced as part of the review of development plans, including site plans and subdivisions.

The designation of an area with a particular land use classification does not mean that the most intense zoning district described in the land use classifications is automatically recommended. A range of densities and intensities applies within each category, and the use of different zoning districts within each category should reinforce this range and be based on infrastructure capacity, community character, protection of common open space, and prevailing density and lot size in the surrounding area.

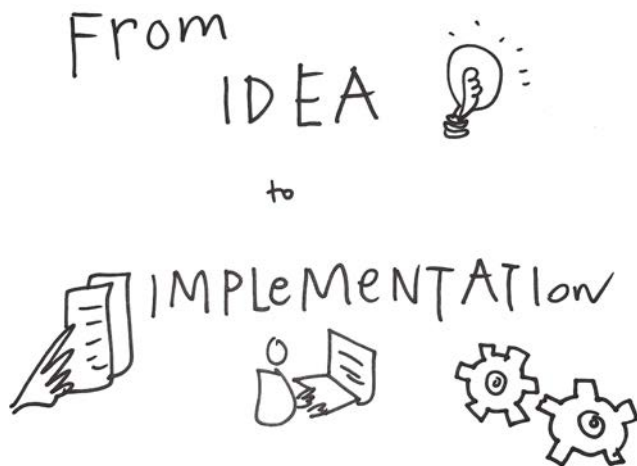
The Future Land Use Map documents the general recommended future use for each designated area. However, other types of uses may be compatible with the designated use and deemed to be consistent with the Land Use Plan. For example, a school or duplex-style home could be found to be consistent with the plan designation of Suburban Density Residential.

The future land use classifications should not be interpreted to support nor preclude developments without consideration of the policies and intent of the Land Use Plan.

Site considerations relating to topography, soils, or hydrology are also important in establishing the specific use and intensity of a particular parcel on the Future Land Use Map. Additionally, the presence of adequate streets, schools, parks, and other community facilities should be considered before a development is approved that would otherwise be consistent with the Future Land Use Map.

# Plan Implementation

Ideally, after adoption of a Land Use Plan by a governing board, the plan is not placed neatly on a shelf and archived, but regularly consulted and referred to in making formal and informal decisions. Considerable thought went into this plan from the public, the Citizen's Planning Committee, elected and appointed officials, Town staff and Cumberland County Planning staff. Implementation means taking advantage of the analysis that was performed and the strategic thinking of those who combined data with the community's desires and values. Of course, no plan is perfect, and every plan should be supplemented and updated with more recent information, or adjusted to suit changing circumstances. Overall, consistent efforts to bring forward the major recommendations and the Future Land Use Map should pay off in achieving the areas vision for its future.



# Cumberland County Joint Planning Board

Mr. Charles Morris, Chairman	Town of Linden
Mrs. Diane Wheatley, Vice-Chairman	Cumberland County
Mrs. Jami McLaughlin	Town of Spring Lake
Mr. Harvey Cain, Jr.	Town of Stedman
Mr. Donovan McLaurin*	Towns of Falcon, Godwin & Wade
Dr. Vikki Andrews	Cumberland County
Mr. Carl Manning	Cumberland County
Mrs. Lori Epler	Cumberland County
Mr. Stan Crumpler	Town of Eastover
Ms. Patricia Hall	Town of Hope Mills

\*left Planning Board after Eastover LUP update began

## Eastover Town Council

Mayor: Charles G. McLaurin

Council Members:

Cheryl C. Hudson	Randy P. Lee
J. Lawrence Buffaloe	Bruce R. Sykes
M. Stan Crumpler	Lee P. Hedgecoe



# Planning Staff

## *Administrative Staff*

Mr. Thomas J. Lloyd	Planning & Inspections Director
Mr. Cecil P. Combs	Planning & Inspections Deputy Director
Mrs. Laverne Howard	Administrative Coordinator

## *Comprehensive Planning\**

Mr. Rufus (Trey) Smith, III	Planning Manager
Mrs. Jennifer Oppenlander	Senior Planner
Mr. Aaron Barnes	Planner
Mrs. Jaimie Walters	Planner

An area plan such as this one requires the knowledge and expertise of the entire planning department staff. The Cumberland County Planning Department, made up of the aforementioned sections as well as Addressing/ Street Naming, GIS & Community Assistance, Land Use Codes, Graphic Services, and Transportation, have all contributed to this plan.

*\*Section responsible for this plan*

# APPENDIX

## *Potential Eastover Area Grant Opportunities*

**1. The *NC Department of Commerce Industrial Development Fund***

North Carolina's Industrial Development Fund (IDF) provides incentive industrial financing grants and loans available to local municipal or county government applicants located in the 80 most economically distressed counties in the State.

**2. *HUD Community Development Block Grant Disaster Recovery Program***

HUD provides flexible grants to help cities, counties, and States recover from presidentially declared disasters, especially in low-income areas, subject to availability of supplemental appropriations.

**3. *FEMA Community Assistance Program - State Support Services Element***

This program provides funding to states to provide technical assistance to communities in the National Flood Insurance Program (NFIP) and to evaluate community performance in implementing NFIP floodplain management activities

**4. *North Carolina Cooperative Extension***

NC State Extension helps create prosperity for North Carolina through programs and partnerships focused on agriculture and food, health and nutrition, and 4-H youth development.

**5. *Cumberland County Rural Operating Assistance Program Grant***

With this grant, the Community Transportation Program provides transportation assistance for several different types of riders, including the elderly and disabled, those needing assistance for job access, and the general public. It consists of three main funding parts: the *Elderly and Disabled Transportation Assistance Program*, as well as the *Urban Employment* and *Rural General Public allotments*.

**6. *NC Rural Economic Development Center- Small Business Credit Initiative***

Helps make capital available for business startups and expansions across the state. With more business investment comes more jobs for North Carolinians.

# APPENDIX

## Transportation Resources

The Community Transportation Program is to provide safe, dependable, accessible and affordable transportation to Cumberland County residents. Listed below are programs that service rural portions of the County, but may be restricted by available funding.

***EDTAP** provides operating assistance funds for the transportation of the state's elderly and disabled citizens. This transportation assistance allows for the individual to reside for longer periods in their homes, thereby enhancing their quality of life.*

***Rural General Public (RGP)** funds are intended to provide transportation services to the general public in rural areas who do not qualify for transportation assistance under any other program.*

*The **Mid Carolina (AAA) Nutrition & Medical** Grant allows for transportation for seniors 60+ to doctors' appointments and to the certified senior centers to participate in the congregate nutrition program.*

### ***Employment Transportation Assistance Program (EMPL)***

*EMPL is intended to help the general public for travel to work, training and other employment-related destinations not served by the FAST system.*

*The purpose of the **Enhanced Mobility of Seniors and Individuals with Disabilities Program (Section 5310)** is to enhance mobility for seniors and individuals with disabilities throughout the country by removing barriers to transportation services, expanding the transportation mobility options available, and providing funds for programs to serve the special needs of transit-dependent populations beyond traditional public transportation services and Americans with Disabilities Act (ADA) complementary paratransit services.*

# APPENDIX

## Zoning Districts

### SECTION 302. CONSERVANCY DISTRICT.

CD Conservancy District. This district is designed to preserve and protect identifiable natural resources from urban encroachment. The general intent of the district is to provide open area uses for such resource areas that will continue to provide limited development potential while preserving existing conditions to the extent feasible. Areas to be zoned in this district shall be identifiable as swamp, marsh, flood land, poor or very severe soils areas or managed and unmanaged woodland on USGS (Geological Survey) maps, soil maps prepared by the USDA (Department of Agriculture) Soil Conservation Service or other appropriate sources and on file in the County Planning and Inspections Department.

### SECTION 303. AGRICULTURAL DISTRICTS.

A. A1 Agricultural District. This district is designed to promote and protect agricultural lands, including woodland, within the County. The general intent of the district is to permit all agricultural uses to exist free from most private urban development except for large lot, single-family development. Some public and/or semi-public uses as well as a limited list of convenient commercial uses are permitted to ensure essential services for the residents.

B. A1A Agricultural District. This district is primarily designed to allow for residential use of single-family residential dwellings and/or Class A manufactured homes on lots with an area of one acre or greater and is to be located within predominantly agricultural areas. The district is not intended to encourage large scale developments and shall not be considered for tracts of land greater than ten acres.



# APPENDIX

## Zoning Districts

A. R40 Residential District. A district designed primarily for single-family dwelling units with a lot area of 40,000 square feet or above.

B. R40A Residential District. A district designed primarily for single-family dwelling units including the use of manufactured homes on individual lots with a lot area of 40,000 square feet or above.

C. R30 Residential District. A district designed primarily for single-family dwelling units with a lot area of 30,000 square feet or above.

D. R30A Residential District. A district designed primarily for single-family dwelling units and Class A manufactured homes with a lot area of 30,000 square feet or above.

E. R20 Residential District. A district designed primarily for single-family units with a lot area of 20,000 square feet or above.  
(Amd. 2-21-06)

F. R20A Residential District. A district designed primarily for single-family units and Class A manufactured homes with a lot area of 20,000 square feet or above.  
(Amd. 2-21-06)

G. RR Rural Residential District. A district for traditional rural use with lots of 20,000 square feet or above. The principal use of the land is for suburban density residential, including manufactured housing units, and agricultural purposes. These districts are intended to ensure that residential development not having access to public water supplies and dependent upon septic tanks for sewage disposal will occur at a sufficiently low density to provide for a healthful environment.  
(Amd. 01-19-10, Amd. 04-18-11)

H. R15 Residential District. A district designed primarily for single-family dwelling units with a lot area of 15,000 square feet or above.

I. R7.5 Residential District. A district designed primarily for single-family dwellings on lots with a lot area of 7,500 square feet or above.  
(Amd. 11-20-06)

J. R6 Residential District. A district designed for a mix of single- and multi-family dwellings.

# APPENDIX

## Zoning Districts

K. R6A Residential District. A district designed for a mix of single- and multi-family dwellings including the use of manufactured homes on individual lots and in manufactured home parks.

L. R5A Residential District. A district designed primarily for multi-family dwelling units with a maximum density of 13 ½ dwelling units per net acre.  
(Amd. 02-19-08)

M. R5 Residential District. A district designed primarily for multi-family dwelling units with a maximum density of 29 units per acre, dependent upon the type of development.  
(Amd. 02-19-08)

O&I(P) Planned Office and Institutional District. This district is designed primarily for agencies and offices rendering services in the professions, finance, real estate and brokerage, as well as both public and private institutional functions, public assembly, religious and certain cultural and recreational activities and group housing. The uses in this district classification may be characterized generally as having no retail or wholesale trade, except as incidental uses. The district is often situated between business and residential areas and may also consist of a mix of limited business and residential uses. The regulations are designed for maintaining more compatibility with nearby residential districts than a commercial district would provide. To promote the essential design features with the O&I(P) district, plan approval is a requirement.  
(Amd. 04-18-11)

# APPENDIX

## Zoning Districts

A. C1(P) Planned Local Business District. This district is designed to cater to the ordinary shopping needs of the immediate neighborhood with emphasis on convenience goods. This district is customarily located adjacent to an arterial street and generally surrounded by residential areas. To promote the essential design features with the C1(P) district, plan approval is a requirement.

B. C2(P) Planned Service and Retail District. This district is designed to allow for the non-residential development of land with service and retail uses not typically considered intrusive to neighboring residential properties or in areas generally requiring a greater degree of restrictions regarding the commercial use of properties.

*(Amd. 02-19-08)*

C. C(P) Planned Commercial District. This district is designed to assure the grouping of buildings on a parcel of land so as to constitute a harmonious, efficient and convenient retail shopping area. Site plans assure traffic safety and the harmonious and beneficial relations between the commercial area and contiguous land. To promote the essential design features with the C(P) district, plan approval is a requirement.

*(Amd. 02-19-08)*

# APPENDIX

## Zoning Districts

### **SECTION 307. PLANNED INDUSTRIAL DISTRICTS.**

A. M1(P) Planned Light Industrial District. This district is designed for a wide variety of light industrial operations involving manufacturing, processing and fabrication of materials, operations involving wholesaling and bulk storage, other non-retail uses and certain public assembly and recreational uses. The general intent of the district is to prohibit residential, retail and heavy industrial uses of the land. By their nature, the uses permitted in this district are generally not compatible with residential or shopping center uses. To promote the essential design features with the M1(P) district, site plan approval is a requirement.

*(Amd. 02-19-08)*

B. M(P) Planned Industrial District. This district is designed primarily for basic manufacturing and processing industries, all of which normally create a high degree of nuisance and are not generally compatible with surrounding or abutting residential or commercial areas. The general intent of this district is to permit uses confined to service, wholesaling, manufacturing, fabrication and processing activities that can be carried on in an unobtrusive manner characterized by low concentration and limited external effects with suitable open spaces, landscaping, parking and service areas. This district is customarily located on larger tracts of land with good highway and rail access buffered from residential districts by other more compatible uses. Commercial activities are not permitted except those having only limited contact with the general public and those not involving the sale of merchandise at retail except for items produced on the premises or for the purpose of serving employees, guests and other persons who are within the district with an industrial activity. To promote the essential design features within the M(P) district, site plan approval is a requirement.

*(Amd. 02-19-08. Amd. 09-16-08)*



# APPENDIX

## Zoning Districts

A. C1(P) Planned Local Business District. This district is designed to cater to the ordinary shopping needs of the immediate neighborhood with emphasis on convenience goods. This district is customarily located adjacent to an arterial street and generally surrounded by residential areas. To promote the essential design features with the C1(P) district, plan approval is a requirement.

B. C2(P) Planned Service and Retail District. This district is designed to allow for the non-residential development of land with service and retail uses not typically considered intrusive to neighboring residential properties or in areas generally requiring a greater degree of restrictions regarding the commercial use of properties.

*(Amd. 02-19-08)*

C. C(P) Planned Commercial District. This district is designed to assure the grouping of buildings on a parcel of land so as to constitute a harmonious, efficient and convenient retail shopping area. Site plans assure traffic safety and the harmonious and beneficial relations

# APPENDIX

## Complete Hazard Mitigation Plan Recommendations

Action Number	Action Description	Issue/Background Statement	Responsible Agency	Anticipated Cost	Funding Sources	Timeframe	Status	Addresses Current Development	Addresses Future Development	Hazard Addressed
Cumberland County and All Jurisdictions										
1	Maintain an all Hazards public education program to educate and prepare residents for all of the hazards that impact Cumberland County.	To educate, enhance preparedness, and resiliency of Cumberland County and its municipal residents through public education programs that included booths at fairs, festivals and special events, websites, brochures, school programs, and etc.	Cumberland County Emergency Management	\$90,000	Local Operating Budget	Short Range	New			All Hazards
2	Explore the Fire Adapted Communities concept implementation in Cumberland County.	To enhance the preparedness and resiliency of Cumberland County and its municipalities to the effects of wild land fire and urban interface, through education; programs such as Fire Wise, Ready Set Go, Community Wildfire Protection Plan; Fuel Management; local codes and ordinances.	Emergency Management, NC Forest Service and Fire Marshalls	Staff Hours	Local Operating Budget and Federal	Medium Range	New	X	X	Wildfire
3	Conduct a countywide infrastructure vulnerability assessment to identify priority needs for updating ill-designed or outdated critical structures.	It has been difficult to locate any comprehensive assessments of local infrastructure in Cumberland and Hoke Counties. With current and projected natural hazard occurrences, it is essential to have an accurate and comprehensive understanding of the current condition of critical facilities to ensure the ability to continue to provide for basic needs, such as water and electrical supplies, transportation routes, waste management, etc.	County/city structural and civil engineers in partnership with U.S. Army Corps of Engineers	Staff Hours	Local Operating Budget and Federal	Medium Range	New	X		All Hazards
4	Conduct social vulnerability analysis to identify priority needs and opportunities that will address the specific problems vulnerable populations face from a range of hazards, including barriers to evacuation, event-specific vulnerabilities, and impediments to recovery.	There exist various groups of individuals that have additional financial, social and/or environmental barriers to being resilient in the face of natural hazard events. In Cumberland County, for example, groups with significant number of people affected include about 10K outdoor workers with direct exposure to extreme heat days, elderly people and especially those with existing cardiovascular conditions, and other low-income and/or minority groups.  As natural hazard events increase in intensity and frequency, these groups will find it harder to safely and efficiently get out of harm's way. These groups will also have difficulty in obtaining and paying for essential components to sustain life, such as medications, utilities, and transportation to/from a place of work, etc.	County Social Services Department and/or County Health Department	Staff Hours	Local Operating Budget	Medium Range	New			All Hazards
5	Collaborate with NC Cooperative Extension and NC Agriculture and Forestry Adaptation Working Group to provide more local support and encouragement of forest conservation and farmland preservation measures.	Forests and farmland provide a multitude of social, economic and environmental benefits, that when looked at comprehensively, far outweigh any profit/revenue projections of residential or commercial properties.  Outside of development pressure, some of the other major health risks include: (1) increasing wildfire risk, (2) increasing number and types of insects and pests, (3) lack of sufficient water during the growing season for crops, and (4) increasing damage from strong winds and flooding. It is vital, especially in the face of a changing climate, to preserve these working lands and to support higher density development in already existing urban and suburban centers.	County Board of Commissioners, Conservation District Programs, and other land preservation organizations.	Unknown	NC Cooperative Extension, NC Forest Service, US Department of Agriculture and NC Wildlife Resources Commission.	Short Range	New		X	Wildfire, Inland Flooding
6	Include climate predictions from the Cumberland County Climate Resiliency Plan in the Regional Hazard Mitigation Plan.	To properly prepare for natural hazard occurrences, it is important to include predictions that warn of: (1) increasing temperatures and extreme heat days, (2) increasing frequency and strength of severe weather events, (3) more heavy rain/flooding, and (4) more frequent and prolonged drought. Although some climate	The Planning Department/ Planning Director for each jurisdiction in Cumberland County	None	Existing FEMA grant	Short Range	New	X	X	All Hazards

# APPENDIX

## *Hazard Mitigation Plan Recommendations*

Action Number	Action Description	Issue/Background Statement	Responsible Agency	Anticipated Cost	Funding Sources	Timeframe	Status	Addresses Current Development	Addresses Future Development	Hazard Addressed
		projections do not pose an immediate threat, any comprehensive mitigation plan for emergency management should at the very least, and by the very nature of the definition of “mitigation”, acknowledge the changing climate and possibility of increased extreme weather and flooding events.								
7	Provide financial assistance for low-income residents to help with power bills and support services during extended periods of high temperature and other extreme weather.	Low-income households face challenges in keeping up with utility bills. Some low-income utility assistance programs are offered, but funds are limited. Extreme weather and increasing temperatures will place even greater pressure on these programs’ ability to provide assistance to all those in need, and citizen’s lives will be increasingly at stake.	County Health Department	Unknown	NC Department of Health and Human Services and County Department of Health	Medium Range	New			Extreme Heat, Winter Weather
8	Analyze and update local development ordinances to make buildings safer from wind and flooding, more energy and water efficient, more tolerant of heat waves and healthier to live in. Also, provide incentives for making buildings safer from wind, flooding, more energy and water efficient, and healthier to live in.	Energy and water efficiency will be increasingly important to a community’s resiliency in the face of natural hazards specifically because of projections of increasing temperatures and extreme heat days, and prolonged periods of drought. Climate projections also state that precipitation will continue to follow a seasonal pattern, whereby hot, Summer months are classified with less precipitation and Winters with more precipitation. Extreme heat days will be specially taxing on buildings with older A/C systems or inadequate insulation and in low-income households where upkeep with rising utility costs could become a burden.	Planning and Code Departments of each jurisdiction	Staff Hours	Local Operating Budget	Medium Range	New		X	Inland Flooding, Hurricane Wind, Thunderstorm Wind, Extreme Heat, Winter Storms
9	Use natural systems, more open space and green surfaces to manage stormwater in a more resilient fashion.	Impervious surfaces typically found in urban centers, such as paved roads, buildings, parking lots and pavement, drastically increase flash floods and urban flooding, which seems to be a common occurrence in Cumberland County. For instance, within a 90 day period (March 1 – June 30, 2015), three flooding incidents were reported due to heavy rainfall events. Use of LID stormwater management practices is mentioned only in summary in the Growth Factor Analysis, stating it “...should be emphasized in sensitive areas...” This, coupled with the naturally flat topography of the eastern portions of the County also help to create excess runoff and subsequent urban flooding issues, especially in the Special Flood Hazard Areas (SFHA) of the County, and specifically around Blounts and Cross Creek, as referenced in various resources.	Engineering Department of each jurisdiction	Staff Hours	Local Operating Budget	Short Range	New		X	Inland Flooding
10	Seek grant funding for mitigation opportunities eligible under the most current version of the UHMA Guidance and Public Assistance 406 mitigation Guidance at the time of application. Projects could include: acquisition, elevation, mitigation reconstruction, and wet/dry flood proofing to commercial and/or residential structures as applicable; redundant power to critical facilities, wind retrofits to critical facilities, storm shelters and other activities that reduce to the loss of life and property.	Federal Grant funding, historically, has been available to states for mitigation opportunities through annual grant funds and Presidentially Declared Disaster Funds. These opportunities include Pre-Disaster Mitigation Grant (PDM), Flood Mitigation Assistance (FMA), and Hazard Mitigation Grant Program (HMGP) all of which fall under the Unified Hazard Mitigation Assistance Program (UHMA). Two other funding streams for mitigation opportunities are the Community Development Block Grant – Disaster (CDBG-DR) and Public Assistance 406 Mitigation which are only available after a disaster. The purpose of these programs is to reduce the vulnerability to the loss of life and property from natural disasters and build a more resilient community through targeted projects and project areas. Participation in the programs is strictly voluntary.	Emergency Management, Engineering and/or Planning Departments of each jurisdiction	Project Cost, Staff Hours, and applicable cost share	Federal and State Grants, Local Operating Budget	Long Range	New	X		All hazards

# RESOLUTION OF RECCOMENDATION

## EASTOVER AREA LAND USE PLAN

### CUMBERLAND COUNTY JOINT PLANNING BOARD

**WHEREAS**, the Cumberland County Joint Planning Board is empowered to recommend plans for the County of Cumberland in accordance with G.S. 153A-321 of the North Carolina General Statutes; and

**WHEREAS**, the Planning Staff has prepared a specific document entitled the Eastover Area Land Use Plan designed to provide the County of Cumberland a statement of desirable objectives to guide future growth and development within the Eastover Study Area; and

**WHEREAS**, the Eastover Area Citizens Planning Committee consisting of citizens within the Study Area boundary developed and endorses the Eastover Area Land Use Plan; and

**WHEREAS**, the Plan is subject to future re-evaluation or changes by existing and future Planning Boards, and the Cumberland County Board of Commissioners;

**NOW, THEREFORE, BE IT RESOLVED** that the Cumberland County Joint Planning Board hereby recommends adoption of the Eastover Area Land Use Plan

On this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

BY: \_\_\_\_\_

Charles Morris, Chairman

CUMBERLAND COUNTY JOINT PLANNING BOARD

ATTEST: \_\_\_\_\_

Thomas J. Lloyd, Planning Director





**RESOLUTION OF ADOPTION**  
**EASTOVER AREA LAND USE PLAN**  
**COUNTY OF CUMBERLAND**

**WHEREAS**, the Cumberland County Joint Planning Board is empowered to recommend plans for the County of Cumberland in accordance with G.S. 153A-321 of the North Carolina General Statutes; and

**WHEREAS**, the Planning Staff has prepared a specific document entitled the Eastover Area Land Use Plan designed to provide the County of Cumberland a statement of desirable objectives to guide future growth, change, and development within the Eastover Study Area; and

**WHEREAS**, the Eastover Area Citizens Planning Committee consisting of citizens within the Study Area boundary developed and endorses the Eastover Area Land Use Plan ; and

**WHEREAS**, the Plan is subject to future re-evaluation or changes by existing and future Planning Boards, and the Cumberland County Board of Commissioners;

**NOW, THEREFORE, BE IT RESOLVED** that the Cumberland County Board of Commissioners hereby adopts the Eastover Area Land Use Plan

On this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

BY: \_\_\_\_\_

Larry L. Lancaster, Chairman

BOARD OF COUNTY COMMISSIONERS

ATTEST: \_\_\_\_\_

Candice White, Clerk to the Board





## PLANNING AND INSPECTIONS DEPARTMENT

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD**

**DATE: 11/9/2018**

**SUBJECT: CASE P18-33**

#### **RECOMMENDATION / PROPOSED ACTION**

**Planning Board Action:** Unanimously recommended approval of the staff recommendation at the October 16, 2018 meeting for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

**Staff Recommendation:** In Case P18-33, the Planning & Inspections Staff recommends approval of the rezoning from RR Rural Residential to C1(P) Planned Local Business District/CZ Conditional Zoning for all allowed uses in the C1(P) District and find it is consistent with the text of the Southwest Cumberland Land Use Plan (2013) which recommends strip commercial along Camden Road and is consistent with the location criteria for light commercial in the Land Use Policies Plan (2009); and further find that approval of C1(P)/CZ district is reasonable and in the public interest because the district recommended will restrict the allowable uses to those that would be in harmony with the existing commercial uses in the area without allowing the heavy commercial that would not be compatible with the remaining residentially zoned properties.

If the Board of Commissioners wishes to follow the recommendation of the Planning Board in this case, the following motion is appropriate:

#### **MOTION:**

In Case P18-33, I move to approve the rezoning from RR Rural Residential to C1(P) Planned Local Business District/CZ Conditional Zoning for all allowed uses in the C1(P) District and find it is consistent with the text of the Southwest Cumberland Land Use Plan (2013) which recommends strip commercial along Camden Road and is consistent with the location criteria for light commercial in the Land Use Policies Plan (2009); and further find that approval of the C1(P)/CZ district is reasonable and in the public interest because the district recommended will restrict the allowable uses to those that would be in harmony with the existing commercial

uses in the area without allowing the heavy commercial that would not be compatible with the remaining residentially zoned properties.

**ATTACHMENTS:**

Description

ACTION MEMO

Type

Backup Material

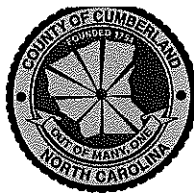


Charles Morris,  
Chair  
Town of Linden

Diane Wheatley,  
Vice-Chair  
Cumberland County

Jami McLaughlin,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman

Vacant  
Wade, Falcon & Godwin



# CUMBERLAND COUNTY NORTH CAROLINA

## *Planning & Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Vikki Andrews,  
Carl Manning,  
Lori Epler,  
Cumberland County

Stan Crumpler,  
Town of Eastover

Patricia Hall,  
Town of Hope Mills

NOVEMBER 9, 2018

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **Case P18-33:** Rezoning of 1.14+/- acres from RR Rural Residential to C2(P) Planned Service and Retail District, located at 6569 Rockfish Road, submitted by Lajos Goczan (owner).

ACTION: Unanimously recommended approval of the staff recommendation at the October 16, 2018 meeting for the reasons stated in the recommendations of the Planning Staff and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

PROPERTY INFORMATION: **Frontage & Location:** 217'+/- on SR 1003 (Camden Road); 214'+/- on SR 1112 (Rockfish Road); **Depth:** 250'+/-; **Municipal Influence Area:** Hope Mills; **Adjacent Property:** None; **Current Use:** Residential; **Initial Zoning:** RR – February 6, 1976 (Area 5); **Nonconformities:** None; **Zoning Violation(s):** None; **School Capacity/Enrolled:** Stoney Point Elementary: 900/917; John Griffin Middle: 1274/1008; Jack Britt High: 1870/1965; **Special Flood Hazard Area (SFHA):** None; **Water/Sewer Availability:** PWC/PWC; **Soil Limitations:** None; **Subdivision/Site Plan:** See Ordinance Related Conditions; **Average Daily Traffic Count (2016):** 9,600 on SR 1003 (Camden Road); 13,000 on SR 1112 (Rockfish Road); **Highway Plan:** Rockfish Road is identified as a thoroughfare needing improvement in the 2040 Metropolitan Transportation Plan. There are two projects planned in the area, with Rockfish Road improvements planned in the State Transportation Improvement Plan as U-5857, a widening of Rockfish, with Right-of-Way acquisition beginning in Fiscal Year 2020. The second project is a Feasibility Study on intersection improvements for the Camden and Rockfish intersection; **Notes:** **Density:** RR- 2 lots/units; **Minimum Yard Setbacks: RR:** Front yard: 30', Side yard: 15', Rear yard: 35'; **C1(P):** Front yard: 45', Side yard: 15', Rear yard: 20'; The owner has agreed to all ordinance related conditions; **Surrounding Land Use:** Residential (including multi-family dwellings), religious worship facility (2), vacant commercial structure, day care facility, retailing & servicing, mini-warehousing with motor vehicle storage; **Comprehensive Plans: 2030 Growth Vision Plan:** Urban, **Southwest Cumberland Land Use Plan (2013):** Heavy Commercial.

### MINUTES OF OCTOBER 16, 2018

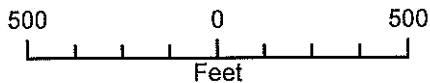
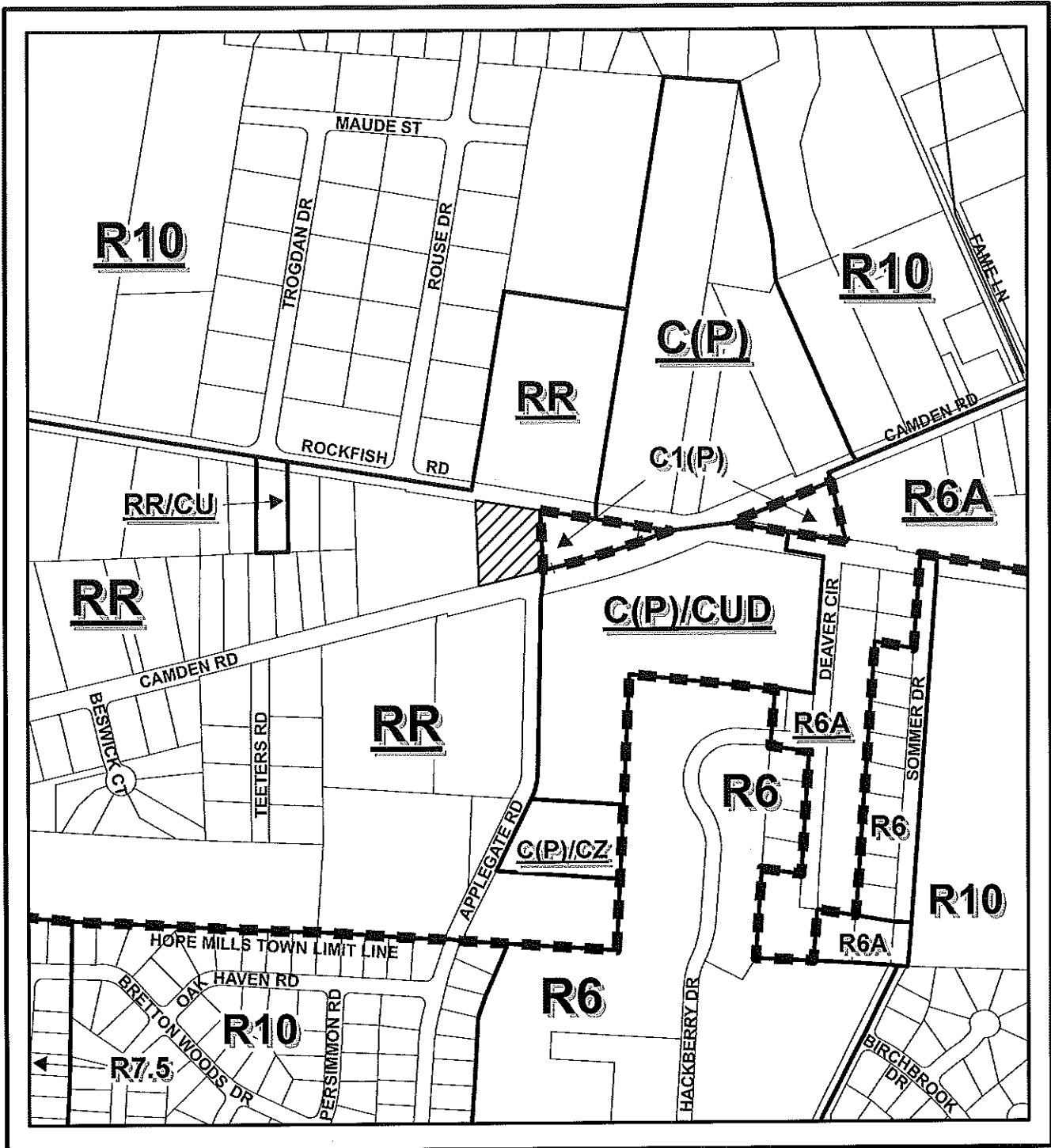
In Case P18-33, the Planning & Inspections Staff recommends approval of the rezoning from RR Rural Residential to C1(P) Planned Local Business District/CZ Conditional Zoning for all allowed uses in the C1(P) District and find it is consistent with the text of the Southwest Cumberland Land Use Plan (2013) which recommends strip commercial along Camden Road and is consistent with the location criteria for light commercial in the Land Use Policies Plan (2009); and further find that approval of C1(P)/CZ district is reasonable and in the public interest because the district recommended will restrict the allowable uses to those that would be in harmony with the existing

commercial uses in the area without allowing the heavy commercial that would not be compatible with the remaining residentially zoned properties.

In Case P18-33, Mr. Manning made a motion, seconded by Mrs. McLaughlin to approve the rezoning from RR Rural Residential to C1(P) Planned Local Business District/CZ Conditional Zoning for all allowed uses in the C1(P) District and find it is consistent with the text of the Southwest Cumberland Land Use Plan (2013) which recommends strip commercial along Camden Road and is consistent with the location criteria for light commercial in the Land Use Policies Plan (2009); and further find that approval of C1(P)/CZ district is reasonable and in the public interest because the district recommended will restrict the allowable uses to those that would be in harmony with the existing commercial uses in the area without allowing the heavy commercial that would not be compatible with the remaining residentially zoned properties. Unanimous approval.

**First Class and Record Owners' Mailed Notice Certification**

*A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith.*



PIN: 0404-36-5633

## REQUESTED REZONING RR TO C1(P)/CZ

ACREAGE: 1.14 AC. +/-

HEARING NO: P18-33

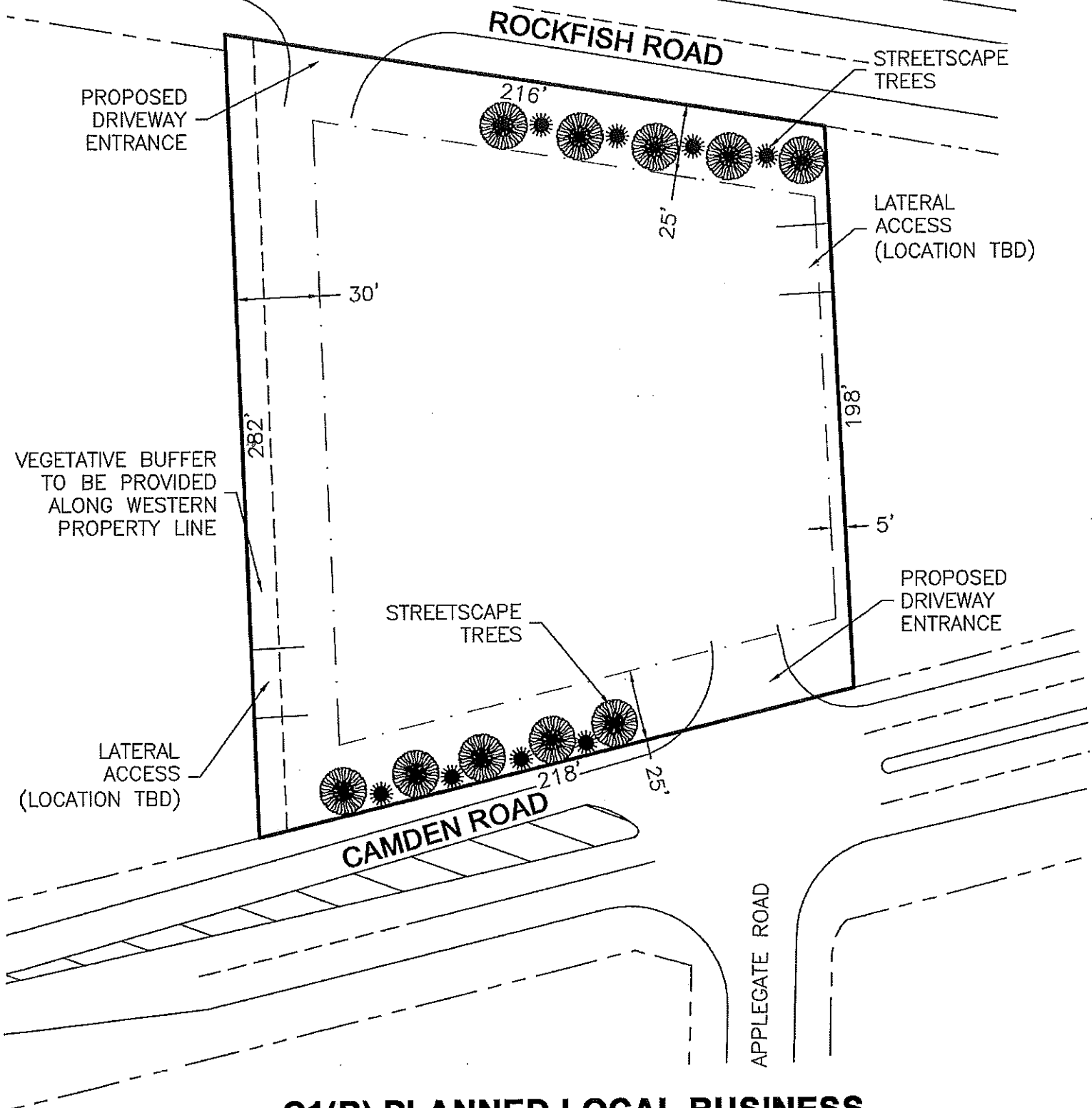
ORDINANCE: COUNTY

STAFF RECOMMENDATION

PLANNING BOARD

GOVERNING BOARD

AKJ  
9/6/18



**C1(P) PLANNED LOCAL BUSINESS  
DISTRICT/ CZ CONDITIONAL ZONING**  
**REQUEST: FOR ALL ALLOWED USES IN C1(P)**  
**CASE: P18-33 ACREAGE: 1.14 AC +/-**  
**ZONED: RR SCALE: NTS**

\*SCALED DETAILED SITE PLAN IN FILE AVAILABLE FOR REVIEW UPON REQUEST

**TO THE CUMBERLAND COUNTY JOINT PLANNING BOARD AND THE BOARD OF  
COUNTY COMMISSIONERS OF CUMBERLAND COUNTY, NC:**

I (We), the undersigned, hereby submit this application, and petition the County Commissioners to amend and to change the zoning map of the County of Cumberland as provided for under the provisions of the County Zoning Ordinance. In support of this petition, the following facts are submitted:

1. Requested Rezoning from RR to C2(P)
2. Address of Property to be Rezoned: 6569 Rockfish Rd.
3. Location of Property: 6569 Rockfish Rd.
4. Parcel Identification Number (PIN #) of subject property: 0404-36-5633  
(also known as Tax ID Number or Property Tax ID)
5. Acreage: 1.14 Frontage: 209' & 207' Depth: 200' Side 281' R Side
6. Water Provider: Well: ☒ PWC: \_\_\_\_\_ Other (name): \_\_\_\_\_
7. Septage Provider: Septic Tank ☒ PWC \_\_\_\_\_
8. Deed Book 6515, Page(s) 189, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: Vacant Residential home
10. Proposed use(s) of the property: Commercial Use
11. Do you own any property adjacent to or across the street from this property?  
Yes \_\_\_\_\_ No ☒ If yes, where? \_\_\_\_\_
12. Has a violation been issued on this property? Yes \_\_\_\_\_ No ☒

A copy of the recorded deed(s) and/or recorded plat map(s) must be provided. If the area is a portion of a parcel, a written legal description by metes and bounds, showing acreage must accompany the deeds and/or plat. If more than one zoning classification is requested, a correct metes and bounds legal description, including acreage, for each bounded area must be submitted.

*The Planning and Inspections Staff is available for advice on completing this application; however, they are not available for completion of the application.*



**TO THE CUMBERLAND COUNTY JOINT PLANNING BOARD AND THE BOARD OF COUNTY COMMISSIONERS OF CUMBERLAND COUNTY, NC:**

I (We), the undersigned, hereby submit this application, and petition the County Commissioners to amend and to change the zoning map of the County of Cumberland as provided for under the provisions of the County Zoning Ordinance. In support of this petition, as hereinafter requested, the following facts are submitted:

1. Applicant/Agent \_\_\_\_\_
2. Address: \_\_\_\_\_ Zip Code \_\_\_\_\_
3. Telephone: (Home) \_\_\_\_\_ (Work) \_\_\_\_\_
4. Location of Property: \_\_\_\_\_
5. Parcel Identification Number (PIN #) of subject property: \_\_\_\_\_  
(also known as Tax ID Number or Property Tax ID)
6. Acreage: \_\_\_\_\_ Frontage: \_\_\_\_\_ Depth: \_\_\_\_\_
7. Water Provider: \_\_\_\_\_ Septage Provider: \_\_\_\_\_
8. Deed Book \_\_\_\_\_, Page(s) \_\_\_\_\_, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: \_\_\_\_\_
10. Proposed use(s) of the property: \_\_\_\_\_

**NOTE: Be specific and list all intended uses.**

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes \_\_\_\_\_ No \_\_\_\_\_
12. Has a violation been issued on this property? Yes \_\_\_\_\_ No \_\_\_\_\_
13. It is requested that the foregoing property be rezoned FROM: RR

TO: (Select one)

- ☒ Conditional Zoning District, with an underlying zoning district of CIP  
(Article V)
- \_\_\_\_\_ Mixed Use District/Conditional Zoning District (Article VI)
- \_\_\_\_\_ Planned Neighborhood District/Conditional Zoning District (Article VII)
- \_\_\_\_\_ Density Development/Conditional Zoning District, at the \_\_\_\_\_ Density  
(Article VIII)

APPLICATION FOR  
CONDITIONAL ZONING

1. PROPOSED USE(S):

- A. List the use(s) proposed for the Conditional Zoning. (Use of the underlying district will be restricted only to the use(s) specified in this application if approved.)

All allowable under CIP.

- B. Density: List the amount of acreage that will be residential, commercial, and/or open space, and the number of lots and/or dwelling units proposed, and the square footage of the non-residential units.

1.14 ac Commercial.

2. DIMENSIONAL REQUIREMENTS:

- A. Reference either the dimensional requirements of the district, Sec. 1104 or list the proposed setbacks.

Front yrd (25ft) - Regrd 45ft

Side yrd (30ft - West) (5ft - East) - Regrd 15ft

- B. Off-street parking and loading, Sec. 1202 & 1203: List the number of spaces, type of surfacing material and any other pertinent information.

T.B.D - Future Developer - use.

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

Sign location to follow CIP district standards.

T.B.D - Future Developer - use.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

- A. For all new non-residential and mixed use development abutting a public street, indicate the number and type of large or small ornamental trees used in the streetscape, yard space, and/or parking areas, plus the number and type of shrubs. (Sec. 1102N). **NOTE: All required landscaping must be included on the site plan.**

Landscape to follow (Sec. 1102N)  
T.B.D - Future Developer - use.

- B. Indicate the type of buffering and approximate location, width and setback from the property lines. (Sec. 1102G). **NOTE: All required buffers must be included on the site plan.**

Veg. Buffer (or) Solid Fencing  
To be provided along western side of prop.

5. MISCELLANEOUS:

List any information not set forth above, such as the days and hours of the operation, number of employees, exterior lighting, noise, odor and smoke, emission controls, etc.

T.B.D - Future Developer - use.

- Owner agrees - Condition of Developer  
to connect to sewer (PWC),

6. SITE PLAN REQUIREMENTS:

The application must include a site plan drawn to the specifications of Sec. 1402. If the proposed uses involve development subject to the County Subdivision Ordinance, the site plan required may be general in nature, showing a generalized street pattern, if applicable, and the location of proposed uses. If the proposed uses include development not subject to the Subdivision Ordinance, the site plan must be of sufficient detail to allow the Planning and Inspections Staff, Planning Board and County Commissioners to analyze the proposed uses and arrangement of uses on the site. It also must include the footprints of all buildings (proposed and existing), the proposed number of stories, location and number of off-street parking and loading spaces, proposed points of access to existing streets and internal circulation patterns. In addition, the location of all proposed buffers and fences and landscaping shall be included on the site plan.

7. STATEMENT OF ACKNOWLEDGMENT:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (rezoning) rest with the petitioner.

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request within a complete application.

I further understand I must voluntarily agree to all ordinance related conditions prior to the first hearing on the case or any disagreement may be cause for an unfavorable recommendation. The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

NAME OF OWNER(S) (PRINT OR TYPE)

ADDRESS OF OWNER(S)

E-MAIL

HOME TELEPHONE

WORK TELEPHONE

SIGNATURE OF OWNER(S)

SIGNATURE OF OWNER(S)

Mark Candler - (REALTOR)  
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

171 Brooke Run Lumber Bridge NC 28357  
ADDRESS OF AGENT, ATTORNEY, APPLICANT

910-263-0370  
HOME TELEPHONE WORK TELEPHONE

Candler Associates @ Outlook.com 910-848-1008  
E-MAIL ADDRESS FAX NUMBER

[Signature]  
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

The undersigned hereby acknowledge that the County Planning Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Lajos Goczan  
NAME OF OWNER(S) (PRINT OR TYPE)

6604 Radcliffe Ct. Fay, NC 28311  
ADDRESS OF OWNER(S)

910-822-0004 HOME TELEPHONE #  
WORK TELEPHONE #

NAME OF AGENT, ATTORNEY, APPLICANT (PRINT OR TYPE)

ADDRESS OF AGENT, ATTORNEY, APPLICANT

MKen22859@gmail.com  
E-MAIL

HOME TELEPHONE # WORK TELEPHONE #

Lajos Goczan  
SIGNATURE OF OWNER(S) SIGNATURE OF AGENT, ATTORNEY OR APPLICANT

SIGNATURE OF OWNER(S)

The contents of this application, upon submission, become "public record."



## **C1(P) PLANNED LOCAL BUSINESS/CZ CONDITIONAL ZONING DISTRICT**

DRAFT

### **Ordinance Related Conditions**

*[All allowed uses in C1(P) Planned Local Business District]*

#### **Pre- Permit Related:**

1. Prior to the commencement of any non-residential use on the subject property, three copies of a detailed site plan (and \$25 revision fee) must be submitted to the Land Use Codes section for review and approval; additional conditions may apply dependent upon the nature of proposed non-residential use.
2. Prior to permit application, the developer must provide to the Code Enforcement Section documentation of NC Department of Environmental Quality Division of Energy, Mineral and Land Resources' (NCDEQ DEMLR) approval of the Sedimentation and Erosion control plan for this project. NCDEQ DEMLR requires a Sedimentation and Erosion control plan be submitted and approved 30 days prior to land disturbing activities if said land disturbing activity will exceed one acre.

*If a plan is not required, per 15ANCAC 04B.0105* "Person conducting land disturbing activity shall take all reasonable measures to protect public and private property from damage cause by such activities." Sedimentation and erosion control measures will need to be installed to protect adjacent properties.

[Sec. 4-8(b)(6), County Code; originally under County jurisdiction relinquished to NCDEQ around 2000]

#### **Permit-Related:**

3. The owner/developer(s) of these lots must obtain detailed instructions from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street on provisions of the County Zoning Ordinance and any permits that may be required to place any structure within this development or to commence any use of the subject property. For additional information, the developer should contact a Code Enforcement Officer. (Chpt. 4, County Code & Sec. 107, County Zoning Ord.)
4. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application. [Sec. 4-8(b)(2), County Code]
5. **Driveway Permit Required.** Construction of any new connection or alteration of any existing connection may require an approved Driveway Permit. For additional information contact the NC Department of Transportation's (NCDOT) Division 6/District 2 office.

Change of use of subject properties shall require an approved Driveway Permit. Permits MUST be secured prior to the change or alteration of existing or proposed property use. Failure to secure required permits prior to construction or change in property usage may result in the removal of the driveway or street connections at the property owner's expense. For additional information contact the Division 6/District 2 office.

In the event that a structure (house) is built by a contractor for commercial gain and/or if property changes ownership from existing owner to builder, an approved Driveway Permit must be secured.

**Note:** In the event the NCDOT driveway permit process alters the site plan in any manner, three copies of a revised site plan (and \$25.00 revision fee) must be submitted for staff review and approved prior to permit application.

**Note:** The property owner most likely will be required to provide a copy of a recorded plat and deed conveying to the NCDOT that portion of the subject property located within or to be located within the right-of-way at the time of driveway permit application.

[§ 136-18(29), NCGS]

6. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post-Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Department of Energy, Minerals and Land Resources, NC Department of Environmental Quality (DEMLR NCDEQ). If one

acre or more of land is to be disturbed, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement prior to the issuance of the Certificate of Occupancy. (Note: If any retention/detention basins are required for state approval of this plan, three copies of a revised plan (and \$25 revision fee) must be submitted and approved by Planning & Inspections.) (Sec. 2306.D, County Subdivision Ord. & 2006-246, NC Session Law)

7. Prior to application for the Certificate of Occupancy, connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans. A copy of the PWC approval must be provided to Code Enforcement. Contact Sam Powers with PWC for more information. (Section 2306 A, County Subdivision Ord. & Sec. 1403.I, County Zoning Ord.)

**Note:** Due to an existing agreement between the PWC and the Town of Hope Mills, an annexation petition most likely will be required prior to the PWC's review of any utility plans. **Upon submission of the annexation petition the town most likely will require an engineer's sealed certification as to the guarantee of improvements. In addition, the town may require a bond or other financial guarantee as assurance that all required improvements will be properly installed.**

8. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans. (Sec. 107.B, County Zoning Ord.; & Secs. 2005 & 2007 County Subdivision Ord.)

#### **Site-Related:**

9. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Development Ordinance, and County Zoning Ordinance for the C1(P) Planned Local Business District/CZ Conditional zoning for all allowed uses in the C1(P) zoning district must be complied with, as applicable.

**Note:** By indicating a 25 foot front yard setback where a 45 foot front yard setback is required and a 5 foot side yard setback where a 15 foot side yard setback is required, the property owner is requesting the Commissioners vary the ordinance requirement by allowing reduced front (two) and side yard setbacks.

**Note:** A very limited type of retail and other uses are allowed in the C1(P) zoning district; the developer/property owner is encouraged to contact Code Enforcement or Land Use Codes prior to entering into a contract/lease with any tenant to verify the permissibility of the intended use. (Sec. 403, County Zoning Ord.)

10. All corner lots and lots fronting more than one street must provide front yard setbacks from each street. (Secs. 1101.G & 1102.B, County Zoning Ord.)
11. This conditional approval is not approval of any freestanding signs. Upon submission of a site plan with a specific use, the proposed sign location, if any, will be addressed in the revised conditional approval. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.) (Art. XIII, County Zoning Ord.)
12. "Camden Road" must be labeled as "SR 1003 (Camden Road)" and "Rockfish Road" must be labeled as "SR 1112 (Rockfish Road)" on all future plans. (Sec. 2203, County Subdivision Ord.)
13. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environmental Quality (NCDEQ) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2307.A, County Subdivision Ord.)
14. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306.C, County Subdivision Ord.)
15. In the event a stormwater utility structure is required by the NC Department of Environmental Quality (NCDEQ), the owner/developer must secure the structure with a four foot high fence with a lockable gate, and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation. (Sec. 1102.O, County Zoning Ord.)

16. Turn lanes may be required by the NC Department of Transportation (NCDOT). [Art. XIV, County Zoning Ord. & NCGS §136-18(5) & §136-93]

**Note: The property owner most likely will be required to provide a copy of a recorded plat and deed conveying to the NCDOT that portion of the subject property located within or to be located within the right-of-way at the time of driveway permit application.**

17. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.
18. A solid buffer must be provided and maintained along the western property line where this tract/site abuts RR Rural Residential in accordance with the provisions of Section 1102 G, County Zoning Ordinance (Note: Chain link fencing cannot be used to satisfy the buffer requirement.)
19. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
20. All required off-street parking spaces are required to be a minimum of 9' x 20'; the minimum number of required parking will be addressed when the revised plan is submitted with a specific proposed use. (Art. XII, County Zoning Ord.)
21. At a minimum one off-street loading spaces measuring 12' x 25' with 14' overhead clearance is likely to be required. This issue will be addressed when the revised site plan with a specific proposed use is submitted. (Art. XII, County Zoning Ord.)
22. The owner/developer is responsible and liable for maintenance and upkeep of this site, all structures, and appurtenances, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing. (Sec. 1403, County Zoning Ord.)
23. The Noise Regulations of the County Code Chpt. 9.5, Art. II are to be complied with.

**Other Relevant Conditions:**

24. The applicant is advised to consult an expert on wetlands before proceeding with any development.
25. Any revision or addition to this plan necessitates re-submission for review and approval prior to the commencement of the change.
26. Under current standards, if the existing structure is ever removed or destroyed more than 50%, any replacement structure must meet the approved setbacks for the C1(P)/CZ district.
27. The subject property is located within the Town of Hope Mills Municipal Influence Area (MIA) and the town has tree preservation standards in their ordinances. The developer is encouraged to retain as many of the existing trees as possibly on this site.
28. The subject property lies on Rockfish Road. Rockfish Road is identified as a thoroughfare needing improvement in the 2040 Metropolitan Transportation Plan. There are two projects planned in the area, with Rockfish Road improvements planned in the State Transportation Improvement Plan as U-5857, a widening of Rockfish, with Right-of-Way acquisition beginning in Fiscal Year 2020. The second project is a Feasibility Study on intersection improvements for the Camden and Rockfish intersection. For questions related to this comment, please contact Transportation Planning.
29. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.
30. The US Postal Service most likely will require this development to have centralized cluster boxes for postal service to each lot or unit. The developer is advised contact the US Postal Growth Coordinator for the Mid-Carolinas District to determine the appropriate location for the cluster boxes. If the cluster box location requires changes to the subdivision or site plan, a revised preliminary/plan must be submitted to the Planning & Inspections Department for review and approval.

31. This conditional approval is not to be construed as all encompassing of the applicable rules, regulations, etc. which must be complied with for any development. Other regulations, such as building, environmental, health and so forth, may govern the specific development. The developer is the responsible party to ensure full compliance with all applicable Federal, State, and local regulations.

32. The owner/developer be aware that every deed created for a lot being served by an on-site sewer system must contain the following disclosure when filed with the County Register of Deeds:

"Public sewer services are not available as of the date of the recording of this deed. On-site sewer disposal systems must be approved by the County Health Department."

*Thank you for choosing Cumberland County and the Hope Mills area for your business location!*

**If you need clarification of any conditions, please contact Betty Lynd at 910-678-7603 or Hope Page at 910-678-7602 with the Land Use Codes Section; otherwise, contact the appropriate agency at the contact numbers below.**

Contact Information (Area Code is 910 unless otherwise stated):

CCP&I Zoning Planner:	Betty Lynd	678-7603	<a href="mailto:blynd@co.cumberland.nc.us">blynd@co.cumberland.nc.us</a>
Subdivision/Site Plan/Plat	Ed Byrne	678-7609	<a href="mailto:ebyrne@co.cumberland.nc.us">ebyrne@co.cumberland.nc.us</a>
Code Enforcement (Permits):	Scott Walters	321-6654	<a href="mailto:swalters@co.cumberland.nc.us">swalters@co.cumberland.nc.us</a>
County Building Inspections:	Michael Naylor	321-6657	<a href="mailto:mnaylo@co.cumberland.nc.us">mnaylo@co.cumberland.nc.us</a>
Fire Marshal – Emergency Services	Kevin Lowther	321-6625	<a href="mailto:klowther@co.cumberland.nc.us">klowther@co.cumberland.nc.us</a>
	Gene Booth	678-7641	<a href="mailto:wbooth@co.cumberland.nc.us">wbooth@co.cumberland.nc.us</a>
County Engineer's Office:	Wayne Dudley	678-7636	<a href="mailto:wdudley@co.cumberland.nc.us">wdudley@co.cumberland.nc.us</a>
County Health Department:	Fred Thomas	433-3692	<a href="mailto:fthomas@co.cumberland.nc.us">fthomas@co.cumberland.nc.us</a>
PWC:	Joe Glass	223-4740	<a href="mailto:joe.glass@faypwc.com">joe.glass@faypwc.com</a>
	Sam Powers	223-4370	<a href="mailto:sam.powers@faypwc.com">sam.powers@faypwc.com</a>
Town of Hope Mills:		424-4555*	
Town Clerk:	Jane Starling		<a href="mailto:jstarling@townofhopemills.com">jstarling@townofhopemills.com</a>
Planner – Zoning Permits	Chancer McLaughlin		<a href="mailto:cmclaughlin@townofhopemills.com">cmclaughlin@townofhopemills.com</a>
County Public Utilities:	Amy Hall	678-7637	<a href="mailto:ahall@co.cumberland.nc.us">ahall@co.cumberland.nc.us</a>
US Postal Service	Jonathan R. Wallace	(704) 393-4412	<a href="mailto:jonathan.r.wallace@usps.gov">jonathan.r.wallace@usps.gov</a>
Corp of Engineers (wetlands):	Liz Hair	(910) 251-4049	<a href="mailto:hair@usacr.army.mil">hair@usacr.army.mil</a>
NCDEQ (E&S):	Leland Cottrell	(910) 433-3393	<a href="mailto:leland.cottrell@ncdenr.gov">leland.cottrell@ncdenr.gov</a>
US Fish & Wildlife Services	Susan Ladd Miller	(910) 695-3323	<a href="mailto:susan_miller@fws.gov">susan_miller@fws.gov</a>
Location Services:			
Site-Specific Address:	Will Phipps	678-7666	<a href="mailto:wphipps@co.cumberland.nc.us">wphipps@co.cumberland.nc.us</a>
Tax Parcel Numbers:		678-7549	
NCDOT (driveways/curb-cuts):	Troy Baker	364-0601	<a href="mailto:tlbaker@ncdot.gov">tlbaker@ncdot.gov</a>
Transportation Planning:	Greg Shermeto	678 7615	<a href="mailto:gshermeto@co.cumberland.nc.us">gshermeto@co.cumberland.nc.us</a>
N.C. Division of Water Quality:	Annette Lucas	(919) 807-6381	<a href="mailto:annette.lucas@ncdenr.gov">annette.lucas@ncdenr.gov</a>

\*This is the main telephone number for the Town of Hope Mills; once connected, the caller will be directed to the various departments.

cc: Chancer McLaughlin, Town of Hope Mills



**OFFICE OF THE COUNTY ATTORNEY**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 11/14/2018**

**SUBJECT: CONSIDER REQUEST FOR REFUND OF EXCISE TAX FOR A DEED OF  
CONVEYANCE RECORDED BY SINGLE SOURCE REAL ESTATE  
SERVICES, INC.**

**BACKGROUND**

At its November 5, 2018, meeting the Board of Commissioners approved the request of Single Source Real Estate Services, Inc., for a refund of the county's one-half of the excise tax paid for recording a deed for the reason that the deed was recorded in error in Cumberland County and should have been recorded in Harnett County, and to set the hearing required for this matter at the November 19, 2018, meeting. The Register of Deeds recommended that the refund be granted in the amount of \$219.50. The county attorney reports that the deed was also recorded in Harnett County and that notice of the hearing was given to the taxpayer. Back-up documentation was provided in the agenda of the November 5, 2018, meeting.

**RECOMMENDATION / PROPOSED ACTION**

The county attorney recommends that the board conduct the hearing and approve the requested refund.





## **OFFICE OF THE COUNTY MANAGER**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: AMY H. CANNON, COUNTY MANAGER**

**DATE: 11/13/2018**

**SUBJECT: CONSIDERATION OF AMENDMENTS TO THE FCEDC BY-LAWS**

#### **BACKGROUND**

The FCEDC Board of Directors has adopted the attached FCEDC By-Law Amendments for consideration of approval at the November 19, 2018 Board of Commissioners meeting.

The amendments are summarized below:

1. The number of Cumberland County and City of Fayetteville appointments shall increase from 3 each to 4 each. Effective December 2018, the County will appoint 4 members (with the Chairman or his/her Designee), the City of Fayetteville will appoint 4 members (with the Mayor or his Designee), and 2 members will continue to be appointed by the private sector. Ex-Officio Officers would remain the County Manager, City Manager, and Community College President.
2. Election of Officers will now occur at the July meeting, versus the current practice of election of officers in December.
3. Amendment to FCEDC Address: The FCEDC By-Laws will now reflect their new office address at 201 Hay Street, Suite 401A, Fayetteville, NC 28301.

A copy of the amended FCEDC By-Laws is attached showing all changes and mark-ups.

#### **RECOMMENDATION / PROPOSED ACTION**

Consider approval of amendments to the FCEDC By-Laws.

#### **ATTACHMENTS:**

Description

Type



TO: Chairman Larry L. Lancaster, Vice Chair Dr. Jeannette M. Council, Cumberland County Commissioners  
CC: County Manager Amy Cannon  
FROM: Robert Van Geons, President and CEO  
DATE: October 24, 2018  
RE: *Amendments to the FCEDC By-Laws approved by Board of Directors*

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Dear Chairman Lancaster, Chairwoman Council, and Cumberland County Commissioners:

Thank you again for your continued support of our organization, its Board of Directors, and our ongoing economic development efforts. Over the past year, the size of our Board, the ratio of appointments-to-funding and our operational calendar, have been topics of pragmatic discussion.

After considerable conversation and review, the FCEDC Board of Directors has adopted the attached amendments to our By-Laws, which require your approval to become effective. The unanimously passed amendments can be summarized as follows:

1. The number of City of Fayetteville and Cumberland County appointments shall increase from 3 (each) to 4 (each). Effective December of 2018, the County will appoint 4 members (with the Chairman or his designee being one), the City will appoint 4 members (with the Mayor or his designee being one), and 2 members will continue to be appointed by the private sector. Our Ex officio officers would remain the County Manager, City Manager, and Community College President.
2. Election of Officers will now occur at the July meeting: This is a change from our current practice of electing officers at the December meeting.
3. Amendment to FCEDC Address. The FCEDC By-Laws will now reflect our new office address of 201 Hay Street, Suite 401A, Fayetteville, NC 28301.

The Board of Directors believe this expansion will provide multiple operational benefits. Primarily, the appointment-to-funding ratio for our Board will more closely align with our operational resources. Currently, our funding is approximately 40% from Cumberland County, 40% from the City of Fayetteville, and 20% from other sources (private sector funding / grants / contracted services). With this update, each appointed member will represent approximately 10% of our funding. Subsequently, it will also help us ensure quorum for our meetings.

The Board appreciates the value this expansion will bring to our economic development endeavors, as we continue to build partnerships. These amendments will allow us to tap a greater range of expertise, while also diversifying the industry sectors and perspectives represented by Board. Most importantly, it ensures additional opportunities for the City and County to appoint members from the broader business community and expand our engagement with local business leaders and stakeholders.

While Board Member terms will remain as they currently are (December – November), we believe that moving the election of officers to July will provide newly appointed members time to acclimate themselves, prior to being asked to serve as an officer (or support other Board Members for an Officers position). Additionally, officer terms will now coincide with our fiscal year.

It is our hope that you will support these modifications to the FCEDC By-Laws, and approve them as presented. For your reference, we have attached a “red-line” version of our By-Laws, an updated membership roster, and an “Requested Action Memo”. Please do not hesitate to contact me with any questions you may have, or should you wish to discuss this in greater detail.

Sincerely,



Robert Van Geons  
President and CEO

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TO: Chairman Larry L. Lancaster, Vice Chair Dr. Jeannette M. Council, Cumberland County Commissioners  
CC: County Manager Amy Cannon  
FROM: Robert Van Geons, President and CEO  
DATE: October 24, 2018  
RE: *Request for Approval of Amendments to the FCEDC ByLaws*

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Request for Approval of Amendments to the FCEDC ByLaws

Per our previous correspondence, the FCEDC Board of Directors (BOD) is requesting approval of amendments to our ByLaws, which would increase the number of County Commission Appointees to the FCEDC Board.

**Requested Action:** We respectfully request approval of the amendments

Request for Appointment / Re-Appointment to BOD

Currently, the County appoints three voting members to our Board. Those are the Chairman (or his designee), Kelvin Farmer (term expires November 30, 2020) and Vice-Chairman Juanita Pilgrim (term expires November 30, 2018). Vice-Chairman Pilgrim is not requesting reappointment.

**Requested Action –** We respectfully request that the County Commissioners appoint a qualified individual to a 3 year term on the FCEDC Board of Directors

Request for Initial Appointment to the BOD

If the requested amendments to our ByLaws are approved, Cumberland County will gain an additional appointment to the Board of Directors. In order to provide a proper staggering of terms, we respectfully request that this initial term be for 1 year. If granted, one (non-elected) BOD seat will be open for appointment (or reappointment) each year.

**Requested Action –** We respectfully request that the County Commissioners appoint a qualified individual, of your choosing, to a 1-year term on the FCEDC Board of Directors. Subsequent appointments, or reappointments, shall be for a term of 3 years.



**BYLAWS OF THE  
FAYETTEVILLE-CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION  
As Amended Month Day 2018**

**ARTICLE I  
Offices**

1.1 *Principal Office.* The principal office of the Corporation shall be located at 201 Hay Street, Suite 401A, Fayetteville, NC, or at such other location designated by the Board of Directors.

**Deleted:** 159~~1~~  
Maxwell Street

1.2 *Registered Office.* The registered office of the Corporation required by law to be maintained in the State of North Carolina shall be identical with the principal office.

**ARTICLE II  
Board of Directors**

2.1 *General Powers.* The business and affairs of the Corporation shall be managed by its Board of Directors. Except as otherwise expressly provided by law, the Articles of Incorporation, or these Bylaws, all of the power of the Corporation shall be vested in the Board of Directors.

2.2 *Number, Term, and Qualifications.* The number of directors constituting the Board of Directors shall be ten, voting members and three *ex officio*, non-voting members. Each director shall hold office until his or her successor shall have been appointed. The terms of directors serving in an *ex officio* capacity shall run with their principal offices. The terms of all other directors shall be for three years and shall be staggered. Directors must be residents of Cumberland County, North Carolina.

**Deleted:** eight

2.3 *Appointment of Directors.* Directors shall be appointed as follows:

2.3.1 The Cumberland County Manager, the Fayetteville City Manager and the President of Fayetteville Technical Community College shall each serve in a non-voting, *ex officio* capacity.

2.3.2 The Cumberland County Board of Commissioners shall appoint four directors consisting of one member of the Board of County Commissioners (an "Elected Official") and three other residents of Cumberland County.

**Deleted:** three

**Deleted:** two

2.3.3 The Fayetteville City Council shall appoint four directors consisting of either the Mayor or a Member of the City Council (an "Elected Official") and three other residents of Cumberland County.

**Deleted:** three

**Deleted:** two

2.3.4 Community Development Foundation, shall appoint two directors consisting of one member of its Board of Directors and one other resident of Cumberland County.

**Deleted:** , d/b/a The Alliance Foundation,

2.4 *Commencement and Staggering of Terms.* The terms of all appointed directors shall commence on the first Monday in December in the year of their appointments. The Elected Officials shall serve a one year term; all other appointments shall be for a full term of three years. Should the number of Directors increase, in order to appropriately stagger terms, initial appointments may be for a term of less than three years, subsequent appointments or reappointments shall be for a full term of three years.

**Deleted:** The initial terms shall be staggered as follows:

**Deleted:** an initial term of

**Deleted:** one of the other appointments made by the Fayetteville City Council and the County Board of Commissioners, and the Director appointed from the Board of Directors of Community Foundation, d/b/a The Alliance Foundation, shall be for an initial term of two years;

2.5 *Vacancies.* Any vacancy occurring in the Board of Directors shall be filled by the authority which appointed the director whose seat becomes vacant. The seat of an Elected Official who ceases to hold elected office during his or term as a director shall become vacant at the time he or she ceases to hold elected office; provided, however, the City Council or Board of County Commissioners may elect to continue the former Elected Official in his or her term as a director until the expiration of his or her term as a director, or may elect to appoint another Elected Official to that vacant seat. A director elected to fill a vacancy shall be elected for the unexpired term of his predecessor in office.

2.6 *Removal.* Directors may only be removed with cause by the authority which appointed them. The Board of Directors may, but is not required to, make a recommendation to the appointing authority for the removal of a director.

2.7 *Chairman of the Board.* There shall be a Chairman and Vice-chairman of the Board of Directors elected by the directors from their number during a meeting held in the month of July each year. The terms of office for the Chairman and Vice-chairman shall be for the following calendar year and these officers may be elected for successive terms. The Chairman, or in his or her absence the Vice-Chairman, shall preside at all meetings of the Board of Directors, and each shall perform such other duties as may be directed by the Board of Directors. The Chairman and Vice-Chairman shall be officers of the Corporation.

**Deleted:** December

2.8 *Compensation.* The Board of Directors shall serve without compensation for their services as directors. The Board of Directors may approve the reimbursement of the reasonable expenses incurred by individual directors in attending to the business of the Corporation.

### ARTICLE III Meetings of Directors

3.1 *Annual Meetings.* The annual meeting of the Board of Directors shall be held during the month of July of each year, for the purpose of electing directors and officers of the Corporation and for the transaction of any other business properly before the Board of Directors. Notice of the date of the annual meeting shall be given in accordance with the notice provisions of these Bylaws.

**Deleted:** December

3.2 *Special Meetings.* Special meetings of the Board of Directors may be called by or at the request of the Chairman or any two directors.

3.3 *Place of Meetings.* The annual or any special meeting of the Board of Directors may be held at the principal office of the Corporation or at such other place as shall be designated in



the notice of the meeting or in a waiver of notice of the meeting signed by all the directors then in office.

**3.4 Notice of Meetings.** The Secretary shall give notice of each annual meeting of the Board of Directors by mailing or emailing such notice to each director to such mailing or email address provided by each director at least ten days before the meeting. The Chairman or other persons calling a special meeting of the Board of Directors shall give notice thereof (or cause the Secretary to give notice) by mailing or emailing such notice to each director in the same manner as for notice of the annual meeting at least three days before the special meeting. Unless otherwise indicated in the notice thereof, any and all business may be transacted at a meeting of the Board of Directors, except as otherwise provided by law or these Bylaws.

**3.5 Waiver of Notice.** Any director may waive notice of any meeting, either before or after the meeting. Written waivers of notice shall be filed by the Secretary with the corporate records or as part of the minutes of the meeting. The attendance by a director at a meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

**3.6 Quorum.** A majority of the number of voting directors fixed by these Bylaws shall constitute a quorum for the transaction of business at any meeting of the Board of Directors.

**3.7 Manner of Acting.** Except as otherwise provided in these Bylaws, the act of the majority of the voting directors present at a meeting at which a quorum is present shall be the act of the Board of Directors.

**3.8 Presumption of Assent.** A director of the Corporation who is present at a meeting of the Board of Directors at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless he objects at the beginning of the meeting, or promptly upon his arrival, to holding it or transacting business at the meeting, or his dissent or abstention from the action is otherwise entered in the minutes of the meeting.

**3.9 Informal Action by Directors.** Action taken by a majority of the directors without a meeting is nevertheless action of the Board of Directors if written consent to the action in question is signed by all of the directors and filed with the minutes of the proceedings of the Board of Directors, whether done before or after the action so taken.

**3.10 Participation by Telephone.** Any one or more directors may participate in a meeting of the Board of Directors by means of a conference telephone or similar communications device that allows all persons participating in the meeting to hear each other. Participation by these means shall be deemed presence in person at the meeting.

#### **ARTICLE IV**

##### **Officers**

**4.1 Officers of the Corporation.** The officers of the Corporation shall consist of a Chairman, a Vice-Chairman, a President, a Secretary, and a Treasurer. Other officers, including

one or more Vice-Presidents (whose seniority and titles, including Executive Vice-Presidents and Senior Vice-Presidents, may be specified by the Board of Directors), Assistant Secretaries, and Assistant Treasurers, may from time to time be elected by the Board of Directors. Any two or more offices, except Chairman or President and Secretary, may be held by the same person. No officer may act in more than one capacity where the actions of two or more officers are required.

*4.2 Election and Term.* The officers of the Corporation shall be elected by the Board of Directors, and each officer shall hold office for such term and upon such conditions as are stated in these Bylaws or as determined by the Board of Directors.

*4.3 Removal.* Any officer or agent elected or appointed by the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the Corporation will be served thereby.

*4.4 President.* The President shall be the chief executive officer of the Corporation and shall be primarily responsible for the implementation of policies of the Board of Directors. He shall have authority over the general management of the Corporation in accordance with these Bylaws, subject only to the ultimate authority of the Board of Directors. He may sign and execute instruments in the name of the Corporation except in cases where the signing and the execution thereof shall be expressly delegated by the Board of Directors or by these Bylaws to some other officer or agent of the Corporation or shall be required by law otherwise to be signed or executed. In addition, he shall perform all duties incident to the office of the President and such other duties as from time to time may be assigned to him by the Board of Directors. The President shall be a full-time employee of the Corporation and shall not be engaged in any other business or employment except with the consent of the Board of Directors.

*4.6 Vice-Presidents.* Each Vice-President, if any, shall have such powers and duties as may from time to time be assigned to him by the Board of Directors.

*4.7 Secretary.* The Secretary shall keep the minutes of the meetings of the Board of Directors. He shall keep all minutes of all such meetings in books designated for those purposes. The Secretary shall see that all notices are duly given in accordance with the provisions of these Bylaws or as required by law. He shall have charge of the books, records, and papers of the Corporation. He shall have custody of the seal of the Corporation and see that the seal of the Corporation is affixed to all documents the execution of which on behalf of the Corporation under its seal is duly authorized, and shall sign such instruments as may require his signature. He shall in general perform all duties incident to the office of Secretary and such other duties as from time to time may be assigned to him by the Chairman, by the Board of Directors, or by these Bylaws.

*4.8 Assistant Secretaries.* In the absence of the Secretary, any Assistant Secretary designated by the Chairman, unless otherwise determined by the Board of Directors, shall perform the duties of the Secretary and when so acting shall have all the powers of and be subject to all the restrictions upon the Secretary.

*4.9 Treasurer.* The Treasurer shall have charge of and be responsible for all funds and

securities, receipts, and disbursements of the Corporation, and shall deposit all monies and securities of the Corporation in such banks and depositories as shall be designated by the Board of Directors, provided that the Board of Directors may appoint a custodian or depository for any such funds or securities, and the Board of Directors may designate those persons upon whose signature or authority such funds may be disbursed.

4.10 *Assistant Treasurers.* In the absence of the Treasurer any Assistant Treasurer designated by the Chairman, unless otherwise determined by the Board of Directors, shall perform the duties of the Treasurer, and when so acting shall have all the powers of and be subject to all the restrictions upon the Treasurer.

4.11 *Compensation.* The compensation of the President shall be fixed by the Board of Directors. The compensation of the Secretary and Treasurer shall also be fixed by the Board of Directors; provided, however; that these shall not be positions of full-time employment and if these Officers are otherwise employed by the Corporation their duties as Secretary or Treasurer shall be conducted incident to such other employment without additional compensation.

#### **ARTICLE V**

##### **Indebtedness**

The Corporation shall not incur any indebtedness other than accounts payable and payroll liabilities incurred in the normal course of business, except as may be approved by resolution adopted by the Board of Directors.

#### **ARTICLE VI**

##### **Contracts, Loans, Checks, and Deposits**

6.1 *Contracts.* Unless specifically authorized by the Board of Directors, all contracts or instruments in the name of and on behalf of the Corporation must be executed by the President or Chairman and attested by the Secretary or Assistant Secretary.

6.2 *Loans.* No loans shall be contracted on behalf of the Corporation, and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

6.3 *Checks and Drafts.* All checks, drafts, or other orders for the payment of money, issued in the name of the Corporation, shall be signed by such officer or officers, agent or agents, or employee or employees of the Corporation and in such manner, including facsimile signatures, as shall from time to time be determined by resolution of the Board of Directors.

6.4 *Deposits.* All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such depositories as the Board of Directors may select.

6.5 *Appointment of Fiscal Agent.* The Board of Directors may appoint Cumberland County as the fiscal agent for the Corporation with the county to deposit all the Corporation's



funds and issue all checks and drafts on behalf of the Corporation subject to the fiscal controls governing the county.

## **ARTICLE VII**

### **Provisions Subject to Restrictions on Amendment**

*7.1 Statutory Authority.* Pursuant to N.C.G.S. § 55A-10-30, the provisions contained or referenced in this Article VII may not be amended by action of the Board of Directors. The provisions contained or referenced in this Article VII may only be amended by the approval of the Fayetteville City Council and the Cumberland County Board of Commissioners. This amendment restriction applies to the following provisions:

*7.2 This Article.* The provisions contained in this Article VII of these Bylaws, Provisions Subject to Restrictions on Amendment, are subject to this amendment restriction.

*7.3 Article II.* The provisions contained in Article II of these Bylaws, Board of Directors, are subject to this amendment restriction.

*7.4 Fiscal Year.* The fiscal year of the Corporation shall commence on July 1.

*7.5 Audit, Financial Statements and Tax Returns.* If Cumberland County is not designated as the fiscal agent for the Corporation, the Board of Directors shall engage a certified public accountant to annually audit the financial transactions, prepare financial statements and prepare and file income tax returns for the Corporation. The audit, financial statements and income tax returns shall be presented to the city and county managers within ninety days of the close of the fiscal year. If Cumberland County is designated as the fiscal agent for the Corporation, the county shall be responsible to obtain the audit and financial statements and engage a certified public accountant to prepare and file the Corporation's income tax returns.

*7.6 Articles of Incorporation.* Articles IX and XII of the Articles of Incorporation are subject to this amendment restriction.

## **ARTICLE VIII**

### **General Provisions**

*8.1 Seal.* The corporate seal of the Corporation shall contain the name of the Corporation and shall be in such form as approved by the Board of Directors.

*8.2 Waiver of Notice.* Whenever any notice is required to be given to any director by law, by the Articles of Incorporation, or by these Bylaws, a waiver thereof in writing signed by the director or directors entitled to such notice, whether before or after the time stated therein, shall be equivalent to the giving of such notice.

*8.3 Indemnification.* The Corporation shall indemnify its officers and directors to the maximum extent required or permitted by Part 5 of Article 8 of Chapter 55A of the General Statutes of North Carolina as from time to time amended, and such officers and directors shall be

deemed to have relied upon this Part.

8.4 *Gender Specific Words*. All words referencing the masculine gender herein are meant to include the feminine gender.

8.5 *Amendment of Bylaws*. Except as otherwise provided by law, by the Articles of Incorporation or herein, these Bylaws may be amended or repealed, and new Bylaws may be adopted by the affirmative vote of a majority of the voting directors then holding office at any annual or special meeting of the Board of Directors; provided, however, that notice of the proposed action shall have been included in the notice of the meeting or shall have been waived as provided in these Bylaws.

| Adopted in duly called meeting held December 18, 2015. Amended Month, Day, 2018

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Chairman, Board of Directors



## **CLERK TO THE BOARD OF COMMISSIONERS**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CANDICE H. WHITE**

**DATE: 11/19/2018**

**SUBJECT: CONSIDERATION OF ADOPTION OF 2019 BOARD OF COMMISSIONERS' REGULAR MEETING DATES**

#### **BACKGROUND**

Each year the Board of Commissioners considers adoption of its regular meeting dates for the upcoming calendar year and each year there are exceptions that have to be considered. The exceptions for calendar year 2019 include the following:

- The second meeting in January has been moved to Tuesday, January 22 because the preceding Monday, January 21 will be observed as Martin Luther King, Jr. Day.
- The first meeting in March has been cancelled because the NACo Legislative Goals Conference will be held March 2-6, 2019, Saturday through Wednesday, in Washington, DC.
- The second meeting in April has been moved to Tuesday, April 23 because the preceding Monday, April 22 is Easter Monday. The Board at its November 19, 2012 meeting acted to continue moving the Easter Monday meeting to Tuesday.
- The first meeting in September has been moved to Tuesday, September 3 because the preceding Monday, September 2 will be observed as Labor Day.

#### **RECOMMENDATION / PROPOSED ACTION**

Adopt the 2019 Board of Commissioners' regular meeting dates as proposed or amended.

#### **ATTACHMENTS:**

**Description**

2019 Board of Commissioners' Regular Meeting Dates

**Type**

Backup Material



**2019 BOARD OF COMMISSIONERS**  
**REGULAR MEETING DATES**

January 7, 2019, 9:00AM  
January 22, 2019, 6:45PM (Tuesday)

February 4, 2019, 9:00AM  
February 18, 2019, 6:45PM

NO MEETING (NACo Legislative Goals Conference March 2-6)  
March 18, 2019, 6:45PM

April 8, 2019, 9:00AM  
April 23, 2019, 6:45PM (Tuesday)

May 6, 2019, 9:00AM  
May 20, 2019, 6:45PM

June 3, 2019, 9:00AM  
June 17, 2019, 6:45PM

July – NO MEETINGS

August 5, 2019, 9:00AM  
August 19, 2019, 6:45PM

September 3, 2019, 9:00AM (Tuesday)  
September 16, 2019, 6:45PM

October 7, 2019, 9:00AM  
October 21, 2019, 6:45PM

November 4, 2019, 9:00AM  
November 18, 2019, 6:45PM

December 2, 2019, 9:00AM  
December 16, 2019, 6:45PM

All meetings are on held on Monday, except as noted above, in Room 118 of the Judge E. Maurice Braswell Cumberland County Courthouse located at 117 Dick Street in Fayetteville, N.C.





## **CLERK TO THE BOARD OF COMMISSIONERS**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CANDICE H. WHITE, CLERK TO THE BOARD**

**DATE: 11/19/2018**

**SUBJECT: DESIGNATION OF VOTING DELEGATE TO THE NCACC'S 2019 LEGISLATIVE GOALS CONFERENCE**

#### **BACKGROUND**

The NCACC's 2019 Legislative Goals Conference will be held Thursday and Friday, January 10-11, 2019, at the Raleigh Marriott Crabtree Valley in Wake County. The Board of Commissioners is hereby requested to designate a commissioner or other official as a voting delegate to the conference. The voting delegate designation form is to be returned to the NCACC no later than Friday, December 28, 2018.

#### **RECOMMENDATION / PROPOSED ACTION**

Appoint a voting delegate to the NCACC's 2019 Legislative Goals Conference.

#### **ATTACHMENTS:**

Description	Type
Voting Delegate Designation Form	Backup Material



## Voting Delegate Designation Form

### Legislative Goals Conference

January 10-11, 2019 (Thursday – Friday)

Raleigh Marriott Crabtree Valley – Wake County

**NOTE: Please place this action on your board meeting agenda.**

Each Board of County Commissioners is hereby requested to designate a commissioner or other official as a voting delegate for the 2019 Legislative Goals Conference. Each voting delegate should complete and sign the following statement and **return it to the Association no later than Friday, December 28, 2018.**

Please return form to Alisa Cobb, Executive Assistant, by email at [alisa.cobb@ncacc.org](mailto:alisa.cobb@ncacc.org) or by fax at 919-733-1065.

I, \_\_\_\_\_, hereby certify that I am the duly designated voting delegate for \_\_\_\_\_ County at the North Carolina Association of County Commissioners 2019 Legislative Goals Conference.

Signed: \_\_\_\_\_

Title: \_\_\_\_\_

Article VI, Section of the Association's Constitution provides:

"On all questions, including the election of officers, each county represented shall be entitled to one vote, which shall be the majority expression of the delegates of that county. The vote of any county in good standing may be cast by any one of its County Commissioners who is present at the time the vote is taken; provided, if no commissioner be present, such vote may be cast by another county official, elected or appointed, who holds elective office or an appointed position in the county whose vote is being cast and who is formally designated by the Board of County Commissioners. These provisions shall likewise govern district meetings of the Association. A county in good standing is defined as one which has paid the current year's dues."



## BOARD OF COMMISSIONERS' OFFICE

### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD**

**DATE: 11/14/2018**

**SUBJECT: CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD (4 VACANCIES)**

#### **BACKGROUND**

The Cumberland County Workforce Development Board has the following four (4) vacancies:

##### Representative of Business:

Chad Kormanek – Resigned. The Cumberland County Workforce Development Board recommends **Mark Wilderman** to fill the unexpired term. (See attached)

Kent Listoe – Resigned. The Cumberland County Workforce Development Board recommends **Eric Buck** to fill the unexpired term. (See attached)

Jimmy Driscoll – Resigned. The Cumberland County Workforce Development Board recommends **Phillip Perrier** to fill the unexpired term. (See attached)

##### Representative – Other:

Dallas Freeman – Resigned. The Cumberland County Workforce Development Board recommends **Dr. J. Lee Brown** to fill the unexpired term. (See attached.)

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

#### **RECOMMENDATION / PROPOSED ACTION**

Nominate individuals to fill the four (4) vacancies above.

**ATTACHMENTS:**

Description

Workforce Development Board Nomination Backup Information

Type

Backup Material

## **Cumberland County Workforce Development Board**

The Cumberland County Workforce Development Board promotes the full development and utilization of the state's employment and training resources.

### **Member Specifications:**

Members with Specific Categories:

- Representative of Business
- Representative of Workforce
- Representative of Education/Training
- Representative of Economic Development
- Representative – Other
- Representative of Labor

**Term:** 3 Years

**Compensation:** None

### **Duties:**

Works to develop employment and training programs for the residents of Cumberland County.

**Meetings:** Third Tuesday of every other month at 11:00 AM

**Meeting Location:** Meeting take place at various locations



## Kellie Beam

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**Subject:** FW: WDB representation changes

**From:** Peggy Aazam <paazam@co.cumberland.nc.us>

**Sent:** Wednesday, November 14, 2018 7:56 AM

**To:** Kellie Beam <kbeam@co.cumberland.nc.us>

**Cc:** Nedra Rodriguez <nrodriguez@co.cumberland.nc.us>; Dina Simcox <Dina.Simcox@cblproperties.com>

**Subject:** WDB representation changes

*Kellie,*

*Please submit the following for BOC approval at the next opportunity; please let me know if you need additional information or if you or Candice have any questions. Thank you!*

The following individuals are recommended for appointment by the Board of Commissioners:

Eric Buck (Human Resource Manager, Goodyear) Representative of Business vacancy (replacing Kent Listoe who resigned)

Mark Wilderman (President, Saam's Party Tents) for Representative of Business vacancy (replacing Chad Kormanek who resigned)

Phillip Perrier (President, PT Financial Management) for Representative of Business vacancy (replacing Jimmy Driscoll who resigned)

Dr. J. Lee Brown (Dean, College of Business, Fayetteville State University) for Representative of Education (replacing Dr. Dallas Freeman due to lack of attendance)

Please let me know if you need anything else in order to add the recommendations to the agenda for the next BOC meeting and/or to update the WDB roster.

Thank you,

Peggy

**Peggy Aazam**

Program Coordinator

Cumberland County

Workforce Development Board

(910) 678-7711

[paazam@co.cumberland.nc.us](mailto:paazam@co.cumberland.nc.us)

410 Ray Ave

Fayetteville, NC 28301

**NC** Cumberland County  
NCWorks  
Career Center

Visit Our Website at: <https://www.ncworks.gov>

CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD  
(FORMERLY, PRIVATE INDUSTRY COUNCIL)  
3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Representative of Business:</u>				
Albeiro Florez (H/M) 4608 Storm Cat Lane Hope Mills, NC 28348 910-494-2651 <a href="mailto:AFLOREZCFO@WALKERFLOREZCG.COM">AFLOREZCFO@WALKERFLOREZCG.COM</a>	11/17	1st	Oct/20 10/31/20	Yes
Kevin Brooks (B/M) 3616 Daughtridge Drive Fayetteville, NC 28311 488-0408/551-9031	6/18	1st	Jun/21 6/30/21	Yes
Diana Potts (W/F) 1322 Worstead Drive Fayetteville, NC 28314 745-3310 <a href="mailto:DPOTTS@TCFEB.COM">DPOTTS@TCFEB.COM</a>	11/17	1st	Oct/20 10/31/20	Yes
Naynesh Mehta (AI/M) 229 Forest Creek Drive Fayetteville, NC 28303 483-0491/494-2037/689-0799 <a href="mailto:NSMEHTA@5POINTSNC.COM">NSMEHTA@5POINTSNC.COM</a>	6/18	1st	Jun/21 6/30/21	Yes
Jensen McFadden (B/M) 1717 Sykes Pond Rd Fayetteville, NC 28304 868-9067/850-8409	1/15	1 <sup>st</sup>	Jan/18 1/31/18	Yes
Rodney Anderson (B/M) 4321 Huntsfield Rd Fayetteville, NC 28314 826-0366/922-1214	4/17	2nd	Apr/20 4/30/20	No
Joy Miller (W/F) 210 Queensberry Drive Fayetteville, NC 28303 864-1955/309-3645/615-6799	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes
*serving unexpired term; eligible for an additional term*				
Jesse A. Brayboy Jr. 105 Ruritan Drive Fayetteville, NC 28314 527-9717/822-1700	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes

Cumberland County Workforce Development Board, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<b>VACANT</b> (Vacated by C. Kormanek)	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes
Dina Simcox (W/F) 421 Foxwood Drive Hope Mills, NC 28348 728-3910/868-7668	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes
Sherri Turner (A/F) 1211 Grackle Drive Fayetteville, NC 28306 808-282-4125/307-9123 <a href="mailto:Sherri.turner@firstcitizens.com">Sherri.turner@firstcitizens.com</a>	6/18	1 <sup>st</sup> (serving unexpired term; eligible for two additional terms)	Feb/19 2/28/19	Yes
R. Jonathan Charleston (B/M) 132 Great Oaks Drive Fayetteville, NC 28303 488-3368/485-2500	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes
<b>VACANT</b> (Vacated by K. Listoe)	10/16	1 <sup>st</sup>	Oct/19 10/31/19	Yes
<b>VACANT</b> (Vacated by J. Driscoll)	9/16	1 <sup>st</sup>	Sep/19 9/30/19	Yes
<b>VACANT</b> (Vacated by M. Cayton)	10/16	1 <sup>st</sup>	Oct/19 10/31/19	Yes
Isabella Effen 6520 Brookshire Road Fayetteville, NC 28314	10/16	1 <sup>st</sup>	Oct/19 10/31/19	Yes
<u>Representative of Workforce:</u> Charlene Cross (B/F) 1949 Culpepper Lane Fayetteville, NC 28304 630-1450/308-9413	3/16	2nd	Mar/19 3/31/19	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Crystal Bennett (W/F) 2654 Rivercliff Road Fayetteville, NC 28301 429-4930/630-0106	8/16	1 <sup>st</sup>	Aug/19 8/31/19	Yes
Carl Manning (B/M) 328 Kimberwicke Drive Fayetteville, NC 28311 818-9810-436-2426	8/16	1 <sup>st</sup>	Aug/19 8/31/19	Yes
David Servie (W/M) 1063 Mohawk Avenue Fayetteville, NC 28303 703-1846/429-3506	9/16	1 <sup>st</sup>	Sep/19 9/30/19	Yes
<u>Representative of Education/Training:</u>				
Pamela Gibson (W/F) 7526 Hammersley Road Fayetteville, NC 28306 423-1830/678-2416	3/16	2nd	Mar/19 3/31/19	No
<u>Representative of Economic Development:</u>				
Robert Van Geons (W/M) FCEDC 411 Forest Lake Road Fayetteville, NC 28305 704-985-3483/678-7644 <a href="mailto:robert@fayedc.com">robert@fayedc.com</a>	8/17	1st	Aug/20 8/31/20	Yes
<u>Representative – Other:</u>				
Jody Risacher (W/F) 3533 Sweetbay Circle Fayetteville, NC 28311 630-5102/483-7727	8/16	2nd	Aug/19 8/31/19	No
<b>VACANT (Vacated by D. Freeman)</b>	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes
<u>Representative of Labor:</u>				
Charles Royal (W/M) 3054 Hayfield Road Wade, NC 28395 584-8993/822-1906	2/16	1 <sup>st</sup>	Feb/19 2/28/19	Yes

<u>Name/Address</u>	<u>Date</u> <u>Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For</u> <u>Reappointment</u>
Chanda Armstrong North Carolina Department of Human Resources Division of Vocational Rehabilitation Services 155 Eastwood Avenue Fayetteville, NC 28301 910-486-1101 (office)/486-1548 (fax) <a href="mailto:Chanda.armstrong@dhhs.nc.gov">Chanda.armstrong@dhhs.nc.gov</a>		(unlimited term - replaced by state agency)		

John Lowery NC WORKS Career Center 414 Ray Avenue Fayetteville, NC 28301 486-1010	(unlimited term – replaced by state agency)
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Contact: Peggy Aazam (Administrative Support) 678-7711 [paazam@co.cumberland.nc.us](mailto:paazam@co.cumberland.nc.us)

Regular Meetings: Third Tuesday, every other month beginning in January, 11:00 AM, meetings take place at various locations

Name Changed to Cumberland County Workforce Development Board, November 1995

The Cumberland County Workforce Development Board reconstituted its membership composition to comply with the workforce Innovation and Opportunity Act of 2014 (WIOA) on February 1, 2016.



**APPLICANTS FOR**  
**CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD**

<b><u>NAME/ADDRESS/PHONE</u></b>	<b><u>OCCUPATION</u></b>	<b><u>EDUCATIONAL BACKGROUND</u></b>
<b>BLAND, SHEDRICK, (-/M)</b> 1411 AVERTON COURT FAYETTEVILLE NC 28314 764-2380/797-9608 <a href="mailto:SHEDRICKBLAND@GMAIL.COM">SHEDRICKBLAND@GMAIL.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: GENERAL PUBLIC</b>	SELF EMPLOYED DRIVER	SOME COLLEGE
<b>BRITO, CECILIA (H/F)</b> 2301 CUMBERLAND GAP DRIVE #105 FAYETTEVILLE NC 28306 631-464-9156 <a href="mailto:DOMINICANA1122@YAHOO.COM">DOMINICANA1122@YAHOO.COM</a> Graduate-County Citizens' Academy: No Graduate-Institute for Community Leadership: Yes Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No <b>CATEGORY: GENERAL PUBLIC</b>	UNEMPLOYED	SOME COLLEGE
<b>BROOKS, DONALD (B/M)</b> 301 SOUTHLAND DRIVE FAYETTEVILLE NC 28311 910-826-6078 <a href="mailto:DONALDBROOKS959@GMAIL.COM">DONALDBROOKS959@GMAIL.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: GRADUATE EXECUTIVE LEADERSHIP PROGRAM <b>CATEGORY: GENERAL PUBLIC</b>	RETIRED	BACHELORS
<b>BROWN, J. LEE DR. (B/M)</b> 1200 MURCHISON ROAD FAYETTEVILLE NC 28301 672-1592/757-285-0483 <a href="mailto:JBROWN84@UNCFSU.EDU">JBROWN84@UNCFSU.EDU</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: REPRESENTATIVE OF EDUCATION/TRAINING</b>	DEAN, COLLEGE OF BUSINESS FAYETTEVILLE STATE UNIVERSITY	PHD

**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 2**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
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BUCK, ERIC (W/M) 2825 SAND TRAP LN HOPE MILLS NC 28348 281-235-4582/630-5222	HR MANAGER GOODYEAR	BA/MA
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[ERIC\\_BUCK@GOODYEAR.COM](mailto:ERIC_BUCK@GOODYEAR.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

***CATEGORY: GENERAL PUBLIC, REPRESENTATIVE OF BUSINESS, REPRESENTATIVE OF  
ECONOMIC DEVELOPMENT, REPRESENTATIVE OF WORKFORCE***

CLARK, DERWOOD (B/M) 620 ROCKPORT DRIVE FAYETTEVILLE NC 28311 302-7040/247-2270/868-8700	INSURANCE AGENT ALLSTATE	MBA-PUBLIC ADMIN
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[DABISHOP05@GMAIL.COM](mailto:DABISHOP05@GMAIL.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

***CATEGORY: GENERAL PUBLIC***

DEBRULER, DANIEL (W/M) 6791 BUTTERMERE DRIVE FAYETTEVILLE NC 28314 964-3241/864-5028	RADIO STATION OWNER GRANDER VISION MEDIA	SOME COLLEGE
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[DANDEBRULER@GMAIL.COM](mailto:DANDEBRULER@GMAIL.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: UNITED STATES ARMY ADVANCED NON-COMMISSIONED OFFICERS

***CATEGORY: REPRESENTATIVE OF BUSINESS***

DEVIERE, KIRK (W/M) 513 OAKRIDGE AVE FAYETTEVILLE NC 28305 910-273-8388	BUSINESS OWNER 219 GROUP	BA MA
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[KIRK@DEVIERE.COM](mailto:KIRK@DEVIERE.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: YES  
Graduate-Leadership Fayetteville: YES  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF BUSINESS***

**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 3**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
GRAYBILL, BRIAN (W/M) 1901 MORGANTON RD FAYETTEVILLE NC 28305 489-7883/491-4667 <a href="mailto:BRIANGRAYBILL17@GMAIL.COM">BRIANGRAYBILL17@GMAIL.COM</a>	GENERAL MANAGER PIERRO'S ITALIAN BISTRO	HIGH SCHOOL

Graduate-County Citizens' Academy: YES  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: REPRESENTATIVE OF BUSINESS**

HAMILTON, ROBERT (W/M) 149 WADING CREEK LANE FAYETTEVILLE NC 28306 336-430-6329/618-0422 <a href="mailto:SKYLUR1994@GMAIL.COM">SKYLUR1994@GMAIL.COM</a>	CAR RENTAL ENTERPRISE RENT-A-CAR	BA-HISTORY
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Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: REPRESENTATIVE OF BUSINESS**

HANSEN, ERNESTO (B/M) 1146 HELMSLEY DRIVE FAYETTEVILLE NC 28314 786-762-6867/475-8630 <a href="mailto:GLCZLLC@GOODLIVINGCOFFEEZONE.COM">GLCZLLC@GOODLIVINGCOFFEEZONE.COM</a>	OWNER & CHIEF ENGAGEMENT OFFICER – GOOD LIVING COFFEE ZONE	BS-IT
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Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: REPRESENTATIVE OF BUSINESS**

HAWKINS, NICOLE (-/F) 418 TAIPEI CT FAYETTEVILLE NC 28303 910-758-4771 <a href="mailto:NICOLE.HAWKINS@NCDPS.GOV">NICOLE.HAWKINS@NCDPS.GOV</a>	YOUTH COUNSELOR TECH CUMBERLAND REGIONAL JUVENILE DIVISION	MS-HUMAN SERVICES
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Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: GENERAL PUBLIC**



**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 4**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
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<b>HINES, CAROLET (O/F)</b> 4639 MORNING STAR LANE HOPE MILLS, NC 28348 813-480-7111	<b>BUDGET TECHNICIAN</b> DEPT OF DEFENSE	<b>SOME COLLEGE</b>
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[CAROLYHINES@YAHOO.COM](mailto:CAROLYHINES@YAHOO.COM)

Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: NO  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF BUSINESS***

<b>HOWELL, BETH (A/F)</b> 7711 SOUTH RAEFORD ROAD FAYETTEVILLE NC 28304 302-7118/978-0798/677-2907	<b>PROFESSOR</b> FTCC	<b>MBA</b>
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[HOWELLCBETH@GMAIL.COM](mailto:HOWELLCBETH@GMAIL.COM)

Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: NO  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF BUSINESS, REPRESENTATIVE OF ECONOMIC  
DEVELOPMENT, REPRESENTATIVE OF EDUCATION/TRAINING, REPRESENTATIVE OF  
WORKFORCE***

<b>JAMES, QUINSENTINA (-/F)</b> 2441 CANFORD LANE FAYETTEVILLE NC 28304 364-4558	<b>HR</b> US GOVERNMENT CONTRACTOR	<b>SOME COLLEGE</b>
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[MQMLEWIS@AOL.COM](mailto:MQMLEWIS@AOL.COM)

Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: YES  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF BUSINESS***

<b>KING, GRACE (-/F)</b> 5566 HALLWOOD DRIVE HOPE MILLS, NC 28348 424-9065/988-4206/424-4536	<b>INSTRUCTIONAL ASSISTANT</b> CUMBERLAND MILLS ELEMENTARY	<b>COLLEGE GRADUATE</b>
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[GRACEKING@CCS.K12.NC.US](mailto:GRACEKING@CCS.K12.NC.US)

Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: YES  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: GENERAL PUBLIC***

**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 5**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
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<b>LEWIS, ANGELA DENISE (B/F)</b> 7715 TEMPERANCE DRIVE FAYETTEVILLE NC 28314 476-2835/487-3131 <a href="mailto:ALEWIS003@NC.RR.COM">ALEWIS003@NC.RR.COM</a>	<b>CREST</b> DIRECTOR OR COMMUNITY SERVICES	<b>MASTERS-HUMAN SERVICES</b>
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Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: NO  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF EDUCATION/TRAINING***

<b>LEWIS, JUSTIN (B/M)</b> 756 CL TART CIRCLE FAYETTEVILLE NC 28314 920-6336/483-7695 <a href="mailto:JUSTIN.LEWIS@AXA-ADVISORS.COM">JUSTIN.LEWIS@AXA-ADVISORS.COM</a>	<b>FINANCIAL ADVISOR</b> AXA ADVISORS	<b>SOME COLLEGE</b>
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Graduate-County Citizens' Academy: No  
 Graduate-Institute for Community Leadership: No  
 Graduate-Leadership Fayetteville: No  
 Graduate-United Way's Multi-Cultural Leadership Program: No  
 Graduate-other leadership academy: No

***CATEGORY: REPRESENTATIVE OF BUSINESS***

<b>LOWERY, DR. ELMORE D. (B/M)</b> 5420 AHOSKIE DRIVE HOPE MILLS NC 28348 224-3578/678-8351 <a href="mailto:LOWERYE@FAYTECHCC.EDU">LOWERYE@FAYTECHCC.EDU</a>	<b>DEAN OF COLLEGE &amp; CAREER READINESS</b> FTCC	<b>DOCTORATE IN EXECUTIVE LEAD.</b>
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Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: NO  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NC STATE UNIVERSITY EXECUTIVE LEADERSHIP PROGRAM

***CATEGORY: REPRESENTATIVE OF EDUCATION/TRAINING***

<b>MARSH, JOLEE (W/F)</b> 405 BURLWOOD CT FAYETTEVILLE NC 28303 384-9209/678-8217 <a href="mailto:MARSHJ@FAYTECHCC.EDU">MARSHJ@FAYTECHCC.EDU</a>	<b>EDUCATION</b> FTCC	<b>ED.D.</b>
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Graduate-County Citizens' Academy: NO  
 Graduate-Institute for Community Leadership: NO  
 Graduate-Leadership Fayetteville: NO  
 Graduate-United Way's Multi-Cultural Leadership Program: NO  
 Graduate-other leadership academy: NO

***CATEGORY: REPRESENTATIVE OF EDUCATION/TRAINING***



**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 6  
EDUCATIONAL**

NAME/ADDRESS/PHONE	OCCUPATION	BACKGROUND
MCNEIL, SHEBA (B/F) 2968 CUMBERLAND ROAD FAYETTEVILLE, NC 28306 978-1518/568-5005 <a href="mailto:SHEMC20@GMAIL.COM">SHEMC20@GMAIL.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	DIRECTOR/CEO CUMBERLAND LEARNING ACADEMY	BA
<b>*SERVES ON THE CIVIC CENTER COMMISSION*</b> <b>CATEGORY: REPRESENTATIVE OF BUSINESS</b>		
PALMER, REV DWIGHT E JR. (B/M) 1139 HELMSLEY DRIVE FAYETTEVILLE NC 28314 868-2575/260-9630/892-6405 <a href="mailto:DEPALMERJR@YAHOO.COM">DEPALMERJR@YAHOO.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	GENERAL MANAGER DORMAN CADILLAC GMC	BA
<b>CATEGORY: REPRESENTATIVE OF BUSINESS</b>		
PERRIER, PHILLIP (-/M) 5838 BEAR CREEK CIRCLE FAYETTEVILLE NC 28304 DID NOT LEAVE COMPLETE PHONE NUMBER ON APP <a href="mailto:PTPERRIER@GMAIL.COM">PTPERRIER@GMAIL.COM</a> Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: ARMY LEADERSHIP COURSE	FINANCE PROFESSIONAL PRESIDENT PT FINANCIAL MGMT	BS-ECONOMICS
<b>CATEGORY: GENERAL PUBLIC</b>		
PRINGLE, PHILICIA (B/F) 4525 WOODSWALLOW DRIVE FAYETTEVILLE NC 28312 843-475-8374/354-1931 <a href="mailto:PHILICIA.PRINGLE@MILLER-MOTTE.EDU">PHILICIA.PRINGLE@MILLER-MOTTE.EDU</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	PROGRAM DIRECTOR MILLER MOTTE COLLEGE	MS-CRIMINAL JUSTICE
<b>CATEGORY: REPRESENTATIVE OF EDUCATION/TRAINING</b>		

**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 7**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
<b>PROCTOR, JENNY (W/F)</b> 3086 CRICKET ROAD FAYETTEVILLE NC 28306 818-5246/433-6762 <a href="mailto:JENNY@FAYBIZ.COM">JENNY@FAYBIZ.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: REPRESENTATIVE OF BUSINESS</b>	<b>DIRECTOR OF COMMUNITY RELATIONS</b> GREATER FAYETTEVILLE CHAMBER	<b>BS-BUSINESS ADMIN</b>
<b>SAMPSON, CHAS L (B/M)</b> 712 HINTERLAND LANE SPRING LAKE NC 28390 571-289-0476/202-999-6310 <a href="mailto:INFO@OURSEVENPRINCIPLES.COM">INFO@OURSEVENPRINCIPLES.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: REPRESENTATIVE OF BUSINESS</b>	<b>SMALL BUSINESS OWNER</b> SEVEN PRINCIPLES CORP	<b>MS-ORGANIZATIONAL LEADERSHIP</b>
<b>SHAW, KIM L (AA/F)</b> 7550 BEVERLY DRIVE FAYETTEVILLE NC 28314 824-7495/331-9690/777-7711 <a href="mailto:KIM.LEWIS@OUTLOOK.COM">KIM.LEWIS@OUTLOOK.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: GENERAL PUBLIC</b>	<b>WIOA ADULT SERVICES COORDINATOR</b> CENTRAL CAROLINA COMMUNITY COLLEGE	<b>MASTERS- HUMAN RESOURCES</b>
<b>SHAW, LASHANDA (B/F)</b> 5209 DELCO ST FAYETTEVILLE NC 28311 476-4244/919-707-5759 <a href="mailto:LASHANDA.SHAW@YAHOO.COM">LASHANDA.SHAW@YAHOO.COM</a> Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <b>CATEGORY: GENERAL PUBLIC</b>	<b>ADMINISTRATIVE OFFICER</b> STATE OF NC	<b>DOCTORAL CANDIDATE</b>

**APPLICANTS FOR  
CUMBERLAND COUNTY WORKFORCE DEVELOPMENT BOARD Page 8**

<b>NAME/ADDRESS/PHONE</b>	<b>OCCUPATION</b>	<b>EDUCATIONAL BACKGROUND</b>
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SMALLS, LARRY (B/M) 1418 OLDTOWN DRIVE FAYETTEVILLE NC 28314 633-4167/566-0238	LEADERSHIP CONSULTANT MOTIVATIONAL SPEAKER	MBA BS
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[WAYNESPEAKS@LWAYNESMALLS.COM](mailto:WAYNESPEAKS@LWAYNESMALLS.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: GENERAL PUBLIC**

STEEGER, REV. PAUL (W/M) 3771 RAMSEY STREET FAYETTEVILLE NC 28311 514-9573/918-284-7801	LEADERSHIP & MGMT CONSULTANT OWNER OF COMPANY	BA
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[PRESIDENT@SMICONSULTANCY.ORG](mailto:PRESIDENT@SMICONSULTANCY.ORG)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: NO

**CATEGORY: REPRESENTATIVE OF BUSINESS**

STEWART, TONI (B/F) 3951 BROOKGREEN DRIVE FAYETTEVILLE NC 28304 910-476-4444	SPECIAL PROJECTS MANAGER TRUE VINE MINISTRIES	AA BS
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[MSTONISTEWART@GMAIL.COM](mailto:MSTONISTEWART@GMAIL.COM)

Graduate-County Citizens' Academy: NO  
Graduate-Institute for Community Leadership: NO  
Graduate-Leadership Fayetteville: NO  
Graduate-United Way's Multi-Cultural Leadership Program: NO  
Graduate-other leadership academy: FAYETTEVILLE CITIZENS ACADEMY

**CATEGORY: GENERAL PUBLIC**

WILDERMAN, MARK (W/M) 222 QUEENSBERRY DRIVE FAYETTEVILLE NC 28303 964-2050/864-4633	PRESIDENT SAAM'S PARTY TENTS	SOME COLLEGE
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[MARK.WILDERMAN@YAHOO.COM](mailto:MARK.WILDERMAN@YAHOO.COM)

Graduate-County Citizens' Academy: YES  
Graduate-Institute for Community Leadership: No  
Graduate-Leadership Fayetteville: YES  
Graduate-United Way's Multi-Cultural Leadership Program: No  
Graduate-other leadership academy: No

**CATEGORY: REPRESENTATIVE OF BUSINESS**





**BOARD OF COMMISSIONERS' OFFICE**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD**

**DATE: 11/14/2018**

**SUBJECT: FAYETTEVILLE AREA CONVENTION AND VISITORS BUREAU (FACVB)  
BOARD OF DIRECTORS (2 VACANCIES)**

**BACKGROUND**

On November 5, 2018, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Fayetteville Area Convention and Visitors Bureau Board of Directors:

**NOMINEE(S)**

Hotel/Motel Over 100 Rooms Representative:

**Laura Leal** (reappointment)

At-Large Representative:

**Becki Kirby** (reappointment)

I have attached the current membership list for this Board.

**RECOMMENDATION / PROPOSED ACTION**

**Appoint individuals to fill the two (2) vacancies above.**

**ATTACHMENTS:**

Description

FACVB Membership Roster

Type

Backup Material

FAYETTEVILLE AREA CONVENTION AND VISITORS BUREAU  
BOARD OF DIRECTORS  
3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hotel/Motels under 100 rooms Representatives:</u>				
Sharon Lee Ambassador Inn 2035 Eastern Blvd Fayetteville, NC 28306 910-485-8135	3/16	1st	Mar/19 3/31/19	Yes
Suresh Patel Crown Inn 2502 Gillespie Street Fayetteville, NC 28306 910-487-6107 <a href="mailto:SURES14@YAHOO.COM">SURES14@YAHOO.COM</a>	11/17	1st	Nov/20 11/30/20	Yes
<u>Hotel/Motel over 100 rooms Representatives:</u>				
Laura Leal Hampton Inn Cross Creek 6626 NC Hwy 210 S Stedman, NC 28391 910-286-3464	9/15	1st	Sept/18 9/30/18	Yes
Adam Collier Fairfield Inn & Suites 4249 Ramsey Street Fayetteville, NC 28311 910-223-7867	5/17	1st	May/20 5/31/20	Yes
<u>At Large</u>				
Becki D. Kirby 2020 Calista Circle Fayetteville, NC 28304 910-261-4168	9/15	1st	Sept/18 9/30/18	Yes
<u>Representative, Hotel/Motel with meeting space in excess of 6,000 square feet</u>				
<u><b>FACVB Appointee:</b></u>				
Sanda Budic Doubletree Hotel 1965 Cedar Creek Road Fayetteville, NC 28312 323-8282	7/15			



<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
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Hotel/Motel Representative

**FACVB Appointee:**

Subodh Thakur Regency Inn 521 Ramsey Street Fayetteville, NC 28301-4911 483-2621(W)	7/15			
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ASOM Representative:

Jim Soffe  
1414 Lakeview Drive  
Fayetteville, NC 28305  
910-391-3602

Ex-officio Members:

Cumberland County Manager or his/her designee position

Amy Cannon, County Manager

General Manager of the Crown Complex or his/her designee position

James Grafstrom, CEO/Coliseum Complex Manager

Manager of the City of Fayetteville or his/her designee position

Doug Hewett City Manager

Contact: John Meroski (or Kelly Brill), Fayetteville Area Convention & Visitors' Bureau – 483-5311

Meetings: Quarterly on the Fourth Wednesday (starting in January) at 12:00 pm – Fayetteville Area Convention and Visitors Bureau, Board Room, 245 Person Street



**BOARD OF COMMISSIONERS' OFFICE**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19, 2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD**

**DATE: 11/14/2018**

**SUBJECT: CUMBERLAND COUNTY JUVENILE CRIME PREVENTION COUNCIL (JCPC) (2 VACANCIES)**

**BACKGROUND**

On November 5, 2018, the Board of Commissioners nominated the following individuals to fill two (2) vacancies on the Cumberland County Juvenile Crime Prevention Council:

**NOMINEE(S)**

**At-Large Representative:**

**Densie Lucas** (reappointment)

**Member of Faith Community Representative:**

**Augusta Newman** (reappointment)

I have attached the current membership list for this council.

**RECOMMENDATION / PROPOSED ACTION**

**Appoint individuals to fill the two (2) vacancies above.**

**ATTACHMENTS:**

Description

CCJCPC Membership Roster

Type

Backup Material

CUMBERLAND COUNTY  
JUVENILE CRIME PREVENTION COUNCIL  
(Two year terms)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Local School Superintendent or designee</u>				
Bruce Morrison	1/12			
Cumberland County Schools				
P.O. Box 2357				
Fayetteville, North Carolina 28302				
Phone: 678-2495				
<u>Chief of Police or designee</u>				
Lt. John Somerindyke	3/15			
Fayetteville Police Department				
467 Hay Street				
Phone: 433-1910				
<u>Local Sheriff or designee</u>				
Lt. Kimberly Gagnon	2/17			
Cumberland County Sheriff's Office				
131 Dick Street				
Fayetteville, North Carolina 28301				
Phone: 677-5474				
<u>District Attorney or designee</u>				
Brandy Brutsch	10/17			
Assistant District Attorney				
District Attorney's Office				
117 Dick Street, Suite 427				
Fayetteville, North Carolina 28301				
Phone: 678-2915				
<u>Chief Court Counselor or designee</u>				
Miguel Pitts	3/15			
Department of Juvenile Justice				
P.O. Box 363				
Fayetteville, North Carolina 28302				
Phone: 678-2947				
<u>Mental Health Representative or designee</u>				
Tina Higgs	04/14			
Alliance Behavioral Healthcare – Community Relations, Court Liaison				
711 Executive Place				
Fayetteville, North Carolina 28305				
910-491-4794				

Cumberland County Juvenile Crime Prevention Council Page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Director of Social Services or designee</u>				
Natasha Tomlinson	11/17			
Cumberland County Department of Social Services				
P.O. Box 2429				
Fayetteville, North Carolina 28302-2429				
Phone: 321-6459				
<u>County Manager or designee</u>				
Duane Holder	10/17			
Assistant County Manager				
Cumberland County Courthouse				
P.O. Box 1829				
Fayetteville, North Carolina 28302-1829				
Phone: 678-7725				
<u>Chief District Judge or designee</u>				
Judge Ed Pone	1/99			
P.O. Box 363				
Fayetteville, North Carolina 28302				
Phone: 678-2901				
<u>Health Director or designee</u>				
Rodney Jenkins	2/18			
1235 Ramsey Street				
Fayetteville, North Carolina 28301				
Phone: 433-3783				
<u>Parks and Recreation Representative</u>				
James Powell	2/17			
City of Fayetteville				
Parks and Recreation Dept.				
433 Hay Street				
Fayetteville, North Carolina 28301				
Phone: 433-1547				
<u>County Commissioner</u>				
Glenn Adams	3/15			
P.O. Box 1829				
Fayetteville, NC 28302-1829				
Phone: 678-7771				

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Substance Abuse Professional</u>				
Louis Leake Carolina Treatment Center 7669 Beverly Drive Fayetteville, NC 28314 910-960-7599	9/16	2nd	Oct/18 10/31/18	No
<u>Member of Faith Community</u>				
Augusta Newman 450 Bladen Circle Fayetteville, NC 28312 709-8344/555-5555	9/16	1st	Sept/18 9/30/18	Yes
<u>Person Under Age 18</u>				
Gregory Raymond Koonce Jr. 1833 Notre Dame Place Fayetteville, NC 28304 483-3604/723-1149/814-7336 <a href="mailto:gregoryjrk@embarqmail.com">gregoryjrk@embarqmail.com</a>	12/16	1st	Dec/18 12/31/18	Yes
Dominique R. Ashley 347 Hilliard Drive Fayetteville, NC 28311 583-8697 <a href="mailto:Dominiqueashley26@gmail.com">Dominiqueashley26@gmail.com</a>	10/18	1st	Oct/20 10/31/20	Yes
<u>Juvenile Defense Attorney</u>				
Michael J. Onufer 356 Tartan Court Fayetteville, NC 28301	2/17	1st	Feb/19 2/28/19	Yes
<u>Member of Business Community</u>				
Austin Campbell 5316 Sandstone Drive Fayetteville, NC 28311	10/18	2nd	Sept/20 9/30/20	No
<u>United Way or Non-Profit</u>				
Terri Thomas 508 Spaulding Street Fayetteville, NC 28301	10/18	2nd	Sept/20 9/30/20	No
<u>At Large Representatives</u>				
Matthew Dixon 8404 Frenchorn Lane Fayetteville, NC 28314 867-7807/818-8134 <a href="mailto:Mdixon2199@yahoo.com">Mdixon2199@yahoo.com</a>	11/17	1st	Nov/19 11/30/19	Yes



Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<b>VACANT</b> (Vacated by D. Rosen)	4/17	1 <sup>st</sup> full term	Apr/19 4/30/19	Yes
*serving unexpired term; eligible for one additional term*				
Dr. Rebecca Campbell 7027 Darnell Street Fayetteville, NC 28314 910-487-1555	9/16	1st	Oct/18 10/31/18	Yes
Nicole Hawkins 418 Taipei Ct Fayetteville, NC 28303 758-4771 <a href="mailto:Nicole.hawkins@ncdps.gov">Nicole.hawkins@ncdps.gov</a>	4/18	1st	Nov/19 11/30/19	Yes
*serving unexpired term; eligible for one additional term*				
Dr. Mark Kendrick 2927 Rosecroft Drive Fayetteville, NC 28304 988-3126 <a href="mailto:Mkendrick2927@gmail.com">Mkendrick2927@gmail.com</a>	4/18	1st	Apr/19 4/30/19	Yes
*serving unexpired term; eligible for two additional terms*				
Densie D. Lucas 106 Carmichael Lane Spring Lake, NC 28390 497-1227/672-2287	9/16	1st	Oct/18 10/31/18	Yes
Crystal Bennett 2654 Rivercliff Road Fayetteville, NC 28301 429-4930/475-3287	10/18	2nd	Oct/20 10/31/20	No

Non-Voting Member

Ronald Tillman  
DJJDP Regional Consultant  
100 Dillion Drive  
Butner, North Carolina 27509  
Phone: 919-575-3166 (W)

Meetings: Second Wednesday of each month at 1:15 PM. CC CommuniCare Conference Room –109  
Bradford Ave, Fayetteville, NC 28301.  
Contact: Duane Holder, 910-678-7723



**BOARD OF COMMISSIONERS' OFFICE**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 19,  
2018**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD**

**DATE: 11/14/2018**

**SUBJECT: BOARD OF HEALTH (1 VACANCY)**

**BACKGROUND**

On November 5, 2018, the Board of Commissioners nominated the following individual to fill one (1) vacancy on the Board of Health:

**NOMINEE(S)**

Engineer Representative:

**John Larch** (new appointment)

I have attached the current membership list for this board.

**RECOMMENDATION / PROPOSED ACTION**

**Appoint individual to fill the one (1) vacancy above.**

**ATTACHMENTS:**

Description

Board of Health Membership Roster

Type

Backup Material

## BOARD OF HEALTH

3 Year Term

*(All terms expire on December 31<sup>st</sup> per NCGS § 130A-35)*

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Veterinarian</u>				
Dr. Heather Burkhardt (W/F) 5226 Lacross Point Parkton, NC 28371 910-489-2336	2/16	2 <sup>nd</sup>	Dec/18 <b>12/31/18</b>	No
<u>Physician</u>				
Dr. Sam Fleishman 3308 Melrose Road Fayetteville, NC 28304 910-615-3200	3/17	1st	Dec/17 <b>12/31/17</b>	Yes
(serving unexpired term; eligible for two additional terms)				
<u>Dentist</u>				
Dr. Oliver L. Hodge Jr. (B/M) 537 Old Farm Rd Fayetteville, NC 28314 487-0886/483-0409	2/16	2nd	Dec/18 <b>12/31/18</b>	No
<u>Registered Nurse</u>				
Sonja Council, RN 2214 Puffin Place Fayetteville, NC 28306 864-1651/615-6139	2/16	1st	Dec/18 <b>12/31/18</b>	Yes
<u>Optometrist</u>				
Dr. William Philbrick (W/M) 321 Springbrook Place Fayetteville, NC 28305 485-4580/484-6178	12/16	2nd	Dec/19 <b>12/31/19</b>	No
<u>Pharmacist</u>				
VACANT (Vacated by C. Creech)	12/14	1st	Dec/17 <b>12/31/17</b>	Yes
*Dr. Creech declined a second term*				
<u>Engineer</u>				
VACANT (Vacated by D. Greysheck)	8/14	1 <sup>st</sup>	Dec/16 <b>12/31/16</b>	Yes

*(All terms expire on December 31<sup>st</sup> per NCGS § 130A-35)*

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Cumberland County Commissioner</u>				
Jeannette Council 3310 Lake Bend Drive Fayetteville, NC 28311 488-0691 (H) / 273-4585 (C)	1/15	1 <sup>st</sup>	Dec/17 <b>12/31/17</b>	Yes
<u>General Public Reps.</u>				
<b>VACANT</b> (Vacated by B. Stelly)	12/14	2nd	Dec/17 <b>12/31/17</b>	No
Dr. Connette McMahon (B/F) 4723 Flintcastle Road Fayetteville, NC 28314 867-6704/489-3915	2/16	1st	Dec/18 <b>12/31/18</b>	Yes
Dr. Vikki Andrews (B/F) 2913 Beringer Drive Fayetteville, NC 28306 910-964-5828	2/16	2nd	Dec/18 <b>12/31/18</b>	No

Contact: Duane Holder, Interim Health Director  
Ashley Yun, Administrative Assistant  
Phone: 433-3705  
Fax: 433-3659

Meetings: 3rd Tuesday of the month - 6:00 PM - Board Room, Health Department, 1235 Ramsey Street  
(July and September meetings take place only if desired).