AGENDA

CUMBERLAND COUNTY BOARD OF COMMISSIONERS JUDGE E. MAURICE BRASWELL CUMBERLAND COUNTY COURTHOUSE - ROOM 118 MARCH 16, 2020 6:45 PM

INVOCATION - Commissioner Jimmy Keefe

PLEDGE OF ALLEGIANCE -

Introduction of the Fayetteville-Cumberland Youth Council Members

Cumberland County Cares Award - Demetria Murphy

Recognition of Assistant County Manager Melissa Cardinali on Receiving ICMA Credentialing

PUBLIC COMMENT PERIOD

- 1. APPROVAL OF AGENDA
- 2. PRESENTATIONS
 - A. Update on COVID-19 (Coronavirus) Local Activities and Public Health Emergency Preparedness
- 3. CONSENT AGENDA
 - A. Approval of February 13, 2020 Special Meeting Minutes and February 17, 2020 Regular Meeting Minutes
 - B. Approval of Proclamation Recognizing March 2020 as American Red Cross Month in Cumberland County
 - C. Approval of Declaration of Cumberland County Sheriff's Office Weapons as Surplus and Authorization to Sell
 - D. Approval of Budget Ordinance Amendments for the March 16, 2020 Board of Commissioners' Agenda
 - E. Approval of Cumberland County Board of Commissioners Agenda Session Items
 - 1. Contract for Detention Center Grinder Pump
 - 2. Contract for Crown Complex Parking Lot Improvements
 - 3. Encroachment Agreement with North Carolina Department of Transportation (NCDOT) for NORCRESS Water & Sewer District
 - 4. Health Insurance Plan Changes for Fiscal Year 2021 BCBS
 - 5. Revised Subrecipient Agreement with Family Endeavors, Inc.
- 4. PUBLIC HEARINGS

Uncontested Rezoning Cases

- A. Case P20-06
- B. Case P20-11
- C. Case P20-10

Contested Rezoning Cases

- D. Case P20-05
- E. Case P20-07

5. ITEMS OF BUSINESS

- A. Consideration of Health Insurance Plan Changes for Fiscal Year 2021 AmWINS
- 6. NOMINATIONS
 - A. Cape Fear Valley Health System Board of Trustees (2 Vacancies)
 - B. Board of Health (1 Vacancy)
 - C. Fayetteville Technical Community College Board of Trustees (1 Vacancy)
- 7. APPOINTMENTS **There are no Appointments for this meeting**

RECESS THE BOARD OF COMMISSIONERS' MEETING

CONVENE THE NORCRESS WATER AND SEWER DISTRICT GOVERNING BOARD MEETING

- 8. NORCRESS WATER AND SEWER CONSENT AGENDA
 - A Approval of June 17, 2019 Minutes of the NORCRESS Water and Sewer District Governing Board
 - B Encroachment Agreement with North Carolina Department of Transportation (NCDOT) for NORCRESS Water & Sewer District

ADJOURN THE NORCRESS WATER AND SEWER DISTRICT GOVERNING BOARD MEETING

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING

- 9. CLOSED SESSION:
 - A. Attorney-Client Matter(s) Pursuant to NCGS 143.318.11(a)(3)

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, MARCH 18, AT 7:00 PM AND FRIDAY, MARCH 20, AT 10:30 AM.

REGULAR BOARD MEETINGS:

April 6, 2020 (Monday) - 9:00 AM April 20, 2020 (Monday) - 6:45 PM



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM:

DATE:

SUBJECT: INTRODUCTION OF THE FAYETTEVILLE-CUMBERLAND YOUTH COUNCIL MEMBERS



PUBLIC INFORMATION OFFICE

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: SALLY SHUTT, ASSISTANT COUNTY MANAGER

DATE: 3/11/2020

SUBJECT: RECOGNITION OF ASSISTANT COUNTY MANAGER MELISSA CARDINALI ON RECEIVING ICMA CREDENTIALING

BACKGROUND

Melissa Cardinali, Assistant Cumberland County Manager for General Government and Stewardship, recently received the Credentialed Manager designation from ICMA, the International City/County Management Association. Ms. Cardinali is one of over 1,300 local government management professionals currently credentialed through the ICMA Voluntary Credentialing Program.

ICMA's mission is to advance professional local government through leadership, management, innovation, and ethics and by increasing the proficiency of appointed chief administrative officers, assistant administrators, and other employees who serve local governments and regional entities around the world. The organization's 13,000 members in 27 countries also include educators, students, and other local government employees. To receive the prestigious ICMA credential, a member must have significant experience as a senior management executive in local government; have earned a degree, preferably in public administration or a related field; and demonstrated a commitment to high standards of integrity and to lifelong learning and professional development.

Ms. Cardinali has more than 30 years of professional experience in local government. She joined Cumberland County government in 2013 as the finance director and became an assistant county manager in 2014. Ms. Cardinali oversees the Budget Division, Finance Department, Human Resources, Information Services, Internal Audit, Solid Waste, Tax Administration and Wellness Services. She was the financial services director for the City of Sanford for 15 years before moving to Cumberland County.

A native of Chapel Hill, she holds a Bachelor of Science degree in business administration with a concentration in finance from East Carolina University.

RECOMMENDATION / PROPOSED ACTION

Congratulate Ms. Cardinali on receiving the ICMA Credentialed Manager designation.



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CANDICE H. WHITE, CLERK TO THE BOARD

DATE: 3/16/2020

SUBJECT: APPROVAL OF PROCLAMATION RECOGNIZING MARCH 2020 AS AMERICAN RED CROSS MONTH IN CUMBERLAND COUNTY

BACKGROUND

Request was received for a proclamation recognizing March 2020 as American Red Cross Month in Cumberland County.

RECOMMENDATION / PROPOSED ACTION

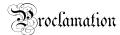
The Board of Commissioners is respectfully requested to consider approval of the proclamation.

ATTACHMENTS:

Description

Proclamation for American Red Cross Month

Backup Material



WHEREAS, The American Red Cross Sandhills Chapter was established on April 26, 1917 in response to call from President Woodrow Wilson after the start of World War I to assist and comfort communities stricken by disasters large and small, and to help the able-bodied and disabled veterans and civilians overseas; AND

WHEREAS, The American Red Cross Sandhills Chapter provides services to local military personnel and their families, including 24-7 emergency messaging, assisting military members and their families through predeployment and post-deployment briefings and seminars; AND

WHEREAS, The American Red Cross Sandhills Chapter continues to partner with city and county government and civic agencies to help ensure our communities are more ready and resilient in the face of future disasters; AND

WHEREAS, Each year the American Red Cross Sandhills Chapter provides shelter, clothing, food and counsel to hundreds of area families who experience a home fire or other disasters such as tornadoes and floods; AND

WHEREAS, The American Red Cross plays a vital role in relief operations by deploying volunteers to rebuild communities hit by disaster and by providing critical support and resources at home and across the Nation; AND

WHEREAS, Each year the American Red Cross Sandhills Chapter trains thousands of local citizens to lead safer and healthier lives through life-saving skills from swimming and lifeguarding to first aid, CPR and AED; AND

WHEREAS, Each year the American Red Cross Sandhills Chapter helps to collect, test and distribute thousands of life-saving units of blood and blood products; AND

WHEREAS, Our County's leadership relies upon our citizens who are motivated to act by our common humanity. This month, let us come together to celebrate Cumberland County's spirit of generosity and the dedicated individuals and organizations who keep that spirit alive.

NOW THEREFORE, LET IT BE RESOLVED, that the Cumberland County Board of Commissioners hereby proclaims March 2020 as AMERICAN RED CROSS MONTH in Cumberland County and encourages all citizens to join in the observance.

Adopted this 16th day of March 2020.

W. Marshall Faircloth, Chairman Cumberland County Board of Commissioners



SHERIFF'S OFFICE

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ENNIS WRIGHT

DATE: 3/5/2020

SUBJECT: APPROVAL OF DECLARATION OF CUMBERLAND COUNTY SHERIFF'S OFFICE WEAPONS AS SURPLUS AND AUTHORIZATION TO SELL

BACKGROUND

I request that four (4) Larue rifles purchased in 2010 for use by the Special Response Team Marksman Observers be declared surplus for the reason that new rifles have been purchased for this team. I further request authorization to sell the four (4) surplus rifles to a federally licensed firearms dealer by electronic notice and electronic auction to the highest bidder in accordance with N.C.G.S. § 160A-270.

RECOMMENDATION / PROPOSED ACTION

Approve the request by adopting the following resolution:

Be it resolved, that the Cumberland County Board of Commissioners hereby approves the request of the Cumberland County Sheriff to declare four (4) Larue rifles purchased by the Sheriff's Office in 2010 as surplus property and further authorizes the Sheriff to sell these surplus weapons only to a federally licensed firearms dealer by electronic notice and electronic auction in accordance with N.C.G.S. § 160A-270.

ATTACHMENTS:

Description

Surplus Weapon Bids Backup Material

Purchase Quote

Date:

30-Jan-20

Quote Ref:

2020 Update

Contact:

Lisa S. Blauser

Business Manager Customer Name: Cumberland County Sheriff's Office

Address:

131 Dick Street

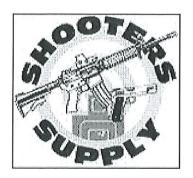
Fayetteville, NC 28301

Phone:

910-677-5551

Email Address:

lblauser@ccsonc.org



Quantity	Item Number / Item Description	Unit Price	Line Total		
			\$0.00		
			\$0.00		
	al and a second an		\$0.00		
			\$0.00		
			\$0.00		
4	TRADE: Mark IV scope 4.5-14, mil-dot w/Larue mount	-\$300.00	-\$1,200.00		
4	TRADE: Larue OBR .308 with PRS stock and Bipod	-\$1,200.00	-\$4,800.00		
			\$0.00		
	-		\$0.00		
			\$0.00		
2 2	*note: firearms will have to be inspected by my armorer prior to completion of transaction for serviceability and functionality.		\$0.00		
1	4		\$0.00		
			\$0.00		
			\$0.00		
,			\$0.00		
			\$0.00		
			\$0.00		
es es	-		\$0.00		
		GRAND TOTAL:	-\$6,000.00		

Comments:

CAGE CODE: 06em4

Delivery Time: Payment Terms: Freight Terms: Validity Date:

Quoted By:

Zef Medina

Price Approved By:

Thank you for your interest in quality products from Shooters Supply

5103 Bragg Blvd. Fayetteville, NC 28303 Telephone Number: 910-860-3700 Fax Number: 910-860-4719 Email: sales@shooters-supply.net

Craig's Firearm Supply Inc. Police Distributor

5620 Concord Pkwy S., Concord, NC 28027 Phone 980-258-0444/0445 8761 Chapman Highway, Knoxville, TN 37920 Phone 1-800-769-2007

tonyl@craigsfirearms.com

TO: LISA BLAUSER			PHONE:	910	-677-555′	_	
AGENCY:	CUMB	ERLAND CO. S.O.	EMAIL:	<u>lblause</u>	r@ccsonc	org.	_
DATE:		02/06/20	Quote will be honor	red for	45	_days.	_
	MAN	UFACTURER MUST	your purchase order. HAVE A SEPARATE	PURCHA			EAC
	attendant of the	ON PRODUCTS REQUIR PONSIBLE FOR ALL TAXES	E A SEPARATE PURCHA				
AGENCIES A	AKE KESI		S AGENCY ORI NUN from this quote. Invoi			ALL PURCHA	ASE ORDERS
PART #	!		DESCRIPTION		REDIT	QTY.	EXT.
	LOT OF FOUR (4) USED LARUE TACTICAL OBR .308 WIN, LARUE QR MOUNTS, PRS STOCK, BIPOD, LEUPOLD MK4 4.5-14, ALL RAILS, AND COPY OF DATA BOOK ETC AS EXAMPLE VIEWED AT CCSO TRAINING CENTER 3 FEBRUARY, 2020				850.00	4	\$3,400.00
3		FUTURE PURCHASE PURCHASE OF GO MANUFACTURERS.	KEN FOR CREDIT LINE FOES, OR FOR CONCURRENDODS FROM ANY OF OUR WE DO NOT BUY AGENOWS OUTRIGHT.	NT R	_ "		\$0.00
			Т	TOTAL CR	EDIT	\$3,	400.00
AGENCY ACKNO		SEMENT OF TERMS: S written:					
Agency repres	entative	e's Signature:					
Agency repres	entative	e's printed name:					
Please call wit	h any q	uestions about this qu	uote.				

Tony Lardo

Thank you,

NC Law Enforcement Sales CELL 865-388-6337

- * Govt. agency prices do not include sales tax or FET where applicable
- * Prices are due and payable NET 30 days for each invoice
- * Trade-In firearms must be in good, serviceable working order
- * Deductions made if trade-ins are damagedor not as specified
- * Trade-In or exchange pistols must be complete with 3 magazines, working sights, and in original box, unless otherwise noted.
- * Trade-In or exchange pistols must be turned in within 30 days after receipt of new Glock pistols.



REMIT TO: 3319 Anvil Place, Raleigh, NC 27603

3319 Anvil Place Raleigh, NC 27603

800 Clanton Road Suite T Charlotte, NC 28217

4961 Broad River Rd. Suite B Columbia, SC 29212

CREDIT QUOTE

CQ-21161

2/11/2020



	Customer		Contact				Ship To			
ATT 131 FAY Tel	JNTY OF CUMBERLAND IN: BUDGET OFFICE DICK ST JETTEVILLE NC 2830 JOHN CONTROL JOHN CONTROL JOHN CONTROL JUNE 100 100 100 100 100 100 100 100 100 10	01					CUMBERLAND CO 131 DICK STRI FAYETTEVILLE	EET	'S OF	FICE
	Account		Terms		Due	Date	Account	Rep	Sc	hedule Date
	CUMBER	NET	30 Days		3/12	2/2020	JOHN SH	IMER	2	2/11/2020
	Quotation		PO #		Refe	rence	Ship V	IA	Page	Printed
	CQ-21161	STOR	E CREDIT		TRA	DE IN			1	2/11/2020 9:23:19AM
L	Item / Model / Description	Brand			Qty		Price UM	Disco	unt %	Amount
1	1 LOT OF 5 LATE 5 LARUE OBRS MAGPUL PRS ST \$1250.00 \$625 **NOTES BELOW **ALL TRADE I AFTER INSPECT **THE SELLER MUST BE IN WO THE SPECIFIED NON-FUNCTIONI FIREARMS AND	18" BARREL 1 MAG	EAPON TRADE-INDESTRIBUTION DE-IN FIREARMS AND SHIPPED WILL INS. RESPRESENTE RESPRESENTE	O N ETH ED			\$6,250.00 EA	\$(0.00	\$6,250.00
	INCORRECT SI RETURN FROM RETURN TO ST CREDIT CUSTO	T&E OTHE			Tax Detai EXEMPT \$0.0		Taxable Total Tax Exempt			\$0.00 \$0.00 \$6,250.00
		INVOICE NUMBER					Total			\$6,250.00
		DATE PURCHASED					De la constant			66 350 00
							Balance			\$6,250.00



BUDGET DIVISION

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: MELISSA CARDINALI, ASSISTANT COUNTY MANAGER

DATE: 3/11/2020

SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE MARCH 16, 2020 BOARD OF COMMISSIONERS' AGENDA

BACKGROUND

General Fund 101

1) Emergency Services – Budget Ordinance Amendment B200616 to recognize remaining Emergency Preparedness Grant funds in the amount of \$8,319.

The Board is requested to approve Budget Ordinance Amendment B200616 to recognize remaining Department of Public Safety Emergency Preparedness Grant funds in the amount of \$8,319. Approved uses of these grant funds include required emergency management training as well as equipment.

Please note this amendment requires no additional county funds.

2) Public Health – Budget Ordinance Amendment B200168 to appropriate Health Department fund balance for Care Coordination for Children in the amount of \$106,000.

The Board is requested to approve Budget Ordinance Amendment B200168 to appropriate Health Department fund balance to support Care Coordination for Children in the amount of \$106,000. These funds will be used to hire 6 additional temporary case managers to reduce caseloads and ensure compliance with program benchmarks set by State and Federal requirements.

Please note this amendment requires appropriation of Health Department fund balance.

Education Fund 106

3) School Capital Outlay Category I – Budget Ordinance Amendment B200678 in the amount of \$10,000,000 for school renovations.

The Board is requested to approve Budget Ordinance Amendment B200678 in the amount of \$10,000,000. This revision is to appropriate fund balance (sales tax) for school renovations as approved by the Cumberland County Board of Education on February 11, 2020.

Please note this amendment requires appropriation of school fund balance.

REGARDING THE FOLLOWING ITEMS PLEASE NOTE:

Each fiscal year County departments may have projects that are not completed by the fiscal year end (6/30/19) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2019 budget; however, the money was not spent by June 30, 2019.

The following amendments seek to bring those funds forward from FY 2019 into the current fiscal year, allowing departments to complete and pay for these items. These revisions are not using 'new' funds but are recognizing the use of FY19 funds in FY20.

Capital Investment Fund 107

4) Capital Investment Fund – Budget Ordinance Amendment B200954 to re-appropriate \$135,677 remaining at fiscal year-end designated for FTCC Capital Outlay

The Board is requested to approve Budget Ordinance Amendment B200954 to re-appropriate \$135,677 designated for FTCC Capital Outlay.

5) Capital Improvement Fund - Budget Ordinance Amendment B200016 to re-appropriate \$273,720 representing the contingency portion of the Judge Maurice Braswell Courthouse Generator replacement project.

The Board is requested to approve Budget Ordinance Amendment B200016 to re-appropriate the contingency portion of the Judge Maurice Braswell Courthouse Generator replacement project. The original re-appropriation was approved by the Board on July 26, 2019 in the amount of \$2,737,200. The amount approved did not include the standard 10% contingency. These funds are needed for the completion of the project.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments



ENGINEERING AND INFRASTRUCTURE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

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

DIRECTOR

DATE: 3/12/2020

SUBJECT: CONTRACT FOR DETENTION CENTER GRINDER PUMP

BACKGROUND

The Phase II Detention Center Sewer Grinder Pump Project was included in the FY20 Capital Improvement (CIP). This project includes the installation of a grinder pump in an additional location where sewer leaves the facility and enters the sewer main on Gillespie Street. Last fiscal year, a grinder pump was installed on the west side of the facility where sewer enters the sewer main on Worth Street. Grinder pumps are required to eliminate sewer blockages within the sewer collection system owned and operated by the Public Works Commission (PWC) due to inappropriate waste being discharged into the sewer system by inmates. In July 2019, Engineering & Infrastructure (E&I) staff contacted Progressive Design Collaborative, LTD (PDC), to perform the design for the Detention Center sewer grinder pump for a fee of \$17,400.

The project was advertised electronically on the Cumberland County Vendor Self Service site. The project pre-bid meeting was held on January 23, 2020. The bid opening was held on February 4, 2020. The certified bid tab and letter of recommendation to award the project from PDC are attached. The lowest, responsible, and responsive bidder was provided by Haire Plumbing and Mechanical Company, Inc. in the amount of \$200,000. Budgeted funds are available for the completion of this project. This project was budgeted within the CIP for \$215,000 which included engineering and construction. The Detention Center Building Exterior Repair Project was budgeted at \$162,500 and was completed for \$111,507. Therefore, a portion of the remaining funds from the Building Exterior Repair Project will be used for the overage in the Sewer Grinder Pump Project.

RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, the Board of Commissioners approved placing the proposed actions below as a Consent Item on the March 16, 2020 Board of Commissioners' Meeting:

1. Accept the bids and award a contract to the lowest, responsible, and responsive bidder Haire Plumbing and

Mechanical Company, Inc. in the amount of \$200,000.

2. Establish a contingency in the amount of \$15,000 to be used for additional work through a contract change order recommended by the E&I Director and approved by the County Manager.

ATTACHMENTS:

Description

Letter of Recommendation

Certified Bid Tab

Backup Material

Backup Material



Progressive Design Collaborative, Ltd

3101 Poplarwood Court, Suite 320 Raleigh, North Carolina 27604 919-790-9989

February 5, 2020

Mr. Jeffery Brown, P.E. Engineering & Infrastructure (E&I) Director 130 Gillespie Street, Room 214 Fayetteville, NC 28301

Re: Cumberland County Detention Center – Phase 2

Plumbing Upgrades PDC Project 19072

catt I Emis

Mr. Brown:

Based on the attached bid tab for the referenced project, I am recommending Haire Plumbing be awarded the project for the amount of \$200,000 to provide Plumbing Upgrades at Cumberland County Jail.

Sincerely,

Scott Ennis, P.E.

PROGRESSIVE DESIGN COLLABORATIVE, LTD.

Attachments:

Certified Bid Tabulation Haire Plumbing Bid Submittal



Progressive Design Collaborative, Ltd

3101 Poplarwood Court, Suite 320 Raleigh, North Carolina 27604 919-790-9989

CERTIFIED BID TABULATION

CUMBERLAND COUNTY DETENTION PHASE 2

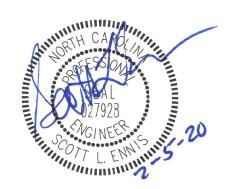
PDC# 19072 February 4, 2020

CONTRACTOR	LICENSE#	M/WBE	BASE BID	ADDENDUM #1
SMITH'S REFRIGERATION	14759	X	\$400,000	Х
HAIRE PLUMBING	4230	X	\$200,000	Х

This is to certify this bid tabulation to be true and correct:

Scott Ennis, P.E.

PROGRESSIVE DESIGN COLLABORATIVE, LTD.





ENGINEERING AND INFRASTRUCTURE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

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

DIRECTOR

DATE: 3/12/2020

SUBJECT: CONTRACT FOR CROWN COMPLEX PARKING LOT IMPROVEMENTS

BACKGROUND

The Capital Improvement Plan (CIP) identified repairs for the North, West and Agricultural Extension Staff/Expo Loading Dock parking lots and these improvements were funded in the FY 20 CIP budget in the amount of \$800,500. The project consists of asphalt removal, asphalt paving, concrete sidewalk for ADA pathways and pavement markings for the parking lots. At the November 18th Board of Commissioners meeting, the Board approved utilizing \$160,414 of this funding for the West VIP entrance repairs to prevent water from entering the Crown Coliseum causing structural damage to the facility. Also, repairs were necessary to the stormwater detention pond at the Crown Complex which had been rebuilt following Hurricane Matthew. These repairs were also funded from the parking lot improvement funds. There is \$623,061 available for the parking lot improvement project from the original \$800,500 in funding. In addition to the \$623,061, there is \$50,000 remaining from the boiler repair and \$50,000 that was budgeted for the fire alarm upgrade within the Coliseum that can also be used for paving improvements.

A pre-bid meeting was held on February 13, 2020, in which all local contractors were invited to attend. The project was also advertised on the State Interactive Purchasing Site (IPS) and Cumberland County Vendor Self-Service site. The bid opening was held on February 26, 2020. The lowest, responsible, and responsive bidder for the base bid was provided by Highland Paving Company, LLC., in the amount of \$689,371.75. The attached map depicts the areas that were included in the base bid as well as the area that was an alternate. If we elect not to perform the improvements for Area 1A at this time, then this will reduce the base bid amount by \$35,395.15 for a revised total base bid of \$653,976.60. There are available funds to cover this amount along with establishing a contingency amount for the project. If contingency funds are available at the end of the work included in the contract amount, these funds can then be used to make the improvements for Area 1A.

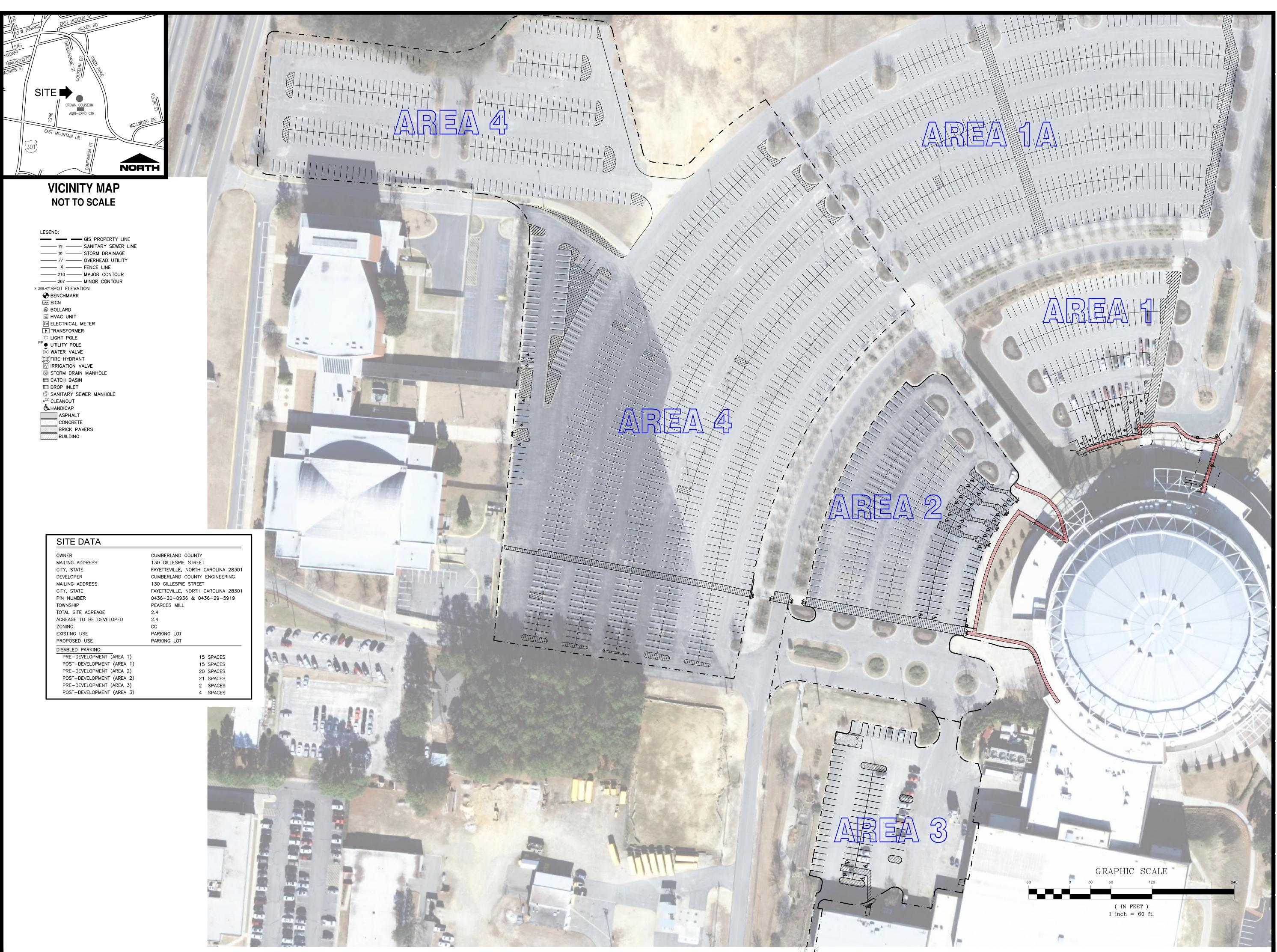
RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, the Board of Commissioners approved placing the proposed actions below as a Consent Item on the March 16, 2020 Board of Commissioners' Meeting:

- 1. Accept the bids and award a contract to the lowest, responsible, and responsive bidder Highland Paving Company, LLC excluding Area 1A in the amount of \$653,976.60.
- 2. Establish a contingency in the amount of \$66,000 to be used for additional work through a contract change order recommended by the E&I Director and approved by the County Manager.

ATTACHMENTS:

Description Type
Parking Lot Aerial & Repair Plan
Bid Tab
Backup Material
Backup Material





REVISIONS

FINAL DRAWING
NOT RELEASED FOR CONSTRUCTION

PROJECT NAME

CROWN
COLISEUM
PARKING

OVERALL SITE PLAN

CLIENT

CUMBERLAND COUNTY ENGINEERING

130 Gillespie Street Fayetteville, North Carolina 28301 Phone: (910) 678-7636 Fax: (910) 678-7635

PROJECT INFORMATION

DESIGNED BY:	CHRIS	
DRAWN BY:	SEAN/CHRIS	
CHECKED BY:	SCOTT	
PROJECT NUMBER:	1451	

DRAWING SCALE

HORIZONTAL: 1"=60'

DATE RELEASED

JANUARY 7, 2020

SHEET NUMBER

EXHIBIT

Cumberland County										
Crown Coliseum Parking Lot Improvement Project										
Bid Opening - February 26, 2020 4:00 PM										
			Base Bid			Total Base Bid	Alternate 1	Alternate 2	Award	
Bidder/Contractor	Addendum 1&2	Area 1	Area 1A	Area 2	Area 3		Replace Brick Pavers	Area 4	Base Bid Excluding Area 1A	
Barnhill Contracting Company	Yes	\$266,550.95	\$30,170.60	\$378,255.05	\$77,646.15	\$752,622.75	\$75,091.20	\$34,429.75	\$722,452.15	
BridgePoint Civil	Yes	\$247,331.36	47,331.36 \$53,755.08 \$400,936.00 \$95,815.41			\$797,837.85	\$49,699.65	\$50,214.75	\$744,082.77	
Highland Paving Company	Yes	\$219,206.00	\$35,395.15	\$359,329.00	\$75,441.60	\$689,371.75	\$51,637.30	\$31,595.00	\$653,976.60	



ENGINEERING AND INFRASTRUCTURE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: **BOARD OF COUNTY COMMISSIONERS**

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

DIRECTOR

DATE: 3/12/2020

SUBJECT: ENCROACHMENT AGREEMENT WITH NORTH CAROLINA

DEPARTMENT OF TRANSPORTATION (NCDOT) FOR NORCRESS WATER

& SEWER DISTRICT

BACKGROUND

The NORCRESS sewer system was constructed in 2004. A sewer lateral within the system is no longer functioning and is causing sanitary sewer to back up into an office building in Wade. The Public Works Commission (PWC) has been going to this property weekly and blowing out the line to push the sewer through the line to prevent it from backing up into the building. This service is above and beyond the scope of work in the operation and maintenance agreement. PWC has stated that a new service lateral must be installed in order to properly serve this property. An Encroachment Agreement is required by NCDOT since the sewer main is on the opposite side of the street.

The County Attorney has reviewed the attached Encroachment Agreement. There is available funding within the NORCRESS operating budget to pay for the installation of the service lateral.

RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, the Board of Commissioners approved placing the proposed action below as a Consent Item on both the March 16, 2020 Board of Commissioners' Meeting and the March 16, 2020 NORCRESS Water and Sewer District Meeting:

 Approve the attached NCDOT Encroachment Agreement that would allow PWC to replace the failing sewer lateral.

ATTACHMENTS:

Description Type Backup Material

Encroachment Agreement

with the construction and/or erection of: Sanitary sewer lateral renewal for 6927 Wade Stedman Rd, approximately 450' east of US Highway 301 (Main Street). Service lateral is grade-dependent and will require piping to be installed via open-cut method across SR-1815 (Wade Stedman Road).

_ , located _6927 Wade Stedman Road

WHEREAS, it is to the material advantage of the party of the second part to effect this encroachment, and the party of the first part in the exercise of authority conferred upon it by statute, is willing to permit the encroachment within the limits of the right of way as indicated, subject to the conditions of this agreement;

NOW, THEREFORE, IT IS AGREED that the party of the first part hereby grants to the party of the second part the right and privilege to make this encroachment as shown on attached plan sheet(s), specifications and special provisions which are made a part hereof upon the following conditions, to wit:

That the installation, operation, and maintenance of the above described facility will be accomplished in accordance with the party of the first part's latest POLICIES AND PROCEDURES FOR ACCOMMODATING UTILITIES ON HIGHWAY RIGHTS-OF-WAY, and such revisions and amendments thereto as may be in effect at the date of this agreement. Information as to these policies and procedures may be obtained from the Division Engineer or State Utility Agent of the party of the first part.

That the said party of the second part binds and obligates himself to install and maintain the encroaching facility in such safe and proper condition that it will not interfere with or endanger travel upon said highway, nor obstruct nor interfere with the proper maintenance thereof, to reimburse the party of the first part for the cost incurred for any repairs or maintenance to its roadways and structures necessary due to the installation and existence of the facilities of the party of the second part, and if at any time the party of the first part shall require the removal of or changes in the location of the said facilities, that the said party of the second part binds himself, his successors and assigns, to promptly remove or alter the said facilities, in order to conform to the said requirement, without any cost to the party of the first part.

That the party of the second part agrees to provide during construction and any subsequent maintenance proper signs, signal lights, flagmen and other warning devices for the protection of traffic in conformance with the latest <u>Manual on Uniform Traffic Control Devices</u> <u>for Streets and Highways</u> and Amendments or Supplements thereto. Information as to the above rules and regulations may be obtained from the Division Engineer of the party of the first part.

That the party of the second part hereby agrees to indemnify and save harmless the party of the first part from all damages and claims for damage that may arise by reason of the installation and maintenance of this encroachment.

That the party of the second part agrees to restore all areas disturbed during installation and maintenance to the satisfaction of the Division Engineer of the party of the first part. The party of the second part agrees to exercise every reasonable precaution during construction and maintenance to prevent eroding of soil; silting or pollution of rivers, streams, lakes, reservoirs, other water impoundments, ground surfaces or other property; or pollution of the air. There shall be compliance with applicable rules and regulations of the North Carolina Division of Environmental Management, North Carolina Sedimentation Control Commission, and with ordinances and regulations of various counties, municipalities and other official agencies relating to pollution prevention and control. When any installation or maintenance operation disturbs the ground surface and existing ground cover, the party of the second part agrees to remove and replace the sod or otherwise reestablish the grass cover to meet the satisfaction of the Division Engineer of the party of the first part.

That the party of the second part agrees to assume the actual cost of any inspection of the work considered to be necessary by the Division Engineer of the party of the first part.

That the party of the second part agrees to have available at the construction site, at all times during construction, a copy of this agreement showing evidence of approval by the party of the first part. The party of the first part reserves the right to stop all work unless evidence of approval can be shown.

Provided the work contained in this agreement is being performed on a completed highway open to traffic; the party of the second part agrees to give written notice to the Division Engineer of the party of the first part when all work contained herein has been completed. Unless specifically requested by the party of the first part, written notice of completion of work on highway projects under construction will not be required.

That in the case of noncompliance with the terms of this agreement by the party of the second part, the party of the first part reserves the right to stop all work until the facility has been brought into compliance or removed from the right of way at no cost to the party of the first part.

That it is agreed by both parties that this agreement shall become void if actual construction of the work contemplated herein is not begun within one (1) year from the date of authorization by the party of the first part unless written waiver is secured by the party of the second part from the party of the first part.

During the performance of this contract, the second party, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor"), agrees as follows:

a. <u>Compliance with Regulations</u>: The contractor shall comply with the Regulations relative to nondiscrimination in Federally-assisted programs of the U. S. Department of Transportation, Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

Route(s) _SR1815

- Nondiscrimination: The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- Solicitations for Subcontracts, including Procurements of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, or national origin.
- <u>Information and Reports</u>: The contractor shall provide all information and reports required by the Regulations, or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Department of Transportation or the Federal Highway Administration to be pertinent to ascertain compliance with such Regulations or directives. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the Department of Transportation, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.
- Sanctions for Noncompliance: In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, the Department of Transportation shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to,
 - (1) withholding of payments to the contractor under the contract until the contractor complies, and/or
 - (2) cancellation, termination or suspension of the contract, in whole or in part.
- Incorporation of Provisions: The contractor shall include the provisions of paragraphs "a" through "f" in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontract or procurement as the Department of Transportation or the Federal Highway Administration may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the Department of Transportation to enter into such litigation to protect the interests of the State, and, in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

R/W (161): Party of the Second Part certifies that this agreement is true and accurate copy of the form R/W (161) incorporating all revisions to date.

IN WITNESS WHEREOF, each of the parties to this agreement has caused the same to be executed the day and year first above written.

	DEPARTMENT OF TRANSPORTATION
ATTEST OR WITNESS:	BY: DIVISION ENGINEER
Candice White, Clerk to the Board	W. Marshall Faircloth, Chairman
NORCRESS Water and Sewer District	NORCRESS Water and Sewer District

INSTRUCTIONS

When the applicant is a corporation or a municipality, this agreement must have the corporate seal and be attested by the corporation secretary or by the empowered city official, unless a waiver of corporate seal and attestation by the secretary or by the empowered City official is on file in the Raleigh office of the Manager of Right of Way. In the space provided in this agreement for execution, the name of the corporation or municipality shall be typed above the name, and title of all persons signing the agreement should be typed directly below their signature.

When the applicant is not a corporation, then his signature must be witnessed by one person. The address should be included in this agreement and the names of all persons signing the agreement should be typed directly below their signature.

This agreement must be accompanied, in the form of an attachment, by plans or drawings showing the following applicable information:

- All roadways and ramps.
- 2. Right of way lines and where applicable, the control of access lines.
- 3. Location of the existing and/or proposed encroachment.
- 4. Length, size and type of encroachment.
- 5. Method of installation.
- Dimensions showing the distance from the encroachment to edge of pavement, shoulders, etc. 6.
- 7. Location by highway survey station number. If station number cannot be obtained, location should be shown by distance from some identifiable point, such as a bridge, road, intersection, etc. (To assist in preparation of the encroachment plan, the Department's roadway plans may be seen at the various Highway Division Offices, or at the
- 8. Drainage structures or bridges if affected by encroachment (show vertical and horizontal dimensions from encroachment to nearest part of structure).
- q Method of attachment to drainage structures or bridges.
- 10. Manhole design.
- On underground utilities, the depth of bury under all traveled lanes, shoulders, ditches, sidewalks, etc. 11.
- 12.
- Length, size and type of encasement where required. On underground crossings, notation as to method of crossing boring and jacking, open cut, etc. 13.
- 14. Location of vents.

GENERAL REQUIREMENTS

- Any attachment to a bridge or other drainage structure must be approved by the Head of Structure Design in Raleigh 1. prior to submission of encroachment agreement to the Division Engineer.
- 2. All crossings should be as near as possible normal to the centerline of the highway.
- 3. Minimum vertical clearances of overhead wires and cables above all roadways must conform to clearances set out in the National Electric Safety Code.

 Encasements shall extend from ditch line to ditch line in cut sections and 5' beyond toe of slopes in fill sections.
- 4.
- All vents should be extended to the right of way line or as otherwise required by the Department. 5.
- All pipe encasements as to material and strength shall meet the standards and specifications of the Department. 6.
- Any special provisions or specifications as to the performance of the work or the method of construction that may be required by the Department must be shown on a separate sheet attached to encroachment agreement provided that such information cannot be shown on plans or drawings.
- 8. The Department's Division Engineer should be given notice by the applicant prior to actual starting of installation included in this agreement.



RISK MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR

DATE: 3/12/2020

SUBJECT: HEALTH INSURANCE PLAN CHANGES FOR FISCAL YEAR 2021 - BCBS

BACKGROUND

During the March 12, 2020 Agenda Session Meeting, Kevin Quinn, Broker with USI, presented health insurance renewal options for the plan year beginning July 1, 2020. The Board of Commissioners considered the options presented.

RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, the Board of Commissioners unanimously approved placing the action below as a Consent Agenda Item on the March 16, 2020 Board of Commissioners' Meeting:

Approval of the Health Insurance Plan Renewal to be included in the fiscal year 2021 budget process which will incorporate increasing the individual stop loss (ISL) amount from \$150,000 to \$175,000 within the BCBS self-funded plan with all other components of this plan remaining the same.



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DEE TAYLOR, DIRECTOR OF COMMUNITY DEVELOPMENT

DATE: 3/16/2020

SUBJECT: REVISED SUBRECIPIENT AGREEMENT WITH FAMILY ENDEAVORS, INC.

BACKGROUND

On June 1, 2018, a Sub-recipient Agreement was made between Cumberland County and Family Endeavors, Inc. for \$200,000 in Homeless Initiative funds (\$100,000 County / \$100,000 City of Fayetteville) to provide housing stabilization assistance to homeless and at-risk families and individuals. Family Endeavors, Inc. was able to provide services to 158 households.

The County and City continue to appropriate \$200,000 jointly on a recurring basis for this initiative. There is approximately \$105,000 in County/City Homeless Initiative funds available, which accumulated prior to the initiation of the contract, for homeless and at-risk services. In addition, the agreement between Cumberland County and Family Endeavors, Inc. is still active with the term ending June 30, 2020. Cumberland County Community Development is requesting to continue and expand its partnership with Family Endeavors, Inc. and utilize these available funds to provide services to additional families and individuals experiencing homelessness or at-risk of experiencing homelessness.

RECOMMENDATION / PROPOSED ACTION

Approve the revised Subrecipient Agreement made between Cumberland County and Family Endeavors, Inc., which increases the contract by \$105,000 (one-time funds) for the provision of homeless services and signature by the Chairman of the Board of Commissioners.

ATTACHMENTS:

Description

Revised Subrecipient Agreement with Endeavors, Inc.

Backup Material

THIS AGREEMENT AMENDMENT, entered into this _____ day of March 2020, by and between the County of Cumberland (hereinafter called the "County"), a body politic and corporate of the State of North Carolina and Family Endeavors, Inc. (hereinafter called the "Sub recipient"), with an office located at 535 Bandera Road, San Antonio, Texas 78228.

WHEREAS, the County of Cumberland and the City of Fayetteville entered into an interlocal agreement with the desire to fund programs and services to address homelessness; and

WHEREAS, the County of Cumberland executed an Agreement on June 1, 2018 with the Sub recipient to use \$200,000 in Homeless Initiative funds to provide housing stabilization assistance to homeless individuals and families; and

WHEREAS, the Subrecipient is a duly organized nonprofit and is an eligible Sub recipient of Homeless Initiative funds; and

NOW, THEREFORE, the Sub recipient Agreement executed between the County of Cumberland and the Sub recipient is hereby amended as follows:

The first sentence of the paragraph in Section III, Budget: Funding Source – HOMELESS INITIATIVE in the Agreement is deleted in its entirety and in lieu thereof the following is inserted:

"III. BUDGET: FUNDING SOURCE - HOMELESS INITIATIVE

The program budget is in accordance with the Homeless Initiative Agreement and the funds shall be allocated to the following eligible activities – housing stabilization for a **total of Homeless Initiative funding not to exceed \$305,000**."

The first sentence of the paragraph in Section IV, Method of Compensation/Payment Schedule in the Agreement is deleted in its entirety and in lieu thereof the following is inserted:

"IV. METHOD OF COMPENSATION/PAYMENT SCHEDULE

The parties agree that the total amount of Homeless Initiative funds to be paid by the County to the Sub recipient under this contract will not exceed **\$305,000**."

Except as expressly amended above, all other terms and provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties, 2020 by their respective	have executed this Agreement as of the day of duly authorized representatives.
ATTEST: BY: Clerk to the Board of Commissioners	GRANTEE: COUNTY OF CUMBERLAND BY: W. MARSHALL FAIRCLOTH, BOARD CHAIR
[COUNTY SEAL]	
ATTEST: BY: Secretary	SUBRECIPIENT: FAMILY ENDEAVORS, INC. BY:
[CORP SEAL]	
PRE-AUDIT CERTIFICATE:	APPROVED FOR LEGAL SUFFICIENCY:
By:County Finance Department Date	By: County Attorney's Office Date Agreement Expires: _06/30/2020 () Renewable (x) Non-Renewable

STATE OF NORTH CAROLINA COUNTY OF CUMBERLAND

I,		, a Notary Public in	and for the County ar	nd State, do
me this day and acknowledged that	that she is the Clerk is the duly appoin	of the Cumberland Cuted	ounty Board of Com; that the seal af	missioners; fixed to the
thatforegoing Agreement is the Off authorized to enter into this Agree and this Agreement is attested b said	y said Clerk on behalf o	of said Board; all by its	s authority duly grante	ed; and that
·				
WITNESS my hand and	l notarial seal this the _	day of	·	2020.
_			NOTARY PUBI	IC.
My Commission Expires:	·		NOTALL TODA	_10
STATE OF				
STATE OF				
I,	, a	Notary Public in and personally of FAMILY	d for the County and y came before me the representation of the re	d State, do
corporation, the foregoing instruwith its corporation seal and atte	ument was signed in it	ts name by its	uny given and as the	e act of the, sealed
WITNESS my hand and	I notarial seal this the _	day of		, 2020.
My Commission Expires:	·	NO	DTARY PUBLIC	



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 3/5/2020

SUBJECT: CASE P20-06

BACKGROUND

Case P20-06: Revision and amendment to the Cumberland County Zoning Ordinance by amending Article IV Permitted, Conditional, and Special Uses, Section 403. Use Matrix allowing school (business and commercial for nurses or other medically oriented professions, trade, vocational & fine arts) as a permitted use within the M1(P) Planned Light Industrial and M(P) Planned Industrial districts by inserting a "P" in the M1(P) and M(P) column and updating the table of contents as appropriate.

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the text amendment at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Staff Recommendation: In Case P20-06, the Planning and Inspections staff recommends approval of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy 1.3 of local governments being partners in the creation of business and industrial development opportunities by capitalizing upon the unique human and economic resources of the area and Policy 1.12 of identifying appropriate sites for manufacturing and new technology enterprises and protecting them through appropriate zoning. Approval of this text amendment is also reasonable and in the public interest because vocational schools, especially ones in fire safety such as the proposed school by the applicant, could certainly avoid any potential harmful impacts on surrounding properties by utilizing industrial development standards and approval of the amendment would prevent a potential rezoning to a commercial zoning district within the County industrial park.

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

MOTION:

In Case P20-06, I move to approve the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy 1.3 of local governments being partners in the creation of business and industrial development opportunities by capitalizing upon the unique human and economic resources of the area and Policy 1.12 of identifying appropriate sites for manufacturing and new technology enterprises and protecting them through appropriate zoning. Approval of this text amendment is also reasonable and in the public interest because vocational schools, especially ones in fire safety such as the proposed school by the applicant, could certainly avoid any potential harmful impacts on surrounding properties by utilizing industrial development standards and approval of the amendment would prevent a potential rezoning to a commercial zoning district within the County industrial park.

If the Board of Commissioners does not wish to follow the recommendation of the Planning Board and Planning Staff in this case, the following motion is appropriate:

MOTION:

In (Case 1	P20-06, I mo	ve to deny the t	ext amendm	ent to	the (Cumberla	nd Co	unty Zoni	ng Ordi	nance	and find
this	text	amendment	(consistent/not	consistent)	with	the	adopted	2030	Growth	Vision	Plan	because
		Denial of	this text amenda	nent is also r	eason	able	and in the	public	interest b	ecause _		·
AT	TAC	HMENTS:										

D ' '.

Description Type
Action Memo Backup Material

AMY H. CANNON County Manager

UMBERLANT NORTH CAROLINA

RAWLS HOWARD Director

Vacant

Deputy Director

TRACY JACKSON Assistant County Manager

Planning & Inspections Department

MARCH 5, 2020

MEMO TO: Cumberland County Board of Commissioners

FROM: **Cumberland County Joint Planning Board**

SUBJECT: Case P20-06: Revision and amendment to the Cumberland County Zoning Ordinance by amending Article IV Permitted, Conditional, and Special Uses, Section 403. Use Matrix allowing school (business and commercial for nurses or other medically oriented professions, trade, vocational & fine arts) as a permitted use within the M1(P) Planned Light Industrial and M(P) Planned Industrial districts by inserting a "P" in the M1(P) and

M(P) column and updating the table of contents as appropriate.

ACTION: Recommended approval of the text amendment at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which

are incorporated herein by reference.

MINUTES OF FEBRUARY 18, 2020

In Case P20-06, the Planning and Inspections staff recommends approval of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy 1.3 of local governments being partners in the creation of business and industrial development opportunities by capitalizing upon the unique human and economic resources of the area and Policy 1.12 of identifying appropriate sites for manufacturing and new technology enterprises and protecting them through appropriate zoning. Approval of this text amendment is also reasonable and in the public interest because vocational schools, especially ones in fire safety such as the proposed school by the applicant, could certainly avoid any potential harmful impacts on surrounding properties by utilizing industrial development standards and approval of the amendment would prevent a potential rezoning to a commercial zoning district within the County industrial park.

In Case P20-06, Mr. Manning made a motion, seconded by Mr. Crumpler to approve the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy 1.3 of local governments being partners in the creation of business and industrial development opportunities by capitalizing upon the unique human and economic resources of the area and Policy 1.12 of identifying appropriate sites for manufacturing and new technology enterprises and protecting them through appropriate zoning. Approval of this text amendment is also reasonable and in the public interest because vocational schools, especially ones in fire safety such as the proposed school by the applicant, could certainly avoid any potential harmful impacts on surrounding properties by utilizing industrial development standards and approval of the amendment would prevent a potential rezoning to a commercial zoning district within the County industrial park. 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. The record owners' certified receipt

Cumberland County PLANNING & INSPECTIONS

PLANNING STAFF REPORT

REZONING CASE # P20-06

Planning Board Hearing: February 18, 2020



EXPLANATION OF THE REQUEST

This is a request to amend the Cumberland County Zoning Ordinance to allow "School (business and commercial for nurses or other medically oriented professions, trade, vocational & fine arts)" as a permitted use within the M1(P) Planned Light Industrial District and the M(P) Planned Industrial District. This is a citizen-submitted text amendment request. The amendment was brought about due to a future vocational school that is being developed in partnership with FTCC. The applicants would like to locate this vocational school within the County Industrial Park off Tom Starling Road. The properties in question are zoned M(P) and a vocational school is not currently permitted in that district. This amendment, if approved, would allow the vocational school to be developed inside the industrial park.

STAFF RECOMMENDATION

In Case P20-06, the Planning and Inspections staff recommends approval of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy 1.3 of local governments being partners in the creation of business and industrial development opportunities by capitalizing upon the unique human and economic resources of the area and Policy 1.12 of identifying appropriate sites for manufacturing and new technology enterprises and protecting them through appropriate zoning. Approval of this text amendment is also reasonable and in the public interest because vocational schools, especially ones in fire safety such as the proposed school by the applicant, could certainly avoid any potential harmful impacts on surrounding properties by utilizing industrial development standards and approval of the amendment would prevent a potential rezoning to a commercial zoning district within the County industrial park.

Attachments: P20-06 Submitted Text Amendment

P20-06 Cumberland County Zoning Ordinance

P20-06. REVISION AND AMENDMENT TO THE CUMBERLAND COUNTY ZONING ORDINANCE BY AMENDING ARTICLE IV PERMITTED, CONDITIONAL, AND SPECIAL USES, SECTION 403. USE MATRIX ALLOWING SCHOOL (BUSINESS AND COMMERCIAL FOR NURSES OR OTHER MEDICALLY ORIENTED PROFESSIONS, TRADE, VOCATIONAL & FINE ARTS) AS A PERMITTED USE WITHIN THE M1(P) PLANNED LIGHT INDUSTRIAL DISTRICT AND M(P) PLANNED INDUSTRIAL DISTRICTS BY INSERTING A "P" IN THE M1(P) AND M(P) COLUMN AND UPDATING THE TABLE OF CONTENTS AS APPROPRIATE.

AMENDING ARTICLE IV. - PERMITTED, CONDITIONAL, AND SPECIAL USES, SECTION 403 USE MATRIX. ALLOWING SCHOOL (BUSINESS AND COMMERCIAL FOR NURSES OR OTHER MEDICALLY ORIENTED PROFESSIONS, TRADE, VOCATIONAL & FINE ARTS) IN THE M1(P) AND M(P) DISTRICT AS A PERMITTED USE BY INSERTING A "P" INDICATING PERMITTED USE IN THE M1(P) & M(P) COLUMN AS INDICATED BELOW:

ARTICLE IV PERMITTED, CONDITIONAL AND SPECIAL USES

SECTION 403. USE MATRIX

The matrix on the following pages indicates Permitted and Special uses as well as some uses allowed only in a Conditional Zoning district.

Section 403 Use Matrix. **Cumberland County Zoning Ordinance** P = Permitted use S = Special Use (Sec. 1606, Bd of Adjustment) Z = Conditional Zoning (Art. V, County BOC) Land Uses Zoning Classification 0&1 (9) M1 (P) R40A R30 R30A RR R20 R20A R15 R7.5 R6 R6A R5 R5A CD A1 A1A R40 C1(P) C2(P) C(P) M(P) SCHOOL, business and commercial for nurses or other medically oriented professions, Ρ Ρ P P P <u>P</u> trade, vocational & fine arts



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 3/5/2020

SUBJECT: CASE P20-11

BACKGROUND

Case P20-11: Rezoning of 2.70+/- acres from RR Rural Residential to C2(P) Planned Service and Retail District or to a more restrictive zoning district, located on the south side of SR 1006 (Clinton Road), west of intersection with SR 1831 (Baywood Road), submitted by David Allen on behalf of New Homes, Inc. (owner) and Scott Brown on behalf of 4D Site Solutions, Inc. (agent).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning from RR Rural Residential to C2(P) Planned Service and Retail at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Staff Recommendation: In Case P20-11, the Planning and Inspections staff recommend approval of the rezoning from RR Rural Residential to C2(P) Planned Service and Retail and find that the request is consistent with the text of the Vander Land Use Plan (2017) which recommends allowing small concentrated commercial areas to serve the immediate needs of the residents. Staff further finds approval of the request is reasonable and in the public interest because the subject property is currently served by public water and sewer, Clinton Road is classified as an existing freeway in the 2045 Metropolitan Transportation Plan, and the district request is in harmony with adjacent, existing zoning.

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

MOTION:

In Case P20-11, I move to approve the rezoning from RR Rural Residential to C2(P) Planned Service and Retail and find that the request is consistent with the text of the Vander Land Use Plan (2017) which recommends allowing small concentrated commercial areas to serve the immediate needs of the residents. I further find approval of the request is reasonable and in the public interest because the subject property is

currently served by public water and sewer, Clinton Road is classified as an existing freeway in the 2045 Metropolitan Transportation Plan, and the district request is in harmony with adjacent, existing zoning.

If the Board of Commissioners does not wish to follow the recommendation of the Planning Board and Planning Staff in this case, the following motion is appropriate: MOTION:

In Case P20-11, I move to deny the rezoning from RR Rural Residential to C2(P) Planned Service and Retain and find that the request is (consistent/not consistent) with the Vander Land Use Plan (2017) because and further find denial of the request is reasonable and in the public interest because	
ATTACHMENTS:	
Description	Type
Action Memo	Backup Material

AMY H. CANNON County Manager

TRACY JACKSON
Assistant County Manager



RAWLS HOWARD Director

Vacant Deputy Director

Planning & Inspections Department

MARCH 5, 2020

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: Case P20-11: Rezoning of 2.70+/- acres from RR Rural Residential to C2(P) Planned

Service and Retail District or to a more restrictive zoning district, located on the south side of SR 1006 (Clinton Road), west of intersection with SR 1831 (Baywood Road), submitted by David Allen on behalf of New Homes, Inc. (owner) and Scott Brown on behalf of 4D Site

Solutions, Inc. (agent).

ACTION: Recommended approval of the rezoning from RR Rural Residential to C2(P) Planned

Service and Retail at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by

reference.

MINUTES OF FEBRUARY 18, 2020

In Case P20-11, the Planning and Inspections staff recommend approval of the rezoning from RR Rural Residential to C2(P) Planned Service and Retail and find that the request is consistent with the text of the Vander Land Use Plan (2017) which recommends allowing small concentrated commercial areas to serve the immediate needs of the residents. Staff further finds approval of the request is reasonable and in the public interest because the subject property is currently served by public water and sewer, Clinton Road is classified as an existing freeway in the 2045 Metropolitan Transportation Plan, and the district request is in harmony with adjacent, existing zoning.

In Case P20-11, Mr. Manning made a motion, seconded by Mr. Stewart to approve the rezoning from RR Rural Residential to C2(P) Planned Service and Retail and find that the request is consistent with the text of the Vander Land Use Plan (2017) which recommends allowing small concentrated commercial areas to serve the immediate needs of the residents. Staff further finds approval of the request is reasonable and in the public interest because the subject property is currently served by public water and sewer, Clinton Road is classified as an existing freeway in the 2045 Metropolitan Transportation Plan, and the district request is in harmony with adjacent, existing zoning. 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. The record owners' certified receipt

Cumberland County PLANNING & INSPECTIONS

PLANNING STAFF REPORT

REZONING CASE # P20-11

Planning Board Hearing: February 18, 2020



EXPLANATION OF THE REQUEST

This is a request to rezone one whole parcel and a portion of another parcel located on the south side of Clinton Road from RR Rural Residential to C2(P) Planned Service and Retail. This will allow the applicant to develop the property with any allowed use in the C2(P) district. This is a conventional rezoning and no conditions are proposed at this time.

OWNER/APPLICANT

OWNER/APPLICANT: David Allen on behalf of New Homes, Inc. (owner) and Scott Brown on behalf of 4D Site Solutions, Inc. (agent)

PROPERTY INFORMATION

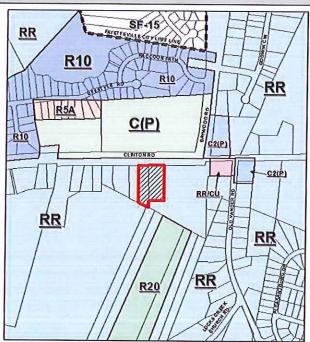
ADDRESS/LOCATION: South side of Clinton Road, west of intersection with Baywood Road; more specifically PINs 0466-77-0900 & portion of 0466-77-4852

SIZE: This request includes one parcel and a portion of another totaling approximately 2.70 acres. The properties have approximately 280' of street frontage along Clinton Road and is 379'+/- in depth.

EXISTING LAND USE: One parcel of the subject property is currently developed with a manufactured home. The other parcel is vacant.

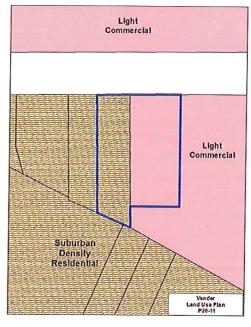
OTHER SITE CHARACTERISTICS: The properties are not located within the watershed or the Special Flood Hazard Area. There are hydric soils (TR- Torhunta and Lynn Haven soils & Wo- Woodington loamy sand) located on the properties.





MUNICIPAL INFLUENCE AREA: The property is within the Fayetteville MIA. Comments were requested via e-mail from City Planning, however none were received.

DEVELOPMENT REVIEW: PIN 0466-77-0900 was platted on 1-21-1997 in Plat Book 93 Page 109. The other tract is currently over 10 acres. Prior to development, a recombination and site plan review will be required.



SURROUNDING LAND USE: There are residential uses in the surrounding area of the subject properties. A public utility substation and urgent care are developed adjacent to the properties. There is also an insulation company and shopping center in the surrounding area.

ZONING HISTORY: This property was initially zoned RR as part of the Area 8 initial zoning on April 26, 1979.

UTILITIES: This site is currently served by PWC water and sewer. These properties are not located in any water/sewer district.

MINIMUM YARD SETBACKS: If approved, this parcel would be subject to C2(P) setbacks: Front yard: 50 foot, Side yard: 30 foot, Rear yard: 30 foot.

COMPREHENSIVE PLANS: The 2030 Growth Vision Plan designates these parcels for "Urban Fringe". "Urban Fringe" includes parts of the county that are likely to reach a level of development requiring urban services. The Vander Land Use Plan (2017) designates these parcels for "Suburban Density Residential" and "Light Commercial". "Suburban Density Residential" allows a maximum density of 2.2 units per acre and

requires public water. "Light Commercial" caters to the ordinary needs of the immediate neighborhood with emphasis on convenient goods and services. Request is plan compliant.

IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITES

TRAFFIC: This portion of Clinton Road is identified as an existing freeway in the 2045 Metropolitan Transportation Plan. There are no constructions/improvements planned and the subject properties will have no impact on the Transportation Plan. The Average Daily Traffic Count (2018) on SR 1006 (Clinton Rd) is 6,100.

SCHOOLS: Comments requested via e-mail. None received.

ECONOMIC DEVELOPMENT: Comments requested via e-mail. None received.

EMERGENCY SERVICES: This request has been reviewed by the Cumberland County Fire Marshal's Office. The County Fire Marshal stated that building plans should be submitted for new projects and that all fire department access requirements must be met.

FAYETTEVILLE REGIONAL AIRPORT: This property is not within the Airport Overlay District.

STAFF RECOMMENDATION

In Case P20-11, the Planning and Inspections staff **recommend approval** of the rezoning from RR Rural Residential to C2(P) Planned Service and Retail and find that the request is consistent with the text of the Vander Land Use Plan (2017) which recommends allowing small concentrated commercial areas to serve the immediate needs of the residents. Staff further finds approval of the request is reasonable and in the public interest because the subject property is currently served by public water and sewer, Clinton Road is classified as an existing freeway in the 2045 Metropolitan Transportation Plan, and the district request is in harmony with adjacent, existing zoning.

Attachments: Zoning Application Notification Mailing List

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(I	P)	·
2.	Address of Property to be Rezoned: 4310 Clinton Road		
3.	Location of Property:south side of Clinton Rd near intersection with E	Зауую	od Rd
4.	Parcel Identification Number (PIN #) of subject property: 0466-77-0900 (also known as Tax ID Number or Property Tax ID)		
5.	Acreage: 2.4 ac Frontage: 280' Depth: 3	79'	Dr. Jones
6.	(also known as Tax ID Number or Property Tax ID) Acreage: 2.4 ac Frontage: 280' Depth: 3 Water Provider: Well: PWC: X Other (name):	:	0466-77-
7.	Septage Provider: Septic Tank X PWC		
8.	Deed Book 9233 & 7751 , Page(s) 536 & 835 , Cumb Registry. (Attach copy of deed of subject property as it appears in Registry		
9.	Existing use of property: _mobile home on parcel 0466-77-0900 & remain		
10.	Proposed use(s) of the property: retail store similiar to Dollar General	and Fa	amily
11.	Do you own any property adjacent to or across the street from this property YesNoXIf yes, where?		
12.	Has a violation been issued on this property? YesNo		
portion	y of the recorded deed(s) and/or recorded plat map(s) must be provided. In of a parcel, a written legal description by metes and bounds, showing pany the deeds and/or plat. If more than one zoning classification is request and bounds legal description, including acreage, for each bounded atted.	acreag	ge must correct

The Planning and Inspections Staff is available for advice on completing this application;

however, they are not available for completion of the application.

Cumberland County Rezoning Revised: 01-25-2013

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. New Homes Inc / David M. Allen NAME OF OWNER(S) (PRINT OR TYPE) 1220 Fort Bragg Road, Unit 204, Fayetteville, NC 28305 ADDRESS OF OWNER(S) 910-263-1050 (cell) 910-481-9922 OME TELEPHONE # WORK TELEPHONE # 4D Site Solutions, Inc - Scott Brown, PE NAME OF AGENT, ATTORNEY, APPLICANT (PRINT OR TYPE) 409 Chicago Drive, Suite 112, Fayetteville, NC 28306 ADDRESS OF AGENT, ATTORNEY, APPLICANT sbrown@4dsitesolutions.com E-MAIL 910-489-6731 910-426-6777 HOME TELEPHONE # WORK TELEPHONE # SIGNATURE OF OWNER(S) SIGNATURE OF AGENT, ATTORNEY OR

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

APPLICANT

BAYWOOD PROPERTIES LLC 468 NC 24-87 HWY CAMERON, NC 28326 CANADY, JOHN L & JANICE B 3355 JURA DR FAYETTEVILLE, NC 28303 CAROLINA TELEPHONE & TELEGRAPH CO PO BOX 7909 OVERLAND PARK, KS 66207

DUKE ENERGY PROGRESS INC PO BOX 1551 RALEIGH, NC 27602 EDGE, WILLIAM L & PEGGY 178 OLD VANDER RD FAYETTEVILLE, NC 28312 LOCKLEAR, JANICE CHAVIS 114 HAMMOND ST FAYETTEVILLE, NC 28312

NEW HOMES INC **
1220 FORT BRAGG RD, Unit/Apt 204
FAYETTEVILLE, NC 28305

PURPLE PIRATE PROPERTIES LLC 1409 CLINTON RD FAYETTEVILLE, NC 28305 RHINEHART, ANTHONY G & CATINA V 510 HUSKE ST FAYETTEVILLE, NC 28305

RK3 LLC 1409 CLINTON RD FAYETTEVILLE, NC 28312 SMITH, URSIE S 4335 SIDS MILL RD FAYETTEVILLE, NC 28312 TETREAULT, DONALD P & SHELBIA B 150 OLD VANDER RD FAYETTEVILLE, NC 28312

WILLIAMS, MICHAEL DEAN & MARY WARREN 130 OLD VANDER RD FAYETTEVILLE, NC 28312 BIRMINGHAM PROPERTIES LLC 1105 WILD PINE DR FAYETTEVILLE, NC 28312

GRISSOM, SHARON MCCALL & HUSBAND JOSEPH ARNOLD 4216 CLINTON RD FAYETTEVILLE, NC 28312 EDGE, TODD M & WIFE DEBORAH K 3536 MERLE CT FAYETTEVILLE, NC 28312

NOWISKI, JESSICA & HUSBAND ADAM 4206 CLINTON RD FAYETTEVILLE, NC 28312 GRISSOM, JOSEPH ARNOLD & WIFE 4216 CLINTON RD FAYETTEVILLE, NC 28312

PURAWOOD REAL ESTATE LLC 1105 WILD PINE DR FAYETTEVILLE, NC 28312



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 3/5/2020

SUBJECT: CASE P20-10

BACKGROUND

Case P20-10: Revision and amendment to the Cumberland County Zoning Ordinance by amending Article II Interpretations, Calculations, and Definitions, Section 203. Definitions of Specific Terms and Words and amending Article IX Individual Uses, Section 921. Recreation Vehicle Park and/or Campground and updating the table of contents as appropriate.

RECOMMENDATION / PROPOSED ACTION

<u>Planning Board Action</u>: Recommended approval of the text amendment at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Staff Recommendation: In Case P20-10, the Planning and Inspections staff recommends approval of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy Area 2 of Well-Managed Growth and Development where the vision is to create development standards for application across rural and urban areas to ensure efficient and quality development is achieved. Approval of this text amendment is also reasonable and in the public interest because clearly defined standards for cabins and inspection requirements for a logbook will likely prevent future code violations of permanent residents in what is meant to be a use for temporary habitation.

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

MOTION:

In Case P20-10, I move to approve the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy Area 2 of Well-Managed Growth and Development where the vision is to create development standards for application across rural and urban areas to ensure efficient and quality development is achieved. Approval of this text amendment

is also reasonable and in the public interest because clearly defined standards for cabins and inspection requirements for a logbook will likely prevent future code violations of permanent residents in what is meant to be a use for temporary habitation.

If the Board of Commissioners does not wish to follow the recommendation of the Planning Board and Planning Staff in this case, the following motion is appropriate:

MOTION:

In Case P20-10, I move to deny the text amendment to the Cumberland County Zoning Ordinance	and find
this text amendment (consistent/not consistent) with the adopted 2030 Growth Vision Plan (2009)	because
and denial of this text amendment is also reasonable and in the public interest because	

ATTACHMENTS:

Description Type
Action Memo Backup Material

AMY H. CANNON County Manager

TRACY JACKSON
Assistant County Manager



RAWLS HOWARD Director

Vacant Deputy Director

Planning & Inspections Department

MARCH 5, 2020

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: Case P20-10: Revision and amendment to the Cumberland County Zoning Ordinance by

amending Article II Interpretations, Calculations, and Definitions, Section 203. Definitions of Specific Terms and Words and amending Article IX Individual Uses, Section 921. Recreation Vehicle Park and/or Campground and updating the table of contents as

appropriate.

ACTION: Recommended approval of the text amendment at the February 18, 2020 meeting for the

reasons stated and as fully reflected in the minutes of the Planning Board Meeting which

are incorporated herein by reference.

MINUTES OF FEBRUARY 18, 2020

In Case P20-10, the Planning and Inspections staff recommends approval of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy Area 2 of Well-Managed Growth and Development where the vision is to create development standards for application across rural and urban areas to ensure efficient and quality development is achieved. Approval of this text amendment is also reasonable and in the public interest because clearly defined standards for cabins and inspection requirements for a logbook will likely prevent future code violations of permanent residents in what is meant to be a use for temporary habitation.

In Case P20-10, Mr. Manning made a motion, seconded by Mr. Stewart to approve the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy Area 2 of Well-Managed Growth and Development where the vision is to create development standards for application across rural and urban areas to ensure efficient and quality development is achieved. Approval of this text amendment is also reasonable and in the public interest because clearly defined standards for cabins and inspection requirements for a logbook will likely prevent future code violations of permanent residents in what is meant to be a use for temporary habitation. 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. The record owners' certified receipt

Cumberland County PLANNING & INSPECTIONS

PLANNING STAFF REPORT

REZONING CASE # P20-10

Planning Board Hearing: February 18, 2020



EXPLANATION OF THE REQUEST

This is a request to amend the Cumberland County Zoning Ordinance to establish additional development standards for cabins within recreation vehicle parks as well as establish time constraints and logbook requirements for stays within existing and new parks/campgrounds. Due to the recent spike in recreation vehicle park requests and development trends concerning cabins, recreation vehicles and other short-stay developments, staff felt it necessary to more clearly define the cabin standards based on the concerns of the Joint Planning Board.

STAFF RECOMMENDATION

In Case P20-10, the Planning and Inspections staff **recommends approval** of the text amendment to the Cumberland County Zoning Ordinance and find this text amendment consistent with the adopted 2030 Growth Vision Plan (2009) Policy Area 2 of Well-Managed Growth and Development where the vision is to create development standards for application across rural and urban areas to ensure efficient and quality development is achieved. Approval of this text amendment is also reasonable and in the public interest because clearly defined standards for cabins and inspection requirements for a logbook will likely prevent future code violations of permanent residents in what is meant to be a use for temporary habitation.

Attachments: P20-10 RV Park & Campground Text Amendment

P20-10 Cumberland County Zoning Ordinance

P20-10. REVISION AND AMENDMENT TO THE CUMBERLAND COUNTY ZONING ORDINANCE BY AMENDING ARTICLE II INTERPRETATIONS, CALCULATIONS, AND DEFINITIONS, SECTION 203. DEFINITIONS OF SPECIFIC TERMS AND WORDS AND AMENDING ARTICLE IX INDIVIDUAL USES, SECTION 921. RECREATION VEHICLE PARK AND/OR CAMPGROUND AND UPDATING THE TABLE OF CONTENTS AS APPROPRIATE.

AMEND the Cumberland County Zoning Ordinance, Article II Interpretations, Calculations, and Definitions by amending and adding definitions concerning cabins in Section 203. Definitions of Specific Terms and Words as indicated below:

ARTICLE II INTERPRETATIONS, CALCULATIONS, AND DEFINITIONS

SECTION 203. DEFINITIONS OF SPECIFIC TERMS AND WORDS.

In further amplification and for clarity of interpretation of the context, the following definitions of word usage shall apply:

Building: Any structure enclosed and isolated by exterior walls constructed or used for residence, business, industry or other public or private purposes, or accessory thereto, including tents, <u>cabins</u>, lunch wagons, dining cars, trailers, manufactured homes and attached or unattached structures consisting of roof and supporting members, and similar structures whether stationary or movable.

<u>Cabin:</u> A building used of occupancies containing sleeping units where the occupants are primarily transient in nature and meet the State building codes for a residential building.

<u>Cabin, Open air:</u> A building that has three walls consisting of at least twenty-percent screened openings with a maximum height of 44 inches (1120) mm) above the finished floor to the bottom of the openings, has no heating or cooling system.

Campground/RV Parks: Land upon which shelters (such as tents, <u>cabins/open air cabins</u>, travel trailers and recreational vehicles) are erected or located for <u>temporary</u> occupation by transients and/or vacationers. They may include such permanent structures and facilities as are normally associated with the operation of a campground. (Section 921)

AMEND the Cumberland County Zoning Ordinance, Article IX Individual Uses by amending Section 921. Recreation Vehicle Park and/or Campground as indicated below:

ARTICLE IX INDIVIDUAL USES

SECTION 921. RECREATION VEHICLE PARK AND/OR CAMPGROUND.

- A. Recreation vehicle parks/campgrounds shall be used only by travel trailers, pickup, coaches, motor homes, camping trailers, other vehicular accommodations, <u>cabins</u> and tents suitable for temporary habitation and used for travel, vacation and recreation purposes.
- B. The area of the park/campground shall be at least three acres. Each recreation vehicle/cabin/open air cabins, camp site, excluding sites used solely for tents, shall be a minimum of 1,200 square feet in area with a maximum of 20 sites per acre. Each site shall contain a stabilized vehicular parking pad of packed gravel, paving or other suitable material. Cabin sites shall not exceed more than twenty-percent of the total proposed sites within the recreation vehicle/campground site. The maximum size of the proposed cabins shall not exceed 400 square feet and shall be identified as being either a cabin or open air cabin. Cabins shall not have bathrooms within the cabin and must be served by a bathhouse located within 500 feet from the entrance of the cabin to the entrance of the bathhouse.
- C. All yard setback requirements shall be in accordance with the dimensional requirements of the zoning district in which the park or campground is located and no structure, recreational vehicle site or camping site shall be located within the required yard area.
- D. Individual recreation vehicle spaces within a recreation vehicle park/campground shall not directly access a public road. Access to all recreation vehicle spaces/cabin and accessory structures within the park/campground shall be from internal streets with the entrance to the park directly accessing a public right-of-way. A driveway permit must be obtained from the North Carolina Department of Transportation for connection to the public street.
- E. The recreation vehicle park/campground shall not allow for permanent occupancy on the same site by the same occupant for any continuous period of time exceeding 90 days with a maximum allowance of 180 days per calendar year within the same park. There must be a minimum 30 day waiting period between stays within the same park for each recreational vehicle/occupant. Each recreation vehicle park/campground shall be required to maintain a registry or logbook identifying, at a minimum, the recreation vehicle license plate number and Vehicle Identification Number for recreation vehicle sites and/or names of occupants in campground sites which will be subject to inspection by the County during regular inspections. Upon the adoption date of this amendment, existing recreation vehicle parks will also be required to comply with the logbook requirement.

- F. Each park shall have at least one telephone available for public use. Management head-quarters, manager's residence, recreational facilities, <u>bathhouses</u>, toilets, dumping stations, showers, coin- operated laundry facilities, stores and the uses and structures customarily incidental to operations of a recreation vehicle park/campground are permitted as accessory uses to the park, subject to the following restrictions:
- 1. Such establishments (excluding recreational facilities) and the parking areas primarily related to their operations shall not occupy more than 10% of the gross area of the park/campground.
- 2. The structures housing such facilities shall not be located closer than 100 feet to any public street and shall not be directly accessible from any public street but shall be accessible only from an internal drive within the park/campground.
- 3. Such structures containing toilets, bathhouses and other plumbing fixtures shall comply with the requirements of the North Carolina Building Code.
 - 4. Each park shall be limited to a maximum of one manager's/ caretaker's residence.
- G. Adequate off-street parking and maneuvering space shall be provided on site. No public street, sidewalk or right-of-way or any other private grounds not a part of the recreational vehicle parking area shall be used to park or maneuver vehicles.
- H. Internal drives shall be constructed to a minimum of 18 feet in width if providing two way streets and 12 feet in width for one way streets and contain a minimum depth of six inches of stone gravel base with proper ditching, drainage, and seeding of slopes. Permanent dead- end streets shall have a cul-de-sac constructed 40 feet in diameter.
- I. Recreational vehicle parks and campgrounds shall be enclosed by a fence, wall, landscape screening, earthen mounds or by other measures from all contiguous residential areas in a manner that complements the landscape and assures compatibility with the adjacent environment and complies with the buffering requirements for non-residential uses adjacent to residential districts.
- J. In addition to the requirements required to be shown on the site plan as required by the Article XIV, the site plan shall include the name and address of the applicant, the location and dimensions of each recreation vehicle/camping site, the location and use of all service and recreational facilities, all interior access ways, drives, and parking. All site plans subject to this Section shall also require approval from the County Health Department.
 - K. When permitted, recreation vehicle parks/campgrounds within the CD Conservancy

District shall be subject to the following requirements:

- 1. No individual recreation vehicle/camping site shall have individual on-site septic systems.
- 2. Each recreational vehicle must be equipped with a holding tank and each park/campground must have an approved dumping station or pump-out facilities on the premises.
- L. All Federal, State and other local regulations shall be complied with. (Amd. 11-20-06; Amd. 01-19-10)



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 3/5/2020

SUBJECT: CASE P20-05

BACKGROUND

Case P20-05: Rezoning of 1.10+/- acres from PND Planned Neighborhood District to RR Rural Residential or to a more restrictive zoning district, located at 533 Slocomb Road, submitted by James Blue Jr. (owner) & George R. Blue (agent).

RECOMMENDATION / PROPOSED ACTION

<u>Planning Board Action</u>: Recommended approval of the rezoning from PND Planned Neighborhood District to RR Rural Residential at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Staff Recommendation: In Case P20-05, the Planning and Inspections staff recommends denial of the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find this request is not consistent with the North Central Land Use Plan (2011) which designates this parcel for "Low Density Residential". "Low Density Residential" calls for a density of greater than 2.1 to 6 units per acre. Denial of the request is also reasonable and in the public interest as the requested district of RR Rural Residential would allow uses that are not in harmony with the surrounding existing land uses of stick-built residential dwellings.

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 P20-05, I move to approve the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find:

- a. The approval is an amendment to the adopted current North Central Land Use Plan (2011) map and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request;
- b. The following change in conditions was considered in amending the zoning ordinance (zoning map) to

meet the development needs of the community: the subject property was initially zoned PND many years ago and the PND District was meant to designate a certain density level until public utility infrastructure could be put into place while the district requested will still allow a density in harmony with the character of the area;

c. And this rezoning approval is reasonable and in the public interest because the district requested will still allow uses in harmony with the existing zoning, developed density and existing uses.

If the Board of Commissioners does not wish to follow the recommendation of the Planning Board in this case, the following motion is appropriate: MOTION:

In Case P20-05, I move to deny the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find this request is not consistent with the North Central Land Use Plan (2011) which designates this parcel for "Low Density Residential". "Low Density Residential" calls for a density of greater than 2.1 to 6 units per acre. Denial of the request is also reasonable and in the public interest because

ATTACHMENTS:

Description

Action Memo Backup Material

AMY H. CANNON County Manager

TRACY JACKSON
Assistant County Manager



RAWLS HOWARD Director

Vacant Deputy Director

Planning & Inspections Department

MARCH 5, 2020

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: Case P20-05: Rezoning of 1.10+/- acres from PND Planned Neighborhood District to RR

Rural Residential or to a more restrictive zoning district, located at 533 Slocomb Road,

submitted by James Blue Jr. (owner) & George R. Blue (agent).

ACTION: Recommended approval of the rezoning from PND Planned Neighborhood District to RR

Rural Residential at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by

reference.

MINUTES OF FEBRUARY 18, 2020

Mrs. Lynd presented the case information and photos.

In Case P20-05, the Planning and Inspections staff recommends denial of the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find this request is not consistent with the North Central Land Use Plan (2011) which designates this parcel for "Low Density Residential". "Low Density Residential" calls for a density of greater than 2.1 to 6 units per acre. Denial of the request is also reasonable and in the public interest as the requested district of RR Rural Residential would allow uses that are not in harmony with the surrounding existing land uses of stick-built residential dwellings.

There were no speakers signed up.

Mr. Lloyd said that PND was used as a holding zone a long time ago. The plan is going to reflect that zoning because it's already zoned low density residential. But if you look at the surrounding area it's RR. Mr. Lloyd went on to give a little history and explanation to PND zoning.

Mr. Howard said that RR zoning allows mobile homes in it and the majority of all the homes in the area are all stick built homes. Staff's concern was more context, PND doesn't allow mobile homes in it. People bought into a district that allows stick built and doesn't allow mobile homes. If you put in a lot that allows a mobile home to be placed on the property it would change the dynamic of the area, and it could springboard into further requests out there.

In Case P20-05, Mr. Lloyd made a motion, seconded by Mrs. Epler to approve the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find: a. The approval is an amendment to the adopted current North Central Land Use Plan (2011) map and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request; b. The following change in conditions was considered in amending the zoning ordinance (zoning map) to meet the development needs of the

community: the subject property was initially zoned PND many years ago and the PND District was meant to designate a certain density level until public utility infrastructure could be put into place while the district requested will still allow a density in harmony with the character of the area; c. And this rezoning approval is reasonable and in the public interest because the district requested will still allow uses in harmony with the existing zoning, developed density and existing uses.

Mrs. Epler asked if the property was taxed, if PND was taxed as if it were R7.5.

Mr. Howard said he didn't know how it was taxed, but he thought it would be taxed as a single family residential.

Mrs. Epler said as land tax value goes, she's inclined to think that RR will have a lower tax value than PND would.

Mr. Howard said he thinks that it would be looked at as a single-family home versus a modular home,

Mrs. Epler went on to ask if RR qualified for low density.

Mrs. Lynd said that RR is two units per acre and the text says greater than 2.1 units per acre. All of the associated districts are districts that would not allow very many non-residential uses or manufactured homes. We were looking at it in the context of allowed uses in the district.

Mrs. Epler said the reason for the denial was so that there wouldn't be a mobile home out there.

Mr. Howard said it was more about the context, if there were other manufactured homes around the site, it would be less of an issue. From our standpoint it's about the context of what's around it and does it make sense for the neighborhood.

Mrs. Lynd also stated that, if rezoned, the requested RR district would also allow some small commercial activities.

Mr. Lloyd pointed out that there were no neighborhood people present in opposition.

Mr. James Blue, the applicant, said that there are mobile homes in the area, on the other side of Slocomb Road there are ten or twelve mobile homes. We want to put a modular home and are trying to keep it affordable.

Mrs. Epler asked with what he wants to put on the property, does it qualify as a class "a" manufactured home.

Mrs. Lynd said it depended on the manufactured home.

Mrs. Epler asked if one of the concerns is class "c" manufactured homes, is there no zoning that could be recommended approval for that would allow him to do what he needs to do.

Mrs. Lynd said that he could do R20A.

In Case P20-05, Mr. Lloyd made a motion, seconded by Mrs. Epler to approve the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find: a. The approval is an amendment to the adopted current North Central Land Use Plan (2011) map and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request; b. The following change in conditions was considered in amending the zoning ordinance (zoning map) to meet the development needs of the community: the subject property was initially zoned PND many years ago and the PND District was meant to designate a certain density level until public utility infrastructure could be put into place while the district requested will still allow a density in harmony with the character of the area; c. And this rezoning approval is reasonable and in the public interest because the district requested will still allow uses in harmony with the existing zoning, developed density and existing uses. 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. The record owners' certified receipt of notice is also included.

Cumberland County PLANNING & INSPECTIONS

PLANNING STAFF REPORT

REZONING CASE # P20-05

Planning Board Hearing: February 18, 2020



EXPLANATION OF THE REQUEST

This is a request to rezone one parcel located on the north side of Slocomb Road, from PND Planned Neighborhood District to RR Rural Residential. The PND district is a dormant district and properties zoned PND use the R7.5 Residential district standards. This request will allow the owner to place a manufactured home onto the property. This is a conventional rezoning and no conditions are proposed at this time.

OWNER/APPLICANT

OWNER/APPLICANT: James Blue Jr. (owner) & George R. Blue (agent)

PROPERTY INFORMATION

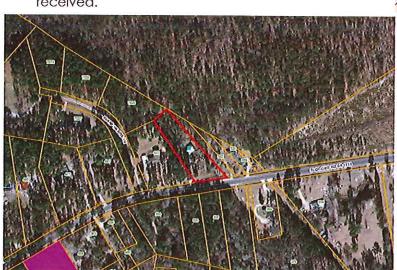
ADDRESS/LOCATION: 533 Slocomb Road; more specifically PIN 0542-51-8553

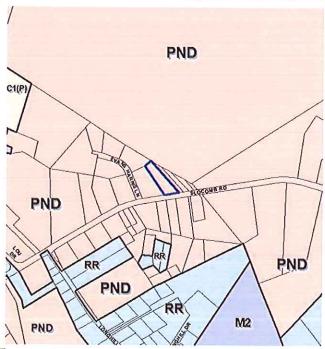
SIZE: This request includes one parcel totaling approximately 1.10 acres. The property has approximately 154' of street frontage along Slocomb Road and is 397'+/- in depth.

EXISTING LAND USE: The subject property is currently developed with a single-family dwelling unit.

OTHER SITE CHARACTERISTICS: The property is not within the watershed or Special Flood Hazard Area. There are no soil limitations to development on this site.

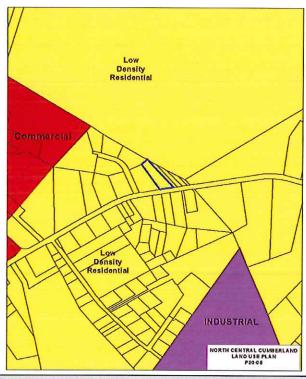
MUNICIPAL INFLUENCE AREA: This property is within the Fayetteville MIA. Comments were requested via email from City Planning; however, none were received.





surrounding LAND USE: There are residential uses surrounding the subject property; primarily stick-built homes. A religious worship facility is developed south of the subject property.

DEVELOPMENT REVIEW: This property is a legal lot created prior to 8-22-1984. A group development review is required for any proposed second dwelling unit.



ZONING HISTORY: This property was initially zoned PND as part of the Area 1 initial zoning on August 21, 1972.

UTILITIES: This site is currently served by PWC water. The property is within the Kelly Hills/Slocomb Road Water and Sewer District and the existing structure is currently connected to the sewer line.

MINIMUM YARD SETBACKS: If approved, this parcel would be subject to RR setbacks: Front yard: 30 foot, Side yard: 15 foot, Rear yard: 35 foot.

COMPREHENSIVE PLANS: The 2030 Growth Vision Plan designates this parcel for "Urban". The "Urban" designation includes land areas with full urban services available and should be a top priority for planning. The North Central Land Use Plan (2011) designates this parcel for "Low Density Residential". The "Low Density Residential" designation allows residential development with a density greater than 2.1 to 6 units per acre. Request is not plan compliant.

IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITES

TRAFFIC: Slocomb Road is identified as an existing thoroughfare in the 2045 Metropolitan Transportation Plan. There are no constructions/improvements planned and the subject property will have no impact on the Transportation Plan. The Average Daily Traffic Count (2016) on SR 1710 (Slocomb Road) is 1,500.

SCHOOLS: Comments requested via e-mail. None received.

ECONOMIC DEVELOPMENT: Fayetteville Cumberland County Economic Development Corporation has reviewed the request and has no comment at this time.

EMERGENCY SERVICES: This request has been reviewed by the Cumberland County Fire Marshall's Office. The County Fire Marshall had no comment on any concerns at this time.

RLUAC: This property is within the 5-mile radius from Fort Bragg. RLUAC has reviewed the request and stated that the property is neither identified as critical or important to conserve in the Joint Land Use Study and contains no identified military impacts.

FAYETTEVILLE REGIONAL AIRPORT: This property is not within the Airport Overlay District.

STAFF RECOMMENDATION

In Case P20-05, the Planning and Inspections staff **recommends denial** of the rezoning request from PND Planned Neighborhood District to RR Rural Residential and find this request is not consistent with the North Central Land Use Plan (2011) which designates this parcel for "Low Density Residential". "Low Density Residential" calls for a density of greater than 2.1 to 6 units per acre. Denial of the request is also reasonable and in the public interest as the requested district of RR Rural Residential would allow uses that are not in harmony with the surrounding existing land uses of stick-built residential dwellings.

Attachments: Zoning Application Notification Mailing List

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 PND to PR
2.	Address of Property to be Rezoned: 533 Solom Rd - Fay. NC
3.	Address of Property to be Rezoned: 533 Solom Rol - Fay, NC, Location of Property: Cravers Creek Township
4.	Parcel Identification Number (PIN #) of subject property: 0542-51-853 - (also known as Tax ID Number or Property Tax ID)
5.	Acreage: Frontage: F54 Depth: 358
6.	Water Provider: Well: PWC: Other (name):
7.	Septage Provider: Septic Tank Kelly Hills PWC
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.	Existing use of property:
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? YesNo
portion	y of the recorded deed(s) and/or recorded plat map(s) must be provided. If the area is a n of a parcel, a written legal description by metes and bounds, showing acreage must pany the deeds and/or plat. If more than one zoning classification is requested, a correct

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

metes and bounds legal description, including acreage, for each bounded area must be

submitted.

petitioner or assigns, and the application as submitted is accurate and correct. 533 Solcom Rd. Fayetheville NC 2831/ ADDRESS OF AGENT, ATTORNEY, APPLICANT E-MAIL SNATURE OF OWNER(S)

The undersigned hereby acknowledge that the County Planning Staff has conferred with the

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

BLUE, JAMES JR ***** 4515 RUBY RD FAYETTEVILLE, NC 28311

K&JS PROPERTIES LLC & TPGM PROPERTIES LLC PO BOX 53729 FAYETTEVILLE, NC 28305

REID, FRANKLIN T 442 OLD WILMINGTON RD FAYETTEVILLE, NC 28301 FARMER, DWAYNE & PAMELA E 548 HILLIARD DR FAYETTEVILLE, NC 28311

MELVIN, RUDOLPH L, ANNIE D LAMBRIGHT & EDISON MCLEAN 237 OAKLAND ST, Unit/Apt 505 TRENTON, NJ 08618

TURNIP INVESTMENTS LLC PO BOX 31354 CHARLOTTE, NC 28231 HARRIS, JAMES & SHIRLEY 7073 EVANS HARRIS LN FAYETTEVILLE, NC 28311

OLSEN, PETER 513 SLOCOMB FAYETTEVILLE, NC 28311

ALFORD, CC ATKINS, THOMAS DEQUINCEY BULLARD, REESE & PATSY 793 MCDOUGALD RD 496 SLOCOMB RD 8227 GALWOOD DR FAYETTEVILLE, NC 28311 LILLINGTON, NC 27546 LINDEN, NC 28356 CONARD, MARYIN E CAPE FEAR RIVER HOLDINGS LLC CUMB CO SHRINE CLUB HOLDING CO 505 FORSYTHE ST 640 SLOCOMB RD PO BOX 556 FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28302 FAYETTEVILLE, NC 28304 ELLIOTT, JOHN EARL ELLIOTT, WILBERT LEE JR ELIOTT, JAMES D 445 SLOCUMB RD 301 LONGHILL DR 217 LONG HILL DR FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28311 ENNETT, REGINALD & KATHIA E **EVANS, CHARLES & SHIRLEY** FLEMING, VALERIA 423 LONGHILL DR 7057 EVANS HARRIS LN 477 SLOCOMB RD FAYETTEVILLE, NC 28311 **FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28311** FRANKLIN, LEONARD JR & CELESTINE FOSTER, CONSTANCE R HINES, G & C/O DONNA PROCTOR GAIL DAVIS-FRANKLIN 488 SLOCOMB RD **2017 TRINITY AVE** 235 SHARPSBURG RD **FAYETTEVILLE, NC 28311** BARSTOW, CA 92311 FAYETTEVILLE, NC 28311 HINES, G G C/O DONNA PROCTOR HINES, VELMA JOHNSON, JAMAUL & JACINTA 2017 TRINITY AVE 3225 ALDERPOINT LN 1384 JOSSIE ST BARSTOW, CA 92311 CHARLOTTE, NC 28262 **FAYETTEVILLE, NC 28311** LAMBRIGHT, VERONICA ANN LANE, ARTHUR L LESTER, ROY & SUNNY PO BOX 675 181 WALTON HEALTH DR 605 SHAWCROFT RD RAEFORD, NC 28376 FAYETTEVILLE, NC 28302 FAYETTEVILLE, NC 28311 M M & T INVESTMENTS INC C/O L TED LOFTIN, LEONZA & WILLIE E MCCLENDON, DONALD & SAMANTHA **MICHAUD** 491 SLOCOMB RD 492 SLOCOMB RD 5330 MATT HAIR RD **FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28312** MCLEAN, EDISON HEIRS C/O SHARON D MCKETHAN, CALLIE PENNIE, JOHN H MCLEAN 496 SLOCOMB RD 468 SLOCOMB RD 333 BELLEVUE AVE, Unit/Apt 5B FAYETTEVILLE, NC 28311 FAYETTEVILLE, NC 28311

PENNY, ROSIE LEE HEIRS C/O STACY
PERFECTING THE SAINTS MINISTRIES INC
PO BOX 9399
G MCKETHAN
513 PARLIAMENT LN
FAYETTEVILLE, NC 28311
SEASTOVER, NC 28312

TRENTON, NJ 08618

n - - - - - M

WADE, MARION J & BEATRICE P & RACHEL L 466 LONGHILL DR FAYETTEVILLE, NC 28311

WHITE, BRIAN L PO BOX 42220 CHARLOTTE, NC 28215 WHITE, JERRY L & DORIS M 245 LONGHILL DR FAYETTEVILLE, NC 28311

WILLIAMS, AMOS PO BOX 33116 FT LEWIS, WA 98433 WILLIAMS, LARRY 261 KINGS CREEK DR, Unit/Apt 104 FAYETTEVILLE, NC 28311



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 3/5/2020

SUBJECT: CASE P20-07

BACKGROUND

Case P20-07: Rezoning of 2.15+/- acres from A1 Agricultural & CD Conservancy District to A1 Agricultural or to a more restrictive zoning district, located at 7369 River Road, submitted by Dora J. Welker (owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended denial of the rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by reference.

Staff Recommendation: In Case P20-07, the Planning & Inspections staff recommends denial of the rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located. Staff finds this recommendation consistent with the Wade Land Use Plan designation of "1 acre Residential" as the requested district will not increase density past that 1-acre threshold. Staff further finds approval of this recommendation is reasonable and in the public interest because the recommended zoning is in harmony with surrounding existing zoning while still providing protection to the Cape Fear River by leaving the CD zoning where the SFHA and Floodway exist.

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

MOTION:

In Case P20-07, I move to deny the requested rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead move to approve the rezoning to A1 Agricultural with CD Conservancy District

remaining where the Special Flood Hazard Area (SFHA) and Floodway is located. Approval of the rezoning to A1 & CD is consistent with the Wade Land Use Plan designation of "1 acre Residential" as the A1 & CD district will not increase density past that 1 acre threshold and the rezoning is reasonable and in the public interest because the A1 & CD zoning is in harmony with surrounding existing zoning while still providing protection to the Cape Fear River by leaving the CD zoning where the SFHA and Floodway exist.

If the Board of Commissioners does not wish to follow the recommendation of the Planning Board and Planning Staff in this case, the following motion is appropriate:

MOTION:

In Case P20-07 I move to approve the rezoning from A1 Agricultural & Agricultural and find this request (consistent/not consistent) with the Wade I acre Residential" because and further find that approval of the republic interest because	Land Use Plan designation of "1
OR	
In Case P20-07, I move to deny the rezoning from A1 Agricultural & C Agricultural and find this request (consistent/not consistent) with the Wade I acre Residential" because and further find that denial of the rezoning interest because	Land Use Plan designation of "1
ATTACHMENTS:	
Description	Type
Action Memo	Backup Material

AMY H. CANNON County Manager

TRACY JACKSON
Assistant County Manager



RAWLS HOWARD Director

Vacant Deputy Director

Planning & Inspections Department

MARCH 5, 2020

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: Case P20-07: Rezoning of 2.15+/- acres from A1 Agricultural & CD Conservancy District

to A1 Agricultural or to a more restrictive zoning district, located at 7369 River Road,

submitted by Dora J. Welker (owner).

ACTION: Recommended denial of the rezoning from A1 Agricultural & CD Conservancy District to A1

Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located at the February 18, 2020 meeting for the reasons stated and as fully reflected in the minutes of the Planning Board Meeting which are incorporated herein by

reference.

MINUTES OF FEBRUARY 18, 2020

Mrs. Lynd presented the case information and photos.

In Case P20-07, the Planning & Inspections staff recommends denial of the rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located. Staff finds this recommendation consistent with the Wade Land Use Plan designation of "1 acre Residential" as the requested district will not increase density past that 1 acre threshold. Staff further finds approval of this recommendation is reasonable and in the public interest because the recommended zoning is in harmony with surrounding existing zoning while still providing protection to the Cape Fear River by leaving the CD zoning where the SFHA and Floodway exist.

Mrs. Lynd said that the applicant verbally agreed with the staff recommendation.

In Case P20-07, Mrs. Epler made a motion, seconded by Mr. Williams to recommend denial of the rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located. The board finds this recommendation consistent with the Wade Land Use Plan designation of "1 acre Residential" as the requested district will not increase density past that 1 acre threshold. The board further finds approval of this recommendation is reasonable and in the public interest because the recommended zoning is in harmony with surrounding existing zoning while still providing protection to the Cape Fear River by leaving the CD zoning where the SFHA and Floodway exist. 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. The record owners' certified receipt

Betty Lynd

From:

Dora J. Welker < DWelker@concretepandp.com>

Sent:

Tuesday, March 3, 2020 8:48 AM

To:

Betty Lynd

Subject:

RE: P20-07 Staff rec

Hello Betty,

I am in agreement with the staff recommendation of leaving CD where the Special Flood Hazard Area and Floodway Exists. Should you need a written statement, I will be happy to provide one.

Thank you for all your help.

Dora J. Welker

Dora J Welker | Cost Estimator | Concrete Pipe & Precast, LLC

452 Webb Road | Dunn NC 28334

Direct: 910-897-3943 | Fax: 910-892-4894

dwelker@ConcretePandP.com

From: Betty Lynd [mailto:blynd@co.cumberland.nc.us]

Sent: Tuesday, March 03, 2020 8:33 AM

To: Dora J. Welker

Subject: P20-07 Staff rec

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

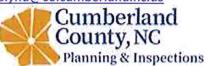
Good morning:

Can you reply back to this e-mail stating that you are in agreement with the staff recommendation of leaving CD where the Special Flood Hazard Area and Floodway exists? Thanks!

Have a wonderful day!

Betty Lynd Planning Manager- Current Planning 910-678-7605

blynd@co.cumberland.nc.us



All communication not specifically exempted by North Carolina law is a public record and subject to release upon request.

All correspondence to and from this address may be subject to the N.C. Public Records Law and may be disclosed to third parties.

Cumberland County PLANNING & INSPECTIONS

PLANNING STAFF REPORT

REZONING CASE # P20-07

Planning Paged Hagging: Fabruary

Planning Board Hearing: February 18, 2020



EXPLANATION OF THE REQUEST

This is a request to rezone one parcel located on the north side of River Road, from A1 Agricultural & CD Conservancy District to A1 Agricultural. This request will remove the Conservancy District from the existing dwelling unit. This is a conventional rezoning and no conditions are proposed at this time.

OWNER/APPLICANT

OWNER/APPLICANT: Dora J. Welker (owner)

PROPERTY INFORMATION

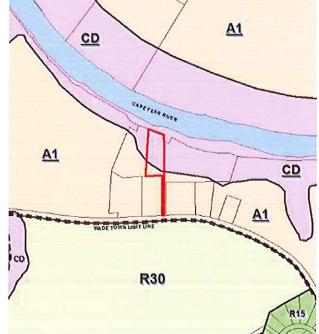
ADDRESS/LOCATION: 7369 River Road; more specifically PIN 0571-58-1286

SIZE: This request includes one parcel totaling approximately 2.15 acres. The property has approximately 20' of street frontage along River Road and is 461'+/- in depth.

EXISTING LAND USE: The subject property is currently developed with a manufactured home.

OTHER SITE CHARACTERISTICS: The property is located within the watershed and Special Flood Hazard Area. There are hydric inclusion soils on the property: WmB (Wickham fine sandy loam).

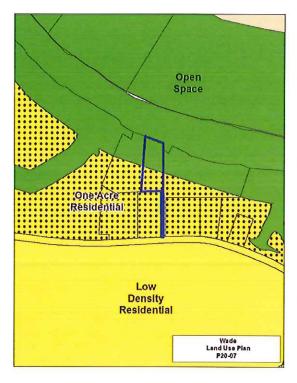
MUNICIPAL INFLUENCE AREA: This property is within the Wade MIA. The Town of Wade had no comment on the request.





SURROUNDING LAND USE: There are residential uses surrounding the subject property, including manufactured homes. A religious worship facility is developed to the east of the property.

DEVELOPMENT REVIEW: This property was platted on 7-2-19 and was reviewed as part of a subdivision (Case 19-023).



ZONING HISTORY: This property was initially zoned A1 & CD as part of the Area 18 initial zoning on October 24, 1990.

UTILITIES: This site is currently served by private well and septic. There are no public water or sewer lines available to the property. This property is not within a water/sewer district.

MINIMUM YARD SETBACKS: If approved, this parcel would be subject to A1 setbacks: Front yard: 50 foot, Side yard: 20 foot, Rear yard: 50 foot.

COMPREHENSIVE PLANS: The 2030 Growth Vision Plan designates this parcel for "Community Growth and Conservation Area". "Community Growth Areas" can be developed at a variety of densities and land use types to meet the housing, shopping and employment needs of the area residents. "Conservation Areas" protect the limited or irreplaceable natural areas. The Wade Land Use Plan (2004) designates this parcel for "1 Acre Residential" and "Open Space". Request is plan compliant.

IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITES

TRAFFIC: River Road is identified as a thoroughfare needing improvement in the 2045 Metropolitan Transportation Plan. There are no constructions/improvements planned and the subject property will have no impact on the Transportation Improvement Plan. The Average Daily Traffic Count (2018) on SR 1714 (River Road) is 1,300.

SCHOOLS: Comments requested via e-mail. None received.

ECONOMIC DEVELOPMENT: Comments requested via e-mail. None received.

EMERGENCY SERVICES: This request has been reviewed by the Cumberland County Fire Marshal's Office. The County Fire Marshall had no comment on any concerns at this time.

FAYETTEVILLE REGIONAL AIRPORT: This property is not within the Airport Overlay District.

STAFF RECOMMENDATION

In Case P20-07, the Planning & Inspections staff recommends denial of the rezoning from A1 Agricultural & CD Conservancy District to A1 Agricultural and instead recommend approval of rezoning the properties to A1 Agricultural with CD Conservancy District remaining where the Special Flood Hazard Area (SFHA) and Floodway is located. Staff finds this recommendation consistent with the Wade Land Use Plan designation of "1 acre Residential" as the requested district will not increase density past that 1 acre threshold. Staff further finds approval of this recommendation is reasonable and in the public interest because the recommended zoning is in harmony with surrounding existing zoning while still providing protection to the Cape Fear River by leaving the CD zoning where the SFHA and Floodway exist.

Attachments: Zoning Application Notification Mailing List

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 AI/CD to AI	
2.	Address of Property to be Rezoned: 7369 River Rd Wade, NC 28395	
3.	Location of Property: LOT Z-D ON PLAT ENTITLED "PROPERTY OF DORA	
	J. WELKER	
4.	Parcel Identification Number (PIN #) of subject property: 0571-58-1286 (also known as Tax ID Number or Property Tax ID)	
5.	Acreage: 2.15 Frontage: 20 Depth: 501.46	
6.	Water Provider: Well: PWC: Other (name):	
7.	Septage Provider: Septic Tank PWC PWC	
8.	Deed Book 8501 , Page(s) 253-254 , Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).	
9.	Existing use of property: Home	
10.	Proposed use(s) of the property: HOME - SINGLE Family Dwelling	
11.	Do you own any property adjacent to or across the street from this property?	
	Yes _ / No If yes, where? FRONT LOT 2-A	
12.	Has a violation been issued on this property? Yes No	
Λ ος	exp of the magnified dead(a) and/on magnified also men(s) must be asserted. If it is not be a	

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.

Cumberland County Rezoning Revised: 01-25-2013

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.

DORA J. WELKER	
NAME OF OWNER(S) (PRINT OR TYP	E)
5352 Libby Ln PoBox ADDRESS OF OWNER(S)	326 Wade NC 28395
910 - 984 - 7176 HOME TELEPHONE #	910-897-3943
HOME TELEPHONE #	WORK TELEPHONE #
SAME	
NAME OF AGENT, ATTORNEY, APPL	ICANT (PRINT OR TYPE)
	•
	ı
ADDRESS OF AGENT, ATTORNEY, A	PPLICANT
dora, welker Qyahoo.com E-MAIL	or dwelker@concretepandp.com
	(
HOME TELEPHONE #	WORK TELEPHONE #
Mora O. Weller SIGNATURE OF OWNER(S)	_
SIGNATURE OF OWNER(S)	SIGNATURE OF AGENT, ATTORNEY OR APPLICANT
SIGNATURE OF OWNER(S)	

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

DONOVAN E MCLAURIN CO INC PO BOX 97 WADE, NC 28395 LRR LLC PO BOX 527 NEWTON GROVE, NC 28366 MT OLIVE FREEWILL BAPTIST CH TRUSTEES & MT OLIVE BAPTIST CH PO BOX 395 WADE, NC 28395

THOMAS, JESSE LEE & SPOUSE MARY BIVENS 5352 LIBBY LN WADE, NC 28395 TOWNSEND, BENJAMIN A JR PO BOX 525 WADE, NC 28395 WELKER, DORA JEANETTE
PO BOX 326

WADE, NC 28395

187

BULLARD, GEORGE EDMUND III & WIFE RUBY WARREN 882 THREE WOOD DR FAYETTEVILLE, NC 28312

MCLAURIN CO INC PO BOX 97 WADE, NC 28395 ROSE, ARNOLD LEE & WIFE ANNETTE 8930 STEEPLECHASE DR LINDEN, NC 28356

SOUTH, ROBERT P & WIFE ELAINE PO BOX 274 WADE, NC 28395

n .. 1 1 2 ml



RISK MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR

DATE: 3/12/2020

SUBJECT: CONSIDERATION OF HEALTH INSURANCE PLAN CHANGES FOR FISCAL YEAR 2021 - AMWINS

BACKGROUND

During the March 12, 2020 Agenda Session Meeting, Kevin Quinn, Broker with USI, presented health insurance renewal options for the plan year beginning July 1, 2020. The Board of Commissioners considered the options presented.

RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, there was not a unanimous decision by the Board of Commissioners to approve placing the action below as a Consent Agenda Item on the March 16, 2020 Board of Commissioners' Meeting. The vote was four in favor and one opposed. Therefore, the action is being presented as an item of business, requesting approval as follows:

Approval of the Health Insurance Plan Renewal to be included in the fiscal year 2021 budget process which will incorporate the enhanced prescription benefit to retirees age 65 and over. That enhanced prescription benefit will provide a \$0 copay for preferred generic prescriptions specific to the fully insured AmWINS plan. All other AmWINS plan components will remain the same.



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD

DATE: 3/12/2020

SUBJECT: CAPE FEAR VALLEY HEALTH SYSTEM BOARD OF TRUSTEES (2 VACANCIES)

BACKGROUND

The Cape Fear Valley Health System (CFVHS) Board of Trustees has the following two (2) vacancies:

<u>General Public – County Commissioner Appointee:</u>

Alicia Marks – completed first term. Eligible for reappointment.

Dr. Bradley Broussard – completed first term. Eligible for reappointment.

The current membership roster and applicant list for the Cape Fear Valley Health System Board of Trustees are attached.

RECOMMENDATION / PROPOSED ACTION

Nominate individuals to fill the two (2) vacancies above.

ATTACHMENTS:

Description Type

CFVHS Board of Trustees Nomination Backup Information Backup Material

Cape Fear Valley Health System Board of Trustees

The Cape Fear Valley Health System Board of Trustees oversees the development and implementation of policies for the operation of a multi-million dollar health corporation and all its entities.

Statutory Authorization: Articles of Incorporation of Cumberland County Hospital System, Inc.

Member Specifications:

20 Members with Specific Categories:

- County Commissioners (7)
- Medical Society Representative (1)
- Chief of Staff (1)
- Chief of Staff Elect (1)
- Doctors (2)
- Registered Nurse (2)
- General Public (6)

Member Qualifications for General Public Positions:

- 8. Be a resident of Cumberland County;
- 9. Have an interest in health care for the community;
- 10. Have the time/willingness to devote to serving as a Trustee;
- 11. Commitment to attendance of meetings, seminars and other forms of continuing education;
- 12. Be 18 years of age;
- 13. May not be transacting business with the Health Center;
- 14. Willingness to undergo Board orientation;
- 15. Be objective;
- 16. Possess good communication skills;
- 17. Integrity and visibility within the community;
- 18. Past experience on other boards;
- 19. Professional and business achievements;
- 20. Leadership skills;
- 21. Business acumen and the ability to interpret financial statements;
- 22. Record of community involvement;
- 23. Be an advocate for the hospital.

Term: 3 Years

Compensation: None

Duties:

- Must be an advocate for the Health System and its services;
- Must participate in the review and approval of the Capital and Operating Budget of the Health System;
- Must participate in the employment and evaluation of a Director who shall serve as the Chief Executive Officer;
- Must adopt policies/rules governing the operation of the health system.

Meetings: Last Wednesday of each month at 6:00 PM. The average length of the meeting varies from one to two hours. The Board is also divided into several subcommittees that meet on a monthly basis. The average length of the subcommittee meetings varies from two to three hours.

Meeting Location: Cape Fear Valley Health System Board Room First Floor/Administrative Area 1638 Owen Drive Fayetteville, NC

CAPE FEAR VALLEY HEALTH SYSTEM BOARD OF TRUSTEES

3 Year Term

(Two medical staff seats run from October to September; remaining non-political seats expire in January.)				
N 0 8 1 10 72	<u>Date</u>			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Medical Society Rep. VACANT	(Decomposed of by Medical 6	Sector Associated by	Decord of Tourston for	
	(Recommended by Medical S	society-Appointed by	board of Trustees to	r one-year term)
Chief of Staff Nitin Desai, MD Cross Creek Medical Care 1309 Medical Drive Fayetteville, NC 28304 437-5130	10/18 (Medical Staff Seat: Term	from October 1, 20	Sept/20 09/30/20 018 to September 3	0, 2020
Vice Chief of Staff Chukwuemeka Chima, MD 3634 Cape Center Drive Fayetteville, NC 28304	10/18 (Medical Staff Seat: Term	from October 1, 20	Sept/20 09/30/20 018 to September 3	0, 2020)
Medical Doctor Dr. Sandra Carr Johnson Wade Family Medical Center 2409 Murchison Road Fayetteville, NC 28301	4/18 r (County Commission	2nd	Jan/21 01/31/21	No
rayettevine, ive 28301	(County Commission	ier Appointee)		
Dr. Sanjay Shah 308 Forest Creek Drive	4/18	2nd	Jan/21 1/31/21	No
Fayetteville, NC 28303 864-4080/987-2571	(County Commission	(County Commissioner Appointee)		
R.N. Position Betsy Bradshaw, RN, FNP 2816 Millbrook Road Fayetteville, NC 28303	2/17 (CFVHS Appointee)	2nd	Jan/20 1/31/20	No
Murtis Worth, RN	1/19	2nd	Jan/22	No
2504 N. Edgewater Drive Fayetteville, NC 28303 484-0344/672-2891	(County Commission	er Appointee)	1/31/22	

Cape Fear Valley Health System Board of Trustees, page 2

(Two medical staff seats run from October to September; remaining non-political seats expire in January.)				
	Date			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
General Public (6)				
Pamela Suggs Story	4/19	1st	Apr/22	Yes
631 West Cochran Ave			4/30/22	
Fayetteville, NC 28301	(County Commissioner A	ppointee)		
339-8350/286-0783/678-2621				
Venus_28301@yahoo.com				
Tammy S. Thurman	3/18		Jan/21	Yes
Piedmont Natural Gas	3/10		01/31/21	103
1069 Wilkes Road			01/31/21	
Fayetteville, NC 28306	(CFVHS Appointee)			
321-2982	**************************************			
Dr. Warren McDonald	1/19	2nd	Jan/22	No
2450 Lull Water Drive			1/31/22	
Fayetteville, NC 28306	(County Commissioner Appointee)			
423-5360/818-1146				
Sandy Ammons	4/18	2nd	Jan/21	No
306 Barkley Drive	4/10	ZIIG	1/31/21	110
Fayetteville, NC 28303	(County Commissioner Appointee)			
822-2900/630-7609	(.,		
Alicia Marks	1/17	1st	Jan/20	Yes
532 Lionshead Road #8			1/31/20	
Fayetteville, NC 28311	(County Commissioner Appointee)			
910-273-4962				
Alicia.marks.08@gmail.com				
Dr. Bradley Broussard	1/17	1st	Jan/20	Yes
4140 Ferncreek Drive Ste 801	1111	150	1/31/20	1 00
Fayetteville, NC 28314	(County Commissioner Appointee)			

County Commissioners (7)

Amy Cannon, County Manager - ex officio non-voting member (7/28/87) Emily Schaefer, Ex-officio representing Cape Fear Valley Health Foundation (Appt. Feb. 2018)

Contact: Michael Nagowski, Chief Executive Officer – Main Office 615-6700 Anita Melvin, Assistant to CEO – Direct Office 615-5812 – Fax 615-6160 admelvin@capefearvalley.com / Reception (Tasina D.) 615-6700 PO Box 2000, Fayetteville NC 28302-2000

Regular Meeting:

Last Wednesday of each month

Meeting held in the Board Room – 5:30 PM (No April Meeting, No July Meeting,

Combined Nov/December meeting)

APPLICANTS FOR CAPE FEAR VALLEY HEALTH SYSTEM BOARD OF TRUSTEES

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

BROWN-COOK, PAULA (B/F)

TEACHER

MASTERS-ED

3500 BENNETT DRIVE

CC SCHOOLS

FAYETTEVILLE NC 28301 703-8399/709-8595/483-0153

PHOWARD924@YAHOO.COM

Graduate-County Citizens' Academy: YES

Graduate-Institute for Community Leadership: YES

Graduate-Leadership Fayetteville: YES

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC

DAWKINS, JUDY (W/F)

RETIRED

ALLIANCE HEALTH

CIVIL SERVICE

SOME COLLEGE

2004 MORGANTON ROAD

FAYETTEVILLE NC 28305

323-4974/237-6785

JMWDAWKINS@GMAIL.COM

Graduate-County Citizens' Academy: NO

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Favetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC

DEBNAM, HENRY (HANK) (B/M)

HEALTH SERVICES ADMINISTRATOR COLLEGE LISTED

705 WOODSTONE COURT

FAYETTEVILLE NC 28311 488-0522/818-8038/491-4798

HANK705@AOL.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

GRANT, KELLEY Y (-/F)

CLINICAL EDUCATOR RN

BSN

3921 TASHA DRIVE

HOPE MILLS NC 28348

818-0254/615-1344

KELBLAZE34@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: REGISTERED NURSE

Cape Fear Valley Health System Applicants, page 2

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

HOLLOMAN, GWEN (B/F) 721 EDGEHILL ROAD

HEALTH CARE ADMINISTRATOR RETIRED

BS-HEALTH CARE ADMIN.

FAYETTEVILLE NC 28314

868-1691/261-7813

GHOLL80180@AOL.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

HOYT, GEORGE (TREY) III

PROFESSOR

PHD

6086 MIDUS STREET

METHODIST UNIVERSITY

MED

HOPE MILLS, NC 28348 433-0001/723-6897/630-7620

TREYHOYT@CENTURYLINK.NET

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

KALRA, DR. SUMIT (AI/M)

PHYSICIAN CARDIOLOGIST

CAPE FEAR CARDIOLOGY ASSOCIATES

PHYSICIAN

6824 MUNFORD DRIVE

FAYETTEVILLE NC 28306

221-1903/485-6470/423-534-5990 DRSUMITKALRA@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: MEDICAL DOCTOR

MCKINNON, ANTHONY D. SR. (B/M) HUMAN RESOURCES/LABOR RELATIONS

AMERICAN POSTAL WORKERS UNION

SOME COLLEGE

611 LONGWOOD PLACE

FAYETTEVILLE NC 28314

491-7873/202-285-5752/323-1172

TONYDMCKINNONSR@GMAIL.COM

Graduate-County Citizens' Academy: YES

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: YES

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: MICHIGAN STATE LEADERSHIP DEVELOPMENT

CATEGORY: GENERAL PUBLIC

Cape Fear Valley Health System Applicants, page 3

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

PERRY, LORETTA LEA (W/F)

MANAGEMENT ANALYST

MASTERS

404 WOODINGTON RD

DHA

HOPE MILLS NC 28348

424-4026/988-9270

LORETTA.PERRY1905@NC.RR.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: CIVILIAN RESIDENCY 3 WEEK PROGRAM FOR MILITARY CIVILIANS

CATEGORY: GENERAL PUBLIC

SHERRILL, RODNEY (W/M)

INSURANCE & FINANCIAL SERVICES RODNEY SHERRILL INS AGENCY

COLLEGE

2220 WINTERLOCHEN ROAD FAYETTEVILLE NC 28305

978-1010/480-1010

SERVES ON THE EQUALIZATION AND REVIEW BOARD

RODNEY@RODNEYSHERRILL.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

SMITH, ANITA (B/F)

SENIOR CLAIM ANALYST

EASTPOINTE HUMAN SERVICES

ASSOCIATES DEGREE

410 MINNOW COURT

FAYETTEVILLE, NC 28312

316-8884/272-1545

ANITAREE72@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

TALLY, WILLIAM LOCKETT (W/M)

ATTORNEY

COLLEGE

2222 BAYVIEW DRIVE

VIEVV DRIVE

TALLY & TALLY, ATTYS & COUNSELORS

FAYETTEVILLE NC 28305

489-3533/483-4175

LOCKETTTALLYANDTALLY@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

Cape Fear Valley Health System Applicants, page 4

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

THOMPSON, DWIGHT (-/M)

SOLDIER/IT SUPPORT

BA, MBA

3402 RUDLAND CT

FSU/ARMY

FAYETTEVILLE NC 28304

910-494-3959

DWIGHT.E.THOMPSON@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

WILLIAMS, MELA (B/F) 3934 HEARTPINE DRIVE ADJUNCT PROFESSOR OF CHRISTIAN EDUCATION

BS

FAYETTEVILLE NC 28306

910-728-9263

MMWILLIAMS1690@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: GENERAL PUBLIC



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD

DATE: 3/12/2020

SUBJECT: BOARD OF HEALTH (1 VACANCY)

BACKGROUND

The Board of Health has the following one (1) vacancy for an Optometrist:

Optometrist Position:

Dr. Philbrick – Resigned. The Board of Health recommends **Hakkam Alsaidi** for the Optometrist position. (See attached.)

I have attached the current membership roster and applicant list.

RECOMMENDATION / PROPOSED ACTION

Nominate individual to fill the one (1) vacancy above.

ATTACHMENTS:

Description

Board of Health Nomination Backup Information Backup Material

Board of Health

The Board of Health is the policy-making, rule-making and adjudicatory body for the Cumberland County Health department. The Board has the responsibility to protect and promote the public health and has authority to adopt rules necessary for that purpose.

Statutory Authorization: NCGS 130A-35

Member Specifications:

- 11 Members with Specific Categories:
 - Veterinarian (1)
 - Physician (1)
 - Dentist (1)
 - Registered Nurse (1)
 - Optometrist (1)
 - Pharmacist (1)
 - Engineer (1)
 - General Public (3)
 - County Commissioner (1)

Term: 3 Years

Compensation: None

Duties:

- Protect and promote the public health;
- Adopt rules necessary to promote and protect public health (includes environmental health issues);
- Impose fees for services, except where prohibited by statute or where an employee of the Health Department is performing the services as an agent of the state;
- After consultation with the Board of County Commissioners; may appoint a local health director.

Meetings: Third Tuesday of each month at 6:00 PM. July and September meetings take place only if desired.

Meeting Location: Cumberland County Health Department Board Room 1235 Ramsey Street Fayetteville, NC

Kellie Beam

From:

Kelly Smith

Sent:

Wednesday, February 19, 2020 10:39 AM

To:

Kellie Beam

Subject:

Recommendation

Good morning

The Cumberland County Board of Health met last night 2.18.20, and have recommended Hakkam Alsaidi for the Optometrist position.

Thank you!

Kelly Smith

Administrative Assistant to the Director of Public Health Cumberland County Department of Public Health 1235 Ramsey St, Fayetteville, NC 28301

O: 910-433-3705

Email: <u>kşmith@co.cumberland.nc.us</u>

BOARD OF HEALTH

3 Year Term

J 1 Cdl 1 Clll				
(All terms expire on December 31st per NCGS § 130A-35)				
27 /4 11	<u>Date</u>			Eligible For
Name/Address	Appointed	Term	Expires	Reappointment
Veterinarian Dr. William Kent Dean (W/M) 5733 Rockfish Road Hope Mills, NC 28348 424-2508/624-8691/424-3011 deannoone@aol.com	2/19	1st	Dec/21 12/31/21	Yes
Physician Dr. Sam Fleishman 3308 Melrose Road Fayetteville, NC 28304 910-615-3200	12/19	2nd	Dec/22 12/31/22	No
Dentist Dr. Kingsley Momodu (B/M) 6806 South Staff Road Fayetteville, NC 28306 401-2616/443-762-1987/568-5669 komomodu@yahoo.co.uk	2/19	1st	Dec/21 12/31/21	Yes
Registered Nurse Cynthia McArther-Kearney (B/F) 819 Alexwood Drive Hope Mills, NC 28348 424-3640/308-3772/672-1111 Kearney01.clrk@gmail.com	1/19	1st	Dec/21 12/31/21	Yes
Optometrist VACANT (Vacated by Dr. Philbric	k) 12/16	2nd	Dec/19 12/31/19	No
Pharmacist Dr. Olusola A. Ojo (B/F) PO Box 8 Hope Mills, NC 28348 322-6032/488-2120 Oluojo12@hotmail.com	1/19	1st	Dec/21 12/31/21	Yes

(All terms expire on December 31st per NCGS § 130A-35)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Engineer John Larch III. (W/M) 2500 North Edgewater Dr. Fayetteville, NC 28303 261-8746/433-1240 jlarch@ci.fay.nc.us	11/18	1 st	Dec/21 12/31/21	Yes
Cumberland County Commissioner Jeannette Council 3310 Lake Bend Drive Fayetteville, NC 28311 488-0691 (H) / 273-4585 (C)	2/19	2nd	Dec/21 12/31/21	No
General Public Reps. Sonja Council 2214 Puffin Place Fayetteville, NC 28306 864-1651/615-6139	1/19	2nd	Dec/21 12/31/21	No
Dr. Connette McMahon (B/F) 4723 Flintcastle Road Fayetteville, NC 28314 867-6704/489-3915	2/19	2nd	Dec/21 12/31/21	No
Stacy A. Cox (A/F) 7528 Wilkins Drive Fayetteville, NC 28311 910-476-7367 sakuni@aol.com	2/19	1st	Dec/21 12/31/21	Yes

Contact: Dr. Jennifer Green, Public Health Director

Kelly Smith, 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).

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

ALSAIDI, HAKKAM (-/M) 4275 GOLDSBORO RD

BS-DOCTORATE OPTOMETRIST

RISK OPTOMETRIC ASSOCIATES

WADE, NC 28395 910-429-6539

ALSAIDIHAKKAM@GMAIL.COM

Graduate-County Citizens' Academy: NO

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Favetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO CATEGORY: OPTOMETRIST

BALLARD, JOSEPH (W/M)

OPTOMETRIST

PROFESSIONAL EYE CARE

OPTOMOLOGY SCHOOL

10512 GILES RD

LINDEN NC 28356 910-689-6581

JBALLARDOD@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: OPTOMETRIST

BLACK, JESSICA (W/F)

ASSISTANT PRINCIPAL

CC SCHOOLS

MASTERS

4935 S. RIVER SCHOOL

WADE. NC 28395 309-9921/483-0153

JEGOETKE@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

BRADSHAW, BETSY M. 2816 MILLBROOK ROAD FAMILY NURSE PRACTITIONER BS/FNP CHILDREN'S DEVELOPMENTAL SVC AGENCY

FAYETTEVILLE. NC 28303

824-1510/486-1605

BETSY.BRADHSAW@DHHS.NC.GOV

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: No

Graduate-Leadership Favetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: No

CATEGORY: GENERAL PUBLIC & REGISTERED NURSE

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

BROWN-COOK, PAULA (B/F)

3500 BENNETT DRIVE

TEACHER CC SCHOOLS MASTERS-ED

FAYETTEVILLE NC 28301

703-8399/709-8595/483-0153

PHOWARD924@YAHOO.COM

Graduate-County Citizens' Academy: YES

Graduate-Institute for Community Leadership: YES

Graduate-Leadership Favetteville: YES

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC

CHOE, MIKE W. (KOR/M)

DENTIST

3542 TURNBERRY CIR

FAYETTEVILLE NC 28303

583-3228/864-2944

MCHOE93290@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: DENTIST

DAVIS, KASMIN, DVM (W/F)

VETERINARIAN

3200 GUY CIRCLE

FAYETTEVILLE NC 28303

910-988-2297/910-488-3343

KASMINDAVIS@ROCKETMAIL.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: VETERINARIAN

DEAKINS, DR. ROBERT EDWARD (-/M)

3431 DORADO CIRCLE APT 207

FAYETTEVILLE, NC 28304

910-336-2350

RSLDEAKINS@GMAIL.COM

Graduate-County Citizens' Academy: NO

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Favetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC **DENTISTRY SCHOOL**

WESTLAKE FAMILY DENTISTRY

BS & DVM

AMBASSADOR ANIMAL HOSPITAL

RETIRED CLINICAL PSYCHOLOGIST DOCTORATE

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

ELMORE, JESSIE (W/F) 8544 BRIGHTLEAF PLACE OPTOMETRIST AMERICAN EYE CARE BA – SOCIOLOGY OPTOMOLOGY SCHOOL

ST PAULS, NC 28384

633-9379/323-2100 <u>JESSIE.ELMORE.OD@GMAIL.COM</u>

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: OPTOMETRIST

FISER, JOSEPH (-/M)

HEALTH CARE LEADERSHIP

MASTERS

1010 HAY STREET FAYETTEVILLE NC 28305 513-885-4988/615-5572

BFIZE53@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: LEAD CLERMONT COUNTY OHIO

CATEGORY: GENERAL PUBLIC

FOUNTAIN, RHONNISHA (-/F)

REGISTERED NURSE

RN NETWORK

SOME COLLEGE

7774 S SHIELD DRIVE

FAYETTEVILLE NC 28314

910-988-7835

SERVES ON THE NURSING HOME ADVISORY BOARD

NISHAR0107@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

GRANT, KELLEY Y (-/F)

CLINICAL EDUCATOR RN

BSN

3921 TASHA DRIVE HOPE MILLS NC 28348 818-0254/615-1344

KELBLAZE34@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: REGISTERED NURSE

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

GRAY, ELIZABETH (-/F)

VETERINARIAN

SCHOOL OF VETERINARY

6305 ANISE LN

HOPE MILLS RD ANIMAL HOSPITAL

MEDICINE

STEDMAN NC 28391

910-813-9551/910-425-8117

FORPETERSK@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: VETERINARIAN

HERT, JENNIFER (W/F)

MSN STUDENT

3336 AMOUR DRIVE

HOME CARE MANAGER 3HC HOME HEALTH

FAYETTEVILLE NC 28306

705-9152/627-4637

JHERT128@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

HODGES, LEROY (ASIAN/M)

PHARMACIST QWIKMED PHARMACY & CLINIC

PHARMD-UNC CHAPEL HILL

MASTERS-NURSING

2536 THORNGROVE CT

FAYETTEVILLE NC 28303

578-8592/676-7570 LEROY@QWIKMED.NET

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: ASHP FOUNDATION PHARMACY LEADERSHIP ACADEMY

CATEGORY: PHARMACIST

HODGES, STEPHANIE (W/F)

2536 THORNGROVE COURT

FAYETTEVILLE, NC 28303

FAMILY NURSE PRACTITIONER

QWIKMED PHARMACY

910-584-0358

NP@QWIKMED.NET

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: REGISTERED NURSE

NAME/ADDRESS/TELEPHONE

OCCUPATION

RETIRED

EDUCATIONAL BACKGROUND

HOLLOMAN, GWEN (-/-) 721 EDGEHILL DRIVE

VA MEDICAL CENTER

BACHELORS MASTERS

FAYETTEVILLE, NC 28314 910-868-1691

GHOLL80180@AOL.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

HOYT, GEORGE L. (TREY) (W/M)

PROFESSOR

METHODIST COLLEGE

PHD

6086 MIDUS STREET

HOPE MILLS NC 28348 723-6897/630-7620

TREYHOYT15@GMAIL.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: GENERAL PUBLIC

JACKSON, VICTORIA (B/F)

ADMINISTRATION

MASTERS

5133 CARSON ALLEN ROAD

UODE MILLONO COOLO

HOPE MILLS NC 28348

CHIEF EXTERNAL OPERATIONS

EASTPOINTE LME/MCO

910-416-1830/910-272-1240 VJACKSON1012@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

JONES, AMY (W/F)

PHARMACIST

CAPE FEAR VALLEY

COLLEGE

3910 MURPHY ROAD FAYETTEVILLE NC 28312

868-1170/624-0030/615-1170

ARXNERD@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: PHARMACIST

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

JONES, DR. ANTONIO CPM (B/M)

505 PLATINUM STREET

FAYETTEVILLE NC 28311 302-0057/729-4144

FORMER SUPERVISOR @ NC DEPT OF EPIDEMIOLOGY

BS-BIOLOGY, MORE COLLEGE

PRESIDENT AT GLOBAL

TEACHING NETWORK, INC.

DRJONESA@GMAIL.COM

SERVES ON THE CC JCPC

Graduate-County Citizens' Academy: YES

Graduate-Institute for Community Leadership: YES

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: NO

Graduate-other leadership academy: CERTIFIED PUBLIC MANAGER - NATIONAL & STATE LEVEL

CATEGORY: GENERAL PUBLIC

KALRA, DR. SUMIT (AI/M)

PHYSICIAN CARDIOLOGIST CAPE FEAR CARDIOLOGY ASSOCIATES

PHYSICIAN

6824 MUNFORD DRIVE

FAYETTEVILLE NC 28306

221-1903/485-6470/423-534-5990 DRSUMITKALRA@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: PHYSICIAN

LASHLEY, DR. TRACIE H. (B/F)

PRESIDENT/CEO

REGISTERED NURSE

HIGHSMITH RAINEY

DOCTORATE

1540 EPIC WAY

HOPE MILLS NC 28348

922-4575/759-3375 TRACIE@DRTRACIELASHLEY.COM

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 CATEGORY: GENERAL PUBLIC

MAY, SHANTIQUA (B/F)

9582 HOLBROOK LANE

FAYETTEVILLE NC 28314

910-583-4231

TIQUALADSON@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: REGISTERED NURSE

THE LEADERS INNOVATIVE GROWTH SOLUTIONS

COLLEGE LISTED

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

MCENTIRE, RASHAD (B/M)

142 SORGHUM WAY

FAYETTEVILLE NC 28314

706-763-0632

FOOD SAFETY **US ARMY**

GENERAL LABOR

PHARMACY TECH

CARDIOLOGY PHYSICIAN ASSISTANT

VALLEY CARDIOLOGY PA

BA-BUSINESS ADMIN

RASHADMCENTIRE@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

MCKOY, DATREZ RAHEAM (B/M)

418 ACACIA CIRCLE APT H FAYETTEVILLE, NC 28314

910-736-8169

MCKOYDATREZ@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: GENERAL PUBLIC

PERKINS, KAMAR (B/M)

4234 RACCOON PATH

FAYETTEVILLE NC 28312

301-814-5343

KAMARPERKINS1@GMAIL.COM

Graduate-County Citizens' Academy: No

Graduate-Institute for Community Leadership: No

Graduate-Leadership Favetteville: No

Graduate-United Way's Multi-Cultural Leadership Program: No

Graduate-other leadership academy: No CATEGORY: GENERAL PUBLIC

ROSE, BRIAN P. (W/M)

3208 JURA DRIVE

FAYETTEVILLE NC 28303

910-987-3670

BPR0807@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

HIGH SCHOOL

PRE-LAW

MASTERS-

PHYSICAN ASST

NAME/ADDRESS/TELEPHONE

OCCUPATION

CAPE FEAR VALLEY HEALTH SYSTEM

PROFESSOR OF

PHYSICAL THERAPY

EDUCATIONAL BACKGROUND

SCHULKEN, PENNY

6549 COUNTRYSIDE DRIVE

FAYETTEVILLE. NC 28311

910-491-1602/910-818-8960 IDOBODYWRK@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: GENERAL PUBLIC

STEEDLY, MELISSA (W/F)

2508 SICKLE WAY

FAYETTEVILLE, NC 28306 580-7212/615-6970

MSTEEDLY04@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: PHARMACIST

STEEGER, VICTORIA (AI/F)

DIRECTOR

SMI CONSULTANCY

PHARMACIST

BSE, MED, PHD

408 MCPHERSON AVE

FAYETTEVILLE. NC 28303

918-809-3695/919-346-0947

VICTORIASTEEGER@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

STEWART, CHARLES "WAYNE" (W/M)

RETIRED LOCAL HEALTH DIRECTOR

4857 WADE STEDMAN RD

WADE NC 28395

910-644-4646

THECOOLSTEW@HOTMAIL.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 DOCTORATE PHYSICAL THERAPY MASTERS-BUSINESS

> **DOCTORATE OF PHARMACY**

> > **MPH**

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

TOMLIN, MARVIN GREGORY (B/M)

SALES

SOME COLLEGE

2605 HIGHPOINT CT

UNEMPLOYED

FAYETTEVILLE NC 28304

423-8097/261-0986

MTOMLIN584@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

TWITTY, MARTELLE (B/F)

DENTAL HYGIENIST

DAY AND NIGHT FAMILY DENTAL

DENTAL HYGIENE, BS

6404 DAVIS BYNUM

FAYETTEVILLE NC 28306

910-922-2014

MARTELLECOKE@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

WALLACE, CHRISTEL (B/F)

CARE COORDINATOR ASSISTANT

CUMBERLAND HEALTHNET

BA

2109 ELVIRA ST APT 906

FAYETTEVILLE, NC 28303

676-0379/483-6869

CWALLACE@CUMBERLANDHEALTHNET.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: GENERAL PUBLIC

WILLIAMS, MICHELLE (C/F)

PHARMACIST

UNC SCHOOL OF

3208 ELMS THROPE DRIVE

TANGETTEN WILE NO COOLS

CAPE FEAR VALLEY HOSPITAL

PHARMACY

FAYETTEVILLE NC 28312

910-850-6168/910-615-6970

EMCMWILLIAMS@HOTMAIL.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: PHARMACIST

NAME/ADDRESS/TELEPHONE

OCCUPATION

EDUCATIONAL BACKGROUND

WILLIAMS, WESTANA BAGGETT (B/F)

PAYER RELATIONS COORDINATOR BS CAPE FEAR VALLEY

& MBA

734 ELDERBERRY DRIVE **FAYETTEVILLE NC**

910-308-5406/910-615-5406

WESTANAWARREN@GMAIL.COM

Graduate-County Citizens' Academy: YES

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Fayetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: CITY OF FAYETTEVILLE'S CITIZENS ACADEMY

CATEGORY: GENERAL PUBLIC



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM: KELLIE BEAM, DEPUTY CLERK TO THE BOARD

DATE: 3/12/2020

SUBJECT: FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES (1 VACANCY)

BACKGROUND

The Fayetteville Technical Community College Board of Trustees has the following one (1) upcoming vacancy:

Charles Harrell – completing first term on June 30, 2020. Eligible for reappointment. Dr. Keen recommends the reappointment of Charles Harrell. (See attached)

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

RECOMMENDATION / PROPOSED ACTION

Nominate individual to fill one (1) vacancy above.

ATTACHMENTS:

Description

FTCC Board of Trustees Nomination Backup Information

Backup Material

Fayetteville Technical Community College Board of Trustees

The Fayetteville Technical Community College Board of Trustees is the administrative governing body for the Fayetteville Technical Community College.

Statutory Authorization: NCGS 115D-12

Member Specifications:

13 Members with Specific Categories:

- Appointed by the Cumberland County Board of Commissioners (4)
- Appointed by the Board of Education (4)
- Appointed by the Governor (4)
- The Student Government Association President serves as an Ex-Officio member.

Term: 4 Years

Compensation: None

Duties:

- Power to elect and employee the president of the College;
- Power to acquire, hold and transfer real and personal property;
- Power to enter into contracts;
- Power to institute and defend legal actions and to exercise such other rights and privileges as may be necessary for the management and administration of the College in accordance with the provisions and purposes of state law;
- Ensure the adequacy of the college's budget, educational programs and facilities;
- Advocate for the College;
- The Board of Trustees has the responsibility for the development and operation of the College in accordance with the provisions of the law and the standards of the State Board of Community Colleges.

Meetings: The third Monday of each month at 12:45 PM. No meetings in July and December. The maximum time per meeting would be four hours which includes committee meetings and lunch. Called meetings do occur occasionally and trustees are encouraged to attend some organizational meetings out of town or out of state. The Board is also divided into five sub committees that meet on the third Monday of each month prior to the 12:45 PM, Board Meeting, except July and December: (1) Finance Committee; (2) Human Resources Committee; (3) Building and Grounds Committee; and (4) Curriculum Committee; and (5) Planning Committee.

Meeting Location: Fayetteville Technical Community College, Board Room Tony Rand Student Center 2201 Hull Road Fayetteville, NC

Kellie Beam

From:

Kay Williams <willialk@faytechcc.edu>

Sent:

Wednesday, February 19, 2020 4:00 PM

To:

Kellie Beam

Subject:

Charles Harrell - Reappointment

Mr. Charles Harrell is eligible for reappointment to the Fayetteville Technical Community College Board of Trustees at the end of June 2020.

Dr. Keen and the college recommends his reappointment.

Thank you, Kay Williams

Kay Williams
Executive Assistant to the President
Fayetteville Technical Community College
P.O. Box 35236
Fayetteville, NC 28303

(910)-678-8222

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official. (G.S. § 132-1 et. seq.) If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of this email or any attachment is prohibited. If you have received this email in error, please notify us immediately by replying to the sender and deleting this copy and the reply from your system. Thank you for your cooperation.

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES

(County Appointees)
4 Year Terms

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
David Williford (W/M) 2539 Mirror Lake Dr Fayetteville, NC 28303 323-1200/987-0548/483-2500 Dwillif363@aol.com	8/18	1st	Aug/22 8/31/22	Yes
Dr. Linwood Powell (W/M) 6032 Iverleigh Circle Fayetteville, NC 28311 488-1616/273-7178	6/19	2nd	June/23 6/30/23	No
Charles Harrell (W/M) 2016 Winterlochen Road Fayetteville, NC 28305 910-624-8842 charrell@harrellsauto.com	6/16	1st	June/20 6/30/20	Yes
Suzanna Tucker 1834 Stetson Lane Fayetteville, NC 28304 910-867-0306 Suzannah.tucker@gmail.com	6/17	1st	June/21 6/30/21	Yes

§ 155D-12(b1) – No person who has been employed full time by the community college within the prior five (5) years and no spouse or child of a person currently employed full time by the community college shall serve on the board of trustees of that college. (See file.)

Contact person: Kay Williams

PO Box 35236

Fayetteville, NC 28303 Phone: 678-8222 Fax: 678-8269

Meetings: Board has been meeting the 3rd Monday of each month at 12:30 pm – Tony Rand Student Center Board Room. No meetings in July or December. (Bylaws require one meeting per month.) Written notification is sent for all regularly-called meetings.

^{*} Terms extended by the General Assembly.

APPLICANTS FOR FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES

NAME/ADDRESS/PHONE

OCCUPATION

EDUCATIONAL BACKGROUND

ABRAMS, DR. MARCIA KAREN (B/F)

ARCHBISHOP/MINISTER

COLLEGE LISTED

204 HELEN STREET

MY KING'S SERVICE

FAYETTEVILLE, NC 28303

562-443-1734

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

BRADSHAW, BETSY M.

2816 MILLBROOK ROAD

FAMILY NURSE PRACTITIONER BS/FNP CHILDREN'S DEVELOPMENTAL SVC AGENCY

HEALTH SERVICES ADMINISTRATOR COLLEGE LISTED

FAYETTEVILLE, NC 28303

824-1510/486-1605

BETSY.BRADHSAW@DHHS.NC.GOV

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 & REGISTERED NURSE

DAWKINS, JUDY (W/F)

2004 MORGANTON ROAD

RETIRED CIVIL SERVICE

ALLIANCE HEALTH

SOME COLLEGE

FAYETTEVILLE NC 28305

323-4974/237-6785

JMWDAWKINS@GMAIL.COM

Graduate-County Citizens' Academy: NO

Graduate-Institute for Community Leadership: NO

Graduate-Leadership Favetteville: NO

Graduate-United Way's Multi-Cultural Leadership Program: YES

Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC

DEBNAM, HENRY (HANK) (B/M)

705 WOODSTONE COURT **FAYETTEVILLE NC 28311**

488-0522/818-8038/491-4798

HANK705@AOL.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

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES APPLICANTS, PAGE 2

EDUCATIONAL

NAME/ADDRESS/PHONE OCCUPATION BACKGROUND

FISER, JOSEPH (-/M)

HEALTH CARE LEADERSHIP

MASTERS

1010 HAY STREET

FAYETTEVILLE NC 28305

513-885-4988/615-5572

BFIZE53@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: LEAD CLERMONT COUNTY OHIO

RFTIRFD

CATEGORY: GENERAL PUBLIC

HOLLOMAN, GWEN (B/F)

HEALTH CARE ADMINISTRATOR

BS-HEALTH CARE ADMIN.

721 EDGEHILL ROAD

FAYETTEVILLE NC 28314

868-1691/261-7813 GHOLL80180@AOL.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

LYNCH, MARK N. (W/M)

ENGINEER
QUALITY SOUND & VIDEO

COLLEGE LISTED

833 BRAGG BLVD

FAYETTEVILLE NC 28301

400 4040/404 0000

483-1212/494-0233

MARK@QUALITYSOUNDINC.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: GENERAL PUBLIC

PLATER, JIMMY SR. (B/M)

PRESIDENT

SOME COLLEGE

4805 WADE STEDMAN RD

SELF EMPLOYED

WADE NC 28395 723-2461/489-8928

JPLATER@EXTENSIONTENTGROUP.COM

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: GENERAL PUBLIC

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE BOARD OF TRUSTEES APPLICANTS, PAGE 3

EDUCATIONAL

NAME/ADDRESS/PHONE OCCUPATION BACKGROUND

TALLY, WILLIAM LOCKETT (W/M) ATTORNEY COLLEGE 2222 BAYVIEW DRIVE TALLY & TALLY, ATTYS & COUNSELORS

FAYETTEVILLE NC 28305

489-3533/483-4175

LOCKETTTALLYANDTALLY@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

TOMLIN, MARVIN GREGORY (B/M) SALES SOME COLLEGE

2605 HIGHPOINT CT UNEMPLOYED

FAYETTEVILLE NC 28304

423-8097/261-0986

MTOMLIN584@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

TWITTY, MARTELLE (B/F) DENTAL HYGIENIST DENTAL HYGIENE, BS

CHRISTIAN EDUCATION

DAY AND NIGHT FAMILY DENTAL

6404 DAVIS BYNUM

FAYETTEVILLE NC 28306

910-922-2014

MARTELLECOKE@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

WILLIAMS, MELA (B/F) ADJUNCT PROFESSOR OF BS

3934 HEARTPINE DRIVE FAYETTEVILLE NC 28306

910-728-9263

MMWILLIAMS1690@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: GENERAL PUBLIC



GENERAL MANAGER INTERNAL SERVICES

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: **BOARD OF COUNTY COMMISSIONERS**

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

DIRECTOR

DATE: 3/12/2020

SUBJECT: ENCROACHMENT AGREEMENT WITH NORTH CAROLINA

DEPARTMENT OF TRANSPORTATION (NCDOT) FOR NORCRESS WATER

& SEWER DISTRICT

BACKGROUND

The NORCRESS sewer system was constructed in 2004. A sewer lateral within the system is no longer functioning and is causing sanitary sewer to back up into an office building in Wade. The Public Works Commission (PWC) has been going to this property weekly and blowing out the line to push the sewer through the line to prevent it from backing up into the building. This service is above and beyond the scope of work in the operation and maintenance agreement. PWC has stated that a new service lateral must be installed in order to properly serve this property. An Encroachment Agreement is required by NCDOT since the sewer main is on the opposite side of the street.

The County Attorney has reviewed the attached Encroachment Agreement. There is available funding within the NORCRESS operating budget to pay for the installation of the service lateral.

RECOMMENDATION / PROPOSED ACTION

At the March 12, 2020 Agenda Session Meeting, the Board of Commissioners approved placing the proposed action below as a Consent Item on both the March 16, 2020 Board of Commissioners' Meeting and the March 16, 2020 NORCRESS Water and Sewer District Meeting:

 Approve the attached NCDOT Encroachment Agreement that would allow PWC to replace the failing sewer lateral.

ATTACHMENTS:

Description Type Backup Material

Encroachment Agreement

with the construction and/or erection of: Sanitary sewer lateral renewal for 6927 Wade Stedman Rd, approximately 450' east of US Highway 301 (Main Street). Service lateral is grade-dependent and will require piping to be installed via open-cut method across SR-1815 (Wade Stedman Road).

_ , located _6927 Wade Stedman Road

WHEREAS, it is to the material advantage of the party of the second part to effect this encroachment, and the party of the first part in the exercise of authority conferred upon it by statute, is willing to permit the encroachment within the limits of the right of way as indicated, subject to the conditions of this agreement;

NOW, THEREFORE, IT IS AGREED that the party of the first part hereby grants to the party of the second part the right and privilege to make this encroachment as shown on attached plan sheet(s), specifications and special provisions which are made a part hereof upon the following conditions, to wit:

That the installation, operation, and maintenance of the above described facility will be accomplished in accordance with the party of the first part's latest POLICIES AND PROCEDURES FOR ACCOMMODATING UTILITIES ON HIGHWAY RIGHTS-OF-WAY, and such revisions and amendments thereto as may be in effect at the date of this agreement. Information as to these policies and procedures may be obtained from the Division Engineer or State Utility Agent of the party of the first part.

That the said party of the second part binds and obligates himself to install and maintain the encroaching facility in such safe and proper condition that it will not interfere with or endanger travel upon said highway, nor obstruct nor interfere with the proper maintenance thereof, to reimburse the party of the first part for the cost incurred for any repairs or maintenance to its roadways and structures necessary due to the installation and existence of the facilities of the party of the second part, and if at any time the party of the first part shall require the removal of or changes in the location of the said facilities, that the said party of the second part binds himself, his successors and assigns, to promptly remove or alter the said facilities, in order to conform to the said requirement, without any cost to the party of the first part.

That the party of the second part agrees to provide during construction and any subsequent maintenance proper signs, signal lights, flagmen and other warning devices for the protection of traffic in conformance with the latest <u>Manual on Uniform Traffic Control Devices</u> <u>for Streets and Highways</u> and Amendments or Supplements thereto. Information as to the above rules and regulations may be obtained from the Division Engineer of the party of the first part.

That the party of the second part hereby agrees to indemnify and save harmless the party of the first part from all damages and claims for damage that may arise by reason of the installation and maintenance of this encroachment.

That the party of the second part agrees to restore all areas disturbed during installation and maintenance to the satisfaction of the Division Engineer of the party of the first part. The party of the second part agrees to exercise every reasonable precaution during construction and maintenance to prevent eroding of soil; silting or pollution of rivers, streams, lakes, reservoirs, other water impoundments, ground surfaces or other property; or pollution of the air. There shall be compliance with applicable rules and regulations of the North Carolina Division of Environmental Management, North Carolina Sedimentation Control Commission, and with ordinances and regulations of various counties, municipalities and other official agencies relating to pollution prevention and control. When any installation or maintenance operation disturbs the ground surface and existing ground cover, the party of the second part agrees to remove and replace the sod or otherwise reestablish the grass cover to meet the satisfaction of the Division Engineer of the party of the first part.

That the party of the second part agrees to assume the actual cost of any inspection of the work considered to be necessary by the Division Engineer of the party of the first part.

That the party of the second part agrees to have available at the construction site, at all times during construction, a copy of this agreement showing evidence of approval by the party of the first part. The party of the first part reserves the right to stop all work unless evidence of approval can be shown.

Provided the work contained in this agreement is being performed on a completed highway open to traffic; the party of the second part agrees to give written notice to the Division Engineer of the party of the first part when all work contained herein has been completed. Unless specifically requested by the party of the first part, written notice of completion of work on highway projects under construction will not be required.

That in the case of noncompliance with the terms of this agreement by the party of the second part, the party of the first part reserves the right to stop all work until the facility has been brought into compliance or removed from the right of way at no cost to the party of the first part.

That it is agreed by both parties that this agreement shall become void if actual construction of the work contemplated herein is not begun within one (1) year from the date of authorization by the party of the first part unless written waiver is secured by the party of the second part from the party of the first part.

During the performance of this contract, the second party, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor"), agrees as follows:

a. <u>Compliance with Regulations</u>: The contractor shall comply with the Regulations relative to nondiscrimination in Federally-assisted programs of the U. S. Department of Transportation, Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

Route(s) _SR1815

- Nondiscrimination: The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- Solicitations for Subcontracts, including Procurements of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, or national origin.
- <u>Information and Reports</u>: The contractor shall provide all information and reports required by the Regulations, or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Department of Transportation or the Federal Highway Administration to be pertinent to ascertain compliance with such Regulations or directives. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the Department of Transportation, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.
- Sanctions for Noncompliance: In the event of the contractor's noncompliance with the nondiscrimination provisions of this contract, the Department of Transportation shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to,
 - (1) withholding of payments to the contractor under the contract until the contractor complies, and/or
 - (2) cancellation, termination or suspension of the contract, in whole or in part.
- Incorporation of Provisions: The contractor shall include the provisions of paragraphs "a" through "f" in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontract or procurement as the Department of Transportation or the Federal Highway Administration may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the Department of Transportation to enter into such litigation to protect the interests of the State, and, in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

R/W (161): Party of the Second Part certifies that this agreement is true and accurate copy of the form R/W (161) incorporating all revisions to date.

IN WITNESS WHEREOF, each of the parties to this agreement has caused the same to be executed the day and year first above written.

	DEPARTMENT OF TRANSPORTATION
ATTEST OR WITNESS:	BY: DIVISION ENGINEER
Candice White, Clerk to the Board	W. Marshall Faircloth, Chairman
NORCRESS Water and Sewer District	NORCRESS Water and Sewer District

INSTRUCTIONS

When the applicant is a corporation or a municipality, this agreement must have the corporate seal and be attested by the corporation secretary or by the empowered city official, unless a waiver of corporate seal and attestation by the secretary or by the empowered City official is on file in the Raleigh office of the Manager of Right of Way. In the space provided in this agreement for execution, the name of the corporation or municipality shall be typed above the name, and title of all persons signing the agreement should be typed directly below their signature.

When the applicant is not a corporation, then his signature must be witnessed by one person. The address should be included in this agreement and the names of all persons signing the agreement should be typed directly below their signature.

This agreement must be accompanied, in the form of an attachment, by plans or drawings showing the following applicable information:

- All roadways and ramps.
- 2. Right of way lines and where applicable, the control of access lines.
- 3. Location of the existing and/or proposed encroachment.
- 4. Length, size and type of encroachment.
- 5. Method of installation.
- Dimensions showing the distance from the encroachment to edge of pavement, shoulders, etc. 6.
- 7. Location by highway survey station number. If station number cannot be obtained, location should be shown by distance from some identifiable point, such as a bridge, road, intersection, etc. (To assist in preparation of the encroachment plan, the Department's roadway plans may be seen at the various Highway Division Offices, or at the
- 8. Drainage structures or bridges if affected by encroachment (show vertical and horizontal dimensions from encroachment to nearest part of structure).
- q Method of attachment to drainage structures or bridges.
- 10. Manhole design.
- On underground utilities, the depth of bury under all traveled lanes, shoulders, ditches, sidewalks, etc. 11.
- 12.
- Length, size and type of encasement where required. On underground crossings, notation as to method of crossing boring and jacking, open cut, etc. 13.
- 14. Location of vents.

GENERAL REQUIREMENTS

- Any attachment to a bridge or other drainage structure must be approved by the Head of Structure Design in Raleigh 1. prior to submission of encroachment agreement to the Division Engineer.
- 2. All crossings should be as near as possible normal to the centerline of the highway.
- 3. Minimum vertical clearances of overhead wires and cables above all roadways must conform to clearances set out in the National Electric Safety Code.

 Encasements shall extend from ditch line to ditch line in cut sections and 5' beyond toe of slopes in fill sections.
- 4.
- All vents should be extended to the right of way line or as otherwise required by the Department. 5.
- All pipe encasements as to material and strength shall meet the standards and specifications of the Department. 6.
- Any special provisions or specifications as to the performance of the work or the method of construction that may be required by the Department must be shown on a separate sheet attached to encroachment agreement provided that such information cannot be shown on plans or drawings.
- 8. The Department's Division Engineer should be given notice by the applicant prior to actual starting of installation included in this agreement.



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF MARCH 16, 2020

TO: BOARD OF COUNTY COMMISSIONERS

FROM:

DATE:

SUBJECT: MEETINGS

BACKGROUND

April 6, 2020 (Monday) - 9:00 AM April 20, 2020 (Monday) - 6:45 PM