

---

**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**JUDGE E. MAURICE BRASWELL**  
**CUMBERLAND COUNTY COURTHOUSE - ROOM 118**  
**NOVEMBER 2, 2020**  
**9:00 AM**

---

INVOCATION - Commissioner Jeannette Council

PLEDGE OF ALLEGIANCE -

RECOGNITIONS

Sheriff's Office Deputy Tajaye Murray for receiving the Award of Merit at the 2020 Greater Fayetteville Chamber Valor Awards

Sheriff's Office Corporal Christopher Belvins and Deputy Phillip Russ for receiving the Lifesaving Award at the 2020 Greater Fayetteville Chamber Valor Awards

1. APPROVAL OF AGENDA

2. PRESENTATIONS

A. Tobacco Control Updates

3. CONSENT AGENDA

A. Approval of October 19, 2020 Regular Meeting Minutes

B. Approval of Proclamation for "World Pancreatic Cancer Awareness Day"

C. Approval of Sale of Surplus Real Properties Located at 814 Anita Rd., Off Clyde St., and Off Sage St., Fayetteville

D. Acceptance of Offer to Purchase Surplus Property Adjoining Ireland Drive, Fayetteville

E. Acceptance of Offer to Purchase Surplus Property Located at 319 Lincoln Drive, Fayetteville

F. Acceptance of Offer to Purchase Surplus Property Located at 402 S. Plymouth Street, Fayetteville

G. Acceptance of Offer to Purchase Surplus Property Located at 5206 Tara Way Drive, Fayetteville

H. Approval of Offer to Purchase Surplus Property Located at 2709 Larry Street, Fayetteville

I. Approval of Budget Ordinance Amendments for the November 2, 2020 Board of Commissioners' Agenda

4. ITEMS OF BUSINESS

- A. Consideration of Adoption of 2021 Board of Commissioners' Regular Meeting Dates and Agenda Session Regular Meeting Dates
- 5. NOMINATIONS \*\*There are No Nominations for this Meeting\*\*
- 6. APPOINTMENTS
  - A. Animal Services Board (1 Vacancy)
- 7. CLOSED SESSION:
  - A. Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6)

**ADJOURN**

**WATCH THE MEETING LIVE**

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

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

**IT WILL BE REBROADCAST ON WEDNESDAY, NOVEMBER 4, AT 7:00 PM AND FRIDAY, NOVEMBER 6, AT 10:30 AM.**

**REGULAR BOARD MEETINGS:**

**November 16, 2020 (Monday) - 6:45 PM  
December 7, 2020 (Monday) - 9:00 AM  
December 21, 2020 (Monday) - 6:45 PM**



**DEPARTMENT OF PUBLIC HEALTH**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: DR. JENNIFER GREEN, PUBLIC HEALTH DIRECTOR**

**DATE: 10/5/2020**

**SUBJECT: TOBACCO CONTROL UPDATES**

**BACKGROUND**

The Board will receive an update on the tobacco control efforts both nationally and locally in the current COVID-19 environment. Topics will include: Vaping/U.S. Food and Drug Administration (FDA) regulation on flavors, Tobacco 21 implementation, overall data for the state, region and county in regards to tobacco use, zoning and schools, and an overview of the new Military Health and Readiness Initiative in partnership with University of North Carolina (UNC) and Fort Bragg.

**RECOMMENDATION / PROPOSED ACTION**

No action needed, for presentation only.

**ATTACHMENTS:**

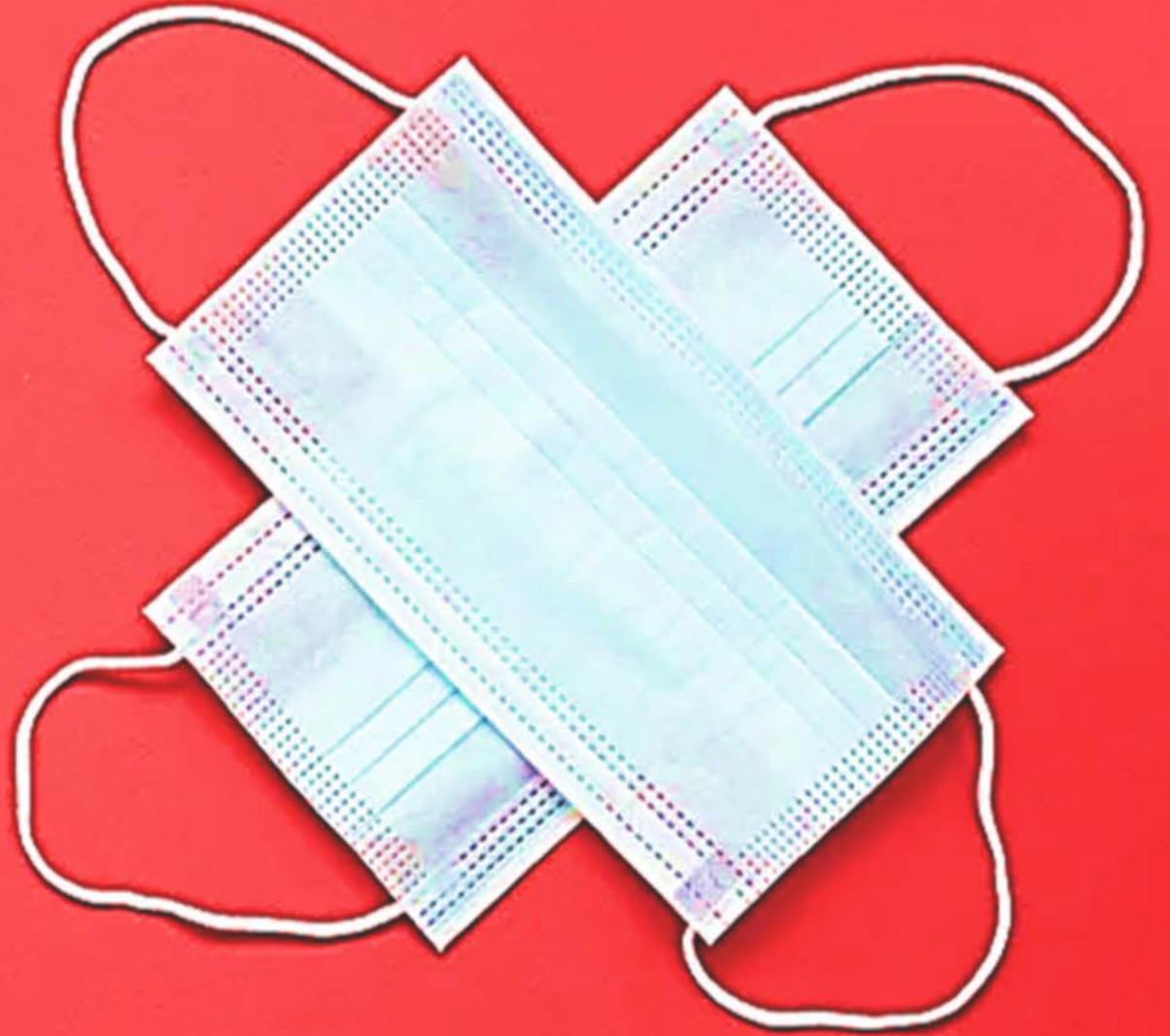
Description

Tobacco Control Presentation

Type

Backup Material

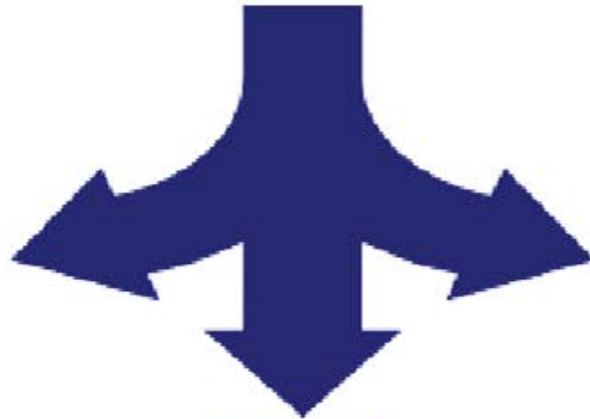
**Pandemic** in a  
**Persistent**  
**Epidemic**



# The Burden of Tobacco Use and Secondhand Smoke Exposure in NC

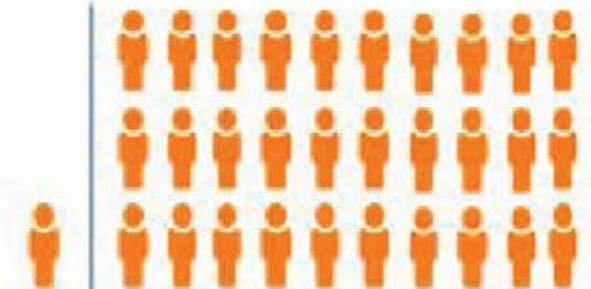
*Tobacco use is the #1 cause of preventable death  
in North Carolina (and the U.S.)*

Smoking causes  
more deaths each year  
than these causes combined:



**1 in 5**  
Deaths in NC due to  
tobacco use

For every death,  
**30**  
sick or disabled





# Adult Smoking Rates in NC

50%  
1945

17.4%  
2018



# High School Smoking Rates in NC

31.6%  
1999

5.7%  
2019





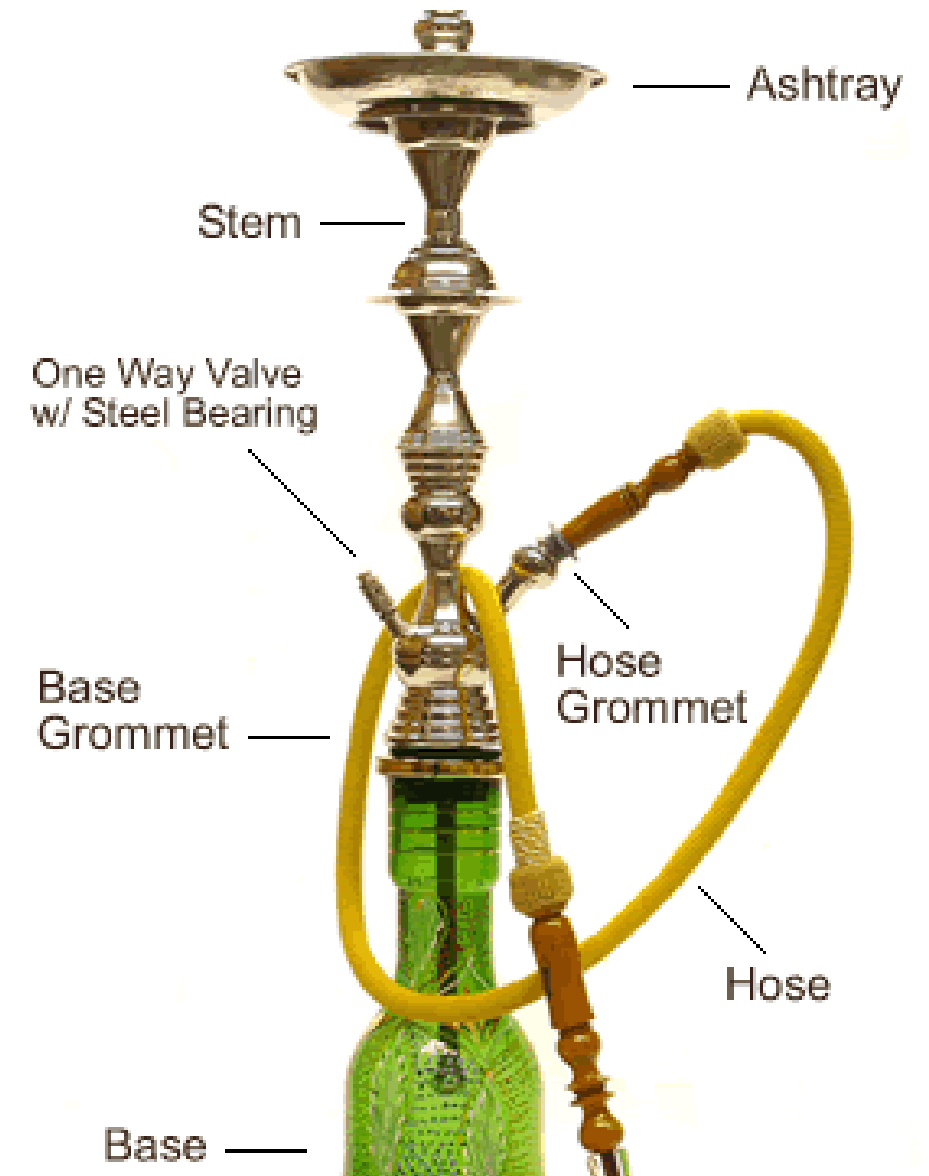
**High school tobacco users would fill up  
5,574 buses stretching 45 miles long**





# Changing Landscape of Tobacco Products





**Smoking  
increases  
your risk of  
respiratory  
infections.**



Keep your lungs  
healthy by not smoking  
tobacco or vaping

**CALL**

**1.800.QUIT.NOW**  
for **FREE** help to quit



# Youth, Vaping & COVID

Young people who  
ever used **e-cigarettes**

**5x**

more likely to be  
**diagnosed with COVID-19**

Young people who  
ever used **e-cigarettes plus  
conventional cigarettes**

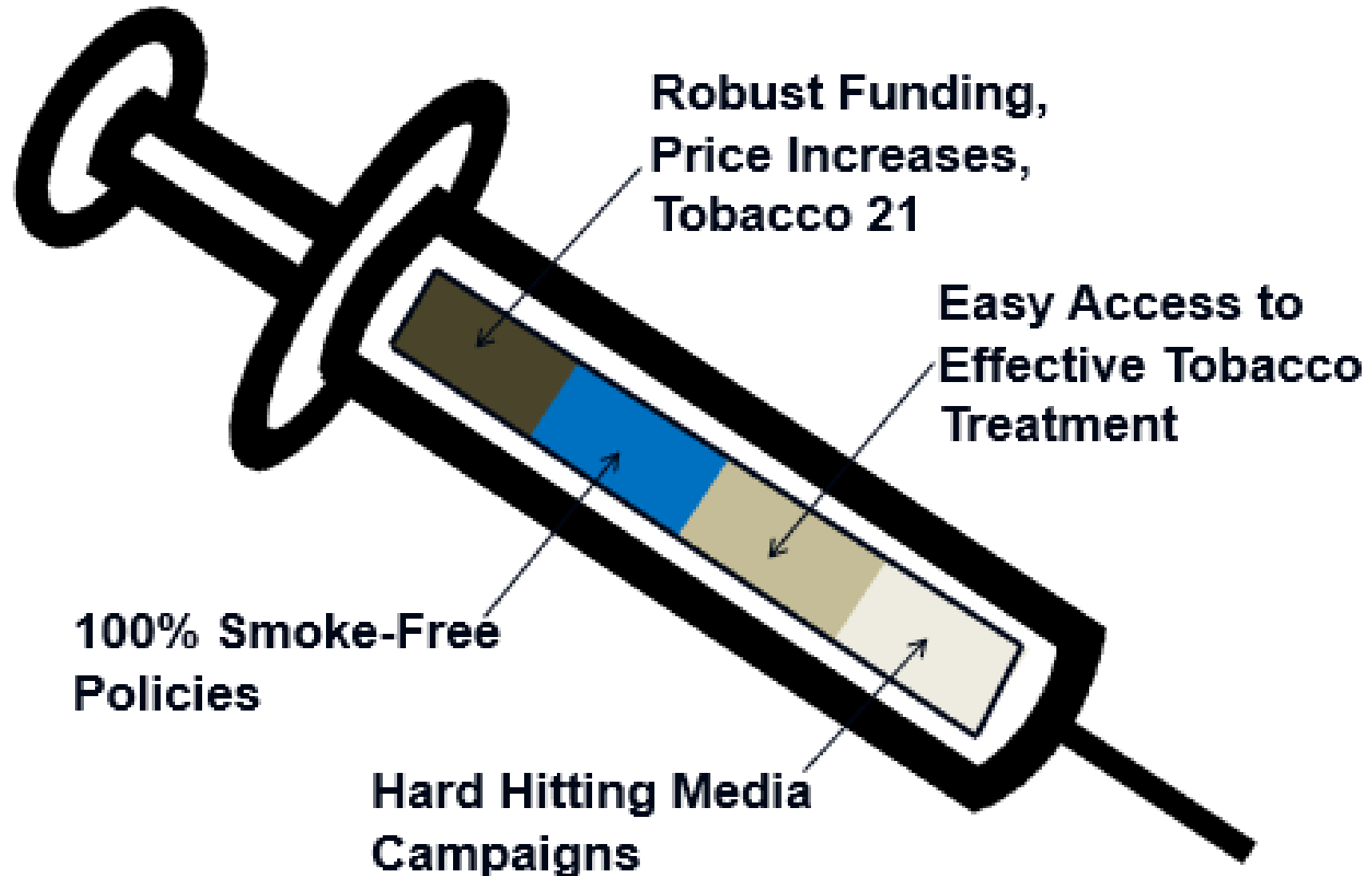
**7x**

more likely to be  
**diagnosed with COVID-19**



**Turning  
the Curve**

# The Tobacco Prevention and Control Vaccine





# TOBACCO

~~eighteen~~ **twenty-one**

- December 2019, legislation was signed to amend the Federal Food, Drug, & Cosmetic Act, and raise the federal minimum age of sale of tobacco products from 18 to 21 years.
- No exemption for sales to members of military, or grandfathering of age groups
- Does not require that states pass laws raise the age, but does require compliance with federal law

# FDA Enforcement Actions on Flavored E-cigarettes

January 2020

- Any flavored, cartridge-based ENDS product (other than a tobacco- or menthol-flavored ENDS product)
- All other ENDS products for which the manufacturer has failed to take (or is failing to take) adequate measures to prevent minors' access
- Any ENDS product that is targeted minors or likely to promote use by minors.



# Cumberland County Board of Health

2019- Cumberland County Board of Health Resolution in Support of Vape Shop Zoning Ordinances in all Cumberland County Municipalities

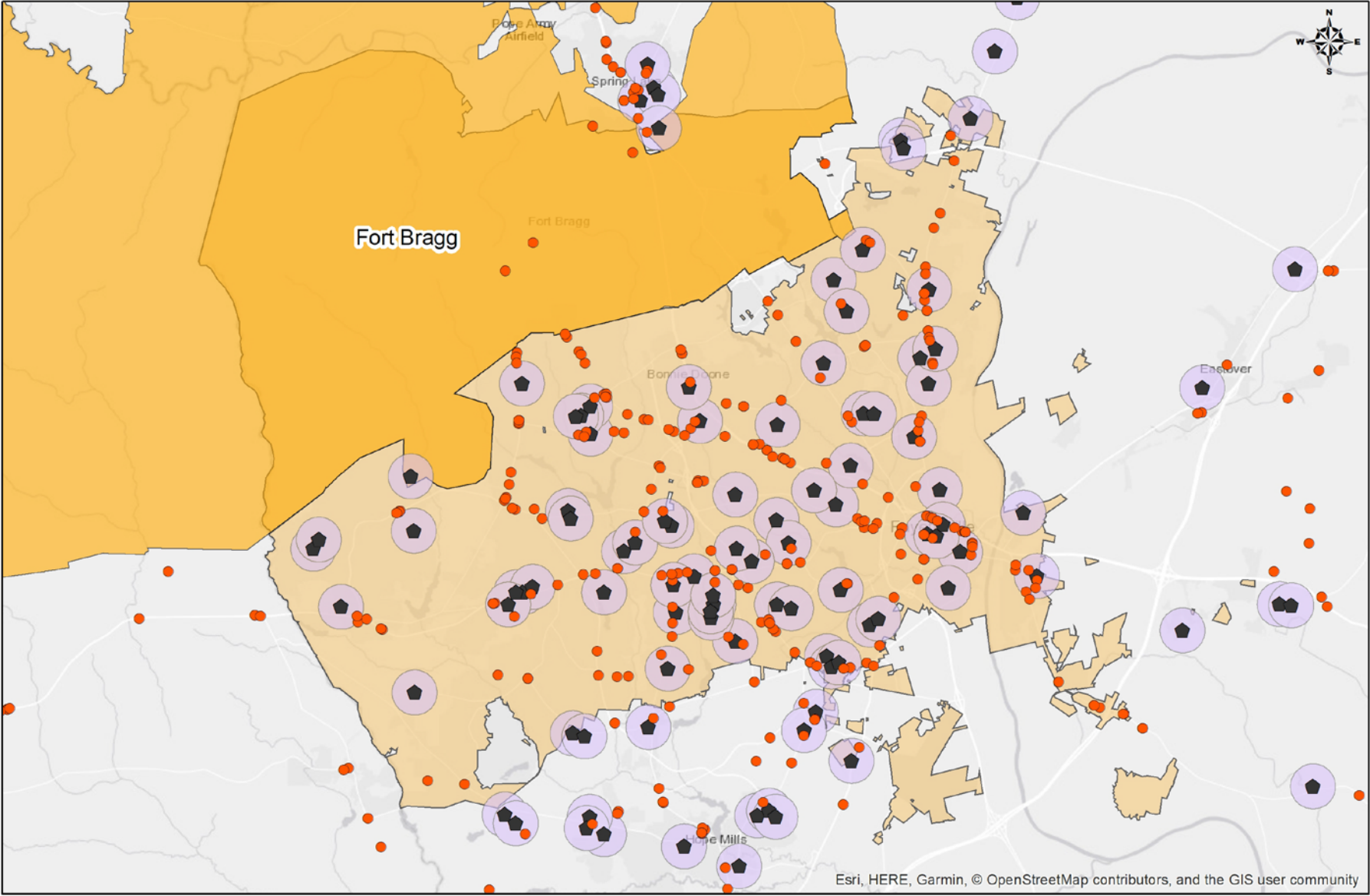
2020-Cumberland County Board of Health Resolution that Supports the Enactment of Local Government Buildings, Grounds, Vehicles and Indoor Public Places, Including Smoking, Smokeless and Electronic Devices



**Public Health**  
Prevent. Promote. Protect.



# Cumberland County Schools and Tobacco Retailers



## Legend

- Tobacco Retailers
- ⬠ Schools
- Schools Half-Mile Euclidean Buffer
- Fort Bragg
- Fayetteville

# Military Health and Readiness Initiative

## Promoting Cessation

### Fort Bragg Community

**26%**      
of Fort Bragg soldiers report tobacco use<sup>1</sup>

**38%**      
of active duty smokers start after enlisting<sup>2</sup>

**67%**      
of Fort Bragg soldiers live off post in 8 surrounding counties<sup>3</sup>

### Quitline Promotion Campaign, 2019



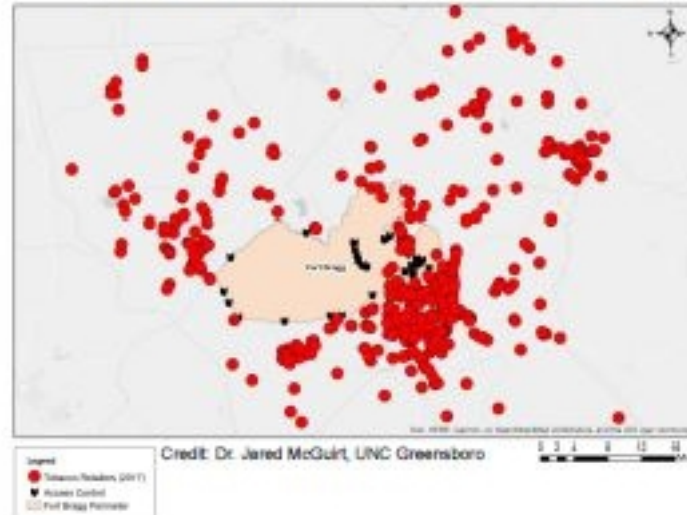
1,003,701 Impressions  
2,401 Clicks  
0.24% CTR (vs. 15%)



Digital Mobile Ads  
Geofencing  
Household level geofencing

## Reducing Availability

### Density of Tobacco Retailers, 2017



### Tobacco Pricing, 2019

Kong et al., 2019  
108 Vendors  
Texas AFBs

On-base: \$5.72  
Off-base: \$6.49

On-base: \$3.89  
Off-base: \$4.42



Fort Bragg Pilot  
5 Vendors


On-base: \$5.80  
Off-base: \$6.35


On-base: \$3.20  
Off-base: \$4.30


## Shifting Norms

### Fort Bragg Policy

Fort Bragg Tobacco Policy\* states that DTAs:

 Must be 50 feet away from building entrances

 Will not be located in any areas commonly used by nonsmokers

 May not be adjacent to walkways

\*Installation Policy Letter #32 November 2017



### Childcare Centers



### WAMC Areas

-  15 DTAs identified
-  15 non-compliant (1+)
-  13 non-compliant (2+)





# 100% Tobacco Free/Smoke-Free Written Regulations



		Local Health Dept. Region	Government Buildings	Government Vehicles	Government Grounds	Gov't-Owned Parks Only	Recreation Areas	Public Places
--	--	---------------------------	----------------------	---------------------	--------------------	------------------------	------------------	---------------

ANSON	6	☑	☑	⊗	⊗	⊗	⊗
CUMBERLAND	6	☑	☑	⊗	⊗	⊗	⊗
HARNETT	6	☑	⊗	⊗	⊗	⊗	⊗
HOKE	6	☑	⊗	⊗	⊗	☑	⊗
LEE	6	☑	☑	⊗	⊗	⊗	⊗
MONTGOMERY	6	☑	☑	⊗	⊗	⊗	⊗
MOORE	6	☑	☑	☑	☑	☑	⊗
RANDOLPH	6	☑	☑	☑	☑	☑	⊗
RICHMOND	6	☑	⊗	⊗	⊗	⊗	⊗
SCOTLAND	6	☑	⊗	⊗	⊗	⊗	⊗
TOTAL # OF PLACES STATEWIDE		84	64	25	32	35	3

## LEGEND:



100% Tobacco Free Policy



100% Smoke Free Policy



No Written Regulation or Less than 100% Written Regulation



# Local Governments Have Authority to Regulate Smoking on Local Government Grounds



“An unenclosed area owned, leased or occupied by local government” G.S. § 130A-492(6)

Grounds next to city or county government buildings;

Parking lots;

Parks;

Sidewalks maintained/controlled by the city or county;

Bus stops; and

Other outdoor facilities.

# Local Governments Have Authority to Regulate Smoking in **Public Places**

“An enclosed area to which the public is invited or in which the public is permitted”  
G.S. §130A-492(14)

Grocery stores;  
Shopping centers;  
Banks;  
Gaming facilities;  
Bowling centers;  
Movie theaters; and  
Other places where  
the public is permitted.



Change happens at the speed of

TRUST



# Resources

Local Government Smoke-Free Implementation Toolkit -

<http://www.tobaccopreventionandcontrol.ncdhhs.gov/lgtoolkit/index.htm>

Business Pulse - [www.cdcfoundation.org/businesspulse](http://www.cdcfoundation.org/businesspulse)

The Community Guide -

<http://www.thecommunityguide.org/Tobacco/smokefreepolicies.html>

UNC School of Government - <http://canons.sog.unc.edu/?p=7788>

U.S. Surgeon General's Report on E-Cigarettes - <https://e-cigarettes.surgeongeneral.gov/>

TPCB Maps and Dashboards -

<http://www.tobaccopreventionandcontrol.ncdhhs.gov/maps/maps.htm>





**Travis Greer**

**Region 6 Tobacco Control Manager**

Phone: 910-433-3852

[tgreer@co.cumberland.nc.us](mailto:tgreer@co.cumberland.nc.us)





**CLERK TO THE BOARD OF COMMISSIONERS**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: 11/2/2020**

**SUBJECT: APPROVAL OF PROCLAMATION FOR "WORLD PANCREATIC  
CANCER AWARENESS DAY"**

**BACKGROUND**

Request was received for a proclamation designating November 19, 2020 as "World Pancreatic Cancer Awareness Day" in Cumberland County.

**RECOMMENDATION / PROPOSED ACTION**

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

**ATTACHMENTS:**

Description	Type
Proclamation for "World Pancreatic Cancer Awareness Day"	Backup Material

## roclamation

*WHEREAS, in 2020, an estimated 57,600 people will be diagnosed with pancreatic cancer in the United States and 47,050 will die from the disease;*

*WHEREAS, pancreatic cancer is one of the deadliest cancers, is currently the third leading cause of cancer death in the United States and it is projected to soon become the second leading cause;*

*WHEREAS, pancreatic cancer is a major cancer with the lowest five-year survival rate at just 10 percent;*

*WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally in later stages, and 71 percent of pancreatic cancer patients die within the first year of their diagnosis, while 90 percent of pancreatic cancer patients die within the first five years;*

*WHEREAS, approximately 1,450 deaths occurred in North Carolina in 2019 according to the Pancreatic Cancer Action Network;*

*WHEREAS, the good health and well-being of the residents of Cumberland County are enhanced as a direct result of increased awareness about the symptoms and risk factors of pancreatic cancer and research into early detection, causes and effective treatments.*

*NOW THEREFORE, BE IT PROCLAIMED, that the Cumberland County Board of Commissioners hereby designates November 19, 2020 as "World Pancreatic Cancer Awareness Day."*

*Adopted this 2nd day of November 2020.*

---

*W. Marshall Faircloth, Chairman  
Cumberland County Board of Commissioners*



**OFFICE OF THE COUNTY ATTORNEY**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/27/2020**

**SUBJECT: APPROVAL OF SALE OF SALE OF SURPLUS REAL PROPERTIES  
LOCATED AT 814 ANITA RD., OFF CLYDE ST., AND OFF SAGE ST.,  
FAYETTEVILLE**

**BACKGROUND**

On August 3, 2020, the Board adopted a resolution of its intent to accept the offer of Mr. Antonio Shelly to purchase the following properties for the prices indicated for each:

PIN 0469-61-7062, located at 814 Anita Road, Fayetteville; with an offer of \$1,689.00; tax value of \$4,500; zoned SF10;

PIN 0419-50-3201, located off Clyde Street, Fayetteville; with an offer of \$1,126.00; tax value of \$4,500; zoned SF6; and

PIN 0446-47-2905, located off Sage Street, Fayetteville, with an offer of \$1,966; tax value of \$3,000; zoned SF6

Notice of the proposed sale, subject to the upset bid process required by G.S. § 160A-269, was advertised in the *Fayetteville Observer* on August 7, 2020. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

**RECOMMENDATION / PROPOSED ACTION**

County Attorney recommends the Board accept this offer and authorize the Chair or the County Manager to execute a deed for the property upon the County's receipt of the balance of the purchase price for each parcel.

**ATTACHMENTS:**

Description

AFF OF PUBLICATION

Type

Backup Material

# AFFIDAVIT OF PUBLICATION

NORTH CAROLINA  
Cumberland County

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

Take notice that the Board of Commissioners finds the real property described herein is not needed for governmental purposes and proposes to accept an offer to purchase the properties with PIN 0168-61-7052 located at 811 Anita Rd., Fayetteville, for a price of \$1,689; PIN 0119-50-3201 located off Clyde St., Fayetteville, for a price of \$1,126; and PIN 0146-47-2905 located off Sage St., Fayetteville, for a price of \$1,966. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any or all offers. Further details may be obtained from the Office of the County Attorney, at 910-678-7762.  
August 4, 2020

Candice White, Clerk to the Board  
8/7 5214369

Before the undersigned, a Notary Public of said County and state, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared. CINDY O. MCNAIR  
Who, being duly sworn or affirmed, according to law, doth depose and say that he/she is a LEGAL SECRETARY of DB North Carolina Holdings, Inc., a corporation organized and doing business under the Laws of the State of Delaware, and publishing a newspaper known as the FAYETTEVILLE OBSERVER, in the City of Fayetteville, County and State aforesaid, and that as such he/she makes this affidavit, that he/she is familiar with the books, files and business of said Corporation and by reference to the files of said publication the attached advertisement of CL Legal Line BOC - 814 ANITA RD.  
of CUMB CO ATTORNEY'S  
was inserted in the aforesaid newspaper in space, and on dates as follows:

8/7/2020

and at the time of such publication The Fayetteville Observer was a newspaper meeting all the requirements and qualifications prescribed by Sec. No. 1-597 G.S. of N.C.

The above is correctly copied from the books and files of the aforesaid corporation and publication.

*Cindy O. McNair*

LEGAL SECRETARY

Title

Cumberland County, North Carolina

Sworn or affirmed to, and subscribed before me, this 11 day of August, A.D., 2020.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

*Pamela H. Walters*

Pamela H. Walters, Notary Public

My commission expires 5th day of December, 2020.

MAIL TO: CUMB CO ATTORNEY'S  
PO BOX 1829,  
FAYETTEVILLE, NC 28302-0000

0005214389



## **OFFICE OF THE COUNTY ATTORNEY**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/28/2020**

**SUBJECT: ACCEPTANCE OF OFFER TO PURCHASE SURPLUS PROPERTY  
ADJOINING IRELAND DRIVE, FAYETTEVILLE**

#### **BACKGROUND**

The County and the City of Fayetteville acquired the real property with the PIN 0416-67-0184, being Parcel 2 in the Deed recorded in Book 10908, Page 742, adjoining Ireland Drive, Fayetteville, at a tax foreclosure sale in 2009 for a purchase price of \$3,051.75. The property is zoned SF10 with a tax value of \$10,800.00. The City conveyed its interest in the property to the County on October 20, 2020, by a quitclaim deed recorded in Book 10908 at Page 742. Based on the GIS Mapping and the tax records, there is not a structure on the lot. Maline Crupi made an offer to purchase the property for \$3,051.75. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

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

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

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

Take notice that the Board of Commissioners finds the real property with PIN 0416-67-0184, being Parcel 2 in the Deed recorded in Book 10908, Page 742, adjoining Ireland Drive, Fayetteville, is not needed for governmental purposes and intends to accept an offer to purchase the property for \$3,051.75. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the



Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

November \_\_\_, 2020

Candice White, Clerk to the Board



## **OFFICE OF THE COUNTY ATTORNEY**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/28/2020**

**SUBJECT: ACCEPTANCE OF OFFER TO PURCHASE SURPLUS PROPERTY  
LOCATED AT 319 LINCOLN DRIVE, FAYETTEVILLE**

#### **BACKGROUND**

The County and the City of Fayetteville acquired the real property with the PIN 0437-81-1404, being Cape Fear Dev. Co. Blue Homes, Lot 15, P/B 12, Pg. 21, located at 319 Lincoln Drive, Fayetteville, at a tax foreclosure sale in 2018 for a purchase price of \$7,437.21. The property is zoned MR5 with a tax value of \$28,700.00. The City conveyed its interest in the property to the County on October 9, 2020, by a quitclaim deed recorded in Book 10899 at page 650. Based on the GIS Mapping and the tax records, there is a structure on the lot. Maline Crupi made an offer to purchase the property for \$7,437.21. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

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

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

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

Take notice that the Board of Commissioners finds the real property 0437-81-1404, being Cape Fear Dev. Co. Blue Homes, Lot 15, P/B 12, Pg. 21, located at 319 Lincoln Drive, Fayetteville, NC, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$7,437.21. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand

dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

November \_\_\_, 2020

Candice White, Clerk to the Board



## **OFFICE OF THE COUNTY ATTORNEY**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/28/2020**

**SUBJECT: ACCEPTANCE OF OFFER TO PURCHASE SURPLUS PROPERTY  
LOCATED AT 402 S. PLYMOUTH STREET, FAYETTEVILLE**

#### **BACKGROUND**

The County and the City of Fayetteville acquired the real property with the PIN 0446-68-2759, being Lot 1 Benny R & Grace B Melvin Prop., P/B 70, Pg. 24., located at 402 S. Plymouth Street, Fayetteville, at a tax foreclosure sale in 2013 for a purchase price of \$4,722.95. The property is zoned SF6 with a tax value of \$3,750.00. The City conveyed its interest in the property to the County on October 9, 2020, by a quitclaim deed recorded in Book 10899 at Page 650. Based on the GIS Mapping and the tax records, there is not a structure on the lot. Ruby Diaz made an offer to purchase the property for \$4,722.95. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

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

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

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

Take notice that the Board of Commissioners finds the real property with PIN 0446-68-2759, being Lot 1 Benny R & Grace B Melvin Prop., P/B 70 Pg. 24, located at 402 S. Plymouth Street, Fayetteville, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$4,722.95. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the

bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

November \_\_\_, 2020

Candice White, Clerk to the Board





## **OFFICE OF THE COUNTY ATTORNEY**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/28/2020**

**SUBJECT: ACCEPTANCE OF OFFER TO PURCHASE SURPLUS PROPERTY  
LOCATED AT 5206 TARA WAY DRIVE, FAYETTEVILLE**

#### **BACKGROUND**

The County and the City of Fayetteville acquired the real property with the PIN 0405-98-0447, being Lot 4 Cumberland Sub., P/B 36, Pg. 1, located at 5206 Tara Way Drive, Fayetteville, at a tax foreclosure sale in 2013 for a purchase price of \$7,310.82. The property is zoned SF10 with a tax value of \$12,000.00. The City conveyed its interest in the property to the County on October 20, 2020, by a quitclaim deed recorded in Book 10908 at Page 742. Based on the GIS Mapping and the tax records, there is not a structure on the lot. Jocelyn L. Bradley on behalf of Pint-Sized Properties, LLC, made an offer to purchase the property for \$7,310.82. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

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

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

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

Take notice that the Board of Commissioners finds the real property with PIN 0405-98-0447, being Lot 4 Cumberland Sub., P/B 36, Pg. 1, located at 5206 Tara Way Drive, Fayetteville, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$7,310.82. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars

(\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

November \_\_, 2020

Candice White, Clerk to the Board



## **OFFICE OF THE COUNTY ATTORNEY**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: COUNTY ATTORNEY**

**DATE: 10/28/2020**

**SUBJECT: APPROVAL OF OFFER TO PURCHASE SURPLUS PROPERTY  
LOCATED AT 2709 LARRY STREET, FAYETTEVILLE**

#### **BACKGROUND**

The County acquired the real property with the PIN 0415-78-1330, being Lt 11 Maness Prop, P/B 33, Pg. 53, located at 2709 Larry Street, Fayetteville, at a tax foreclosure sale in 2011 for a purchase price of \$6,540.45. The property is zoned R10 with a tax value of \$14,000.00. Based on the GIS Mapping and the tax records, there is no structure on the lot. Jocelyn Bradley, on behalf of Pint-Sized Properties, LLC, made an offer to purchase the property for \$6,540.45. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

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

The County Attorney recommends the Board consider the offer of Jocelyn Bradley on behalf of Pint-Sized Properties, LLC. If the Board proposes to accept the offer, resolve that the described real property is not needed for governmental purposes and direct that it be advertised and sold pursuant to the upset bid process of G. S. § 160A-269.

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

Take notice that the Board of Commissioners finds the real property with PIN 0415-78-1330, being Lt 11 Maness Prop, P/B 33, Pg. 53, located at 2709 Larry Street, Fayetteville, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$6,540.45. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the

Clerk. This procedure shall be repeated until no further qualifying upset bids are received. The Board of Commissioners may at any time reject any and all offers. Further details may be obtained from the Office of the County Attorney, Suite 551-Courthouse, Fayetteville, NC 28302.

November \_\_, 2020

Candice White, Clerk to the Board



## **BUDGET DIVISION**

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: DUANE T. HOLDER, DEPUTY COUNTY MANAGER**

**DATE: 10/28/2020**

**SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE  
NOVEMBER 2, 2020 BOARD OF COMMISSIONERS' AGENDA**

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

##### **General Fund 101 and Coronavirus Relief Fund 258**

**1) Board of Elections and Coronavirus Relief Fund – Budget Ordinance Amendment B210383 to recognize additional Federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funds for election day Coronavirus prevention and supplemental pay to poll workers in the amount of \$95,000**

The Board is requested to approve Budget Ordinance Amendment B210383 to recognize additional Federal Coronavirus Aid, Relief, and Economic Security (CARES) Act funds for election day Coronavirus prevention and supplemental pay to poll workers in the amount of \$95,000. These funds will dedicate \$10,000 to prepare for and respond to the Coronavirus pandemic during the 2020 federal election cycle and provide \$100 in supplemental pay to the 850 poll workers working on November 3<sup>rd</sup>, 2020.

Please note this amendment requires no additional county funds.

#### **REGARDING THE FOLLOWING ITEMS #2-#3 PLEASE NOTE:**

Each fiscal year County departments may have projects that have been approved and initiated but were not complete by the fiscal year end (6/30/20) or items ordered that had not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2020 budget; however, the money was not spent by June 30, 2020.



The following amendments seek to bring these funds forward from FY 2020 into the current fiscal year, allowing the department to complete and pay for these projects and items. These revisions are not using ‘new’ funds but are recognizing the use of FY20 funds in FY21.

## **General Fund 101**

### **2) Animal Services – Budget Ordinance Amendment B210344 to re-appropriate FY20 Stanton Foundation Grant funds for the purchase of a mobile adoption van in the amount of \$112,963**

The Board is requested to approve Budget Ordinance Amendment B210344 to re-appropriate FY20 Stanton Foundation grant funds for the purchase of mobile adoption van in the amount of \$112,963. This purchase was approved at the October 7, 2019 Board of Commissioners meeting. The frame of the vehicle was custom built to specifications in FY20, but the interior and vehicle wrap could not be completed in FY20 due to coronavirus pandemic related delays.

## **General Fund 101, Community Development Fund 265, Community Development Home Fund 266, Community Development Support Housing Fund 267**

### **3) Community Development, Housing Activities, Economic Development, Public Facilities, Public Services, CD Miscellaneous Grants, HOME Administration, HOME Housing Activity, Support Housing Program Grants – Budget Ordinance Amendment B210427 to re-appropriate FY 20 funds in the amount of \$3,244,964**

The Board is requested to approve Budget Ordinance Amendment B210427 to re-appropriate FY20 funds in the amount of \$650,878 of program income, \$254,597 in Coronavirus Aid, Relief, and Economic Security (CARES) funds, \$2,167,457 in Entitlement funds, \$189,619 for a General Fund match, and a \$17,587 decrease in the Safe Homes Grant.



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

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CANDICE H. WHITE**

**DATE: 11/2/2020**

**SUBJECT: CONSIDERATION OF ADOPTION OF 2021 BOARD OF  
COMMISSIONERS' REGULAR MEETING DATES AND AGENDA  
SESSION REGULAR MEETING DATES**

#### **BACKGROUND**

Each year the Board of Commissioners considers adoption of its regular meeting dates for the upcoming calendar year and each year there are exceptions that have to be considered. The exceptions for calendar year 2021 include the following:

- o The second meeting in January has been moved to Tuesday, January 19 because the preceding Monday, January 18 will be observed as Martin Luther King, Jr. Day.
- o The first meeting in September has been moved to Tuesday, September 7 because the preceding Monday, September 6 will be observed as Labor Day.

For calendar year 2021, the Board may also wish to consider exceptions for its Agenda Session meetings. These exceptions include the following:

- o The NCACC Legislative Goals Conference will be held January 14-15. Reschedule the January 14 Agenda Session meeting for Tuesday, January 12.
- o The NCACC Annual Conference will be held August 11-13. Reschedule the August 12 Agenda Session meeting for Tuesday, August 10.
- o Veterans Day holiday will be observed November 11. Reschedule the August 11 Agenda Session meeting for Tuesday, November 9.

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

Adopt the calendar year 2021 Board of Commissioners' regular meeting dates and Agenda Session regular meeting dates as proposed or amended.

**ATTACHMENTS:**

Description	Type
Board of Commissioners' 2021 Regular Meeting Dates	Backup Material
Agenda Session 2021 Regular Meeting Dates	Backup Material



## **BOARD OF COMMISSIONERS 2021 REGULAR MEETING DATES**

January 4, 2021, 9:00 AM  
January 19, 2021, 6:45 PM (Tuesday)

February 1, 2021, 9:00 AM  
February 15, 2021, 6:45 PM

March 1, 2021, 9:00 AM  
March 15, 2021, 6:45 PM

April 5, 2021, 9:00 AM  
April 19, 2021, 6:45 PM

May 3, 2021, 9:00 AM  
May 17, 2021, 6:45 PM

June 7, 2021, 9:00 AM  
June 21, 2021, 6:45 PM

July – NO MEETINGS

August 2, 2021, 9:00 AM  
August 16, 2021, 6:45 PM

September 7, 2021, 9:00 AM (Tuesday)  
September 20, 2021, 6:45 PM

October 4, 2021, 9:00 AM  
October 18, 2021, 6:45 PM

November 1, 2021, 9:00 AM  
November 15, 2021, 6:45 PM

December 6, 2021, 9:00 AM  
December 20, 2021, 6:45 PM

All meetings are on held on Monday, except as noted above, in Room 118 of the Judge E. Maurice Braswell Cumberland County Courthouse located at 117 Dick Street in Fayetteville, N.C.



**BOARD OF COMMISSIONERS  
2021 AGENDA SESSION  
REGULAR MEETING DATES**

The Cumberland County Board of Commissioners' Agenda Sessions will be held on the second Thursday of every month, except for July, beginning at 1:00 PM in Conference Room 564 of the Judge E. Maurice Braswell Cumberland County Courthouse located at 117 Dick Street in Fayetteville, N.C.

January 12, 2021 (Tuesday)

July – NO MEETING

February 11, 2021

August 10, 2021 (Tuesday)

March 11, 2021

September 9, 2021

April 8, 2021

October 14, 2021

May 13, 2021

November 9, 2021 (Tuesday)

June 10, 2021

December 9, 2021

The third Thursday of every month, except for July, will be set aside for special meetings beginning at 1:00 PM as needed and will be noticed accordingly.





## CLERK TO THE BOARD OF COMMISSIONERS

### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: 10/28/2020**

**SUBJECT: ANIMAL SERVICES BOARD (1 VACANCY)**

#### **BACKGROUND**

On October 19, 2020, the Board of Commissioners nominated the following individuals to fill **one (1) vacancy** on the Animal Services Board:

NOMINEE(S)

At-Large Position:

Jeffery Brooks

Theresa Blackwell

I have attached the current membership list for this board.

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

**Appoint individual to fill the one (1) vacancy above.**

#### **ATTACHMENTS:**

Description

Animal Services Board Membership Roster

Type

Backup Material

ANIMAL SERVICES BOARD  
3 Year Term  
(Terms extended from 2 to 3 years on 8/5/02)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Knowledge &amp; Experience in Dog Behavior and/or Handling Position</u>				
Michelle Harris 5375 Silver Pine Drive Fayetteville, NC 28303 257-7247/960-0643	9/19	2nd	Sept/22 9/30/22	No
<u>Promoting Goals of the Animal Protection Society or the Humane Society or Another Such Broadly- Based and Representative Organization Interested in the Care and Protection of Animals Position</u>				
Jill Deems 2031 Blackwash Lane Hope Mills, NC 28348 916-2883/424-4049	8/18	2nd	Aug/21 8/31/21	No
<u>Ex-Officio - The Veterinarian on Contract to the Animal Services Department Position</u>				
April Kelly 15 Bloom Road Cameron, NC 28326 334-275-5325/321-6852 <a href="mailto:akelly@co.cumberland.nc.us">akelly@co.cumberland.nc.us</a>				
<u>At-Large Positions</u>				
<b>VACANT</b> (Vacated by S. Bryant)	3/17	2nd	Mar/20 3/31/20	No
Charlotte Davis 717 Shopton Ct Fayetteville, NC 28303 867-0747/818-1509 <a href="mailto:chuckid@nc.rr.com">chuckid@nc.rr.com</a>	10/20	1 <sup>st</sup> full term	Mar/23 3/31/23	Yes
<u>City of Fayetteville Resident Positions</u>				
Shannon Pingitore 2509 Morganton Road Fayetteville NC 283 03 910-987-3141 <a href="mailto:email@carolinapetcare.com">email@carolinapetcare.com</a>	10/20	2nd	Oct/23 10/31/23	No
Jennifer Castello (H/F) 3803 Talus Rd Fayetteville, NC 28306 360-682-8750 <a href="mailto:Jennrami1007@gmail.com">Jennrami1007@gmail.com</a>	10/20	1st (serving unexpired term; eligible for two additional terms)	Oct/21 10/31/21	Yes

Board was established by ordinance adopted on January 4, 1999.

Meetings: Bi monthly (Feb./Apr./June/Aug./Oct./Dec.) – 1<sup>st</sup> Monday (*no meetings held on first or last day of any month*) - 6:00 PM - 4704 Corporation Dr. Contact: Sandra Bohannon 321- 6843



**OFFICE OF THE COUNTY MANAGER**

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF NOVEMBER 2, 2020**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM:**

**DATE:**

**SUBJECT: MEETINGS**

**BACKGROUND**

**November 16, 2020 (Monday) - 6:45 PM**

**December 7, 2020 (Monday) - 9:00 AM**

**December 21, 2020 (Monday) - 6:45 PM**