
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
JUDGE E. MAURICE BRASWELL
CUMBERLAND COUNTY COURTHOUSE- ROOM 118
FEBRUARY 20, 2023
6:45 PM

INVOCATION - Commissioner Veronica Jones

PLEDGE OF ALLEGIANCE -

INTRODUCTIONS

Fayetteville-Cumberland Youth Council Members

PUBLIC COMMENT PERIOD

1. APPROVAL OF AGENDA
2. CONSENT AGENDA
 - A. Approval of Report on Fiscal Year 2022 Summary of Activities Funded by County ABC Fund Contributions
 - B. Approval of Request for Destruction of Planning & Inspections Department Records
 - C. Approval of Report on the Disposal of Surplus Property Pursuant to N.C.G.S.160A-226(A)
 - D. Approval of Proposed Additions to the State's Secondary Road System
 - E. Approval of Proposed Additions to the State's Secondary Road System
 - F. Approval of Budget Ordinance Amendments for the February 20, 2023 Board of Commissioners' Agenda
 - G. Approval of Cumberland County Board of Commissioners Agenda Session Items
 1. Relocation of McCauley Container Site to Assembly Court

3. PUBLIC HEARINGS

- A. Case ZON-22-0086

Rezoning Cases

- B. Case ZON-22-0072

4. ITEMS OF BUSINESS

- A. Approval of Resolution by the County of Cumberland to Direct the Expenditure of Opioid Settlement Funds and Budget Ordinance Amendment #B230175

- B. Consideration of Approval of Subaward Agreement to FTCC for the Use of ARPA Funds to Provide Employment Services
 - C. Consideration of Entering Consulting Contract with Interim County Manager
 - D. Consideration of Resolution to Develop an Affordable Housing Plan
5. NOMINATIONS
- A. Civic Center Commission (3 Vacancies)
6. APPOINTMENTS
- A. Cemetery Commission (2 Vacancies)
 - B. Board of Adjustment (3 Vacancies)
 - C. Mid-Carolina Aging Advisory Council (1 Vacancy)
7. CLOSED SESSION
- A. Real Property Acquisition Pursuant to NCGS 143-318.11(a)(5)

ADJOURN

REGULAR BOARD MEETINGS:

March 6, 2023 (Monday) 9:00 AM
March 20, 2023 (Monday) 6:45 PM
April 3, 2023 (Monday) 9:00 AM

WATCH THE MEETING LIVE

THIS MEETING WILL BE STREAMED LIVE THROUGH THE COUNTY'S WEBSITE, www.cumberlandcountync.gov. LOOK FOR THE LINK AT THE TOP OF THE HOMEPAGE.

THE MEETING WILL ALSO BE BROADCAST LIVE ON CCNC-TV SPECTRUM CHANNEL 5



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM:

DATE:

SUBJECT: FAYETTEVILLE-CUMBERLAND YOUTH COUNCIL MEMBERS



GENERAL MANAGER FINANCIAL SERVICES

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: VICKI EVANS, FINANCE DIRECTOR

DATE: 2/6/2023

**SUBJECT: APPROVAL OF REPORT ON FISCAL YEAR 2022 SUMMARY OF
ACTIVITIES FUNDED BY COUNTY ABC FUND CONTRIBUTIONS**

BACKGROUND

In accordance with North Carolina General Statute 18B-805(h), Expenditure of Alcoholism Funds: Funds distributed under subdivisions (b)(4) and (c)(3) of this section shall be spent for the treatment of alcoholism or substance abuse or for research or education on alcohol or substance abuse. The minutes of the board of county commissioners or local board spending funds allocated under this subsection shall describe the activity for which the funds are to be spent. Any agency or person receiving funds from the county commissioners or local board under this subsection shall submit an annual report to the board of county commissioners or local board from which funds were received, describing how the funds were spent.

For fiscal year 2022, collections related to (b)(4) totaled \$136,224; collections related to (c)(3) totaled \$459,610; for a combined total of \$595,834. Alliance has reported that multiple provider agencies provided and were paid for substance use disorder services totaling \$2,516,329 and served 1,286 substance use disorder consumers over the course of fiscal year 2022.

RECOMMENDATION / PROPOSED ACTION

Accept the report and include same in the minutes of the February 20, 2023 Board of Commissioners' meeting.

ATTACHMENTS:

Description	Type
FY2022 ABC funds report - Alliance	Backup Material

1 FY22 Summary of Dollars Utilized by Funding Source for Cumberland County Residents:

		State/Federal*	County*
Total Dollars	\$93,033,368.21	\$6,341,589.71	\$4,009,961.31

2 FY22 Number of Cumberland County Residents served by Funding Source

	Medicaid*	State/Federal*	County*
Total Count	8,936	2,977	n/a

3 FY22 Summary of Activities funded by County ABC Funds Contributions

Approximately \$595,000 of the \$4,800,000 Cumberland Allocation are ABC funds allocated for the purposes stated in NCGS18B-805(h).

§ 18B-805. Distribution of revenue.

(h) Expenditure of Alcoholism Funds. - Funds distributed under subdivisions (b)(4) and (c)(3) of this section shall be spent for the treatment of alcoholism or substance abuse, or for research or education on alcohol or substance abuse. The minutes of the board of county commissioners or local board spending funds allocated under this subsection shall describe the activity for which the funds are to be spent. Any agency or person receiving funds from the county commissioners or local board under this subsection shall submit an annual report to the board of county commissioners or local board from which funds were received, describing how the funds were spent.

	Treatment of Alcoholism or Substance Abuse	Research or Education on Alcohol or Substance Abuse
Dollars Utilized	\$2,516,328.99	
# served	1,286	

4 FY22 Summary of Provider Payment Totals by Funding Source (Providers with a Physical Location in Cumberland County)

Provider Name	Medicaid*	State/Federal*	County*
(see below)	\$ 93,033,368.21	\$ 6,341,589.71	\$ 4,009,961.31

* A breakdown by disability (MH/DD/SA) and/or age (child/adult) is requested if info is readily available.

Provider Name	Medicaid*	State/Federal/County*	County*
CARE COORDINATOR	-	-	\$42,196.01
A Caring Home, Inc.	\$102,896.84	-	
A New Leaf Therapeutic Services, PLLC	\$780,739.83	-	
A New Life Services Inc.	\$514.34	-	
A Touch of Grace, Inc.	\$2,982,769.01	-	
A4Psychology, PLLC	\$7,160.26	-	
ABC Pediatrics of Dunn, PA	\$652.67	-	
Abound Health LLC	\$372,745.89	-	
Above & Beyond Care, Inc	\$241,700.69	-	
Above & Beyond Community Services, LLC	\$60,186.61	-	
Accelerating Community Services, LLC	\$2,959.44	-	
ACI Support Specialists, LLC	\$1,642,750.69	-	
Adeline D Williams LCSW	\$425.83	-	
ADG Associates, LLC	\$55,743.92	-	
Advance Behavioral Center, Inc	\$8,085.44	-	
Agape Unit Care Services, Inc.	\$501,775.18	-	
Alamance Regional Medical Center	\$4,919.59	-	
Alberta Professional Services, Inc.	-	-	
Alexander Youth Network	\$1,263,255.21	-	
Ambleside, Inc.	\$200,064.43	-	
Andrews Counseling and Consulting, PLLC	-	-	

Anthony R Mangiardi PH.D.	\$22,084.55	-	
Anuvia Prevention and Recovery Center, Inc.	\$248.26	\$2,117.10	
ARJ, LLC	\$18,185.58	-	
ARMC Physicians Care Inc	\$639.40	-	
Arnold E. Nelson, Ph.D.	\$1,080.79	-	
ASIC Behavioral Health, PLLC	\$4,759.18	-	
Aspirations and Miracles Community Support, LLC	\$17,325.36	-	
Aspire Supportive & Counseling Services, LLC	\$26,502.90	-	
Assured Community Services, LLC	\$26,636.62	-	
ATS of North Carolina, LLC dba Carolina Treatment Center - Fayetteville	\$942,790.55	\$1,987,325.83	
Autism Society of North Carolina, Inc.	\$2,275,475.61	\$24,014.43	
Autism Spectrum Therapies, LLC	\$90,955.31	-	
Autism Therapeutic Services, LLC	\$1,062.40	-	
B & D Integrated Health Services	\$58,670.48	-	
Barium Springs Home for Children Inc. dba Children's Hope Alliance	\$152,633.51	-	
BAYADA Home Health Care, Inc.	\$394,613.03	-	
Becoming Counseling Services, PLLC	-	-	
Behavior Change Agents, LLC	\$197,191.12	-	
Behavior Learning Tree, LLC	\$2,129,113.14	-	
Behavioral Counseling & Psychological Services, PA dba The DWI Center	\$162,395.50	-	
Best Day Psychiatry and Counseling, PC	\$292,021.58	-	
Better Days Ahead of Rocky Mount	\$22,215.12	-	
Bladen Healthcare LLC	\$196.18	-	
Blessed Alms II, LLC	\$18,260.64	-	
Bob Inman Inc. dba Inman Home Health	\$991,337.57	-	
Brockett Investment, LLC	-	-	
Brunswick Community Hospital dba Novant Health Brunswick Medical Center	\$1,726.36	-	
Brynn Marr Hospital, Inc.	\$278,432.37	-	
Building Bridges for Communities	\$11,351.39	-	
C & C Outreach Services, LLC	\$189,003.96	-	
Caldwell Memorial Hospital	\$4,060.81	-	
Cape Fear Behavioral Health Center, LLC	\$136,453.34	-	
Carobell, Inc.	\$123,313.19	-	
Carolina Behavioral Care, PA	\$7,736.25	-	
Carolina Center for Autism Services, LLC	\$1,288,153.09	-	
Carolina Community Support Services, Inc.	\$309,498.14	-	
Carolina Outreach, LLC	\$3,045,619.89	\$716,824.36	
Carolina Partnership in Mental Healthcare dba MindPath Care Centers	\$131.25	-	
Carolina Psychiatry P.C.	\$128,278.60	-	
CAROLINAS HOME CARE AGENCY	\$77,322.74	-	
Carolinas Medical Center dba Atrium Health Behavioral Health	\$28,718.18	\$18,000.00	
Carter Clinic PA	\$1,188,084.12	\$18,430.74	
Caswell Developmental Center	\$5,324,506.08	-	
Catawba Valley Medical Center	\$9,623.77	-	
Center for Comprehensive Services, Inc. dba NeuroRestorative Florida	\$400,400.00	-	
Center for Emotional Health, P.C.	\$980.98	-	
Central Community Services, LLC	\$14,032.24	-	
Central Emergency Physicians, PLLC	\$51.35	-	
CFVHS ED PHYSICIANS	\$41,331.33	-	
Changing Outcomes, LLC	\$145,893.01	-	

Charessa McIntosh	\$336.00	-	
Cherry Hospital	\$1,266,303.00	-	
Chestnut Hill Mental Health Center dba Springbrook Behavioral Health	\$420,945.22	-	
Children Under Construction Treatment Center, Barnes Inc.	\$54,859.67	-	
Children's Home Society of NC	\$25,502.21	-	
Choosing Change Residential Services, LLC	\$102,771.95	-	
Clinical Counseling and Consulting Services, PLLC	\$196,049.08	-	
Coastal Carolina Neuropsychiatric Center, PA	\$533,939.59	-	
Coastal Horizons Center, Inc.	\$19,131.17	-	
Coastal Southeastern United Care	\$5,184.00	-	
Cognitive Tx Solutions, Inc.	\$8,400.00	-	
Columbus Emergency Group LLC	\$147.49	-	
Columbus Regional Healthcare System	\$2,726.27	-	
Community Alternative Housing, Inc.	\$1,711,845.09	-	
Community Based Developmental Services, Inc.	\$703,565.52	\$13,153.55	
Community Care Service, LLC	\$7,829.88	-	
Community Connections Healthcare Services, LLC	\$951,923.79	-	
Community Innovations, Inc.	\$204,322.29	-	
Community Partnerships, Inc.	\$7,909.21	-	
Community Support Agency, LLC	\$5,032.86	-	
Community Workforce Solutions, Inc.	\$4,405.32	-	
Complete Well-Care Source, LLC	\$9,002.88	-	
Comprehab, LLC	\$12,144.69	-	
Cornerstone Treatment Facility Program, Inc.	\$169,125.81	-	
Cornerstone Treatment Facility, Inc.	\$279,167.28	-	
Cottage Health Care Services, Inc.	\$8,603.76	-	
Counseling Wellness & Health, PLLC	\$308.40	-	
Crandells Enterprises, Inc.	\$758.88	-	
Creative Helping Hands, LLC	-	-	
CriSyS, LLC	\$320.00	-	
Cross River NC LLC	\$75,053.61	-	
Cumberland County Communicare, Inc.	\$8,295.84	\$9,673.76	\$64,000.21
Cumberland County Hospital System, Inc. dba Cape Fear Valley Health System	\$1,959,240.17	\$1,007,805.09	\$533,662.78
Cumberland Hospital, LLC dba Cumberland Hospital for Children and Adolescents	\$636,834.00	-	
Cumberland Residential & Employment Services & Training Inc	\$196,298.50	\$510,827.86	
Cyrus Home, LLC	-	-	
D & L Health Care Services, Inc.	\$708,048.10	-	
Daymark Recovery Services, Inc.	\$3,705.39	\$626.28	
Delta Behavioral Group, PLLC	\$22,402.28	-	
Devereux Foundation, Inc.	\$287,100.00	-	
Diverse Family Services, LLC	\$147,554.36	-	
DLP Wilson Medical Center	\$3,624.99	-	
Do Not Use-The Charlotte-Mecklenburg Hospital dba Atrium Health	\$569.13	-	
Doctors Making Housecalls-Psychiatric Medicine	\$287.53	-	
Duke University Health System - Duke Raleigh	\$2,040.41	-	
Duke University Health System - Duke Regional	\$71,449.39	\$11,250.00	
Duke University Health System - Institutional	\$3,330.55	-	
Duke University Health System - Med Prof	\$1,342.38	-	
Durham Exchange Club Industries, Inc.	\$986.48	-	
Eagle Healthcare Services, Inc.	\$15,947.83	-	

East Carolina Psychiatric Consultants, PLLC	\$2,126.53	-	
East Carolina University dba ECU Physicians	\$2,727.36	-	
Easter Seals UCP North Carolina & Virginia, Inc.	\$733,625.01		\$96,491.30
Echelon Consulting, Inc dba Echelon Care	\$33,477.84	-	
Educare Community Living Corporation - NC dba Community Alternatives North Carolina	\$71,687.80	-	
Eleanor Health Professional NC PLLC	\$270.94	-	
Elite Care Service Inc.	\$439,692.21		\$4,556.18
Ellen Scherling-Morales	\$7,276.32	-	
Elvira Yanez, LCSW	\$102.54	-	
Employment Source Inc	\$94,824.05		\$152,558.66
Epiphany Family Services, LLC	\$2,982.63	-	
Eric Gabriel, LPA	-	-	
Eventus WholeHealth, PLLC	\$4,996.60	-	
Excalibur Youth Services LLC	\$638,111.00	-	
Falcon Crest Residential Care, Inc.	\$217,645.72	-	
Family Behavioral Health, PLLC	\$2,739.89	-	
Family Care Associates of Montgomery County PA	\$84.61	-	
Family Services of America Corporation	\$472,069.28	-	
Fayetteville Area Health Education Foundation, Inc. dba Southern Regional Area Health E	\$16,730.09	-	
Fernandez Community Center, LLC	\$2,028.73	-	
Fidelity Community Support Group, Inc.	\$437.70	-	
Firm Foundation, Inc.	\$513,388.05	-	
FirstHealth of the Carolinas, Inc dba FirstHealth Moore Regional Hospital	\$31,363.41	-	
Fortitude Counseling Associates, PLLC	\$7,434.00	-	
Foundation Strong, LLC	\$13,134.62	-	
Freedom House Recovery Center, Inc.	\$6,040.95		\$46,245.85
Fresh Start Residential Facility, Inc	\$212,940.50	-	
Geertina Ellis, LPA	\$24,275.00	-	
Goldsboro Emergency Medical Specialists, Inc.	\$150.45	-	
Good Hope Hospital	\$13,633.69	-	
Graham, Moore & Clark, LLC	\$1,640.60	-	
Great Expectations Day Facility and Enrichment Program, LLC	\$1,625,050.91	-	
Greater Image Healthcare, Corp.	\$399,105.57		\$123,299.08
Guardiantrac, LLC dba GT Independence	\$250,504.43	-	
Haire Enterprises, LLC	\$2,477,700.00		\$151,179.15
Harnett Emergency Physicians, PLLC	\$194.28	-	
Harnett Health System, Inc. dba Betsy Johnson Hospital	\$9,753.37	-	
Haymount Institute for Psychological Services, PLLC	\$409,754.01	-	
Heart to Heart Counseling and Wellness Center, PLLC	\$6,210.00	-	
High Point Regional Health Systems	\$8,065.71	-	
Hilltop Home, Inc.	\$492,244.22	-	
Hoke Emergency Group PC	\$2,370.00	-	
Hoke Healthcare LLC	\$27,757.56	-	
Holly Hill Hospital, LLC	\$637,063.69		\$42,317.76
HomeCare Management Corporation	\$22,935.21	-	
Hope Services, LLC	\$44,477.90		\$164.06
Hope-Thru-Horses, Inc.	\$6,160.29	-	
Horizons Residential Care Center	\$161,484.11	-	
I Innovations, Inc.	\$35,185.60	-	
Inner Pathways LLC	\$1,361.58	-	

Inner Peace Community Support Services, LLC	\$1,127.94	-	
Innovation Therapies, PLLC	\$149.14	-	
Innovative OT Solutions, Inc.	\$5,962.50	-	
InPatient Consultants of North Carolina, P.C.	\$752.23	-	
Insight Family Center LLC	\$9,758.47	-	
Inspirationz, LLC	\$337,792.16	-	
INTEGRATED BEHAVIORAL HEALTH MANAGEMENT, INC.	\$370.41	-	
Integrated Behavioral Healthcare Services, PA	\$67,428.26		\$117,288.66
Integrated Family Services, PLLC	\$14,020.78	-	
J. Z. Wang Psychiatric Service, P.C.	\$6,571.02	-	
J.B. Childers MD PLLC	\$15,028.08	-	
James T. Barker II, PLLC	\$970.79	-	
Javier B. Rojas, MD, PLLC	\$1,669.99	-	
Jeanette Purifoy dba Michael's World	\$261,104.23	-	
JMJ Enterprises, LLC	\$34,072.37	-	
Joanna P. Evans, LCSW, PLLC	\$1,301.84	-	
Johnston County Industries, Inc.	\$15,187.03	-	
Johnston County Public Health Department	\$1,144.01		\$274.85
Johnston Health Services Corporation	\$85,915.37		\$0.00
Johnston Recovery Services	\$6,865.22		\$7,206.66
Joseph Libera	\$2,850.00	-	
Joseph's Community Support Services, Inc.	\$77,770.70	-	
Juanita Harding	\$60,500.38	-	
Kaleo Supports, Inc.	\$781,773.28	-	
Keep Hope Alive, LLC	\$68,313.60	-	
Keshavpal Reddy, MD	\$9,690.09	-	
Keshawn McCleod	\$3,097.79	-	
Key Autism Services, NC LLC	\$50,688.04	-	
Keystone WSNC, LLC dba Old Vineyard Behavioral Health Services	\$269,785.88	-	
Kidspace National Centers of North America, Inc.	\$389,120.28	-	
KMG Holdings, Inc.	-	-	
KV Consultants & Associates, Inc.	\$4,069.08		\$1,845.72
Kyseem's Unity Group Home	\$49,580.00	-	
LaKeisha Ward	\$3,469.62	-	
Lawrence A. Ellsworth, LCSW, PLLC	\$43.10	-	
Lenoir Memorial Hospital	\$436.71	-	
Liasions Community Care LLC	\$1,145.04	-	
Life Changez, Inc.	\$371,570.93	-	
Life Net Services, LLC	\$94,018.57		\$6,001.78
Life Opportunities Therapeutic Home Services, LLC	\$116,437.78	-	
Life, Inc.	\$120,194.34	-	
LifeSource of North Carolina, Inc.	\$7,721.29	-	
LifeSpan ABA Inc	\$495,223.03	-	
Life-Way Homes LLC	\$28,151.82	-	
Lighthouse Counseling Center and Associated Therapeutic Services, LLC	\$196,041.74	-	
Lindley Habilitation Services, Inc.	\$135,683.33	-	
Lisa V Wachter MS LPC NCC PLLC	\$248.26	-	
Living At Peace, PLLC	\$2,632.47	-	
Living Well Behavioral Health, Inc.	\$80,195.56	-	
Living With Autism Inc	\$122,287.20	-	

Living Your Dream LLC	\$3,453.96	-	
Love Life Counseling Services, PLLC	\$22,798.46	-	
Lucilles Behavioral Inc	\$11,621.70	-	
Lutheran Family Services in the Carolinas	\$457,570.04	\$9,687.68	
MacBill Inc	\$80,051.95	-	
Makin' Choices, Inc.	\$504,849.85	-	
Marcelo E. Lopez-Claros MD	\$4,599.44	-	
Maxim Healthcare Services, Inc.	\$1,439,063.57	-	
McIver's Adult & Youth Services, LLC	\$11,880.00	-	
McLeod Medical Center - Dillon	-	-	
MCPC-11, LLC dba FirstHealth Behavioral Services	\$2,197.06	-	
Mending Minds Behavioral Health, PLLC	\$15,968.31	-	
Metro Treatment of North Carolina, L.P.	\$363,294.47	\$91,515.82	
Michael's Place, Inc.	\$60,799.19	-	
Mid-Atlantic Emergency Medical	\$257.51	-	
Mid-State Health Systems, Inc.	\$426,361.83	-	
MONARCH	\$308,858.11	\$97,494.09	
Multicultural Resources Center, Inc.	\$3,333.00	-	
Multi-Therapeutic Services, Inc.	\$81,076.58	-	
Murdoch Developmental Center	\$1,707,498.28	-	
Nanette Floyd Patterson, MA, LPC	\$1,046.99	-	
Nash Hospitals, Inc.	\$24,070.65	-	
NC Recovery Support Services, Inc.	\$37,305.79	\$11,342.77	
New Day Behavioral Health Center, PC	\$46,072.35	-	
New Hope Carolinas, Inc.	\$515,540.50	-	
New Horizons Professional Services	\$22,648.00	-	
New Possibilities Home for Children, LLC	\$115,227.37	-	
NHCS Physicians Inc	\$3,873.96	-	
Norman L. Collins, LCSW	\$865.92	-	
North Carolina Baptist Hospital	\$8,250.92	-	
North Carolina Emergency Physicians	\$147.49	-	
North Carolina Neuropsychiatry, P.A.	\$4,606.55	-	
Nova, Inc.	\$714,719.57	-	
Nova-IC, Inc.	\$284,187.31	-	
Novant Health Forsyth Medical Center	\$2,258.01	-	
Novant Health Mint Hill Medical Center LLC	-	-	
Novant Health Presbyterian Medical Center	\$18,687.92	\$1,500.00	
Novant Health Rowan Medical Center	\$2,540.05	-	
Novant Medical Group, Inc.	\$529.94	-	
NuMe Counseling & Consulting, LLC	\$756.00	-	
O'Berry Neuromedical Treatment Center	\$3,464,234.08	-	
October Road, Inc.	\$534.88	-	
Omni Visions, Inc.	\$398,824.46	-	
Outward Bound One LLC	\$136,282.56	-	
Parker Investments, LTD.	\$78,720.15	-	
Pathways Human Services of North Carolina LLC	\$213,541.73	-	
Pathways to Life, Inc.	\$18,094.92	-	
Patterson Home Care, Inc.	\$133,011.86	-	
Paula S. Newman LPC	\$2,800.00	-	
Pave Behavioral Health Services, PC	\$1,966.22	-	

Peace of Mind, Inc.	\$329.21	-		
Peak Professional Group, LLC	\$124.13	-		
Pearl's Angel Care, Inc.	\$307,554.29	-		
PHP of NC Inc	\$7,554.30	-		
Pinnacle Family Services of North Carolina, LLC	\$511,126.43	-		
Pitt County Memorial Hospital dba Vidant Medical Center	\$13,796.50	-		
PORT Health Services	\$533.97	-		
Precious Haven, Inc.	\$624,691.76	-		
Pride in North Carolina, LLC	\$275,560.33	-		
Primary Care Solutions, Inc.	\$4,648.72	-		
Priorities ABA PLLC	\$313,676.10	-		
Private Diagnostic Clinic, PLLC	\$9,383.01	-		
Professional Family Care Services, Inc.	\$1,064,127.58	-		
Psychological Medicine Clinic	\$5,343.99	-		
Psychological Mobile Services, PA	\$5,709.36	-		
Psychotherapeutic Services Inc	\$10,667.87	-		
Purfoods LLC DBA Moms Meals	\$289,317.92	-		
QC Psychology, PLLC	\$641.61	-		
Quality Care Solutions, Inc.	\$9,729.18	-		
Quest Provider Services, LLC	\$114,796.05	-		
R. J. Blackley ADATC	\$49,510.00	-		
Rachel's House	\$17,736.06	-		
Rainbow of Sunshine, Inc.	\$336,202.84	-		
RDL Therapeutic Outpatient Therapy, LLC	\$21,179.52	-		
RE Health Group, LLC	-	-		
Recovery Innovations, Inc.	\$244,619.29	\$416,262.32		\$3,236,000.00
Regina Kelly, LCSW	\$3,320.43	-		
Reliable Health Services, Inc.	\$596.88	-		
Renaissance Wellness Services LLC	\$410.16	-		
Renew Counseling Center of NC, LLC	\$392,201.73	\$39,301.39		
ReNu Life, LLC	\$78,851.09	-		
Reset Behavioral Solutions, LLC	\$1,808.50	-		
Residential Services, Inc.	\$42,952.91	-		
Resources for Human Development	-	-		\$76,602.31
Restoration Family Services, Inc.	\$18,331.89	\$903.25		
Rex Hospital, Inc.	\$2,895.22	-		
RHA Behavioral Health NC LLC	\$429.38	\$5,900.00		
RHA Health Services NC, LLC	\$8,320,686.54	\$71,814.06		
RHA Health Services, Inc.	\$3,079.46	\$963.60		
Roanoke Chowan Hospital	\$599.13	-		
Robert C. Pennebaker, PLLC	\$70,779.75	-		
Robeson Emergency Physicians PLLC	\$285.86	-		
Rouses Group Home Inc	\$593,120.92	-		
S & T WeCare Incorporated	\$4,890.48	-		
Sage Institute, PLLC	\$4,306.68	-		
Sampson Regional Emergency Professional Services	\$348.33	-		
Sampson Regional Medical Center, Inc.	\$1,037.22	-		
Sandhills Emergency Physicians PA	\$1,288.93	-		
Savin Grace LLC	\$76,846.80	-		
Saving Grace Outreach LLC	\$10,640.57	-		

SBH-Raleigh, LLC dba Strategic Behavioral Center - Garner	\$9,975.95	-	
SBH-Wilmington, LLC dba Carolina Dunes Behavioral Health	\$457,716.66	-	
Second Chance Counseling Services, PLLC	\$99,125.86	-	
Securing Resources for Consumers, Inc.	\$304.24	-	
Senior Health and Education Partners PLLC	\$39,070.44	-	
Serenity Therapeutic Services, Inc.	\$1,833,945.36	\$124,570.31	
ShineLight, Inc.	\$625,800.12	-	
Sierra's Residential Services, Inc.	\$237,041.52	-	
Sigma Health Services, LLC	\$463.09	-	
Sims Consulting & Clinical Services, Inc.	(\$348.63)	-	
Skill Creations, Inc.	\$247,269.55	-	
SOARR- STEPS ON A ROAD TO RECOVERY	\$3,675.00		
Solas Health, PLLC	\$1,321.11	-	
Solutions Community Support Agency, LLC	\$82,390.06	-	
Sophia B. Pierce & Associates, Inc.	\$1,240,192.71	-	
Southeastern Healthcare of North Carolina, Inc.	\$32,761.39	-	
Southeastern Regional Medical Center	\$25,643.86	-	
Southlight Healthcare	\$24,711.29	\$24,125.50	
SPARC Services and Programs, LLC	\$132.25	-	
Special K Services, Inc.	\$36,360.00	-	
Specialized Services & Personnel, Inc.	\$180,362.17	\$1,330.70	
Speech Connections LLC	\$1,001,897.12	-	
Spigner Management Systems dba BJ Hill and Associates	\$148,121.16	-	
Stan B Treatment Services, Inc.	\$33,749.38		
Statesville HMA, LLC dba Davis Regional Medical Center	-	-	
STEPS for Recovery, LLC	\$2,287.50	-	
Steps Toward Success, PLLC	\$22,945.92	-	
Still Family LLC	\$2,638.72	-	
Stride Services, LLC	\$14,428.90	-	
Structured Family Interventions, LLC	\$30,907.66		
Sunrise Clinical Associates, PLLC	\$137,636.93	-	
Support Incorporated	\$3,011.71	-	
T.L.C. Home, Inc.	\$281,600.55	-	
The Alpha Management Community Services, Inc.	\$4,394.72	-	
The Arc of North Carolina, Inc.	\$93,907.51	-	
The Arc of the Triangle, Inc.	\$19,875.82	-	
The Bair Foundation	\$29,849.58	-	
The Bruson Group, Inc.	\$91,335.49	-	
The Carolinas Emergency Group, PLLC	\$1,111.69	-	
The Charlotte Mecklenburg Hospital Authority	\$7,147.34	-	
The Enhancement Center, Inc.	\$13,918.08	-	
The Loving Home Incorporated	\$465,359.37	-	
The Mariposa School for Children with Autism	\$19,188.92	-	
The Methodist Home for Children, Inc.	\$43,466.36	-	
The Mindly Group, PLLC	\$817.60	-	
The Moses H. Cone Memorial Hospital Operating Corporation	\$12,215.12	-	
Therapeutic Alternatives, Inc.	\$48,147.38	\$43,559.96	
Therapeutic Solutions and Wellness, PC	\$14,024.23	-	
Thomas K. McKean, MD, PLLC	\$626.56	-	
Thomas P Cornwall, MD	\$3,849.41	-	

Thompson Child & Family Focus	\$763,771.09	-	
Timber Ridge Treatment Center, Inc.	\$14,070.00	-	
TLC Operations, Inc. dba Tammy Lynn Center for Developmental Disabilities	\$3,412.62	-	
Tonya Omar, PLLC dba The Aya Center	\$4,580.56	-	
Touchstone Residential Services	\$104,113.89	-	
Transylvania Vocational Services Inc	\$3,177.15	-	
Triangle Family Services, Inc.	\$2,295.16	-	
Triangle Neuropsychiatry, PLLC	\$3,383.16	-	
Triangle Primary Care Associates, PLLC	\$65.39	-	
Triangle Springs LLC	\$88,278.69	-	
Triangle Springs Physician Group, LLC	\$7,575.57	-	
TriCare Counseling & Consulting, Inc.	\$46,953.42	-	
Truly Blessed Residential LLC	-	-	
Turning Point Homes, Inc. dba Turning Point Family Services	-	-	
UMAR Services, Inc.	\$16,718.75	-	
UNC at Chapel Hill	\$3,515.61	-	
UNC Faculty Physicians	\$39,833.15	\$1,054.24	
UNC Hospital	\$258,291.31	\$19,877.40	
UNC Physicians Network, LLC	\$11,010.34	-	
United Family Network, Inc.	\$145,297.04	-	
United Residential Services of North Carolina, Inc.	\$52,485.16	-	
Unity Home Care, Inc.	\$366,957.20	\$19,406.79	
Universal Mental Health Services, Inc.	\$94,653.48	-	
Upward Change Health Services, LLC	\$187,439.60		
Verna Dority, MSW, CCSW, Inc.	\$40,469.57	-	
Vidant Duplin Hospital	-	-	
Vidant Medical Group	\$111.71	-	
Village Specialized Consultative Services, LLC	\$20,708.00	-	
Vito Guarnaccia Phd	\$30,962.78	-	
VOCA Corporation of North Carolina	\$494,321.77	-	
VOICE Therapeutic Solutions, PLLC	\$66,190.72	-	
Waite Psychological & Therapeutic Services, PLLC	\$699.12	-	
Wake Emergency Physicians, PA	\$2,104.39	-	
Wake Enterprises, Inc.	\$41,203.80	\$10,746.12	
Wake Forest University Health Sciences	\$646.25	-	
WakeMed	\$29,278.12	-	
Walter B. Jones ADATC	\$56,780.00	-	
WAYNE MEMORIAL HOSPITAL, Inc.	\$1,196.98	-	
Waynesboro Family Clinic, P.A.	\$3,658.52	-	
WesCare Professional Services, LLC	\$1,120.56	-	
Winston Psychiatric Associates, PA	\$18,127.38	-	
Yelverton's Enrichment Services, Inc.	\$986,294.55	\$3,705.13	
Youth Builders, LLC	\$250,132.08	-	
Youth Extensions, Inc.	\$6,525.36	-	
Youth Villages, Inc.	\$1,131,371.89	-	\$50,000.00
Amara Wellness Services, Inc.	-	\$262.64	
Caramore Community, Inc.	-	\$10,377.04	
Comprehensive Community Care, Inc.	-	\$1,820.00	
House of Care, Inc.	-	\$34,025.60	
Matchbox Health Services Corporation	-	\$9,891.44	

Mecklenburg County Community Support Services	-	\$0.00	
MedAssist of Mecklenburg	-	-	\$7,500.00
Morse Clinic of Zebulon, PC	-	\$727.54	
Myrover Reese Fellowship Homes, Inc.	-	\$23,562.00	
New Destinations, Inc.	-	\$162,453.36	
Rainbow 66 Storehouse, Inc.	-	\$12,374.96	
Recovery Connections of Durham, Inc.	-	\$16,892.10	
Ward Family Construction, LLC.	-	-	
The HOPE Centre for Advancement, LLC	-	\$4,663.19	
	\$93,033,368.21	\$6,341,589.71	4,009,961.31



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RAWLS HOWARD, PLANNING & INSPECTIONS DIRECTOR

DATE: 2/9/2023

**SUBJECT: APPROVAL OF REQUEST FOR DESTRUCTION OF PLANNING &
INSPECTIONS DEPARTMENT RECORDS**

BACKGROUND

In accordance with the Records Retention and Disposition Schedule dated October 1, 2021, I request permission to destroy records dated prior to January 1, 2017. I request to destroy these records on or before March 31, 2023. The maximum time period we are required to maintain records is six years. This request will allow records to be destroyed that are no longer useful. Records to be destroyed are as follows:

1. Permit Files: Included are Applications for Building, Electrical, Plumbing, Mechanical, Insulation, Demolition, Relocation, and Zoning Permits, Permits Issued, Work Tickets, Certificates of Occupancy, Blueprints and Specifications and related correspondence.
2. Minimum Housing, Junk Vehicle and Zoning Code Enforcement Files.
3. Activity Reports: This file consists of information compiled for the U.S. Bureau of the Census, reports of money collected for permit fees, inspections performed, and permits issued.
4. Correspondence/Memorandums.

Exceptions:

1. Any record required to be retained permanently or for the life of the structure.
2. Records, if any, related to any ongoing litigation.

RECOMMENDATION / PROPOSED ACTION

Staff recommends the Board of Commissioners approve the disposal of the stated records.



CENTRAL MAINTENANCE

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JONATHAN BUTLER, INTERNAL SERVICES DIRECTOR

DATE: 2/8/2023

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

BACKGROUND

On June 15, 1998, the Board of Commissioners adopted a resolution found in the statutes allowing disposal of County "personal property, worth less than \$5,000 per item or group of similar items, which have become obsolete, unusable, economically unrepairable, or otherwise surplus to the needs of the county." On October 6, 2008, the Board raised this limit to \$30,000. The approval allows the Assistant County Manager to authorize the disposal.

Please find attached a list of miscellaneous items from various County departments or agencies that met the above criteria and that have been disposed of. As a practice, items from facilities are taken to the Ann Street Landfill for disposal as appropriate. Vehicles, equipment, or tools are placed on GovDeals for auction. Revenues from GovDeals sales are placed in an account and used to offset the cost of replacing County vehicles.

RECOMMENDATION / PROPOSED ACTION

Approval of the attached reports, so that the report may be duly recorded in the official minutes, and the disposal of the items indicated on the report.

ATTACHMENTS:

Description	Type
Surplus Property Listing for Furniture/Equipment	Backup Material
Surplus Property Listing for Fleet 9-2-22	Backup Material
Surplus Property Listing for Fleet 10-12-22	Backup Material
Surplus Property Listing for Fleet 11-9-22	Backup Material

Surplus Property Listing for Fleet 11-18-22
Surplus Property Listing for Fleet 1-4-23

Backup Material
Backup Material

SURPLUS PROPERT DISPOSAL LIST

July 23, 2022 - January 31, 2023

ITEM NO.	PROPERTY DESCRIPTION	RENDERING DEPARTMENT	DISPOSAL METHOD
1	14 Desks	Public Health	Landfill-Ann Street
2	5 File Cabinets	Sheriff's office	Landfill-Ann Street
3	8 Office Chairs	Sheriff's office	Landfill-Ann Street
4	1 Desk	Sheriff's office	Landfill-Ann Street
5	80 Office Chairs	Social Services	Landfill-Ann Street
6	2 Office Chairs	Clerk of Courts	Landfill-Ann Street
7	6 Office Chairs	Public Health	Landfill-Ann Street
8	6 Office Chairs	Child Support	Landfill-Ann Street
9	18 File Cabinets	Child Support	Landfill-Ann Street
10	2 Desks	Animal Services	Landfill-Ann Street
11	1 Glass Desktop	Superior Court	Landfill-Ann Street
12	1 Drafting Table	Planning Department	Landfill-Ann Street
13	2 Filing Cabinets	Planning Department	Landfill-Ann Street
14	5 Desks	Social Services	Landfill-Ann Street
15	3 Office Chairs	Finance	Landfill-Ann Street
16	2 Workstations	Finance	Landfill-Ann Street
17	3 Workstations	Tax Administration	Landfill-Ann Street
18	1 Microwave	Clerk of Courts	Landfill-Ann Street
19	2 Washing Machines	Animal Services	Landfill-Ann Street
20	1 Couch	Public Defender	Landfill-Ann Street
21	2 Book Cases	Clerk of Courts	Landfill-Ann Street


BRIAN HANEY,
ASSISTANT COUNTY MANAGER

2-13-23
DATE

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

[illegible]

Tracy Jackson, Assistant County Manager

Date_____

9/2/22

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

[illegible]

Tracy Jackson, Assistant County Manager

M. Jackson

Date_____

22/12/22

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

[illegible]

Tracy Jackson, Assistant County Manager

W. O. Jackson

Date_____

11/9/22

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

[illegible]

Tracy Jackson, Assistant County Manager

M. Jackson

Date _____

11/12/22

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2006 Ford Expedition	End of useful life.	187,990	2006	FL-377	\$1800.00	Gov Deals
CCSO	2011 Crown Vic	End of useful life.	193,311	2011	FL-469	\$1500.00	Gov Deals
Tax Services	1999 Ford Ranger	End of useful life.	152,483	1999	TS-3	\$2800.00	Gov Deals
Tax Services	2004 Chevy Tahoe	End of useful life.	187,978	2004	TS-12	\$2000.00	Gov Deals
CCSO	2009 Crown Vic	End of useful life.	190554	2009	FL-31	\$1500.00	Gov Deals
CCSO	2006 Crown Vic	End of useful life.	233000	2006	FL-106	\$1500.00	Gov Deals

Assistant County Manager



Date

1-6-22



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

**SUBJECT: APPROVAL OF PROPOSED ADDITIONS TO THE STATE'S
SECONDARY ROAD SYSTEM**

BACKGROUND

The North Carolina Department of Transportation has received a petition requesting that the following streets be placed on the State's Secondary Road System. NCDOT has investigated the streets and their findings are that the below streets are eligible for addition to the State's Secondary Road System, (See attachment)

- **Gadson Drive**
- **Lymstock Court**

RECOMMENDATION / PROPOSED ACTION

Based on NCDOT's recommendation that the above-named streets be placed on the State's Secondary Road System, the action being requested is for approval.

ATTACHMENTS:

Description	Type
Roslin Farms West Addition to Secondary Road System	Backup Material



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER

J. Eric Boyette

GOVERNOR

SECRETARY

February 13, 2023

Mr. Glenn Adams
Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

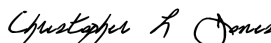
To Whom It May Concern:

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

- Gadson Drive
- Lymstock Court

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

Sincerely,

DocuSigned by:

E64693771D55486...

Christopher Jones
Engineering Technician III



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

**SUBJECT: APPROVAL OF PROPOSED ADDITIONS TO THE STATE'S
SECONDARY ROAD SYSTEM**

BACKGROUND

The North Carolina Department of Transportation has received a petition requesting that the following streets be placed on the State's Secondary Road System. NCDOT has investigated the streets and their findings are that the below streets are eligible for addition to the State's Secondary Road System, (See attachment)

- **Riddle Farm Road**
- **Sunset View Lane**
- **Maddie Creek Lane**
- **Bree Bridge Road**

RECOMMENDATION / PROPOSED ACTION

Based on NCDOT's recommendation that the above-named streets be placed on the State's Secondary Road System, the action being requested is for approval.

ATTACHMENTS:

Description

Secondary Road Addition-James Place

Type

Backup Material



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER

J. Eric Boyette

GOVERNOR

SECRETARY

January 11, 2023

Mr. Glenn Adams
Chairman
Cumberland County Board of Commissioners
Post Office Box 1829
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

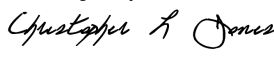
To Whom It May Concern:

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

- Riddle Farm Road
- Sunset View Lane
- Maddie Creek Lane
- Bree Bridge Road

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

Sincerely,

DocuSigned by:

E64693771D55486...

Christopher Jones
Engineering Technician III



BUDGET DIVISION

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RENEE PASCHAL, INTERIM COUNTY MANAGER

DATE: 2/14/2023

**SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE
FEBRUARY 20, 2023 BOARD OF COMMISSIONERS' AGENDA**

BACKGROUND

General Fund 101

1) Animal Services - Budget Ordinance Amendment B230214 to recognize grant funds from the Best Friends Society Grant in the amount of \$46,800

The Board is requested to accept and approve Budget Ordinance Amendment B230214 to recognize grant funds from the Best Friends Society Grant in the amount of \$46,800. This grant will be used for the spay/neuter of feral cats to help decrease the cat population without the need of euthanasia.

Please note this amendment requires no additional county funds.

REGARDING THE FOLLOWING ITEM #2 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 (6/30/22) or items ordered that had not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2022 budget; however, the money was not spent by June 30, 2022.

The following amendment seeks to bring those funds forward from Fiscal Year 2022 into the current fiscal year, allowing departments to complete and pay for these projects and items. This revision is not using 'new' funds but is recognizing the use of FY22 funds in FY23.

General Fund 101

2) Sobriety Court – Budget Ordinance Amendment B230316 to re-appropriate grant funds from the US Department of Justice’s Bureau of Justice Assistance Adult Drug Court Discretionary Grant Program in the amount of \$119,662 with a twenty-five percent match in the amount of \$98,751

The Board is requested to approve Budget Ordinance Amendment B230316 to re-appropriate grant funds from the US Department of Justice’s Bureau of Justice Assistance Adult Drug Court Discretionary Grant Program in the amount of \$119,662. The original amount of the three year grant was \$395,002.37. The required twenty-five percent local match to the general fund is \$98,751. To date, none of the required match has been utilized. These funds will be used for additional services, supplies, and training.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, PE, GENERAL MANAGER OF ENVIRONMENTAL RESOURCES

DATE: 2/14/2023

SUBJECT: RELOCATION OF MCCAULEY CONTAINER SITE TO ASSEMBLY COURT

BACKGROUND

Solid Waste has leased the McCauley Convenience site for many years. Solid Waste would like to relocate to a site owned by the County. We approached the Board about the site relocation at the Board of Commissioners Agenda Session on November 14, 2019 and it was approved as part of the consent agenda for the Board of Commissioners meeting on November 18, 2019. Since that time, we have encountered many obstacles regarding wetlands. Economic Development suggested an alternate property on Assembly Court inside the Industrial Center. A site plan has been developed for this property for use as a Solid Waste Container Site. Solid Waste staff will continue to work through the site approval process and will request funding for the project in the FY 24 budget.

RECOMMENDATION / PROPOSED ACTION

At the February 7, 2023 Agenda Session Meeting, the Board of Commissioners approved placing the proposed action below on the consent agenda at the February 20, 2023 Board of Commissioners' Meeting:

Approve the relocation of the existing McCauley container site to 575 Assembly Court, Fayetteville, NC 28306.

ATTACHMENTS:

Description

Assembly Court Presentation

Type

Backup Material

McCauley Site Relocation

Cumberland County Solid Waste
February 7, 2023



Overview

- The current lease expired in 2019.
- Terms of the lease require the County to provide garbage collection for a temple. We have continued service as we have searched for a suitable alternate site.
- There are concerns with flooding on the current site.
- In November 2019, we asked the Board about using a site near Tom Starling and Production Drive.
- We evaluated other locations on County-owned property nearby as well as improvements for the current location for relocating the site.

Site Selection - Wetlands



Existing Site

Tom Starling Rd

Reunion Dr

Technology Dr

Interstate 96

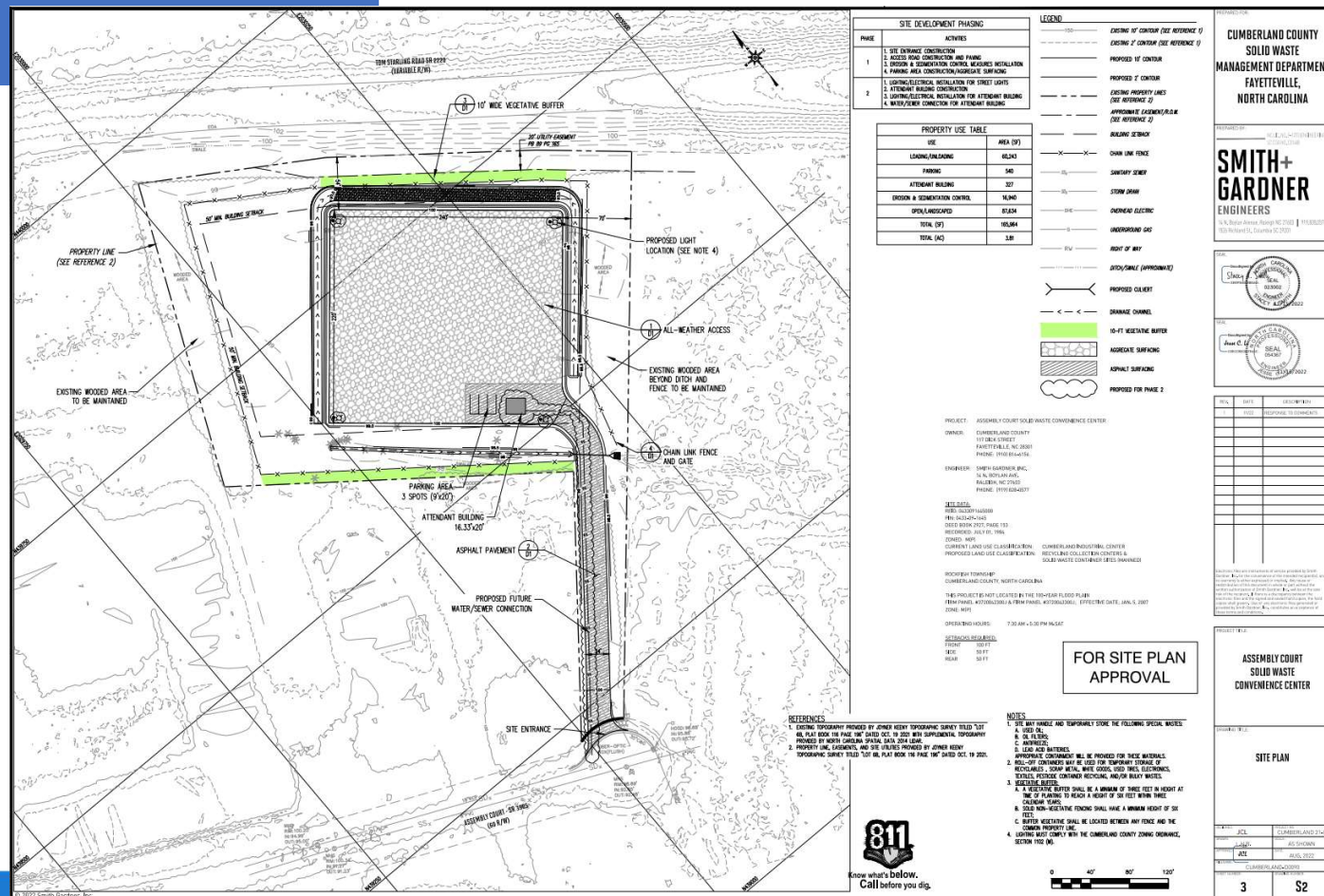
SITE LOCATION
575 ASSEMBLY COURT



WAX MYRTLE



FORSYTHIA



Assembly Court





CUMBERLAND
COUNTY

NORTH CAROLINA



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 2/9/2023

SUBJECT: CASE ZON-22-0086

BACKGROUND

ZON-22-0086: Text Amendment to the Cumberland County Subdivision and Zoning Ordinances to update and revise standards associated with Zero Lot Line developments and to create standards for Variable Lot Residential Developments; submitted by Cumberland County Planning & Inspections Dept. (applicant).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the Text Amendment at the January 17, 2023 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 ZON-22-0086, Staff recommends approval of the text amendment and finds the request consistent with the 2030 Growth Vision Plan because, while specific land use plan policies do not address an update to the County's Subdivision or Zoning Ordinances, a current ordinance that is in compliance with State statutes allows the department to continue to provide efficient and effective services to achieve goals laid out not only in the 2030 Growth Vision Plan, but all detailed land use plans within the County. Approval of this text amendment is also reasonable and in the public interest as it is an update to clarify standards and review processes for the public.

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 ZON-22-0086, I move to approve the text amendment and find the request consistent with the 2030

Growth Vision Plan because, while specific land use plan policies do not address an update to the County's Subdivision or Zoning Ordinances, a current ordinance that is in compliance with State statutes allows the County to continue to provide efficient and effective services to achieve goals laid out not only in the 2030 Growth Vision Plan, but all detailed land use plans within the County. Approval of this text amendment is also reasonable and in the public interest as it is an update to clarify standards and review processes for the public.

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 ZON-22-0086, I move to deny the text amendment and find that the request is not consistent with the 2030 Growth Vision Plan and is not reasonable or in the public interest because _____.

ATTACHMENTS:

Description

Case ZON-22-0086

Type

Backup Material

Renee Paschal
Interim County Manager

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Planning & Inspections Department

FEBRUARY 9, 2023

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-22-0086:** Text Amendment to the Cumberland County Subdivision and Zoning Ordinances to update and revise standards associated with Zero Lot Line developments and to create standards for Variable Lot Residential Developments; submitted by Cumberland County Planning & Inspections Dept. (applicant).

ACTION: Recommended approval of the Text Amendment at the January 17, 2023 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 JANUARY 17, 2023

In Case ZON-22-0086, Staff recommends approval of the text amendment and finds the request consistent with the 2030 Growth Vision Plan because, while specific land use plan policies do not address an update to the County's Subdivision or Zoning Ordinances, a current ordinance that is in compliance with State statutes allows the department to continue to provide efficient and effective services to achieve goals laid out not only in the 2030 Growth Vision Plan, but all detailed land use plans within the County. Approval of this text amendment is also reasonable and in the public interest as it is an update to clarify standards and review processes for the public.

Mr. Howard reviewed the process of how the amendment came to be based upon a request by the Board of Commissioners. Mr. Howard went over how staff worked with the development community for feedback and comments. Staff presented amendment options to the Planning Board in October and in December. Options were brought to the Board of Commissioners, and the Board approved the concepts in the draft amendment and directed staff to take it back to the Planning Board for official review and comment. Mr. Howard reviewed some of the changes that were made in the text amendment relative to administration of the ordinance and to provide clarification on some terms.

Chairman Crumpler opened the public meeting and asked if anyone was present to speak.

Mr. Howard indicated that no one signed up to speak in favor or in opposition.

Renee Paschal
Interim County Manager

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Planning & Inspections Department

Chairman Crumpler closed the public meeting. The Board discussed the amendment and asked clarifying questions of staff.

Chairman Crumpler asked that it be noted that there was only one person from the public who showed up to the meeting.

In Case ZON-22-0086, Mr. Burton made a motion, seconded by Mrs. McLaughlin to recommend approval of the Text Amendment as presented by staff. The Board finds the request consistent with the 2030 Growth Vision Plan because, while specific land use plan policies do not address an update to the County's Subdivision or Zoning Ordinances, a current ordinance that is in compliance with State statutes allows the department to continue to provide efficient and effective services to achieve goals laid out not only in the 2030 Growth Vision Plan, but all detailed land use plans within the County. Approval of this text amendment is also reasonable and in the public interest as it is an update to clarify standards and review processes for the public. 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.



PLANNING STAFF REPORT
ZONING REGULATIONS- CASE # ZON-22-0086
Planning Board Meeting: January 17, 2023

Jurisdiction: Cumberland County

EXPLANATION OF THE REQUEST

This request is a staff-driven text amendment to the Cumberland County Subdivision Ordinance to amend the standards associated with Zero Lot Line developments. These new standards include introducing a new development type called Variable Lot Residential Developments. The amendment also proposes supplementary changes to the Zoning Ordinance to ensure consistency across both ordinances regarding this development type.

This amendment primarily involves reinstating prior standards and parameters for this development process found in previous ordinances. In addition to prior standards being reintroduced, the amendment also includes standards for allowing fee-in-lieu for open space dedication and provisions for septic and well usage for this new type of development.

This amendment comes at the direction of the Cumberland County Board of Commissioners at their December 8th, 2022 Agenda Session to amend the standards as presented by staff and to include provisions for well, septic usage, and open space.

STAFF RECOMMENDATION

In Case ZON-22-0086, Staff **recommends approval** of the text amendment and finds the request consistent with the 2030 Growth Vision Plan because, while specific land use plan policies do not address an update to the County's Subdivision or Zoning Ordinances, a current ordinance that is in compliance with state statutes allows the department to continue to provide efficient and effective services to achieve goals laid out not only in the 2030 Growth Vision Plan, but all detailed land use plans within the County. Approval of this text amendment is also reasonable and in the public interest as it is an update to clarify standards and review processes for the public.

Attachments:
ZON-22-0086 Text Amendment

Case ZON-22-0086: Ordinance Text Amendment - Variable Lot Residential Developments

Cumberland County Subdivision Ordinance

SECTION 2103. DEFINITIONS OF SPECIFIC TERMS AND WORDS.

Variable Lot Residential Development: A development that consists of single-family residential structures on individual lots where the developer may reduce the minimum lot size of such lots in accordance with Section 2405 of this Ordinance while maintaining applicable overall density standards for the zoning district in which it is located.

Zero Lot Line Development: A development including, but not limited to, ~~residential lots,~~ patio houses, townhomes and non-residential structures including one or more structures comprising at least two, ~~single family~~ residences or non-residential ~~structures~~ uses, whether attached or detached, intended for separate ownership.

SECTION 2405. VARIABLE LOT RESIDENTIAL DEVELOPMENTS.

A. Purpose. The purpose of this section is to provide desirable open space, tree cover, recreation area, scenic vistas, and site design variety in single family, residential subdivisions by allowing certain variations in lot sizes so long as the overall density of dwelling units and maximum number of lots is no greater than that permitted by the zoning ordinance by preparing a preliminary and final subdivision plat in full accord with the applicable requirements of this ordinance and in conformity with the following:

1. Utilities. Any subdivision submitted as a variable lot residential development shall be served by adequate water and sewer systems in accordance with Section 2306 of this ordinance.
2. Maximum number of lots. The maximum number of lots that may be created in a variable lot residential development shall be computed as follows:
 - a. From the gross land area of land to be committed to the development, subtract all land covered by water, designated wetlands, and designated floodways as defined by the Federal Emergency Management Agency (FEMA).
 - b. From the remainder, subtract 20% as allowance for normal street right-of-way. This standard shall apply regardless of the amount of

land that would have been placed in the street right-of way.

- c. Divide the remainder by the minimum lot area requirement for single family dwellings of the zoning district in which the development is located. The result is the maximum number of lots that may be created in the development.
3. Minimum lot standards. As permitted by this ordinance and the County Zoning Ordinance, a variable lot residential development is exempt from the minimum lot sizes specified therein for the district in which the development is located. In no case, however, shall the lot size of any development be less than 75% of the minimum required for single family lots by this ordinance or by the County Zoning Ordinance for the district in which the development is located, whichever minimum is applicable, and all other dimensional requirements of the applicable ordinance shall be complied with. For the purposes of complying with this minimum lot standard, Section 2601 of the County's Subdivision Ordinance, Waivers, shall not be applicable to this requirement.
4. Open Space Standards. At the discretion of the developer, a variable lot residential development may utilize a range of lots sizes not in conflict with the minimums specified above.
 - a. Where any reduction is made in lot size in accordance with these provisions, an amount of land equivalent to the difference in the required minimum lot sizes for the applicable zoning district and the proposed minimum lot sizes, shall be reserved. This open space reservation shall be in addition to and separate from any open space dedication or reservation requirements as provided for in Section 2308 of this ordinance. The subdivider may pay a fee-in-lieu of, and be exempt from, providing this open space as required by this section. However, the requirements for open space provision in Section 2308 of this ordinance shall still be applicable for the entire development. The calculation for the fee shall be in accordance with the procedures and standards provided for in Section 2308(C)(6)(b) in this ordinance.
 - b. All such open space areas shall be physically a part of the area being subdivided. Such areas, as provided in accordance with these provisions, shall be held in nonprofit corporate ownership by the owners within the development. For the purposes of recording a subdivision plat, such open space areas shall be noted as "Common

Area” and subject to the standards found in Section 2402(F) of this ordinance.

- c. In consideration of the purposes served by a Variable Lot Residential Development, the title to such areas as provided shall be preserved to the perpetual benefit of the public generally or the private properties in the development and shall be restricted against private ownership for any other purpose. Recreational improvements clearly incidental to the purpose of these provisions may be made within the open space, provided that the maximum coverage of each type of improvement shall not exceed 20% of the total open space.
5. Access to Open Space. All lots created within the development shall have direct access to all parks or open spaces, as provided, by means of public or private streets or dedicated walkways or by fact of physical contiguity with other public lands or lands in common ownership by all residents.
6. Open Space Provisions. Where the open space is to be deeded to a homeowner’s association or other such nonprofit ownership, the developer shall file a declaration of covenants and restrictions that will govern the open space as common area in accordance with Section 2402 (G)-(J) of this ordinance.

Cumberland County Zoning Ordinance

SECTION 203. DEFINITIONS OF SPECIFIC TERMS AND WORDS.

Zero Lot Line Development: A single development including, but not limited to, patio houses, townhouses, condominiums, businesses, individual lots and non-residential structures including one or more structures comprising at least two residences individual lots, dwelling units, or businesses-non-residential uses, whether attached or detached, intended for separate ownership and developed in accordance with the standards of the County Subdivision Ordinance.

Variable Lot Residential Development: A development that consists of single-family residential structures on individual lots where the developer may reduce the minimum lot size of such lots in accordance with Section 2405 of the County’s Subdivision Ordinance while maintaining applicable overall density standards for the zoning district in which it is located.

SECTION 912. KENNEL OPERATIONS.

E. Kennel operations shall not be allowed in residential districts if the minimum lot size required by the zoning district of the subject tract has been compromised or otherwise reduced in area as required by the zoning district, i.e., Zero Lot Line or Variable Lot Residential Developments.

SECTION 1103. SPECIAL DEVELOPMENTS.

Special developments governed elsewhere in this ordinance and those governed by the County Subdivision Ordinance may be exempt from the lot and yard requirements of this ordinance, provided the development conforms to the special provisions of this ordinance and the County Subdivision Ordinance and the overall dwelling unit density is maintained for the district in which it is located except where specifically exempted elsewhere. This section shall include, but not be limited to Article V, Conditional Zoning District; Article VI, Mixed Use-Conditional Zoning District and Article VIII, Density Development-Conditional Zoning District; contained within this ordinance, Variable Lot Residential Developments, and Zero Lot Line Developments, Unit Ownership Developments, and Manufactured Home Parks, which are regulated by the County Subdivision Ordinance.

Ad Preview

PUBLIC NOTICE

The Cumberland County Board of Commissioners will hold a public hearing on Monday February 20, 2023, beginning at 6:45 PM or shortly thereafter, in the County Commissioners' meeting room 118, on the first floor of the Cumberland County Courthouse located at 117 Dick Street in Fayetteville, NC and will hear the following:

ZON-22-0086: Text Amendment to the Cumberland County Subdivision and Zoning Ordinances to update and revise standards associated with Zero Lot Line developments and to create standards for Variable Lot Residential Developments; submitted by Cumberland County Planning & Inspections Dept. (applicant).

ZON-22-0072: Rezoning R6 Residential Dis./CU Conditional Use to R5 Residential/CZ Conditional Zoning or a more restrictive zoning dis., 20.48 +/- ac.; off Celebration Drive, East of Chicken Foot Rd; June Cowles (applicant), Carolinian Properties Inc (owner).

2/6/23, 2/13/23 8358801



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 2/9/2023

SUBJECT: CASE ZON-22-0072

BACKGROUND

ZON-22-0072: Rezoning from R6 Residential District/CU Conditional Use Zoning to R5 Residential District/CZ Conditional Zoning or to a more restrictive zoning district for 20.48 +/- acres; located off Celebration Drive, east of Chicken Foot Road; submitted by June Cowles (applicant) on behalf of Carolinian Properties INC (owner).

This rezoning request was presented to the Board of Commissioners at the December 19, 2022, meeting. The board voted 3-3, with one commissioner absent, in two separate votes to approve and then deny the request. Because the request was neither approved nor denied for rezoning at that time, the applicant may bring the item before the Board of Commissioners again.

Planning Board Action: Recommended denial of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential District Conditional Zoning at their November 15, 2022 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 ZON-22-0072, Planning and Inspections staff recommends approval of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential District Conditional Zoning. Staff finds the request is consistent with the South-Central Land Use Plan which calls for "Mixed Use" at this location. Staff also finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning.

RECOMMENDATION / PROPOSED ACTION

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 ZON-22-0072, I move to deny the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential District Conditional Zoning and find that the request is not consistent with the South-Central Cumberland Land Use Plan which calls for “Mixed Use” at this location. The Board finds the request is not in harmony with the character of the surrounding land use activities and zoning due to concerns of increased traffic and school overcrowding.

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 ZON-22-0072, I move to approve the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential District Conditional Zoning and find that the request is consistent with the South-Central Cumberland Land Use Plan which calls for “Mixed Use” at this location. The Board finds the request is reasonable and in the public interest as it is in harmony with and compatible to the surrounding land use activities and zoning.

ATTACHMENTS:

Description

Case ZON-22-0072

Type

Backup Material

Renee Paschal
Interim County Manager

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Planning & Inspections Department

FEBRUARY 9, 2023

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-22-0072:** Rezoning from R6 Residential District / CU Conditional Use Zoning to R5 Residential District / CZ Conditional Zoning or to a more restrictive zoning district for 20.48 +/- acres; located off Celebration Drive, east of Chicken Foot Road; submitted by June Cowles (applicant) on behalf of Carolinian Properties INC (owner).

ACTION: Recommended denial of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential Conditional Zoning District at their November 15, 2022 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 NOVEMBER 15, 2022

Mrs. Garcia presented the case information and photos.

In Case ZON-22-0072, Planning and Inspections staff recommends approval of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential Conditional Zoning District. Staff finds the request is consistent with the South-Central Land Use Plan which calls for "Mixed Use" at this location. Staff also finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning.

Mrs. Moody asked if there was any contact with the school system because she noticed that the elementary and middle schools were already over capacity.

Mrs. Garcia stated that the applicant had been in touch with Grays Creek High School in relation to a possible sidewalk connection and how students would get to the high school.

Mr. Howard stated that the comments go out to the school district and that the numbers in the staff report come from the district and not the staff.

Chair Crumpler asked for more explanation on the emergency access.

Renee Paschal
Interim County Manager

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Planning & Inspections Department

Mrs. Garcia proceeded to explain that the Fire Code for North Carolina requires that if there are over one hundred units, there needs to be a second means of access. She indicated where that would be located.

Mr. Moon stated that there was a letter from the abutting property owner agreeing to allow access easements to accommodate the temporary access.

There were people signed up to speak in favor and in opposition.

Public meeting opened.

Ms. June Cowels spoke in favor. Ms. Cowels explained that everything would be temporary until the commercial comes in. Ms. Cowels went on to explain some of the benefits of the proposed development.

Mrs. Moody asked about the access from Celebration Drive and Chicken Foot Road.

Ms. Cowels said they had discussions with the Department of Transportation (DOT) and there is already a driveway cut on Celebration Drive and they have the second access point.

Mr. Burton asked if the emergency access point was an existing stub out already.

Ms. Cowels said that she wasn't sure if the driveway was there right now, but it will pretty much line up with the intersection. It will eventually service the commercial and pointed out where there will be another access point.

Mr. Rob Caudle spoke in favor. Mr. Caudle stated that he was the engineer and was present to answer any question the board may have. Mr. Caudle stated that they would be handling engineering, design, and permitting for the owner.

Mr. Ben Roberts spoke in opposition. Mr. Roberts voiced his opposition to any development in the area. His concerns are with overcrowding of the schools, they are already at capacity. He also has concerns with increased traffic.

Ms. Barbara Kulp spoke in opposition. Ms. Kulp stated that she is opposed and has concerned about the increased traffic.

Mark Lupton spoke in opposition. Mr. Kulp stated that his concerns are with school overcrowding.

Renee Paschal
Interim County Manager

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Planning & Inspections Department

Mr. Joshua Delgado spoke in opposition. Mr. Delgado stated he agreed with the previous speakers, but no one was talking about the third phase of the Cypress Lakes community which will bring additional housing and population. Mr. Delgado stated that building should be done in a more suitable area.

Mr. Vallery Mason spoke in opposition and stated that his concerns were with the increased traffic. He asked the board to defer case for a month to allow time for a petition to go around to all of the residents.

Mr. Marc Glenn declined to speak but agreed with the previous speakers.

Mrs. Lisa Glenn spoke in opposition and said she agreed with the previous speakers.

Ms. Jillian Erhardt spoke in opposition and stated that she was concerned about the crossing guards in the school zones with the increased traffic, she was also concerned about safety of the children, and concerned about wildlife.

Mr. Robert Erhardt declined to speak.

Ms. Courteney Hancock stated that her concerns had already been mentioned.

Ms. June Cowles spoke in rebuttal. Ms. Cowels stated that with the wetland area, they are staying out of that area and not developing it. They will do a survey later in the process to address animal concerns mentioned by the opposition.

Public meeting closed.

Mrs. Moody said she doesn't see how they can approve this with the hydric soils and the traffic and the kids going to school.

Mr. Walters stated that he thought it was too congested in that area already.

Mr. Lloyd said he wanted to address the overcrowding of the schools. The County does the best it can and is mandated to give the schools a percentage of money out of the budget. Most schools in this County if they're not overcrowded, they are about at capacity. It's difficult for road engineers to deal with the problem of congestion.

In Case ZON-22-0072, Mrs. Moody made a motion, seconded by Mr. Lloyd to recommend denial of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential Conditional Zoning District. The Board finds the request is not in harmony with

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Interim County Manager

Sally Shutt
Assistant County Manager



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Director

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Planning & Inspections Department

the character of the surrounding land use activities and zoning due to concerns of increased traffic and school overcrowding generated by the request. The motion passed unanimously.

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.

Historic Cumberland County Courthouse | 130 Gillespie Street | P.O. Box 1829
Fayetteville, North Carolina 28301 | Phone: 910-678-7600 | Fax: 910-678-7631

cumberlandcountync.gov

Location: South of Celebration Dr. and
East of Chickenfoot Rd.
Jurisdiction: County-Unincorporated

REQUEST

Rezoning R6/CU to R5/CZ

Applicant requests a rezoning from R6/CU Residential Conditional Use District to R5/CZ Residential Conditional Zoning District for one parcel of approximately 20.48 acres located on Celebration Dr. east of Chickenfoot Rd. The site location is shown in Exhibit "A". The parcel is currently vacant land. The intent of the property owner is to increase the density for a multifamily apartment complex to allow the unit yield to increase from 222 units, which is the maximum allowed under the current R6 zoning district, to 264 units as requested in the R5/CZ zoning site plan.

The proposed multi-family development includes 264 apartments, a management office/swimming pool facility, and several enclosed garages/storage buildings. Primary public road access is from Celebration Drive and an emergency access is proposed from the southwest project area to Chickenfoot Road. A conditional zoning site plan is provided in Exhibit "F" with the conditions of approval.

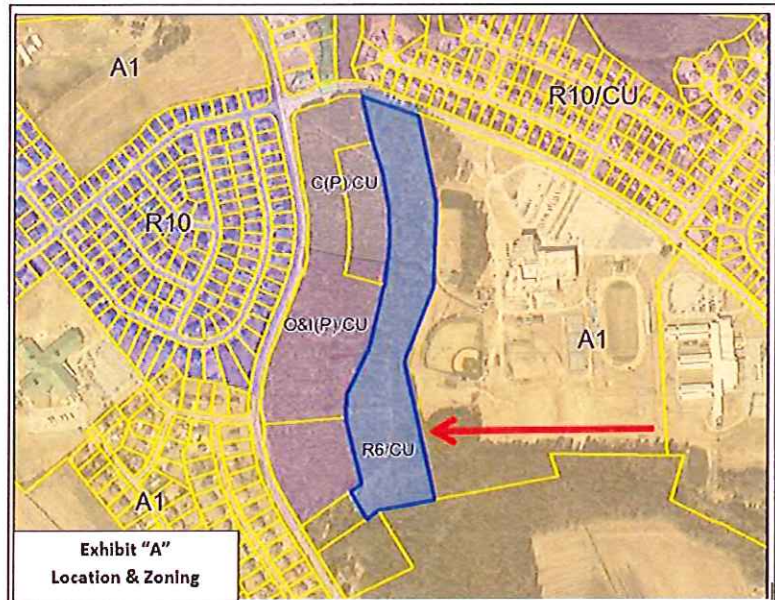
PROPERTY INFORMATION

OWNER/APPLICANT: Carolinian Properties, Inc. (Owner). June Cowles of WitherRavenel (Applicant)

ADDRESS/LOCATION: Refer to Exhibit "A", Location and Zoning Map. REID number: 0422767202000.

SIZE: 20.48 +/- acres within one parcel. Road frontage along Celebration Dr. is a combined 385 +/- feet. The property is approximately 2,600 +/- feet in length at its deepest point.

EXISTING ZONING: The subject property is currently zoned R6/CU. Minimum lot size for this district is 6,000 sq ft. This is a district designed for a mix of single- and multi-family dwellings.

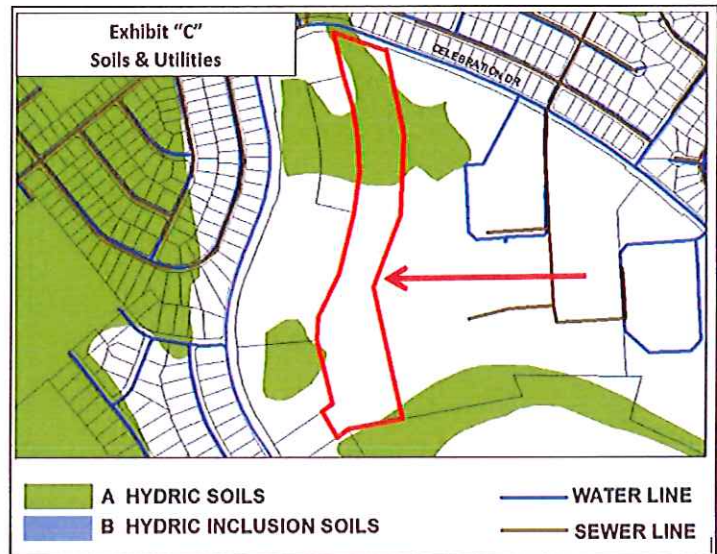
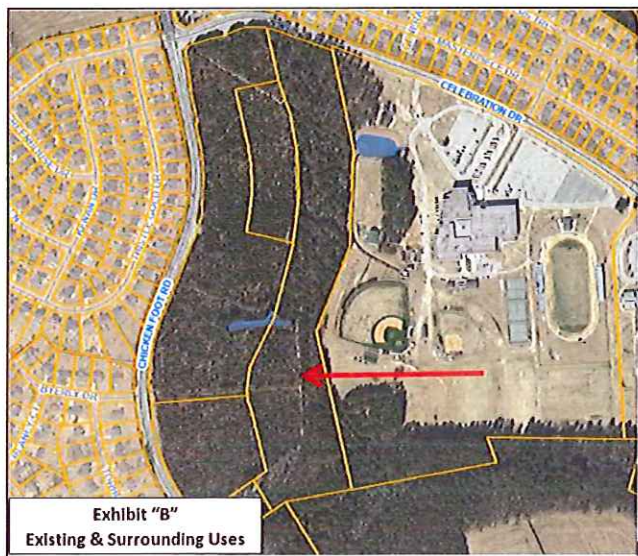


EXISTING LAND USE: Land is currently vacant woodland. Exhibit "B" shows the existing use of the subject property.

SURROUNDING LAND USE: Exhibit "B" illustrates the following:

- **North:** Single family residential neighborhood
- **East:** Grays Creek High School
- **West:** Wooded lands and single-family residential neighborhoods
- **South:** Wooded lands and farmland

OTHER SITE CHARACTERISTICS: The site is not located in a Watershed or within a Flood Zone Hazard Area. The subject property, as delineated in Exhibit "C", illustrates presence of hydric soils at the northern third of the property.



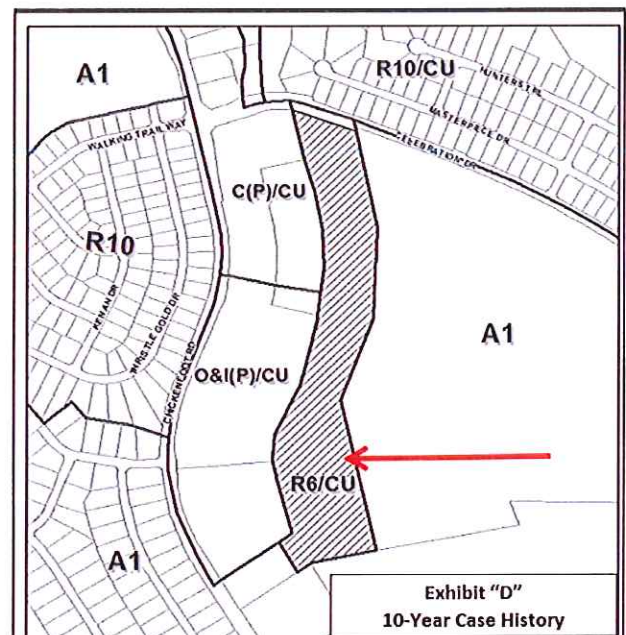
TEN YEAR ZONE CASE HISTORY:

Exhibit "D" denotes the location of the 10-year zoning case history described below. There is no case history for this area.

DEVELOPMENT REVIEW:

Applicant has submitted a site plan addressing submittal requirement pursuant to Zoning Ordinance Section 1402, as well as the additional review criteria of Zoning Ordinance Sections 1102 & 1202. The proposed site plan has been submitted also addressing submittal requirements pursuant to Subdivision Ordinance Section 2401.

-Applicant has reviewed conditions presented by Current Planning Staff (Attachment F)



DIMENSIONAL PROVISIONS FOR REQUESTED DISTRICT:

Minimum Standard	R6/CU (Existing Zoning)	R5 (Zoning)	R5/CZ (Proposed)
Front Yard Setback	25 ft	25 ft	As shown on site plan and within the conditions of approval – see below.
Side Yard Setback	10 ft (one story) 12 ft (two story)	10 ft (one story) 10 ft (two story); rises w/additional stories	
Rear Yard Setback	30 ft	30 ft	
Lot Area	6,000 sq ft, then varies by unit count	5,000 sq.ft., then varies by unit count	
Lot Width	60 ft	60 ft	

PROJECT SETBACKS:

Setback Standards. Minimum setback standards for this residential development – for both the single family and multi-family lots --shall be:

Grey's Creek High School Property Line	Building or garage	21 feet
	All other	30 feet
South property line	Building or garage	30 feet
	All other	50 feet
Celebration Drive ROW	Building or accessory	50 feet
Western property line	Building, garage, or accessory structure	21 feet

DEVELOPMENT POTENTIAL:

Existing Zoning (R6/CU)	Zoning (R5)*	Proposed Conditional Zoning (R5\CZ)**
222 dwelling units	468 dwelling units	264 Units

(*) Estimated lot yield based on the following calculation

- Calculation: $(\text{total developable area times } 0.8) / \text{minimum lot size for zone district}$.
- Section 202 (A): Lot count may be rounded-up when a fraction occurs. When any requirement of this ordinance results in a fraction of a unit, a fraction of one-half or more shall be considered a whole unit, and a fraction of less than one-half shall be disregarded.

(**) Based on the Conditional Zoning Site Plan

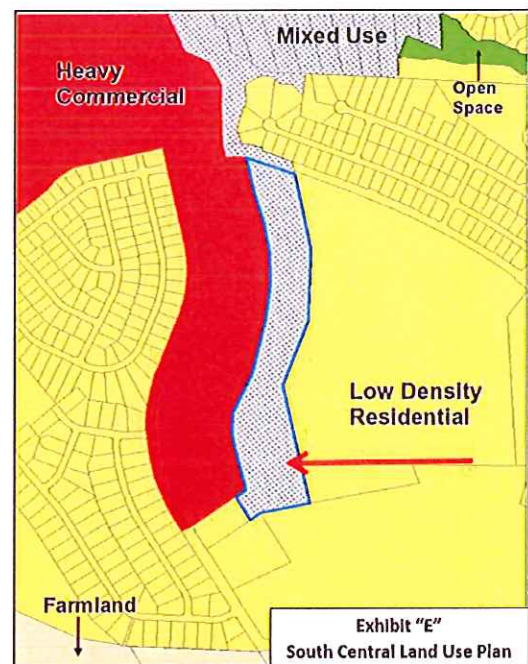
COMPREHENSIVE PLANS:

This property is located within the South-Central Land Use Plan (2015). The future land use classification of the property is "Mixed Use".

Associated zoning districts for this classification are: R5, MXD/CZ, C(P), C1(P), C2(P) and O&I(P). **The proposed rezoning request is consistent with the adopted Land Use Plan.**

Associated plan goals and policies that may be considered include the following:

- Promote the building of quality housing.
- Provide flexibility for mixed-use and higher density developments to locate close to existing or future commercial centers.
- Promote infill development.



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: PWC water and sewer lines are available near the subject property. It is the applicant's responsibility to determine if this utility provider will serve their development. Utilities for water and sewer are shown on Exhibit "C". The project will be required to connect to the central water and sewer systems.

TRANSPORTATION: According to the Fayetteville Area Metropolitan Planning Organization (FAMPO), the subject property sits just east of the corner of Celebration Drive and Chickenfoot Road. Celebration Drive

is identified as a local road in the Metropolitan Transportation Plan and Chickenfoot Road is identified as a major collector in the Metropolitan Transportation Plan. There are no roadway construction improvement projects planned and the subject property will have no significant impact on the Transportation Improvement Program.

In addition, Chickenfoot Rd has a 2020 AADT of 12,000 and an estimated road capacity of 15,800. Celebration Drive does not have a 2020 AADT nor does it have a road capacity listed. The trip generation of 264 multi-family housing is calculated below:

AM Peak: 74 trips, 17% entering, 83% exiting (264 dwelling units X average rate of 0.28 = 74 trips)
PM Peak: 84 trips, 63% entering, 37% exiting (264 dwelling units X average rate of 0.32 = 84 trips)

The proposed development will not generate enough traffic to place it over its current capacity of 15,800 and will not significantly impact Chickenfoot Rd.

SCHOOLS CAPACITY/ENROLLMENT:

School	Capacity	Enrollment
Galberry Farm Elementary	884	897
Gray's Creek Middle	1083	1125
Gray's Creek High	1517	1396

The proposed apartment complex abuts Greys Creek High School along the entire eastern project boundary line. Galberry Farm Elementary School is located one-quarter mile to the west of the temporary emergency road entrance to the apartment complex.

ECONOMIC DEVELOPMENT: Fayetteville Cumberland County Economic Development Corporation has reviewed the request and had no objection to the proposed request.

EMERGENCY SERVICES: Cumberland County Fire Marshal's office has reviewed the request and states that all applicable fire department access requirements must be met in accordance with Section 503 of the 2018 NC Fire Code & the fire protection water supply requirements must be met in accordance with Section 507 of the 2018 NC Fire Code.

SPECIAL DISTRICTS: The property is not located within the Fayetteville Regional Airport Overlay District or within five miles of Fort Bragg Military Base.

CONDITIONS OF APPROVAL: See Exhibit "F" for the Conditions of Approval and Conditional Zoning Site Plan. The applicant has reviewed and accepted these conditions.

STAFF RECOMMENDATION

In Case ZON-22-0072, Planning and Inspections staff **recommends approval** of the rezoning request from R6/CU Residential District Conditional Use to R5/CZ Residential District Conditional Zoning. Staff finds the request is consistent with the South-Central Land Use Plan which calls for "Mixed Use" at this location. Staff also finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning.

Attachments: Conditions of Approval; Site Plan; Notification Mailing List; Application; Access Agreement

Exhibit "F"
Conditions of Approval
ZON-22-0072

ZON-22-0072: Rezoning from R6 Residential District / CU Conditional Use Zoning to R5 Residential District / CZ Conditional Zoning or to a more restrictive zoning district for 20.48 +/- acres; located off Celebration Drive, east of Chicken Foot Road

The property delineated with Exhibit "A" is subject to the following conditions:

A. Applicability: All use and development of the property applicable to this Conditional Zoning (ZON-22-0072) and as delineated in Exhibit "A" shall occur consistent with the standards and requirements of the R5 Residential Zoning District unless otherwise stated herein. If any standards herein are inconsistent with the Zoning or Subdivision ordinance, the conditions set forth herein shall supersede and apply to the development of the property delineated in Exhibit "A." If not expressly stated herein the R5 Residential standards shall apply.

B. Permitted and Prohibited Uses.

1. Use of the site is limited to 264 multi-family units and accessory structures as shown on the Conditional Zoning Site Plan appearing in Exhibit "A".

C. Development Standards.

1. Setback Standards. Minimum setback standards for this residential development -- for both the single family and multi-family lots --shall be:

Grey's Creek High School Property Line -- Building or garage -- 21 feet
All other -- 30 feet

South property line -- Building or garage -- 30 feet
All other -- 50 feet

Celebration Drive ROW -- Building or accessory structure --- 50 feet

Western property line -- Building, garage, or accessory structure -- 21 feet

Minimum distance between buildings shall be determined by building code.

2. Accessory structure: garage/storage buildings and the office/club house/pool facility shall have minimum setback as shown on the conditional zoning site plan. Any other accessory structures shall follow the minimum setback standards for the R5 zoning district.
3. Signage for this development be in accordance with the applicable sign regulations as set forth in Article IX of the County Zoning Ordinance and that the proper permit(s) be obtained prior to the installation of any permanent signs on the property. Note: This conditional approval is NOT approval for the size, shape, or location of any signs.

D. Infrastructure and Utilities

1. Water and Sewer:

- a. A building must be connected to central water and sewer prior before issuance of a certificate of occupancy.
- b. Authorization for wastewater system construction required before other permits to be issued. The County Health Department must approve sewer plans. Lots not served by public sewer systems are required to be large enough and of such physical character to comply with the Health Department's minimum standards. Site and soil evaluations must be conducted on the property by the County Environmental Health Department. A copy of the Health Department approval must be provided to Code Enforcement. (Note: All Health Department requirements must be met prior to issuance of final permits.) (NCGS § 130A-338 & Sec. 2306 A, County Subdivision Ord. & Sec. 1101.E, County Zoning Ord.)

2. Roads/Access:

- a. The developer must obtain a driveway permit from the NC Department of Transportation prior to construction of the driveway.
- b. The proposed emergency access connecting to Chickenfoot Road shall be permanent unless changed to a public road in the future or if its relocation is approved by the Current Planning Division. The emergency access driveway shall be designed and constructed according to minimum standards set forth in Chapter V, Section 503 of the State Fire Code: 20 foot wide, 13.6 foot high clearing; capable of supporting at minimum a 75,000 lbs. vehicle in all-weather driving conditions, provides a suitable turnaround area in the form of a cul-de-sac or hammerhead at the end of the access driveway; and as further described in Section 503 and by the County Fire Marshal. The secondary access must be constructed and established prior to issuance of a certificate of occupancy for the building holding the 100th residential unit.
- c. Off-Site Road Improvements. Turn lanes may be required by the NC Department of Transportation (NCDOT). [Art. XIV, County Zoning Ord. & NCGS § 136-18(5) & § 136-93]. Developer must coordinate with NCDOT prior to submittal of any preliminary subdivision plan regarding off-site road improvements.

3. Stormwater and Drainage:

- a. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post- Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Division of Water Quality, North Carolina Department of Environmental Quality. If one acre or more of land is to be disturbed, prior to the issuance of any building/zoning permits for this site, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement.
- b. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environmental Quality (NCDEQ) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2307.A, County Subdivision Ord.) The homeowner's association shall be responsible for maintain all stormwater facilities unless otherwise required by the NCDEQ.
- c. In the event a stormwater utility structure is required by the NC Department of Environmental Quality (NCDEQ), the owner/developer must secure the structure with a four-foot-high fence with a lockable gate and is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation. (Sec. 1102.O, County Zoning Ord.)
- d. Prior to permit application, the developer must provide to the Code Enforcement Section documentation of NC Department of Environmental Quality Division of Energy, Mineral and Land Resources' (NCDEQ DEMLR) approval of the Sedimentation and Erosion control plan for this project. NCDEQ DEMLR requires a Sedimentation and Erosion control plan be submitted and

approved 30 days prior to land disturbing activities if said land disturbing activity will exceed one acre

If a plan is not required, per 15ANCAC 04B.0105 "Person conducting land disturbing activity shall take all reasonable measures to protect public and private property from damage cause by such activities." Sedimentation and erosion control measures will need to be installed to protect adjacent properties. [Sec. 4-8(b)(6), County Code; originally under County jurisdiction relinquished to NCDEQ around 2000]

4. Other Utilities.

a. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306.C, County Subdivision Ord.) That any lighting used to illuminate off-street parking areas shall be subject to the same standards as listed in Section 1102.M.

b. That garbage collection be provided in a manner approved by the County Environmental Health Department. Dumpsters shall be located on a concrete pad and screened around three sides at minimum.

F. Development Review Process.

1. That the owner(s)/developer(s) of these lots obtain detailed instructions on permits required to place a structure within this development from the Inspections Department at 130 Gillespie Street Room 106. The Inspections Department will need a copy of the approved condition sheet and map for additional information.
2. Prior to any clearing or grading of the subject property, a group development permit and site plan must be approved by the County Current Planning Section. A construction phasing plan shall be provided with the group development site plan and shall identify construction staging areas.
3. No occupancy permit be issued until the zoning administrator inspects the site and certifies that the site is developed in accordance with plans.

G. Plat-Related. If a plat is required, the following must be met by the developer/owner:

1. All building footprints shall be shown on the final plat and all common areas, recreation areas and facilities shall be labeled on the final plat.
2. That the final plat must be submitted to Planning Staff for review and approval for recording; and that the plat must be consistent with the conditional zoning site plan and the group development site plan. The final plat must be recorded prior to any permit application on any structure and/or prior to the sale of any lot or unit in this development.
3. That any/all easements appear on the final plat.

H. Other Conditions.

1. Use and Development Conditions. This conditional zoning and the site plan conditions of approval are not to be construed as all-encompassing of the applicable rules, regulations, etc., which must be complied with for any development. Other regulations, such as building, environmental, health, State agencies, and so forth, may govern the specific development. The developer is the responsible party to ensure full compliance with all applicable Federal, State, and local regulations.

2. This conditional approval is contingent upon continued compliance with the County's Zoning and Subdivision Ordinance. the conditions set forth herein, including applicable NC State Statue 160-D requirements.
3. All modifications, including changes in use and/or increase in density, to approved Conditional Zoning districts, other than those listed below, shall be reviewed in the same manner as a new project (Cumberland County Zoning Ordinance, Section 506).
4. A site-specific address and tax parcel number be provided at the time of building/zoning permit application.
5. A phased development, phase two and subsequent phases be recorded showing the changes of the number of units for buildings 2-11, to include garages and parking spots allotted.

ATTACHMENT – ACCESS AGREEMENT

From: Prewitt Land Company, LLC
2126 Cypress Lakes Road
Hope Mills, NC 28348

October 4th, 2022

To: Watson Caviness
639 Executive Place, Suite 400
Fayetteville, NC 28305

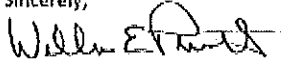
RE: Cross Access Agreement, Tax Parcel 0422762439000, 20.43 acs

Dear Mr. Caviness,

Please accept this letter as an agreement from Prewitt Land Company, LLC to provide an access easement through the parcel 0422762439000.

The access easement will be established through a formal agreement and exhibit to be recorded with the Cumberland County Registrar of Deeds at the time of site plan or rezoning approval. The easement will stay in place until such time when the property is developed to its intended use of commercial. When the parcel is developed, the cross-access easement will be honored.

Sincerely,



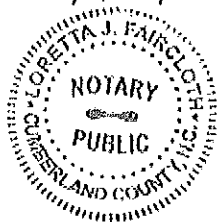
Prewitt Land Company, LLC, member

Cumberland County, North Carolina

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she sign the foregoing document:

William E. Prewitt
Name of principal

Date: October 4, 2022



Official Signature of Notary

Loretta J. Faircloth, Notary Public

My commission expires: June 8, 2023

ATTACHMENT – MAILING LIST

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5490 CELEBRATION DRIVE LLC
5490 CELEBRATION DR
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DIANA BROWN- EVENS
1209 MASTERPIECE DR
HOPE MILLS, NC 28348

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PILLOT
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PATSY T HOLLAND
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1100 MASTERPIECE DR
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ABENDSCHEIN
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ELENITA SMALL
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JONTHAN R HAIR
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BRANSCOM
1135 MASTERPIECE DR
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SILVIA P BARBER
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HOWARD
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MARGARET GLEATON
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MIRANDA DANIELS
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BARBARA J KULP
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SHERION B WINFREY
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RENIE D BELL
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KAREN R MONROE
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LAURA L LUPTON
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SHANNON D CLARK
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AMY G STOVALL
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LISA PUHR
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GABRIELA E RUIZ
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JACQUELYN A CRAWLEY
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MOORESVILLE, NC 28117

THOMAS BOWES
RACHEL BOWES
1111 THISTLE GOLD DR
HOPE MILLS, NC 28348

JONATHAN S BLACKMAN
CATALINA I BLACKMAN
1189 HUNTERS TRL
HOPE MILLS, NC 28348

REBECCA D BERRY
7014 BYERLY DR
HOPE MILLS, NC 28348

MICHAEL BAMFO
MERCY N BAMFO
4731 A DUNROBIN DR
HOPE MILLS, NC 28348

ALFRED T BACKUS JR
CYNTHIA R BACKUS
1135 THISTLE GOLD DR
HOPE MILLS, NC 28348

WILLIAM TAYLOR CANTRELL
COURTNEY MICHELE CANTRELL
1027 KENAN DRIVE
HOPE MILLS, NC 28348

JOSHUA PAUL BROWN
BRANDI N BROWN
1106 THISTLE GOLD DR
HOPE MILLS, NC 28348

CYNTHIA D BRACEY
1230 HUNTERS TRL
HOPE MILLS, NC 28348

MILTON C BOSTIC JR
JUNITA V BOSTIC
7033 KALMIA LN
HOPE MILLS, NC 28348

WALTER BILLINGS
1115 THISTLE GOLD DR
HOPE MILLS, NC 28348

BETTY F BARNES
604 TORHUNTA DR
HOPE MILLS, NC 28348

MARTIN BALDWIN
CHRISTINA BALDWIN
5501 WALKING TRAIL WAY
HOPE MILLS, NC 28348

WILLARD T ANDREWS
KAREN E ANDREWS
1033 THISTLE GOLD DR
HOPE MILLS, NC 28348

JASON P BUECHNER
BRIANNA M BUECHNER
5909 WATERDALE CT
FAYETTEVILLE, NC 28304

DAVID J BREWSTER
TIFFANY BREWSTER
1185 HUNTERS TRL
HOPE MILLS, NC 28348

RICKY A BOYKIN
NICOLE BOYKIN
608 TORHUNTA DR
HOPE MILLS, NC 28348

CAROLYN RENEE BLADEN
528 TORHUNTA DR
HOPE MILLS, NC 28348

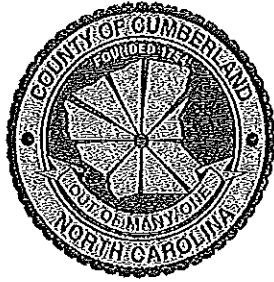
JESSICA D BETHUNE
1102 THISTLE GOLD DR
HOPE MILLS, NC 28348

BARKER GALLBERRY FARMS LLC
5556 BRAXTON RD
HOPE MILLS, NC 28348

ANTHONY G BAILEY
SHERYL J BAILEY
998 THISTLE GOLD DR
HOPE MILLS, NC 28348

DUSTIN K AKERS
1019 KENAN DR
HOPE MILLS, NC 28348

ATTACHMENT: APPLICATION



County of Cumberland

Planning & Inspections Department

APPLICATION FOR CONDITIONAL ZONING DISTRICT REZONING REQUEST CUMBERLAND COUNTY ZONING ORDINANCE

CASE #: _____

PLANNING BOARD
MEETING DATE: _____

DATE APPLICATION
SUBMITTED: _____

RECEIPT #: _____

RECEIVED BY: _____

Upon receipt of this application (petition), the Planning and Inspections Staff will present to the Planning Board the application at a hearing. In accordance with state law and board's policy, a notice of the hearing will be mailed to the owners of the adjacent and surrounding properties, which may be affected by the proposed Conditional Zoning. In addition, a sign will be posted on the property.

The Planning Board will make a recommendation to the Cumberland County Board of Commissioners concerning the request. The Board of Commissioners will schedule a public hearing and issue a final decision on the matter. Generally, the Commissioners will hold the public hearing four weeks following the Planning Board meeting. The Conditional Zoning District is not effective until the request is heard and approval granted by the Board of Commissioners.

The following items are to be submitted with the completed application:

1. A copy of the recorded deed and/or plat,
2. If a portion of an existing tract is/are being submitted for rezoning, an accurate written legal description of only the area to be considered;
3. A copy of a detailed site plan drawn to an engineering scale, showing the location of all buildings, yard dimensions, driveways, fencing, lighting parking areas, landscaping, and all other pertinent data to the case; and
4. A check made payable to the "Cumberland County" in the amount of \$ 500.00 (See attached Fee Schedule)

NOTE: Any revisions, inaccuracies or errors to the application or site plan may cause the case to be delayed and will be scheduled for the next available Board meeting according to the Board's meeting schedule. Also, the application fee is *nonrefundable*.

The Planning and Inspections Staff is available for advice on completing this application; however, they are not available for completion of the application or preparation of the site plan. For questions call (910)678-7603 or (910) 678-7602. Hours of operation are 8:00 a.m. to 5:00 p.m., Monday through Friday.

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

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

1. Applicant/Agent WithersRavenel
2. Address: 137 S. WILMINGTON ST #200, RALEIGH, NC Zip Code 27601
3. Telephone: (Home) _____ (Work) 919-469-3340
4. Location of Property: 0 CELEBRATION DR
5. Parcel Identification Number (PIN #) of subject property: 0422-76-7202
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 20.48 ac Frontage: ~385 ft Depth: ~2,600 ft
7. Water Provider: PWC Septage Provider: PWC
8. Deed Book 6338, Page(s) 0785-0788, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: Vacant
10. Proposed use(s) of the property: Multi-family dwellings

NOTE: Be specific and list all intended uses.

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes _____ No X
12. Has a violation been issued on this property? Yes _____ No X
13. It is requested that the foregoing property be rezoned FROM: R6 CU

TO: (Select one)

- X Conditional Zoning District, with an underlying zoning district of R5
(Article V)
____ Mixed Use District/Conditional Zoning District (Article VI)
____ Planned Neighborhood District/Conditional Zoning District (Article VII)
____ Density Development/Conditional Zoning District, at the _____ Density
(Article VIII)

APPLICATION FOR
CONDITIONAL ZONING

1. PROPOSED USE(S):

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

Please see the attached list of Proposed uses.
15 units per acre Maximum Density.

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

20.48 acres of residential units. 264 dwelling units proposed.
Approximately 12.89 units/acre.

2. DIMENSIONAL REQUIREMENTS:

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

The proposed site shall meet the dimensional requirements of the proposed underlying district (R5) per Sec. 1104 of the Cumberland County Zoning Ordinance.

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

396 spaces proposed (1.5 * 264 du). Off-street parking spaces, drive areas and entrances to any structure shall be designed and constructed to the standards of the N.C. Building Code, or other applicable Federal, State or local regulation.

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

The proposed site shall meet the requirements of Article XIII Sign Regulations of the Cumberland County Zoning Ordinance.

4. LANDSCAPE AND BUFFER REQUIREMENTS:

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

No trees required, only multi-family dwellings proposed. The required landscaping will be included on the site plan for Multi-family dwellings. A preliminary site plan is included showing landscape buffers.

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

Please see the preliminary site plan. Buffers are located along the perimeter as shown on the preliminary site plan:

5. MISCELLANEOUS:

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

No additional information. The proposed use is multi-family buildings and as such the site will be consistent with the Zoning Ordinance, (lighting, parking, setbacks, height, etc).

6. SITE PLAN REQUIREMENTS:

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

7. STATEMENT OF ACKNOWLEDGMENT:

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

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

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

CAROLINIAN PROPERTIES INC

NAME OF OWNER(S) (PRINT OR TYPE)

639 EXECUTIVE PL 400, FAYETTEVILLE, NC 28305

ADDRESS OF OWNER(S)

Casey@cavinessandcates.com

E-MAIL

HOME TELEPHONE

910-481-0503

WORK TELEPHONE

SIGNATURE OF OWNER(S)

Watson Caviness

SIGNATURE OF OWNER(S)

WithersRavenel, June Cowles Senior Planner

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

137 S. WILMINGTON ST #200, RALEIGH, NC 27601

ADDRESS OF AGENT, ATTORNEY, APPLICANT

HOME TELEPHONE

919-469-3340

WORK TELEPHONE

jcowles@withersravenel.com

E-MAIL ADDRESS

FAX NUMBER

Cowles, June

SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

Digitally signed by Cowles, June
DN: E=jcowles@withersravenel.com, CN="Cowles, June",
OU=Raleigh, OU=WRUsers, DC=withersravenel, DC=com
Date: 2022.09.13 07:47:09 -0400

Proposed Permitted Uses:

Accessories Uses, (Incidental to any permitted use)

Bed and Breakfast

Dwelling Multiple Family and Single

Fire Station/Emergency Services

Home Occupation (Incidental)

Library

Public Utilities/Substation

Religious Worship Activities

Schools

Swimming Pools (Incidental to principal use)

Proposed Uses that Require Special Use Permits:

Assemblies, Community assembly hall, armory, stadium, coliseum, community centers, etc)

Club or Lodge

Daycare Facility

Nursing Home/Convalescent Home/Hospital/Retirement Home

Recreation or Amusement Public/Private

Tower

Ad Preview

PUBLIC NOTICE

The Cumberland County Board of Commissioners will hold a public hearing on Monday February 20, 2023, beginning at 6:45 PM or shortly thereafter, in the County Commissioners' meeting room 118, on the first floor of the Cumberland County Courthouse located at 117 Dick Street in Fayetteville, NC and will hear the following:

ZON-22-0086: Text Amendment to the Cumberland County Subdivision and Zoning Ordinances to update and revise standards associated with Zero Lot Line developments and to create standards for Variable Lot Residential Developments; submitted by Cumberland County Planning & Inspections Dept. (applicant).

ZON-22-0072: Rezoning R6 Residential Dis./CU Conditional Use to R5 Residential/CZ Conditional Zoning or a more restrictive zoning dis., 20.48 +/- ac.; off Celebration Drive, East of Chicken Foot Rd; June Cowles (applicant), Carolinian Properties Inc (owner).

2/6/23, 2/13/23 8358801



DEPARTMENT OF PUBLIC HEALTH

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JENNIFER GREEN, HEALTH DIRECTOR

DATE: 2/20/2023

**SUBJECT: APPROVAL OF RESOLUTION BY THE COUNTY OF CUMBERLAND TO
DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS AND
BUDGET ORDINANCE AMENDMENT #B230175**

BACKGROUND

In July 2021, Attorney General Josh Stein announced a historic \$26 billion agreement that will help bring desperately needed resources to communities harmed by the opioid epidemic. A Memorandum of Agreement (MOA) between the State and local government directs how opioid settlement funds are distributed and used in our state. Cumberland County is set to receive \$16,989,930 over 18 years. The total amount of the spring and summer 2022 payments is \$2,090,487. In August 2022, Cumberland County Commissioners approved recommendations for the use of initial payments. In August 2022, the Cumberland County Commissioners approved a recommendation to initiate a Request for Proposal (RFP) process for up to \$800,000 to receive proposals in each of four key areas:

- Early Intervention (Strategy 6)
- Evidence-based addiction treatment for the uninsured and underinsured (Strategy 2)
- Programs to support people in treatment and recovery (Strategies 3, 4, 5, and 12)
 - Recovery support services
 - Recovery housing
 - Employment related services
 - Reentry services
- Criminal justice diversion programs (Strategy 10)

The review panel recommended funding four agencies totaling up to \$799,990.00 over two years (see note in table). These projects represent short term, high impact opportunities to scale up services from experienced agencies. Projects are able to fill in where there are critical gaps in services (post overdose response, housing for individuals in recovery, diversion programs, etc.). Programs serve both males and females and must

consider equity in their program implementation.

See attached scoresheets, program overview, and resolution.

RECOMMENDATION / PROPOSED ACTION

Approve resolution to direct the expenditure of opioid settlement funds and approve grant project budget ordinance amendment #B230175 to bring funds in alignment with the resolution.

ATTACHMENTS:

Description	Type
Proposed Settlement Funds Recommendations	Backup Material
Presentation with Recommendations	Presentation
Proposed Budget Resolution	Backup Material



Department of Public Health

Opioid Settlement Funds Update - February 2023

In July 2021, Attorney General Josh Stein announced a historic \$26 billion agreement that will help bring desperately needed resources to communities harmed by the opioid epidemic. A Memorandum of Agreement (MOA) between the State and local government directs how opioid settlement funds are distributed and used in our state. Cumberland County is set to receive \$16,989,930 over 18 years. The total amount of the "Spring 2022" and "Summer 2022" payments is \$2,090,487.

In addition, the Cumberland County has received \$111,477.43 provided as a result of the bankruptcy reorganization plan of opioid maker Mallinckrodt.

Additional national settlements have been announced that concern CVS, Walgreens, Walmart, Teva, and Allergan and will provide \$20 billion in additional funding, nationally. The funding payout schedules varies between six and fifteen years. Funding allocation for Cumberland County is not yet available.

In August 2022, the Cumberland County Commissioners approved a recommendation to initiate a Request for Proposal (RFP) process for up to \$800,000 to receive proposals in each of four key areas:

- Early intervention (Strategy 6)
- Evidence-based addiction treatment for the uninsured and underinsured (Strategy 2)
- Programs to support people in treatment and recovery (Strategies 3, 4, 5, and 12)
 - Recovery support services
 - Recovery housing
 - Employment related services
 - Reentry services
- Criminal justice diversion programs (Strategy 10)

An RFP process was initiated in fall 2022. A diverse panel reviewed and scored all responsive applications. The panel represented individuals from multi-sector agencies, backgrounds, and included individuals with lived experience with substance use.

The review panel recommended funding four agencies totaling up to \$799,990.00 over two years (see note in table). These projects represent short term, high impact opportunities to scale up services from experienced agencies. Projects are able to fill in where there are critical gaps in services (post overdose response, housing for individuals in recovery, diversion programs, etc.). Programs serve both males and females and must consider equity in their program implementation.



Department of Public Health

Agency	Option A Strategies	Proposed Program Process and Outcomes Metrics	Funding Recommendation
Carolina Treatment Center	Recovery Support Services, Recovery Housing Support, Employment-Related Services, and Reentry Programs	Proposed number served: 1200 unique patients served by clinic each year; 45 patients/month will enroll to receive additional support services/housing/employment services Example of program metrics <ul style="list-style-type: none">- Increase # of patients with kept Medication Assisted Treatment (MAT) appointments- Increase # of patients retained in treatment/care for the duration of the funding period- Increase patients' Recovery Capital Index scores. Standardized multidimensional measure of wellbeing for individuals in recovery	\$200,000
Myrover-Reese Fellowship Homes, Inc.	Recovery Support Services, Recovery Housing Support	Proposed number served : 42 clients served over 2 years Example of program metrics <ul style="list-style-type: none">- Increase # number of beds available for recovery housing (men and women)- Increase recovery program completion rate- Increase # of participants who are employed- Increase # of participants completing supportive services- Increase # of referrals for support services	\$200,000



Department of Public Health

North Carolina Harm Reduction	Recovery Support Services, Criminal Justice Diversion Program, Reentry Programs	<p>Proposed number served:1000 unique individuals, 549 syringe service program participants</p> <p>Example of program metrics and outcomes</p> <ul style="list-style-type: none"> - Increase # of Fayetteville LEAD program participants - Increase # of syringe service program participants and number of participant unique contacts - Increase #of overdose reversals - Increase number of post overdose follow ups - Increase # of referrals for support services - Increase # of Naloxone kits distributed - Increase # of harm reduction kits distributed - Increase # of number of individuals linked and enrolled and in treatment, recovery support, and housing 	\$199,990
Cumberland Fayetteville Family Drug Treatment Court	Criminal Justice Diversion Programs	<p>Proposed number served : 14 participants enrolled***</p> <p>Example of program metrics and outcomes</p> <ul style="list-style-type: none"> - Reduce time to permanent placement - No new children's services referrals in 12 months following program completion - No new relapse in 12 months following program completion - No new complaints with an offense date after the admission date - Active participation in mentoring activities and targeted skills development 	\$80,000*



Department of Public Health

Total		\$679,990**
Notes: *The review panel recommended funding \$80,000 for Year 1 of conditional funding with additional funding for Year 2, contingent upon Year 1 performance, deliverables, and financial reporting **Funding total for all projects is \$799,990.00 assuming Year 1 success for Family Drug Treatment Court. *** Participants served is based on historical agency data provided in the proposal All programs will be required to collect demographics of programs participants on race/ethnicity, gender, age, county of residence, income, and insurance status, etc. Additional required metrics are forthcoming from the State. These metrics are focused on a Results Based Accountability model which asks: "How much did we do?", "How well did we do it?" and "Is anyone better off?".		

No applications were received from partners for Early Intervention (Strategy 6).

The Health Department staff are actively researching planning for additional long-term high impact projects including physical space for a Residential Substance Use Facility, a Recovery Community Centers (RCC), and transitional housing. Approval of these projects leaves funding available for large scale collaborative projects.

A revision to the approved budget resolution is needed to recognize funding for projects recommended by the committee along with projects previously approved by the Commissioners in August 2022. These projects include \$70,000 for Narcan and Syringe Service Programs (Strategies 7 and 9) and \$200,000 for a multi-year pilot project to support Medication Assisted Treatment (MAT) in Cumberland County Detention Center (Strategy 11).

Opioid Settlement Funds Recommendations

Jennifer Green

Health Director

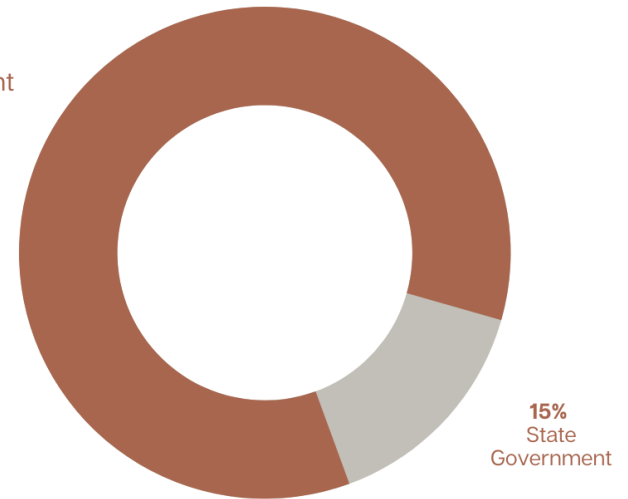
2/20/2023

Opioid Settlement Funds Background

- \$26 billion agreement to help communities harmed by the opioid epidemic
- A Memorandum of Agreement between the State and local government directs how opioid settlement funds are distributed
- 18 Year payment to Cumberland County government: \$16,989,930
- Spring 2022/Summer 2022 payments: \$2,090,487

85%

of NC settlement funds will go to counties and municipalities



Option A Strategies

- In August 2022, County Commissioners approved the utilization of “Spring 2022” and “Summer 2022” payments for
 - \$70,000 for Narcan distribution and syringe exchange
 - \$200,000 for pilot MAT project at Cumberland County Detention Center

Option A Strategies

- Approved the utilization of \$800,000 in “Spring 2022” and “Summer 2022” payments to initiate an RFP process for multi-year pilot projects
 - Early intervention (Strategy 6)
 - Evidence-based addiction treatment (Strategy 2)
 - Programs to support people in treatment and recovery (Strategies 3, 4, 5, and 12)
 - Criminal justice diversion programs (Strategy 10)
- A multi-sector, diverse hiring panel, reviewed and scored submitted proposals

Funding Recommendations

Carolina Treatment Center

- Funding recommendation: \$200,000
- Recovery support services, housing, and employment support for individuals in treatment specific focus on recovery housing
- Focus on equity, justice involved participants, vocational linkages, re-entry services
- Sample of proposed metrics:
 - 1200 treatment clients, 45 patients/month with additional recovery support
 - Increase # of patients retained in treatment/care for the duration of the funding period
 - Increase patients' Recovery Capital Index scores

Myrover-Reese Fellowship Homes, Inc.

- Funding recommendation: \$200,000
- Provide recovery support services and recovery housing supports for uninsured and underinsured non-veterans receiving treatment for opioid use disorder.
- Beds available for both men and women
- Sample of proposed metrics:
 - 42 clients over 2 years
 - Increase # number of beds available for recovery housing (men and women)
 - Increase recovery program completion rate
 - Increase # of participants who are employed

North Carolina Harm Reduction

- Funding Recommendation: \$199,990
- Provide naloxone education and distribution, post-overdose follow-up, overdose prevention and harm reduction education, linkage to care, peer support, and support technical assistance for the Fayetteville Law Enforcement Assisted Diversion (LEAD) program.
- Sample of proposed metrics
 - 1000 unique individuals, 549 syringe service program participants
 - Increase # of Fayetteville LEAD program participants
 - Increase # of syringe service program participants
 - Increase # of overdose reversals and follow-up and Narcan distribution

Cumberland Family Drug Treatment Court

- Funding Recommendation: \$80,000 (Year 1), total up to \$200,000*
- Promote the safety/welfare of children and their families by helping parents achieving a fundamental change in lifestyle by assisting them in recovering for addiction.
- Sample of proposed metrics
 - 14 individuals enrolled in court program
 - No new children's services referrals in 12 months following program completion
 - No new relapse in 12 months following program completion

Funding Recommendations

Agency	Funding Recommendation
Carolina Treatment Center	\$200,000
Myrover-Reese Fellowship Homes, Inc.	\$200,000
North Carolina Harm Reduction	\$199,990
Cumberland Fayetteville Family Drug Treatment Court	\$200,000
Total Funding	\$679,990
Total Funding Assuming Year 2 of Funding for Family Drug Treatment Court	\$799,990.00

Budget resolution and Grant Project Budget Ordinance Amendment

- A budget resolution and Grant Project Budget Ordinance Amendment (#B230175) is required to use the funds
- The proposed budget resolution and ordinance amendment includes
 - Funding (\$70,000) for the purchase of Narcan and Syringe Service Programs (Strategies 7 and 9).
 - Implementation of a \$200,000 multi-year pilot project to support Medication Assisted Treatment (MAT) in Cumberland County Detention Center (Strategy 11)
 - Funding for 4 organizations based on the RFP process (\$679,990)
- **Total included in budget resolution is \$949,990.00**

Proposed Motion

- Motion to approve
 - A RESOLUTION BY THE COUNTY OF CUMBERLAND TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS
 - Approval of grant project budget ordinance amendment #B230175 to bring funds in alignment with the resolution.



CUMBERLAND **COUNTY**

NORTH CAROLINA

Department of Public Health



CUMBERLAND COUNTY

NORTH CAROLINA

Department of Public Health

**A RESOLUTION BY THE COUNTY OF CUMBERLAND
TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS**

WHEREAS Cumberland County has joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals;

WHEREAS the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions (“Opioid Settlement Funds”) are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation (“MOA”);

WHEREAS Cumberland County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA;

WHEREAS Cumberland County Commissioners approved initial recommendations for the use of Opioid Settlement Funds during their August 15, 2022 Regular Meeting, including

- 1) Funding for the purchase of Narcan and Syringe Service Programs (Strategies 7 and 9).
- 2) Implementation of a \$200,000 multi-year pilot project to support Medication Assisted Treatment (MAT) in Cumberland County Detention Center (Strategy 11)
- 3) Initiation of a Request for Proposal (RFP) process to implement Option A Strategies of the MOA.

WHEREAS section E.6 of the MOA states:

E.6. Process for drawing from special revenue funds.

- a. **Budget item or resolution required.** Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. **Budget item or resolution details.** The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE BE IT RESOLVED, in alignment with the NC MOA, Cumberland County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
 - a. Name of strategy: Narcan Distribution
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A MOA: 7
 - d. Amount authorized for this strategy: \$35,000

- e. Period of time during which expenditure may take place: February 20, 2023 through June 30, 2024
 - f. Description of the program, project, or activity: Purchase of Narcan for distribution community and first responder distribution
2. Second strategy authorized
- a. Name of strategy: Syringe Service Program
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A to the MOA: 9
 - d. Amounted authorized for this strategy: \$35,000
 - e. Period of time during which expenditure may take place: February 20, 2023 through June 30, 2024
 - f. Description of the program, project, or activity: Syringe service program including syringe exchange, harm reduction supplies, naloxone distribution and connecting clients to prevention, treatment, recovery support, behavioral healthcare, primary healthcare, or other services or supports for individuals with opioid use disorder
3. Third authorized strategy
- a. Name of strategy: Addiction Treatment for Incarcerated Persons
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A to the MOA: 11
 - d. Amounted authorized for this strategy: \$200,000
 - e. Period of time during which expenditure may take place: February 20, 2023 through June 30, 2025
 - f. Description of the program, project, or activity: Implementation of Medication Assisted Treatment program at Cumberland County Detention Center detainees to maintain and initiate the use of three medications (methadone, buprenorphine, or naltrexone) approved by the Food and Drug Administration (FDA) for treatment of opioid use disorder. MAT combines counseling and behavioral therapies.
4. Fourth authorized strategy
- a. Name of strategy: Recovery Support Services, Recovery Housing Support, Employment-Related Services, and Reentry Programs.
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 3, 4, 5, and 12
 - d. Amounted authorized for this strategy: \$200,000
 - e. Period of time during which expenditure may take place: Start date February 20, 2023 through end date June 30, 2025
 - f. Description of the program, project, or activity: Recovery support services, recovery housing supports, employment for individuals in treatment specific focus on recovery housing, in efforts to get patients into stable housing and for justice involved participants. vocational linkages and supports and re-entry services
 - g. Provider: ATS OF NORTH CAROLINA, LLC DBA: Carolina Treatment
5. Fifth authorized strategy
- a. Name of strategy: Recovery Support Services, Recovery Housing Support,
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 3 and 4
 - d. Amounted authorized for this strategy: \$200,000

- e. Period of time during which expenditure may take place: Start date February 20, 2023 through end date June 30, 2025
 - f. Description of the program, project, or activity: Provide recovery support services and recovery housing supports for uninsured and underinsured non-veterans receiving treatment for opioid use disorder.
 - g. Provider: Myrover-Reese Fellowship Homes, Inc.
6. Sixth authorized strategy
- a. Name of strategy: Recovery Support Services, Criminal Justice Diversion Program, Reentry Programs.
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 3, 10, 12
 - d. Amount authorized for this strategy: \$199,990.00
 - e. Period of time during which expenditure may take place: Start date February 20, 2023 through end date June 30, 2025
 - f. Description of the program, project, or activity: Provide naloxone education and distribution, post-overdose follow-up, overdose prevention and harm reduction education, linkage to care, peer support, and support technical assistance for the Fayetteville Law Enforcement Assisted Diversion (LEAD) program.
 - g. Provider: North Carolina Harm Reduction Coalition
7. Seventh authorized strategy
- a. Name of strategy: Criminal Justice Diversion Programs
 - b. Strategy is included in Exhibit A
 - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 3, 4, 5, and 12
 - d. Amount authorized for this strategy: \$80,000
 - e. Period of time during which expenditure may take place: Start date February 20, 2023 through end date June 30, 2024
 - f. Description of the program, project, or activity: Support the goals of the family drug treatment court to promote the safety and welfare of children and their families by helping parents achieving a fundamental change in lifestyle by providing support and assisting them in recovering from addiction. Funding is specific to individuals with opioid use disorder.
 - g. Provider: Services will be delivered by Family Drug Treatment Court and funds will be administered by Cumberland County Justice Services.

The total dollar amount of Opioid Settlement Funds appropriated across the above named and authorized strategies is \$949,990.00, as revised within Grant Project Budget Ordinance Amendment #B230175.

Within five days after adoption, copies of this budget ordinance amendment shall be filed with the Finance Officer, Budget Officer, and Clerk to the Board, to be kept on file by them for their direction in the disbursement of County funds for this project.

Adopted this the 20th day of February 2023.

Dr. Toni Stewart, Chair
Cumberland County Board of Commissioners

ATTEST:

Andrea Tebbe, Clerk to the Board

COUNTY SEAL



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 2/10/2023

**SUBJECT: CONSIDERATION OF APPROVAL OF SUBAWARD AGREEMENT TO
FTCC FOR THE USE OF ARPA FUNDS TO PROVIDE EMPLOYMENT
SERVICES**

BACKGROUND

May 16, 2022, the board approved an amendment to the ARPA Grant Project Budget Ordinance to allocate \$2,000,000 for a job training program conducted by a partnership with FTCC, Mid-Carolina COG-Workforce Development, and Cumberland County Schools. The board has not taken further action on this project. The project has been fully developed by FTCC, is designated as the H.O.P.E. Project, and will be administered solely by FTCC. It is the only subaward of ARPA funds that has been developed. The details of the program and the use of the funds are described in the attachments to the subaward agreement as Exhibits A through F. FTCC has already signed the agreement. The complete agreement is attached.

RECOMMENDATION / PROPOSED ACTION

County attorney recommends approval of the subaward agreement with FTCC to implement the H.O.P.E. Project.

ATTACHMENTS:

Description	Type
FTCC SUBWARD AGREEMENT	Backup Material
FTCC SUBAWARD EXHIBITS	Backup Material

American Rescue Plan Act of 2021 Coronavirus State and Local Fiscal Recover Funds Subaward Agreement
Between
Cumberland County, North Carolina
and
Fayetteville Technical Community College

Article I. Overview.

Section 1.1. Parties. The parties to this agreement are Cumberland County, North Carolina, a body politic and political subdivision of the State of North Carolina (“County”), and Fayetteville Technical Community College, a constituent member of the North Carolina Community College System (“Subrecipient”).

Section 1.2. Definitions. The definitions in 2 CFR 200.1 are hereby incorporated into this Agreement.

Section 1.3. Roles. For the purposes of this Agreement, County serves as a pass-through entity.

Section 1.4. Source of Funding. This Agreement is funded by a portion of the funds allocated to County by the Coronavirus State Local Fiscal Recovery Fund created under section 603 of the American Rescue Plan Act of 2021 (ARP/CSLFRF).

Section 1.5. Purpose. The purpose of this Agreement is to establish the terms and conditions for a subaward allocated to Subrecipient from County.

Section 1.6. Disclosures. Federal regulations, specifically 2 CFR 200.331(a)(1), require County to provide Subrecipient with specific information about this subaward. All required information is listed in Exhibit A (Subaward Information).

Section 1.7. Term. This Agreement shall govern the performance of the parties for the period January 1, 2023 (“Effective Date”), through March 31, 2025 (“Expiration Date”), unless earlier terminated by either party in accordance with the terms of this Agreement (“Agreement Term”).

Section 1.8. Exhibits. The following Exhibits, attached hereto, are incorporated herein by reference:

Exhibit A:	Subaward Information
Exhibit B:	Approved Activities, Outcomes, and Measures
Exhibit C:	Budget
Exhibit D:	Lobbying Certification
Exhibit E:	Monitoring Plan
Exhibit F:	Key Personnel

Article II. Scope of Funded Activities.

Section 2.1. Scope of Services. Subrecipient shall perform all activities described in the scope of activities (“Approved Activities”), and shall achieve the Outcomes, as set forth in Exhibit B.

Section 2.2. Budget. Subrecipient shall perform the Approved Activities in accordance with the program budget (“Budget”) as attached hereto as Exhibit C.

Section 2.3. Prior Approval for Changes. Subrecipient may not transfer allocated funds among cost categories within a budgeted program account without the prior written approval of County’s ARPA Administrator; nor shall Subrecipient make any changes, directly or indirectly, to program design, Approved Activities, or Budget without the prior written approval of the ARPA Administrator. Subrecipient shall submit the request to the ARPA

Administrator with adequate documentation supporting the requested change per County's Allowable Cost Policy. Notwithstanding anything to the contrary herein, Subrecipient may not make any changes, nor may the ARPA Administrator approve any changes, that increase the total Budget or Total Agreement Funds.

Article III. Compensation.

Section. 3.1. Payment of Funds. County agrees to reimburse Subrecipient for costs actually incurred and paid by Subrecipient in accordance with the Budget and for the performance of the Approved Activities under this Agreement in an amount not to exceed \$2,000,000 ("Total Agreement Funds"). The amount of Total Agreement Funds, however, is subject to decrease by County if a substantial change is made in the Approved Activities that affects this Agreement or if this Agreement is terminated prior to the expiration of the Agreement. Program funds shall not be expended prior to the Effective Date or following the earlier of the Expiration Date or the last day of the Agreement Term. Costs incurred shall only be as necessary and allowable to carry out the purposes and activities of the Approved Activities and may not exceed the maximum limits set in the Budget. Expenses charged against the Total Agreement Funds shall be incurred in accordance with this Agreement.

Section. 3.2. Invoices and Payments. On or before the fifth (5th) day of April, July, October and January, Subrecipient shall submit invoices and associated receipts, in a format dictated by County, for the most recent quarter ended, to County's ARPA Administrator, setting forth actual expenditures of Subrecipient in accordance with this Agreement, in addition to any indirect costs authorized pursuant to Section 4.3. Within thirty (30) working days from the date it receives such invoice, County may disapprove the requested reimbursement claim or a portion thereof. County shall notify Subrecipient as to any disapproval. A decision by County to disapprove a reimbursement claim is final. There is no appeal process for Subrecipient. If County approves payment, then County will disburse the funds by electronic funds transfer without further notice.

Section. 3.3. County's Subaward Obligations Contingent on Federal Funding and Subrecipient Compliance. The payment of funds to Subrecipient under the terms of this Agreement shall be contingent on the receipt of such funds by County from the ARP/CSLFRF and shall be subject to Subrecipient's continued eligibility to receive funds under the applicable provisions of state and federal laws. If the amount of funds that County receives from the ARP/CSLFRF is reduced, County may reduce the amount of funds awarded under this Agreement or terminate this Agreement. County also may deny payment for Subrecipient's expenditures for Approved Activities if invoices or other reports are not submitted in a timely fashion, Subrecipient fails to achieve Outcomes or report Measurables adequately, or Subrecipient fails to comply with the terms and conditions of this Agreement.

Article IV. Financial Accountability and Grant Administration.

Section. 4.1. Financial Management. Subrecipient shall maintain a financial management system and financial records related to all transactions with funds received pursuant to this Agreement and with any program income earned as a result of funds received pursuant to this Agreement. Subrecipient must administer funds received pursuant to this Agreement in accordance with all applicable federal and state requirements, including the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 CFR Part 200, as required by the U.S. Department of the Treasury's, *Assistance Listing 21.027 Coronavirus State and Local Fiscal Recovery Funds*. Subrecipient shall adopt such additional financial management procedures as may from time-to-time be prescribed by County if required by applicable federal or state laws or regulations, or guidelines from the U.S. Department of the Treasury. Subrecipient shall maintain detailed, itemized documentation and other necessary records of all income received and expenses incurred pursuant to this Agreement.

Section. 4.2. Limitations on Expenditures. County shall only reimburse Subrecipient for documented expenditures incurred during the Agreement Term that are: (i) reasonable and necessary to carry out the scope of Approved Activities described in Exhibit B; (ii) documented by contracts or other evidence of liability consistent with the established County and Subrecipient procedures; and (iii) incurred in accordance with all applicable requirements

for the expenditure of funds payable under this Agreement. County may not reimburse or otherwise compensate Subrecipient for any expenditures incurred or services provided prior to the Effective Date or following the earlier of the expiration or termination of this Agreement.

Section. 4.3. Indirect Cost Rate. The indirect cost rate, if any, indicated in Exhibit C (Budget) shall apply to this Agreement. The indirect cost rate may not exceed the 10% de minimis indirect cost rate as allowed by 2 CFR 200.414(f). Subrecipient must provide adequate documentation showing the correct calculation based upon modified total direct costs as defined in 2 CFR 200.1. If requested, Subrecipient must provide adequate documentation to County showing in detail its calculation of modified total direct costs as defined in 2 CFR 200.1..

Section. 4.4. Financial and Other Reports. Subrecipient shall submit to County such reports and back-up data as may be required by the federal government or County, including such reports which enable County to submit its own reports to the U.S. Department of the Treasury, in accordance with the following schedule, which may be amended from time to time:

<u>REPORT</u>	<u>DEADLINE</u>
Programmatic Data Report	5 th day of every third calendar month starting April 5, 2023
Recovery Plan Performance Report	5 th day of every third calendar month starting April 5, 2023

Programmatic Data Report. The U.S. Department of the Treasury's, *Project and Expenditure Report User Guide: State and Local Fiscal Recovery Funds*, dictates what programmatic data is required for each expenditure category that Subrecipient's project will be reported under. The expenditure category associated with Subrecipient's project is EC 2.10. Detailed information about the required programmatic data can be found in Appendix D - SLFRF Expenditure Category Programmatic Data and Other Information. The ARPA Finance Accountant will provide the correct reporting template based upon expenditure category. Additional relevant information about programmatic data requirements can be found in Part 2, Section B of the U.S. Department of the Treasury's, *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*.

Recovery Plan Performance Report. The *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds* (Part 2, Section C) describes the Recovery Plan Performance Report that County must submit to the U.S. Department of the Treasury on an annual basis. This report will contain Subrecipient's performance measures and outcomes that aid County in responding to the pandemic and promoting economic recovery. Subrecipient will report to County on a quarterly basis in compliance with County's Monitoring Plan. Subrecipient shall report all Measures and Outcomes, as set forth in Exhibit B hereto. The ARPA Administrator will provide a template for this report.

This provision shall survive the expiration or termination of this Agreement with respect to any reports which Subrecipient is required to submit to County following the expiration or termination of this Agreement.

Section. 4.5. Improper Payments. Any item of expenditure by Subrecipient under the terms of this Agreement which is found by auditors, investigators, and other authorized representatives of the County, the U.S. Department of the Treasury, the N.C. Department of State Treasurer, or other federal or state instrumentality to be improper, unallowable, in violation of federal or state law, or the terms of this Agreement, or involving any fraudulent, deceptive, or misleading representations or activities of Subrecipient, shall become Subrecipient's liability, and shall be repaid to County solely by Subrecipient, immediately upon notification of such, from funds other than those provided by County under this Agreement or any other agreements between County and Subrecipient. This provision shall survive the expiration or termination of this Agreement.

Section. 4.6. Audits and Access to Records. Subrecipient certifies compliance with applicable provisions of 2 CFR 200.501-200.521, and continued compliance with these provisions during the term of this section of this Agreement. If Subrecipient is not required to have a Single Audit as defined by 200.501, the requirements of the

U.S. Department of the Treasury, or the Single Audit Act, if the annual amount of the Total Agreement Funds expended is over \$250,000, then Subrecipient shall have a financial audit performed yearly by an independent Certified Public Accountant. Subrecipient shall provide notice of the completion of any required audits and will provide access to such audits and other financial information related to this Agreement upon request. Subrecipient certifies that it will provide County with notice of any adverse findings which impact this Agreement. This obligation extends for one year beyond the expiration or termination of this Agreement. If an audit is not required, the Subrecipient shall have a financial review performed by a Certified Public Accountant.

Section. 4.7. Closeout. The final payment request under this Agreement must be received by County no later than five (5) days after the earlier of the Expiration Date or the last day of the Agreement Term or December 5, 2026, whichever should first occur. County will not accept a payment request submitted after this date unless Subrecipient obtains prior authorization from County. In consideration of the execution of this Agreement by County, Subrecipient agrees that acceptance of final payment from County will constitute an agreement by Subrecipient to release and forever discharge County, its agents, employees, officers, representatives, affiliates, successors and assigns from any and all claims, demands, damages, liabilities, actions, causes of action or suits of any nature whatsoever, which Subrecipient has at the time of acceptance of final payment or may thereafter have, arising out of, in connection with or in any way relating to any and all injuries and damages of any kind as a result of or in any way relating to this Agreement. Subrecipient's obligations to County under this Agreement shall not terminate until all closeout requirements are completed to the satisfaction of County. Such requirements shall include submitting final reports to County and providing any closeout-related information requested by County by the deadlines specified by County. This provision shall survive the expiration or termination of this Agreement.

Article V. Compliance with Grant Agreement and Applicable Laws.

Section. 5.1. General Compliance. Subrecipient shall perform all Approved Activities funded by this Agreement in accordance with this Agreement, the award agreement between County and the U.S. Department of the Treasury, and all applicable federal, state and local requirements, including all applicable statutes, rules, regulations, executive orders, directives or other requirements. Such requirements may be different from Subrecipient's current policies and practices. County may assist Subrecipient in complying with all applicable requirements; however, Subrecipient remains responsible for ensuring its compliance with all applicable requirements.

Section. 5.2. Expenditure Authority. This Agreement is subject to the laws, regulations, and guidance documents authorizing and implementing the ARP/CSLFRF grant, and any updates to such, including, but not limited to, the following:

Authorizing Statute. Section 603 of the *Social Security Act* (42 U.S.C. 803), as added by section 9901(a) of the *American Rescue Plan Act of 2021* (Pub. L. No. 117-2).

Implementing Regulations. Subpart A of 31 CFR Part 35 (Coronavirus State and Local Fiscal Recovery Funds), as adopted in the *Coronavirus State and Local Fiscal Recovery Funds* interim final rule (86 FR 26786, applicable May 17, 2021 through March 31, 2022) and final rule (87 FR 4338, applicable January 27, 2022 through the end of the ARP/CSLFRF award term), and other subsequent regulations implementing Section 603 of the Social Security Act (42 U.S.C. 803).

Guidance Documents. Applicable guidance documents issued from time-to-time by the U.S. Department of the Treasury, including the currently applicable version of the *Compliance and Reporting Guidance: State and Local Fiscal Recovery Funds*.¹

¹<https://home.treasury.gov/system/files/136/SLFRF-Compliance-and-Reporting-Guidance.pdf>.

This Agreement is also subject to all applicable laws of the State of North Carolina.

Section. 5.3. Federal Grant Administration Requirements. Subrecipient shall comply with the *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, 2 CFR Part 200 (UG), as adopted by the U.S. Department of the Treasury at 2 CFR Part 1000 and as set forth in the U.S. Department of the Treasury's, *Assistance Listing 21.027 Coronavirus State and Local Fiscal Recovery Funds*. These requirements dictate how Subrecipient must administer the subaward and how County must oversee Subrecipient.

The applicable UG provisions include, but are not limited to, the following:

[Subpart A, Acronyms and Definitions](#)

[Subpart B, General provisions](#)

[Subpart C, Pre-Federal Award Requirements and Contents of Federal Awards](#)

[Subpart D, Post Federal; Award Requirements](#)

[Subpart E, Cost Principles](#)

[Subpart F, Audit Requirements](#)

[2 CFR Part 25](#) (Universal Identifier & System for Award Management)

[2 CFR Part 170](#) (Reporting Subaward and Executive Compensation Information)

[2 CFR Part 180](#) (OMB Guidelines to Agencies on Government-wide Debarment and Suspension (Non-procurement))

Subrecipient shall document compliance with all applicable UG requirements, including adoption and implementation of all required policies and procedures. Failure to do so may result in termination of the Agreement by County.

Section. 5.4. Procurement Requirements.

- (a) **Federal.** Consistent with UG compliance requirements, including the standards in 2 CFR 200.318 for the acquisition of property, equipment, supplies, or services required under this Agreement, Subrecipient shall adopt and enact procurement procedures. Subrecipient's documented procurement procedures must conform to the procurement standards identified in Subpart D of 2 CFR Part 200 (Procurement Standards). Such standards include, but are not limited to, the following:
1. All procurement transactions for property or services shall be conducted in a manner providing full and open competition, consistent with standards outlined in 2 CFR 200.320(1)-(3) and (5), which allows for non-competitive procurements only if either (1) the item is below the micro-purchase threshold; (2) the item is only available from a single source; (3) the public exigency or emergency will not permit a delay from publicizing a competitive solicitation; or (4) after solicitation of a number of sources, competition is determined inadequate.
 2. Subrecipient shall maintain oversight to ensure that contractors perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders.
 3. Subrecipient shall maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts in conformance with 2 CFR 200.318(c). Subrecipient shall immediately disclose in writing to County any potential conflict of interest affecting the awarded funds in accordance with 2 CFR 200.112.
 4. Pursuant to 2 CFR 200.321, Subrecipient shall take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and labor surplus area firms are used when possible.
 5. Subrecipient shall "maintain records sufficient to detail the history of procurement. These records will include but are not necessarily limited to the following: rationale for the method of procurement,

selection of contract type, contractor selection or rejection, and the basis for the contract price.” 2 CFR 200.318(i).

(b) **Local.** In addition to the requirements described in subsection (a), the Subrecipient shall comply with the following:

1. **Reporting.** Subrecipient shall document, in its quarterly report to County, the status of all contracts executed in connection with this Agreement.
2. **County review of solicitations and contracts.** Except for micro-purchases made pursuant to 2 CFR 200.320(a)(1) or procurements by small purchase procedures pursuant to 2 CFR 200.320(a)(2), if Subrecipient proposes to enter into any contract for the performance of any of the Approved Activities under this Agreement, then Subrecipient shall notify County before executing the contract or issuing a solicitation. If County requests a copy of the solicitation or proposed contract (whether competitive or non-competitive), Subrecipient shall provide such promptly. Regardless of County’s review, Subrecipient remains bound by all applicable laws, regulations, and Agreement terms. If during its review County identifies any deficiencies, then County will communicate those deficiencies to Subrecipient as quickly as possible, but within ten (10) business days. Subrecipient must correct the noted deficiencies before proceeding with the solicitation or executing the contract.

(c) **Mandatory Contract Provisions.** Subrecipient must include contract provisions required by UG and other state and federal laws and regulations.

Section 5.5. Subawards. Subrecipient may not enter a subaward with any other entity using funds provided from County pursuant to this Agreement.

Section 5.6. Property Management. All real property acquired or improved, and equipment or supplies purchased in whole or in part with ARP/CSLFRF funds, must be used, insured, managed, and disposed of in accordance with 2 CFR 200.311 through 2 CFR 200.316, and must be returned to County as soon as it is no longer used for an allowable use, as required by UG and other federal law.

Section 5.7 Program Income. If Subrecipient earns program income, as defined in 2 CFR 200.1 during the term of the subaward, it must segregate the gross proceeds of the program income and follow the provisions in 2 CFR 200.307.

Section. 5.8. Federal Restrictions on Lobbying. Subrecipient shall comply with the restrictions on lobbying in 31 CFR Part 21. Pursuant to this regulation, Subrecipient may not use any federal funds to pay any person to influence or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any of the following covered federal actions: the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement. Subrecipient shall certify in writing that Subrecipient has not made, and will not make, any payment prohibited by these requirements using the form provided in Exhibit D (Lobbying Certifications).

Section. 5.9. Universal Identifier and System for Award Management (SAM). Subrecipient shall obtain, and provide to County, a unique entity identifier assigned by the System for Award Management (SAM), which is accessible at www.sam.gov.

Section. 5.10. Equal Opportunity & Other Requirements. Subrecipient shall adopt and enact a nondiscrimination policy consistent with the requirements in this section.

Civil Rights Laws. Subrecipient shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d *et seq.*) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance.

Fair Housing Laws. Subrecipient shall comply with the Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq.*), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability.

Disability Protections. Subrecipient shall comply with section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance.

Age Discrimination. Subrecipient shall comply with the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101 *et seq.*), and Treasury's implementing regulations at 31 CFR Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance.

Americans with Disabilities Act. Subrecipient shall comply with Title II of the Americans with Disabilities Act of 1990 (42 U.S.C. §§ 12101 *et seq.*), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

Section. 5.11. Suspension and Debarment. Subrecipient shall comply with the Office of Management and Budget (OMB) Guidelines to Agencies on Government-wide Debarment and Suspension (Nonprocurement) in 2 CFR Part 180, as adopted by the U.S. Department of the Treasury at 31 CFR Part 19. Subrecipient represents that neither it, nor any of its principals has been debarred, suspended, or otherwise determined ineligible to participate in federal assistance awards or contracts. Subrecipient further agrees that it will notify County immediately if it or any of its principals is placed on the list of parties excluded from federal procurement or nonprocurement programs available at www.sam.gov.

Section. 5.12. Federal Funding Accountability and Transparency Act of 2006. Subrecipient shall provide County with all information requested by County to enable County to comply with the reporting requirements of the *Federal Funding Accountability and Transparency Act of 2006* (31 U.S.C. 6101 note).

Section. 5.13. Licenses, Certifications, Permits, Accreditation. Subrecipient shall obtain and keep current any license, certification, permit, or accreditation required by federal, state, or local law and shall submit to County proof of any licensure, certification, permit or accreditation upon request.

Section. 5.14. Publications. Any publications produced with funds from this Agreement shall display the following language: "This project [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to Cumberland County, North Carolina by the U.S. Department of the Treasury."

Section 5.15. Program for Enhancement of Contractor Employee Protections. Subrecipient is hereby notified that it is required to: inform its employees working on any federal award that they are subject to the whistleblower rights and remedies of the program; inform its employees in writing of employee whistleblower protections under 41 U.S.C §4712 in the predominant native language of the workforce; and include such requirements in any agreement made with a subcontractor or subgrantee.

Section 5.16. Prohibition on Certain Telecommunication and Video Surveillance Services or Equipment. Pursuant to 2 CFR 200.216, Subrecipient shall not obligate or expend funds received under this Subaward to: (1) procure or obtain; (2) extend or renew a contract to procure or obtain; or (3) enter into a contract (or extend or renew a contract) to procure or obtain equipment, services, or systems that uses covered telecommunications equipment

or services (as described in Public Law 115-232, section 889) as a substantial or essential component of any system, or as a critical technology as part of any system.

Section 5.17. Use of Name. Neither party to this Agreement shall use the other party's name, trademarks, or other logos in any publicity, advertising, or news release without the prior written approval of an authorized representative of that party. The parties agree that each party may use factual information regarding the existence and purpose of the relationship that is the subject of this Agreement for legitimate business purposes, to satisfy any reporting and funding obligations, or as required by applicable law or regulation without written permission from the other party. In any such statement, the relationship of the parties shall be accurately and appropriately described.

Section 5.18. Highest Compensated Officers. The names and total compensation of the five most highly compensated officers of Subrecipient shall be listed if the Subrecipient in the preceding fiscal year received 80 percent or more of its annual gross revenues in federal awards; and \$25,000,000 or more in annual gross revenues from federal awards; and the public does not have access to this information about the compensation of the senior executives of the entity through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. §§ 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. See FFATA § 2(b)(1) Code of 1986. If this requirement applies to Subrecipient, Subrecipient will submit the list of its five most highly compensated officers to County within thirty (30) days of the execution of this Agreement and yearly thereafter during the Agreement term.

Section 5.19. Stevens Amendments Requirements. Subrecipient shall identify that federal assistance funds were used to fund Approved Activities under this Agreement in any publicity and /or signage relating to the funded project or program.

Article VI. Cooperation in Monitoring and Evaluation.

Section. 6.1. County Responsibilities. County shall monitor, evaluate, and provide guidance and direction to Subrecipient in the conduct of Approved Activities performed under this Agreement. County must determine whether Subrecipient has spent funds in accordance with applicable laws, regulations, including the federal audit requirements and agreements and shall monitor the activities of Subrecipient to ensure that Subrecipient has met such requirements. County may require Subrecipient to take corrective action if deficiencies are found. Subrecipient shall be subject to the Monitoring Plan (Exhibit E).

County has assessed the Subrecipient as LOW Risk of failing to meet project or programmatic objectives, or incurring significant deficiencies in financial, regulatory, reporting, or other compliance requirements. County shall pursue monitoring activities based on this risk assessment, as follows:

Low Risk	Medium Risk	High Risk
<ul style="list-style-type: none">• Payment validations (monthly)• Report reviews (quarterly)• Desk reviews (at least once per year and more frequently if requested by Cumberland County or subrecipient)• Onsite reviews (upon request of County or subrecipient)• Audit review (yearly)	<ul style="list-style-type: none">• More detailed financial reporting• Payment validations (monthly)• Report reviews (bi-monthly)• Desk reviews (within 6 months of project start and every six months thereafter)• Onsite reviews (within 12 months of project start and annually thereafter, or more frequently as requested by	<ul style="list-style-type: none">• More detailed financial reporting• Compliance training (one-time)• Prior approvals for certain expenditures• Payment validations (monthly)• Report reviews (monthly)• Desk reviews (within 3 months of project start and at least quarterly thereafter)

	Cumberland County <ul style="list-style-type: none"> • Audit review (yearly) • Procedures engagement (if subrecipient not subject to Single Audit Act; yearly) 	<ul style="list-style-type: none"> • Onsite reviews (within 6 months of project start and bi-annually thereafter, or more frequently as requested by Cumberland County. • Audit review (yearly) • Procedures engagement (if subrecipient not subject to Single Audit Act; yearly)
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Subrecipient's failure to correct significant deficiencies in a timely manner may result in its Risk Assessment level being raised, until such deficiencies are corrected.

Section. 6.2. Subrecipient Responsibilities.

- (a) **Cooperation with County Oversight.** Subrecipient shall permit County to carry out monitoring and evaluation activities, including any performance measurement system required by applicable law, regulation, funding sources guidelines or by the terms and conditions of the applicable grant award, and Subrecipient agrees to ensure, to the greatest extent possible, the cooperation of its agents, employees and board members in such monitoring and evaluation efforts. This provision shall survive the expiration or termination of this Agreement.
- (b) **Cooperation with Audits.** Subrecipient shall cooperate fully with any reviews or audits of the activities under this Agreement by authorized representatives of County, the North Carolina State Auditor, the U.S. Department of the Treasury, and the U.S. Government Accountability Office. Subrecipient agrees to ensure to the extent possible the cooperation of its agents, employees, and board members in any such reviews and audits. This provision shall survive the expiration or termination of this Agreement.
- (c) **Responsibility for Disallowed Costs.** Subrecipient agrees that it shall fully reimburse all costs that are deemed disallowed costs by any state or federal agency.
- (d) **Survival after Termination.** This section shall survive the termination of this Agreement and shall remain in effect until the completion of any review or audit by any agency of the State of North Carolina, any federal agency, or for six (6) years after termination, whichever should first occur.

Section 6.3. Interventions. If County determines that Subrecipient is not in compliance with this Agreement, County may initiate an intervention, in accordance with 2 CFR 200.208 and 2 CFR 200.339. The degree of Subrecipient's performance or compliance deficiency will determine the degree of intervention. Possible interventions are listed below and will depend on the degree of deficiency in Subrecipient's performance or compliance deficiency.

If County determines that an intervention is warranted, it shall provide written notice to Subrecipient of the intervention within thirty (30) days of the completion of a report review, desk review, onsite review, audit review, or procedures engagement review or as soon as possible after County otherwise learns of a compliance or performance deficiency related to the execution of this Agreement. The written notice shall notify Subrecipient of the following related to the intervention:

- (1) The nature of the additional requirements;
- (2) The reason why the additional requirements are being imposed;
- (3) The nature of the action needed to remove the additional requirement, if applicable;
- (4) The time allowed for completing the actions if applicable; and
- (5) The method for requesting reconsideration of the additional requirements imposed.

County may impose the following interventions on Subrecipient, based on the level of the compliance or performance deficiency that County determines:

Minor Deficiencies. These interventions may be required for minor compliance or performance issues:

- (1) Subrecipient addresses specific internal control, documentation, financial management, compliance, or performance issues within a specified time period;
- (2) More frequent or more thorough reporting by the Subrecipient;
- (3) More frequent monitoring by the County; and
- (4) Required Subrecipient technical assistance or training.

Serious Deficiencies. These interventions may be required for more serious compliance or performance issues:

- (1) Restrictions on funding payment requests by Subrecipient;
- (2) Disallowing payments to Subrecipient;
- (3) Requiring the repayment for disallowed cost items within 30 days of notice to Subrecipient that any cost items have been deemed to be disallowed costs items by County, any agency of the State of North Carolina or any federal agency; or
- (4) Imposing probationary status on Subrecipient.

Significant Deficiencies. These interventions may be required for significant and/or persistent compliance or performance issues:

- (1) Temporary or indefinite funding suspension to Subrecipient;
- (2) Nonrenewal of funding to Subrecipient in subsequent year;
- (3) Terminate funding to Subrecipient in the current year; and
- (4) Initiate legal action against Subrecipient.

Interventions will remain in place until the underlying performance or compliance deficiency is addressed to the satisfaction of County, in its sole discretion.

Section 6.4. Records Retention and Access. Subrecipient shall maintain all records, books, papers and other documents related to its performance of Approved Activities under this Agreement (including without limitation personnel, property, financial and medical records) through at least December 31, 2031, or such longer period as is necessary for the resolution of any litigation, claim, negotiation, audit or other inquiry involving this Agreement. Subrecipient shall make all records, books, papers and other documents that relate to this Agreement available at all reasonable times for inspection, review and audit by the authorized representatives of County, the North Carolina State Auditor, the U.S. Department of the Treasury, the U.S. Government Accountability Office, and any other authorized state or federal oversight office.

Section 6.5. Key Personnel. Subrecipient shall identify all personnel who will be involved in performing Approved Activities and otherwise administering the Agreement, including at least one project manager and one fiscal officer (Key Personnel). Subrecipient shall notify County of any changes to these personnel within thirty (30) days of the change. Key personnel names, titles, and contact information are listed in Exhibit F (Key Personnel).

Article VII. Default and Termination.

Section. 7.1. Termination for Cause. County may terminate this Agreement for cause after three days written notice. Cause may include misuse of funds, fraud, lack of compliance with applicable rules, laws and regulations, failure to perform on time, or failure to comply with any of the requirements of this Agreement.

Sec. 7.2. Termination Without Cause. County may terminate this Agreement for any reason, in its sole discretion, by providing Subrecipient with thirty (30) days' prior written notice.

Sec. 7.3. Termination by Mutual Agreement. County and Subrecipient may agree to terminate this Agreement for their mutual convenience through a written amendment to this Agreement. The amendment will state the effective date of the termination and the procedures for proper closeout of the Agreement.

Sec. 7.4. Termination Procedures. If this Agreement is terminated, Subrecipient may not incur new obligations for the terminated portion of the Agreement after Subrecipient has received the notification of termination. Subrecipient must cancel as many outstanding obligations as possible. Costs incurred after receipt of the termination notice will be disallowed. Subrecipient shall not be relieved of liability to County because of any breach of Agreement by Subrecipient. County may, to the extent authorized by law, withhold payments to Subrecipient for the purpose of set-off until the exact amount of damages due County from Subrecipient is determined.

Article VIII. General Conditions.

Section. 8.1. Indemnification. To the extent permitted by law, Subrecipient agrees to indemnify and hold harmless County, and any of its officers, agents and employees, and the U.S. Department of the Treasury from any claims of third parties arising out of any act or omission of Subrecipient in connection with the performance of this Agreement.

Section. 8.2. Insurance. Subrecipient must maintain insurance policies with minimum limits as follows:

<u>Coverage</u>	<u>Minimum Limits</u>
Commercial Crime	Total Agreement Funds
General Liability	Total Agreement Funds

County may require higher limits if warranted by the nature of this Agreement and the type of activities to be provided. The insurer must provide County with a Certificate of Insurance reflecting the coverages required in this Section. All Certificates of Insurance shall reflect thirty (30) days' written notice by the insurer in the event of cancellation, reduction, or other modification of coverage. In addition to this notice requirement, Subrecipient must provide County prompt written notice of cancellation, reduction, or material modification of coverage of insurance. If Subrecipient fails to provide such notice, Subrecipient assumes sole responsibility for all losses incurred by County for which insurance would have provided coverage. The insurance policies must remain in effect during the term of this Agreement.

Subrecipient shall name County as an additional insured, and it is required that coverage be placed with an "A" rated insurance company acceptable to County. If Subrecipient fails at any time to maintain and keep in force the required insurance, County may cancel and terminate the Agreement without notice.

Section. 8.3. Venue and Jurisdiction. County and Subrecipient agree that each party executed and performed this Agreement in Cumberland County, North Carolina. This Agreement will be governed by and construed in accordance with the laws of North Carolina, provided that provisions relating to conflict of laws shall not apply. The exclusive forum and venue for all actions arising out of this Agreement is the appropriate division of the North Carolina General Court of Justice in Cumberland County. Such actions may not be commenced in, nor removed to, federal court unless required by law.

Section. 8.4. Nonwaiver. No action or failure to act by County constitutes a waiver of any of its rights or remedies that arise out of this Agreement, nor shall such action or failure to act constitute approval of or acquiescence in a breach of this Agreement, except as specifically agreed in writing.

Section. 8.6. Severability. If any provision of this Agreement is determined to be unenforceable in a judicial proceeding, the remainder of this Agreement will remain in full force and effect to the extent permitted by law.

Section. 8.7. Assignment. Subrecipient may not assign or delegate any of its rights or duties that arise out of this Agreement without County's prior written consent. Unless County otherwise agrees in writing, Subrecipient and all assigns are subject to all County's defenses and are liable for all Subrecipient's duties that arise from this Agreement and all County's claims that arise from this Agreement.

Section. 8.8. Integration. This Agreement contains the entire agreement between the parties pertaining to the subject matter of this Agreement. With respect to that subject matter, there are no promises, agreements, conditions, inducements, warranties, or understandings, written or oral, expressed, or implied, between the parties, other than as set forth or referenced in this Agreement.

Section. 8.9. Notices. All notices and other communications required or permitted by this Agreement must be in writing and must be given either by personal delivery, approved carrier, email, or mail, addressed as follows:

- (a) If to County:
Attn: ARPA Administrator
Email tvaught@cumberlandcountync.gov
Phone 910-678-7776
- (b) If to Subrecipient:
Address PO BOX 35236
Fayetteville, NC 28303
Email sorrellm@faytechcc.edu

[Signature Page Follows]

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed in duplicate originals by their duly constituted legal representatives with an original to be retained by each party and is effective as of the Effective Date.

(SEAL)

CUMBERLAND COUNTY, NORTH CAROLINA

By:

Dr. Toni Stewart, Chair, Board of Commissioners

Date: _____

ATTEST:

Andrea Tebbe, Clerk to the Board

Date: _____

(SEAL)

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE, SUBRECIPIENT

By:

Dr. Mark Sorrells, President

Date: _____

ATTEST:

(Asst.) Secretary

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

Approved for legal sufficiency upon execution by the parties.

Vicki Evans, County Finance Officer

Rickey L. Moorefield, County Attorney

Exhibit A: Subaward Information

Subrecipient Name/Case ID	AR210
Subrecipient Employer Identification Number (EIN):	58-1640133
Subrecipient Unique Entity Identifier (SAM):	HU25MUVYE8M4
Federal Award Identification Number (FAIN):	HU25MUVYE8M4
Federal Award Date of Award to the Recipient by the Federal Agency:	May 17, 2021
Subaward Period of Performance Start Date:	01/01/2023
Subaward Period of Performance End Date:	03/31/2025
Amount of Federal Funds Obligated by this Action by the Pass-Through Entity to the Subrecipient:	\$2,000,000
Federal Award Project Description:	2.10 Expenditure Category
Name of Federal Awarding Agency:	U.S. Department of the Treasury
Name of Pass-Through Entity:	County of Cumberland , North Carolina
Contact Information for Cumberland County Government Authorizing Official:	County Manager 910-678-7723
Contact Information for Cumberland County ARPA Administrator:	Tye Vaught, ARPA Administrator Email tvought@cumberlandcountync.gov Phone no. 910-678-7776 Cassandra Toole, ARPA Finance Accountant Email ctoole@cumberlandcountync.gov Phone no. 910-678-7749
CFDA Number and Name:	21.027- Coronavirus State and Local Fiscal Recovery Funds
Subrecipient Indirect Costs:	See <u>Exhibit C</u> – Budget

Exhibit B: Approved Activities, Outcomes, and Measures

See Scope of Work Attached as Additional Exhibit B

Summary of Approved Activities

YYYY-YYYY Projected Deliverables/Measures	Output (%/#/timeframe)

Measurable	Measurement Tool	How Often Completed?

Additional Exhibit B: Approved Activities, Outcomes, and Measures

Scope of Work

H.O.P.E. (Hope, Opportunity, Prosperity through Education)
Fayetteville Technical Community College

I. Statement of Purpose

Through the H.O.P.E. Initiative, Fayetteville Technical Community College (FTCC) will partner with the Mid-Carolina Workforce Development Board to provide workforce training that is aligned with in-demand employment opportunities. The Mid-Carolina Workforce Development Board serves Cumberland, Harnett, and Sampson counties bringing together industry, education, labor, community, government, and other stakeholders in workforce to develop demand-driven strategies connected to regional economies and labor markets. Mid-Carolina oversees the local NCWorks Career Center to deliver workforce solutions, assist job seekers with improving their skills and finding jobs, and help businesses develop a qualified workforce. FTCC and Mid-Carolina will work together to connect job seekers with training opportunities at FTCC and to identify local employers to participate in work-based learning and on-the-job training to help job seekers enter the workforce more quickly. Mid-Carolina and the local NC Works Career Center will assist with case management, career assessment, job placement, and provide support to students that are eligible to receive assistance from Workforce Investment Opportunity Act resources (WIOA). The initiative will target groups disproportionately impacted by the COVID-19 pandemic including low-income and minority populations. Funds from the American Recovery Act allocation to FTCC by Cumberland County will be used to support tuition, books, tools, and paid work-based and on-the-job training for individuals from the target groups who do not qualify for WIOA support. Past experience with the target participant group suggests that approximately 70% of students from the target populations that enrolled in training programs will not qualify for WIOA support. The primary disqualifying issue is a lack of the required documentation. It is a lengthy process to obtain the documents such as social security cards, birth certificates, and transcripts. Funds from this program will support those students. FTCC staff will continue to work with the participants to acquire those documents while they are enrolled in a training program.

The economic consequences of the pandemic have been significant, disproportionately impacting low-income households, women, and individuals of color. According to the Julian Sumara Research Institute at the University of Michigan, "for the total U.S. population 16 years of age and older the unemployment rate almost doubled, going from 3.3 in 2019 to 6.5 in 2020. The unemployment rate for Whites increased by 2.8% while that for Hispanics increased by 4.7%, for Blacks it increased by 4.5%, and for Asians by 4.1%. These figures show that the increase in the unemployment rate for Hispanics is 1.67 times or 67% higher than that for Whites, while the increase in the unemployment rate for Blacks is 1.6 times or 60% higher than that for Whites. This again sheds light on the uneven effects of the pandemic among racial/ethnic groups, with minorities negatively impacted the most."¹

Pandemic-related job losses were most prevalent in the service sector. According to the U.S. Bureau of Labor Statistics, 46 percent of establishments in arts, entertainment, and recreation (employing 1.6

¹ <https://jsri.msu.edu/publications/nexo/vol/no-2-spring-2021/the-covid-19-pandemics-socio-economic-impact-on-minority-racial-ethnic-groups>

million nationwide) and 36% of establishments in accommodation and food services (employing 5.7 million) experienced a government-mandated closure during the pandemic. These were the highest closure rate of any industry.² The negative impact on the local economy, which is predominately service-oriented economy in Cumberland County, has been substantial and with slow recovery. According to the Fayetteville Cumberland County Economic Development Corporation, the local economy is dominated by the service sector.³ Research from McKinsey & Company shows that small businesses are struggling the most to recover from the pandemic, particularly retail and restaurants. A third of small businesses were operating at a loss or break-even point before the pandemic. The added costs of new hygiene and safety protocols and new delivery and carry out options were a big hit to already slim profit margins.⁴

The goal of the H.O.P.E. Initiative is to increase social and economic mobility of disproportionately impacted populations through workforce training programs that lead to high-quality post-secondary credentials or degrees aligned with in-demand employment opportunities that provide living wage employment opportunities. The program will focus primarily on preparing participants for careers in the skilled trades. The skilled trades shortage began long before the pandemic, but COVID 19 exacerbated the problem. According to the US Bureau of Labor Statistics, nearly 8 million skilled labor jobs were lost during the pandemic and only about half have been filled. According to a report by Angi (2021), during the pandemic, people spent more time at home resulting in an increased demand for residential construction and contracting.⁵

Service population: low-income and qualified census tracts (2.00, 5.00, 10.00, 12.00, 14.00, 16.03, 23.00, 24.01, 24.02, 33.02, 38.00) Qualified Census Tracts (QCT) are those in which 50% or more of the households earn incomes below 60 percent of the Area Median Gross Income (AMGI) or have a poverty rate of 25 percent. The numbers listed above are the QCTs in Cumberland County.⁶ However, the project will serve low-income individuals from across the county. Alternative sites for training, other than the FTCC campus, will focus on the QCTs.

II. Objectives and Strategies

1. In concert with business representatives, develop curriculum for at least 5 accelerated training opportunities (8-16 weeks) for in-demand employment opportunities in areas such as construction trades, automotive, commercial truck driver, apartment maintenance, office administration, information technology, and others. Curricula will also include professional skill building and financial literacy. This program is unique in that it is designed to get participants to work quicker through accelerated course work and incorporating paid work

² <https://www.bls.gov/spotlight/2021/impact-of-the-coronavirus-pandemic-on-businesses-and-employees-by-industry/home.htm>

³ [https://fayedc.com/data-downloads/#:~:text=Employment%20by%20Industries,-127k&text=The%20most%20common%20employment%20sectors,Educational%20Services%20\(12%2C532%20people](https://fayedc.com/data-downloads/#:~:text=Employment%20by%20Industries,-127k&text=The%20most%20common%20employment%20sectors,Educational%20Services%20(12%2C532%20people)

⁴ <https://www.mckinsey.com/industries/public-and-social-sector/our-insights/us-small-business-recovery-after-the-covid-19-crisis>

⁵ <https://www.angi.com/research/reports/skilled-trades/?v=3>. BLS projects rapid employment growth for all skill trades areas with the greatest growth in HVAC, plumbing, and electrical

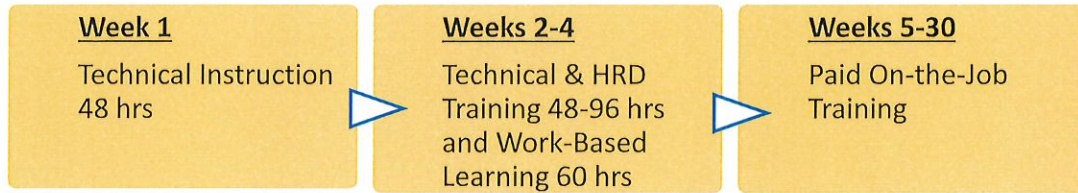
(<https://www.bls.gov/careeroutlook/2018/article/careers-in-construction.htm#occupations-by-subsector>)

⁶ <https://www.huduser.gov/portal/qct/1countytable.html?stcnty=37051&DDAYEAR=2022>

opportunities through work-based learning and on-the-job training to ensure that participants are earning while they are learning.

- a. Work with local employers to identify on-going workforce needs to tailor course development to address those needs.
 - b. Embed industry credentials relevant to local employer needs into course curricula.
2. Provide work-based opportunities to 150 students who do not qualify for WIOA support through work-based learning (internships) with local business partners which provide opportunities to earn while they learn.
 - a. Identify local business partners for each course offered to provide 60 hours of work-based learning.
 - b. Provide incentives to local businesses to participate including stipends for on-the-job mentors and reimbursement of up to 50% of student wages for up to 6 months for extended on-the-job training for **students who do not qualify for WIOA support**.
3. Offer courses in up to four different community locations with at least 2 located in QCTs to provide training opportunities for students who are unable to attend classes on the main campus. However, courses will continue to be offered on the main campus to meet the needs of target populations not in the QCTs. Describe how the locations in the non-QCTs will assist the service population.
 - a. Align course locations with employment opportunities to ensure opportunities for individuals who live in those locations who may not have access to reliable transportation or face other place bound barriers limiting access to education and training.
 - b. Utilize mobile units (buses) to reach and assist students with services and training that may be place-bound due to limited or no transportation.
4. Target outreach and marketing efforts to groups most negatively impacted by the COVID-19 pandemic including (funds will be used to support students in these categories who are not eligible for WIOA):
 - a. persons with some college but no degree,
 - b. persons with high school diploma or less,
 - c. Hispanic and Latino (due to language barriers),
 - d. Disengaged youth (young adults between the ages of 16 and 24 who are not in school and are not working),
 - e. Persons living in Opportunity Zones, and
 - f. Hard-to-employ and ex-offenders.
5. Provide support services to participants through a case management model to include scholarships, cost of living stipends for internship participation, career assessment, transportation and childcare assistance, and referrals to outside agencies for additional services include housing assistance, medical/dental, and counseling services. The program is designed to provide financial support as well as support services to ensure that low-income participants have access to training and the support they need to successfully complete that training, at no cost, to prepare them for jobs that provide a livable wage.

Figure 1: HOPE Course Outline



Training Course	Coursework and work-based learning	On-the-job training
Plumbing	Jan – April 2023	May – Nov 2023
Residential Trades	Jan – March 2023	March – Sept 2023
HVAC	Feb – April 2023	May – Oct 2023
Apartment Maintenance	June -Oct 2023	Oct 2023 – April 2024
Electrical	June – July 2023	August 2023 – Feb 2024
Wood frame Construction	July – Oct 2023	Nov 2023 – May 2024
Residential Trades	Sept – Nov 2023	Nov 2023 – May 2024
HVAC	Oct – Dec 2023	Jan – June 2024
Electrical (Spanish)	Oct 2023 – Jan 2024	Feb – July 2024
Plumbing	Nov 2023 – Feb 2024	March – Aug 2024
Plumbing	Jan – April 2024	May – Nov 2024
Residential Trades	Jan – March 2024	March – Sept 2024
HVAC	Feb – April 2024	May – Oct 2024
Apartment Maintenance	March – July 2024	July – Dec 2024

III. Project Outcomes

Outcome	Year 1 Target	Year 2 Target
1. Enrollment in accelerated workforce training programs	60	90
2. Participation in work-based learning (internships).	60	90
3. Business recognized certifications earned by participants.	60	90
4. Participation in on-the-job training	60	90
5. Number of individuals receiving new employment or better employment as a result of the training.	45	67

EXHIBIT C: Budget Summary with Details for Each Item Attached

OMB Uniform Guidance Federal Awards Reference 2 CFR 200	FTCC HOPE	Grant Project
		<i>Project Name</i>
		<i>Project ID</i>
<u>200.430</u>	and Wages)	\$151,288.82
<u>200.431</u>	Fringe Benefits	\$48,639.35
<u>200.475</u>	Travel	\$0.00
<u>200.439</u>	Capital	\$0.00
<u>200.453</u>	Material & Supplies	\$0.00
	Contractual Services	\$0.00
<u>200.459</u>	Consultant	\$0.00
<u>200.465</u>	Occupancy (Rent	\$0.00
<u>200.471</u>	Telecommunications	\$0.00
<u>200.473</u>	Education	\$0.00
200.413(c)	Participant Support Cost - Stipend	\$216,000.00
200.413(c)	Cost - Drug Screening	\$1,800.00
200.413(c)	Cost - Supplies (Textbooks, fees, etc.)	\$234,272.00
200.413(c)	Services - Creating and/or expanding Internships and Work-Based Learning Opportunities for	\$1,248,000.00
200.413(c)	Services - Creating and/or expanding Internships and Work-Based Learning Opportunities for	\$100,000.00
	Total Project Budget	\$2,000,000.17

FTE AND SALARY NEEDS

Year	Job Title	Annual Salary	Percentage of Job Duties Associated with HOPE	Salary Associated with HOPE	Fringe Benefit Rate	Total Fringe Benefits for HOPE	Total salary plus Fringe Benefits
Year 1	Director of Grants and Special Projects	68,651	25	17,162.75	32.15%	5,517.82	22,680.57
	Director of Budgets and Grants	95,843	10	\$9,584.30	32.15%	3,081.35	12665.65
	Director of Strategic Community Initiatives	73,468	30	22,040.40	32.15%	7,085.99	29126.39
	Success Coach, Corporate, and Continuing Education	52,216	50	26,108.00	32.15%	8,393.72	34501.72
Year 2	Director of Grants and Special Projects	70,024	25	17,506.01	32.15%	5,628.18	23134.19
	Director of Budgets and Grants	97,760	10	\$9,775.99	32.15%	3,142.98	12918.97
	Director of Strategic Community Initiatives	14,937	30	22,481.21	32.15%	7,227.71	29708.92
	Success Coach, Corporate, and Continuing Education	53,260	50	26,630.16	32.15%	8,561.60	35191.76
Totals				151,288.82		48639.35	199,928.17

Personnel (Salaries and Wages) (2 CFR 200.430) and Fringe Benefits (2 CFR 200.431)

Descriptions available at the following links:

<https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-E/subject-group-ECFRd1f3919b3d4e72/section-200.430>
<https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-E/subject-group-ECFRd1f3919b3d4e72/section-200.431>

Grant Project (Project Name): HOPE
Project ID:

Name	Position	Salary or Wage	Basis	% of time	Personnel Cost	Fringe Benefits Rate	Fringe Benefits Cost	Personnel & Fringe Narrative
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Year 1

Director of Grants and Special Projects		68,651	Annual	25	17,162.75	32.15%	5,517.82	FICA 7.65% (\$1,312.95) + Retirement 24.50% (\$4,204.87) = \$5,517.82
Director of Budgets and Grants		95,843	Annual	10	\$9,584.30	32.15%	3,081.35	FICA 7.65% (\$733.20) + Retirement 24.50% (\$2,348.15) = \$3,081.35
Director of Strategic Community Initiatives		73,468	Annual	30	22,040.40	32.15%	7,085.99	FICA 7.65% (\$1,686.09) + Retirement 24.50% (\$5,399.90) = \$7,085.99
Corporate, and Continuing Education		52,216	Annual	50	26,108.00	32.15%	8,393.72	FICA 7.65% (\$1,997.26) + Retirement 24.50% (\$6,396.46) = \$8,393.72

Year 2

Director of Grants and Special Projects		70,024	Annual	25	17,506.01	32.15%	5,628.18	FICA 7.65% (\$1,339.21) + Retirement 24.50% (\$4,288.97) = \$5,628.18
Director of Budgets and Grants		97,760	Annual	10	\$9,775.99	32.15%	3,142.98	FICA 7.65% (\$747.86) + Retirement 24.50% (\$2,395.12) = \$ 3,142.98
Director of Strategic Community Initiatives		14,937	Annual	30	22,481.21	32.15%	7,227.71	FICA 7.65% (\$1,719.81) + Retirement 24.50% (\$5,507.90) = \$7,227.71
Corporate, and Continuing Education		53,260	Annual	50	26,630.16	32.15%	8,561.60	FICA 7.65% (\$2037.21) + Retirement 24.50% (\$6,524.39) = \$8,561.60

Personnel Project: \$151,288.82 Total Fringe Project: \$48,639.35

Additional Cost Item

Grant Project (Project Name): HOPE		Grant Exclusive			
Project ID:					
Description	Quantity	Basis	Cost	Length of Time	Line Item Cost
			Additional Cost Item Narrative		
Participant Support	180	\$20 per hour per participant	\$1,200 per participant	60 hours	\$216,000.00
Costs - Stipend					Stipends will serve to offset lost wages as the participant completes a work-based learning opportunity with a local employer. A maximum of 180 participants will be paid \$20.00 per hour for a maximum of 60 hours of work experience received during their enrollment in the HOPE project. (Budget maximum is \$216,000.)
Participant Support	180	per participant	\$10.00		\$1,800.00
Costs - Drug Screening					Background checks will be conducted on a maximum of 180 participants to help aid the placement of the participants in on-the-job training, internships, or other training opportunities. The cost of each background check is \$10 per participant. (Budget maximum is \$1,800.00)
Participant Support	200	per participant	\$1,171.36		\$234,272.00
Costs - Textbooks, fees, etc.					Textbooks, fees, and similar costs will be provided for a maximum of 200 participants. The estimated cost of textbooks, fees, and other materials will not exceed \$1,171.36 per participant. (Budget maximum is \$234,272.00)
Employer Support	150	per participant	\$8,320.00	26 weeks	\$1,248,000.00
Services - Work Based Learning - Internships and On-the-job Training					Employers will be reimbursed for one half of the wages the employer pays to HOPE participants. The Employer will pay a minimum of \$16 per hour for a maximum of 150 HOPE participants. Actual expenditures from the grant will be \$8.00 per hour for 40 hours per week and a maximum of 26 weeks. (Budget maximum is \$1,248,000.)
Employer Support	100	\$1,000 per trainer, Worksite Mentor	\$100,000.00		\$100,000.00
Service - Stipend for company employees serving as OTJ					Employers will be paid \$1,000 to provide a stipend to their employees that provide on-the-job training to HOPE participants or otherwise provide worksite mentoring. A maximum of 100 stipends will be paid. (Budget maximum is \$100,000.)
Total Additional Cost Item Project:			\$1,800,072.00		

Exhibit D: Lobbying Certification

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature of Subrecipient's Authorized Official

Name and Title of Subrecipient's Authorized Official

Date

Exhibit E: Monitoring Plan

A Subrecipient Monitoring plan may be developed based on the findings of the risk assessment and included in the subrecipient agreement. The monitoring tools will be used to ensure proper accountability and compliance with program requirements and achievement of performance goals. County will provide Subrecipient with a monitoring tools handbook with guidance regarding monitoring.

The goal of subrecipient monitoring is:

- (1) to ensure that grant funds are being expended in ways that meet provisions of ARPA/SLFRF, the funding contract, pertinent statutes, regulations, and agency administrative requirements; and
- (2) to ensure adequate progress is being made toward achieving project goals and objectives as defined in funding contract.

A Subrecipient Monitoring Form will need to be completed and filed for all subrecipients by the ARPA Administrator or the Grants Program Compliance Manager including: Risk Assessment; Payment Validations; Report Reviews; Desk Reviews; and Onsite Reviews.

Payment Validations: Financial reports and backup documentation for project expenditures will be reviewed by the ARPA Administrator or the Grants Program Compliance Manager for compliance with contract requirements and SLFRF eligible uses of funds. Any non-compliant expenditures will be denied and provided a reasonable description of the reason for denial, and an opportunity to cure any deficiencies. For subrecipients on a reimbursement-based payment structure, these validations will take place pre-payment. See the Allowable Cost Policy for further detail.

Report Reviews: All reports of grant-funded activities and project performance measures will be reviewed by the ARPA Administrator or the Grants Program Compliance Manager. Any deficiencies or areas of performance concern will be addressed with the subrecipient.

Desk Reviews: These will entail a virtual meeting with the ARPA Administrator or the Grants Program Compliance Manager to review award administration capacity. Desk reviews will include interview questions during the meeting as well as requested documentation to be submitted after the meeting, such as policies and procedures. Topics covered will depend on project scope and risk factors and may include: governance; budgeting; accounting; internal controls; conflict of interest; personnel; procurement; inventory; and record keeping. A report will be produced and shared with the subrecipient, summarizing the results of the Desk Review, to include any corrective actions deemed necessary.

Onsite Reviews: These will entail an in-person meeting with the ARPA Administrator or the Grants Program Compliance Manager to review project performance and compliance. Onsite reviews will include interview questions during the meeting as well as requests to view documentation and systems while onsite as well as potential requests for documentation to be submitted after the meeting. Topics covered will depend on project scope and risk factors and may include: project procurement; client data systems; activity and performance tracking; project reporting; inventory and software systems. A report will be produced and shared with the subrecipient, summarizing the results of the Onsite Review, to include any corrective actions deemed necessary. During Desk Reviews and Onsite Reviews, any confidential information displayed must be obscured or be accompanied by appropriate release of information. No confidential information may be transmitted from Subaward/Contractor to County.

Exhibit F: Key Personnel

CUMBERLAND COUNTY INFORMATION

Administrative Address: 117 Dick St Rm 451 Fayetteville, NC 28301

Invoice Address: PO BOX 1829 Fayetteville, NC 28302

ARPA Administrator: Tye Vaught

ARPA Administrator Email: tvaught@cumberlandcountync.gov

ARPA Administrator Telephone: 910-678-7776

ARPA Finance Accountant: Cassandra Toole

ARPA Administrator Email: ctoole@cumberlandcountync.gov

ARPA Administrator Telephone: 910-678-7749

FAYETTEVILLE TECHNICAL COMMUNITY COLLEGE (SUBRECIPIENT) INFORMATION

Administrative Address: Address PO BOX 3523 Fayetteville, NC 28303

Invoice Address: Address PO BOX 3523 Fayetteville, NC 28303

Project Manager Name: Dr. Mark Sorrells

Project Manager Title: Senior Vice President

Project Manager Email: sorrellm@faytechcc.edu

Project Manager Telephone: 910-678-2307

Fiscal Officer Name: Robin Deaver, Sr

Fiscal Officer Title: Sr VP for Business and Finance

Fiscal Officer Email: deaverr@faytechcc.edu

Fiscal Officer Telephone: 910-678-8250



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 2/10/2023

**SUBJECT: CONSIDERATION OF ENTERING CONSULTING CONTRACT WITH
INTERIM COUNTY MANAGER**

BACKGROUND

Attached is a contract for Renee Paschal to continue in a consulting role with the new county manager for the month of March as the new manager deems necessary or prudent. It will only be in place for the month of March 2023. Its terms are consistent with the consulting contract entered into with the former manager through June 30, 2023.

RECOMMENDATION / PROPOSED ACTION

County attorney recommends approval of the one-month consulting contract with Renee Paschal.

ATTACHMENTS:

Description	Type
Renee Paschal Consulting Agreement	Backup Material

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

Approved by the board of commissioners February 20, 2023

**AGREEMENT FOR CONSULTING SERVICES
WITH RENEE PASCHAL CONSULTING LLC**

WHEREAS, the board of Commissioners appointed Renee Paschal to serve as Interim County Manager upon the retirement of former county manager Amy Cannon December 1, 2022, to serve until the successor county manager is appointed; and

WHEREAS, the Board has selected Clarence G. Grier as Cumberland County Manager to be appointed and effective March 1, 2023; and

WHEREAS, the Board has determined that due to the number of significant projects currently being undertaken by the county, together with the managerial demands created by the ARPA programs, it is most efficient for the newly selected manager to communicate and consult with Renee Paschal with respect to the history and implementation of the these projects and programs and engage the Consultant to provide such services in connection therewith as he deems necessary.

NOW THEREFORE, to clearly define the responsibilities and terms and conditions of the use of the consultant for these purposes, the parties agree, with valuable and sufficient consideration, as follows:

1. This agreement is with Renee Paschal Consulting, LLC, a North Carolina limited liability company ("Consultant").
2. Upon his appointment as county manager on March 1, 2023, the newly appointed county manager shall have the authority to communicate and consult with Consultant on such matters as he deems necessary or prudent, request Consultant to attend such meetings with himself, county staff or county boards, and provide such services on such matters as he deems necessary or prudent until March 31, 2023.
2. Consultant shall be paid an hourly fee of \$200 for providing this service.
5. Consultant shall submit an invoice to the county manager to document the time and purpose of the communication and consultation or service provided and the amount of the fee.
6. The total amount to be paid Consultant under this agreement shall not exceed Fifteen Thousand Dollars (\$15,000) unless a written amendment to this agreement is approved by the board of commissioners.
7. This agreement shall terminate April 1, 2023, unless a written amendment to this agreement is approved by the board of commissioners.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals effective the on the last date signed as indicated on the date with each signature.

COUNTY OF CUMBERLAND

By:

Toni Stewart, Chair
Board of Commissioners

Dated Signed _____

Attest:

Andrea Tebbe, Action Clerk to the Board

RENEE PASCHAL CONSULTING LLC

By:

Renee Paschal

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

Vicki Evans, Finance Director

Approved for Legal Sufficiency

County Attorney's Office _



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RENEE PASCHAL, INTERIM COUNTY MANAGER

DATE: 2/13/2023

**SUBJECT: CONSIDERATION OF RESOLUTION TO DEVELOP AN AFFORDABLE
HOUSING PLAN**

BACKGROUND

Commissioner Jimmy Keefe has requested that the attached resolution be presented for consideration by the Cumberland County Board of Commissioners.

RECOMMENDATION / PROPOSED ACTION

If the board wishes to adopt the resolution, approve the resolution to be placed on the February 20, 2022 Board of Commissioners agenda as a consent item.

ATTACHMENTS:

Description

Type

Resolution

Backup Material

**A RESOLUTION TO DEVELOP AN AFFORDABLE HOUSING PLAN WITH A FOCUS
ON AVAILABILITY, STABILITY, AND SECURITY OF HOUSING OPTIONS FOR
CUMBERLAND COUNTY RESIDENTS**

WHEREAS Cumberland County Commissioners recognize that a healthy and sustainable community is contingent on diversity, equity, and a sense of community among its residents; and

WHEREAS, Cumberland County Commissioners seek to ensure a diverse workforce and equal and fair housing rental and purchase opportunities in Cumberland County; and

WHEREAS, Cumberland County Commissioners understand that ongoing efforts to financially manage federal, state and local funding to improve affordable housing will allow Cumberland County, its' municipalities, the school district, the hospital system, and local businesses retain a quality workforce in the County resulting in a stronger economy and healthier community; and

WHEREAS, affordable workforce housing is the essential foundation upon which to build a more sustainable future for Cumberland County and to grow a more competitive workforce to meet the challenges of our regional, state, and global economy; and

WHEREAS, Cumberland County Commissioners understand recently, that the current construction programs, bidding process and procedures are not in the best financial interests of the county or the applicants since current protocols limit the number of applicants, although qualified, from being accepted into the affordable housing program due to high costs per unit and lack of availability. These factors have created barriers for many workers and their families to stay in Cumberland County given the high cost of living (in comparison to other counties in North Carolina), especially housing. This dilemma has made it difficult to the County to retain the local, vibrant character of Cumberland County by enabling more residents to remain in Cumberland County; and

WHEREAS Cumberland County Commissioners value people of all ages and abilities, across a variety of backgrounds and professions, to have an opportunity in our community, especially those that have been classified as low to moderate income, homeless or formerly incarcerated and have taken the initiative to seek additional education, training, and advancement through funded programs; and

WHEREAS, Cumberland County Commissioners seek to develop and maintain a plan to help ensure the availability of moderately-priced dwelling units that families earning 50 to 80 percent of the area median income (AMI) can afford of \$66,400; and

WHEREAS, Cumberland County Commissioners acknowledges the 2022 median household income for a family of four in Cumberland County has been determined by the U.S. Department Housing and Urban Development (HUD) to be \$61,200; and

WHEREAS, Cumberland County Commissioners seeks opportunities for the Cumberland County to positively impact the planning, financing, acquisition, construction, renovation, repair, maintenance, management, and operation of projects or programs to facilitate stable and affordable housing; and

WHEREAS, Cumberland County Commissioners recognize that all chapters of the Cumberland County Comprehensive Plan are important and require action, the plan must include "Population and Demographics, Economic Development, Educational Training qualifications, Financial Stewardship, Affordable Housing", a real opportunity to assist in a pathway from poverty to prosperity; and NOW,

NOW, THEREFORE, BE IT RESOLVED, that Cumberland County Commissioners resolve to work with the affordable/workforce housing stakeholders, to include HUD, Cumberland County Community Development, City of Fayetteville Community Development, NC Works, Workforce Development, FTCC, Mid-Carolina Council of Government (COG), other government departments, community and faith based organizations, the local Habitat for Humanity, others that are involved in affordable housing services in our community, and area builders who have knowledge and expertise in design and construction of low and moderate income developments, to share best practices and develop housing policies, programs and processes that address the availability and affordability of workforce housing throughout Cumberland County while being financially responsible serve the greatest number of applicants while requiring strict oversight of construction and operation funding.

Also, Cumberland County Commissioners will collaborate with stakeholders regarding potential measures to address the affordable/workforce housing issue with strategies including, but not limited to, the following:

1. A needs assessment of housing, to be completed by December 31, 2023, with input from key community agencies and stakeholders, including the local real estate association will include a determination of the availability and inventory of existing housing, housing currently under construction, and housing funded; but not constructed. It will also include rental housing as an affordable housing option for those who are unable to purchase a home, and a review of purchase and rental prices compared with the means of families across all incomes, to include an evaluation of local affordable workforce housing identifying the percentages of mix, cost, and availability of housing to support workers.
2. A plan that seeks assistance of affordable housing financial support and grants for applicants that are in certified training programs, qualified trade educational programs through NC Works, Workforce Development, Fayetteville Technical Community College, and other certified educational programs that facilitate trade skills and a path out of poverty or low income.
3. A plan to facilitate the development of alternative housing options such as permanent supportive housing for persons with mental health disabilities and substance abuse

4. A plan to facilitate a transitional shelter for our community's most vulnerable residents in need of housing security creating a pathway of transition from public assistance to financial independence.
5. An evaluation of the Cumberland County's Comprehensive Plan and local ordinances regarding development and zoning practices to allow for an increase in the availability of affordable workforce housing with walkability to urban centers and employment opportunities, while balancing growth with economic and environmental sustainability.
6. A plan that does not assemble all affordable housing areas into a concentrated area that includes school districts that are primarily populated by children that live in affordable housing.
7. A policy, approved by the Cumberland County Board of Commissioners that all project funding will not exceed the median costs of a similar or "like" dwelling or unit in Cumberland County as per the most recent census or tax evaluation. This policy will ensure more affordable housing is constructed and ensure financial oversight and stewardship of funding represent the mission of the Cumberland County board of commissioners to; "provide quality services while being fiscally responsible."
8. Consideration of incentives and infill development to direct growth into existing areas where roads, to include water and sewer and transportation services are already in place, such as the municipalities.
9. Establish and fund the position of a Housing Coordinator, through funds that have been previously designated from the county budget for the Homeless staff position who is responsible for accumulating data on Homelessness in Cumberland County. This position will report directly to the county manager. The Housing Coordinator position will be filled by the beginning in Fiscal Year 2023, whose role will include, but not be limited to, the following:
 - a. Drafting and recommending policies and action plans to Cumberland County Administration and Board of Commissioners for review.
 - b. Conducting outreach in the local community of designers, developers, construction companies and seek competitive and responsible partnerships on projects.
 - c. Coordinating the implementation of action plans in the community to facilitate qualified individuals obtaining affordable housing as well as and terminating from the program those that no longer qualify through a verification audit process conducted every two years of current residents of the program.
 - d. Researching funding sources available to supplement federal, state and local funds and grants.
 - e. Developing and implementing affordable housing programs and projects in compliance with federal, state and local requirements.
 - f. Monitoring housing inventory, including identification of compliance violations.

- g. Performing community outreach and education.
- h. Coordinating with local municipal boards, committees, community groups, professional organizations, and public agencies.
- i. Preparing and coordinating housing grants and loan applications.
- j. Marketing new affordable housing opportunities, including developing marketing plans.
- k. Assisting in the preparation of requests for proposals for housing projects.

ADOPTED this 20th day of February, 2023.

Cumberland County Board of Commissioners By:

Toni Stewart, Chair

Marshall Faircloth, Commissioner

Glen Adams, Vice-Chair

Veronica Jones, Commissioner

Michael Boose, Commissioner

Jimmy Keefe, Commissioner

Jeannette Council, Commissioner

Attest:

Andrea Tebbe, Clerk to the Board



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

SUBJECT: CIVIC CENTER COMMISSION (3 VACANCIES)

BACKGROUND

The Civic Center Commission has the following three (3) vacancies:

At the January 24, 2023 meeting, the Civic Center Commission acted to request the Board of Commissioners waive the two consecutive term limit pursuant to Rule 29 of the Board's Rules of Procedure and reappoint the following to a third term based on the special circumstances of the existing board's knowledge of and cooperation with the on-going Crown Event Center Project.

Joe Gillis: Completed second term. Not eligible for reappointment. The Civic Center Commission recommends **Joe Gillis**.

Sheba McNeil: Completed second term. Not eligible for reappointment. The Civic Center Commission recommends **Sheba McNeil**.

Gregory Parks: Completed second term. Not eligible for reappointment. The Civic Center Commission recommends **Gregory Parks**.

The membership roster, applicant list and recommendation are attached.

RECOMMENDATION / PROPOSED ACTION

Nominate individuals for the three (3) vacancies on the Civic Center Commission.

ATTACHMENTS:

Description

Type

Civic Center Commission Roster
Civic Center Commission Applicant List
Civic Center Commissioner Recommendation

Backup Material
Backup Material
Backup Material

CIVIC CENTER COMMISSION
3 Year Term

Per their by-laws, Civic Center Commission Nominating Committee meets annually to make recommendations for vacancies; vacancies are to be placed on Commissioners' December agenda for nominations; terms run January through December.

Name/Address	<u>Date Appointed</u>	Term	Expires	<u>Eligible For Reappointment</u>
Mark J. Yarboro (B/M) 1780 Geiberger Drive Fayetteville, NC 28303 703-624-7730 Yarboro.mark@yahoo.com	1/22	2nd	Jan/25 1/1/25	No
Charles McBryde Grannis (W/M) 120 S. Churchill Drive Fayetteville, NC 28303 910-850-8865 Mcbrydeg@yahoo.com	1/22	2nd	Jan/25 1/1/25	No
Dr. Vikki Andrews (B/F) 2913 Beringer Drive Fayetteville, NC 28306 910-964-5828 Carasel1908@gmail.com	1/22	2nd	Jan/25 1/1/25	No
Joe Gillis (W/M) 8623 Galatia Church Road Fayetteville, NC 28304 910-309-2001 MR.JHGILLIS@GMAIL.COM	1/20	2nd	Jan/23 1/1/23	No
Sheba McNeil (B/F) 542 Williwood Road Fayetteville, NC 28311 229-1111/568-5005	1/20	2 nd	Jan/23 1/1/23	No
Greg Edge (W/M) 2905 Delaware Drive Fayetteville, NC 28304	1/22	2nd	Jan/25 1/1/25	No
Gregory Parks (W/M) 307 Devane Street Fayetteville, NC 28305 484-9666/483-8194	1/20	2nd	Jan/23 1/1/23	No

Per their by-laws, Civic Center Commission Nominating Committee meets annually to make recommendations for vacancies; vacancies are to be placed on Commissioners' December agenda for nominations; terms run January through December.

<u>Date</u>	<u>Appointed</u>	<u>Eligible For</u>	<u>Expires</u>	<u>Reappointment</u>
Name/Address		Term		
Joseph F Quigg IV (W/M)	1/22	2nd	Jan/25	No
334 Echo Lane			1/1/25	
Fayetteville, NC 28303				
323-0994/229-4926/484-6131				
edstire@nc.rr.com				

Restaurant Owner (SL 1993-413)

Alexandra (Lexi) Hasapis	01/21	2nd	Jan/24	No
3102 Cliffdale Road			1/1/24	
Fayetteville, NC 28303				
910-689-8600				
lexihasapis@gmail.com				

**** At its November 17, 2014 meeting, the Cumberland County Board of Commissioners took action to request that the local legislative delegation submit a bill to the General Assembly to reduce the number of members on the Civic Center Commission from fifteen to nine. The bill is to be considered by the GA at its 2015 regular session. At its June 10, 2015 meeting, the NC General Assembly ratified Session Law 2015-61 Senate Bill 142 an act to reduce the number of members serving on the Cumberland County Civic Center Commission from 15 members to 9 members. ****

Ex Officio Member: Amy Cannon County Manager

Commissioner Liaison – Charles Evans

Meetings: 4th Tuesday of the month at 5:30 PM, Crown Center Board Room. 1960 Coliseum Drive

Contact: Seth Benalt, General Manager, Coliseum Complex (or Myra Brooks – 678-7757)

**APPLICANTS FOR
CIVIC CENTER COMMISSION**

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BOSTIC, MELISSA (H/F) 3931 BROOKGREEN DR FAYETTEVILLE NC 28304 910-364-2345 MBOSTIC19@ICLOUD.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	HR MANAGER MOUNTAURE FARNS	MBA, DOCTORATE BUSINESS ADMIN
BOONE, CHERYL (-/F) 310 DURANT DRIVE FAYETTEVILLE, NC 28304 910- BLESSED4085@MSN.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: CITY OF FAYETTEVILLE CITIZENS ACADEMY CATEGORY: GENERAL PUBLIC	TEACHER	FAYETTEVILLE STATE/MASTERS
HARPER, STEVE C. (B/M) 5707 BASHFORT CT FAYETTEVILLE NC 28304 425-9643/988-7004 STEVEHARPER276@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: NO Graduate-other leadership academy: CITY OF FAYETTEVILLE CITIZENS ACADEMY CATEGORY: GENERAL PUBLIC	RETIRED OPERATIONS MANAGER	HIGH SCHOOL & SOME COLLEGE
HOLMES, KIM (B/F) 3549 SANDEROSA RD FAYETTEVILLE NC 28312 824-1000/223-4177 KIMHOLMES2@GMAIL.COM 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: NO CATEGORY: GENERAL PUBLIC	CUSTOMER SERVICE CALL CENTER PWC	SOME COLLEGE

Civic Center Commission, Page 2

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
MARABLE, KATHERINE (B/F) 1805 MCGOUGAN ROAD FAYETTEVILLE NC 28303 910-486-9035 NO EMAIL ADDRESS 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: YES CATEGORY: GENERAL PUBLIC	RETIRED EDUCATOR CUMBERLAND COUNTY SCHOOLS *SERVES ON THE MID-CAROLINA AGING ADVISORY COUNCIL*	MASTERS DEGREE
MILLS, SUSAN (W/F) 4158 BENT GRASS DRIVE FAYETTEVILLE NC 28312 910-308-2409 VOTE4MILLS@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	HIGH SCHOOL TEACHER SAMPSON COUNTY PUBLIC SCHOOLS	BS-COMMUNICATIONS
MORTON, DINEEN (B/F) 5835 PETTIGREW DRIVE FAYETTEVILLE NC 28314 910-494-5761/910-495-6977 DINEEN.MORTON@LHCGROUP.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	HOME HEALTH LHC GROUP/CAPE FEAR VALLEY	BA-SOCIOLOGY
SINCLAIR, TIMOTHY (B/M) 7834 ADRIAN DRIVE FAYETTEVILLE, NC 28314 910-864-7417 (H) 910-797-7693 (C) TIMSINCLAIR@YAHOO.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	ESL INSTRUCTOR	Ed. S. Education Spec.

Civic Center Commission, Page 3

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
<p>TAYLOR, MADELEINE A (-M) 812 TAMARACK DRIVE APT 8202 FAYETTEVILLE, NC 28311 919-924-5901 MABBYO@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</p>	NONE LISTED	HIGH SCHOOL
<p>THOMPSON, DWIGHT (B/M) 3402 RUDLAND CT FAYETTEVILLE NC 28304 910-494-3959 DWIGHT.E.THOMPSON@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</p>	<p>RETIRED SOLDIER/IT SUPPORT FSU/ARMY</p>	BA, MBA
<p>TWADDELL, ROBERT DC (W/M) 1332 BRAGG BLVD. FAYETTEVILLE, NC 28301 257-7246(H/M)/303-2690(W) DOCTOR@AHEALTHYBACK.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: SERVES POSITION ON CHIROPRACTIC ADVANTAGE CATEGORY: GENERAL PUBLIC</p>	CHIROPRACTOR	DC DOCTOR OF CHIROPRACTIC MEDICINE
<p>WORTHY, CURTIS (B/M) 6320 LYNETTE CIRCLE FAYETTEVILLE NC 28314 868-3844/824-9091 C_WORTHY@MSN.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</p>	<p>ACCOUNTANT WORTHY'S TAX</p>	BS DEGREE



Civic Center Commission

January 25, 2023

The Civic Center Commission met last night and voted unanimously to recommend the members whose terms expire January 2023, be reappointed for another term:

- (1) Gregory Parks
- (2) Sheba McNeil
- (3) Joe Gillis.

Myra M. Brooks

Executive Assistant
COUNTY ATTORNEY'S OFFICE



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

SUBJECT: CEMETERY COMMISSION (2 VACANCIES)

BACKGROUND

At the February 6, 2023 regular meeting, the Board of Commissioners nominated the following individuals to fill the two (2) vacancies on the Cemetery Commission:

NOMINEES:

J.F. Hall

Kenneth Slankard

The membership roster for the Cemetery Commission is attached.

RECOMMENDATION / PROPOSED ACTION

Appoint individuals to fill the two (2) vacancies on the Cemetery Commission.

ATTACHMENTS:

Description

Cemetery Commission Roster

Type

Backup Material

CUMBERLAND CEMETERY COMMISSION

<u>Name/Address</u>	<u>Date Appointed</u>
Robert B. "Bruce" Barnhart (W/M) 344 Edinburgh Drive Fayetteville, NC 28303 487-2409/609-6388 or 303-2003(W)	5/02
Larry E. Chason (W/M) PO Box 832 Fayetteville, NC 28301 818-9769(Cell)	4/98
Rev. Eugenia Evans-Johnson 1214 Coley Drive Fayetteville, NC 28301 677-0161	6/00

Terms: Commission does not have expiring terms.

Meetings: Commission does not hold regularly scheduled meetings.

Contact: County Attorney's Office 678-7504

(Cemetery is located on Bingham Drive)



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

SUBJECT: BOARD OF ADJUSTMENT (3 VACANCIES)

BACKGROUND

At the February 6, 2023 regular meeting, the Board of Commissioners nominated the following individuals to fill the three (3) vacancies on the Board of Adjustment:

NOMINEES:

Jovan Bowser - Alternate Member

Donald Brooks - Alternate Member

Brenne Orozco - Alternate Member

The membership roster for the Board of Adjustment is attached.

RECOMMENDATION / PROPOSED ACTION

Appoint individuals to fill the three (3) vacancies on the Board of Adjustment.

ATTACHMENTS:

Description

Board of Adjustment Membership Roster

Type

Backup Material

BOARD OF ADJUSTMENT
3 Year Term

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
Robert E. Davis (B/M) 901 Kaywood Drive Fayetteville, NC 28311 910-488-1194	8/21	1st	Aug/24 8/31/24	Yes
Linda Amos (B/F) Vice-Chair 917 Bashlot Place Fayetteville, NC 28303 910-261-4003	6/22 (serving unexpired term; eligible for two additional terms)	2nd	June/25 6/30/25	No
Marva Lucas-Moore (B/F) 3014 Hampton Ridge Road Fayetteville, NC 28311 551-1904/227-9605 marva@lucasmoorerealtyinc.com	10/22 (serving unexpired term; eligible for one additional term)	2nd	10/25 10/31/25	No
Vickie M. Mullins (W/F) 5905 Turnbull Rd Fayetteville, NC 28312 910-322-3100 Girlimon1@aol.com	10/21	1st	Oct/24 10/31/24	Yes
Gregory Parks (W/M) Chair 307 Devane Street Fayetteville, NC 28305 484-9666/483-8194	9/21	2nd	Sept/24 9/30/24	No
<u>Alternate Members:</u> Gary Silverman 1174 Derbyshire Road Fayetteville, NC 28314 910-574-9952 Gsilverman001@gmail.com	8/22	1st	Aug/25 8/31/25	Yes
Stacy M. Long (W/M) 1909 Partridge Drive Fayetteville, NC 28304 919-896-8970/919-633-8244	8/19	2nd	Aug/22 8/31/22	No
VACANT (vacated by V.Mullins)2/21 (Serving unexpired term; eligible for two additional terms)		1st	June/22 6/30/22	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Alternate Members Continued:</u>				
Kenneth Turner (W/M) 2009 Rock Ave Fayetteville, NC 28303 484-0042/797-1896 kturneri@hotmail.com	8/21	1st	Aug/24 8/31/24	Yes
VACANT (Vacated by L. Amos)	10/19	1st	May/22 5/31/22	Yes

Meets 3rd Thursday of each month at 6:00 PM – Historic Cumberland County Courthouse, 130 Gillespie Street, Second Floor Hearing Room #3

Contact: Yolanda Bennett/David Moon - Planning & Inspections Department, 678-7608



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 20, 2023

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/20/2023

SUBJECT: MID-CAROLINA AGING ADVISORY COUNCIL (1 VACANCY)

BACKGROUND

At the February 6, 2023 regular meeting, the Board of Commissioners nominated the following individuals to fill the one (1) vacancy on the Mid-Carolina Aging Advisory Council:

NOMINEE:

Patricia Edwards

The membership roster for the Mid-Carolina Aging Advisory Council is attached.

RECOMMENDATION / PROPOSED ACTION

Appoint individual to fill the one (1) vacancy on the Mid-Carolina Aging Advisory Council.

ATTACHMENTS:

Description	Type
Mid-Carolina Aging Advisory Council Membership Roster	Backup Material

MID-CAROLINA AGING ADVISORY COUNCIL
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Volunteers</u>				
Katherine Marable 1805 McGougan Rd Fayetteville, NC 28303 910-486-9035	10/22	2nd	Oct/25 10/31/25	No
Wilbert J. Stitt 217 Waxhaw Drive Fayetteville, NC 28314 860-3712/850-4480 Wax217@aol.com	1/21	1st	Jan/24 1/31/24	Yes
Patricia Edwards 3513 Shipstone Place Apt 102 Hope Mills, NC 28348 910-751-0369	8/22 <i>Serving unexpired term</i>		Dec/22 12/31/22	Yes
<u>Consumers</u>				
Varice Love 1315 Braybrooke Place Fayetteville, NC 28314 964-3133 lovevarice@aol.com	2/22	2nd	Feb/25 2/28/25	No
Jeanette Jordan Huffam 3911 W Bent Grass Drive Fayetteville, NC 28312 jhuffam@aol.com	2/22	2nd	Feb/25 2/28/25	No
<u>Elected Official</u>				
Jackie Warner Town of Hope Mills Mayor 4333 Legion Road Hope Mills, NC 28348 910-309-7779 jwarner@townofhopemills.com	2/22	1st	Feb/25 2/28/25	Yes
<u>Veterans Hospital Rep.</u>				
Audrey Yvette Kizzie 5605 Goose Creek Lane Fayetteville, NC 28304 424-4697/322-3081/475-6469 ayvette@embarqmail.com	2/22	2nd	Feb/25 2/28/25	No

Contact: Mid-Carolina Council of Governments (Contact: Tracy Honeycutt; Phone 323-4191 ext. 27;
thoneycutt@mccog.org) 6205 Raeford Road, Fayetteville, NC 28304

Meetings: 1st Tuesday Quarterly, 2:00 PM, Various Locations -Meetings are held the last month of each quarter. (March, June, September and December)

