
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
JUDGE E. MAURICE BRASWELL
CUMBERLAND COUNTY COURTHOUSE- ROOM 118
APRIL 15, 2024
6:45 PM

INVOCATION - Commissioner Jeannette Council

PLEDGE OF ALLEGIANCE -

INTRODUCTION

Fayetteville-Cumberland Youth Council Members

RECOGNITION

Retired Cumberland County Employee

Brian Johnson- Cumberland County Sheriff's Office

Recognition of Officer Joshua Elliott

PUBLIC COMMENT PERIOD

1. APPROVAL OF AGENDA

2. PRESENTATIONS

A. Cumberland County Council on Older Adults by Lisa Hughes, Executive Director

B. Fayetteville State Business HUB by Darrel T. Allison, Fayetteville State Chancellor

3. CONSENT AGENDA

A. Approval of January 16, 2024, February 19, 2024 and March 18, 2024 Regular Meeting Minutes

B. Approval of Contract Amendments for Temporary Employment Services with 22nd Century Technologies, Inc., Belflex Staffing Network, LLC, Manpowergroup US, Inc., and the Mega Force Staffing Group, Inc.

C. Approval of FY2023-2024 JCPC Unallocated Funding

D. Approval of Grant Project Budget Ordinance #240326 for the Ann Street Landfill Stormwater Ponds

E. Approval of Grant Project Budget Ordinance #240079 for Water Feasibility Study

F. Approval of Rejection of Invitation for Bid for Emergency Fuel IFB #24-21-CMF

G. Approval of Capital Project Budget Ordinance #240087 for the Landfill Gas Collection and Treatment Improvements

H. Approval of Proposed Additions to the State's Secondary Road System

- I. Acceptance of Offer to Purchase Surplus Property Located at 1128 Sun Valley Drive, Fayetteville
- J. Approval of Budget Ordinance Amendments for the April 15, 2024 Board of Commissioners' Agenda
- K. Approval of Cumberland County Board of Commissioners Agenda Session Items
 - 1. Fiscal Year 2025 Budgetary Strategic Initiatives and Plan
 - 2. Use of Bridge Access Program Funds
 - 3. Lease Renewal for the J.E. Carter Container Site located at 4465 Macedonia Church Rd.
 - 4. Contract Amendment for Landfill Gas System Expansion for Cell 9
 - 5. ARP Committee Recommendations and Associated Budget Ordinance Amendments B#241112 and B#241026
 - 6. Request to Increase the Maximum Amount of Aid Per Household Grant Award for Home Repairs in the Community Development Housing Rehabilitation Program
 - 7. Amendment of the Minimum Housing and Nonresidential Building Code
- 4. PUBLIC HEARINGS
 - A. Community Development Program Year 2024 Annual Action Plan (Draft)

Rezoning Cases

- B. CASE # ZON-24-0006
- C. CASE # ZON-24-0007
- D. CASE # ZON-24-0004
- E. CASE # ZON-24-0005
- 5. ITEMS OF BUSINESS
 - A. Consideration of Granting Sidewalk Easement to the City of Fayetteville at 325 Scarborough Street
 - B. Memorandum of Understanding between the Gray's Creek Water District and the Fayetteville Public Works Commission
- 6. NOMINATIONS
 - A. Cape Fear Valley Board of Trustees (2 Vacancies)
 - B. Fayetteville-Cumberland County Economic Development Corporation (1 Vacancy)
- 7. APPOINTMENTS **There are No Appointments for This Meeting**

RECESS THE BOARD OF COMMISSIONERS' MEETING

CONVENE THE GRAY'S CREEK WATER AND SEWER DISTRICT

GOVERNING BOARD MEETING

8. GRAY'S CREEK WATER AND SEWER DISTRICT ITEMS OF BUSINESS

- A. Memorandum of Understanding between the Gray's Creek Water District and the Fayetteville Public Works Commission

ADJOURN THE GRAY'S CREEK WATER AND SEWER DISTRICT GOVERNING BOARD MEETING

RECONVENE THE BOARD OF COMMISSIONERS MEETING

9. CLOSED SESSION: If Needed

ADJOURN

REGULAR BOARD MEETINGS:

May 6, 2024 (Monday) 9:00 AM
May 20, 2024 (Monday) 6:45 PM
June 3, 2024(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



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 4/9/2024

SUBJECT: RECOGNITION OF OFFICER JOSHUA ELLIOTT

BACKGROUND

Officer Joshua Elliott, a Police Officer in Dunn, NC, was off duty but assisted a victim who was being assaulted and was shot by the assailant during the altercation. He was awarded the Life Saving Award from the Town of Dunn.



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CHAIRMAN GLENN ADAMS

DATE: 4/8/2024

**SUBJECT: CUMBERLAND COUNTY COUNCIL ON OLDER ADULTS BY LISA
HUGHES, EXECUTIVE DIRECTOR**

BACKGROUND

Lisa Hughes, Executive Director, of Cumberland County Council on Older Adults will give a presentation to the Board of Commissioners.

RECOMMENDATION / PROPOSED ACTION

For information purposes only.



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CLARENCE GRIER, COUNTY MANAGER

DATE: 4/11/2024

**SUBJECT: FAYETTEVILLE STATE BUSINESS HUB BY DARREL T. ALLISON,
FAYETTEVILLE STATE CHANCELLOR**

BACKGROUND

Darrel T. Allison, Fayetteville State Chancellor, will give a presentation to the Board of Commissioners.

RECOMMENDATION / PROPOSED ACTION

For information purposes only.



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 4/2/2024

SUBJECT: APPROVAL OF JANUARY 16, 2024, FEBRUARY 19, 2024 AND MARCH 18, 2024 REGULAR MEETING MINUTES



FINANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JESSICA HULLENDER, FINANCE ACCOUNTANT MANAGER

DATE: 4/1/2024

SUBJECT: APPROVAL OF CONTRACT AMENDMENTS FOR TEMPORARY EMPLOYMENT SERVICES WITH 22ND CENTURY TECHNOLOGIES, INC., BELFLEX STAFFING NETWORK, LLC, MANPOWERGROUP US, INC., AND THE MEGA FORCE STAFFING GROUP, INC.

BACKGROUND

Contracts with 22nd Century Technologies, Inc., Belflex Staffing Network, LLC, Manpowergroup US, Inc., and the Mega Force Staffing Group, Inc. were executed in fiscal year 2020 as the result of a formal Request for Proposal (RFP) #19-9-CTY that was conducted for temporary employment services for various County departments and divisions on an as needed basis. The original contracts list the temporary positions that were bid out as part of the RFP in order of lowest cost. The original contract term was through June 30, 2021 with the option to renew for two additional one year terms. These contract amendments are to add two positions that were not previously bid out on the current contract and to extend the contracts through June 30, 2024. Bids were solicited from all four vendors for the additional positions and two bids were received. The low and mid rates for the Mega Force Staffing Group, Inc. and the low rate for 22nd Century Technologies, Inc. are recommended to be added to the contracts, with the Mega Force Staffing Group, Inc. being the lowest option that must be utilized first for availability to hire before moving to the next lowest option, if necessary. Staff will be issuing a new RFP in the spring. The RFP will incorporate changes made to positions as a result of the recent classification and compensation study.

RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend that the Board of Commissioners approve the contract amendments with 22nd Century Technologies, Inc., Belflex Staffing Network, LLC, Manpowergroup US, Inc., and the Mega Force Staffing Group, Inc. to add two positions to the current contracts and extend the contract terms through June 30, 2024.

ATTACHMENTS:

Description	Type
22nd Century Technologies, Inc. Contract Amendment	Backup Material
Belflex Staffing Network, LLC Contract Amendment	Backup Material
Manpowergroup US, Inc. Contract Amendment	Backup Material
The Mega Force Staffing Group, Inc. Contract Amendment	Backup Material

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

AMENDMENT #5 TO
SERVICE CONTRACT 2020058

This amendment to the service contract dated July 1, 2019 by and between 22nd Century Technologies, Inc. ("CONTRACTOR") and County of Cumberland ("COUNTY").

WHEREAS, the CONTRACTOR and the COUNTY agree as follows:

1. To amend the Bid Award Schedule, with the addition of the job classifications and rates for Pharmacist and Pharmacy Technician, as shown in the updated Exhibit E – Bid Award Schedule and Exhibit G – Vendor's Response to Position Addition, attached and incorporated herein by reference.
2. Effective May 1, 2024 the COUNTY and the CONTRACTOR mutually agree to extend the aforementioned contract through June 30, 2024.
3. Except as specifically amended herein, all other terms and provisions of the service contract shall remain in full force and effect.

IN AGREEMENT hereto, the parties intending to be bound hereby have authorized the affixing of their signatures and seals by their duly authorized officers on their behalf and as their respective acts.

This the _____ day of _____ 2024.

CONTRACTOR SIGNATURES

22nd Century Technologies, Inc.

DocuSigned by:

Isha Sharma

3/27/2024

Authorized Signature

Contracts Manger

Title

COUNTY OF CUMBERLAND SIGNATURES

BY:

Chairman to the Board of
Commissioners

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

BY:

County Finance Director

Approved for Legal Sufficiency upon
formal execution by all parties

BY:

County Attorney's Office

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.

Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Accountant	
Manpower	Low Rate
22nd Century	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Accounting Technician	
Manpower	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Administrative Assistant I	
Manpower	Low Rate
22nd Century	Low Rate
Belflex	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Administrative Assistant II	
Manpower	Low Rate
Megaforce	Low Rate
22nd Century	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Administrative Assistant III	
Manpower	Low Rate
Manpower	Mid Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
Administrative Coordinator I	
Megaforce	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Megaforce	Mid Rate
22nd Century	Mid Rate
Animal Shelter Attendant	
Belflex	Low Rate
22nd Century	Low Rate
Belflex	Mid Rate
Manpower	Low Rate
22nd Century	Mid Rate

Job Title	Type of Rate
Community Health Assistant	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Cook	
Manpower	Low Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Manpower	Mid Rate
Belflex	Low Rate
Custodian	
Manpower	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
22nd Century	Low Rate
Department GIS Mapping Technician I	
Manpower	Low Rate
Belflex	Low Rate
Department IT Support Technician I	
Manpower	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Federal Grants Finance Accountant	
Manpower	Low Rate
Manpower	Mid Rate
Manpower	High Rate
Belflex	Low Rate
Belflex	Mid Rate
Belflex	High Rate
Financial Associate I	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Graphic Design / Information Specialist I	
Manpower	Low Rate
Belflex	Low Rate

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.

Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Ground Maintenance Tech. I	
Manpower	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
22nd Century	Mid Rate
Ground Maintenance Tech. II	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
22nd Century	Mid Rate
Heavy Equipment Mechanic	
22nd Century	Low Rate
Heavy Equipment Operator I*	
Manpower	Low Rate
Belflex	Low Rate
Librarian I	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Belflex	Low Rate
Library Associate	
22nd Century	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Low Rate
22nd Century	Mid Rate
Library Page	
Manpower	Low Rate
Belflex	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Library Technician	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
Megaforce	Low Rate

Job Title	Type of Rate
Maintenance Technician	
Manpower	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Belflex	Mid Rate
22nd Century	Low Rate
Medical Laboratory Technician	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
22nd Century	Mid Rate
Medical Office Assistant	
Manpower	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Belflex	Mid Rate
Office Assistant III	
Manpower	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Belflex	Low Rate
Office Assistant IV	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Office Assistant V	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Paralegal I	
22nd Century	Low Rate
Belflex	Low Rate
Manpower	Low Rate
Belflex	Mid Rate
Manpower	Mid Rate

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.


Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Payroll Specialist I	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
22nd Century	Mid Rate
Megaforce	Low Rate
Payroll Specialist II	
Manpower	Low Rate
Manpower	Mid Rate
Manpower	High Rate
Belflex	Low Rate
Belflex	Mid Rate
Belflex	High Rate
Pharmacist	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Pharmacy Technician	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Printing Technician	
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
Manpower	Low Rate
Manpower	Mid Rate
Processing Assistant V	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Social Worker 1	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Belflex	Low Rate

Job Title	Type of Rate
Social Worker 2	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
Social Worker 3	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Solid Waste Attendant	
Belflex	Low Rate
Belflex	Mid Rate
Solid Waste Truck Driver	
22nd Century	Low Rate
22nd Century	Mid Rate
Street Sign Technician I	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Tax Assistant	
22nd Century	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Megaforce	Mid Rate
Manpower	Low Rate
Tax Research Assistant	
Megaforce	Low Rate
Weighmaster	
22nd Century	Low Rate
Megaforce	Low Rate

 <div style="text-align: center;"> Position Description Form (CCPD02) </div>	(Human Resources Dept. Use Only)
	Approved Classification _____ SG _____
	Effective Date _____
	Position Number _____
Exempt _____ Non-Exempt _____	
<p><i>Please refer to the Instructions for Completion of the Position Description Form for guidance on completing this form.</i></p> <p><i>The information written regarding the position indicated is of great value in understanding and evaluating the duties and responsibilities of the job. The questions are designed to assist the supervisor and employee in describing the work and clearly explaining the duties and responsibilities.</i></p> <p><i>Be sure to answer each question carefully and answer so that anyone who does not know the job can understand the functions and requirements of the job. Think and write in terms of what is required and how and why it is done. Specific examples and samples of tasks will be helpful.</i></p>	

SECTION I – POSITION IDENTIFICATION	
1. Present Position Title Pharmacist	2. Present Position Number 128000004
3. Proposed Change to Position Title	4. Usual Working Title of Position
5. Name of Immediate Supervisor Tami Keibler	6. Department/Section/Unit Employee Pharmacy
7. Name of Department Head Brian Haney	8. Street Address 227 Fountainhead Lane
9. Name of Employee	10. Location of Workplace, Bldg. and Room
11. How long have you been in the job? Years: _____ Months: _____	12. Telephone Number

SECTION II - GENERAL INFORMATION

A. Primary Purpose of the Organizational Unit:

The primary purpose of Employee Health Services is to reduce County healthcare costs by providing employees, their dependents, and retirees with an alternative healthcare provider and pharmacy. The Employee Pharmacy dispenses medications to employees, their dependents, and retirees under the age of 65 pursuant to prescriptions from the Employee Health Center provider or any other legal prescriber.

B. Primary Purpose of the Position:

Oversees ancillary pharmacy staff in processing and preparing incoming new prescriptions, refills, and transfer requests for dispensing. Ensures the accuracy, safety, and efficacy of dispensed medications through drug utilization review, interpretation of prescriptions, and prescription verification. Follows professional practice standards for pharmacy. Complies with federal, state, and local laws, rules, and regulations related to the practice of pharmacy. Performs both a business and clinical role in operating a retail pharmacy and works closely with the Pharmacy Manager to implement a business plan that complies with County and pharmacy operational standards.

C. Work Schedule:

Monday – Saturday; position works rotating shifts equal to a 30-hour work week.

D. Normal Work Hours:

7:00 am – 5:30 pm; position works rotating shifts equal to a 30-hour work week.

E. Change in Responsibilities or Organizational Relationship Since Last Reviewed:

New part-time position; update for recruitment

SECTION III – POSITION INFORMATION

A. DESCRIPTION OF FUNCTIONAL AREAS, RESPONSIBILITIES AND DUTIES

Reference Instructions for Completion of the Position Description Form for guidance in documenting these areas. Be sure to indicate the percentage of time (%) spent on each responsibility in the left column. Put an asterisk () in the right column by the functions that are considered essential.

Method Used: Order of Importance xx Sequential Order _____

Percent of Time	Functional Areas/Responsibilities/Duties	ADA Essential Function
70%	Organizes and oversees all aspects of pharmacy workflow. Maintains a system that allows for efficient preparation of medications for dispensing. Collaborates with the pharmacy team to complete all tasks, including managing phones; counting, packaging, and labeling medications; ordering medications; receiving medication deliveries; managing prescription pickup; and other functions necessary to the provision of quality care and services. Assists with the initiation of prior authorizations and works to resolve insurance billing issues. Performs non-sterile compounding and supervises the extemporaneous compounding of preparations. Maintains a safe and clean work environment. Maintains appropriate drug inventory levels. Monitors inventory for expired medications and recalls. Arranges for the removal of unsaleable drugs from the pharmacy. Maintains pharmacy records and files related to the preparation, identification, ordering, inventory, storage, and distribution of pharmaceuticals and supplies.	*
10%	Provides medication counseling to patients regarding treatment purpose, expected outcomes, dosage, duration, special instructions, common adverse effects, and drug interactions in compliance with OBRA '90. Provides education on proper storage and disposal of drugs. Identifies medication adherence problems and collaborates with patients to improve compliance. Provides counseling on medical device usage.	*
10%	Works with the Employee Health Center and other medical offices to provide drug information and answer medication questions. Reviews drug interactions, contraindications, and disease state precautions, and uses professional judgment to recommend drug therapy discontinuation or change in therapy to prescribers as appropriate. Collaborates with medical offices to process refill authorizations and prior authorizations. Exercises corresponding responsibility to ensure controlled substances are filled for legitimate purposes.	*
10%	Complies with state and federal drug laws as regulated by the North Carolina Board of Pharmacy, the DEA, and the FDA. Follows County and pharmacy policies and procedures. Complies with HIPAA, quality assurance, security, occupational safety, non-sterile compounding, hazardous drugs handling, hazardous waste disposal, and controlled substances programs established by the pharmacy. Participates in training of ancillary pharmacy personnel and reinforces pharmacy policies and procedures with staff. Maintains an awareness of developments in pharmacy that relate to job responsibilities through professional meeting attendance and continuing education.	*

This job description in no way implies that the duties listed here are the only ones the employee can be required to perform. The employee is expected to perform other tasks as directed by their manager or supervisor.

B. OTHER POSITION CHARACTERISTICS:

1. Accuracy Required in Work:

Accuracy is required and must be maintained at all times.

2. Consequence of Error:
Inaccurate filling of prescriptions could cause serious medical complications or could result in an inappropriate or lack of treatment for the patient. An error may result in harm or possibly death to a patient.
3. Instructions Provided to Employee:
Minimal This position works independently after orientation to ensure the efficient and accurate dispensing of medications during an assigned shift.
4. Guides, Regulations, Policies and References Used by Employee:
Cumberland County Policies and Procedures Manual; Cumberland County Personnel Ordinances; guidelines, laws, and regulations required by federal, state, and local legislation; policies and procedures governing pharmacy operations.
5. Supervision Received by Employee:
Minimal. When new programs or policies are developed, the position will consult with the Pharmacy Manager for completion and review.
6. Supervision Provided and Number of Employees Supervised:
No direct supervision. However, the position will provide direct leadership and guidance to pharmacy technicians during each assigned shift by managing workflow, checking the technicians' work for accuracy, making corrections, and ensuring prescriptions are dispensed safely and accurately.
7. Variety and Purpose of Personal Contacts:
Position interacts primarily with County employees as patients of the pharmacy; may also interact with vendors, medical staff, and personnel from other County departments.
8. Physical Effort:
Work may require employee to stand for long periods of time. Must be able to exert moderate, though not constant, physical effort, typically involving some combination of climbing and balancing, stooping, kneeling, crouching, and crawling. Must be able to lift, carry, push, and/or pull objects and materials of moderate weight up to 20 pounds. Must be able to perform coordinated movements such as operating office equipment and keyboarding. Some tasks require visual perception and discrimination. Tasks require oral and written communications.
9. Work Environment and Conditions:
Work is performed in the Employee Pharmacy where conditions are generally agreeable. May be exposed to chemicals on a limited basis which could be considered potentially dangerous. Tasks are regularly performed without exposure to adverse environmental conditions, such as dirt, dust, pollen, odors, wetness, humidity, rain, fumes, temperature and noise extremes, machinery, vibrations, electric currents, traffic hazards, toxic agents, violence, disease, or pathogenic substances.
10. Machines, Tools, Instruments, Equipment and Materials Used:
Computer, typewriter, calculator, counting tray, spatula, scissors, ruler, hole punch, pens, refrigerator, graduated cylinders, and materials pertinent to the practice of pharmacy.
11. Visual Attention, Mental Concentration and Manipulative Skills:
Obtaining information from patients, interpreting prescriptions, checking for drug interactions and allergies, dispensing correct medications, correcting mistakes, packaging medications, and stocking drugs and supplies.
12. Safety for Others:
Position is required to accurately interpret prescription orders, type prescription labels, and fill prescriptions to ensure the safety of others and to prevent errors.

13. Dynamics of Work:

This position operates at a fast pace without sacrificing quality or accuracy. Needs and activities change rapidly, and the position must be able to redirect and reorganize priorities and workflow.

SECTION IV –SKILLS, EDUCATION AND EXPERIENCE

A. KNOWLEDGES, SKILLS & ABILITIES:

Considerable knowledge of professional pharmacy theory, techniques, practices, and procedures. Expert knowledge of prescription drugs and their use. Expert knowledge of law and regulations pertaining to pharmacy practice and drug distribution. Working knowledge of the organization. Skilled in accurately compounding non-sterile medications. Fluent in pharmacy software and computer functions. Ability to use resources efficiently. Ability to learn and apply new skills. Ability to work with minimal supervision. Ability to provide and guide the delivery of pharmacy services. Ability to provide oversight of ancillary staff. Ability to manage drug and supply inventories. Ability to track expenditures, operate within an assigned budget, and recommend potential savings opportunities. Ability to maintain good working relationships with the pharmacy staff and medical contacts. Ability to communicate effectively with vendor representatives. Ability to establish rapport with patients and develop trust. Ability to communicate effectively in oral and written forms.

B. MINIMUM AND PREFERRED EDUCATION AND EXPERIENCE

1. Required Minimum Education and Experience:

Bachelor of Pharmacy (BS Pharmacy) or Doctor of Pharmacy (PharmD) degree from an accredited college of pharmacy. Must be currently licensed to practice pharmacy in the state of North Carolina.

2. Management Preferences:

Three years working in a retail or similar community-based pharmacy setting.

SECTION V – REQUIRED LICENSE OR CERTIFICATION

Licensure with the North Carolina Board of Pharmacy as a pharmacist at time of hire.

Background check with local law enforcement agency required.

Condition of Employment: Each applicant who is tendered an offer for employment for any position with Cumberland County shall be tested for the use of drugs specified in the County policy. Refusal to submit to testing or a confirmed positive test shall be basis for withdrawal of the conditional employment offer.

SECTION IV – CERTIFICATION/SIGNATURES

Signatures indicate agreement with all information provided, including designation of essential functions.

Supervisor's Certification: I certify that (a) I am the Immediate Supervisor of this position (b) I have provided a complete and accurate description of responsibilities and duties and (c) I have verified (and reconciled as needed) its accuracy and completeness with the employee.


Signature: _____ Title: _____ Date: _____

Employee's Certification: I certify that I have reviewed this position description and that it is a complete and accurate description of my responsibilities and duties.

Signature: _____ Title: _____ Date: _____

Department Head's Certification: I certify that this position description, completed by the Above-named immediate supervisor, is complete and accurate.

Signature: _____ Title: _____ Date: _____

 <div style="text-align: center;"> Position Description Form (CCPD02) </div>	(Human Resources Dept. Use Only)
	Approved Classification _____ SG _____
	Effective Date _____
	Position Number _____
Exempt _____ Non-Exempt _____	
<p><i>Please refer to the Instructions for Completion of the Position Description Form for guidance on completing this form.</i></p> <p><i>The information written regarding the position indicated is of great value in understanding and evaluating the duties and responsibilities of the job. The questions are designed to assist the supervisor and employee in describing the work and clearly explaining the duties and responsibilities.</i></p> <p><i>Be sure to answer each question carefully and answer so that anyone who does not know the job can understand the functions and requirements of the job. Think and write in terms of what is required and how and why it is done. Specific examples and samples of tasks will be helpful.</i></p>	

SECTION I – POSITION IDENTIFICATION	
1. Present Position Title Pharmacy Technician	2. Present Position Number New Position
3. Proposed Change to Position Title	4. Usual Working Title of Position
5. Name of Immediate Supervisor Tami Keibler	6. Department/Section/Unit Employee Pharmacy
7. Name of Department Head Tami Keibler	8. Street Address 227 Fountainhead Lane
9. Name of Employee	10. Location of Workplace, Bldg. and Room
11. How long have you been in the job? Years: _____ Months: _____	12. Telephone Number

SECTION II - GENERAL INFORMATION

A. Primary Purpose of the Organizational Unit:

The primary purpose of Employee Health Services is to reduce County healthcare costs by providing employees, their dependents, and retirees with an alternative healthcare provider and pharmacy. The Employee Pharmacy dispenses medications to employees, their dependents, and retirees under the age of 65 pursuant to prescriptions from the Employee Health Center provider or any other legal prescriber.

B. Primary Purpose of the Position:

The purpose of the pharmacy technician is to assist the pharmacist with the day-to-day activities in the pharmacy. A pharmacy technician's primary job is to receive and fill prescription requests for employees. These prescription requests can come from physicians, nurses or from the patient. Works under technical and administrative supervision of the pharmacist.

C. Work Schedule:

Forty (40) hours per week, Monday through Saturday. Other days only in case of emergency.

D. Normal Work Hours:

Monday through Thursday: 7:00 am – 5:30 pm
Friday: 8:00 am – 3:00 pm
Saturday: 9:00 am – 1:00 pm

E. Change in Responsibilities or Organizational Relationship Since Last Reviewed:

Request for a new position

SECTION III – POSITION INFORMATION

A. DESCRIPTION OF FUNCTIONAL AREAS, RESPONSIBILITIES AND DUTIES

Reference Instructions for Completion of the Position Description Form for guidance in documenting these areas. Be sure to indicate the percentage of time (%) spent on each responsibility in the left column. Put an asterisk () in the right column by the functions that are considered essential.

Method Used: Order of Importance xx Sequential Order _____

Percent of Time	Functional Areas/Responsibilities/Duties	ADA Essential Function
20%	Receive and verify new prescriptions, receive refill requests, enter prescriptions into computer system and manage electronic prescription queues. Communicate with prescribers and their agents regarding prescription clarifications and renewals. Initiate on-line insurance claim processing and prior authorizations.	*
20%	Assist the pharmacist with prescription filling and labeling products.	*
15%	Ensure products are properly priced. Operate cash registers to accept payment from customers.	*
10%	Ensure availability of drugs and supplies by ordering and maintaining adequate inventory; verify accuracy of on-hand levels. Receive and verify accuracy of drug shipments against invoices, store received items and inform pharmacist of order shortages. Receive, handle, store and dispose of hazardous drugs and their containers in compliance with policies, procedures and regulations. Monitor non-narcotic inventory for outdates and overstock; return overstock to wholesaler in a timely way. Send unsaleable inventory to reverse distributor for destruction. Assist pharmacist with managing product recalls.	*
10%	Attend to patients' needs, questions and requests. Answer telephones; handle or direct phone calls.	*
5%	Establish and maintain patient profiles. File and store prescription hard copies.	
5%	Clean and assist with the maintenance of equipment and work areas.	
5%	Assist pharmacist in preparing non-sterile compounds extemporaneously; maintain compounding area and records according to policies, procedures and regulations.	
5%	Keep up to date with relevant changes and developments in pharmacy that can be integrated into the pharmacy's practice.	

This job description in no way implies that the duties listed here are the only ones the employee can be required to perform. The employee is expected to perform other tasks as directed by their manager or supervisor.

B. OTHER POSITION CHARACTERISTICS:

1. Accuracy Required in Work:

Employee must accurately complete the preparation of a wide variety of medications and enter medication information, history and contact information into patient profiles. It is extremely important that accuracy be required and maintained because of the potential for serious harm or injury if mistakes are made.

2. Consequence of Error:

Inaccurate filling of prescriptions could cause serious medical complications or could result in an inappropriate or lack of treatment for the patient. An error may result in harm or possibly death to the patient.

3. Instructions Provided to Employee:
Department policies and procedures should be explained to the employee hired in this position.
4. Guides, Regulations, Policies and References Used by Employee:
All guidelines, laws and regulations required by federal, state and local legislation are observed. Policies and procedures governing pharmacy operation are practiced continually. Knowledge and adherence to Cumberland County policies, personnel ordinance, and practices.
5. Supervision Received by Employee:
Work is reviewed in progress and upon completion by a licensed pharmacist who checks prepared medications against physicians' orders.
6. Supervision Provided and Number of Employees Supervised:
None
7. Variety and Purpose of Personal Contacts:
Most work processes are discussed with the pharmacist. Information provided by employee to patients concerning administration of medications is basic in nature with any technical or detailed information being provided by a licensed pharmacist.
8. Physical Effort:
Must be physically able to operate a variety of machinery and equipment including common office machines such as calculators, copiers, etc. Must be able to exert a negligible amount of force constantly to move objects.
9. Work Environment and Conditions:
Work is performed in a pharmacy and patient areas where conditions are generally agreeable. May be exposed to chemicals on a very limited basis which could be considered potentially dangerous.
10. Machines, Tools, Instruments, Equipment and Materials Used:
Computer, typewriter, calculator, counting tray, scissors, ruler, hold punch, pens, refrigerator and graduated cylinders, and materials pertinent to the practice of a pharmacy technician.
11. Visual Attention, Mental Concentration and Manipulative Skills:
Obtaining information from patients, interpreting prescriptions, checking for drug interactions and allergies, dispensing correct medications, correcting mistakes, packaging medications, and stocking drugs and supplies.
12. Safety for Others:
Concentration is required to prevent errors and omissions, interpret orders, type accurate labels and fill prescriptions correctly.
13. Dynamics of Work:
The pharmacy can be very busy at times. Operating at a fast pace without sacrificing quality or accuracy is essential. The pharmacy workspace must be uncluttered and organized. Because patient counseling by the pharmacist is required by regulation, additional time must be spent by the pharmacist with patients to ensure patients' compliance with medication therapy and to optimize medication outcomes. The pharmacy technician must manage technical aspects of the pharmacy practice to free the pharmacist for professional duties and to provide the best service to patients.

SECTION IV –SKILLS, EDUCATION AND EXPERIENCE

A. KNOWLEDGES, SKILLS & ABILITIES:

Knowledge of pharmaceuticals, including brand and generic medication names, strengths and dosage forms. General knowledge of procedures used to compound and reconstitute drugs. General understanding of drug stabilities, including reconstitute medications, injectables and compounded medications. Ability to prepare prescriptions for verification with limited supervision. Ability to follow oral and written instructions and to communicate effectively in oral and written forms. General knowledge of proper storage of medications. Knowledge of federal requirements for hazardous drug and waste handling, procedures for non-sterile compounding and controlled substances handling. Familiarity with lot numbers, expiration dates, beyond use dates and national drug code (NDC) numbers. General knowledge of medical and pharmacy terminology, ability to perform common pharmacy calculations Knowledge of HIPAA and privacy laws.

B. MINIMUM AND PREFERRED EDUCATION AND EXPERIENCE

1. Required Minimum Education and Experience:

Graduation from high school or GED, completion of a recognized Pharmacy Technician training program, and one (1) year of experience in a community pharmacy setting; or an equivalent combination of education and experience.

2. Management Preferences:

Two to three years of recent experience working as a pharmacy technician and completion of an American Society of Health-System Pharmacists (ASHP) accredited pharmacy technician certificate program preferred.

SECTION V – REQUIRED LICENSE OR CERTIFICATION

Current registration as a pharmacy technician with the North Carolina Board of Pharmacy and current certification with the:

1. Pharmacy Technician Certification Board (PTCB), OR
2. National Healthcare Association (NHA)

Background check with local law enforcement agency required. Background check with local law enforcement agency required.

Each applicant who is tendered an offer for employment for any position with Cumberland County shall be tested for the use of drugs specified in the County policy. Refusal to submit to testing or a confirmed positive test shall be basis for withdrawal of the conditional employment offer.

SECTION IV – CERTIFICATION/SIGNATURES

Signatures indicate agreement with all information provided, including designation of essential functions.

Supervisor's Certification: I certify that (a) I am the Immediate Supervisor of this position (b) I have provided a complete and accurate description of responsibilities and duties and (c) I have verified (and reconciled as needed) its accuracy and completeness with the employee.

Signature: _____ Title: _____ Date: _____

Employee's Certification: I certify that I have reviewed this position description and that it is a complete and accurate description of my responsibilities and duties.

Signature: _____ Title: _____ Date: _____

Department Head's Certification: I certify that this position description, completed by the Above-named immediate supervisor, is complete and accurate.

Signature: _____ Title: _____ Date: _____

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

AMENDMENT #5 TO
SERVICE CONTRACT 2020057

This amendment to the service contract dated July 1, 2019 by and between Belflex Staffing Network, LLC ("CONTRACTOR") and County of Cumberland ("COUNTY").

WHEREAS, the CONTRACTOR and the COUNTY agree as follows:

1. Effective May 1, 2024 the COUNTY and the CONTRACTOR mutually agree to extend the aforementioned contract through June 30, 2024.
2. Except as specifically amended herein, all other terms and provisions of the service contract shall remain in full force and effect.

IN AGREEMENT hereto, the parties intending to be bound hereby have authorized the affixing of their signatures and seals by their duly authorized officers on their behalf and as their respective acts.

This the 22 day of March 2024.

CONTRACTOR SIGNATURES

Belflex Staffing Network, LLC

Christine Adams
Authorized Signature

VP Risk & Compliance
Title

COUNTY OF CUMBERLAND SIGNATURES

BY: _____
Glenn Adams, Board Chairman

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

BY: [Signature]
County Finance Director

Approved for Legal Sufficiency upon formal execution by all parties

BY: [Signature] 4/11/24
County Attorney's Office

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

AMENDMENT #6 TO
SERVICE CONTRACT 2020088/2023470

This amendment to the service contract dated July 1, 2019 by and between ManpowerGroup US Inc ("CONTRACTOR") and County of Cumberland ("COUNTY").

WHEREAS, the CONTRACTOR and the COUNTY agree as follows:

1. Effective May 1, 2024 the COUNTY and the CONTRACTOR mutually agree to extend the aforementioned contract through June 30, 2024.
2. Except as specifically amended herein, all other terms and provisions of the service contract shall remain in full force and effect.

IN AGREEMENT hereto, the parties intending to be bound hereby have authorized the affixing of their signatures and seals by their duly authorized officers on their behalf and as their respective acts.

This the 22 day of March 2024.

CONTRACTOR SIGNATURES

ManpowerGroup US Inc

Janet LaQuintano

EC58180B8BCC4AA

Authorized Signature

VP - Growth Markets & Strategic Initiatives

Title

COUNTY OF CUMBERLAND SIGNATURES

Glenn Adams, Board Chairman

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

BY: [Signature]
County Finance Director

Approved for Legal Sufficiency upon formal execution by all parties

BY: [Signature] 4/11/24
County Attorney's Office

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

AMENDMENT #5 TO
SERVICE CONTRACT 2020056

This amendment to the service contract dated July 1, 2019 by and between The Mega Force Staffing Group, Inc. ("CONTRACTOR") and County of Cumberland ("COUNTY").

WHEREAS, the CONTRACTOR and the COUNTY agree as follows:

1. To amend the Bid Award Schedule, with the addition of the job classifications and rates for Pharmacist and Pharmacy Technician, as shown in the updated Exhibit E – Bid Award Schedule and Exhibit G – Vendor's Response to Position Addition, attached and incorporated herein by reference.
2. Effective May 1, 2024 the COUNTY and the CONTRACTOR mutually agree to extend the aforementioned contract through June 30, 2024.
3. Except as specifically amended herein, all other terms and provisions of the service contract shall remain in full force and effect.

IN AGREEMENT hereto, the parties intending to be bound hereby have authorized the affixing of their signatures and seals by their duly authorized officers on their behalf and as their respective acts.

This the 27 day of March 2024.

CONTRACTOR SIGNATURES

The Mega Force Staffing Group, Inc.

Josephine R Howard
Authorized Signature

General Manager
Title

COUNTY OF CUMBERLAND SIGNATURES

BY:

Chairman to the Board of
Commissioners

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

BY: [Signature]
County Finance Director

Approved for Legal Sufficiency upon
formal execution by all parties

BY: [Signature] 4/1/24
County Attorney's Office

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.

Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Accountant	
Manpower	Low Rate
22nd Century	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Accounting Technician	
Manpower	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Administrative Assistant I	
Manpower	Low Rate
22nd Century	Low Rate
Belflex	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Administrative Assistant II	
Manpower	Low Rate
Megaforce	Low Rate
22nd Century	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Administrative Assistant III	
Manpower	Low Rate
Manpower	Mid Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
Administrative Coordinator I	
Megaforce	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Megaforce	Mid Rate
22nd Century	Mid Rate
Animal Shelter Attendant	
Belflex	Low Rate
22nd Century	Low Rate
Belflex	Mid Rate
Manpower	Low Rate
22nd Century	Mid Rate

Job Title	Type of Rate
Community Health Assistant	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Cook	
Manpower	Low Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Manpower	Mid Rate
Belflex	Low Rate
Custodian	
Manpower	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
22nd Century	Low Rate
Department GIS Mapping Technician I	
Manpower	Low Rate
Belflex	Low Rate
Department IT Support Technician I	
Manpower	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Federal Grants Finance Accountant	
Manpower	Low Rate
Manpower	Mid Rate
Manpower	High Rate
Belflex	Low Rate
Belflex	Mid Rate
Belflex	High Rate
Financial Associate I	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Graphic Design / Information Specialist I	
Manpower	Low Rate
Belflex	Low Rate

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.

Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Ground Maintenance Tech. I	
Manpower	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
22nd Century	Mid Rate
Ground Maintenance Tech. II	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
22nd Century	Mid Rate
Heavy Equipment Mechanic	
22nd Century	Low Rate
Heavy Equipment Operator I*	
Manpower	Low Rate
Belflex	Low Rate
Librarian I	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Belflex	Low Rate
Library Associate	
22nd Century	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Low Rate
22nd Century	Mid Rate
Library Page	
Manpower	Low Rate
Belflex	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Library Technician	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
Megaforce	Low Rate

Job Title	Type of Rate
Maintenance Technician	
Manpower	Low Rate
Belflex	Low Rate
Manpower	Mid Rate
Belflex	Mid Rate
22nd Century	Low Rate
Medical Laboratory Technician	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
22nd Century	Mid Rate
Medical Office Assistant	
Manpower	Low Rate
Belflex	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Belflex	Mid Rate
Office Assistant III	
Manpower	Low Rate
Megaforce	Low Rate
Megaforce	Mid Rate
Manpower	Mid Rate
Belflex	Low Rate
Office Assistant IV	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Office Assistant V	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Paralegal I	
22nd Century	Low Rate
Belflex	Low Rate
Manpower	Low Rate
Belflex	Mid Rate
Manpower	Mid Rate

EXHIBIT E - BID AWARD SCHEDULE

Positions were awarded in accordance with the chart below.

Departments will start with the lowest rate, if the vendor is unable to respond within the time necessary for continuation of services (as determined by department), the department will have the option to proceed to the next lowest rate and so on.

Special circumstances (as determined by the County) may arise aside from continuation of service requirements, which may require a department to proceed to the next lowest rate.

Vendors who are not listed under a position below were not awarded that position.

Job Title	Type of Rate
Payroll Specialist I	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
22nd Century	Mid Rate
Megaforce	Low Rate
Payroll Specialist II	
Manpower	Low Rate
Manpower	Mid Rate
Manpower	High Rate
Belflex	Low Rate
Belflex	Mid Rate
Belflex	High Rate
Pharmacist	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Pharmacy Technician	
Megaforce	Low Rate
Megaforce	Mid Rate
22nd Century	Low Rate
Printing Technician	
Megaforce	Low Rate
Megaforce	Mid Rate
Belflex	Low Rate
Manpower	Low Rate
Manpower	Mid Rate
Processing Assistant V	
Manpower	Low Rate
Megaforce	Low Rate
Manpower	Mid Rate
Megaforce	Mid Rate
Belflex	Low Rate
Social Worker 1	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
22nd Century	Mid Rate
Belflex	Low Rate

Job Title	Type of Rate
Social Worker 2	
Manpower	Low Rate
Manpower	Mid Rate
22nd Century	Low Rate
Belflex	Low Rate
Social Worker 3	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Solid Waste Attendant	
Belflex	Low Rate
Belflex	Mid Rate
Solid Waste Truck Driver	
22nd Century	Low Rate
22nd Century	Mid Rate
Street Sign Technician I	
Manpower	Low Rate
22nd Century	Low Rate
Manpower	Mid Rate
Tax Assistant	
22nd Century	Low Rate
Megaforce	Low Rate
Belflex	Low Rate
Megaforce	Mid Rate
Manpower	Low Rate
Tax Research Assistant	
Megaforce	Low Rate
Weighmaster	
22nd Century	Low Rate
Megaforce	Low Rate

Exhibit G

Jessica Hullender

From: Jared C. Lewis <jlewis@megaforce.com>
Sent: Wednesday, March 27, 2024 8:30 AM
To: Jessica Hullender
Cc: Sophia Murnahan
Subject: RE: Temporary Position Request - Pharmacy
Attachments: Rates CC.xlsx

CAUTION: This email originated from outside of the County. Do not open attachments, click on links, or reply unless you trust the sender or are expecting it.

Jessica,

Please see attachment for information regarding two positions. I do appreciate you allowing me to get this completed. We will send the extend today.

Thank You

From: Jessica Hullender <jhullender@cumberlandcountync.gov>
Sent: Tuesday, March 26, 2024 5:56 PM
To: Jared C. Lewis <jlewis@megaforce.com>
Cc: Sophia Murnahan <smurnahan@cumberlandcountync.gov>
Subject: RE: Temporary Position Request - Pharmacy

Good afternoon,

Do you think you would be able to provide a response about the positions tomorrow? If so, we may be able to still move this forward. We're on a very tight deadline, so I was attempting to meet that. If not, please move forward with signing the contract amendment. If you can, then please provide that as soon as possible and I can update the contract amendment.

Thanks,

Jessica Hullender
Finance Accountant Manager
Financial Services

Cumberland County

O: 910-678-7730

www.cumberlandcountync.gov



From: Jared C. Lewis <jlewis@megaforce.com>

Sent: Tuesday, March 26, 2024 5:45 PM

To: Jessica Hullender <jhullender@cumberlandcountync.gov>

Cc: Sophia Murnahan <smurnahan@cumberlandcountync.gov>

Subject: Re: Temporary Position Request - Pharmacy

CAUTION: This email originated from outside of the County. Do not open attachments, click on links, or reply unless you trust the sender or are expecting it.

Jessica,

We apologize for not getting back to you before the deadline we were awaiting confirmation for these positions. We will send the contract amendment by end of day tomorrow.

Thank You

Jared Lewis, Area Manager

The Mega Force Staffing Group, Inc.

2601 N Elm St Suite C

Lumberton, NC 28358

(910) 739-0816 Office

(910) 739-9866 Confidential Fax

www.megaforce.com

jlewis@megaforce.com

Leaders in Alternative Staffing and Solutions



From: Jessica Hullender <jhullender@cumberlandcountync.gov>
Sent: Tuesday, March 26, 2024 4:39 PM
To: Jared C. Lewis <jlewis@megaforce.com>
Cc: Sophia Murnahan <smurnahan@cumberlandcountync.gov>
Subject: RE: Temporary Position Request - Pharmacy

This message is from an EXTERNAL SENDER

Do not open any links or attachments unless you were expecting them from this sender. DO NOT provide your username or password

Good afternoon,

I did not receive a response regarding the Pharmacist and Pharmacy Technician by today's deadline, but we would still like to move forward with a contract amendment to extend the date one last time to 6/30/24. If you are good to move forward with this, please sign the attached contract amendment with DocuSign (or another authentication software) or in blue ink and scan in color. We also need the attached Contractor's Certification Form filled out and signed.

Thank you,

Jessica Hullender
Finance Accountant Manager
Financial Services

Cumberland County
O: 910-678-7730

www.cumberlandcountync.gov



From: Jessica Hullender
Sent: Friday, March 22, 2024 8:48 AM
To: Jared C. Lewis <jlewis@megaforce.com>
Cc: Sophia Murnahan <smurnahan@cumberlandcountync.gov>
Subject: Temporary Position Request - Pharmacy
Importance: High

Good morning,

Cumberland County is interested in adding two new positions to our Temporary Employment Services Contract – Pharmacist and Pharmacy Technician. The job

descriptions are attached. Can you please provide a low, mid, and high rate for the positions' hourly pay, the company markup percentage, and the total cost (the employee's rate and the company's markup) for the low, mid, and high rates? The job classifications for these positions are shown below with the salary range. Your response is requested **no later than Tuesday, 3/26/2024, at 12:00 PM.**

In addition, we have been further delayed with the RFP since we did not receive the classification and compensation documentation until the end of February and have had a lot of turnover in our Finance department. I'm hoping to get the new RFP out soon. Would you be opposed to extending the contract one last time until June 30th? If these positions are added to your contract, then we can do both in one last contract amendment. If these positions are not added, then we can just do a contract amendment for the date extension.

JOB TITLE	HOURLY LOW RATE	HOURLY MID RATE	HOURLY HIGH RATE	MARK UP %	TOTAL LOW BILL RATE	TOTAL MID BILL RATE	TOTAL HIGH BILL RATE
PROFESSIONAL SERVICES							
Pharmacist							
Pharmacy Technician							

GRADE	MINIMUM	MID-POINT	MAXIMUM	JOB TITLE
84	91,460.95	122,694.19	153,927.43	ADVANCED PRACTICE PROVIDER III AMERICAN RESCUE PROGRAM MANAGER BUDGET & PERFORMANCE DIRECTOR CHIEF DIVERSITY OFFICER COMMUNICATIONS DIRECTOR HUMAN RESOURCES DIRECTOR PHARMACIST TAX ADMINISTRATOR (A)

60	33,096.96	42,331.97	51,566.97	ACCOUNTING CLERK IV ACCOUNTING TECHNICIAN I ADMINISTRATIVE SUPPORT SPECIALIST ANIMAL SHELTER ATTENDANT FOREIGN LANG INTERPRETER I GROUNDS MAINTENANCE TECHNICIAN I MAINTENANCE SERVICES COORDINATOR MEDICAL LAB ASSISTANT III MEDICAL OFFICE ASSISTANT MEDICAL RECORDS ASSISTANT IV OFFICE ASSISTANT IV PHARMACY TECHNICIAN PROCESSING ASSISTANT IV PROCESSING UNIT SUPERVISOR IV PROGRAM ASSISTANT IV PUBLIC INFORMATION ASSISTANT IV RECYCLING VEHICLE OPERATOR
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Thank you,

Jessica Hullender

Finance Accountant Manager

Financial Services


Cumberland County

O: 910-678-7730

www.cumberlandcountync.gov



JOB TITLE	HOURLY LOW RATE	HOURLY MID RATE	HOURLY HIGH RATE	MARK UP %	TOTAL LOW BILL RATE	TOTAL MID BILL RATE	TOTAL HIGH BILL RATE
PROFESSIONAL SERVICES							
Pharmacist	\$ 43.97	\$ 58.99	\$ 74.00	33%	\$ 58.48	\$ 78.46	\$ 98.42
Pharmacy Technician	\$ 15.91	\$ 20.35	\$ 24.79	33%	\$ 21.16	\$ 27.07	\$ 32.97

	Position Description Form (CCPD02)		(Human Resources Dept. Use Only)	
			Approved Classification	SG
			Effective Date	
			Position Number	
		Exempt	Non-Exempt	

*Please refer to the Instructions for Completion of the Position Description Form for guidance on completing this form.
The information written regarding the position indicated is of great value in understanding and evaluating the duties and responsibilities of the job. The questions are designed to assist the supervisor and employee in describing the work and clearly explaining the duties and responsibilities.
Be sure to answer each question carefully and answer so that anyone who does not know the job can understand the functions and requirements of the job. Think and write in terms of what is required and how and why it is done. Specific examples and samples of tasks will be helpful.*

SECTION I – POSITION IDENTIFICATION	
1. Present Position Title Pharmacist	2. Present Position Number 128000004
3. Proposed Change to Position Title	4. Usual Working Title of Position
5. Name of Immediate Supervisor Tami Keibler	6. Department/Section/Unit Employee Pharmacy
7. Name of Department Head Brian Haney	8. Street Address 227 Fountainhead Lane
9. Name of Employee	10. Location of Workplace, Bldg. and Room
11. How long have you been in the job? Years: _____ Months: _____	12. Telephone Number

SECTION II - GENERAL INFORMATION

A. Primary Purpose of the Organizational Unit:

The primary purpose of Employee Health Services is to reduce County healthcare costs by providing employees, their dependents, and retirees with an alternative healthcare provider and pharmacy. The Employee Pharmacy dispenses medications to employees, their dependents, and retirees under the age of 65 pursuant to prescriptions from the Employee Health Center provider or any other legal prescriber.

B. Primary Purpose of the Position:

Oversees ancillary pharmacy staff in processing and preparing incoming new prescriptions, refills, and transfer requests for dispensing. Ensures the accuracy, safety, and efficacy of dispensed medications through drug utilization review, interpretation of prescriptions, and prescription verification. Follows professional practice standards for pharmacy. Complies with federal, state, and local laws, rules, and regulations related to the practice of pharmacy. Performs both a business and clinical role in operating a retail pharmacy and works closely with the Pharmacy Manager to implement a business plan that complies with County and pharmacy operational standards.

C. Work Schedule:

Monday – Saturday; position works rotating shifts equal to a 30-hour work week.

D. Normal Work Hours:

7:00 am – 5:30 pm; position works rotating shifts equal to a 30-hour work week.

E. Change in Responsibilities or Organizational Relationship Since Last Reviewed:

New part-time position; update for recruitment

SECTION III – POSITION INFORMATION

A. DESCRIPTION OF FUNCTIONAL AREAS, RESPONSIBILITIES AND DUTIES

Reference Instructions for Completion of the Position Description Form for guidance in documenting these areas. Be sure to indicate the percentage of time (%) spent on each responsibility in the left column. Put an asterisk () in the right column by the functions that are considered essential.

Method Used: Order of Importance xx

Sequential Order _____

Percent of Time	Functional Areas/Responsibilities/Duties	ADA Essential Function
70%	Organizes and oversees all aspects of pharmacy workflow. Maintains a system that allows for efficient preparation of medications for dispensing. Collaborates with the pharmacy team to complete all tasks, including managing phones; counting, packaging, and labeling medications; ordering medications; receiving medication deliveries; managing prescription pickup; and other functions necessary to the provision of quality care and services. Assists with the initiation of prior authorizations and works to resolve insurance billing issues. Performs non-sterile compounding and supervises the extemporaneous compounding of preparations. Maintains a safe and clean work environment. Maintains appropriate drug inventory levels. Monitors inventory for expired medications and recalls. Arranges for the removal of unsaleable drugs from the pharmacy. Maintains pharmacy records and files related to the preparation, identification, ordering, inventory, storage, and distribution of pharmaceuticals and supplies.	*
10%	Provides medication counseling to patients regarding treatment purpose, expected outcomes, dosage, duration, special instructions, common adverse effects, and drug interactions in compliance with OBRA '90. Provides education on proper storage and disposal of drugs. Identifies medication adherence problems and collaborates with patients to improve compliance. Provides counseling on medical device usage.	*
10%	Works with the Employee Health Center and other medical offices to provide drug information and answer medication questions. Reviews drug interactions, contraindications, and disease state precautions, and uses professional judgment to recommend drug therapy discontinuation or change in therapy to prescribers as appropriate. Collaborates with medical offices to process refill authorizations and prior authorizations. Exercises corresponding responsibility to ensure controlled substances are filled for legitimate purposes.	*
10%	Complies with state and federal drug laws as regulated by the North Carolina Board of Pharmacy, the DEA, and the FDA. Follows County and pharmacy policies and procedures. Complies with HIPAA, quality assurance, security, occupational safety, non-sterile compounding, hazardous drugs handling, hazardous waste disposal, and controlled substances programs established by the pharmacy. Participates in training of ancillary pharmacy personnel and reinforces pharmacy policies and procedures with staff. Maintains an awareness of developments in pharmacy that relate to job responsibilities through professional meeting attendance and continuing education.	*

This job description in no way implies that the duties listed here are the only ones the employee can be required to perform. The employee is expected to perform other tasks as directed by their manager or supervisor.

B. OTHER POSITION CHARACTERISTICS:

1. Accuracy Required in Work:

Accuracy is required and must be maintained at all times.

2. Consequence of Error:
Inaccurate filling of prescriptions could cause serious medical complications or could result in an inappropriate or lack of treatment for the patient. An error may result in harm or possibly death to a patient.
3. Instructions Provided to Employee:
Minimal This position works independently after orientation to ensure the efficient and accurate dispensing of medications during an assigned shift.
4. Guides, Regulations, Policies and References Used by Employee:
Cumberland County Policies and Procedures Manual; Cumberland County Personnel Ordinances; guidelines, laws, and regulations required by federal, state, and local legislation; policies and procedures governing pharmacy operations.
5. Supervision Received by Employee:
Minimal. When new programs or policies are developed, the position will consult with the Pharmacy Manager for completion and review.
6. Supervision Provided and Number of Employees Supervised:
No direct supervision. However, the position will provide direct leadership and guidance to pharmacy technicians during each assigned shift by managing workflow, checking the technicians' work for accuracy, making corrections, and ensuring prescriptions are dispensed safely and accurately.
7. Variety and Purpose of Personal Contacts:
Position interacts primarily with County employees as patients of the pharmacy; may also interact with vendors, medical staff, and personnel from other County departments.
8. Physical Effort:
Work may require employee to stand for long periods of time. Must be able to exert moderate, though not constant, physical effort, typically involving some combination of climbing and balancing, stooping, kneeling, crouching, and crawling. Must be able to lift, carry, push, and/or pull objects and materials of moderate weight up to 20 pounds. Must be able to perform coordinated movements such as operating office equipment and keyboarding. Some tasks require visual perception and discrimination. Tasks require oral and written communications.
9. Work Environment and Conditions:
Work is performed in the Employee Pharmacy where conditions are generally agreeable. May be exposed to chemicals on a limited basis which could be considered potentially dangerous. Tasks are regularly performed without exposure to adverse environmental conditions, such as dirt, dust, pollen, odors, wetness, humidity, rain, fumes, temperature and noise extremes, machinery, vibrations, electric currents, traffic hazards, toxic agents, violence, disease, or pathogenic substances.
10. Machines, Tools, Instruments, Equipment and Materials Used:
Computer, typewriter, calculator, counting tray, spatula, scissors, ruler, hole punch, pens, refrigerator, graduated cylinders, and materials pertinent to the practice of pharmacy.
11. Visual Attention, Mental Concentration and Manipulative Skills:
Obtaining information from patients, interpreting prescriptions, checking for drug interactions and allergies, dispensing correct medications, correcting mistakes, packaging medications, and stocking drugs and supplies.
12. Safety for Others:
Position is required to accurately interpret prescription orders, type prescription labels, and fill prescriptions to ensure the safety of others and to prevent errors.

13. Dynamics of Work:

This position operates at a fast pace without sacrificing quality or accuracy. Need and activities change rapidly, and the position must be able to redirect and reorganize priorities and workflow.

SECTION IV –SKILLS, EDUCATION AND EXPERIENCE

A. KNOWLEDGES, SKILLS & ABILITIES:

Considerable knowledge of professional pharmacy theory, techniques, practices, and procedures. Expert knowledge of prescriptions drugs and their use. Expert knowledge of law and regulations pertaining to pharmacy practice and drug distribution. Working knowledge of the organization. Skilled in accurately compounding non-sterile medications. Fluent in pharmacy software and computer functions. Ability to use resources efficiently. Ability to learn and apply new skills. Ability to work with minimal supervision. Ability to provide and guide the delivery of pharmacy services. Ability to provide oversight of ancillary staff. Ability to manage drug and supply inventories. Ability to track expenditures, operate within an assigned budget, and recommend potential savings opportunities. Ability to maintain good working relationships with the pharmacy staff and medical contacts. Ability to communicate effectively with vendor representatives. Ability to establish rapport with patients and develop trust. Ability to communicate effectively in oral and written forms.

B. MINIMUM AND PREFERRED EDUCATION AND EXPERIENCE

1. Required Minimum Education and Experience:

Bachelor of Pharmacy (BS Pharmacy) or Doctor of Pharmacy (PharmD) degree from an accredited college of pharmacy. Must be currently licensed to practice pharmacy in the state of North Carolina.

2. Management Preferences:

Three years working in a retail or similar community-based pharmacy setting.

SECTION V – REQUIRED LICENSE OR CERTIFICATION

Licensure with the North Carolina Board of Pharmacy as a pharmacist at time of hire.

Background check with local law enforcement agency required.

Condition of Employment: Each applicant who is tendered an offer for employment for any position with Cumberland County shall be tested for the use of drugs specified in the County policy. Refusal to submit to testing or a confirmed positive test shall be basis for withdrawal of the conditional employment offer.

SECTION IV – CERTIFICATION/SIGNATURES

Signatures indicate agreement with all information provided, including designation of essential functions.

Supervisor's Certification: I certify that (a) I am the Immediate Supervisor of this position (b) I have provided a complete and accurate description of responsibilities and duties and (c) I have verified (and reconciled as needed) its accuracy and completeness with the employee.


Signature: _____ Title: _____ Date: _____

Employee's Certification: I certify that I have reviewed this position description and that it is a complete and accurate description of my responsibilities and duties.

Signature: _____ Title: _____ Date: _____

Department Head's Certification: I certify that this position description, completed by the Above-named immediate supervisor, is complete and accurate.

Signature: _____ Title: _____ Date: _____

	Position Description Form (CCPD02)	(Human Resources Dept. Use Only)	
		Approved Classification _____	SG _____
		Effective Date _____	
		Position Number _____	
		Exempt _____	Non-Exempt _____
<p><i>Please refer to the Instructions for Completion of the Position Description Form for guidance on completing this form.</i></p> <p><i>The information written regarding the position indicated is of great value in understanding and evaluating the duties and responsibilities of the job. The questions are designed to assist the supervisor and employee in describing the work and clearly explaining the duties and responsibilities.</i></p> <p><i>Be sure to answer each question carefully and answer so that anyone who does not know the job can understand the functions and requirements of the job. Think and write in terms of what is required and how and why it is done. Specific examples and samples of tasks will be helpful.</i></p>			

SECTION I – POSITION IDENTIFICATION	
1. Present Position Title Pharmacy Technician	2. Present Position Number New Position
3. Proposed Change to Position Title	4. Usual Working Title of Position
5. Name of Immediate Supervisor Tami Keibler	6. Department/Section/Unit Employee Pharmacy
7. Name of Department Head Tami Keibler	8. Street Address 227 Fountainhead Lane
9. Name of Employee	10. Location of Workplace, Bldg. and Room
11. How long have you been in the job? Years: _____ Months: _____	12. Telephone Number

SECTION II - GENERAL INFORMATION

A. Primary Purpose of the Organizational Unit:

The primary purpose of Employee Health Services is to reduce County healthcare costs by providing employees, their dependents, and retirees with an alternative healthcare provider and pharmacy. The Employee Pharmacy dispenses medications to employees, their dependents, and retirees under the age of 65 pursuant to prescriptions from the Employee Health Center provider or any other legal prescriber.

B. Primary Purpose of the Position:

The purpose of the pharmacy technician is to assist the pharmacist with the day-to-day activities in the pharmacy. A pharmacy technician's primary job is to receive and fill prescription requests for employees. These prescription requests can come from physicians, nurses or from the patient. Works under technical and administrative supervision of the pharmacist.

C. Work Schedule:

Forty (40) hours per week, Monday through Saturday. Other days only in case of emergency.

D. Normal Work Hours:

Monday through Thursday: 7:00 am – 5:30 pm
Friday: 8:00 am – 3:00 pm
Saturday: 9:00 am – 1:00 pm

E. Change in Responsibilities or Organizational Relationship Since Last Reviewed:

Request for a new position

SECTION III – POSITION INFORMATION

A. DESCRIPTION OF FUNCTIONAL AREAS, RESPONSIBILITIES AND DUTIES

Reference Instructions for Completion of the Position Description Form for guidance in documenting these areas. Be sure to indicate the percentage of time (%) spent on each responsibility in the left column. Put an asterisk () in the right column by the functions that are considered essential.

Method Used: Order of Importance xx

Sequential Order _____

Percent of Time	Functional Areas/Responsibilities/Duties	ADA Essential Function
20%	Receive and verify new prescriptions, receive refill requests, enter prescriptions into computer system and manage electronic prescription queues. Communicate with prescribers and their agents regarding prescription clarifications and renewals. Initiate on-line insurance claim processing and prior authorizations.	*
20%	Assist the pharmacist with prescription filling and labeling products.	*
15%	Ensure products are properly priced. Operate cash registers to accept payment from customers.	*
10%	Ensure availability of drugs and supplies by ordering and maintaining adequate inventory; verify accuracy of on-hand levels. Receive and verify accuracy of drug shipments against invoices, store received items and inform pharmacist of order shortages. Receive, handle, store and dispose of hazardous drugs and their containers in compliance with policies, procedures and regulations. Monitor non-narcotic inventory for outdates and overstock; return overstock to wholesaler in a timely way. Send unsaleable inventory to reverse distributor for destruction. Assist pharmacist with managing product recalls.	*
10%	Attend to patients' needs, questions and requests. Answer telephones; handle or direct phone calls.	*
5%	Establish and maintain patient profiles. File and store prescription hard copies.	
5%	Clean and assist with the maintenance of equipment and work areas.	
5%	Assist pharmacist in preparing non-sterile compounds extemporaneously; maintain compounding area and records according to policies, procedures and regulations.	
5%	Keep up to date with relevant changes and developments in pharmacy that can be integrated into the pharmacy's practice.	

This job description in no way implies that the duties listed here are the only ones the employee can be required to perform. The employee is expected to perform other tasks as directed by their manager or supervisor.

B. OTHER POSITION CHARACTERISTICS:

1. Accuracy Required in Work:

Employee must accurately complete the preparation of a wide variety of medications and enter medication information, history and contact information into patient profiles. It is extremely important that accuracy be required and maintained because of the potential for serious harm or injury if mistakes are made.

2. Consequence of Error:

Inaccurate filling of prescriptions could cause serious medical complications or could result in an inappropriate or lack of treatment for the patient. An error may result in harm or possibly death to the patient.

3. Instructions Provided to Employee:
Department policies and procedures should be explained to the employee hired in this position.
4. Guides, Regulations, Policies and References Used by Employee:
All guidelines, laws and regulations required by federal, state and local legislation are observed. Policies and procedures governing pharmacy operation are practiced continually. Knowledge and adherence to Cumberland County policies, personnel ordinance, and practices.
5. Supervision Received by Employee:
Work is reviewed in progress and upon completion by a licensed pharmacist who checks prepared medications against physicians' orders.
6. Supervision Provided and Number of Employees Supervised:
None
7. Variety and Purpose of Personal Contacts:
Most work processes are discussed with the pharmacist. Information provided by employee to patients concerning administration of medications is basic in nature with any technical or detailed information being provided by a licensed pharmacist.
8. Physical Effort:
Must be physically able to operate a variety of machinery and equipment including common office machines such as calculators, copiers, etc. Must be able to exert a negligible amount of force constantly to move objects.
9. Work Environment and Conditions:
Work is performed in a pharmacy and patient areas where conditions are generally agreeable. May be exposed to chemicals on a very limited basis which could be considered potentially dangerous.
10. Machines, Tools, Instruments, Equipment and Materials Used:
Computer, typewriter, calculator, counting tray, scissors, ruler, hold punch, pens, refrigerator and graduated cylinders, and materials pertinent to the practice of a pharmacy technician.
11. Visual Attention, Mental Concentration and Manipulative Skills:
Obtaining information from patients, interpreting prescriptions, checking for drug interactions and allergies, dispensing correct medications, correcting mistakes, packaging medications, and stocking drugs and supplies.
12. Safety for Others:
Concentration is required to prevent errors and omissions, interpret orders, type accurate labels and fill prescriptions correctly.
13. Dynamics of Work:
The pharmacy can be very busy at times. Operating at a fast pace without sacrificing quality or accuracy is essential. The pharmacy workspace must be uncluttered and organized. Because patient counseling by the pharmacist is required by regulation, additional time must be spent by the pharmacist with patients to ensure patients' compliance with medication therapy and to optimize medication outcomes. The pharmacy technician must manage technical aspects of the pharmacy practice to free the pharmacist for professional duties and to provide the best service to patients.

SECTION IV –SKILLS, EDUCATION AND EXPERIENCE

A. KNOWLEDGES, SKILLS & ABILITIES:

Knowledge of pharmaceuticals, including brand and generic medication names, strengths and dosage forms. General knowledge of procedures used to compound and reconstitute drugs. General understanding of drug stabilities, including reconstitute medications, injectables and compounded medications. Ability to prepare prescriptions for verification with limited supervision. Ability to follow oral and written instructions and to communicate effectively in oral and written forms. General knowledge of proper storage of medications. Knowledge of federal requirements for hazardous drug and waste handling, procedures for non-sterile compounding and controlled substances handling. Familiarity with lot numbers, expiration dates, beyond use dates and national drug code (NDC) numbers. General knowledge of medical and pharmacy terminology, ability to perform common pharmacy calculations Knowledge of HIPAA and privacy laws.

B. MINIMUM AND PREFERRED EDUCATION AND EXPERIENCE

1. Required Minimum Education and Experience:

Graduation from high school or GED, completion of a recognized Pharmacy Technician training program, and one (1) year of experience in a community pharmacy setting; or an equivalent combination of education and experience.

2. Management Preferences:

Two to three years of recent experience working as a pharmacy technician and completion of an American Society of Health-System Pharmacists (ASHP) accredited pharmacy technician certificate program preferred.

SECTION V – REQUIRED LICENSE OR CERTIFICATION

Current registration as a pharmacy technician with the North Carolina Board of Pharmacy and current certification with the:

1. Pharmacy Technician Certification Board (PTCB), OR
2. National Healthcare Association (NHA)

Background check with local law enforcement agency required. Background check with local law enforcement agency required.

Each applicant who is tendered an offer for employment for any position with Cumberland County shall be tested for the use of drugs specified in the County policy. Refusal to submit to testing or a confirmed positive test shall be basis for withdrawal of the conditional employment offer.

SECTION IV – CERTIFICATION/SIGNATURES

Signatures indicate agreement with all information provided, including designation of essential functions.

Supervisor's Certification: I certify that (a) I am the Immediate Supervisor of this position (b) I have provided a complete and accurate description of responsibilities and duties and (c) I have verified (and reconciled as needed) its accuracy and completeness with the employee.

Signature: _____ Title: _____ Date: _____

Employee's Certification: I certify that I have reviewed this position description and that it is a complete and accurate description of my responsibilities and duties.

Signature: _____ Title: _____ Date: _____

Department Head's Certification: I certify that this position description, completed by the Above-named immediate supervisor, is complete and accurate.

Signature: _____ Title: _____ Date: _____



PRE-TRIAL SERVICES

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: NICHELLE GAINES, JCPC COORDINATOR

DATE: 4/15/2024

SUBJECT: APPROVAL OF FY2023-2024 JCPC UNALLOCATED FUNDING

BACKGROUND

The Cumberland County Board of Commissioners approved the FY 2023-2024 Juvenile Crime Prevention Council (JCPC) funding recommendations at their June 5, 2023, meeting. The North Carolina Division of Adult Correction and Juvenile Justice (DACJJ) Office approved funding of \$1,119,291 for the Cumberland County Juvenile Crime Prevention Council (JCPC) to award to county youth-focused programs. JCPC approved and awarded nine youth-focused programs (including administrative funding) to receive funding for FY2023-2024.

During the second quarter of FY 2023-2024, JCPC received notice from the DACJJ office to cease funding to the Pickens Peace Project due to non-compliance with maintaining their Internal Revenue Service 501c3 nonprofit status and, therefore, was not eligible to receive any additional funding. The reallocation of the remaining contract amount of \$69,446 was approved by the Board of Commissioners on March 4, 2024. JCPC received three (3) requests for reallocated funds and were able to fully fund two of the three requests.

After further review of the remaining funds from Pickens Peace Project-Strengthening Family Bonds, it was determined that the remaining contract amount was \$79,505, leaving an additional **\$10,060** to be reallocated. During the JCPC March 13, 2024 meeting, the Finance Committee recommended that the remaining \$10,060 be reallocated to Cumberland County Communicare. Communicare was not fully funded in the reallocation approved by the Board of Commissioners on March 4, 2024.

RECOMMENDATION / PROPOSED ACTION

Staff recommends approval of the JCPC's funding recommendation to reallocate \$10,060 to Cumberland

County Communicare.



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, P.E., GENERAL MANAGER FOR NATURAL RESOURCES

DATE: 4/12/2024

SUBJECT: APPROVAL OF GRANT PROJECT BUDGET ORDINANCE #240326 FOR THE ANN STREET LANDFILL STORMWATER PONDS

BACKGROUND

Cumberland County Ann Street Landfill controls stormwater runoff through five (5) sediment ponds. Sampling has indicated that the two outfalls that receive discharge from Sediment Ponds No. 2 and No. 3 have elevated ammonia levels. The improvements include the construction of ponds with three separate chambers that will include a constructed wetland for ammonia removal. The County has received a grant award for \$1,763,374. A resolution was passed by the Board on March 18, 2024, for the acceptance of the grant award.

RECOMMENDATION / PROPOSED ACTION

The General Manager of Natural Resources and County Management recommend the Board of Commissioners approve the Grant Project Budget Ordinance #240326 for the Ann Street Landfill Sediment Pond Improvements.

ATTACHMENTS:

Description

Ann Street Ponds Grant Project Budget Ordinance

Type

Backup Material

Brian Haney
Interim Finance Director
General Manager of Financial Services



GRANT PROJECT BUDGET ORDINANCE #240326 ANN STREET SEDIMENT PONDS NO. 2 AND NO. 3 IMPROVEMENTS

The Cumberland County Board of Commissioners hereby adopt the following Grant Capital Outlay Project Ordinance in accordance with North Carolina General Statutes 159-13.2:

Section 1. Cumberland County has been awarded a \$1,763,374 grant from the N.C. Department of Environmental Quality to perform improvements on Sediment Ponds No. 2 & No. 3 at the Ann Street Landfill by providing a three (3) chamber pond including a forebay, center wetland treatments, and a dry basin to provide nitrogen removal treatment.

Section 2. The following projected expenditures are appropriated for this project:

	<u>Expenditures</u>
Description	
Construction	\$ 1,400,085
Engineering Fees	\$ 327,289
Administration	\$ 36,000
Total Expenditures	\$ 1,763,374

Section 3. The following revenues are appropriated for this project:

	<u>Revenue</u>
Description	
State Fiscal Recovery Fund (SFRF)	\$ 1,763,374
Ann St. Landfill Sediment Ponds No. 2 and No. 3 Improvements	
Total Revenues	\$ 1,763,374

Section 4. The County Manager, as Budget Officer, is hereby authorized to transfer funds between line items within this capital project ordinance, however, any net increases or decreases to total capital project ordinance appropriations shall require a capital project ordinance amendment by the Board of Commissioners.

Section 5. Within five days after adoption, copies of this ordinance 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 _____ day of _____, 2024.

Attest:

Clerk to the Board

Chairman, Board of County Commissioners

ANN STREET LANDFILL SEDIMENT PONDS NO. 2 AND NO. 3 IMPROVEMENTS

Project Description: Cumberland County Ann Street Landfill controls stormwater runoff through five (5) sediment ponds. Sampling has indicated that the two outfalls that receive discharge from Sediment Ponds No. 2 and No. 3 had elevated nitrogen levels. The improvements include the construction of ponds with three separate chambers that will include a constructed wetland nitrogen removal.

The revenue sources for the initial portions of this project include funds from the American Rescue Plan Act administer by the State Division of Water Infrastructure.



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, P.E., GENERAL MANAGER FOR NATURAL RESOURCES

DATE: 4/5/2024

SUBJECT: APPROVAL OF GRANT PROJECT BUDGET ORDINANCE #240079 FOR WATER FEASIBILITY STUDY

BACKGROUND

The County received a letter of intent for funding that was dated October 3, 2024, from the Division of Environmental Quality for the Water Feasibility Study. A resolution was passed by the Board on February 5, 2024, for the acceptance of the grant award in the amount of \$400,000. This study includes the major tasks of (1) water demand evaluation, (2) water supply alternatives identification, (3) water transmission, storage and treatment requirements and (4) regulatory requirements.

RECOMMENDATION / PROPOSED ACTION

The General Manager of Natural Resources and County Management recommend the Board of Commissioners approve the Grant Project Ordinance #240079 for the Water Feasibility Study.

ATTACHMENTS:

Description	Type
Grant Project Budget Ordinance for Water Feasibility Study	Backup Material



GRANT PROJECT BUDGET ORDINANCE #240079 WATER SUPPLY FEASIBILITY STUDY FOR GENX RESPONSE

The Cumberland County Board of Commissioners hereby adopt the following Capital Project Ordinance in accordance with North Carolina General Statutes 159-G:

Section 1: Project Authorization and Funding Source

The Project pertains to conducting a Water Supply Feasibility Study in response to GENX contamination. The funding for this project is derived from the State Fiscal Recovery Fund (SFRF), established under Session Law (S.L.) 2021-180 and S.L. 2022-74, and managed by the Division of Water Infrastructure (DWI). It is imperative that projects funded from the SFRF adhere to all relevant federal laws and guidelines governing the expenditure of American Rescue Plan Act (ARPA) funds.

Section 2. The following projected expenditures are appropriated for this project:

	<u>Expenditures</u>
Description	
Contracted Services	\$ 400,000
Total Expenditures	\$ 400,000

Section 3. The following revenues are appropriated for this project:

	<u>Revenue</u>
Description	
State Fiscal Recovery Fund (SFRF)	\$ 400,000
<i>Water Supply Feasibility Study for GenX Response</i>	
Total Revenues	\$ 400,000

Section 4.

The County Manager, acting as the Budget Officer or appointing a designated representative, instructs the Finance Director to uphold adequate and precise accounting records that fully comply with the stipulations outlined by the granting agency and the terms specified within the grant agreement(s).

Section 5. Within five days after adoption, copies of this ordinance 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.

Section 6. This grant project ordinance shall remain effective until December 31, 2026, or until all eligible costs incurred on or after March 31, 2021, from the State Fiscal Recovery Fund (SFRF) are exhausted, whichever comes first. Any remaining funds that have not been disbursed by December 31, 2026, will cease to be available for the project.

Adopted this _____ day of _____, 2024.

Attest:

Clerk to the Board

Chairman, Board of County Commissioners

WATER SUPPLY FEASABILITY STUDY FOR GENX RESPONSE

Project Description: This study includes the major tasks of (1) water demand evaluation, (2) water supply alternatives identification, (3) water transmission, storage and treatment requirements and (4) regulatory requirements.

The initial phases of this project will be funded through allocations from the American Rescue Plan administered by the North Carolina Division of Water Infrastructure.



FINANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JESSICA HULLENDER, FINANCE ACCOUNTANT MANAGER

DATE: 4/3/2024

**SUBJECT: APPROVAL OF REJECTION OF INVITATION FOR BID FOR
EMERGENCY FUEL IFB #24-21-CMF**

BACKGROUND

On March 28, 2024, the County received bids in response to a formal invitation for bid (IFB #24-21-CMF Emergency Fuel). The IFB requested bids for onsite emergency fuel supply of gasoline and highway diesel fuel to include set-up of two fuel trucks with a driver/attendant. Only one bid was submitted. The bid received did not meet the specifications stated in the IFB.

Purchasing recommends that all bids be rejected and the IFB be re-advertised.

RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend that the Board of Commissioners reject all bids for IFB #24-21-CMF, Emergency Fuel.



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, P.E., GENERAL MANAGER FOR NATURAL RESOURCES

DATE: 4/5/2024

**SUBJECT: APPROVAL OF CAPITAL PROJECT BUDGET ORDINANCE #240087
FOR THE LANDFILL GAS COLLECTION AND TREATMENT
IMPROVEMENTS**

BACKGROUND

Cumberland County operates a gas collection and control system in accordance with Title V Permit. The gas treatment plant consists of a collection and treatment skid for gas dewatering. The County requested funding from the Division of Water infrastructure and received a notice of intent to fund the treatment skid replacement for \$1,821,683. The funding is a 0.94% interest state revolving loan.

RECOMMENDATION / PROPOSED ACTION

The General Manager of Natural Resources and County Management recommend the Board of Commissioners approve the Grant Project Ordinance #240087 for the Landfill Gas Collection and Treatment Improvements.

ATTACHMENTS:

Description	Type
Letter of Intent	Backup Material
Capital Project Budget Ordinance	Backup Material

ROY COOPER
Governor
ELIZABETH S. BISER
Secretary
SHADI ESKAF
Director



March 23, 2023

Ms. Amy Cannon, County Manager
Cumberland County
117 Dick Street
Fayetteville, NC 28301

Subject: Letter of Intent to Fund
Cumberland County
Landfill Gas Collection and Treatment
Improvements
September 2022 Application Cycle
Project No(s): CS370929-02

Dear Ms. Cannon:

The Division of Water Infrastructure (Division) has reviewed your application, and the State Water Infrastructure Authority (SWIA) has approved your project as eligible to receive a total funding amount of \$1,822,383 from the following funding:

State Revolving Fund (SRF) loan of \$1,822,383 repayable at 0.94% interest. A loan fee of 2% will be invoiced after bids have been received. This project qualifies as Green.

Please note that this intent to fund is contingent on approval of the loan through the Local Government Commission and on meeting **all** of the following milestones:

<u>Milestone*</u>	<u>Date</u>
Engineering Report Submittal	July 3, 2023
Engineering Report Approval	September 1, 2023
Bid and Design Package Submittal	March 1, 2024
Bid and Design Package Approval	July 1, 2024
Advertise Project, Receive Bids, Submit Bid Information, <u>and</u> Receive Authority To Award	November 1, 2024
Execute Construction Contract(s)	December 31, 2024

*Failure to meet any milestone may result in the forfeiture of funding for the proposed project.



North Carolina Department of Environmental Quality | Division of Water Infrastructure
512 N. Salisbury Street | 1633 Mail Service Center | Raleigh, North Carolina 27699-1633
919.707.9160

The first milestone is the submittal of an Engineering Report on July 3, 2023. The Engineering Report must be developed using the guidance found on our website (<https://deq.nc.gov/about/divisions/water-infrastructure/i-have-funding/engineering-reportenvironmental-information>). Failure to meet any milestone may result in the forfeiture of funding for the proposed project.

Upon detailed review of the project during the funding process, it may be determined that portions of your project are not eligible for funding and the total funding amount may be reduced. Additionally, changes in the scope or priority points awarded – based on additional information that becomes apparent during project review – may also result in changes to the total funding amount and loan terms.

Engineering Services Procurement

All projects must comply with North Carolina General Statute 143-64.31, Article 3D Procurement of Architectural, Engineering, and Surveying Services. Projects cannot be exempted from qualification-based selection of these services under N.C.G.S. 143-64.32. Any services provided that were not selected in compliance with federal requirements will be ineligible for reimbursement.

Requirements of Local Government Units Designated as Distressed

Additional information is required to be submitted in the Engineering Report for all distressed systems, regardless of funding source, to demonstrate how the project moves the local government unit towards viability. Guidance on these requirements can be found on the Division's website on the "I Have Funding" page under the Engineering Report section. For questions about these additional requirements, please contact Christyn Fertenbaugh, PE, Viable Utility Projects Unit Supervisor, at 919-707-9174 or at christyn.fertenbaugh@ncdenr.gov.

Local government units designated as "distressed" under §159G-45(b) must complete associated requirements of the statute by:

1. Conducting an asset assessment and rate study.
2. Participating in a training and educational program.
3. Developing a short-term and long-term action plan considering all of the following:
 - a. Infrastructure repair, maintenance, and management;
 - b. Continuing education of the governing board and system operating staff; and
 - c. Long-term financial management plan.

Davis-Bacon Requirements and American Iron and Steel Provisions

Projects funded through the State Revolving Fund (SRF) programs must comply with Davis-Bacon wage requirements and American Iron and Steel provisions. You can find standard specifications covering these requirements on our website.

Ms. Amy Cannon, County Manager

March 23, 2023

Page 3 of 4

Build America, Buy America Act (BABA)

SRF-funded projects may be required to comply with the Federal Build America, Buy America Act (BABA). The Build America, Buy America Act (BABA) requires that iron, steel, manufactured products, and construction materials used in infrastructure projects are produced in the United States. You can find additional information at the following link:

<https://www.epa.gov/cwsrf/build-america-buy-america-baba>

Approval of Debt by Local Government Commission

Projects funded with a Division of Water Infrastructure (Division) loan component must receive approval from the Local Government Commission (LGC). Final approval of debt must be coordinated directly with the LGC after construction bids are received. Materials must be emailed to srf@nctreasurer.com

Joint Legislative Committee on Local Government Notification Requirements

In accordance with G.S. 120-157.2, local government units with projects that require debt to be issued greater than \$1,000,000 **must** submit a letter to Committee Chairs, Committee Assistant, and the Fiscal Research Division of the General Assembly at least 45 days prior to presentation before the Local Government Commission. You are responsible for submitting that letter and providing a copy to the Division.

Extended Term Loan

Projects that qualify for a targeted interest rate and demonstrate in the Engineering Report a weighted average design life for the major components of the project greater than 20 years are eligible for an extended loan term up to the calculated weighted average design life, but not to exceed 30 years. Request an extended term by contacting your project manager and provide the necessary calculation (see design life workbook here <https://deq.nc.gov/about/divisions/water-infrastructure/i-have-funding/engineering-reportenvironmental-information>).

Upon receipt of your letter of intent to fund, please fill out the attached Federal ID & Unique Entity ID (UEI) form, attached and email it to Pam Whitley at pam.whitley@ncdenr.gov. If you choose to decline this funding, the Authorized Representative as declared in the application must directly contact the Division project manager via email or letter on the applicant's letterhead.

Ms. Amy Cannon, County Manager

March 23, 2023

Page 4 of 4

If you have any questions, please contact Eric Karis at eric.karis@ncdenr.gov or by phone at (910) 433-3303.

Sincerely,

A handwritten signature in black ink that reads "Jon Risgaard". The signature is written in a cursive, flowing style.

Jon Risgaard, Chief
State Revolving Fund Section

EC: Jeffery Murray, PE, HDR Engineering of the Carolinas, Inc. (via email)
Eric Karis (via email)
Christyn Fertenbaugh, PE (via email)
SRF (COM_LOIF)

Brian Haney
Interim Finance Director
General Manager of Financial Services



**CAPITAL PROJECT BUDGET ORDINANCE #240087
LANDFILL GAS COLLECTION AND TREATMENT
IMPROVEMENTS**

The Cumberland County Board of Commissioners hereby adopt the following Capital Project Ordinance in accordance with North Carolina General Statutes 159-13.2:

Section 1. The project authorized is for Landfill Gas Collection and Treatment Improvements. There are multiple revenue sources throughout completion of all phases of the capital project including: loan funds from the State of North Carolina, and a contribution from the Solid Waste Enterprise Fund Balance. The state loan funds must be approved by the Local Government Commission.

Section 2. The following projected expenditures are appropriated for this project:

Description		<u>Expenditures</u>
Contracted Services		\$ 1,560,414
Administration		\$ 20,000
Engineering Fees		\$ 241,969
Total Expenditures		\$ 1,821,683

Section 3. The following revenues are appropriated for this project:

Description		<u>Revenue</u>
SRF Loan		\$ 1,821,683
Total Revenues		\$ 1,821,683

Section 4. The County Manager, as Budget Officer, is hereby authorized to transfer funds between line items within this capital project ordinance, however, any net increases or decreases to total capital project ordinance appropriations shall require a capital project ordinance amendment by the Board of Commissioners.

Section 5. Within five days after adoption, copies of this ordinance 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 _____ day of _____, 2024.

Attest:

Clerk to the Board

Chairman, Board of County Commissioners

LANDFILL GAS COLLECTION AND TREATMENT IMPROVEMENTS

Project Description: The primary purpose of this project is to construct a new treatment skid for the Ann Street Landfill. The existing systems consists of a collection skid that was upgraded in 2021 and another treatment skid that is undersized. The average flow for the system is approximately 900 scfm.

The revenue sources for the initial portions of this project include funds from the Solid Waste Fund balance and a state revolving fund.



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 4/9/2024

**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)

Cypress Lakes Village

- Whirlaway Lane
- Friar Rock 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
Cypress Lakes Village Secondary Roads Proposed Additions	Backup Material



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER

J. Eric Boyette

GOVERNOR

SECRETARY

April 9, 2024

Dr. Toni Stewart
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.

Cypress Lakes Village

- Whirlaway Lane
- Friar Rock Court

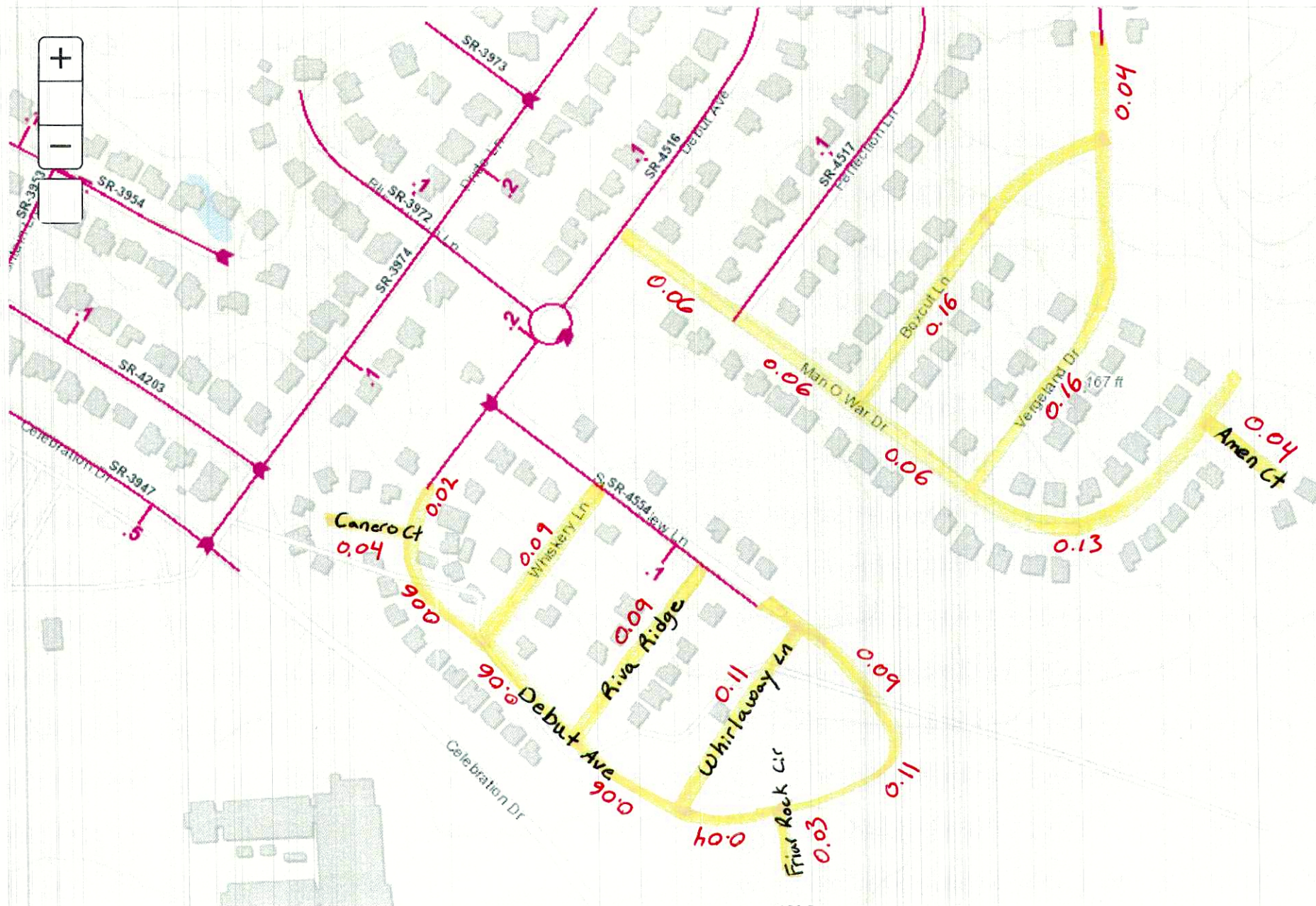
It is our recommendation that the above-named street(s) be placed on the State's Secondary Road System. If you and your Board concur on our recommendation, please submit a resolution to this office.

Sincerely,

DocuSigned by:
Christopher L Jones
E64693771D55486...

Christopher Jones
Engineering Technician III

Details | Basemap





OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 4/11/2024

**SUBJECT: ACCEPTANCE OF OFFER TO PURCHASE SURPLUS PROPERTY
LOCATED AT 1128 SUN VALLEY DRIVE, FAYETTEVILLE**

BACKGROUND

The county and City of Fayetteville acquired the real property with PIN 0407-22-3477, being .25 Acre Lovette Land, located at 1128 Sun Valley Drive, Fayetteville, at a tax foreclosure sale in 2013 for a purchase price of \$5,086.72. The property is zoned SF10 with a tax value of \$6,803.00. Based on the GIS Mapping and the tax records, there is a structure on the land. The city conveyed its interest in the property to the county on March 28, 2024, by a quitclaim deed recorded in Book 11937 at Page 390. Bethany Anderson has made an offer to purchase the property for \$5,087.00. If the Board proposes to accept this offer, the proposed sale must be advertised subject to the upset bid process of G. S. § 160A-269. The proposed advertisement is included in the recommendation below.

RECOMMENDATION / PROPOSED ACTION

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

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

Take notice that the board of commissioners finds the real property with PIN 0407-22-3477, being .25 Acre Lovette Land, located at 1128 Sun Valley Drive, Fayetteville, is not needed for governmental purposes and proposes to accept an offer to purchase the property for \$5,087.00. Within 10 days of this notice any person may raise the bid by not less than ten percent (10%) of the first one thousand dollars (\$1,000) and five percent (5%) of the remainder by making a five percent (5%) deposit of the bid with the clerk. This procedure shall be

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

April ___, 2024 Andrea Tebbe, Clerk to the Board



BUDGET AND PERFORMANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DEBORAH W. SHAW, BUDGET AND PERFORMANCE DIRECTOR

DATE: 4/10/2024

**SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE
APRIL 15, 2024 BOARD OF COMMISSIONERS' AGENDA**

BACKGROUND

General Fund

1) Adult Drug Treatment Court – Budget Ordinance Amendment B240570 to recognize grant funds from the Office of Justice Programs Bureau of Justice Assistance for the Adult Drug Treatment Court Enhanced Project in the amount of \$722,016 and a county match of \$240,673

The Board is requested to accept and approve Budget Ordinance Amendment B240570 to recognize grant funds from the Office of Justice Programs Bureau of Justice Assistance for the Adult Drug Treatment Court Enhanced Project in the amount of \$722,016. There is a county match of \$240,673. These funds will be utilized by the court system for personnel costs, which includes a full-time Court Coordinator and one fourth of an Administrative Supervisor, counseling services, intense supervision, individualized treatment plans, and supportive services. The grant period is from October 1, 2023 through September 30, 2027. This grant was presented at the October 16, 2023 Board of Commissioners' meeting.

Please note this amendment requires additional county funds.

2) Veterans Treatment Court – Budget Ordinance Amendment B240571 to recognize grant funds from the Office of Justice Programs Bureau of Justice Assistance for the District 12 Veterans Treatment Court Early Identification and Supportive Services Enhancement Project in the amount of \$948,996

The Board is requested to accept and approve Budget Ordinance Amendment B240571 to recognize grant

funds from the Office of Justice Programs Bureau of Justice Assistance for the District 12 Veterans Treatment Court Early Identification and Supportive Services Enhancement Project in the amount of \$948,996. These funds will be utilized by the court system for personnel costs, which includes a full-time Court Coordinator and one fourth of an Administrative Supervisor, clinical case management, transitional housing, transportation, treatment, and supportive services. The grant period is from October 1, 2023 through September 30, 2027. This grant award was approved at the October 16, 2023 Board of Commissioners' meeting.

Please note this amendment requires no additional county funds.

3) Grant Family Violence Care Center – Budget Ordinance Amendment B240392 to recognize grant funds from the North Carolina Human Trafficking Commission in the amount of \$86,540

The Board is requested to accept and approve Budget Ordinance Amendment B240392 to recognize grant funds from the North Carolina Human Trafficking Commission in the amount of \$86,540. These funds will be used to pay a portion of the salaries and benefits for two Human Services Clinical Counselor II's and an Administrative Assistant I. These positions will assist with ensuring that the center is able to provide adequate services to victims and children fleeing domestic violence.

Please note this amendment results in a decrease to general fund balance.

4) Soil Conservation District – Budget Ordinance Amendment B240093 to recognize grant funds from the North Carolina Foundation of Soil and Water in the amount of \$27,500

The Board is requested to accept and approve Budget Ordinance Amendment B240093 to recognize grant funds from the North Carolina Foundation of Soil and Water in the amount of \$27,500. The Soil and Water Conservation District will use \$25,000 of the grant to apply toward the purchase of a 2023 John Deere 1590 no till drill. Contingency funds in the amount of \$27,121 will be used to complete the purchase price of \$52,121. The remaining \$2,500 will be used to hold a field day to demonstrate the equipment and promote soil health practice adoption.

Please note this amendment requires the use of contingency funds.

Innovative Court Grant Fund 241

5) Administrative Office of the Courts (AOC) Veterans Court FY22 - Budget Ordinance Amendment B240554 to transfer funds in the amount of \$15,256

The Board is requested to approve Budget Ordinance Amendment B240554 to transfer funds from the operating into salary and benefits in the amount of \$15,256. These funds will be used to pay two months of the salaries and benefits of a full-time Treatment Court Coordinator and one fourth of the salary and benefits of the Administrative Supervisor. This grant award was approved at the Board of Commissioners meeting on October 16, 2023.

Please note this amendment requires no additional county funds.

Human Trafficking WORTH Fund 242

6) Human Trafficking WORTH – Budget Ordinance Amendment B240555 to approve grant funded positions in the amount of \$5,908

The Board is requested to approve Budget Ordinance Amendment B240555 to transfer funds from the North

Carolina Legislated State Directed Grants – Human Trafficking Court Pilot Program in the amount of \$5,908. These funds will be utilized to pay two months of the salaries and benefits for one half of a full time Treatment Court Coordinator. Half of the full-time salary for this position is \$26,091.40. This position is split between two organizations. This grant award was approved at the Board of Commissioners meeting on October 16, 2023.

Please note this amendment requires additional county funds.

Opioid Settlement Fund 249

7) Opioid Settlement – Budget Ordinance Amendment B241140 to recognize grant funds from the Opioid Settlement Funds in the amount of \$447,149

The Board is requested to accept and approve Budget Ordinance Amendment B241140 grant funding from the Opioid Settlement Funds in the amount of \$447,149. These funds will be used to fund eligible organizations to implement evidence based early intervention strategies to address the opioid epidemic in Cumberland County.

Please note this amendment requires no additional county funds.

Opioid Settlement Fund 249/General Fund 101

8) Opioid Settlement Fund 249/Detention Center - Budget Ordinance Amendment B240445 to recognize grant funds from the Opioid Settlement Fund in the amount of \$60,000

The Board is requested to accept and approve Budget Ordinance Amendment B240445 to recognize grant funds from the Opioid Settlement Fund to the General Fund – Detention Center in the amount of \$60,000. These funds will be utilized to pay the salary and benefits of a full-time Peer Support Specialist position. The Detention Center is implementing a substance use disorder treatment program for inmates to receive screening immediately upon acceptance into jail custody. This position will be responsible for documenting client outreach, and client progress, conducting urine drug screens, conducting intakes, transportation to appointments, and reporting compliance.

Please note this amendment requires no additional county funds.

9) Opioid Settlement Fund 249/Justice Services – Budget Ordinance Amendment B240026 to recognize grant funds from the Opioid Settlement Fund in the amount of \$5,908

The Board is requested to accept and approve Budget Ordinance Amendment B240026 to recognize grant funds from the Opioid Settlement Fund to the General Fund – Justice Services in the amount of \$5,908. The total amount of the funding is \$80,000, \$5,908 will be needed for the remainder of Fiscal Year 24. The funding was awarded by Public Health to the Family Drug Treatment Court through a Request for Proposal (RFP). This funding was approved by the Board of Commissioners on November 6, 2023. These funds will be utilized to pay two months of the salaries and benefits for half of a full time Treatment Court Coordinator. Half of the full-time salary for this position is \$26,091.40. This position is split between two organizations.

Please note this amendment requires no additional county funds.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CLARENCE GRIER, COUNTY MANAGER

DATE: 4/11/2024

SUBJECT: FISCAL YEAR 2025 BUDGETARY STRATEGIC INITIATIVES AND PLAN

BACKGROUND

As part of the budget submission to the Government Finance Officers Association's (GFOA) for the annual budget award, we have developed some general strategic initiatives and a plan to include in the recommended budget and submit as part of our Fiscal Year 2025 GFOA Budget Award submission. Many of the goals and initiatives have been previously approved by the Board of County Commissioners in prior fiscal years.

Material will be provided at the meeting.

RECOMMENDATION / PROPOSED ACTION

County Management recommends that the Board approve placing the draft recommended strategic initiatives and plan for inclusion with the GFOA Budget Award Submission on the consent agenda at the April 15, 2024 Board of Commissioners meeting.

ATTACHMENTS:

Description

Draft Budget Strategic Plan for FY2025

Type

Backup Material

Cumberland County's Strategic Plan

Approved on _____, 2024

The County's Strategic Plan is the roadmap that guides the Board of Commissioners and County staff toward achieving the goals and objectives set forth under five priorities: **Healthy & Safe Community, Quality Governance, Sustainable Growth & Development, Culture & Recreation, and Environmental Stewardship**. County staff measure performance related to the goals and objectives established for each strategic priority.



Background and Mission, Vision, and Core Values

During the FY2024 budget planning process, the Board of County Commissioners continued advancing ongoing priorities established in FY2021:

- ❖ Crown Event Center
- ❖ Gray's Creek Public Water Access
- ❖ Countywide Public Water
- ❖ Homelessness
- ❖ Government Communication
- ❖ Economic Development

In addition, budget priorities identified from FY2022 remained a part of the Board's strategic priorities:

- ❖ County employee recruitment and retention
- ❖ Discussion about a new high school with Cumberland County Schools and Fort Liberty
- ❖ School Funding
- ❖ Mental Health
- ❖ Public Health

During the FY2024 budget planning process, the Board of County Commissioners also reaffirmed the County's Mission, Vision, and Core Values:

Mission: To provide quality services to our citizens while being fiscally responsible

Vision: To grow as a regional destination of employment, economic development, commerce and cultural pursuits

Core Values: Serving Cumberland County citizens with **PRIDE** (Professionalism, Respect, Integrity with Accountability, Diversity and Excellent Customer Service)

With the adopted Mission, Vision and Core Values and past Board Priorities in mind, the Innovation and Technology Services (ITS) Enterprise Solutions team, in cooperation with County Management and Budget and Performance staff, met with departments in the fall of 2023 to conduct "Driving Operational Excellence in Local Government" sessions. The goal was to improve operational processes, service delivery and resource management to achieve exceptional performance and convey value to employees and citizens.

Departments developed performance measures, key metrics, and actionable insights to assist with effective management of day-to-day operations and achievement of departmental strategic goals and objectives. Sessions began by identifying critical success factors and key performance indicators.

Although most departments had been tracking key performance indicators for several years, the sessions included brainstorming to develop more comprehensive performance

measures based around seven key areas: service delivery excellence, financial management, community engagement, process efficiency and streamlining, data-driven decision making, employee engagement and development, and sustainable practices. The ITS Enterprise Solutions team also worked with departments to develop dashboards for the performance measures identified.

From the actionable insights and performance measures developed and keeping with the Board's FY24 priorities, the County Manager worked with the Board of Commissioners to develop an updated Strategic Plan with five priorities: **Healthy & Safe Community, Quality Governance, Sustainable Growth & Development, Culture & Recreation, and Environmental Stewardship.**

Each strategic priority area is accompanied by more defined goals and objectives. Select key performance indicators that support the goals will be included in the annual budget document.



PRIORITY

Healthy & Safe Community

GOAL 1

Improve the physical and mental circumstances of residents by connecting them to community resources to enhance their quality of life

OBJECTIVE 1: Select evidence-based strategies for the expenditure of Opioid Settlement funding including early intervention, treatment and recovery support services, re-entry and criminal justice diversion and monitor metrics to gauge impact

OBJECTIVE 2: Continue efforts to provide a permanent, regulated and safe water supply system to address PFAS contamination in the County

OBJECTIVE 3: Complete design phase and begin construction of the Homeless Support Center

OBJECTIVE 4: Increase the average percent for target number of Public Health clients seen across all clinics

OBJECTIVE 5: Ensure that 95% of screened in reports of child abuse and neglect as well as adult abuse and neglect are initiated within the required state and federal timeframes

GOAL 2

Offer quality of life initiatives that promote a healthy and safe community

OBJECTIVE 1: Increase the average monthly number of immunizations at the Public Health Department

OBJECTIVE 2: Increase the number of pet adoptions and live releases at the Animal Shelter

OBJECTIVE 3: Seek grant funding and begin planning and design phases for establishing the International Farmers' Market

OBJECTIVE 4: Increase the number of food and nutrition classes offered at Cooperative Extension

GOAL 3

Provide emergency, public safety and justice services to our citizens in a timely and efficient manner

OBJECTIVE 1: Answer 99% of calls to the 911 Call Center within the first 10 seconds

OBJECTIVE 2: Move specialty courts under Justice Services and hire coordinators with grant funding

INITIATIVES

- Continue support for recruitment and hiring of Sheriff Deputies and Detention Officers
- Coordinate with Alliance Health to spend down the County fund balance for providing expanded mental health services
- Continue Maternal Mortality initiative to address social determinants of health and improve access to high-quality care before, during, and after pregnancy to prevent maternal mortality and morbidity
- Improve quality and efficiency of services through Electronic Health Records as outlined in the [Public Health Department's Strategic Action Plan](#)
- Increase partnerships and collaboration with groups from various sectors, including academic, military, healthcare, and faith-based organizations as outlined in the [Public Health Department's Strategic Action Plan](#)
- Expand mental health and substance abuse services to include teen substance abuse programming as outlined in the [Public Health Department's Strategic Action Plan](#)
- Reduce the STI/STD incidence rates in Cumberland County as outlined in the [Public Health Department's Strategic Action Plan](#)



PRIORITY

Quality Governance

GOAL 1

Ensure an engaged and accountable workforce to provide exceptional service

OBJECTIVE 1: Reduce the County employee vacancy and turnover rates to 18%

OBJECTIVE 2: Increase number of career fairs attended to 25 per year

OBJECTIVE 3: Open a childcare center to serve County employees and their families

OBJECTIVE 4: Cultivate business intelligence and data analytics strategies to build a County-wide culture of continuous improvement and performance management to guide data-driven decisions and drive operational excellence

GOAL 2

Perform analysis, forecasting and reporting to ensure effective stewardship of funds and longevity of current and future County assets

OBJECTIVE 1: Receive an unmodified audit opinion

OBJECTIVE 2: Reduce debt affordability net debt of the county to 4%

OBJECTIVE 3: Increase the percentage of tax levy collected to 99.4%

GOAL 3

Create opportunities for people to see value in the work of County government

OBJECTIVE 1: Enhance citizen engagement through effective communication such as increasing social media performance across all county platforms

OBJECTIVE 2: Continue to advance application modernization strategies that leverage new technologies to create modern experiences for departments and the end users

OBJECTIVE 3: Maintain quality facilities by reducing the average age of workorders for maintenance

INITIATIVES

- Continue monitoring and analyzing compensation with a focus on employee benefits
- Continue evaluation of the current performance management system including new and revised training opportunities for all employees, expanding and growing collaborations with area organizations to aid in recruitment and work toward establishing a way for

- employees to move within their assigned grade range
- Improve Public Health external communications through varying platforms to better explain services, educate and ensure literacy and equity as outlined in the [Public Health Department's Strategic Action Plan](#)
- Continue collaborative work between the Board of Elections and ITS for a software database to help with precinct official training
- Develop a series of informational assessment and collection videos in English and Spanish as a tool for taxpayers to get a better understanding of property valuation and collection process
- Implement an Annual Comprehensive Financial Report (ACFR) builder in Munis through a collaborative effort between Financial Services and ITS
- Transition to EFT as the primary method of payment for all County vendors to provide the most secure, easy to process and accessible form of payment
- Complete the migration of Human Resources paper files to digital files
- Continue reducing paper-based projects in Tax Administration operations by creating mobile applications for listing, billing and payment process and implementing eSignature technology to automate processes



PRIORITY

Sustainable Growth and Development

GOAL 1

Promote responsible and strategic County-wide growth and enhance critical infrastructure

OBJECTIVE 1: Create a digital equity/broadband plan for the County and partner with NCDIT through the GREAT Grant and CAB programs to close broadband service gaps

OBJECTIVE 2: Rehabilitate and expand the NORCRESS Sewer System after completing a master plan study

OBJECTIVE 3: Revise the County's subdivision ordinance

OBJECTIVE 4: Meet a minimum of four times per fiscal year with industry or community stakeholder groups to engage, educate, and receive feedback on Planning & Inspections departmental operations

GOAL 2

Increase the number of affordable housing units available for low to moderate income citizens.

OBJECTIVE 1: Begin construction of Phoenix Place permanent supportive housing

OBJECTIVE 2: Develop plans for affordable housing within the Shaw Heights community

GOAL 3

Promote, support, and address sustainable open space and farming

OBJECTIVE 1: Increase number of Agriculturally Based Certification trainings to 300

OBJECTIVE 2: Increase Community Conservation Assistance Program (CCAP) funding to improve water quality by implementing best management practices (BMPs) on developed lands not directly involved in agricultural production

INITIATIVES

- Continue work and adoption of the [North Central Land Use Plan](#)
- Continue work on the 2050 Metropolitan Transportation Plan Update
- Increase farm assets and citizen utilization of [Cumberland County's NC Farms App](#)
- Continue the [Soldiers to Agriculture](#) program in partnership with Fort Liberty and NC State Extension to provide soldiers transitioning out of the military and veterans with a five-week course on careers in the agricultural industry



PRIORITY

Culture & Recreation

GOAL 1

Embrace innovative, traditional and transformational library services that support, encourage and engage our diverse community

OBJECTIVE 1: Increase circulation of physical and electronic resources by 15%

OBJECTIVE 2: Increase percentage of community members with library cards by 10%

OBJECTIVE 3: Increase participation in programming and services offered through the library system as outlined in the [Cumberland County Public Library 2023-2027 Strategic Plan](#)

GOAL 2

Enhance facilities, develop policies and conduct planning activities to foster diverse cultural and recreational opportunities

OBJECTIVE 1: Commence construction on the Crown Event Center to offer citizens a state-of-the-art multipurpose entertainment venue and transform the downtown landscape

OBJECTIVE 2: Complete the Historic Architectural Survey to intensively document historic buildings and landscapes within the county from the early 19th century through the 1970s to assist the County in planning for the preservation of its historic resources

OBJECTIVE 3: Ensure a detailed land use plan update is either completed or started within a given fiscal year

INITIATIVES

- Launch the Café West coffee shop at West Regional Library to provide hands-on job learning for young people and adults with intellectual and developmental disabilities which promotes diversity, equity and inclusion while also providing educational and job development opportunities for members of our community
- Continue the Historic Orange Street School restoration project to host cultural arts and Science, Technology, Engineering and Math (STEM) based programs targeted toward community youth
- Increase the number of employees participating in County's Employee Wellness programs
- Partner through Parks and Recreation for the development of recreational and parking areas at Rhodes Pond



PRIORITY

Environmental Stewardship

GOAL 1

Provide resources to manage waste responsibly

OBJECTIVE 1: Construct Ann Street Landfill transfer station

OBJECTIVE 2: Increase waste diversion rates from the landfill

OBJECTIVE 3: Complete landfill gas skid and sediment pond projects

GOAL 2

Provide resources to prevent water contamination and to promote proper use of the land

OBJECTIVE 1: Continue the Agriculture Water Resources Program to help farmers and landowners increase water use efficiency, availability and storage

OBJECTIVE 2: Increase the number of Envirothon regional teams to six to educate middle and high school students in wildlife, forestry, aquatic ecology, soils and land use and current environmental issues

INITIATIVES

- Continue balefill mining project for waste disposal beyond 2030
- Complete the Wilkes Road sediment basins which will complete the sediment control plan for the facility
- Continue to host multiple community clean up events such as “Five for Friday” and “Cumberland Clean” where volunteers help clean up areas of the county to restore its beauty. For more details, see [5 for Friday \(cumberlandcountync.gov\)](https://www.cumberlandcountync.gov/5-for-friday) and [Cumberland Clean \(cumberlandcountync.gov\)](https://www.cumberlandcountync.gov/cumberland-clean)
- Continue stream debris removal through the Stream Flow Rehabilitation and Assistance Program to improve several rivers and streams in Cumberland County
- Continue to reduce the sources of agricultural non-point pollution to Cumberland County waters with the NC Agriculture Cost Share Program
- Increase outreach and awareness through more Soil & Water Conservation environmental education in schools, hands on learning programs, contests, and scholarship opportunities



ASSISTANT COUNTY MANAGER COMMUNITY SUPPORT SERVICES

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DR. JENNIFER GREEN, PUBLIC HEALTH DIRECTOR

DATE: 4/15/2024

SUBJECT: USE OF BRIDGE ACCESS PROGRAM FUNDS

BACKGROUND

Cumberland County Health Department has received funding from U.S. Department of Health and Human Services (HHS) Bridge Access Program administered by the North Carolina Department of Health and Human Services. The Bridge Access Program provides funding to help maintain access to COVID-19 vaccines for uninsured and underinsured adults. The Bridge Access Program provides COVID-19 vaccines at no costs for adults nineteen and older without health insurance and adults whose health insurance does not provide zero-cost coverage for the vaccines. Children's vaccines are covered through the federal Vaccines for Children Program.

Bridge Access Program allowable expenses include:

- (a) Vaccine administration fees, not to exceed \$65 per injection;
- (b) Staff that support Bridge Access Program vaccine-related work;
- (c) Vaccine educational materials and media advertising;
- (d) Operational costs associated with a vaccine clinic (temporary, offsite, mobile, or onsite);
- (e) Equipment (e.g., electronic health records, vendor costs, computers, software, hardware, data loggers, vaccine storage units).

Cumberland County Health Department has received \$176,347. The Department is requesting to use funding to support items A and B. Funding will support covering the cost of the \$65 administration fee for uninsured/underinsured adults. Funding will also support two temporary nurses working in the COVID-19 vaccine clinic and to administer COVID-19 vaccines during outreach events. There is not an additional available funding source to support the hiring of nurses to administer the COVID-19 vaccines.

The Health Department has received other COVID-19 funds to support COVID-19 expenses related to

allowable items C-D. Other items already purchased with other COVID-19 funds include.

- * Vaccine media campaigns/print materials
- * Mobile unit and vehicle
- * CureMD Electronic Health Record
- * Vaccine fridges/ coolers, printers, scanners, and data loggers for outreach events

RECOMMENDATION / PROPOSED ACTION

The Health Director recommends approval to use Bridge Access funds to support COVID-19 vaccine administration fees and support two temporary nurse positions. This item was heard at the Board of Commissioners Agenda Session on April 11, 2024 and approved to be placed on the Consent Agenda for the Board of Commissioners meeting scheduled for April 15, 2024.



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, P.E., GENERAL MANAGER FOR NATURAL RESOURCES

DATE: 4/5/2024

**SUBJECT: LEASE RENEWAL FOR THE J.E. CARTER CONTAINER SITE
LOCATED AT 4465 MACEDONIA CHURCH RD.**

BACKGROUND

The Solid Waste Department operates the container site located at 4465 Macedonia Church Road in Fayetteville. The current lease is with Cletter Carter Hart. The current lease agreement was entered into on May 1, 2019, and expires on April 30, 2024. The current lease term is for five years at a total cost of FOUR THOUSAND DOLLARS (\$4,000). The property owner has agreed to renew the lease for an additional five years at a total cost of SIX THOUSAND DOLLARS (\$6,000) with the option to renegotiate a new lease at the end of this period. The proposed effective date of the new lease is May 1, 2024, with an expiration date of April 30, 2029.

It is critical that this site remains open to provide the necessary service to the citizens of the surrounding community.

At their April 11, 2024, Agenda Session meeting, the Board of Commissioners approved placing this item as a consent item on the April 15, 2024, Board of Commissioners' meeting agenda.

RECOMMENDATION / PROPOSED ACTION

Staff recommends the proposed actions:

1. Approve the lease renewal for the J.E. Carter Container Site.
2. Authorize the Chairman to execute the attached lease agreement that has been audited and determined to be legally sufficient.

ATTACHMENTS:

Description	Type
Lease Agreement	Backup Material

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

LEASE AGREEMENT
(J.E. CARTER CONTAINER SITE)

THIS LEASE AGREEMENT is made and entered into this 5TH day of DECEMBER, 2023 by and between CLETTER HART, hereinafter called OWNER; and CUMBERLAND COUNTY, hereinafter called COUNTY.

W I T N E S S E T H:

Subject to the terms and conditions herein contained, OWNERS do hereby lease and let unto COUNTY, and COUNTY accepts as lessee, that certain tract or parcel of land in Cedar Creek Township, Cumberland County, North Carolina, being described as follows:

BEING all of Lot 5, containing 0.32 acres, more or less, as shown on the plat entitled, "A Zero Lot Line Survey for J. H. Carter and Other," prepared by M. Shelton Bordeaux Surveying, dated January 10, 2011, and filed in Plat Book 132 at page 39 in the Cumberland County Registry.

To have and to hold said lands for the term and upon the conditions as follows:

I.

This lease term shall commence on May 1, 2024, and continue for a period of five (5) years, unless sooner terminated by agreement of the parties or unless at any time continued performance by either of the parties will result in a violation of any county, state or federal law. COUNTY is granted the option to renew this lease for an additional period of five (5) years upon the same terms and conditions with the exception that the rent shall be negotiable thirty (30) days prior to expiration of the original term.

II.

COUNTY has been using this site and will continue to use this site for the purpose of maintaining a solid waste container site for public use with the necessary solid waste containers, ramps, pads, driveways, and fencing incident thereto.

III.

The rent to be paid by COUNTY to OWNERS for the lease of the property shall be ONE THOUSAND TWO HUNDRED DOLLARS (\$1200) per year for the five (5) year period payable

in a lump sum of SIX THOUSAND DOLLARS (\$6,000.00), promptly after the execution of this lease agreement.

IV.

COUNTY will maintain the property in an orderly manner at all times.

V.

COUNTY may continue to make other additions, improvements, and alterations, and erect additional structures or install signs, in or around the property. Such additions, improvements, and alterations, or erection of structures or signs so placed in or upon or attached to the property shall remain the property of COUNTY and shall be removed from the property prior to the termination of this lease or within a reasonable time thereafter. If removal causes damage or injury to the property, COUNTY shall repair such damage or injury.

VI.

OWNERS warrant and covenant that they are all the owners of the above described property, and have the authority and capacity to enter into this Lease.

VII.

COUNTY shall indemnify and hold harmless OWNERS from any claims for damages, either for personal injury or property damage, made by the employees, agents, contractors or invitees of COUNTY, or anyone using the facility and arising out of or in connection with COUNTY'S operations in maintaining the solid waste container site on the property for the use of the public.

VIII.

IRAN DIVESTMENT ACT CERTIFICATION: Owners hereby certifies that Contractor, and all subcontractors, are not on the Iran Final Divestment List ("List") created by the North Carolina State Treasurer pursuant to N. C. G. S. 147-86.55-69. Contractor shall not utilize any subcontractor that is identifies on the List.

E-VERIFY: OWNERS shall comply with the requirements of Article 2 of Chapter 64 of the General Statutes. Further, if CONTRACTOR utilizes a subcontractor, CONTRACTOR shall require the subcontractor to comply with the requirements of Article 2 of Chapter 64 of the General Statutes.

IN WITNESS WHEREOF, this instrument is duly executed on the day and year first indicated for each signature.

ATTEST

COUNTY OF CUMBERLAND

BY: _____
ANDREA TEBBE, Clerk

BY: _____
GLENN ADAMS, Chairman
Board of County Commissioners

OWNER:

Cletter Carter Hart (SEAL)
CLETTER CARTER HART

THIS INSTRUMENT HAS BEEN PRE-AUDITED IN THE MANNER REQUIRED BY THE LOCAL GOVERNMENT BUDGET AND FISCAL CONTROL ACT.

BY: BL
County Finance Officer

APPROVED FOR LEGAL SUFFICIENCY
upon formal execution by all parties

BY: MA 3/13/24
County Attorney's Office

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND

I, _____, a Notary Public in and for the State of North Carolina, certify that ANDREA TEBBE personally appeared before me this day and acknowledged that she is the Clerk to the Board of Commissioners; that GLENN ADAMS is the Chairwoman to the Board of Commissioners; that the seal affixed to the foregoing lease agreement is the Official Seal of said Board; that this lease agreement was signed and sealed by its Chair and attested by the Clerk on behalf of the Board of Commissioners, all by its authority duly granted; and that ANDREA TEBBE acknowledged the lease agreement to be the act and deed of the Board of Commissioners.

WITNESS my hand and notarial seal this the _____ day of _____, 2023.

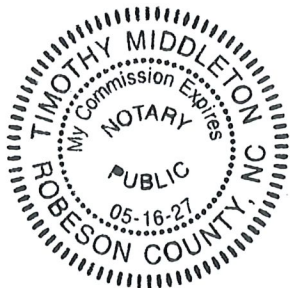
Notary Public

My Commission Expires: _____

STATE OF NORTH CAROLINA
COUNTY OF Robeson

I, Timothy Middleton, a Notary Public in and for the State of North Carolina, certify that CLETTER HART personally appeared before me this day and acknowledged the due execution of the foregoing Lease Agreement for the purpose therein expressed.

WITNESS my hand and notarial seal this the 5TH day of December, 2023.



Timothy Middleton

Notary Public

My Commission Expires: 5/16/27



SOLID WASTE MANAGEMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMANDA L. BADER, P.E., GENERAL MANAGER FOR NATURAL RESOURCES

DATE: 4/8/2024

SUBJECT: CONTRACT AMENDMENT FOR LANDFILL GAS SYSTEM EXPANSION FOR CELL 9

BACKGROUND

The landfill gas collection and control system (GCCS) extracts landfill gas to control surface emissions and odors. The GCCS is a requirement of the landfill's Title V Air Operating Permit and state and federal regulations. The original bid was awarded to Advance One Development, LLC by the Board of Commissioners on June 19, 2023. At the time of bid, an alternate bid was received for a replacement blower, but was not awarded. We continue to have recurrent mechanical issues with the blower. We are requesting that the blower replacement be added to the contract to increase the reliability and provide redundancy for the gas delivery to Cargill. We are also requesting increases for the drilling depth for the gas wells because of the increased height of waste and additional linear footage of air and force main piping for condensation extraction in the gas system. The change order request also includes an increase in pricing to convert vertical wells to manifold piping for wells for long term operation as waste height increases.

The contract with Advance One Development, LLC for the Landfill Gas System Expansion for Cell 9 was approved by the Board of Commissioners on November 20, 2023.

The contract amendment is to extend the contract term by 150 days to ensure coverage of time for the blower procurement process, with a not to exceed amount of \$940,683.37. The original contract amount was for \$616,485. The requested contract change order is in the amount of \$324,198. Funding is available within the Solid Waste budget.

The contract amendment has undergone pre-audit and has been deemed legally sufficient by the County Legal Department.

At their April 11, 2024, Agenda Session meeting, the Board of Commissioners approved placing this item as a consent item on the April 15, 2024, Board of Commissioners' meeting agenda.

RECOMMENDATION / PROPOSED ACTION

The General Manager for Natural Resources and County Management recommend the proposed action:

1. Approve the contract amendment with Advance One Development, LLC
2. Allow the Chairman to execute the contract on behalf of the County.

ATTACHMENTS:

Description

Contract Amendment

Type

Backup Material

Notice to Proceed

To: Contractor: Advance One Development, LLC
Address: 10600 Nations Ford Road
Charlotte, NC 28273

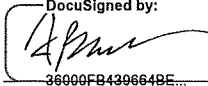
Project: 2023 Landfill Gas System Expansion
Ann Street MSW Landfill

Contract No. 2024283 Contract Amount \$ 616,485.00

You are hereby notified to commence work on the referenced project on or before March 4, 2024 and are to fully complete the work within **90 CONSECUTIVE CALENDAR DAYS** thereafter. Your Contract completion date is therefore May 30, 2024.

The Contract provides for assessment of the sum of \$500.00 as liquidated damages for each consecutive calendar day after the above established Contract completion date that the work remains incomplete.

CUMBERLAND COUNTY

BY:  DocuSigned by:
36000FB439664BE...
Amanda Bader, Director

DATE: 2/7/2024

Change Order No. 1

Project:	2023 Landfill Gas System Expansion Ann Street MSW Landfill
Owner:	Cumberland County Solid Waste Management Dept 698 Ann St Fayetteville, NC 28301
Contractor:	Advance One Development, LLC ATTN: Michael Curran 10600 Nations Ford Rd, Suite 150 Charlotte, NC 28273

Contract No. (If Applicable):	2024283
Date of Contract:	October 9, 2023
Original Contract Price:	\$616,485.00
Original Contract Period:	90

It is agreed to modify the Contract referred to above as follows. Note that the changes included in this Change Order are to be accomplished in accordance with the terms, stipulations, and conditions of the original Contract (as amended) as though included herein.

Item No.	Description	Contract Price		Contract Time (Days)	
		Increase	Decrease	Increase	Decrease
2	Manifold Extraction Wells	\$60,000.00			
5	2" Diameter HDPE (DR 9) Pipe and Fittings	\$15,000.00			
6	3" Diameter HDPE (DR 11) Pipe and Fittings	\$20,000.00			
8	6" Diameter HDPE (DR 17) Pipe and Fittings	\$41,250.00			
18	Condensate Line Connection	\$5,000.00			
B1	Blower Procurement	\$89,700.00		150	
B2	Blower Installation	\$49,893.28			
B3	Blower Electrical Work	\$43,355.09			
Subtotal:		\$324,198.37	\$0.00	150	0
Net Difference:		\$324,198.37		150	

Contract Price Prior to this Change Order:	Contract Time Prior to this Change Order (Days):
\$616,485.00	90

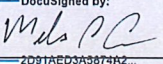
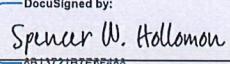
Net Increase (Decrease) of this Change Order:	Net Increase (Decrease) of this Change Order (Days):
\$324,198.37	150

Revised Not to Exceed Contract Price with all Approved Change Orders:	Contract Time with all Approved Change Orders (Days):
\$940,683.37	240

Change Order - Line Item Breakdown:

Item No.	Description (Units)	Unit Cost		Total Cost	
		Quantity	Unit Cost	Increase	Decrease
A. Unit Price Item Quantity Adjustments:					
2	Manifold Extraction Wells	400	\$150.00	\$60,000.00	
5	2" Diameter HDPE (DR 9) Pipe and Fittings	1,000	\$15.00	\$15,000.00	
6	3" Diameter HDPE (DR 11) Pipe and Fittings	1,000	\$20.00	\$20,000.00	
8	6" Diameter HDPE (DR 17) Pipe and Fittings	750	\$55.00	\$41,250.00	
18	Condensate Line Connection	1	\$5,000.00	\$5,000.00	
Subtotal:				\$141,250.00	\$0.00
Net Difference:				\$141,250.00	
B. Additional Items:					
B1	Blower Procurement	1	\$89,700.00	\$89,700.00	
B2	Blower Installation	1	\$49,893.28	\$49,893.28	
B3	Blower Electrical Work	1	\$43,355.09	\$43,355.09	
Subtotal:				\$182,948.37	\$0.00
Net Difference:				\$182,948.37	



Accepted for Contractor By:		Recommended for Approval By (S+G):	
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By:	Michael Curran	By:	Spencer W. Hollomon, P.E.
Title:	Project Manager	Title:	Project Engineer
Date:	2/9/2024	Date:	2/9/2024

Approved for Owner By:		Approved By (Other - When Required):	
By:	Amanda Bader, P.E.	By:	
Title:	Director	Title:	
Date:		Date:	

Attest

County of Cumberland

Andrea Tebbe
Clerk to the Board

Glenn Adams
Chairman, Board of County Commissioners


Date: _____

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

Approved for Legal Sufficiency upon formal execution by all parties:

By: 
County Finance Director

Date: 3-8-24

By: 
County Attorney's Office
contract 2024 283

Date: 3/13/24

Distribution:

<input checked="" type="checkbox"/>	Owner	<input checked="" type="checkbox"/>	Contractor	<input type="checkbox"/>	Field	<input checked="" type="checkbox"/>	File	<input type="checkbox"/>	Other
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AMERICAN RESCUE PLAN

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF

DATE: 4/11/2024

**SUBJECT: ARP COMMITTEE RECOMMENDATIONS AND ASSOCIATED BUDGET
ORDINANCE AMENDMENTS B#241112 AND B#241026**

BACKGROUND

The American Rescue Plan Committee met on April 1, 2024. The committee recommended the following items be placed on the April 11, 2024, agenda as Items of Consideration:

- (1) Consideration of Nonprofit Funding Recommendations
- (2) Consideration of Funding for a County Internship Program (Ignite) and Associated Budget Ordinance Amendment B#241112
- (3) Consideration of Request to Transfer Unencumbered Small Business Economic Assistance Program Funding to Public Sector Workforce: Freed Up Capacity & Affordable Housing Funding to Broadband and Associated Budget Ordinance Amendment B#241026

At the April 11, 2024 Agenda Session, the Board of Commissioners unanimously approved, forwarding these items to the April 15, 2024, Regular Board Meeting as Items of Consent.

RECOMMENDATION / PROPOSED ACTION

Approval of these funding recommendations and associated Budget Ordinance Amendments B#241112 and B#241026.

ATTACHMENTS:

Description	Type
ARP Committee Recommendations	Backup Material

Clarence G. Grier
County Manager

Brian Haney
Assistant County Manager



Sally S. Shutt
Assistant County Manager

Heather Skeens
Assistant County Manager

Office of the County Manager

TO: BOARD OF COUNTY COMMISSIONERS
FROM: TYE VAUGHT, CHIEF OF STAFF
DATE: APRIL 1, 2024
SUBJECT: CONSIDERATION OF NONPROFIT FUNDING RECOMMENDATIONS

BACKGROUND

The American Rescue Plan Committee reviewed staff recommendations for nonprofit organizations seeking financial assistance from the Assistance to Nonprofits Program. Staff has verified each applicant's eligibility to receive funding based on their public purpose and fiscal responsibility and is pleased to recommend approval for funding in FY2025.

Seventeen (17) nonprofits have been recommended for funding. These organizations serve a variety of public purposes, including providing health services, community development, youth development and education, and economic development.

Each application was thoroughly evaluated, and staff determined that all recommended applicants possess the necessary capacity to use the funding in a fiscally responsible manner while fulfilling their public purpose.

The American Rescue Plan Committee's recommendations total \$435,665 and are contingent upon the successful execution of a contract with the County. If approved by the Board of Commissioners, each nonprofit organization approved for funding will receive a conditional award letter.

ARP Committee Non-Profit Funding Recommendations

1. Action Pathways, Inc. (Second Harvest Food Bank)

Founded: 1965

Mission and Activities: Action Pathways, Inc. is committed to helping families and individuals achieve economic security through a comprehensive approach. As a member of a national network of community action programs, it promises to change lives and improve communities. The Second Harvest Food Bank, under Action Pathways, distributes nutritious food to those facing hunger across Southeast North Carolina, serving as a critical part of their anti-poverty efforts.

Request: They seek to purchase a cargo van to enhance their ability to distribute food to remote partner agencies, especially during disasters, and to make bulk food purchases.

Requested Amount: \$50,000

Committee Recommendation: \$30,000

2. Airborne and Special Operations Museum Foundation

Founded: 1991

Mission and Activities: This Foundation supports the unique museum that honors the legacies of Airborne and Special Operations Soldiers. By combining education on military and world history, it has become a significant tourist attraction and an educational resource. The Foundation and museum staff, though separate entities, collaborate closely to ensure the museum's success and educational outreach.

Request: Funds are sought for Science, Technology, Engineering, Arts, and Mathematics (STEAM) and interactive materials to modernize the museum and enhance visitor engagement.

Requested Amount: \$50,000

Committee Recommendation: \$25,000

3. Child Advocacy Center, Inc.

Founded: 1993

Mission and Activities: The Child Advocacy Center provides a coordinated response to child abuse, offering a safe space for investigations and support. It plays a crucial role in preventing further trauma to victims and offers educational programs to prevent child abuse in the community.

Request: The funding will cover Child First Training, Child Abuse Prevention Training, utility upkeep, and general materials.

Requested Amount: \$41,368

Committee Recommendation: \$41,368

4. Community Health Interventions, Inc.

Founded: 2018

Mission and Activities: Serving Cumberland and surrounding counties, this organization addresses health disparities through primary care, specialty services, and health education. It plays a critical role in infectious disease management and health awareness.

Request: Requested funds are to support a Clinical Coordinator and utility upkeep, enhancing their capacity to provide essential health services.

Requested Amount: \$49,965

Committee Recommendation: \$12,650

5. Cool Springs Downtown District, Inc.

Founded: 2017

Mission and Activities: Administers Downtown Fayetteville's Arts and Entertainment and Municipal Service Districts to promote economic and cultural growth. Achievements include the introduction of new businesses, residential units, and significant construction projects, alongside efforts to enhance the district's appeal and engage the community through events and programs.

Request: Funds to support ambassador services, janitorial and grounds upkeep, and the implementation of software to track visitor habits for more effective use of resources.

Requested Amount: \$50,000

Committee Recommendation: \$10,000

6. Cut My City Foundation

Founded: 2019

Mission and Activities: Empowers children and instills pride through free haircuts, books, and resources. Originated from grassroots efforts to serve homeless individuals and has expanded to a broader mission of supporting children in learning environments.

Request: Funds to operate a mobile unit and support training for apprentice barbers, extending their reach and impact.

Requested Amount: \$49,578

Committee Recommendation: \$22,548

7. Gate Beautiful

Founded: 2020

Mission and Activities: Gate Beautiful offers comprehensive support to individuals affected by human trafficking, prostitution, or addiction. Through rapid response, case management, and restoration planning, it provides a pathway to freedom for victims. Its direct engagement with survivors and specialized training programs enhances its understanding and response to human trafficking. The organization's collaboration with local law enforcement, including the Cumberland County Sheriff's Office and the Fayetteville Police Department, strengthens its ability to offer tailored support services and advocate effectively for survivors.

Request: Assistance with office supply, material costs, and occupancy, supporting their ongoing collaboration with local law enforcement and shelter services.

Requested Amount: \$40,000

Committee Recommendation: \$40,000

8. Greater Fayetteville Chamber

Founded: 2003

Mission and Activities: A key player in advancing economic development and education, advocating for business-friendly policies and providing programs that support business growth and workforce development. Leverages a rich history and community engagement to foster a thriving economic ecosystem.

Request: Funds for personnel, materials, supplies, and educational opportunities, aiming to enhance their support for the local business community.

Requested Amount: \$32,960

Committee Recommendation: \$15,000

9. Greater Life of Fayetteville, Inc. (GLOF)

Founded: 2006

Mission and Activities: Greater Life of Fayetteville, Inc., serves at-risk and behaviorally challenged youth with innovative programs that foster academic success, social skills, and moral growth. It provides critical support through suspension intervention, after-school care, STEM education tutoring, and a culturally rich summer program, alongside parental workshops on essential life skills.

Request: GLOF seeks funding to bolster its array of services, including educational programs, after-school care, and resources for parents and guardians, aiming to maintain a stable and supportive environment for the children's development.

Requested Amount: \$47,157

Committee Recommendation: \$30,000

10. Greater Sandhills Chamber Incorporated

Founded: 2021

Mission and Activities: The Greater Sandhills Chamber's goal is to ensure that businesses speak with one voice. Membership in the Chamber gives businesses that voice. They strive for continuous and sustainable improvements in the Spring Lake and the surrounding areas — in business, in culture, in arts and education, and in their partnerships. They provide business leadership that maintains the natural wonders of the Sandhills and serves as a model to others in the community.

Requested Amount: \$5,000

Committee Recommendation: \$5,000

11. Hope Mills Area Chamber of Commerce, Inc.

Founded: 1989

Mission and Activities: The mission of the Hope Mills Area Chamber of Commerce is to sustain and further develop a thriving economy and to enhance their community's quality of life. Their mission is to educate business owners, advocate for their members and give their business members the tools to empower them to go above and beyond in order to succeed.

Committee Recommendation: \$5,000

12. Marius Maximus Foundation for Mental Health, Inc.

Founded: 2021

Mission and Activities: Dedicated to improving mental health awareness and support through peer support, resources, classes, and referrals. The foundation emphasizes education and community involvement to enhance quality of life for teens, veterans, and low-to-moderate income individuals and families, addressing issues such as suicide prevention and interpersonal communication.

Request: Seeking funds to supplement Peer Support Specialists, provide self-care bags for participants, and facilitate Wellness Recovery Action Plans (WRAP) training.

Requested Amount: \$50,000

Committee Recommendation: \$30,000

13. My Brother's Keeper Church

Founded: 2015

Mission and Activities: My Brother's Keeper Church is deeply committed to supporting the Murchison Road Corridor community, focusing on ensuring every school-aged child has access to essential resources for thriving. Their efforts span across food security, education, and community development. Notably, despite experiencing a total loss due to a devastating fire, the organization has resiliently continued its programs without interruption. This perseverance underscores their dedication to the community's well-being, especially in providing school supplies and developing skill opportunities for underserved individuals.

Request: Funding is sought for equipment and capital needs for feeding programs, back-to-school programs, and a bricklayer school, in addition to utility needs.

Requested Amount: \$50,000

Committee Recommendation: \$50,000

14. New Life in Christ Ministries, Inc.

Founded: 1996

Mission and Activities: Serves the communities of Cumberland Road, Fayetteville, Hope Mills, and surrounding areas by offering support services that address mental, physical, and spiritual needs. The organization's wide range of services includes food and clothing distribution, employment skills training, and transportation services, among others.

Request: The request is for funding to cover occupancy costs and supplement custodial/janitorial needs, ensuring the continued operation and maintenance of facilities used to provide community services.

Requested Amount: \$42,228

Committee Recommendation: \$20,000

15. Sandhills Family Heritage Association

Founded: 2001

Mission and Activities: Dedicated to improving the quality of life for families in the Sandhills Cumberland County area through a focus on social, economic, environmental, and cultural issues. The organization's core programs include cultural heritage preservation, land retention, economic opportunity, and community education.

Request: Funds to supplement personnel, cover travel expenses for food pickup and distribution, rent and utilities, food safety training and certification, and vehicle rental.

Requested Amount: \$50,000

Committee Recommendation: \$50,000

16. Sweet Tea Shakespeare

Founded: 2012

Mission and Activities: Engages communities through the magic of story, song, and stagecraft. By welcoming both newcomers and long-time locals, Sweet Tea Shakespeare aims to bridge community gaps through performances that celebrate the rich traditions of Shakespeare and other classic works. The company operates year-round, offering a range of productions, workshops, and community events.

Request: Funds are requested to supplement personnel, materials, supplies, occupancy costs, and to contract educators for programs and workshops. This will enable the continuation and expansion of their diverse and inclusive programming.

Requested Amount: \$25,598

Committee Recommendation: \$24,999

17. The Soul Harvest Apostolic Church

Founded: 2021

Mission and Activities: Aims to address the immediate needs of low-income individuals, families, and seniors in the community by providing hot meals, groceries, and other essential services. It stands out for its consistent support before, during, and after the pandemic, highlighting its commitment to community care and support.

Request: The organization seeks funding to provide meals to homeless individuals and to conduct healthy living seminars, which will educate and support the community in achieving better health outcomes.

Requested Amount: \$24,100

Committee Recommendation: \$24,100

Cumberland County Consideration for Non-Profit Funding Recommendations		
#	Organization	Recommended Funding Amount
1	Action Pathways, Inc.	\$ 30,000
2	Airborne and Special Operations Museum Foundation	25,000
3	Child Advocacy Center, Inc.	41,368
4	Community Health Interventions, Inc.	12,650
5	Cool Springs Downtown District, Inc.	10,000
6	Cut My City Foundation	22,548
7	Gate Beautiful	40,000
8	Greater Fayetteville Chamber	15,000
9	Greater Life of Fayetteville, Inc.	30,000
10	Greater Sandhills Chamber Incorporated	5,000
11	Hope Mills Area Chamber of Commerce, Inc.	5,000
12	Marius Maximus Foundation for Mental Health, Inc.	30,000
13	My Brother's Keeper Church	50,000
14	New Life in Christ Ministries, Inc.	20,000
15	Sandhills Family Heritage Association	50,000
16	Sweet Tea Shakespeare	24,999
17	The Soul Harvest Apostolic Church	24,100
	Total	\$ 435,665

Clarence G. Grier
County Manager

Brian Haney
Assistant County Manager



Sally S. Shutt
Assistant County Manager

Heather Skeens
Assistant County Manager

Office of the County Manager

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF

DATE: APRIL 1, 2024

**SUBJECT: CONSIDERATION OF FUNDING FOR A COUNTY INTERNSHIP PROGRAM (IGNITE)
AND ASSOCIATED BUDGET ORDINANCE AMENDMENT #B241112**

BACKGROUND

Staff requests the Board Commissioner's consideration for an allocation of \$500,000 in funding towards the establishment and launch of a comprehensive internship program, named "Ignite," slated to pilot in FY2025. This initiative aims to provide a robust platform for 50 talented individuals - comprising both college students (graduate and undergraduate) and high school students - to gain valuable work experience and contribute to our County departments in meaningful ways.

The primary goal of "Ignite" is to foster a symbiotic relationship between students and our County departments, where students can apply their academic knowledge in real-world settings, and departments can benefit from the fresh perspectives and energy that young talent brings. By doing so, we aim not only to enhance students' readiness for their future careers but also to cultivate a pipeline of skilled individuals who might serve as potential future employees for the County.

"Ignite" is designed to be flexible, matching students with departments based on the students' areas of study and interests as well as the specific needs of the departments. This ensures that each internship position is both relevant and beneficial to both parties. We plan to onboard 25 college students and 25 high school students in the first year, carefully selected through a competitive application process to ensure that we are investing in candidates who show the most promise and motivation.

The requested \$500,000 will tentatively be used for:

- Program Development and Administration
- Stipends for Interns
- Operational Costs

Investing in "Ignite" offers numerous benefits, including:

Clarence G. Grier
County Manager

Brian Haney
Assistant County Manager



Sally S. Shutt
Assistant County Manager

Heather Skeens
Assistant County Manager

Office of the County Manager

- Talent Development
- Innovation and Fresh Perspectives
- Community Engagement
- Recruitment Pipeline

"Ignite" presents an opportunity for the County to lead by example, showing a commitment to the professional development of its youth and to the continuous improvement of its departments through fresh perspectives and innovation.

Clarence G. Grier
County Manager

Brian Haney
Assistant County Manager



Sally S. Shutt
Assistant County Manager

Heather Skeens
Assistant County Manager

Office of the County Manager

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF

DATE: APRIL 1, 2024

SUBJECT: CONSIDERATION OF REQUEST TO TRANSFER UNENCUMBERED SMALL BUSINESS ECONOMIC ASSISTANCE PROGRAM FUNDING TO PUBLIC SECTOR WORKFORCE: FREED UP CAPACITY & AFFORDABLE HOUSING FUNDING TO BROADBAND AND ASSOCIATED BUDGET ORDINANCE AMENDMENT #B241026

BACKGROUND

The ARP Small Business Economic Assistance Program was designed to provide critical financial support to small businesses affected by the COVID-19 pandemic. After two phases, a portion of the funds budgeted for the program remain unencumbered. Staff requests the Board of Commissioner's approval to transfer \$268,872 of these unencumbered funds to Public Sector Workforce: Freed Up Capacity. Staff also requests the ARP Committee's approval to transfer \$2.8M in funds budgeted for ARP Affordable Housing to Broadband to be utilized for the CAB Program.

ARPA GRANT PROJECT ORDINANCE AMENDMENT #B241026
as of February 19, 2024
April 15, 2024

ARPA Reporting Code	Fund 240 Expenditure Category	Project Description	Cost Object	Appropriation of CSLFRF Funds	Project Allocation Total
1.1	Public Health (2404551)	COVID19 Vaccinations - Cumberland County's self-funded claims costs for vaccinations	Claims	\$ 78,000	78,000
1.2	Public Health (2404551)	COVID19 Testing - Cumberland County's self-funded claims for COVID19 Testing	Claims	166,000	166,000
1.6	Public Health (2404551)	Medical expenses - Cumberland County's self-funded claims costs for COVID19 treatment	Claims	956,000	956,000
1.8	Public Health (2404551)	COVID19 Assistance to Small Business (1.8)	Contracted Services	2,655,886	2,655,886
2.2	Negative Economic Impacts (2404552)	Household Assistance: Rent, Mortgage, and Utility Aid Rental Assistance: Make funding available to assist renters at risk of eviction	Contracted Services	500,000	500,000
2.10	Negative Economic Impacts (2404552)	Assistance to Unemployed or Underemployed Workers: Trade job training program in partnership with FTCC, Mid-Carolina COG - Workforce Development, and Cumberland County Schools	Contracted Services	2,000,000	2,000,000
2.15	Negative Economic Impacts (2404552)	Long-term Housing Security: Affordable Housing - New construction of a multi-family housing development in the Shaw Heights neighborhood (QCT 24.01)	Engineering/ Construction	12,700,000	12,700,000
3.2	Public Sector Capacity (2404553)	Public Sector Workforce: Rehiring Public Sector Staff - Salary and benefit costs to restore employment to prepandemic levels	Salaries/ Benefits	14,435,245	14,435,245
5.5	Infrastructure (2404555)	Clean Water: Other Sewer Infrastructure - Construction of a sanitary sewer system to be located in the Shaw Heights neighborhood (QCT 24.01)	Engineering/ Construction	9,300,000	9,300,000
5.15	Infrastructure (2404555)	Drinking Water: Other Water Infrastructure - Construction of a water system to be located in the Gray's Creek Water and Sewer District	Engineering/ Construction	10,000,000	10,000,000
5.21	Infrastructure (2404555)	Broadband: Other projects - Broadband expansion into underserved areas in partnership with the State of NC, and a vendor selected through a competitive RFP process	Contracted Services	283,987	283,987
6.1	Revenue Replacement (2404556)	Provision of Government Services - Salaries and benefit costs of Public Safety Personnel	Salaries/ Benefits	10,000,000	10,000,000
7.1	Administration (2404557)	Administrative Expenses - 3.5 full time County positions and allocated portions of several staff to manage CSLFRF programs and compliance requirements. ARPA allows up to 10% of total reward			2,093,572
			Salaries	1,321,348	
			Benefits	389,281	
			Operating	125,335	
			Unassigned	257,608	
				\$ 65,168,690	\$ 65,168,690

Appropriation of CSLFRF Funds
\$ -
-
-
(286,872)
-
500,000
(3,300,000)
286,872
-
-
2,800,000
-
-
-
-
-
\$ -

Appropriation of CSLFRF Funds as revised	Project Allocation Total
\$ 78,000	\$ 78,000
166,000	166,000
956,000	956,000
2,369,014	2,369,014
500,000	500,000
2,500,000	2,500,000
9,400,000	9,400,000
14,722,117	14,722,117
9,300,000	9,300,000
10,000,000	10,000,000
3,083,987	3,083,987
10,000,000	10,000,000
	2,093,572
1,321,348	
389,281	
125,335	
257,608	
\$ 65,168,690	\$ 65,168,690



COMMUNITY DEVELOPMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF / INTERIM COMMUNITY DEVELOPMENT DIRECTOR

DATE: 4/3/2024

SUBJECT: REQUEST TO INCREASE THE MAXIMUM AMOUNT OF AID PER HOUSEHOLD GRANT AWARD FOR HOME REPAIRS IN THE COMMUNITY DEVELOPMENT HOUSING REHABILITATION PROGRAM

BACKGROUND

At the December 19, 2016, Regular Meeting, the Board of Commissioners approved an increase to the maximum grant amount for the Minor Housing Repair Grant (MHRG) Program from \$7,500 to \$10,000. This increase was in direct response to the escalating need for financial assistance among homeowners within our community, particularly those with incomes at or below 80% of the area median income. These individuals require crucial repairs to maintain their homes' safety and livability.

The grant program, administered entirely by the County, not only awards the grants to eligible homeowners but also entails a comprehensive assessment of the housing repair needs, procurement of contractors, and project management of the repairs. This end-to-end management ensures that the assistance provided is both effective and efficient, directly addressing the critical repair needs within our community.

Since the grant amount was last adjusted in 2016, we have witnessed significant changes in the economic environment, most notably the sharp increase in the costs of building materials and labor. These changes have substantially impacted the program's capacity to meet the increasing demand for housing rehabilitation, underscoring the need for a revised financial threshold that reflects current market conditions.

The unchanged grant threshold since 2016 increasingly misaligns with the financial realities of undertaking necessary home repairs, challenging the program's ability to operate efficiently and fulfill its mission. The comprehensive role of the County in administering these grants—from assessing needs to overseeing project completion—further emphasizes the importance of adjusting the grant amount to ensure the program's

sustainability and responsiveness to our community's needs.

At the April 11, 2024 Agenda Session, the Board of Commissioners unanimously approved, forwarding this item to the April 15, 2024, Regular Board Meeting as an Item of Consent.

RECOMMENDATION / PROPOSED ACTION

Approval of request to increase the limit for the Minor Housing Repair Grant Program from \$10,000 to \$30,000.

ATTACHMENTS:

Description

Minor Housing Repair Grant Program Guideline Amendment (Draft)

Type

Backup Material

The following program guideline was approved on December 19, 2016, by the Board of County Commissioners.

MINOR HOUSING REPAIR GRANT PROGRAM

Goals for the Minor Housing Repair Grant Program (MHRG)

- Respond to minor repair needs; and
- Provide grants which will reduce extensive underwriting procedures.

Minor Housing Repair Grant Program Guidelines

Income Eligibility: Cumberland County Community Development Department will provide disaster recovery housing repair assistance to homeowners, whose “Annual Gross Household Income” is 80% or below the median income for Cumberland County, as determined by the HUD Section 8 definition of Annual Income. “Household” is defined as: a person or persons who intend to occupy a home as a permanent residence. This will determine if the “household income” is in compliance according to the income limits established by the U.S. Department of Housing and Urban Development (HUD). The maximum income allowed is determined by HUD and is adjusted according to family size.

Priority Assistance: Priority will be given to applicants that are in the following groups:

- Elderly persons 62 years of age or older;
- Persons who are permanently disabled;
- Persons with special needs, including but not limited to, severe and persistent mental illness and persons with AIDS.

Proof of Ownership Interest: ~~Applicant must be an individual who owns the property to be repaired.~~ Applicant must have an ownership interest in the property being repaired with the Deed title to the property being clear of any Federal, State, ~~and Local liens~~ county or municipal liens other than the current year’s property taxes or assessments. ~~Property taxes must be current.~~

Proof of Principal Residency: The unit to be rehabilitated must ~~have been~~be occupied by the applicant as the applicant’s principal residence.

Grant Guidelines

Maximum Grant Amount: ~~Upon approval, applicant may be provided with up to \$10,000.00 for eligible minor housing repair assistance.~~ The maximum amount of the grant for any eligible minor housing repair assistance project is \$30,000.

Compliance Income: Applicant and any other persons living in the home as a permanent residence shall furnish a copy of their most recent pay stub and/or copy of their most recent tax return, or other type of verification as approved by Cumberland County Community

Development to verify annual income and determine household compliance income in meeting program eligibility.

Property Guidelines

Area of Eligibility: Applicant must have an ownership interest in the property to be repaired under the Minor Housing Repair Grant Program and occupy the property as their principal residence. Property must be located in Cumberland County, outside the city limits of Fayetteville.

Public Acquisition Plan: Property that is planned to be taken as a whole for public purposes will not be eligible to participate in the Minor Housing Repair Grant Program.

Manufactured Housing Units (MHUs or Mobile Homes): A mobile home that is not permanently attached, does not have a HUD seal of approval, and is not listed as “real” property by the Cumberland County Tax Office shall not be eligible to participate in the Repair Program. “Permanently attached” is defined as: the towing hitch or running gear, including the wheels and axles, have been removed from the mobile home and the home has been permanently attached to a conventional foundation (including basement, crawl space or slab type foundation). Single wide mobile homes are not eligible to receive assistance under this program.



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 4/11/2024

**SUBJECT: AMENDMENT OF THE MINIMUM HOUSING AND NONRESIDENTIAL
BUILDING CODE**

BACKGROUND

Many of the structures which are subject to enforcement under the Minimum Housing and Nonresidential Building Code are abandoned. Chapter 160D added abandoned structures as a type of structure that may be addressed by a minimum housing code. Amending the county's code to include abandoned structures is the most efficient way to address this problem. An example of how it can be applied is the Coliseum Inn, which was closed as a nuisance by court order last year and has been left on the premises in a partial state of demolition with the windows having been removed and the building being unsecured. The proposed text amendment attached is to include abandoned structures to the ordinance and update the language to be consistent with Chapter 160D. This will require numerous other amendments to multiple sections of the ordinance and will require a public hearing after two weeks' notice before it can be adopted.

RECOMMENDATION / PROPOSED ACTION

The board considered this at the April 11, 2024, agenda session and voted unanimously to: (1) approve the finding and purpose for amending the county's Minimum Housing and Nonresidential Building Code as set forth in the attachment, and (2) direct the county attorney to draft the necessary amendments to the code to meet this purpose consistently with the requirements of Article 12 of Chapter 160D.

ATTACHMENTS:

Description

Proposed Text Amendment for Minimum Housing

Type

Backup Material

**Proposed Text Amendment to Sec. 4-66 of the Cumberland County
Minimum Housing and Nonresidential Building Code**

Sec. 4-66. – Finding and purpose.

Pursuant to N.C.G.S. § 160D-1201, the Board of Commissioners of Cumberland County hereby finds that there exist in the planning and development regulation jurisdiction of the County:

- (1) dwellings that are unfit for human habitation due to dilapidation; defects increasing the hazards of fire, accidents or other calamities; lack of ventilation, light, or sanitary facilities; accumulations of garbage, trash or rubbish on the premises; other conditions rendering the dwellings unsafe or unsanitary, or dangerous or detrimental to the health, safety, morals, or otherwise inimical to the welfare of the residents of the County; and
- (2) abandoned structures that create a health or safety hazard as a result of the attraction of insects or rodents, conditions creating a fire hazard, dangerous conditions constituting a threat to children, or frequent use by vagrants as living quarters in the absence of sanitary facilities.

The Board of Commissioners of Cumberland County further finds that the existence and occupation of dwellings that are unfit for human habitation and abandoned structures that create a health or safety hazard are inimical to the welfare and dangerous and injurious to the health and safety of the people of the County, and a public necessity exists for the repair, closing, or demolition of such dwellings and abandoned structures.



COMMUNITY DEVELOPMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF / INTERIM COMMUNITY DEVELOPMENT DIRECTOR

DATE: 4/1/2024

SUBJECT: COMMUNITY DEVELOPMENT PROGRAM YEAR 2024 ANNUAL ACTION PLAN (DRAFT)

BACKGROUND

The Community Development department is currently engaged in the planning phase for the Program Year 2024 Annual Action Plan. This document is crucial as it must be submitted to the U.S. Department of Housing and Urban Development (HUD) by May 15, 2024. Submission by this deadline is necessary to ensure the continued receipt of annual allocations from the Community Development Block Grant (CDBG) and Home Investment Partnerships Program (HOME) funds.

For Program Year 2024, the Annual Action Plan will detail the Community Development's strategies for utilizing CDBG, HOME, and other funding sources. These strategies aim to meet the priority needs outlined in the 2020-2024 Consolidated Plan. Additionally, the plan will highlight specific projects slated for implementation from July 1, 2024, to June 30, 2025. The Draft 2024 Annual Action Plan has been made available for public review and comments across Cumberland County from March 20, 2024, to April 19, 2024.

In adherence to the citizen participation process, a public hearing is scheduled to be held within the comment period. Community Development will respond to all feedback received about the plan within 15 days of receipt. All comments and responses will be incorporated into the final document. Following the public review phase, the finalized plan will be presented to the Board of Commissioners for their endorsement. Once approved, it will be submitted to HUD by the stipulated deadline.

RECOMMENDATION / PROPOSED ACTION

Community Development requests that the Board of County Commissioners hold a public hearing on the draft Program Year 2024 Annual Action Plan to offer input and comments, as well as to receive comments from the

public. No other action is necessary.

ATTACHMENTS:

Description	Type
Community Development Program Year 2024 Annual Action Plan (Draft)	Backup Material
Community Development Program Year 2024 Annual Action Plan (Draft) Presentation	Backup Material



COMMUNITY DEVELOPMENT DEPARTMENT

PROGRAM YEAR 2024 ANNUAL ACTION PLAN

(JULY 1, 2024– JUNE 30, 2025)



Public Review Comment Period:
March 20, 2024 through April 19, 2024

Public Hearing:
April 15, 2024 @ 6:45 p.m.
Cumberland County Courthouse
117 Dick Street, Fayetteville, NC

DRAFT 3/20/24

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

Cumberland County's Community Development Department acts as the grant administrator for entitlement funds awarded by the United States Department of Housing and Urban Development (HUD). In compliance with HUD regulations, the County must prepare an Annual Action Plan detailing proposed projects for the Program Year (PY)/Fiscal Year (FY). This plan is a necessary component of the 2020-2024 Consolidated Plan (5-Year Strategic Plan), outlining priority needs, goals, and objectives that Cumberland County plans to accomplish to meet the needs of the community over the five-year period. This Annual Action Plan covers the PY 2024 grant cycle, marking the fifth and final year of progress towards the goals set in the Consolidated Plan. The grant cycle will run from July 1, 2024, to June 30, 2025.

Cumberland County receives two HUD entitlement grants outlined in the Action Plan:

- Community Development Block Grant (CDBG): The CDBG program aims to enhance urban communities by providing decent housing, a suitable living environment, and expanding economic opportunities. Projects funded under CDBG must meet one of three National Objectives: benefit low- and moderate-income individuals, aid in the prevention or elimination of slums or blight, or address urgent community development needs where other financial resources are not available.
- Home Investment Partnerships Program (HOME): The HOME program aims to increase the supply of decent, safe, sanitary, and affordable housing for low-income individuals.

For the PY 2024 grant cycle, Cumberland County expects to receive approximately \$930,856 in CDBG funds and \$459,564 in HOME funds. Allocations are pending and could change. Any increase or decrease in funding will be applied to Housing Rehabilitation projects. Additionally, HUD has allocated an extra \$1,435,021 in HOME funds through the American Rescue Plan (ARP) Act of 2021. Supplemental funding from HUD, including Coronavirus Aid, Relief and Economic Securities (CARES) Act, and the American Rescue Plan (ARP) Act, further supports the goals of the Consolidated Plan.

Cumberland County also secures funding from other sources to address community needs. This includes competitive grants such as the Continuum of Care Program grant, supporting housing programs and the local Continuum of Care (CoC). The County also allocates general funds to aid the homeless population. The Community Development Department oversees these programs, providing direct assistance to residents and partnering with various private and public entities, including for-profits, nonprofits, local governments, and agencies like the local housing authority, to fulfill these initiatives.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

Cumberland County identified the following priority needs, goals, and objectives as part of its 2020-2024 Consolidated Plan:

1. Housing: Improve, preserve, and expand the inventory of affordable housing for low- and moderate- income persons and families living in Cumberland County.
2. Homeless: Improve the living conditions and support services and increase the availability of housing for homeless persons and families in Cumberland County and eliminate unfair housing practices that may lead to homelessness.
3. Special Needs: Improve, preserve, and expand opportunities and services for persons with special needs and the disabled in Cumberland County.
4. Community Development: Improve, preserve, and create new public and community facilities, infrastructure, and public services to ensure the quality of life for all residents of Cumberland County.
5. Economic Development: Increase and promote job creation, job retention, self-sufficiency, education, job training, technical assistance, and economic empowerment of low- and moderate-income residents of Cumberland County. To achieve this goal, Cumberland County will support job creation / retention, workforce development, employment, and job training services; support business retention and commercial growth through expansion and new development with technical assistance and low interest loan programs including Section 108 loans; and encourage new economic development through local, state, and Federal tax incentives and programs.
6. Administration, Planning, and Management: Provide sound and professional planning, administration, oversight and management of Federal, state, and local funded programs.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

Affordable Housing Needs:

- \$499,992 in HOME funds were expended to construct five single-family homes in the Spring Lake area.
- \$429,772 were used for housing rehabilitation assistance to 13 homeowners.
- Approximately \$210,819 for project delivery costs supported housing-related activities.

Homeless Needs:

- Assisted approximately 1,217 low to moderate-income persons through the coordinated entry referral system.
- Expended \$59,393 in CDBG funds for rental assistance and hotel/motel vouchers for 30 individuals.
- \$110,339 through CDBG-CV Public Services Program to assist around 48 households with tenant-based rental assistance and other supportive services.
- Used \$136,635 from City and County general funds to support Data and Evaluation analyst position, Homeless Management Information System, and housing and supportive services.
- Utilized approximately \$134,158 of Continuum of Care Program funds to support transitional housing and a permanent supportive housing program, assisting 82 persons.
- \$27,828 in CDBG funds as a match towards additional support for the transitional housing program.
- Through a partnership with a local nonprofit, the Projects for Assistance in Transition from Homelessness (PATH) program provided outreach to 301 persons and enrolled 25 persons in the program.

Non-Housing Community Development Needs:

- Approximately \$20,000 in CDBG and other private funds were expended to provide public services including prescription medications and other health services for 107 low to moderate-income persons.
- \$26,198 for project delivery costs, supporting staff costs associated with carrying out public service activities.

In total, the CDBG expenditures include:

- Housing Rehabilitation (Owner-Occupied): \$429,772
- Housing Project Delivery: \$210,819
- Public Services: \$185,591
- Public Services (CDBG-CV): \$110,339
- General Administration (including CV): \$204,254

Despite facing challenges during the pandemic, Cumberland County ensured that residents could access assistance from programs to address their immediate needs. The funds allocated for affordable housing, homeless assistance, and non-housing community development reflect a commitment to meeting the priorities and objectives outlined in the plan, with special attention to the highest priority activities identified.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

Copies of the Annual Action Plan were placed at the Town Halls for each of the eight (8) municipalities (Eastover, Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, and Wade) within Cumberland County (excluding Fayetteville) as well as on the County's website for public review and comment. A copy was also available at the Cumberland County Community Development Department's office located at 707 Executive Place, Fayetteville. A public hearing was held before the Board of County Commissioners on the evening of April 15, 2024 in the County Courthouse building, located at 117 Dick Street. There were no comments from the public.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

No comments were submitted.

6. Summary of comments or views not accepted and the reasons for not accepting them

No comments were submitted.

7. Summary

Cumberland County will continue to use its entitlement funding to address the goals and objectives outlined in the 2020-2024 Consolidated Plan. For this Program Year, the County will continue to make the necessary changes in its CDBG and HOME program policies and procedures to ensure flexibility and residents are able to access assistance without barriers. The County will maintain strong public-private partnerships to develop affordable housing, rehab or construct public facilities and improvements, provide aide to small businesses, expand public services (human services), and address homelessness in the community.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	Cumberland County	Community Development Department
HOME Administrator	Cumberland County	Community Development Department

Table 1 – Responsible Agencies

Narrative (optional)

Cumberland County’s Community Development Department administers the CDBG and HOME programs. The Community Development Department is responsible for preparing the Consolidated Plan, Annual Action Plans, and the Consolidated Annual and Performance Evaluation Report (CAPER). The Department is also responsible for monitoring and oversight of the programs funded through the CDBG and HOME programs.

Consolidated Plan Public Contact Information

Ms. Devon Newton, Community Services Manager

Cumberland County Department of Community Development 707 Executive Place, Fayetteville, NC 28305

Phone: (910) 323-6112

Email: dnewton@cumberlandcountync.gov

Website: https://www.cumberlandcountync.gov/departments/community-development-group/community_development

AP-10 Consultation – 91.100, 91.200(b), 91.215(I)

1. Introduction

Cumberland County will continue to build new partnerships and maintain strong partnerships with local agencies to identify community needs and address gaps in the services delivery system. Our community partners include local non-profits to include members of the Fayetteville/Cumberland County Continuum Care on Homelessness (CoC), the Fayetteville Metropolitan Housing Authority, members of the faith-based community, housing providers, social service agencies, community and economic development organizations, City of Fayetteville and County agencies, and elected officials.

Provide a concise summary of the jurisdiction’s activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

Cumberland County continues to work closely with the following agencies to enhance coordination:

- **Mental Health and Social Services Agencies** – To improve access to services for low- and moderate-income persons;
- **Housing Providers** – Provides funding to rehabilitate and develop affordable housing and provide housing options for low- and moderate-income households; and
- **Community and Economic Development Agencies** – Provides funding to improve services to low- and moderate-income persons.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The Fayetteville/Cumberland County Continuum of Care (CoC) covers all of Cumberland County, including the City of Fayetteville and the Towns of Eastover, Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, and Wade. The Cumberland County Community Development Department serves as the Lead Agency/Collaborative Applicant for the CoC, providing essential institutional knowledge and leadership for the CoC Board while coordinating its ESG and CoC program funding.

Our community has successfully implemented a Coordinated Entry System (CES), currently managed by Cumberland HealthNET. This system adheres to the intake, assessment, and prioritization process outlined by HUD and our CoC. The CES facilitates referrals for homeless individuals and those at risk of homelessness within Cumberland County. During intake, individuals undergo evaluation using the VI-SPDAT, are scored, prioritized based on service needs, and referred to an available bed.

Cumberland County faces a significant challenge with a large unsheltered homeless population. As a response, the CoC has prioritized housing for the chronically homeless, disabled individuals, and homeless families with children. Given our proximity to Fort Liberty, we also have a sizable veteran

population. CES collaborates with the Veterans Administration and Volunteers of America to house and provide services to homeless veterans.

Any unaccompanied youth are assessed and referred to appropriate housing and service providers. Providers are required to collaborate with local school district homeless liaisons to ensure a seamless transition and continued support for educational needs.

Cumberland County Community Development, supported by CoC community partners, organizes and conducts the Point-in-Time Homeless Count for both sheltered and unsheltered homeless individuals annually during the last week of January. The results of the count are published on the Department's website (https://www.cumberlandcountync.gov/departments/community-development-group/community_development/point-in-time-count) to inform the public.

The County continues to coordinate with the CoC by developing performance standards, identifying training needs and conducting training, contributing resources to support the CoC, the HMIS system, and the CES, serving on the CoC Board and other CoC committees, and frequently engaging with our community partners.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

Upon receiving the Request for Applications from the NC Department of Health and Human Services, the County's Community Development Department forwards the information to the CoC for dissemination to the listserv. This process ensures that potential applicants are aware of the opportunity and understand the application process. After applications are submitted, the CoC's grant review committee convenes to assess and score the proposals, selecting projects for ESG funding and determining the allocation for each selected project.

Selected project applicants are required to demonstrate their capacity and performance record in providing services to homeless individuals or those at risk of homelessness, aligning with eligible activities outlined in the application. To support grant recipients, the Community Development Department and the CoC offer training sessions to clarify documentation and reporting requirements, ensuring providers understand their obligations.

ESG recipients are required to input client and service information into HMIS and submit quarterly performance reports via SAGE. The County has employed a Data and Evaluation Analyst, funded through the Homeless Initiative Fund Program, to facilitate access, provide training, and offer technical support to HMIS users. Additionally, the Community Development Department collaborates with the CoC to develop and implement policies and procedures for the operation and administration of HMIS. The Data and Evaluation Analyst works closely with the CoC's HMIS/CE Committee to promote best practices.

To sustain the HMIS system, the County, in partnership with the City of Fayetteville, funds the HMIS administrator (currently the Michigan Coalition Against Homelessness) and licenses HMIS users in

Cumberland County. This joint effort ensures the continued operation and effectiveness of the HMIS system in tracking and addressing homelessness in the community.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

1	Agency/Group/Organization	Fayetteville/Cumberland County Continuum of Care
	Agency/Group/Organization Type	Housing Services - Housing Services-Children Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services-Health Services-Education Services-Employment Service-Fair Housing Services - Victims
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy Non-Homeless Special Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Cumberland County is the Lead Agency and Collaborative Applicant for the CoC and has ongoing consultation with the CoC through Executive, Board, Member, and Committee meetings. The CoC Planning Grant will be used for a consultant to assist the CoC with a Strategic Plan. The County regularly communicates and meets with homeless service providers to determine ways to improve service delivery and customer service.

	2. Agency/Group/Organization	City of Fayetteville Community and Economic Development Department
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy Non-Homeless Special Needs HOPWA Strategy Market Analysis Economic Development Anti-poverty Strategy Lead-based Paint Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	The County and City have regular communication and collaboration, developed the 2020-2024 Consolidated Plan together through a consultant, and anticipate doing the same for the upcoming cycle. The City and County have an Interlocal Agreement that combines Homeless Initiative Funds for homeless services and are members of the Homeless Advisory Committee.
3	Agency/Group/Organization	Fayetteville Cumberland County Human Relations Department
	Agency/Group/Organization Type	Other government - Local
	What section of the Plan was addressed by Consultation?	Fair Housing
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Cumberland County maintains regular communication with the FCC Human Relations Department and will continue to fund a staff member to assist with Fair Housing support.

4	Agency/Group/Organization	Fayetteville Metropolitan Housing Authority
	Agency/Group/Organization Type	PHA
	What section of the Plan was addressed by Consultation?	Public Housing Needs
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Regular communication regarding partnerships. Cumberland County and FMHA will continue to explore ways to partner and support the community.

Identify any Agency Types not consulted and provide rationale for not consulting

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Fayetteville/Cumberland County Continuum of Care on Homelessness	The goals of both plans seek to develop more housing options for homeless and low-income populations, as well as increase coordinated support services.
Connecting North Carolina State Broadband Plan	North Carolina DIT Broadband Infrastructure Office	Broadband goals are incorporated into the Five Year Consolidated Plan and Annual Action Plans.

Table 2 – Other local / regional / federal planning efforts

Narrative (optional)

Cumberland County Community Development Department has ongoing consultations and discussions with our community partners. These include the agencies and organizations that participate in the CoC, as well as other service providers. Examples include:

- **Fayetteville Metropolitan Housing Authority** – Improvements to public housing communities and connecting homeless persons to public housing and Section 8 Vouchers.
- **Mental Health and Social Services Agencies** (Department of Social Services, Salvation Army, Action Pathways, Endeavors, Fayetteville Urban Ministry, Cumberland HealthNET, Communicare, Alliance Health, etc.) – Improve services to low- and moderate-income persons.
- **Housing Providers** (Endeavors, Family Promise, Kingdom CDC) –Rehabilitate and develop affordable housing and provide housing options for low- and moderate-income households.
- **Community and Economic Development Agencies** (Kingdom CDC, City of Fayetteville)–Improve services to low- and moderate-income persons.

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

Cumberland County engaged in a robust process of including citizen participation within the planning process. A series of public meetings were held in conjunction with town council meetings within the jurisdiction. Residents were notified of the meetings through public service announcements and media notices. A Housing and Community Needs Survey was distributed through press releases, social media, and the County's website. The County provided the public the opportunity to review and comment on the proposed action plan through its display at 10 public locations, including government offices and public libraries.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Newspaper Ad	Non-targeted/broad community	N/A	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Meeting	Non-targeted/broad community	Stedman Town Hall, 5110 Front St., Stedman, NC, January 4, 2024 @ 7pm. Town Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 15 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
3	Public Meeting	Non-targeted/broad community	Hope Mills Town Hall, 5770 Rockfish Rd; Hope Mills, NC; January 8, 2024 @ 7pm. Town Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 25 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Public Meeting	Non-targeted/broad community	Wade Town Hall, 7128 Main St., Wade, NC, January 9, 2024 @ 7pm. Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 25 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Public Meeting	Non-targeted/broad community	Linden Town Hall, 9456 Academy St, Linden, NC, January 16, 2024 at 7:30 pm. Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 10 people in attendance.			

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
6	Public Meeting	Non-targeted/broad community	Falcon Town Hall, 7156 West St., Falcon, NC; February 5, 2024 @ 7pm. Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 15 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
7	Public Meeting	Non-targeted/broad community	Spring Lake Town Hall; 300 Ruth St; Spring Lake, NC; February 12, 2023 @ 6pm. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 20 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
8	Public Meeting	Non-targeted/broad community	Town of Godwin; Godwin, NC; January 22, 2024 @ 7pm. Board members and residents attended the meeting. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 20 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
9	Public Meeting	Non-targeted/broad community	Eastover Town Hall, 4008 School St., Eastover, NC 28312, February 13, 2024 at 7 pm. Board members asked questions related to the Community Development programs. Residents are informed of the community survey and told to contact the Department for input on Annual Action Plan programs. Approximately 20 people in attendance.	None	N/A	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
10	Internet Outreach	Non-targeted/broad community	Housing and Community Needs Survey distributed via website, email, and social media. 513 viewed, 35 completed responses. Survey solicited public opinion regarding priorities and needs in affordable housing, homelessness, and public services.	Top three Affordable Housing needs were identified as 1. Construction and rehabilitation of affordable rental housing 2. Down payment/closing cost assistance for first-time homebuyers 3. Rehabilitation/emergency repair programs for low-income homeowners and/or low-income seniors. Top three Homeless Services needs were 1. Overnight emergency shelters 2. Permanent Supportive Housing 3. Housing navigation/case management. Top three Public Services needs identified were 1. Homeless services 2. Healthcare 3. Youth services.	N/A	

Table 3 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

Cumberland County anticipates receiving approximately \$930,856 in CDBG entitlement funds and \$459,564 in HOME entitlement funds for FY 2024. The County is expecting to receive or use approximately \$148,000 in CDBG program income and \$158,000 in HOME Program income. The program year period begins July 1, 2024 and ends June 30, 2025. These funds will be used to address the following priority needs:

- Housing
- Community Development
- Public Services
- Economic Development
- Planning & Administration

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	884,313	185,372	426,055	1,495,740	1,495,740	Funds will be used for various housing activities, public services, public facilities/improvements, homeless services, and economic development.
HOME	public - federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA	436,586	175,000	2,889,502	3,501,088	3,501,088	Funds will be used for affordable housing activities.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
Other	public - federal	Other	228,152	0	0	228,152	228,152	
Other	public - local	Admin and Planning	316,995	0	0	316,995	316,995	Match for CDBG projects
Other	public - local	Housing	577,211	0	0	577,211	577,211	Match for HOME funds
Other	public - local	Other	187,500	0	0	187,500	187,500	

Table 4 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

In addition to the entitlement funds, Cumberland County anticipates the following Federal resources may be available to local non-profit organizations to undertake the housing strategies identified in the Five-Year Consolidated Plan.

- Supportive Housing Programs
- Rapid Rehousing Programs
- Homeless Prevention Programs
- Low-Income Housing Tax Credit Program (LIHTC)
- Section 8 Rental Assistance Program
- Public Housing Capital Fund Program
- Rental Assistance Demonstration (RAD)

Private and non-Federal resources that may be available to Cumberland County in PY 2024 to address needs identified in the FY 2020-2024 Five

Year Consolidated Plan are listed below.

- **Cumberland Community Foundation, Inc.** – The Cumberland Community Foundation provides grants from its endowment in six areas considered to be of great need: growing philanthropy and local giving; growing sustainable support for local nonprofit organizations; increasing college access and affordability; improving education outcomes; improving quality of life for all; and strengthening local nonprofit organizations.
- **Golden LEAF Funding** – This North Carolina grant supports workforce development and disaster recovery in areas of the state of North Carolina that were once dependent on agriculture and tobacco farming.
- **Low-Income Housing Tax Credits** – The North Carolina Housing and Finance Agency administers this program for the State. The program provides Federal tax credits to owners and developers of qualified low-income rental housing. These tax credits provide incentives for private investment in affordable housing. Costs eligible under the program include acquisition, construction and rehabilitation of affordable housing.
- **Federal Home Loan Bank Affordable Housing Program (AHP)** – Congress has mandated that ten (10%) of the Federal Home Loan Bank's profits be allocated to provide affordable housing. The FHLB encourages its members to work with public agencies and non-profit housing development organizations in creating highly leveraged affordable housing initiatives. Both sales and rental housing are eligible.

If appropriate, describe publicly owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

Cumberland County has recently purchased property that will be used for a Homeless Support Center, offering overnight shelter and comprehensive supportive services. The County is collaborating with the Cape Fear Valley Hospital System and Fayetteville Technical Community College, as well as homeless and service providers in the Continuum of Care.

Discussion

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	HSS-1 Homeownership Assistance	2020	2024	Affordable Housing	Low- and Moderate-Income Areas Countywide- Other Shaw Heights NRSA	Housing	HOME: \$50,000	Direct Financial Assistance to Homebuyers: 3 Households Assisted
2	HSS-2 Housing Construction	2020	2024	Affordable Housing	Low- and Moderate-Income Areas Countywide- Other Shaw Heights NRSA	Housing	CDBG: \$110,000 HOME: \$2,966,841 Gen funds: \$577,211	Rental units constructed: 48 Household Housing Unit Homeowner Housing Added: 6 Household Housing Unit Housing for Homeless added: 10 Household Housing Unit Buildings Demolished: 1 Buildings

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
3	HSS-3 Housing Rehabilitation	2020	2024	Affordable Housing	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Housing	CDBG: \$345,508 HOME: \$210,000	Rental units rehabilitated: 10 Household Housing Unit Homeowner Housing Rehabilitated: 15 Household Housing Unit
4	HOM-3 Homeless Prevention	2020	2024	Homeless	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Homeless Priority	CDBG: \$10,000 Continuum of Care: \$228,152 Homeless initiative: \$187,500	Homeless Person Overnight Shelter: 100 Persons Assisted Homelessness Prevention: 20 Persons Assisted
5	CDS-2 Community Facilities	2020	2024	Non-Housing Community Development	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Community Development Priority	CDBG: \$200,000	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 10 Households Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
6	CDS-3 Public Services	2020	2024	Non-Housing Community Development	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Housing Homeless Priority Other Special Needs Priority Community Development Priority	CDBG: \$122,000	Public service activities other than Low/Moderate Income Housing Benefit: 1000 Persons Assisted
7	CDS-5 Clearance	2020	2024	Non-Housing Community Development	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Community Development Priority	CDBG: \$10,000	Buildings Demolished: 5 Buildings
8	CDS-8 Revitalization	2020	2024	Non-Housing Community Development	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Housing	CDBG: \$190,000	Other: 10 Other
9	EDS-2 Financial Assistance	2020	2024	Non-Housing Community Development	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Economic Development Priority	CDBG: \$25,000	Jobs created/retained: 5 Jobs Businesses assisted: 1 Businesses Assisted

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
10	APM-1 Management	2020	2024	Administration	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA	Administration, Planning, and Management Priority	CDBG: \$213,937 General Funds: \$316,995	Other: 5 Other
11	APM-2 Planning	2020	2024	Administration	Countywide-Other	Administration, Planning, and Management Priority	HOME: \$274,247	Other: 5 Other

Table 5 – Goals Summary

Goal Descriptions

1	Goal Name	HSS-1 Homeownership Assistance
	Goal Description	To assist low-to-moderate income households become homeowners.
2	Goal Name	HSS-2 Housing Construction
	Goal Description	The goal is to promote and assist in the development of new affordable housing inventory for both rental and sales housing.
3	Goal Name	HSS-3 Housing Rehabilitation
	Goal Description	The goal is to promote and assist in the preservation of existing owner and renter-occupied housing inventory in Cumberland County.
4	Goal Name	HOM-3 Homeless Prevention
	Goal Description	The goal is to promote and assist in anti-eviction and prevention of unfair housing practices which may contribute to homelessness. Support agencies providing rental assistance.

5	Goal Name	CDS-2 Community Facilities
	Goal Description	The goal is to improve the County's parks, recreational centers, and public and community facilities through rehabilitation, preservation, and new construction. Support will be provided to a nonprofit agency to provide additional transitional housing units to house those who are homeless and/or have a substance use disorder.
6	Goal Name	CDS-3 Public Services
	Goal Description	The goal is to improve and increase public service programs for the youth, the elderly, developmentally delayed, disabled, and target income population, including nutrition programs and social/welfare programs throughout the County. Support will be provided to several nonprofit agencies to improve access to services serving low to moderate income persons.
7	Goal Name	CDS-5 Clearance
	Goal Description	The goal is to remove and eliminate slum and blighting conditions through demolition of vacant and abandoned structures throughout the County.
8	Goal Name	CDS-8 Revitalization
	Goal Description	Promote and assist in the stabilization of residential neighborhoods by removing slums and blight, assembling sites for new housing, rehabilitation of existing housing, code enforcement, and designation of an NRSA project area.
9	Goal Name	EDS-2 Financial Assistance
	Goal Description	Support business retention and commercial growth through expansion and new development with technical assistance and low interest loan programs including Section 108 loans.
10	Goal Name	APM-1 Management
	Goal Description	Continue to provide sound and professional planning, program management and oversight for the successful administration of Federal programs.
11	Goal Name	APM-2 Planning
	Goal Description	Continue to develop and plan for special studies, environmental clearance, fair housing, Section 108 Loan Application, NRSA Plans, and compliance with all Federal, state, and local laws and regulations.

Projects

AP-35 Projects – 91.220(d)

Introduction

All projects in Cumberland County are determined based on the HUD CDBG and HOME allocations, as well as the County's goals and objectives.

Projects

#	Project Name
1	HOUSING REHABILITATION
2	HOMEOWNERSHIP ASSISTANCE
3	AFFORDABLE HOUSING DEVELOPMENT
4	HOUSING PROJECT DELIVERY
5	PUBLIC SERVICES
6	HOMELESS SERVICES
7	PUBLIC FACILITIES / INFRASTRUCTURE
8	DEMOLITION / CLEARANCE
9	LAND ACQUISITION
10	RELOCATION ASSISTANCE
11	ECONOMIC DEVELOPMENT
12	GENERAL ADMINISTRATION / PLANNING

Table 6 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

Cumberland County has allocated its CDBG funds for PY 2024 to principally benefit low- and moderate-income persons.

The infrastructure improvement activities are either located in a low- and moderate-income census tract/block group or have a low- and moderate-income service area benefit or clientele over 51% low- and moderate-income.

The Public Facilities activities are either located in a low- and moderate-income census area or have a low- and moderate-income service area benefit or clientele.

Areas with multiple housing problems are concentrated in the block groups that are greater than 51% Low- and Moderate-Income. The following census tracts and block groups have at least 51% of

the households with low- and moderate incomes:

- C.T. 001400 B.G. 1
- C.T. 001603 B.G. 1
- C.T. 001604 B.G. 2
- C.T. 001700 B.G. 1
- C.T. 001700 B.G. 3
- C.T. 000200 B.G. 3
- C.T. 002401 B.G. 1
- C.T. 002402 B.G. 1
- C.T. 002504 B.G. 1
- C.T. 003500 B.G. 1
- C.T. 003500 B.G. 2
- C.T. 003500 B.G. 3
- C.T. 003500 B.G. 2
- C.T. 003600 B.G. 3

Additionally, Cumberland County is designated as an exception community by HUD. Any Block Groups below the County's designated exception level of 50.76% low- and moderate-income is also eligible for the use of CDBG funds. The following Census Tracts and Block Groups are eligible based on exception criteria:

- C.T. 001100 B.G. 1
- C.T. 001700 B.G. 2
- C.T. 003104 B.G. 3

There are challenges as it relates to the development of affordable housing. Construction costs still remains to be above the norm, causing challenges to fund projects. Also, the lack of available contractors makes it difficult to reach program goals. However, Cumberland County has explored various options to address these issues to include leveraging funding resources, expanding partnerships among other entities (such as trade schools, etc.), examining best practices, and exploring various technologies to help save on construction costs and turnaround time.

AP-38 Project Summary

Project Summary Information

1	Project Name	HOUSING REHABILITATION
	Target Area	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA
	Goals Supported	HSS-3 Housing Rehabilitation
	Needs Addressed	Housing
	Funding	CDBG: \$345,508 HOME: \$210,000
	Description	Funds provided for housing repairs through the following programs: Owner-occupied rehabilitation; Investor-owner (rental) rehabilitation; and Purchase/Rehab/Resale. All programs must benefit homeowners or renters with incomes 80% or below the median income for Cumberland County. Housing Rehabilitation program was expanded to address disaster housing repairs to eligible homeowners in Cumberland County's jurisdiction.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	25 Households
	Location Description	Scattered Site
2	Planned Activities	Funds will be used for housing repairs through the following programs: Owner-occupied rehabilitation; Investor-owner (rental) rehabilitation; and Purchase/Rehab/Resale. All programs must benefit homeowners or renters with incomes 80% or below the median income for Cumberland County.
	Project Name	HOMEOWNERSHIP ASSISTANCE
	Target Area	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA
	Goals Supported	HSS-1 Homeownership Assistance
	Needs Addressed	Housing

	Funding	HOME: \$50,000
	Description	Assistance will be provided to potential home buyers for down payment and/or closing costs and GAP financing. Housing counseling will be provided to increase knowledge and resources related to purchasing a home.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	3 Households
	Location Description	Scattered site
	Planned Activities	Assistance will be provided to potential home buyers for down payment and/or closing costs and GAP financing. Housing counseling will be provided to increase knowledge and resources related to purchasing a home.
3	Project Name	AFFORDABLE HOUSING DEVELOPMENT
	Target Area	Low- and Moderate-Income Areas Countywide-Other
	Goals Supported	HSS-2 Housing Construction
	Needs Addressed	Housing
	Funding	CDBG: \$110,000 HOME: \$2,966,841 Gen funds: \$577,211
	Description	Funds will be used to assist CHDOs, CBDOs, and developers with the development of affordable housing for low and moderate-income residents of Cumberland County. HOME Funds provided under this activity represent at least 15% of the HOME entitlement mandated for affordable housing development by CHDOs. In addition, funds will be used to provide housing education/counseling to potential homebuyers, renters, and landlords.
	Target Date	6/30/2025

	Estimate the number and type of families that will benefit from the proposed activities	64 Households
	Location Description	Elizabeth Street, Spring Lake, NC Candleberry Ct, Fayetteville, NC Other TBD
	Planned Activities	Funds will be used to assist CHDOs, CBDOs, and developers with the development of affordable housing for low and moderate-income residents of Cumberland County. HOME Funds provided under this activity represent at least 15% of the HOME entitlement mandated for affordable housing development by CHDOs. In addition, funds will be used to provide housing education/counseling to potential homebuyers, renters, and landlords. General funds are provided as match.
4	Project Name	HOUSING PROJECT DELIVERY
	Target Area	Countywide-Other
	Goals Supported	HSS-3 Housing Rehabilitation
	Needs Addressed	Housing
	Funding	CDBG: \$269,296
	Description	Staff and overhead costs directly related to carrying out housing projects, such as work specification preparation, loan process, inspections, and other housing-related services.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	25 Households
	Location Description	Countywide
	Planned Activities	Funds will be used to assist CHDOs, CBDOs, and developers with the development of affordable housing for low and moderate-income residents of Cumberland County. In addition, funds will be used to provide housing education/counseling to potential homebuyers, renters, and landlords. General funds are provided as match.

5	Project Name	PUBLIC SERVICES
	Target Area	Countywide-Other
	Goals Supported	CDS-3 Public Services
	Needs Addressed	Community Development Priority
	Funding	CDBG: \$122,000
	Description	Partner with agencies in providing social services programs. Staff and overhead costs directly related to carrying out public services activities.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	1000 Households
	Location Description	Countywide
	Planned Activities	Partner with agencies in providing social services programs. Staff and overhead costs directly related to carrying out public services activities
6	Project Name	HOMELESS SERVICES
	Target Area	Countywide-Other
	Goals Supported	HOM-3 Homeless Prevention
	Needs Addressed	Homeless Priority
	Funding	CDBG: \$10,000 Continuum of Care: \$228,152 Homeless initiative: \$187,500
	Description	Activities to benefit homeless persons to help prevent homelessness and to reduce homeless population. This activity will also be leveraged with local government funds of as a part of the joint city/county homeless initiative program. A portion of the local government funds will also be used to support the local HMIS and Data and Evaluation Analyst position.
	Target Date	6/30/2025

	Estimate the number and type of families that will benefit from the proposed activities	120 Households
	Location Description	Countywide
	Planned Activities	Activities to benefit homeless persons to help prevent homelessness and to reduce homeless population. This activity will also be leveraged with local government funds of as a part of the joint city/county homeless initiative program. A portion of the local government funds will also be used to support the local HMIS and Data and Evaluation Analyst position.
7	Project Name	PUBLIC FACILITIES / INFRASTRUCTURE
	Target Area	Countywide-Other
	Goals Supported	CDS-2 Community Facilities
	Needs Addressed	Community Development Priority
	Funding	CDBG: \$200,000
	Description	Funding provided to make public facilities/infrastructure available for low- to moderate- income citizens of Cumberland County.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	10 Individuals
	Location Description	Wilkes Road, Fayetteville, NC
	Planned Activities	Funding provided to make public facilities/infrastructure available for low- to moderate- income citizens of Cumberland County.
8	Project Name	DEMOLITION / CLEARANCE
	Target Area	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA
	Goals Supported	CDS-5 Clearance
	Needs Addressed	Community Development Priority

	Funding	CDBG: \$10,000
	Description	Remove and eliminate slum and blighting conditions through demolition of vacant and abandoned structures throughout the County. Promote and assist in the stabilization of residential neighborhoods by removing slums and blight, assembling sites for new housing, rehabilitation of existing housing, code enforcement, and designation of an NRSA project area.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	5 Households
	Location Description	Countywide
	Planned Activities	Remove and eliminate slum and blighting conditions through demolition of vacant and abandoned structures throughout the County. Promote and assist in the stabilization of residential neighborhoods by removing slums and blight, assembling sites for new housing, rehabilitation of existing housing, code enforcement, and designation of an NRSA project area.
9	Project Name	LAND ACQUISITION
	Target Area	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA
	Goals Supported	CDS-8 Revitalization
	Needs Addressed	Community Development Priority
	Funding	CDBG: \$150,000
	Description	Funds will be used to purchase land to be used for housing, homeless, and/or community and economic development activities.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	10 Households
	Location Description	Countywide

	Planned Activities	Funds will be used to purchase land to be used for housing, homeless, and/or community and economic development activities.
10	Project Name	RELOCATION ASSISTANCE
	Target Area	Low- and Moderate-Income Areas Countywide-Other Shaw Heights NRSA
	Goals Supported	CDS-8 Revitalization
	Needs Addressed	Community Development Priority
	Funding	CDBG: \$40,000
	Description	Funds will be used to assist tenants to relocate to other housing units in the event of property acquisition.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	5 Households
	Location Description	Countywide
11	Planned Activities	Funds will be used to assist tenants to relocate to other housing units in the event of property acquisition.
	Project Name	ECONOMIC DEVELOPMENT
	Target Area	Countywide-Other
	Goals Supported	EDS-2 Financial Assistance
	Needs Addressed	Economic Development Priority
	Funding	CDBG: \$25,000
	Description	CDBG funding will be provided to increase the number of new private sector jobs and expand job training opportunities to low- and moderate-income residents of Cumberland County
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	5 Households, 1 business

	Location Description	Countywide
	Planned Activities	CDBG funding will be provided to increase the number of new private sector jobs and expand job training opportunities to low- and moderate-income residents of Cumberland County
12	Project Name	GENERAL ADMINISTRATION / PLANNING
	Target Area	Countywide-Other
	Goals Supported	APM-1 Management APM-2 Planning
	Needs Addressed	Administration, Planning, and Management Priority
	Funding	CDBG: \$213,937 HOME: \$274,247 General Funds: \$316,995
	Description	CDBG funding will be provided to support administrative and planning costs associated with carrying out the 2024 Action Plan Goals and Priority needs. Local government funds will also be used to help support this activity.
	Target Date	6/30/2025
	Estimate the number and type of families that will benefit from the proposed activities	5 individuals
	Location Description	Countywide
	Planned Activities	CDBG funding will be provided to support administrative and planning costs associated with carrying out the 2024 Action Plan Goals and Priority needs. Local government funds will also be used to help support this activity.

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

Cumberland County will serve the entire county area, outside of the city limits of Fayetteville, to include the Shaw Heights area.

Geographic Distribution

Target Area	Percentage of Funds
Low- and Moderate-Income Areas	20
Countywide-Other	75
Shaw Heights NRSA	5

Table 7 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Areas with multiple housing problems are concentrated in the block groups that are greater than 51% Low- and Moderate-Income. The following census tracts and block groups have at least 51% of the households with low- and moderate-incomes:

- C.T. 001400 B.G. 1
- C.T. 001603 B.G. 1
- C.T. 001604 B.G. 2
- C.T. 001700 B.G. 1
- C.T. 001700 B.G. 3
- C.T. 000200 B.G. 3
- C.T. 002401 B.G. 1
- C.T. 002402 B.G. 1
- C.T. 002504 B.G. 1
- C.T. 003500 B.G. 1
- C.T. 003500 B.G. 2
- C.T. 003500 B.G. 3
- C.T. 003500 B.G. 2
- C.T. 003600 B.G. 3

Additionally, Cumberland County is designated as an “exception” community by HUD. Any Block Groups below the County’s designated “exception” level of 50.76% low- and moderate-income is also eligible for the use of CDBG funds. The following Census Tracts and Block Groups are eligible based on exception

criteria:

- C.T. 001100 B.G. 1
- C.T. 001700 B.G. 2
- C.T. 003104 B.G. 3

Discussion

The geographic locations and the public benefit for the PY2024 CDBG and HOME Activities/Projects are as follows:

- HOUSING REHABILITATION – Low- and Moderate-Income Areas; Countywide-Other
- AFFORDABLE HOUSING DEVELOPMENT – Low- and Moderate-Income Areas; Countywide; Shaw Heights
- HOMEOWNERSHIP ASSISTANCE – Low- and Moderate-Income Areas; Countywide-Other
- HOUSING PROJECT DELIVERY – Countywide-Other
- PUBLIC SERVICES – Low- and Moderate-Income Areas; Countywide-Other
- HOMELESS SERVICES – Countywide-Other
- PUBLIC FACILITIES / INFRASTRUCTURE – Low- and Moderate-Income Areas; Countywide; Shaw Heights
- DEMOLITION/CLEARANCE-Countywide-Other
- LAND ACQUISITION-Countywide-Other
- RELOCATION-Countywide-Other
- ECONOMIC DEVELOPMENT – Low- and Moderate-Income Areas; Countywide-Other
- GENERAL ADMINISTRATION / PLANNING – Countywide-Other

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

Cumberland County continues to experience an affordable housing shortage, especially for low-to-moderate-income households. The County will work with non-profit and for-profit developers to increase and maintain our affordable housing supply.

One Year Goals for the Number of Households to be Supported	
Homeless	10
Non-Homeless	53
Special-Needs	5
Total	68

Table 8 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	100
The Production of New Units	53
Rehab of Existing Units	25
Acquisition of Existing Units	10
Total	188

Table 9 - One Year Goals for Affordable Housing by Support Type

Discussion

During this program year the County is funding the following affordable housing projects/activities with CDBG and HOME funds:

- **HOUSING REHABILITATION** – 25 housing units
- **AFFORDABLE HOUSING DEVELOPMENT** – 53 new housing units
- **HOMELESS SERVICES** – 100 households

Additionally, the County is funding programs that assist with low- and moderate-income homeownership, which are not included in the above chart:

- **HOMEOWNERSHIP ASSISTANCE** – 3 households

AP-60 Public Housing – 91.220(h)

Introduction

Cumberland County does not own or operate public housing units but will continue to partner with the Fayetteville Metropolitan Housing Authority (FMHA) and other agencies to address the needs of affordable housing availability.

Fayetteville Metropolitan Housing Authority's mission is to meet its community's housing needs by providing decent, safe, and affordable housing. It is the goal of the Housing Authority to promote self-sufficiency, personal growth and neighborhood revitalization by maximizing its resources and maintaining the fiscal veracity of the agency. FMHA believes that housing is a basic right and the substance for a successful life. The Housing Authority staff are committed to serving the Fayetteville community in a manner that demonstrates professionalism, care, and consideration. Because the Fayetteville Metropolitan Housing Authority receives applications from all over the United States (due to the presence of Fort Liberty and the large number of people moving to the area for military service), FMHA rarely accepts applications.

Fayetteville Metropolitan Housing Authority is rated as a "high performer" by HUD. Fayetteville Metropolitan Housing Authority owns and professionally manages ten (10) family communities and elderly/disabled rental apartments. Within these communities are 801 public housing units.

With public housing occupancy at over 98%, there is a greater demand than supply. However, public housing residents have been converting to Section 8, and demand for public housing has decreased among households who qualify for Section 8.

Fayetteville Metropolitan Housing Authority does not have any homebuyer programs for residents. FHMA has a Family Self-Sufficiency program, a resident services program, and a Step Up to Work program where they average two (2) participants per year. FMHA also has a pilot program for tax forgiveness.

The Fayetteville Metropolitan Housing Authority administers approximately 2,007 Section 8 Housing Choice Vouchers, as well as approximately 223 VASH vouchers and 33 Emergency Housing Vouchers. Demand for a quality Housing Choice Voucher rental exceeds the supply of decent, affordable rental units. There are hundreds of families/individuals on the Housing Choice Voucher waiting list. The waiting list is still closed and applications are currently not being accepted at this time.

The FMHA and the City of Fayetteville was awarded a \$450,000 HUD Choice Neighborhood Program grant, which will be used to preserve and create new affordable and mixed-income housing in the Murchison Road Corridor. The FMHA and the City have applied for a \$30 million Choice Neighborhood implementation grant to continue to revitalize this area.

The County has used CDBG and HOME funds in the past to provide funding for the development of new

affordable housing units and will continue to look for new ways to partner.

Actions planned during the next year to address the needs to public housing

Cumberland County will continue to partner with the FMHA and the Continuum of Care in the administration of 33 Emergency Housing Vouchers and will explore further opportunities to collaborate.

In December 2020, the City of Fayetteville, in partnership with the FMHA, was awarded a HUD Choice Neighborhoods Planning Grant for the Murchison neighborhood. This plan was centered on the redevelopment of Murchison Townhouses and Elliott Circle and aimed to replace 100% of the housing units in these developments with new mixed-income developments. On February 13, 2024, the City of Fayetteville applied for a HUD Choice Neighborhoods Implementation Grant. Upon receipt of this grant, the City and FMHA will be able to implement the Transformation Plan.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

FMHA has implemented the Family Self-Sufficiency (FSS) program, which is a program designed to help low-income families gain education and job skills to improve their family's financial situation and overall quality of life. Services offered through the program include case management, education assistance, food boxes, transportation assistance, computer lab, and free tax preparation. The FMHA also works with community partners to provide Homebuyer Workshops, Career Counseling, resume writing and job search assistance, credit counseling, and educational opportunities. The Resident Opportunity and Self-Sufficiency (ROSS) program links residents with supportive services and activities that enable them to move towards economic independence and housing self-sufficiency, including tutoring, scholarships, college applications, life skills, certification programs, work experience, personal finance, etc. FMHA has also partnered with Fayetteville Technical Community College to provide a job skills training and apprenticeship program that allows them to apprentice with the maintenance team at the FMHA properties and potentially obtain employment at the same.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

n/a

Discussion

The Fayetteville Metropolitan Housing Authority is continuing to meet its goals by securing funding through RAD conversion, development of Section 8 Project-Based Voucher Developments, and revitalization of its existing units.

The Fayetteville Metropolitan Housing Authority will be partnering with the City of Fayetteville in its pursuit of a Choice Neighborhoods Initiative Grant for the Murchison Road Corridor.

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

Cumberland County continues to engage and support our local and regional partners to reduce homelessness within Cumberland County, as outlined in the 2020-2024 Five-Year Consolidated Plan. The Homelessness Strategy includes increasing our affordable housing supply, developing more permanent supportive housing and emergency shelter housing, improving access to support services, and assisting persons who may be at risk of becoming homeless through prevention services.

The local CoC conducted a sheltered and unsheltered count in January 2024. The results are pending HUD approval and will be available by the end of April 2024.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

Continuum of Care and Coordinated Entry

The County supports outreach services by partnering with our nonprofit and faith-based homelessness assistance providers. Cumberland County Community Development (CCCD) serves as the Lead Agency for the Fayetteville/Cumberland County Continuum of Care (CoC) on Homelessness, with the Director serving as an *Ex-officio* Board Member. The County is also using the Planning Grant for a consultant to assist the CoC with developing its Strategic Plan.

The County will continue to work closely with the CoC to facilitate the coordination of the community's human services agencies, including the operation of our Coordinated Entry System, which is administered by Cumberland HealthNET. Through Coordinated Entry, our community supports a Housing First model, and uses standardized assessment, prioritization, and referral strategies at multiple access points to connect our homeless population with housing and services.

Emergency Solutions Grants

The CCCD serves as the Lead Agency for contracts awarded via the Emergency Solutions Grant (ESG), and coordinates with the CoC to conduct grant reviews and submit our Regional Application. Cumberland County Department of Social Services was awarded funding to continue operating the Care Center Family Violence Program in providing shelter for victims of domestic violence. Cumberland HealthNET was awarded funding to conduct street outreach and operate Coordinated Entry. Fayetteville Urban Ministry was awarded funding for homeless prevention, and Marius Maximus Foundation was awarded funding for street outreach.

Homeless Initiative Fund

The County and City of Fayetteville have collaborated in a joint venture project, the Homeless Initiative

Fund Program, whereby each local government contributes an agreed-upon amount from their General Funds to address any gaps in services for homeless individuals that may not qualify for federally funded programs. Through this initiative, the County will continue to serve homeless or at-risk persons who are at or below 80% of the area median income by providing direct financial assistance and support services, including rent and utility payments and deposits.

Addressing the emergency shelter and transitional housing needs of homeless persons

Cumberland County homeless shelters are located predominantly in downtown Fayetteville, where there is a concentration of low- and moderate-income populations. The County will continue to allocate CDBG funds to support our homeless shelter providers, as well as serve as the Lead Agency for the Emergency Services Grant. The County has been awarded \$1 million by the NCGA to construct a homeless shelter and is currently in the planning and development stages of this project. The Homeless Support Center is expected to open in 2026. The County will continue to work with our community partners and local hotels/motels to improve access to shelters for the homeless population.

Cumberland County has a high population of veterans due to the presence of Ft. Liberty, and several organizations in the region target our homeless veteran population. The Salvation Army has beds designated for veterans. Volunteers of America works with the Veterans Administration and our Coordinated Entry System to provide housing and employment training, with a focus on female homeless veterans. Veteran Services of the Carolinas serves veterans in Cumberland County through the Homeless Veterans Reintegration Program (HVRP) grant, helping homeless veterans who need assistance to enter, re-enter, remain, or advance in the workforce.

Transitional Housing

The County operates a Transitional Housing program called Robin's Meadow and partners with Coordinated Entry and domestic violence shelters to house families who are literally homeless or fleeing domestic violence. This program allows families to reside in an apartment for 12 months while they apply for permanent housing and address any barriers that may prevent them from acceptance into permanent housing, including unemployment, substance abuse, bad credit, or criminal history. Robin's Meadow served approximately 78 persons in the 2022 program year, and the County anticipates the same for PY2023 and the upcoming PY2024.

The County has a Memorandum of Understanding with Cumberland County Communicare, Inc. for Communicare to administer the Projects for Assistance in Transition from Homelessness (PATH) program which provide services to homeless individuals with severe mental illness.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that

individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

Rapid Rehousing

The County has recently been awarded a Rapid Rehousing Program grant through the Continuum of Care Program and anticipates assisting 15 households during the current grant cycle. The County will continue to work closely with the City and community partners of the FCCoC to help homeless individuals and families make the transition from homelessness to permanent housing. The Coordinated Entry System evaluates individuals when they present themselves, then will be directed toward the emergency shelter, transitional housing, or permanent supportive housing facilities that will best meet their needs. Cumberland County, along with the State of North Carolina, has prioritized expanding our rapid rehousing programs, and a lack of suitable landlords has been identified as a barrier to quickly housing our homeless population. The County will continue its efforts to recruit landlords with incentives, including down payments, extra rental payments, and repair costs.

Permanent Supportive Housing

Cumberland County has also identified a need for additional permanent supportive housing. According to care providers, approximately 20% of the homeless people in the area require more substantive services. These services could be provided through additional permanent supportive housing. Many of the organizations associated with the FCCoC focus on providing additional services to complement housing services. These services include job training, health services, and case management.

The County will be utilizing other resources to develop new projects to expand affordable housing options for households experiencing homelessness.

Increasing affordable housing

Cumberland County has partnered with a CHDO to develop affordable housing units in the Town of Spring Lake, using HOME funds construction of single-family housing that will target low-income homebuyers. This is a multi-year project, and the first phase of the project has been completed with five units being constructed. The CHDO will begin construction of six additional units in the upcoming year and is continuing to look for property in the area for acquisition and construction projects.

Public Services

The County partners with local nonprofits to provide various supportive services to low to moderate income households and to those experiencing homelessness. The County will continue to allocate CDBG

funding for Public Service Programs to community partners for Program Year 2024.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

For Program Year 2024, the County will continue to allocate funding to community partners for prevention services and direct financial assistance. The County will continue to work with the City, the FCCCoC, and other community partners to identify and address any gaps in service that may occur due to discharge from institutions and systems of care. The County and FCCCoC are working closely with the Cape Fear Valley Hospital Paramedic Program to identify processes that can be implemented to ensure that those exiting healthcare facilities are assisted. The County and FCCCoC work with the Reentry Council to do the same for those exiting correctional facilities. The County is also in the planning and development phase of a Homeless Support Center, which will be an overnight emergency shelter that offers supportive services. The County will be partnering with the Cape Fear Valley Hospital System and will ensure that those exiting institutions and systems of care are assisted.

The County has recently applied for the Youth Homeless System Improvement grant and has partnered with youth service providers and the Cape Fear Valley Hospital Paramedic Program to improve system performance in regard to youth homelessness. As a requirement for the grant, the parties have created a Youth Advisory Board which will remain in effect even if the County does not receive the grant.

Cumberland County Department of Social Services provides a variety of services to low-income people to support them and help them maintain stability. These services target populations that have a significant amount of crossover with homeless populations, such as addiction and mental health services. The CCDSS has been administering and will continue to administer another \$17 million in ERA2 funding from the Treasury Department, which assists low-income households with rental and utility arrears.

Discussion

n/a

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

The City of Fayetteville's and Cumberland County's 2020 Analysis of Impediments to Fair Housing Choice has identified the following impediments, along with goals and strategies to address those impediments and affirmatively further fair housing in the City and County:

1. Fair Housing Education and Outreach
2. Quality of Rental Housing vs. Affordability
3. Lack of Quality Affordable Homeowner Housing
4. Continuing Need for Accessible Housing Units
5. Economic Issues Affecting Housing Choice
6. Impacted Areas of Concentration

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

Impediment 1: Fair Housing Education and Outreach - There is a continuing need to educate persons about their rights under the Fair Housing Act and to raise community awareness to affirmatively further fair housing choice, especially for low-income residents, minorities, and the disabled population.

Goal: Improve the public's and local officials' knowledge and awareness of the Fair Housing Act, related laws, regulations, and requirements to affirmatively further fair housing throughout the City of Fayetteville and Cumberland County.

Impediment 2: Quality of Rental Housing vs. Affordability - The City of Fayetteville and Cumberland County have a large supply of rental housing that does not meet the minimum property standards and 35.9% of all households are cost overburdened and spend 30% or more of their monthly income on housing.

Goal: Increase the supply of decent, safe, sound and affordable rental housing through new construction and rehabilitation.

Impediment 3: Lack of Quality Affordable Homeowner Housing - There is a lack of housing resources for low- and moderate-income households to purchase a home. Many houses that are available for

purchase are in need of substantial rehabilitation work.

Goal: Increase the supply of various types of affordable housing for sale through new construction and rehabilitation activities.

Impediment 4: Continuing Need for Accessible Housing Units - As an older built-up environment, there is a lack of accessible housing units in the City of Fayetteville and Cumberland County. 21.9% of the County's housing units (including the City of Fayetteville) were built over 60 years ago and do not have accessibility features, while 16.6% of the County's population is classified as disabled.

Goal: Increase the number of accessible units for the physically disabled and developmentally delayed through new construction and rehabilitation of existing housing.

Impediment 5: Economic Issues Affecting Housing Choice - There is a lack of economic opportunities in the City of Fayetteville and Cumberland County which prevents low-income households from increasing their financial resources to be able to choose to live outside areas of concentrated poverty.

Goal: The local economy will continue to improve by providing new job opportunities, which will increase household income, and will promote fair housing choice.

Impediment 6: Impacted Areas of Concentration - There are specific high poverty, racially segregated areas throughout the City of Fayetteville and Cumberland County where the concentration of low-income minority persons exceeds 70% of the area's corresponding population.

Goal: Promote the de-concentration of minorities outside the Central and Northern sections of the City of Fayetteville and areas of the County bordering Fort Bragg in order to reduce minority concentration.

Discussion:

n/a

AP-85 Other Actions – 91.220(k)

Introduction:

Cumberland County has developed the following actions planned to: address obstacles to meeting underserved needs, foster and maintain affordable housing, reduce lead-based hazards, reduce the number of poverty-level families, develop institutional structures, and enhance coordination between public and private housing and social service agencies.

Actions planned to address obstacles to meeting underserved needs

The primary obstacle in meeting underserved needs is the lack of funding resources available for affordable housing targeted to very low, low to moderate income persons and housing for the homeless with comprehensive case management and support services. Through the Fayetteville / Cumberland County Continuum of Care on Homelessness network, improvements are being made on how services are coordinated in the community. This process helps prioritize the needs of those who are the most vulnerable in the community and ensures this population is able to access services.

The community will use funding from various available resources to expand affordable housing units for low- to moderate-income persons. Partnering agencies within the community will continue to apply for funding through the State Emergency Solutions Grant program and other funding sources to help alleviate some of the problems with the homeless population.

Despite efforts made by Cumberland County and social service providers, a number of significant obstacles remain to meeting underserved needs. With funding resources being scarce, funding becomes the greatest obstacle for Cumberland County to meet its underserved needs. Insufficient funding lessens the ability to fund many worthwhile public service programs, activities, and agencies. Through its planning efforts, the County will use its limited resources to address Cumberland County's greatest needs and improve the quality of life for its residents.

Actions planned to foster and maintain affordable housing

To foster and maintain affordable housing, Cumberland County will continue to provide funding towards homeownership assistance, housing construction, and housing rehabilitation (both owner-occupied and investor-owned). The County will continue to collaborate with developers to leverage funding for LIHTC projects and will look for opportunities to acquire land and construct or rehabilitate smaller projects. The County also anticipates releasing an RFP for a consultant to develop an Affordable Housing Strategy in the upcoming program year.

Actions planned to reduce lead-based paint hazards

Program staff monitors owner compliance with ongoing lead-based paint maintenance activities, when

applicable.

In addition, The Community Development Department's housing rehabilitation staff will continue to receive training to implement lead-based paint safe work practices. Actions taken include implementation of lead-based paint hazard reduction measures as part of our housing rehabilitation program to comply with 24 CFR 35; contractors who rehabilitate homes built prior to 1978 are required to attend Safe Work Practices training for lead-based paint; staff persons are trained in the new HUD/EPA regulations that require contractors to use safe work practices to mitigate lead-based paint hazards in private homes and childcare centers; and distribution of the brochure to all housing rehabilitation program applicants on the hazards of lead-based paint ("The Lead-Safe Certified Guide To Renovate Right").

Actions planned to reduce the number of poverty-level families

Planned economic development and anti-poverty programs include:

- Job-training services through NCWorks.
- Partnerships for job training with Fayetteville Technical Community College.
- Business consulting with the Center for Economic Empowerment and Development (CEED).
- Homeless prevention services.
- Employment training for homeless persons and special needs populations, including veterans.
- Promotion of new job opportunities.

Actions planned to develop institutional structure

Cumberland County works with the following agencies to enhance coordination:

- Cumberland County Department of Community Development - oversees the CDBG and HOME programs and oversees the Continuum of Care for Fayetteville-Cumberland County.
- Fayetteville Metropolitan Housing Authority - oversees the improvements to public housing communities and the Section 8 Housing Choice Voucher Program.
- United Management II - oversees development of affordable housing through Low-Income Housing Tax Credits (LIHTC).
- Social Services Agencies - the County provides funds to address the needs of low- and moderate-income persons.
- Housing Providers - the County provides funds to rehabilitate and develop affordable housing for low- and moderate-income families and individuals.
- Cumberland County Department of Social Services - provides mainstream social services to individuals and families in Cumberland County and the City of Fayetteville.

As part of the CDBG and HOME application planning process, local agencies, and organization are invited

to submit proposals for CDBG and HOME funds for eligible activities. These groups participate in the planning process by attending public hearings, informational meetings, and completing survey forms.

Actions planned to enhance coordination between public and private housing and social service agencies

Public Housing: Cumberland County, in its role as Lead Agency for the FCCoC, collaborates with the local housing authority to administer its Emergency Housing Vouchers, which incorporate supportive services as part of its implementation. The FMHA is a member of the FCCoC and partners with community service providers. The County will continue efforts to establish an MOU for homeless preference for Housing Choice Vouchers. The County will develop MOUs with local service providers and employ case managers for the Homeless Support Center in an effort to better coordinate housing and supportive services.

Private Industry: The County partners with agencies and organizations that conduct housing and economic development activities. The County is a member of the Home Builders Association of Fayetteville, regularly attends meetings and events, and has initiated conversations regarding future affordable housing development. The County partners with the City of Fayetteville's Department of Economic & Community Development, which has multiple programs to assist in job development and retention that are targeted toward private businesses.

Cumberland County will continue to partner with social service agencies, which are a link between the provision of housing and the population it is intended to serve. The agencies work directly with providers of services to persons with special needs including: mental health, elderly, drug and alcohol addiction and families that are at-risk of becoming homeless. The County partners with the Public Health Department and the Department of Social Services, as well as other community partners, to provide services to low-income households, homeless individuals, and those at-risk of homelessness, or connect them to resources that will better assist them in obtaining or maintaining housing.

Discussion:

n/a

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(l)(1,2,4)

Introduction:

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(l)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

- | | |
|--|----------|
| 1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed | 0 |
| 2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan. | 0 |
| 3. The amount of surplus funds from urban renewal settlements | 0 |
| 4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan | 0 |
| 5. The amount of income from float-funded activities | 0 |
| Total Program Income: | 0 |

Other CDBG Requirements

- | | |
|---|--------|
| 1. The amount of urgent need activities | 0 |
| 2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan. | 70.00% |

HOME Investment Partnership Program (HOME)

Reference 24 CFR 91.220(l)(2)

1. A description of other forms of investment being used beyond those identified in Section 92.205 is as follows:

Cumberland County does not intend to use any other forms of investment other than those described in 24 CFR 92.205(b).

2. A description of the guidelines that will be used for resale or recapture of HOME funds when used
- | | |
|--------------------|----|
| Annual Action Plan | 58 |
| 2024 DRAFT | |

for homebuyer activities as required in 92.254, is as follows:

In applying the resale provisions to affordable housing development for homeownership, the County will designate a unit as an affordable unit. When a unit is designated affordable and it is sold during the affordability period, the sale must meet the following criteria:

The new purchaser must be low-income, meeting the HOME Program definition, and occupy the property as the family's principle residence.

The sales price must be "affordable" to the new purchaser. Cumberland County Community Development defines affordable as the homebuyer paying no more than 30% of their annual gross income toward principal, interest, taxes, and insurance (PITI).

The County will ensure that the housing will remain affordable to a reasonable range of low-income homebuyers whose incomes fall within the range of 60% to 80% of the area median income.

3. A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) are as follows:

Cumberland County's resale recapture guidelines for units acquired with HOME funds break down in the following manner:

HOME Amount Per Unit	Minimum Period of Affordability
Under \$15,000	5 years
\$15,000 – \$40,000	10 years
Over \$40,000	15 years

4. Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b), are as follows:

Cumberland County does not intend to refinance any existing debt for multifamily housing that will be rehabilitated with HOME Funds.

5. If applicable to a planned HOME TBRA activity, a description of the preference for persons with special needs or disabilities. (See 24 CFR 92.209(c)(2)(i) and CFR 91.220(l)(2)(vii)).

n/a

6. If applicable to a planned HOME TBRA activity, a description of how the preference for a specific category of individuals with disabilities (e.g. persons with HIV/AIDS or chronic mental illness) will narrow the gap in benefits and the preference is needed to narrow the gap in benefits and services

received by such persons. (See 24 CFR 92.209(c)(2)(ii) and 91.220(l)(2)(vii)).

n/a

7. If applicable, a description of any preference or limitation for rental housing projects. (See 24 CFR 92.253(d)(3) and CFR 91.220(l)(2)(vii)). Note: Preferences cannot be administered in a manner that limits the opportunities of persons on any basis prohibited by the laws listed under 24 CFR 5.105(a).

Projects which target very low-income households (below 50% of the area median income) will receive priority. Additional points will be provided for projects that address a special needs population.

COMMUNITY DEVELOPMENT DEPARTMENT

PROGRAM YEAR 2024 ANNUAL ACTION PLAN (DRAFT)

(JULY 1, 2024 – JUNE 30, 2025)

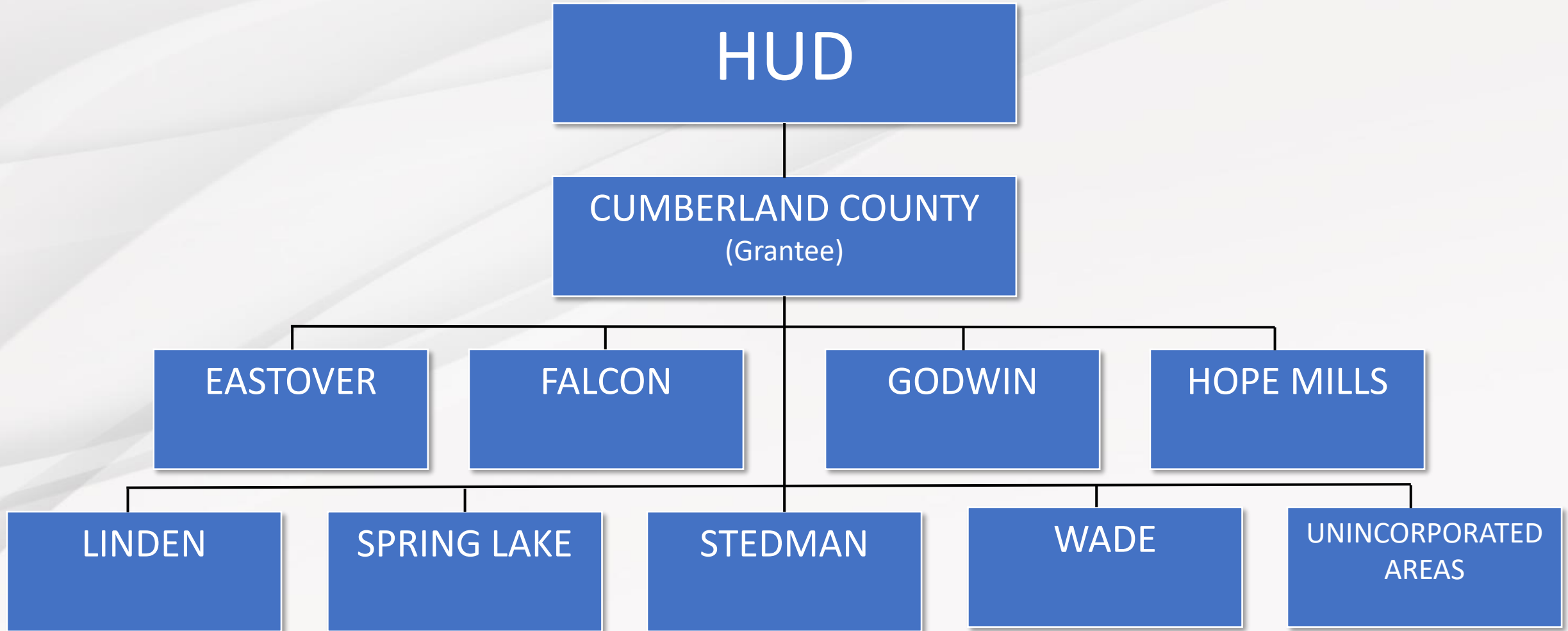


Public Hearing: April 15, 2024 @ 6:45 p.m.

HUD Entitlement Funding

Community Development Block Grant (CDBG)	Home Investment Partnerships Program (HOME)
<ul style="list-style-type: none">• Principally benefit low- and moderate-income persons;• Aid in the elimination of slum and blight; or• Meet an urgent need	<ul style="list-style-type: none">• Provide decent affordable housing to low-income households;• Expand the capacity of non-profit housing providers;• Strengthen the ability of state and local governments to provide housing; and• Leverage private-sector participation.

Participating Jurisdictions



Consolidated Planning Process

CONSOLIDATED PLAN

Every 5 Years

Period: July 1, 2020 through June 30, 2025

- 2020 – 2021
- 2021 – 2022
- 2022 – 2023
- 2023 – 2024
- **2024 – 2025 (current year)**

ANNUAL ACTION PLAN

Plan due every year within 45 days prior to the beginning of the Fiscal Year

CONSOLIDATED ANNUAL PERFORMANCE & EVALUATION REPORT

Report due every year within 90 days following the ending of the Fiscal Year

Priority Needs



Housing



Homelessness



Special Needs



Community Development



Economic Development

2024 Anticipated Funding Resources

Program	Allocation (Est.)	Program Income (Est.)	Prior Year Carry Forward (Est.)	Total (Est.)
CDBG	\$884,314	\$185,372	\$426,055	\$1,495,741
HOME	\$436,586	\$175,000	\$2,889,502 (includes HOME-ARP)	\$3,501,088
Continuum of Care Programs	\$228,152	-	-	\$228,152
County General Funds	\$316,995	-	-	\$316,995
Other General Funds (City/County Homeless Initiative)	\$187,500	-	-	\$187,500
Other (Match for HOME funds)	\$577,211			\$577,211

2024 Anticipated Projects

PROJECT NAME	CDBG	HOME	OTHER
HOUSING REHABILITATION	\$345,508	\$210,000	
HOMEOWNERSHIP ASSISTANCE		\$50,000	
AFFORDABLE HOUSING	110,000	\$2,966,841	\$577,211 HOME Match
HOUSING PROJECT DELIVERY	\$269,296		
PUBLIC SERVICES	\$122,000		
HOMELESS SERVICES	\$10,000		\$187,500 General Funds \$228,152 CoC programs
PUBLIC FACILITIES / INFRASTRUCTURE	\$200,000		
DEMOLITION/CLEARANCE/REVITALIZATION	\$10,000		
LAND ACQUISITION	\$150,000		
RELOCATION ASSISTANCE	\$40,000		
ECONOMIC DEVELOPMENT	\$25,000		
GENERAL ADMINISTRATION / PLANNING	\$213,937	\$274,247	\$316,995 General Funds

2024 Action Plan Timeline

ACTIVITY	DEADLINE
PUBLIC REVIEW PERIOD	March 20, 2024 – April 19, 2024
PUBLIC HEARING BEFORE COUNTY COMMISSIONERS	April 15, 2024 @ 6:45 pm
APPROVAL TO SUBMIT FINAL ACTION PLAN	May 6, 2024
ACTION PLAN DUE TO HUD	May 15, 2024

Questions or Comments

For more information contact:

Cumberland County
Community Development
707 Executive Place
Fayetteville, NC 28305
cccdinfo@cumberlandcountync.gov

910-323-6112



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 4/4/2024

SUBJECT: CASE # ZON-24-0006

BACKGROUND

ZON-24-0006: Conditional Rezoning from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District or to a more restrictive district for 97.07 +/- acres; located on Durant Nixon Road, approximately a quarter mile north of the intersection of Durant Nixon Road and Carlos Road, submitted by American Materials Company LLC (Agent) on behalf of the Glenard W. Bailey LTD Partnership (Owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District at their March 19, 2024 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-24-0006, Planning and Inspections staff recommends approval of the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District. Staff finds that the request is consistent with the North Central Land Use Plan which calls for "Farmland" and "Open Space" at this location. Staff 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.

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-24-0006, I move to approve the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District and find that the request is consistent with the North Central Land Use

Plan which calls for “Farmland” and “Open Space” at this location. 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.

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-24-0006, I move to deny the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District and find that the request is not consistent with the North Central Land Use Plan. The request is not reasonable or in the public interest because _____.

ATTACHMENTS:

Description

CASE # ZON-24-0006

Type

Backup Material



Cumberland County Joint Planning Board

MARCH 26, 2024

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-24-0006:** Conditional Rezoning from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District or to a more restrictive district for 97.07 +/- acres; located on Durant Nixon Road, approximately a quarter mile north of the intersection of Durant Nixon Road and Carlos Road, submitted by American Materials Company LLC (Agent) on behalf of the Glenard W. Bailey LTD Partnership (Owner).

ACTION: Recommended approval of the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District at their March 19, 2024 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 MARCH 19, 2024

In Case ZON-24-0006, Planning and Inspections staff recommends approval of the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District. Staff finds that the request is consistent with the North Central Land Use Plan which calls for "Farmland" and "Open Space" at this location. Staff 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.

In Case ZON-24-0006, Mrs. Moody made a motion, seconded by Mr. Lloyd to recommend approval of the rezoning request from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District. The Board finds that the request is consistent with the North Central Land Use Plan which calls for "Farmland" and "Open Space" at this location. The Board 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. 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.

REQUEST

Rezoning A1 to A1/CZ

Applicant requests a rezoning from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District or to a more restrictive zoning district for 97.07 +/- acres; located on Durant Nixon Road, approximately a quarter mile north of the intersection of Durant Nixon Road and Carlos Road; submitted by American Materials Company (applicant) on behalf of the Glenard W. Bailey LTD Partnership (owner). The intent of the property owner is to have a sand and gravel quarry. (Site plan is provided as Exhibit "A" to the CZ Conditions of Approval, which is found in Exhibit "F" (attached)). Per Section 403, Use Matrix, of the County Zoning Ordinance, a quarry use must be approved as a conditional zoning and must meet the requirements set forth in Section 919, Quarry standards, both of which are provided in the Appendix.

PROPERTY INFORMATION

OWNER/APPLICANT: American Materials Company (Applicant) on behalf of the Glenard W. Bailey LTD Partnership (Owner).

ADDRESS/LOCATION: Located on Durant Nixon Road, approximately a quarter mile north of the intersection of Durant Nixon Road and Carlos Road. Refer to Exhibit "A", Location and Zoning Map. REID number: 0573310470000.

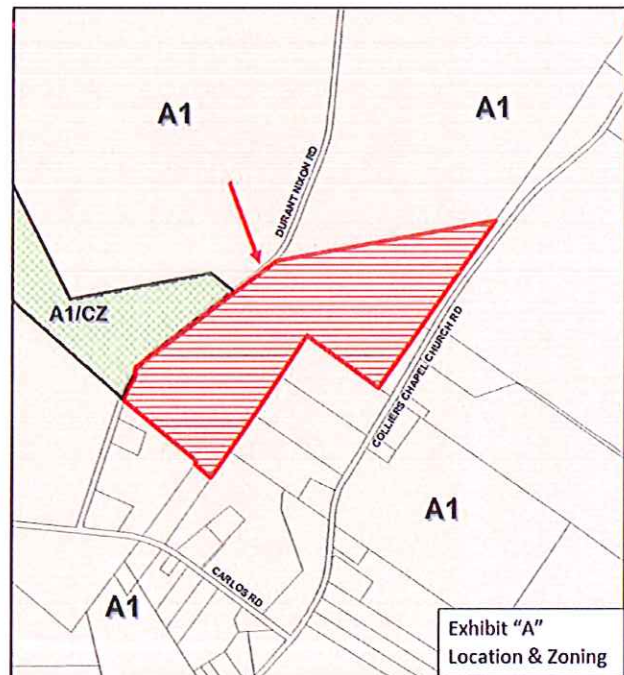
SIZE: The parcel contains approximately 97.07 +/- acres. Road frontage along Durant Nixon Road is 2,238 +/- feet. The property is approximately 1,700 +/- feet in length at its deepest point.

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

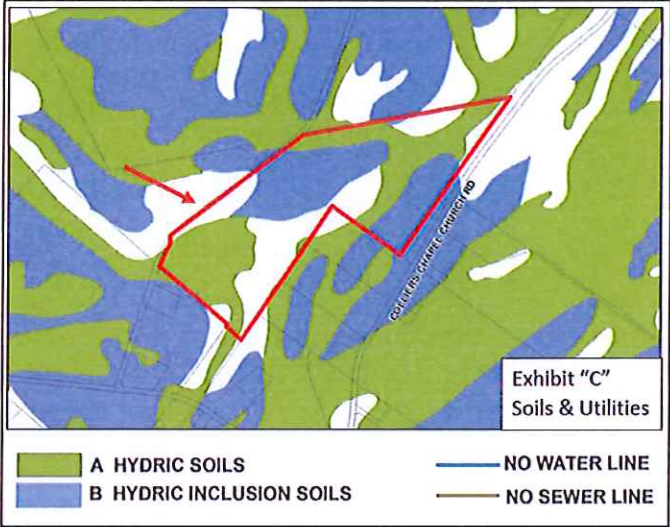
EXISTING LAND USE: The subject parcel is currently vacant. Exhibit "B" shows the existing use of the subject property.

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

- **North:** Farmland
- **East:** Wooded lands, single-family homes, and farmland
- **West:** Existing quarry operations and single-family homes
- **South:** Wooded lands, farmland, and single-family homes



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 the presence of both hydric and hydric inclusion soils at the property.

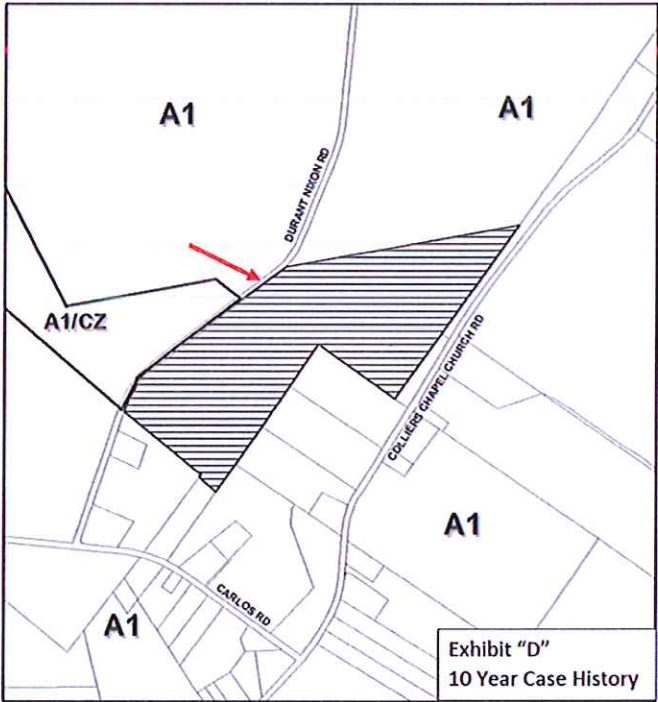


TEN YEAR ZONE CASE HISTORY:

Exhibit "D" denotes that there has been no rezoning case history within the most recent 10-year period.

DEVELOPMENT REVIEW:

A site plan review and approval will be required via the Current Planning Division prior to commencement of operations on site.



DIMENSIONAL PROVISIONS FOR REQUESTED DISTRICT:

Minimum Standard	A1 (Existing)	A1/CZ (Proposed)
Front Yard Setback	50 feet	50 feet
Side Yard Setback	20 feet	20 feet
Rear Yard Setback	50 feet	50 feet
Lot Area	2 Acres	2 Acres
Lot Width	100'	100'

Development Potential:

Existing Zoning (A1)	Proposed Zoning (A1/CZ)
49 dwelling units	0 dwelling units

- 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.

COMPREHENSIVE PLANS:

This property is located in the North Central Land Use Plan (2011). The future land use classifications of the property are "Farmland" and "Open Space". Associated Zoning districts for these classifications are A1, A1A, R40, R40A and CD.

The proposed rezoning request is consistent with the adopted Land Use Plan.

FUTURE LAND USE CLASSIFICATION Development Goal:

- Protect and preserve Prime farmland, the farming and agri-business industry, and sensitive natural areas. This protection will provide critical mass for farming operations, which inherently creates a sustainable environment for agricultural operations (North Central Land Use Plan 2011, pg. 65).
- Promote efforts that provide long term sustainability of farming and farmland that ensures a viable economic industry; a partnership enhancing air quality; a provider of green space and buffers for waterway protection; a source for locally produced food products; and habitat areas for local species and fauna (North Central Land Use Plan 2011, pg. 65).
- Protect the surrounding environmentally sensitive and natural areas to provide a critical mass of natural area and open space that enhances farming operations (North Central Land Use Plan 2011, pg.65).



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: Water and sewer lines are not available near the subject property. Utilities for water and sewer are shown on Exhibit "C".

TRAFFIC: According to the Fayetteville Area Metropolitan Planning Organization (FAMPO), the subject property on Durant Nixon Road, Linden, NC is located outside of FAMPO boundaries.

SCHOOLS CAPACITY/ENROLLMENT:

School	Capacity	Enrollment
Long Hill Elementary	516	436
Raleigh Road Elementary	179	218
Pine Forest Middle	804	685
Pine Forest High	1712	1762

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

EMERGENCY SERVICES: Cumberland County Fire Marshal's office has reviewed the request and has no comments regarding the proposal.

SPECIAL DISTRICTS/ OVERLAY DISTRICTS:

Special Districts			
Fayetteville Regional Airport Overlay:	n/a	Averasboro Battlefield Corridor:	n/a
Five Mile Distance of Fort Liberty:	n/a	Eastover Commercial Core Overlay District:	n/a
Voluntary Agricultural District (VAD):	n/a	Spring Lake Main Street Overlay District:	n/a
VAD Half Mile Buffer:	Yes	Coliseum Tourism Overlay District:	n/a

n/a – not applicable

CONDITIONS OF APPROVAL: The proposed conditions of approval and conditional zoning site plan are attached to this report, which is found in Exhibit "F".

STAFF RECOMMENDATION

In Case ZON-24-0006, Planning and Inspections staff **recommends approval** of the rezoning request from A1 Agricultural to A1/CZ Agricultural Conditional Zoning. Staff finds that the request is consistent with the North Central Land Use Plan which calls for "Farmland" and "Open Space" at this location. Staff 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 and Site Plan

Notification Mailing List

Application

Exhibit "F" Conditions of Approval

General Address: Durant Nixon Road Site	Acres: 97.07 +/-
REID: 0573310470000	Approval Date: TBD
Effective Date: TBD	Issued to: American Materials Company, LLC

A1 Agricultural / CZ Conditional Zoning District Case ZON-24-0006 Ordinance Related Conditions for Quarry Use of Property

Applicability: Applicant requests a rezoning from A1 Agricultural District to A1/CZ Agricultural Conditional Zoning District for 97.07 +/- acres; located on Durant Nixon Road, approximately a quarter mile north of the intersection of Durant Nixon Road and Carlos Road; submitted by American Materials Company (applicant) on behalf of the Glenard W. Bailey LTD Partnership (owner). The intent of the property owner is to have a sand and gravel quarry. (Site plan is provided as Exhibit "A" to the CZ Conditions of Approval, which is found in Exhibit "F" (attached)). Per Section 403, Use Matrix, of the County Zoning Ordinance, a quarry use must be approved as a conditional zoning and must meet the requirements set forth in Section 919, Quarry standards, both of which are provided in the Appendix.

A. Permitted and Prohibited Uses.

Use and development of the quarry shall occur consistent with the Conditional Zoning Site Plan within Exhibit "A" of the Conditions of Approval, the Conditions set forth herein, and the County Zoning and Subdivision Ordinances. Where any conflicts occur between the Conditions of Approval herein, including the Site Plan, with the County Zoning and Subdivision Ordinances, the Conditions of Approval and Site Plan shall supersede.

B. Development Standards.

1. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any should be within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer. In addition, applicant is responsible to obtain all other federal, state, and local permits required for quarry operations.
 - a. Note: This conditional approval is not approval of the permitting of any structures for this site; re- submittal of the site plan for staff review and approval is required prior to application for permits for any structure to be located on this site.
2. The applicant must keep an updated copy of the state permit and conditions on record with the County Planning & Inspections Department.
3. Prior to issuance of a zoning permit, the applicant must provide to Code Enforcement an acknowledged copy- to include the County Manager - of the Affidavit of

Notification which is required as part of the state application for a mining permit and a copy of the state mining permit application.

4. The lot shall be adequate to provide the yard space required for the M(P) Planned Industrial District and meet the standards of section 919 of the County Zoning Ordinance.
5. All equipment used for excavation, quarrying, and permitted processing shall be constructed, maintained, and operated in such a manner as to eliminate, as far as practicable, noise, vibration, or dust which would injure or annoy persons living or working in the vicinity.
6. The temporary erection and operation of plants and equipment necessary for crushing, polishing, dressing, or otherwise physically or chemically processing the material extracted on the site shall comply with the district dimensional requirements of the M(P) zoning district.
7. All excavations shall be made either to a depth of five feet below a water producing level, or graded or back-filled with non-noxious and non-inflammable solids to assure that the excavated area will not collect and retain stagnant water or that the graded or back-filled surface will create a gentle rolling topography to minimize erosion by wind or rain and substantially conform with the contour of the surrounding area.
8. Whenever the floor of a quarry is five feet or more below the grade of adjacent land, the property containing the quarry shall be completely enclosed by a barrier either consisting of a mound of earth not less than six feet high located at least 25 feet from any street right-of-way and planted with a double row of quick growing vegetative landscaping, or shall be enclosed with a chain link fence or its equivalent in strength and protective character to a height of six feet along the property line
9. An excavation shall be located 100 feet or more and back-filled to 150 feet from a street right-of-way line. Quarrying operations shall be located 50 feet or more from a street right-of-way line and to any property boundary line. With approval by the County Engineer, such excavation or quarrying may be permitted inside these limits in order to reduce the ground elevation to the established street grade.
10. A reclamation plan shall be submitted along with the site plan and the application. All such reclamation plans shall include the following:
 - a. A grading plan showing existing contours in the area to be extracted and proposed future contours showing the topography of the area after completion. Such plans shall include the surrounding area within 500 feet of the property boundary line, drawn to an appropriate scale with contour lines at intervals of five feet or less.
 - b. Existing and proposed drainage of the area
 - c. Details of re-grading and re-vegetation of the site during and at conclusion of the operation. The following are the minimum requirements to be met at the conclusion of the operation:
 - i. The banks of all extraction, when not back-filled, shall be sloped at a grade of not less than two feet horizontal to one foot vertical. This slope shall be maintained 20 feet beyond the water line if such exists.

- ii. Spoil banks shall be graded to a level suiting the existing terrain.
 - iii. All banks and extracted areas shall be surfaced with at least six inches of suitable soil, except exposed rock surfaces, and shall be planted or seeded with trees, shrubs, legumes or grasses and maintained until the soil is stabilized and approved by the County Engineer.
11. This conditional approval is not approval of any freestanding signs. If a freestanding sign is desired as stated in the written application, re-submittal of the site plan is required prior to application for any freestanding sign permits. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.)
12. The owner/developer is responsible and liable for maintenance and upkeep of this site, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers/berms and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing.
13. Noise levels shall not exceed 60 dB(A) between the hours of 10:00 pm and 7:00 am. In any event, the noise level, regardless of the time of day, shall become a nuisance to neighboring properties and strict compliance with the County's Noise Ordinance is required.
14. The developer must contact the County Engineer's office at the conclusion of operations to inspect the site for compliance with the provisions of Section 919, County Zoning Ordinance and that the site must be reclaimed in accordance with the reclamation plan included in the case file.

C. Infrastructure and Utilities:

1. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance:

The following standards are applicable to all properties:

- i. All lights shall be shielded in such a way as to direct all light toward the Earth's surface and away from reflective surfaces;
- ii. Light fixtures or lamps shall be shielded/shaded in such a manner as to direct incident rays away from all adjacent property and any light on a pole, stand, or mounted on a building must have a shield, and adjustable reflector and non-protruding diffuser;
- iii. Any facilities, which may require floodlighting, may not arrange the light in such a way that it will shine toward roadways, on adjacent residential property or residentially zoned property or into the night sky;
- iv. Any interior lighted signs may not be lit at night when any face of the sign is removed or damaged in such a way that the light may distract pedestrians or drivers or become a nuisance to homeowners;
- v. Any light fixture must be placed in such a manner that no light-emitting surface is visible from any residential area or public/private roadway, walkway, trail or other public way when viewed at the ground level.

2. For new development, all utilities, except for 25k or greater electrical lines, must be located underground.

D. Fire Marshal and Fire Inspections:

1. Developer must ensure fire protection water supply requirements are met in accordance with Section 507 of the 2018 NC Fire Code. Developer is required to provide advanced coordination and contact with the County Fire Marshal Office prior to final site plan submittal as well as during site construction. Submit plans for any permits required in Section 105 of the 2018 Fire Code. All fire department access requirements shall be met in accordance with Section 503 of the 2018 NC Fire Code and demonstrated at the time of final site plan and permit applications, as applicable. Construction plans may be required for review by the Fire Marshal, and the developer is responsible for contacting prior to any development activity, including clearing and grading.

E. Stormwater and Drainage:

1. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environmental Quality (NCDEQ) sedimentation and erosion control plan(S&E). If any retention/detention bases are required for state approval of this plan, a formal revision application must be filed with Current Planning for review and approval.
2. 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, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement prior to the issuance of the Certificate of Occupancy.
3. 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 of free and debris (Section 2306, D., County Subdivision Ordinance).
4. In the event a stormwater utility structure is required by the NC Department of Environmental Quality (NCDEQ), the owner/developer must demonstrate on the revised plan the placement of a four-foot-high fence with a lockable gate for the security of the stormwater utility structure. The owner/developer is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.
5. The applicant is advised to consult an expert on wetlands before proceeding with any development.

F. Environmental:

1. The small stream standards set forth in Section 6.5-44, County Flood Damage Prevention Ordinance, shall be complied with during construction and upon completion of development within this subdivision as enforced by the County Engineer's Office. No encroachments, including fill, new construction, substantial improvements, or new development shall be permitted within a distance of twenty (20) feet each side from top of bank or five times the width of the stream, whichever is greater, unless certification with

supporting technical data by a registered professional engineer is provided demonstrating that such encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.

2. The developer must provide the Code Enforcement Section with an approved NC Department of Environmental Quality mining permit prior to any application for permits. A copy of the NCDEQ approval must be provided to Code Enforcement at the time of application for any zoning permits. Proper erosion and sediment control measures shall be installed and maintained in accordance with North Carolina State standards during mining/quarry operations.
3. A review of the data available to the Army Corp of Engineers indicates that jurisdictional waters are likely to be present on this property and therefore are likely to be impacted by the proposed project; however, without an official Jurisdictional Determination at the property, these findings cannot be confirmed.
4. When any extraction has been completed, such area shall either be left as a permanent spring-fed lake, or the floor thereof shall be leveled in such manner as to prevent the collection and stagnation of water and to provide proper drainage without excessive soil erosion.
5. When any extraction has been completed, such area shall either be left as a permanent spring-fed lake, or the floor thereof shall be leveled in such manner as to prevent the collection and stagnation of water and to provide proper drainage without excessive soil erosion.
6. The facility must be permitted by the North Carolina Department of Environmental Quality and/or other applicable Federal, State, and local agencies.
7. No excavation shall be made closer than 200 feet from the bank of any river, stream, creek, or waterway except by submission of documentation, verified by the County Engineer, that such excavation or quarrying shall not impair the lateral support needed for permanent stream levees.

G. Landscaping:

1. The final site plan shall include a detailed landscaping plan addressing the regulatory requirements set forth in section 1102 of the County Zoning Code.
2. No excavation shall be made closer than 200 feet from the bank of any river, stream, creek, or waterway except by submission of documentation, verified by the County Engineer, that such excavation or quarrying shall not impair the lateral support needed for permanent stream levees.
3. The proposed perimeter berm to be constructed around the excavated areas shall be a minimum of six feet in height and planted with a double row of quick growing vegetative landscaping in accordance with the provisions of Section 919.G, County Zoning Ordinance.

H. Roads/Access/Parking:

1. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits.

2. All NCDOT permits must be obtained and submitted to the Code Enforcement Division prior to any issuance of a building permit or commencement of any development activity or change in property usage. Per NCDOT comments for this rezoning, failure to secure required permits prior to construction or change in property usage may result in the removal of the driveway or street connections at the property owner's expense.
3. Turn lanes may be required by the NC Department of Transportation (NCDOT) during review of the driveway permit or construction plans. Any NCDOT required improvements shall be completed prior to issuance of a certificate of occupancy unless otherwise indicated by NCDOT.
4. Access ways or drives within the premises shall be maintained in a dust-free condition through surfacing or such other treatment as may be necessary.
5. All proposed traffic generated by the quarry operations shall be limited to State owned roadways. The applicant is responsible for coordination with NCDOT pertaining to roadway maintenance and impact.

I. Development Review Process:

1. A final site plan, to include a detailed lighting plan and landscaping plan, shall be provided to Planning staff with a written transmittal with a brief narrative of the plans provided.
2. In the event the requirements or conditions from a State or Federal Agency or utility provider creates an inconsistency with the conditional zoning site plan in any manner, a revised conditional site plan must be submitted to the Current Planning Division for review. Any change determined by the County to represent a substantial change to the conditional zoning site plan, Board of County Commission approval may be required, as shall be determined by the Planning Director.
3. Developer must coordinate with the Current Planning Division prior to making any changes to the conditional zoning site plan. Any changes to the conditional zoning site plan must be reviewed by the Current Planning Division to determine if any change is considered an insubstantial or substantial modification.

J. Other Conditions:

1. This conditional approval is not to be construed as all-encompassing of the applicable rules, regulations, etc., which must be complied with for any development. Other regulations, such as building, environmental health, and so forth, may govern the specific development. The developer is the responsible party to ensure full compliance with all applicable Federal, State, and local regulations.
2. Any substantial modification made to this approved conditional zoning site plan or conditions of approval, other than those set forth in the above conditions, must be approved by the Board of Commissioners as set forth by Section 506 of the Zoning Ordinance.
3. No clearing or grading shall occur until authorized by the Code Enforcement Manager.
4. Pursuant to Section 507, County Zoning Ordinance, two years after the date of the Board of County Commissions approves the Conditional Zoning, the Planning Board may examine progress made to determine if active efforts are proceeding. If the Planning Board determines that active efforts to develop are not proceeding, it may institute proceedings to rezone the property to its previous zoning classification.

5. All applications and plan submittals shall be submitted via the County online permitting self-service portal at the following website address:
https://selfservice.co.cumberland.nc.us/EnerGod_Prod/SelfService#/home

K. Time Limitation

1. At the end of two years from the date of approval of this Conditional Zoning by the Board of County Commissioners, the Planning Board may examine progress made to determine if active efforts are proceeding. If the Planning Board determines that active efforts to develop are not proceeding, it may institute proceedings to rezone the property to its previous zoning classification.

Property Owner/Agent Acceptance of Conditions

(Print Name)

(Signature)

Date

Issued by:

David B. Moon, AICP, NC-CZO

Date

[illegible]

Alyssa Garcia

From: Tony Harris <Tony.Harris@americanmaterialsco.com>
Sent: Wednesday, March 13, 2024 8:53 AM
To: Alyssa Garcia; James Izzell
Subject: Fwd: ZON-24-0006 Conditions of Approval
Attachments: ZON-24-0006 Staff Report AGDMRH.docx

CAUTION: This email originated from outside of the County. Do not open attachments, click on links, or reply unless you trust the sender or are expecting it.

AMC agrees with the condition proposed in attached document regarding the Linden mine.

Thanks,
Tony Harris

Get [Outlook for iOS](#)

From: James Izzell <ncgeology@yahoo.com>
Sent: Tuesday, March 12, 2024 11:23 AM
To: Tony Harris <Tony.Harris@americanmaterialsco.com>
Subject: Fwd: ZON-24-0006 Conditions of Approval

This message originated from outside your organization

Review this carefully

Sent from my iPhone

Begin forwarded message:

From: Alyssa Garcia <agarcia@cumberlandcountync.gov>
Date: March 12, 2024 at 10:45:09 AM EDT
To: James Izzell <ncgeology@yahoo.com>
Subject: ZON-24-0006 Conditions of Approval

Good morning,

Attached is the staff report and the proposed conditions of approval for review. North Carolina General Statute 160D requires that the applicant must agree to the conditions for a conditional zoning in writing. For the purpose of the Joint Planning Board meeting, an email confirming the acceptance will be sufficient; however, following the Joint Planning Board, the agent or applicant will be asked to sign the conditional zoning agreement for the Board of County Commissioners hearing.

Please respond confirming acceptance of the proposed conditions by end of business today, March 12, 2024.

If you have any questions or concerns, please reach out to me or to David Moon, Deputy Director at 910-678-7606.

ATTACHMENT – MAILING LIST

CONYERS, HAROLD EDWARD;CONYERS,
JAMES LYNN;PROPE, LILLIE FRANCES
1206 CHIMNEY HILL DR
APEX, NC 27502

SIMON, AMELIA
4616 RAMBLEWOOD DR
FAYETTEVILLE, NC 28304

MCDONALD, JERRY F;MCDONALD,
MARSHA S
857 ELLIOT FARM RD
FAYETTEVILLE, NC 28311

MCDONALD, JERRY F;MCDONALD,
MARSHA S
857 ELLIOT FARM RD
FAYETTEVILLE, NC 28311

BEAR PARK LLC
PO BOX 1108
CLINTON, NC 28329

S & D INVESTMENTS PROPERTIES LLC
PO BOX 70
LINDEN, NC 28356

S & D INVESTMENTS PROPERTIES
LLC;RAYNOR, DAVID BRIAN
PO BOX 70
LINDEN, NC 28356

MORGAN, ARTHUR C JR;MORGAN, LINDA
8363 COLLIERS CHAPEL CH RD
LINDEN, NC 28356

COX, DAVID E.
7664 CARLOS RD
LINDEN, NC 28356

MORGAN, LOUIS T;MORGAN, DEBRA H
8483 COLLIERS CHAPEL CH RD
LINDEN, NC 28356

AMMONS, KENNETH E JR
7766 CARLOS RD
LINDEN, NC 28356

STARLING, PAMELA;STARLING, WESLEY
THOMAS
7656 CARLOS RD
LINDEN, NC 28356

MORGAN, ARTHUR C JR;MORGAN, LINDA
8363 COLLIERS CHAPEL CH RD
LINDEN, NC 28356

SMOAK, GARY A;SMOAK, CHRISTINE J
7677 CARLOS RD
LINDEN, NC 28356

CONYERS, HAROLD E;CONYERS, KARLA L
8560 COLLIERS CHAPEL CHURCH RD
LINDEN, NC 28356

B & K INVESTMENT PROPERTIES LLC
8294 HAWKINS RD
LINDEN, NC 28356

S & D INVESTMENTS PROPERTIES
LLC;RAYNOR, DAVID BRIAN
PO BOX 70
LINDEN, NC 28356

BAUCOM, R BRYANT
7717 CARLOS RD
LINDEN, NC 28356

MORGAN, LEE E
4827 PENDER ST
LINDEN, NC 28356

MORGAN, LOUIS T;MORGAN, DEBRA H
8483 COLLIERS CHAPEL CH RD
LINDEN, NC 28356

CRUSEN, KENNETH M
6956 CAROWIND DR
LINDEN, NC 28356

SMOAK, GARY A;SMOAK, CHRISTINE J
7677 CARLOS RD
LINDEN, NC 28356

ANTIOCH FREE WILL BAPTIST CHURCH
PO BOX 5
LINDEN, NC 28356

AMMONS, BENJAMIN J;KENNETH, E
7766 CARLOS RD
LINDEN, NC 28356

LILLY, JERMAINE F.
4051 GLENN RD
PARKTON, NC 28371

GLENARD W. BAILEY LIMITED
PARTNERSHIP
3681 ROCK BRIDGE DR
CONOVER, NC 28613

LEE FARMS TRUST, LLC
2765 W. TENNESSEE ST
TALLAHASSEE, FL 32304

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 \$_____ (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 AMERICAN MATERIALS COMPANY, LLC
1319 MILITARY CUTOFF RD
2. Address: Suite 206, PA 216, WILMINGTON NC Zip Code 28405
3. Telephone: (Home) _____ (Work) 910 799 1411
4. Location of Property: NORTH of INTERSECTION of CARLOS AND DURANT NIXON RD
5. Parcel Identification Number (PIN #) of subject property: 0573-31-0470
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 97.07 Frontage: _____ Depth: _____
7. Water Provider: _____ Septage Provider: _____
8. Deed Book 010856, Page(s) 00539, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: AGRICULTURE
10. Proposed use(s) of the property: QUARRYING - SAND AND GRAVEL MINE

NOTE: Be specific and list all intended uses.

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes ☒ No ☐
12. Has a violation been issued on this property? Yes _____ No ☒
13. It is requested that the foregoing property be rezoned FROM: A-1

TO: (Select one)

- ☒ Conditional Zoning District, with an underlying zoning district of A-1
(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.)

QUARRYING - SAND + GRAVEL MINE

- 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.

31 ACRES TO BE USED FOR MINING

- APPROXIMATELY $\frac{2}{3}$ OF TOTAL AREA TO BE
LEFT AS BUFFER / SETBACK

2. DIMENSIONAL REQUIREMENTS:

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

50 FOOT SETBACK (BUFFER) FROM PROPERTY LINES
100 FOOT SETBACK (BUFFER) FROM ROAD

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

N/A

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

N/A - NO SIGN

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.

AS REQUIRED IN ARTICLE IX, SECTION 919, PART G

- A 6 FOOT HIGH BARRIER BERM WILL ENCLOSE THE MINE
- A "DOUBLE ROW OF QUICK GROWING LANDSCAPING" WILL BE PLANTED ALONG BARRIER BERM
- TREES SPACED AT 25 FEET, OR AS RECOMMENDED BY SPECIES

- 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.

MIN. 50 FOOT BUFFER - UNDISTURBED - PARALLEL TO PROPERTY LINE
100 FOOT BUFFER (50' UNDISTURBED, 50' UNEXCAVATED) PARALLEL TO DURANT NIXON ROAD

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.

5-6 DAYS PER WEEK, DAWN TO DUSK

7 EMPLOYEES

DUST TO BE CONTROLLED BY WATER SPRAY AS NEEDED

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.

GLENARD W. BAILEY LTD PARTNERSHIP Lucinda Bailey, Teresa Gilchrist
NAME OF OWNER(S) (PRINT OR TYPE)

709 Compass Pointe North Myrtle Beach SC 29582
ADDRESS OF OWNER(S)

lwubailey@mc.com
E-MAIL

Cell 919-434-3288
HOME TELEPHONE

WORK TELEPHONE

Lucinda Bailey
SIGNATURE OF OWNER(S)

Teresa Gilchrist
SIGNATURE OF OWNER(S)

AMERICAN MATERIALS COMPANY LLC
NAME OF AGENT, ATTORNEY, APPLICANT (by assign) (PRINT OR TYPE)

6131 OLEANDER DR. WILMINGTON NC 28403
ADDRESS OF AGENT, ATTORNEY, APPLICANT

910-799-1411
HOME TELEPHONE WORK TELEPHONE

TONY. HARRIS @ AMERICANMATERIALSCO.COM
E-MAIL ADDRESS FAX NUMBER

Tony Harris
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

ORDER DETAILS

Order Number:
LWLM0078610
External Order #:
9998580
Order Status:
Approved
Classification:
Govt Public Notices
Package:
General Package
Total payment:
295.12
Payment Type:
Account Billed
User ID:
L0012804
External User ID:
744350

ACCOUNT INFORMATION

Cumb Co Joint Planning, Laverne Howard
130 Gillespie ST ATTN: LAVERNE HOWARD
Fayetteville, NC 28301-5669
910-678-7600
lhoward@cumberlandcountync.gov
Cumb Co Joint Planning, Laverne
Contract ID:

TRANSACTION REPORT

Date
March 25, 2024 9:57:41 AM EDT
Amount:
300.39
Date
March 25, 2024 10:03:58 AM EDT
Amount:
(5.27)

ADDITIONAL OPTIONS

1 Affidavit

SCHEDULE FOR AD NUMBER LWLM00786100

April 1, 2024
Fayetteville Observer
April 8, 2024

PREVIEW FOR AD NUMBER LWLM00786100**Public Notice**

The Cumberland County Board of Commissioners will meet at 6:45 p.m. on April 15, 2024 in Room 118 of the County Courthouse at 117 Dick Street to hear the following:

ZON-24-0004: Rezoning from C3 Heavy Commercial Dist. and RR Rural Residential Dist. to RR Rural Residential Dist. or a more restrictive zoning dist. for 2.03 +/- ac; 906 Middle Rd, Larry Robert Steedly (Agent); Barry C Steedly Life Estate (Owner).

ZON-24-0005: Rezoning from M(P) Planned Industrial Dist. and M1(P) Planned Light Industrial Dist. to M1(P) Planned Light Industrial Dist. or a more restrictive zoning dist. for 1.33 +/- ac; 611 Whitehead Rd, Tanari Smith (Owner).

ZON-24-0006: Conditional Rezoning from A1 Agricultural Dis. to A1/CZ Agricultural Conditional Zoning Dist. or a more restrictive zoning dist. for 97.07 +/- ac; located on Durant Nixon Rd, approx. a quarter mile north of intersection of Durant Nixon Rd and Carlos Rd, submitted by American Materials Company LLC (Agent); Glenard W. Bailey LTD Partnership (Owner).

ZON-24-0007: Conditional Rezoning from RR Rural Residential Dis. and C(P)/CZ Planned Commercial Conditional Zoning Dist. to C(P)/CZ Planned Commercial Conditional Zoning Dist. or a more restrictive zoning dist. for 8.15 +/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

April 1, 8 2024
LWLM0078610



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 4/4/2024

SUBJECT: CASE # ZON-24-0007

BACKGROUND

ZON-24-0007: Conditional Rezoning from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District or to a more restrictive zoning district for 8.15+/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District at their March 19, 2024 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: Planning and Inspections staff recommends approval of the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District and find that: 1. Approval is an amendment to the adopted, current Vander Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request. 2. The request is a modification to an approved conditional zoning and allows expansion of an existing business in the area. 3. A water line is available to the site to support expansion of the existing commercial development. The request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning.

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-24-0007, I move to approve the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District and find that:

1. Approval is an amendment to the adopted, current Vander Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request.
2. The request is a modification to an approved conditional zoning and allows expansion of an existing business in the area.
3. A water line is available to the site to support expansion of the existing commercial development.

The request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning.

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-24-0007, I move to deny the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District and find that the request is not consistent with the Vander Area Land Use Plan. The request is not reasonable or in the public interest because _____.

ATTACHMENTS:

Description

CASE # ZON-24-0007

Type

Backup Material



Cumberland County Joint Planning Board

MARCH 26, 2024

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-24-0007:** Conditional Rezoning from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District or to a more restrictive zoning district for 8.15+/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

ACTION: Recommended approval of the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District at their March 19, 2024 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 MARCH 19, 2024

In Case ZON-24-0007, Planning and Inspections staff recommends approval of the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District and find that: 1. Approval is an amendment to the adopted, current Vander Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request. 2. The request is a modification to an approved conditional zoning and allows expansion of an existing business in the area. 3. A water line is available to the site to support expansion of the existing commercial development. The request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning.

In Case ZON-24-0007, Mrs. Moody made a motion, seconded by Mr. Lloyd to recommend approval of the rezoning request from RR Rural Residential District and C(P)/CZ Planned Commercial Conditional Zoning District to C(P)/CZ Planned Commercial Conditional Zoning District and find that: 1. Approval is an amendment to the adopted, current Vander Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request. 2. The request is a modification to an approved conditional zoning and allows expansion of an existing business in an area. 3. A water line is available to the site to support expansion of



Cumberland County Joint Planning Board

the existing commercial development. The Board finds the request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning. Unanimous approval.

First Class and Record Owners' Mailed Notice Certification

A certified copy of the tax record owner(s) of the subject and adjacent properties and their tax record mailing address is contained within the case file and is incorporated by reference as if delivered herewith. The record owners' certified receipt of notice is also included.

REQUEST

Rezoning RR & C(P)/CZ to C(P)/CZ

Applicant requests a modification to an approved conditional zoning (Case P13-1) from RR Rural Residential District and C(P)/CZ Heavy Commercial District Conditional Zoning to C(P)/CZ Planned Commercial District Conditional Zoning for approximately 8.15 acres located at 3401 Clinton Road, as shown in Exhibit "A". A trucking retailer and storage facility and terminal activity occurs on the eastern portion of the property through a previously approved conditional zoning. The intent of the property owner is to expand the business onto the western parcels currently zoned RR Rural Residential.

PROPERTY INFORMATION

OWNER/APPLICANT: Stephen H Ledwell,
Trustee (owner)

ADDRESS/LOCATION: Located at 3401 Clinton Road. Refer to Exhibit "A", Location and Zoning Map. REID number: 0456978332000; 0456978575000; & 0466071446000.

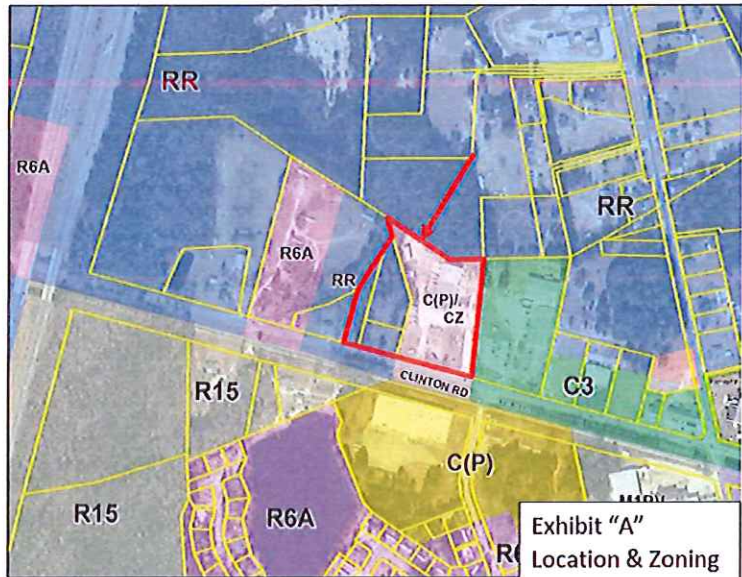
SIZE: The parcel contains approximately 8.15 acres. Road frontage along Clinton Road is 600+/- feet. The property is approximately 593 +/- feet in length at its deepest point.

EXISTING ZONING: The subject property is currently zoned RR Rural Residential and C(P)/CZ. The Rural Residential District is intended for traditional rural use with lots of 20,000 square feet or above. The principal use of the land is for suburban density residential, including manufactured housing units, and agricultural purposes. The C(P) Planned Commercial District is designed to assure the grouping of buildings on a parcel of land so as to constitute a harmonious, efficient and convenient retail shopping area. Site plans assure traffic safety and the harmonious and beneficial relations between the commercial area and contiguous land.

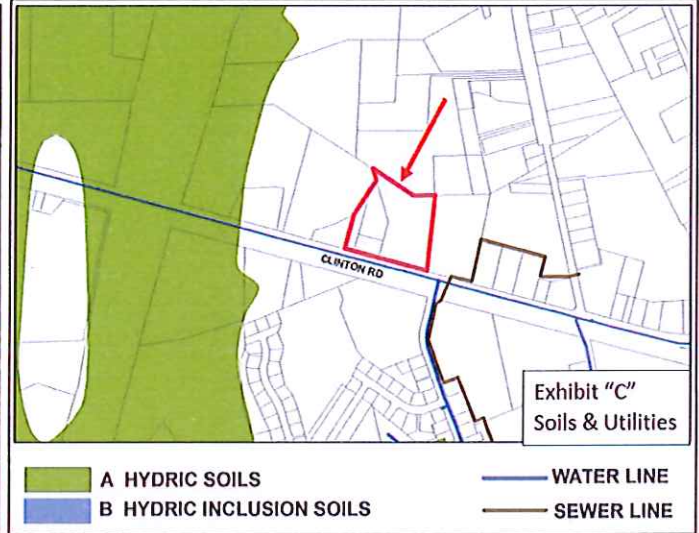
EXISTING LAND USE: The western parcels are currently vacant wooded lands, while the eastern parcel is operating under conditions of approval P13-11 for Ledwell & Son Enterprises. Exhibit "B" shows the existing use of the subject property.

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

- **North:** Wooded lands
- **East:** Non-residential operations, fire station, and convenience store with gasoline sales
- **West:** Single-family homes and wooded lands
- **South:** non-residential operations, wooded lands, manufactured homes



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 no presence of hydric or hydric inclusion soils at the property.

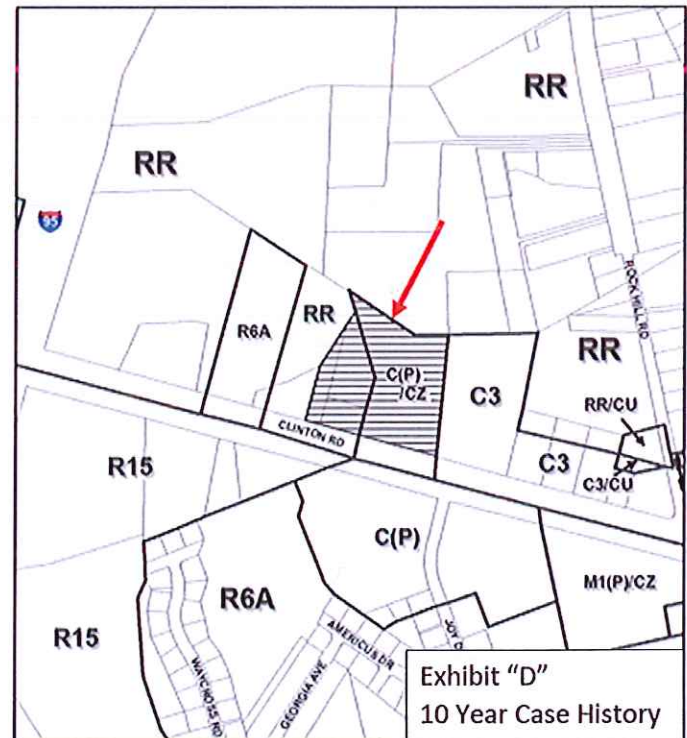


TEN YEAR ZONE CASE HISTORY:

Exhibit "D" denotes that there has been no rezoning case history within the most recent 10-year period.

DEVELOPMENT REVIEW:

A non-residential site plan review and approval will be required via the Current Planning Division prior to commencement of operations on site.



DIMENSIONAL PROVISIONS FOR REQUESTED DISTRICT:

Minimum Standard	RR (Existing Zoning)	C(P)/CZ (Existing)	C(P)/CZ (Proposed)
Front Yard Setback	30 feet	50feet	50 feet
Side Yard Setback	15 feet	30 feet	30 feet
Rear Yard Setback	35 feet	30 feet	30 feet
Lot Area	20,000 Sq. feet	n/a	n/a
Lot Width	100'	n/a	n/a

Development Potential:

Existing Zoning (RR)	Existing Zoning (C(P)/CZ)	Proposed Zoning (C(P)/CZ)
6 dwelling units	0 dwelling units	0 dwelling units

- 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.

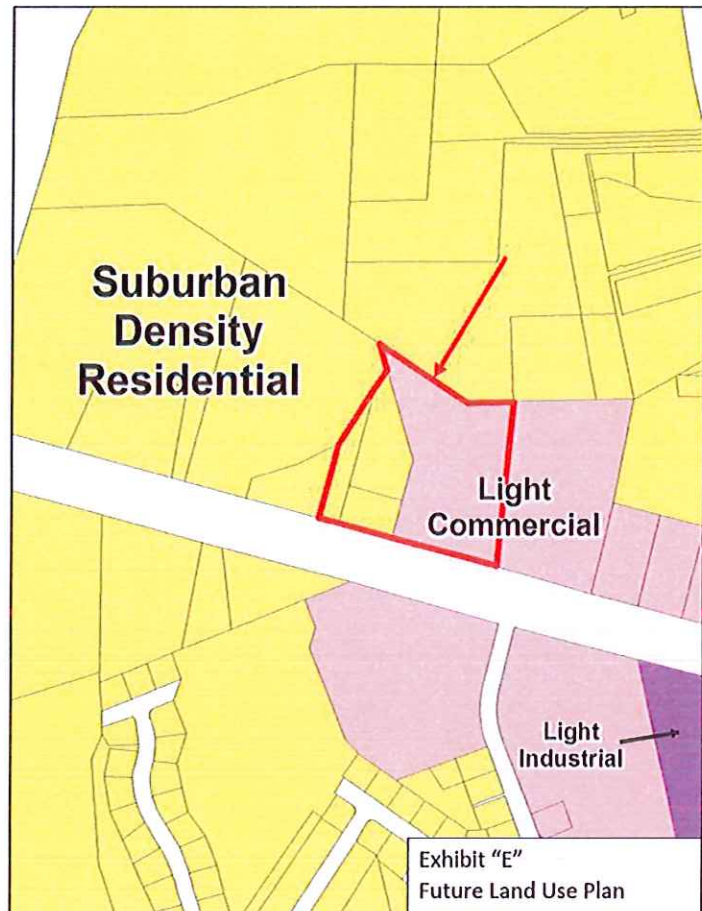
COMPREHENSIVE PLANS:

This property is located in the Vander Area Land Use Plan (2017). The future land use classifications of the property are "Suburban Density Residential" and "Light Commercial". Associated zoning districts for this Suburban Density Residential classification are R20, RR, R20A, R30, & R30A. For the Light Commercial designation, the associated zoning districts are C1(P) and C2(P).

The proposed rezoning request is not consistent with the adopted Land Use Plan

FUTURE LAND USE CLASSIFICATION Development Goal:

- Provide flexibility for Mixed Use and higher density developments close to existing or future commercial centers (Vander Area Land Use Plan 2017, pg.38).
- Provide and preserve natural vegetation buffer areas between single and multi-story residential and non-residential uses (Vander Area Land Use Plan 2017, pg.38).
- "Provide quality, attractive development that meets market demand, is harmonious with its surrounding area, has supporting infrastructure, preserves the natural environment, and is concentrated near major intersection and existing commercial development." (pg.39)
- "Light commercial caters to the ordinary needs of the immediate neighborhood with emphasis on convenient goods and services." (pg.39)
- "Protect established residential areas from the encroachment of non-residential developments" (pg.39)



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: Public water is available to the site via PWC. Public sewer lines are located approximately 200 feet to the east. The County Zoning Code does not require connection in this situation. Requirements of Environmental Health for on-site septic systems will apply to the site at the time of a development permit if the property owner chooses not to connect to public sewer.

TRAFFIC: According to the Fayetteville Area Metropolitan Planning Organization (FAMPO), the subject property sits on Clinton Road and is identified as a minor arterial 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, Clinton Road has a 2021 AADT of 5,100 and a road capacity of 15,100. Due to lack of data and the small scale, the new zoning request does not demand a trip generation. The new development should not generate enough traffic to significantly impact Clinton Road.

SCHOOLS CAPACITY/ENROLLMENT:

School	Capacity	Enrollment
Sunnyside Elementary School	303	426
Mac Williams Middle School	1164	1174
Cape Fear High School	1476	1598

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

EMERGENCY SERVICES: Cumberland County Fire Marshal's office has reviewed the request has provided the following comment regarding the proposed development:

1. The developer shall ensure all fire department access requirements are met in accordance with Section 503 of the 2018 NC Fire Code.
2. The developer shall ensure fire protection water supply requirements are met in accordance with Section 507 of the 2018 NC Fire Code.
3. The developer shall submit building plans to the Fire Marshal's Office to scale for new construction and building renovation.
4. The developer shall ensure emergency responder radio coverage is achieved.

SPECIAL DISTRICTS/ OVERLAY DISTRICTS:

Special Districts			
Fayetteville Regional Airport Overlay:	n/a	Averasboro Battlefield Corridor:	n/a
Five Mile Distance of Fort Liberty:	n/a	Eastover Commercial Core Overlay District:	n/a
Voluntary Agricultural District (VAD):	n/a	Spring Lake Main Street Overlay District:	n/a
VAD Half Mile Buffer:	n/a	Coliseum Tourism Overlay District:	n/a

n/a – not applicable

CONDITIONS OF APPROVAL: The current adopted Conditional Zoning Conditions of Approval appear in Exhibit "F". The proposed conditions of approval and conditional zoning site plan for the business expansion appear in Exhibit "G".

STAFF RECOMMENDATION

In Case ZON-24-0007, Planning and Inspections staff **recommends approval** of the zoning request from RR Rural Residential District and C(P)/CZ Planned Commercial District Conditional Zoning to C(P)/CZ Planned Commercial District Conditions Zoning and find that:

1. Approval is an amendment to the adopted, current Vander Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request.
2. The request is a modification to an approved conditional zoning and allows expansion of an existing business in an area.
3. A water line is available to the site to support expansion of the existing commercial development.

The request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning.

Attachments:

Proposed Conditions of Approval and Site Plan
Notification Mailing List
Application
Existing Conditions of Approval



CONDITIONAL ZONING NO. ZON-24-0007
Conditions of Approval
Ordinance Related Conditions for Truck Retailer and Truck Storage Facility
and Terminal Activity

General Address: 3401 Clinton Road	Acres: 8.15 +/-
REID: 0466071446000;0456978575000; 0456978332000	Approval Date: April 15, 2024
Effective Date: April 15, 2024	Issued to: Stephen H Ledwell, Trustee

Applicability: Applicant requests a modification via expansion of the existing conditional zoning approval for Zoning Case P13-11 via conditional rezoning from RR Rural Residential District and C(P)/CZ Planned Commercial District to C(P)/CZ Planned Commercial District or to a more restrictive zoning district for 8.15 +/- acres; located at 3401 Clinton Road; submitted by American Materials Company (applicant) on behalf of the Glenard W. Bailey LTD Partnership (owner). The intent of the property owner is to expand their existing operations. (Site plan is provided as Exhibit "A" to the CZ Conditions of Approval, which is found in Exhibit "A".

Adoption of Case ZON-24-0007 rescinds and replaces rezoning P13-11 and its conditions of approval.

A. Permitted and Prohibited Uses.

Use and development of the subject property shall be limited to a Truck Retailer and Truck Storage Facility and Terminal Activity and shall occur consistent with: the Conditional Zoning Site Plan within Exhibit "A"; the Conditions set forth herein; and the County Zoning and Subdivision Ordinances. Where any conflicts occur between the Conditions of Approval herein, including the Conditional Zoning Site Plan, with the County Zoning and Subdivision Ordinances, the Conditions of Approval and Site Plan shall supersede.

B. Development Standards.

1. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any should be within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer. In addition, applicant is responsible to obtain all other federal, state, and local permits required for quarry operations.
 - a. Note: This conditional approval is not approval of the permitting of any structures for this site; re- submittal of the site plan for staff review and approval is required prior to application for permits for any structure to be located on this site.



2. This conditional approval is not approval of any freestanding signs. If a freestanding sign is desired as stated in the written application, re-submittal of the site plan is required prior to application for any freestanding sign permits. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.)
3. The owner/developer is responsible and liable for maintenance and upkeep of this site, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing.
4. Noise levels shall not exceed 60 dB(A) between the hours of 10:00 pm and 7:00 am. In any event, the noise level, regardless of the time of day, shall become a nuisance to neighboring properties and strict compliance with the County's Noise Ordinance is required.
5. A solid buffer must be provided and maintained along the side and rear property lines where this tract/site abuts residentially zoned properties, and all open storage areas must be screened from view from the public street right-of-way in accordance with the provisions of Section 1102 G., Buffer Requirements, County Zoning Ordinance. Chain link fencing cannot be used to satisfy the buffer requirements.
6. Storage of junked vehicles on this site is not permitted; the temporary storage of motor vehicles awaiting repairs must be temporarily stored in such an area that the vehicles are screened from view and cannot be seen from a public street or the adjacent residential property.

C. Infrastructure and Utilities:

1. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance:

The following standards are applicable to all properties:

- a. All lights shall be shielded in such a way as to direct all light toward the Earth's surface and away from reflective surfaces;
- b. Light fixtures or lamps shall be shielded/shaded in such a manner as to direct incident rays away from all adjacent property and any light on a pole, stand, or mounted on a building must have a shield, and adjustable reflector and non-protruding diffuser;
- c. Any facilities, which may require floodlighting, may not arrange the light in such a way that it will shine toward roadways, on adjacent residential property or residentially zoned property or into the night sky;
- d. Any interior lighted signs may not be lit at night when any face of the sign is removed or damaged in such a way that the light may distract pedestrians or drivers or become a nuisance to homeowners;
- e. Any light fixture must be placed in such a manner that no light-emitting surface is visible from any residential area or public/private roadway, walkway, trail or other public way when viewed at the ground level.



2. For new development, all utilities, except for 25k or greater electrical lines, must be located underground.
3. Prior to application for the Certificate of Occupancy, connection to public water is required, and the Public Works Commission (PWC) must approve water plans. A copy of the PWC approval must be provided to Code Enforcement.
4. The County Health Department must approve sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. All Health Department requirements must be met prior to issuance of final permits.

D. Fire Marshal and Fire Inspections:

1. Developer must ensure fire protection water supply requirements are met in accordance with Section 507 of the 2018 NC Fire Code. Developer is required to provide advanced coordination and contact with the County Fire Marshal Office prior to final site plan submittal as well as during site construction. Submit plans for any permits required in Section 105 of the 2018 Fire Code. All fire department access requirements shall be met in accordance with Section 503 of the 2018 NC Fire Code and demonstrated at the time of final site plan and permit applications, as applicable. Construction plans may be required for review by the Fire Marshal, and the developer is responsible for contacting prior to any development activity, including clearing and grading.

E. Stormwater and Drainage:

1. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environmental Quality (NCDEQ) sedimentation and erosion control plan(S&E). If any retention/detention bases are required for state approval of this plan, a formal revision application must be filed with Current Planning for review and approval.
2. 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, a copy of the State's *Post-Construction Permit* must be provided to County Code Enforcement prior to the issuance of the Certificate of Occupancy.
3. 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 of free and debris (Section 2306, D., County Subdivision Ordinance).
4. In the event a stormwater utility structure is required by the NC Department of Environmental Quality (NCDEQ), the owner/developer must demonstrate on the revised plan the placement of a four-foot-high fence with a lockable gate for the security of the stormwater utility structure. The



owner/developer is required to maintain the detention/retention basin, keeping it clear of debris and taking measures for the prevention of insect and rodent infestation.

F. Roads/Access/Parking:

1. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits.
2. All NCDOT permits must be obtained and submitted to the Code Enforcement Division prior to any issuance of a building permit or commencement of any development activity or change in property usage. Per NCDOT comments for this rezoning, failure to secure required permits prior to construction or change in property usage may result in the removal of the driveway or street connections at the property owner's expense.
3. Turn lanes may be required by the NC Department of Transportation (NCDOT) during review of the driveway permit or construction plans. Any NCDOT required improvements shall be completed prior to issuance of a certificate of occupancy unless otherwise indicated by NCDOT.
4. Access ways or drives within the premises shall be maintained in a dust-free condition through surfacing or such other treatment as may be necessary.
5. All proposed traffic generated by the quarry operations shall be limited to State owned roadways. The applicant is responsible for coordination with NCDOT pertaining to roadway maintenance and impact.

G. Development Review Process:

1. A final site plan, to include a detailed lighting plan and landscaping plan, shall be provided to Planning staff with a written transmittal with a brief narrative of the plans provided.
2. In the event the requirements or conditions from a State or Federal Agency or utility provider creates an inconsistency with the conditional zoning site plan in any manner, a revised conditional site plan must be submitted to the Current Planning Division for review. Any change determined by the County to represent a substantial change to the conditional zoning site plan, Board of County Commission approval may be required, as shall be determined by the Planning Director.
3. Developer must coordinate with the Current Planning Division prior to making any changes to the conditional zoning site plan. Any changes to the conditional zoning site plan must be reviewed by the Current Planning Division to determine if any change is considered an insubstantial or substantial modification.

H. Other Conditions:

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

Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

2. Any substantial modification made to this approved conditional zoning site plan or conditions of approval, other than those set forth in the above conditions, must be approved by the Board of Commissioners as set forth by Section 506 of the Zoning Ordinance.
3. No clearing or grading shall occur until authorized by the Code Enforcement Manager.
4. Pursuant to Section 507, County Zoning Ordinance, two years after the date of the Board of County Commissioners approves the Conditional Zoning, the Planning Board may examine progress made to determine if active efforts are proceeding. If the Planning Board determines that active efforts to develop are not proceeding, it may institute proceedings to rezone the property to its previous zoning classification.
5. All applications and plan submittals shall be submitted via the County online permitting self-service portal at the following website address:
https://selfservice.co.cumberland.nc.us/EnerGod_Prod/SelfService#/home
6. The applicant is advised to consult an expert on wetlands before proceeding with any development.

I. Time Limitations

1. At the end of two years from the date of approval of this Conditional Zoning by the Board of County Commissioners, the Planning Board may examine progress made to determine if active efforts are proceeding. If the Planning Board determines that the active efforts to develop are not proceeding, it may institute proceedings to rezone the property to its previous zoning classification.

REZONING CASE # ZON-24-0007
CONDITIONS OF APPROVAL

Property Owner/Agent Acceptance of Conditions

MARK VAN HERPEN
(Print Name)

(Signature)

3/27/24
Date

Issued by:

David B. Moon, AICP, CZO

Date _____

Clarence G. Grier
County Manager

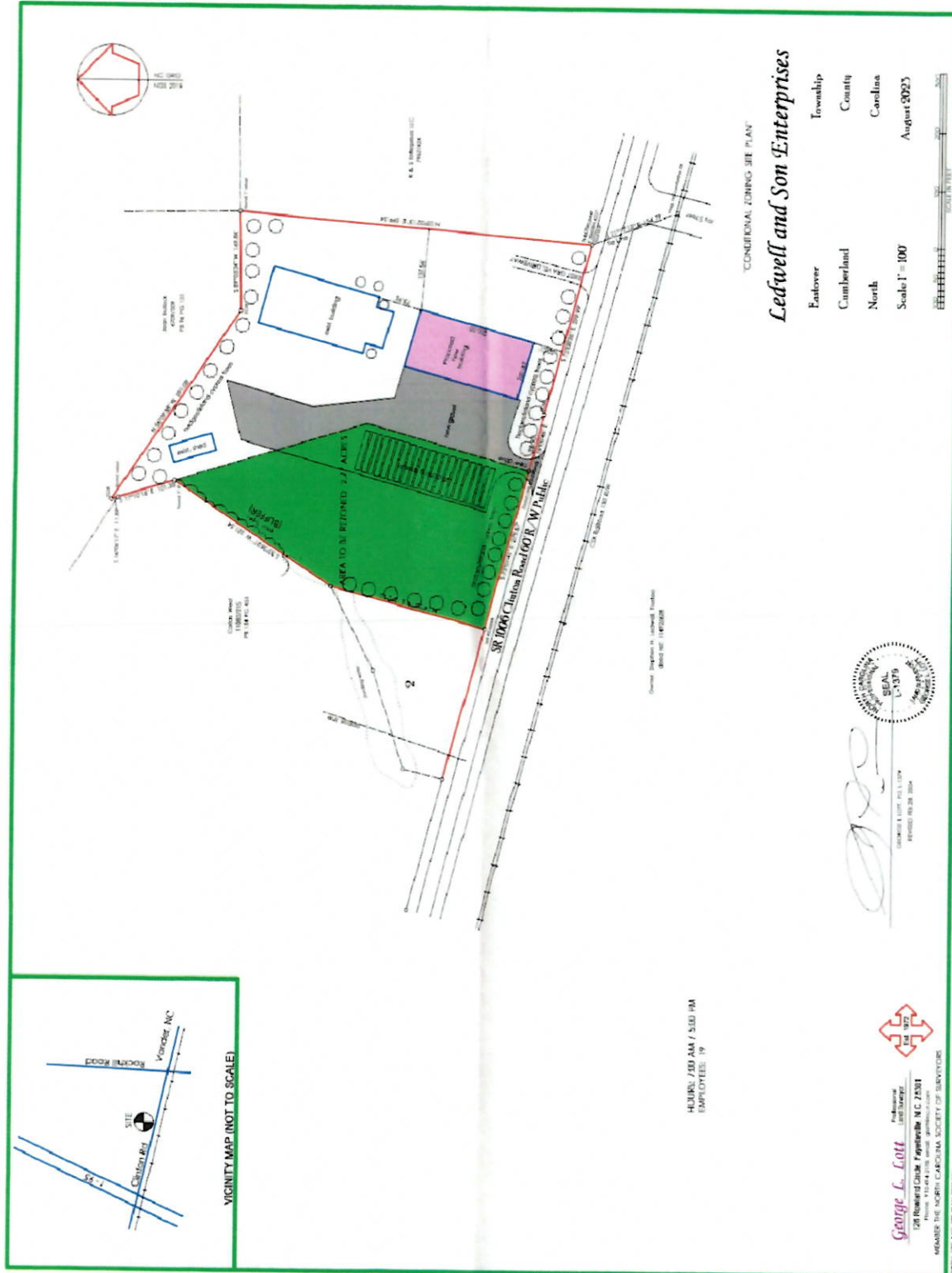
Sally Shutt
Assistant County Manager



Rawls Howard
Director

David Moon
Deputy Director

Exhibit "A": Conditional Zoning Site Plan—ZON-24-0007



ATTACHMENT – MAILING LIST

DICKERSON REALTY CORP
111 METROPOLITAN AVE STE 1090
CHARLOTTE, NC 28204

FOOD PROPERTIES LLC
716 WHITFIELD ST
FAYETTEVILLE, NC 28306

WEST, CARLAS RAY
3758 CLINTON RD
FAYETTEVILLE, NC 28312

BULLOCK, JEAN
3240 JEAN BULLOCK RD
FAYETTEVILLE, NC 28312

BYRD, DENNIS J;BYRD, JULIA
3607 CLINTON RD
FAYETTEVILLE, NC 28312

BULLOCK, JEAN HALL
3210 JEAN BULLOCK RD
FAYETTEVILLE, NC 28312

BYRD, DENNIS J;BYRD, JULIA
3607 CLINTON RD
FAYETTEVILLE, NC 28312

BYRD, DENNIS J;BYRD, JULIA F
3318 CLINTON RD
FAYETTEVILLE, NC 28312

BYRD, DENNIS J;BYRD, JULIA
3607 CLINTON RD
FAYETTEVILLE, NC 28312

R & S ENTERPRISES LLC
6725 AUTRYVILLE RD
AUTRYVILLE, NC 28318

R & S ENTERPRISES LLC
6725 AUTRYVILLE RD
AUTRYVILLE, NC 28318

LEDWELL, STEPHEN H TRUSTEE
3300 WACO ST
TEXARKANA, TX 75501

LEDWELL, STEPHEN H TRUSTEE
3300 WACO ST
TEXARKANA, TX 75501

LEDWELL, STEPHEN H TRUSTEE
3300 WACO ST
TEXARKANA, TX 75501

LEDWELL, STEPHEN H TRUSTEE
3300 WACO ST
TEXARKANA, TX 77504

ATTACHMENT: APPLICATION



County of Cumberland

Planning & Inspections Department

CASE #: 200 24 0007

PLANNING BOARD
MEETING DATE: 3/19/24

DATE APPLICATION
SUBMITTED: _____

RECEIPT #: _____

RECEIVED BY: _____

APPLICATION FOR CONDITIONAL ZONING DISTRICT REZONING REQUEST CUMBERLAND COUNTY ZONING ORDINANCE

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 \$_____ (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.

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 Ledwell and Son Enterprises
2. Address: 3427 Clinton Road, Fayetteville, N.C. 28312 Zip Code
3. Telephone: (Home) (Work) 910-484-1807
4. Location of Property: Vander, N.C.
5. Parcel Identification Number (PIN #) of subject property: 0466-07-1446
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 2.77 8.15 Frontage: 279.67' Depth: 593'
7. Water Provider: PWC Septage Provider: PWC
8. Deed Book 11492, Page(s) 628, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: building truck parts
10. Proposed use(s) of the property: same as above

11. Do you own any property adjacent to, including across the street from, the property being submitted for rezoning? Yes x No _____

12. Has a violation been issued on this property? Yes _____ No x

13. It is requested that the foregoing property be rezoned FROM: RR & CP/CZ

X Conditional Zoning District, with an underlying zoning district of CPK2
(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.)

building truck parts

- 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.

all property to be used for building truck parts

2. DIMENSIONAL REQUIREMENTS:

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

a new building to be built on this site.

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

20 parking spaces

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

no new signs to be erected on this site.

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.**

as shown on site plan.

- 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.**

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.

hours: 7:00 am till 5:00 pm, 19 employees

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.

Stephen H. Ledwell, Trustee

NAME OF OWNER(S) (PRINT OR TYPE)

3300 Waco St, Texarkana, TX 75501

ADDRESS OF OWNER(S)

E-MAIL gloth@nc.rr.com

1-903-838-6531

HOME TELEPHONE

WORK TELEPHONE

SIGNATURE OF OWNER(S)

SIGNATURE OF OWNER(S)

Dale Kidd

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

3427 Clinton Road, Fayetteville, N.C. 28312

ADDRESS OF AGENT, ATTORNEY, APPLICANT

1-903-838-6531

HOME TELEPHONE

WORK TELEPHONE

E-MAIL ADDRESS

FAX NUMBER

Dale Kidd
SIGNATURE OF AGENT, ATTORNEY, OR APPLICANT

EXHIBIT "F"
EXISTING CONDITIONS OF APPROVAL

Walter Clark,
Chair
Cumberland County

Patricia Hall,
Vice-Chair
Town of Hope Mills

Gailand C. Hostetter,
Town of Spring Lake
Harvey Cain, Jr.,
Town of Stedman
Charles C. Morris,
Town of Linden



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

Planning & Inspections Department

Thomas J. Lloyd,
Director

Cecil P. Combs,
Deputy Director

Lori Epler,
Sara E. Piland,
Vikki Andrews,
Cumberland County

Benny Pearce,
Town of Eastover

Donovan McLaurin,
Wade, Falcon & Godwin

May 29, 2013

Stephen H. Ledwell, Trustee
P. O. Box 1106
Texarkana, TX 75504

SUBJECT: Case P13-11: Rezoning of 5.38+/- acres from C3/CU Heavy Commercial/Conditional Use Overlay for outside storage, RR/CU Rural Residential/Conditional Use Overlay for outside storage and RR Rural Residential to C(P)/CZ Planned Commercial/Conditional Zoning district for motor vehicle repair and outside storage or to a more restrictive zoning district, located at 3427 Clinton Road, submitted by Stephen H. Ledwell Trustee (owner) and Andy Nichols.

Dear Mr. Ledwell,

The Cumberland County Board of Commissioners met on Monday, May 20, 2013 and approved the Rezoning of 5.38+/- acres from C3/CU Heavy Commercial/Conditional Use Overlay for outside storage, RR/CU Rural Residential/Conditional Use Overlay for outside storage and RR Rural Residential to C(P)/CZ Planned Commercial/Conditional Zoning district for motor vehicle repair and outside storage or to a more restrictive zoning district that you submitted, subject to the contents of the application, the site plan and the following conditions:

Pre- Permit Related:

1. A recombination plat (also known as a "No Approval Required" or "NAR") must be submitted to Land Use Codes for review and approval for recording with the County Register of Deeds, and the plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development.

Permit-Related:

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
3. The County Health Department must approve sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. (Note: All Health Department requirements must be met prior to issuance of final permits.) (Section 2306 A, Water and Sewer, County Subdivision Ordinance)

4. At the time of application for permits, the developer must provide to Code Enforcement approval from the entity that owns and/or regulates the type water and sewer serving the proposed development.
5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
6. New development where the developer will disturb or intends to disturb more than one acre of land is subject to the Post-Construction Stormwater Management Permitting Program (Phase II Stormwater Management Requirements) administered by the Division of Water Quality, North Carolina Department of Environment and Natural Resources. 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.
7. For any new development where the developer disturbs or intends to disturb more than one acre of land, the developer must provide the Code Enforcement Section with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
8. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.

Site-Related:

9. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Zoning Ordinances, the contents of the application and site plan for the C(P)CZ zoning district must be complied with, as applicable.
10. Storage of junked vehicles on this site is not permitted; the temporary storage of motor vehicles awaiting repairs must be temporarily stored in such an area that the vehicles are screened from view and cannot be seen from a public street or the adjacent residential property.
11. This conditional approval is not approval of the permit for the freestanding sign. Attached signage for this development must be in accordance with the applicable sign regulations as set forth in Article XIII of the County Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.)
12. For any new development, an adequate drainage system must be installed by the developer in accordance with the NC Department of Environment and Natural Resources' (NCDENR) *Manual on Best Management Practices* and all drainage ways must be kept clean and free of debris. (Section 2306 D, County Subdivision Ordinance)
13. For new development, all utilities, except for 25kv or greater electrical lines, must be located underground. (Section 2306 C, County Subdivision Ordinance)
14. In the event a stormwater utility structure is required by the NC Department of Environment and Natural Resources (NCDENR), 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.

"The individual lots in this development do not have public sewer services available, and no lots have been approved by the Health Department for on-site sewer services at the date of this recording."

28. All structures shall be shown on the recombination plat or the recombination plat shall reflect the following statement (Section 2504 D, County Subdivision Ordinance):

"Nonconforming structures have not been created by this recombination plat."

Other Relevant Conditions:

29. The applicant is advised to consult an expert on wetlands before proceeding with any development.
30. The owner/developer is responsible for ensuring easements which may exist on the subject property are accounted for, not encumbered and that no part of this development is violating the rights of the easement holder.
31. The owner/developer be aware that every deed created for a lot being served by an on-site water and/or sewer system must contain the following disclosure when filed with the County Register of Deeds:

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

Thank you for choosing Cumberland County!

If you need clarification of any conditions, please contact Ed Byrne at 910-678-7609 or Patti Speicher at 910-678-7605 with the Land Use Codes Section; otherwise, contact the appropriate agency at the contact numbers below.

Contact Information (Area Code is 910 unless otherwise stated):

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
Code Enforcement (Permits):	Ken Sykes	321-6654
County Health Department:	Daniel Ortiz	433-3680
PWC:	Heidi Maly	223-4737
Fayetteville Planning:	Marsha Bryant	433-1416
County Public Utilities:	Amy Hall	678-7637
Corp of Engineers (wetlands):	Crystal C. Amschler	(910) 251-4170
NCDENR (E&S):	Sally Castle	433-3300
Location Services:		
Site-Specific Address:	Ron Gonzales	678-7616
Tax Parcel Numbers:		678-7549
NCDOT (driveways/curb-cuts):	Gary Burton	486-1496
N.C. Division of Water Quality:	Mike Randall	(919) 733-5083 ext. 545

cc: Marsha Bryant, City of Fayetteville

ORDER DETAILS

PREVIEW FOR AD NUMBER LWLM00786100

Order Number:
LWLM0078610
External Order #:
9998580
Order Status:
Approved
Classification:
Govt Public Notices
Package:
General Package
Total payment:
295.12
Payment Type:
Account Billed
User ID:
L0012804
External User ID:
744350

ACCOUNT INFORMATION

Cumb Co Joint Planning, Laverne Howard
130 Gillespie ST ATTN: LAVERNE HOWARD
Fayetteville, NC 28301-5669
910-678-7600
lhoward@cumberlandcountync.gov
Cumb Co Joint Planning, Laverne
Contract ID:

TRANSACTION REPORT

Date
March 25, 2024 9:57:41 AM EDT
Amount:
300.39
Date
March 25, 2024 10:03:58 AM EDT
Amount:
(5.27)

ADDITIONAL OPTIONS

1 Affidavit

SCHEDULE FOR AD NUMBER LWLM00786100

April 1, 2024
Fayetteville Observer
April 8, 2024

Public Notice

The Cumberland County Board of Commissioners will meet at 6:45 p.m. on April 15, 2024 in Room 118 of the County Courthouse at 117 Dick Street to hear the following:

ZON-24-0004: Rezoning from C3 Heavy Commercial Dist. and RR Rural Residential Dist. to RR Rural Residential Dist. or a more restrictive zoning dist. for 2.03 +/- ac; 906 Middle Rd, Larry Robert Steedly (Agent); Barry C Steedly Life Estate (Owner).

ZON-24-0005: Rezoning from M(P) Planned Industrial Dist. and M1(P) Planned Light Industrial Dist. to M1(P) Planned Light Industrial Dist. or a more restrictive zoning dist. for 1.33 +/- ac; 611 Whitehead Rd, Tanari Smith (Owner).

ZON-24-0006: Conditional Rezoning from A1 Agricultural Dis. to A1/CZ Agricultural Conditional Zoning Dist. or a more restrictive zoning dist. for 97.07 +/- ac; located on Durant Nixon Rd, approx. a quarter mile north of intersection of Durant Nixon Rd and Carlos Rd, submitted by American Materials Company LLC (Agent); Glenard W. Bailey LTD Partnership (Owner).

ZON-24-0007: Conditional Rezoning from RR Rural Residential Dis. and C(P)/CZ Planned Commercial Conditional Zoning Dist. to C(P)/CZ Planned Commercial Conditional Zoning Dist. or a more restrictive zoning dist. for 8.15 +/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

April 1, 8 2024
LWLM0078610



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 4/4/2024

SUBJECT: CASE # ZON-24-0004

BACKGROUND

ZON-24-0004: Rezoning from C3 Heavy Commercial District and RR Rural Residential District to RR Rural Residential District or to a more restrictive zoning district for 2.03 +/- acres; located at 906 Middle Road, submitted by Larry Robert Steedly (Agent) on behalf of the Barry C Steedly Life Estate (Owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District at their March 19, 2024 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: Planning and Inspections staff recommends approval of the rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District. Staff finds the request is consistent with the Eastover Area Land Use Plan which calls for "Rural Density Residential" 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.

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-24-0004, I move to approve the rezoning request from C3 Heavy Commercial District and RR Rural Residential District to RR Rural Residential District and find that the request is consistent with the

Eastover Area Land Use Plan which calls for “Rural Density Residential” at this location. The request is reasonable and in the public interest as the requested district would be compatible to and in harmony with the surrounding land use activities and zoning.

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-24-0004, I move to deny the rezoning request from C3 Heavy Commercial District and RR Rural Residential District to RR Rural Residential District and find that the request is not consistent with the Eastover Area Land Use Plan. The request is not reasonable or in the public interest because

_____.

ATTACHMENTS:

Description

CASE # ZON-24-0004

Type

Backup Material



Cumberland County Joint Planning Board

MARCH 26, 2024

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-24-0004:** Rezoning from C3 Heavy Commercial District and RR Rural Residential District to RR Rural Residential District or to a more restrictive zoning district for 2.03 +/- acres; located at 906 Middle Road, submitted by Larry Robert Steedly (Agent) on behalf of the Barry C Steedly Life Estate (Owner).

ACTION: Recommended approval of the rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District at their March 19, 2024 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 MARCH 19, 2024

In Case ZON-24-0004, Planning and Inspections staff recommends approval of the rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District. Staff finds the request is consistent with the Eastover Area Land Use Plan which calls for "Rural Density Residential" 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.

In Case ZON-24-0004, Mrs. Moody made a motion, seconded by Mr. Lloyd to recommend approval of rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District. The Board finds the request is consistent with the Eastover Area Land Use Plan which calls for "Rural Density Residential" at this location. The Board 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. 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.

REQUEST

Rezoning RR & C3 to RR

Applicant requests a rezoning from C3 Heavy Commercial and RR Rural Residential to RR Rural Residential for approximately 2.03 acres located at 906 Middle Road, as shown in Exhibit "A". This parcel currently contains one single-family residential structure and accessory structure. The intent of the property owner is to rezone to allow the parcel to have a single residential zoning category of RR Rural Residential.

PROPERTY INFORMATION

OWNER/APPLICANT: Barry C Steedly, Life Estate (Owner)/ Larry Robert Steedly (Applicant).

ADDRESS/LOCATION: Located at 906 Middle Road. Refer to Exhibit "A", Location and Zoning Map. REID number: 0447798382000.

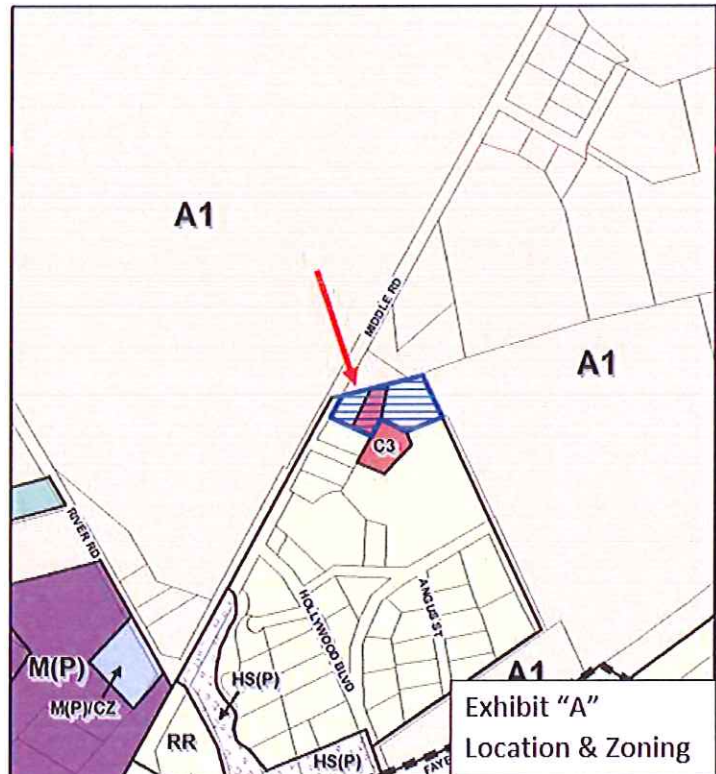
SIZE: The parcel contains approximately 2.03 acres. Road frontage along Middle Road is 100+/- feet. The property is approximately 508 +/- feet in length at its deepest point.

EXISTING ZONING: The subject property is currently zoned RR Rural Residential and C3 Heavy Commercial. Rural Residential is a district primary for traditional rural residential uses with lots of 20,000 square feet or above. The district is intended to ensure that residential development dependent upon septic tanks for sewage disposal will occur at a sufficiently low density to provide for a healthful environment. C3 Heavy Commercial is a dormant district that corresponds to C(P) Planned Commercial District which is designed to assure the group of buildings on a parcel of land so as to constitute a harmonious, efficient and convenient retail shopping area.

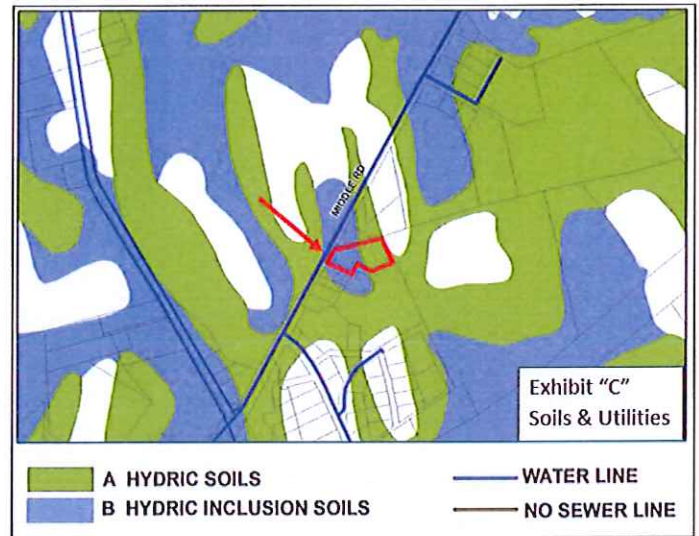
EXISTING LAND USE: The subject parcel currently holds a single-family residential structure and accessory structure. Exhibit "B" shows the existing use of the subject property.

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

- **North:** Single-family homes, and farmland
- **East:** Wooded lands
- **West:** Farmland
- **South:** Wooded lands, and single-family homes



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 the presence of both hydric and hydric inclusion soils at the property.



TEN YEAR ZONE CASE HISTORY:

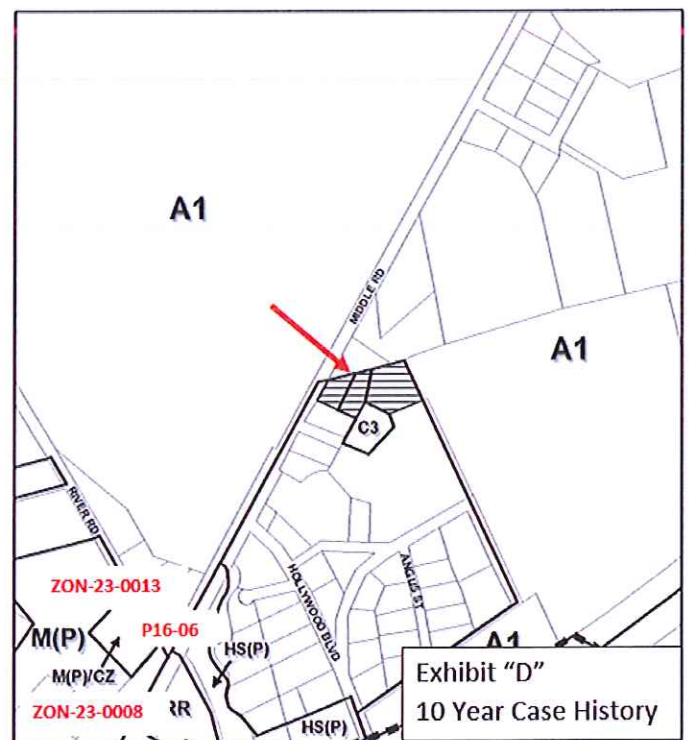
Exhibit "D" denotes the location of the zoning case history described below.

- P16-06: A1 to M(P); APPROVED
- P18-14: R5A to C(P); APPROVED
- ZON-23-0008: A1 to M(P); APPROVED
- ZON-23-0014: C1(P) & M(P) to M(P)/CZ Approved

DEVELOPMENT REVIEW:

Prior to issuance of building permits, the property must be re-platted as a recombination of parcels was completed via deed and does not have an updated plat recorded with the Register of Deeds.

DIMENSIONAL PROVISIONS FOR REQUESTED DISTRICT:



Minimum Standard	RR (Existing Zoning)	C3 (Existing)	RR (Proposed)
Front Yard Setback	30 feet	50 feet	30 feet
Side Yard Setback	15 feet	30 feet	15 feet
Rear Yard Setback	35 feet	30 feet	35 feet
Lot Area	20,000 Sq. feet	n/a	20,000 Sq. feet
Lot Width	100'	n/a	100'

Development Potential:

Existing Zoning (RR & C3)	Proposed Zoning (RR)
1 dwelling unit	4 dwelling units

- 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.

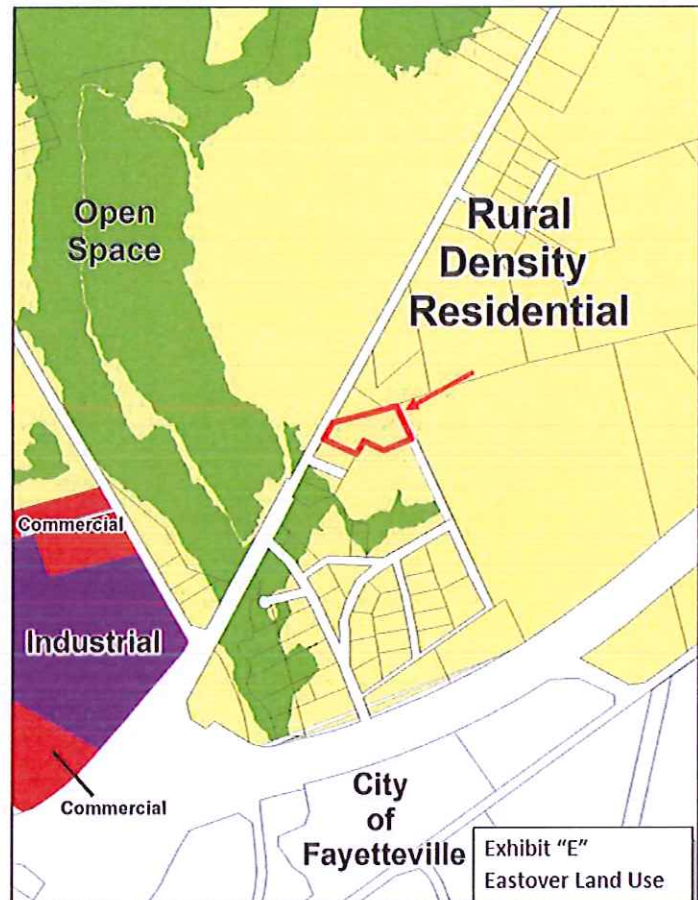
COMPREHENSIVE PLANS:

This property is located within the Eastover Area Land Use Plan (2018). The future land use classification of the property is "Rural Density Residential". Associated zoning districts for this classification are R20, R20A, RR, R30, R30A, R40 and R40A.

The proposed rezoning request is consistent with the adopted future land use plan.

FUTURE LAND USE CLASSIFICATION Development Goal:

- Provide for a full range of housing types with adequate infrastructure throughout that is in harmony with the surrounding areas and accommodate the future needs of the residents while maintaining the character of the area (Eastover Area Land Use Plan 2018, pg. 49).
- Use development techniques that preserve the rural character of the area. (Eastover Area Land Use Plan 2018, pg. 49)
- Encourage more than one means of ingress/egress in new residential subdivisions and connectivity to existing subdivision. (Eastover Area Land Use Plan 2018, pg. 49).



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: Sewer lines are not available near the subject property. Utilities for water and sewer are shown on Exhibit "C". The single-family residence is currently served by an existing septic system on-site. Any future development must receive appropriate Environmental Health permits, and the lot size must meet the minimum area necessary to accommodate the required system.

TRAFFIC: According to the Fayetteville Area Metropolitan Planning Organization (FAMPO), the subject property sits on Middle Road and 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, Middle Road has a 2021 AADT of 1,600 and a road capacity of 15,300. Due to lack of data and the small scale, the new zoning request does not demand a trip generation. The new development should not generate enough traffic to significantly impact Middle Road.

SCHOOLS CAPACITY/ENROLLMENT:

School	Capacity	Enrollment
Armstrong Elementary	441	454
Mac Williams Middle	1164	1174
Cape Fear High	1476	1598

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

EMERGENCY SERVICES: Cumberland County Fire Marshal's office has reviewed the request and has no comments regarding the proposal.

SPECIAL DISTRICTS/ OVERLAY DISTRICTS:

Special Districts			
Fayetteville Regional Airport Overlay:	n/a	Averasboro Battlefield Corridor:	n/a
Five Mile Distance of Fort Liberty:	n/a	Eastover Commercial Core Overlay District:	n/a
Voluntary Agricultural District (VAD):	n/a	Spring Lake Main Street Overlay District:	n/a
VAD Half Mile Buffer:	n/a	Coliseum Tourism Overlay District:	n/a

n/a – not applicable

CONDITIONS OF APPROVAL: This is a conventional zoning. There are no conditions proposed at this time.

STAFF RECOMMENDATION

In Case ZON-24-0004, Planning and Inspections staff **recommends approval** of the rezoning request from RR Rural Residential District and C3 Heavy Commercial District to RR Rural Residential District. Staff finds the request is consistent with the Eastover Area Land Use Plan which calls for "Rural Density Residential" 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:

Notification Mailing List

Application

ATTACHMENT – MAILING LIST

CRUMPLER, JAMES A;CRUMPLER, JO ANN
4111 JEFFERY LANE PT
HIGH POINT, NC 27265

CRUMPLER, JAMES A
4111 JEFFERY LANE PT
HIGH POINT, NC 27265

CRUMPLER, JAMES A;CRUMPLER, JO ANN
4111 JEFFERY LANE PT
HIGH POINT, NC 27265

RIVERSIDE CHRISTIAN ACADEMY INC
2010 MIDDLE RIVER LOOP
FAYETTEVILLE, NC 28302

COTTON, WINNIE W TRUSTEE;BRENDA, W
JOHNSON
871 MIDDLE RD
FAYETTEVILLE, NC 28312

DUDLEY, DAVID WAYNE
3319 SYMPHONY CT
FAYETTEVILLE, NC 28312

STEEDLY, BARRY C LIFE ESTATE
906 MIDDLE ROAD
FAYETTEVILLE, NC 28312

GIBSON, MARTYN
912 MIDDLE RD
FAYETTEVILLE, NC 28312

SIMMONS, LISA LYNN
970 ANGUS ST
FAYETTEVILLE, NC 28312

BEARD, THOMAS WAYNE
892 MIDDLE RD
FAYETTEVILLE, NC 28312

WESOLOWSKI, PETER
908 MIDDLE RD
FAYETTEVILLE, NC 28312

RICE, ROGER MICHAEL;RICE, TAMMIE
WARD
916 MIDDLE RD
FAYETTEVILLE, NC 28312

DUDLEY, DAVID WAYNE;DUDLEY, K
3319 SYMPHONY CT
FAYETTEVILLE, NC 28312

BEARD, DESTINEE DANIELLE;BEARD, T
888 MIDDLE ROAD
FAYETTEVILLE, NC 28312

COTTON, WINNIE W TRUSTEE;BRENDA, W
871 MIDDLE RD
FAYETTEVILLE, NC 28312

MCDOWELL ENTERPRISE LLC
8903 ARABIA RD
PARKTON, NC 28371

WILLIAMS, ROBERT HARRIS;WILLIAMS,
MEGAN;NOBLES, DAVID ERIC;NOBLES, R
155 CEDAR LN
POINT, NC 28584

WILLIAMS, ROBERT HARRIS;WILLIAMS,
MEGAN;NOBLES, DAVID ERIC;NOBLES, R
155 CEDAR LN
POINT, NC 28584

ATTACHMENT: APPLICATION



CASE #: _____

PLANNING BOARD
MEETING DATE: _____

DATE APPLICATION
SUBMITTED: _____

APPLICATION FOR REZONING REQUEST CUMBERLAND COUNTY ZONING ORDINANCE

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(s) of the property is being considered for rezoning, an accurate written legal description of only the area to be considered.
3. A check made payable to "Cumberland County" in the amount of \$ _____.
(See County Fee Schedule).

Rezoning Procedure:

1. Completed application submitted by the applicant.
2. Notification to surrounding property owners.
3. Planning Board hearing.
4. Re-notification of interested parties / public hearing advertisement in the newspaper.
5. County Commissioners' public hearing (approximately four weeks after Planning Board public hearing)
6. If approved by the County Commissioners, rezoning becomes effective immediately.

The Planning & Inspections Staff will advise on zoning options, inform applicants of development requirement and answer questions regarding the application and rezoning process. For further questions, call (910)678-7627 or (910)678-7609. Hours of operation are 8:00 a.m. to 5:00 p.m., Monday through Friday.

NOTE: Any revisions, inaccuracies or errors to the application 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 undersigned hereby acknowledge that the County Planning Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Larry Robert Steedly, Barry C. Steedly, Terry Steedly Hall
NAME OF OWNER(S) (PRINT OR TYPE)

906 Middle Rd, Fayetteville, NC 28312

6239 Azel's Dr. Steadman, NC 28391, 10101 Gip Rd. Antigua, NC 28318
ADDRESS OF OWNER(S)

910-964-5407
HOME TELEPHONE #

—
WORK TELEPHONE #

Larry Robert Steedly
NAME OF AGENT, ATTORNEY, APPLICANT (PRINT OR TYPE)

6239 Azel's Dr. Steadman, NC 28391
ADDRESS OF AGENT, ATTORNEY, APPLICANT

LRSRPHOD at yahoo.com
E-MAIL

910-964-5407
HOME TELEPHONE #

—
WORK TELEPHONE #

Larry R. Steedly
SIGNATURE OF OWNER(S)

[Signature]
SIGNATURE OF AGENT, ATTORNEY OR APPLICANT

Barry C. Steedly
SIGNATURE OF OWNER(S)

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

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

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

1. Requested Rezoning from C3 & RR (5) to RR
2. Address of Property to be Rezoned: 906 Middle Rd, Fayetteville, NC 28312
3. Location of Property: _____
4. Parcel Identification Number (PIN #) of subject property: 0447-79-8382
(also known as Tax ID Number or Property Tax ID)
5. Acreage: 2.03 Frontage: 100ft Depth: 240 (5) 400ft
6. Water Provider: Well: _____ PWC: ☒ Other (name): _____
7. Septage Provider: Septic Tank ☒ PWC _____
8. Deed Book 11281, Page(s) 269, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: Residential
10. Proposed use(s) of the property: Residential
11. Do you own any property adjacent to or across the street from this property?
Yes _____ No ☒ If yes, where? _____
12. Has a violation been issued on this property? Yes _____ No ☒

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

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

ORDER DETAILS

PREVIEW FOR AD NUMBER LWLM00786100

Order Number:
LWLM0078610
External Order #:
9998580
Order Status:
Approved
Classification:
Govt Public Notices
Package:
General Package
Total payment:
295.12
Payment Type:
Account Billed
User ID:
L0012804
External User ID:
744350

ACCOUNT INFORMATION

Cumb Co Joint Planning, Laverne Howard
130 Gillespie ST ATTN: LAVERNE HOWARD
Fayetteville, NC 28301-5669
910-678-7600
lhoward@cumberlandcountync.gov
Cumb Co Joint Planning, Laverne
Contract ID:

TRANSACTION REPORT

Date
March 25, 2024 9:57:41 AM EDT
Amount:
300.39
Date
March 25, 2024 10:03:58 AM EDT
Amount:
(5.27)

ADDITIONAL OPTIONS

1 Affidavit

SCHEDULE FOR AD NUMBER LWLM00786100

April 1, 2024
Fayetteville Observer
April 8, 2024

Public Notice

The Cumberland County Board of Commissioners will meet at 6:45 p.m. on April 15, 2024 in Room 118 of the County Courthouse at 117 Dick Street to hear the following:

ZON-24-0004: Rezoning from C3 Heavy Commercial Dist. and RR Rural Residential Dist. to RR Rural Residential Dist. or a more restrictive zoning dist. for 2.03 +/- ac; 906 Middle Rd, Larry Robert Steedly (Agent); Barry C Steedly Life Estate (Owner).

ZON-24-0005: Rezoning from M(P) Planned Industrial Dist. and M1(P) Planned Light Industrial Dist. to M1(P) Planned Light Industrial Dist. or a more restrictive zoning dist. for 1.33 +/- ac; 611 Whitehead Rd, Tanari Smith (Owner).

ZON-24-0006: Conditional Rezoning from A1 Agricultural Dis. to A1/CZ Agricultural Conditional Zoning Dist. or a more restrictive zoning dist. for 97.07 +/- ac; located on Durant Nixon Rd, approx. a quarter mile north of intersection of Durant Nixon Rd and Carlos Rd, submitted by American Materials Company LLC (Agent); Glenard W. Bailey LTD Partnership (Owner).

ZON-24-0007: Conditional Rezoning from RR Rural Residential Dis. and C(P)/CZ Planned Commercial Conditional Zoning Dist. to C(P)/CZ Planned Commercial Conditional Zoning Dist. or a more restrictive zoning dist. for 8.15 +/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

April 1, 8 2024
LWLM0078610



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

DATE: 4/4/2024

SUBJECT: CASE # ZON-24-0005

BACKGROUND

ZON-24-0005: Rezoning from M(P) Planned Industrial District and M1(P) Planned Light Industrial District to M1(P) Planned Light Industrial District or to a more restrictive zoning district for 1.33 +/- acres; located at 611 Whitehead Road, submitted by Tanari Smith (Owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District at their March 19, 2024 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: Planning and Inspections staff recommends approval of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District. Staff finds that the request is consistent with the Eastover Area Land Use Plan which calls for "Industrial" 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.

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-24-0005, I move to approve the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District and find that the request is

consistent with the Eastover Area Land Use Plan which calls for “Industrial” at this location. 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.

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-24-0005, I move to deny the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District and find that the request is not consistent with the Eastover Area Land Use Plan. The request is not reasonable or in the public interest because _____.

ATTACHMENTS:

Description

CASE # ZON-24-0005

Type

Backup Material



Cumberland County Joint Planning Board

MARCH 26, 2024

MEMO TO: Cumberland County Board of Commissioners

FROM: Cumberland County Joint Planning Board

SUBJECT: **ZON-24-0005: Rezoning from M(P) Planned Industrial District and M1(P) Planned Light Industrial District to M1(P) Planned Light Industrial District or to a more restrictive zoning district for 1.33 +/- acres; located at 611 Whitehead Road, submitted by Tanari Smith (Owner).**

ACTION: Recommended approval of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District at their March 19, 2024 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 MARCH 19, 2024

In Case ZON-24-0005, Planning and Inspections staff recommends approval of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District. Staff finds that the request is consistent with the Eastover Land Use Plan which calls for "Industrial" 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.

In Case ZON-24-0005, Mrs. Moody made a motion, seconded by Mr. Lloyd to recommend approval of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District. The Board finds that the request is consistent with the Eastover Land Use Plan which calls for "Industrial" at this location. The Board 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. 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
REZONING CASE # ZON-24-0005
Planning Board Meeting: March 19, 2024

Location: 611 Whitehead Road
Jurisdiction: County-Unincorporated

REQUEST

Rezoning M1(P) & M(P) to M1(P)

Applicant requests a rezoning from M(P) Planned Industrial District and M1(P) Planned Light Industrial District to M1(P) Planned Light Industrial District for 1.33 +/- acres located at 611 Whitehead Road, as shown in Exhibit "A". This parcel is currently vacant. The intent of the request is for the owner to operate a motor vehicle service business, which is a permitted use in the M1(P) District, but not the M(P) Planned Industrial District.

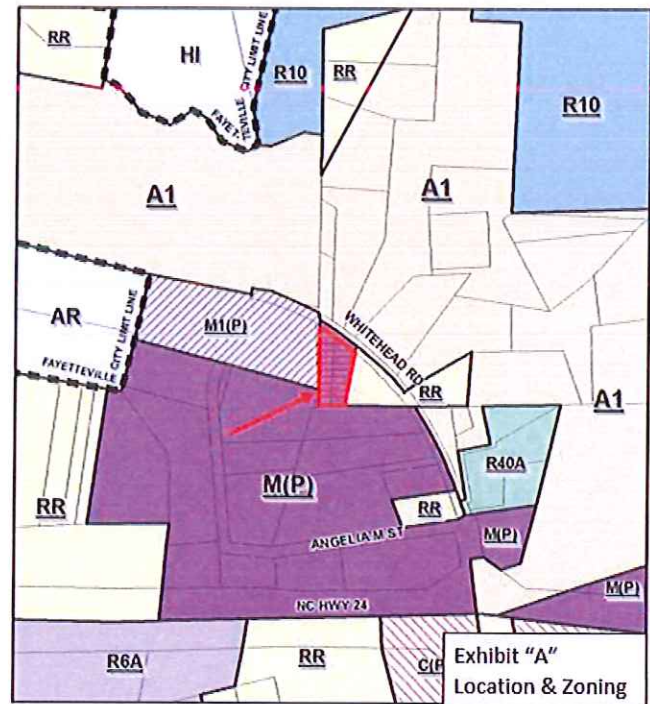
PROPERTY INFORMATION

OWNER/APPLICANT: Tanari Smith (Owner/Applicant)

ADDRESS/LOCATION: Located at 611 Whitehead Rd. Refer to Exhibit "A", Location and Zoning Map. REID number: 0447934772000 & 0447934716000.

SIZE: The parcel contains approximately 1.33 +/- acres. Road frontage along Middle Road is 224 +/- feet. The property is approximately 429 +/- feet in length at its deepest point.

EXISTING ZONING: A small portion of the subject property is currently zoned M1(P) Planned Light Industrial District designed for a wide variety of light industrial operations involving manufacturing, processing and fabrication of materials, operations involving wholesaling and bulk storage, other non-retail uses and certain public assembly and recreational uses. The general intent of the district is to prohibit residential retail and heavy industrial, which covers a substantial portion of the subject property, uses of the land.

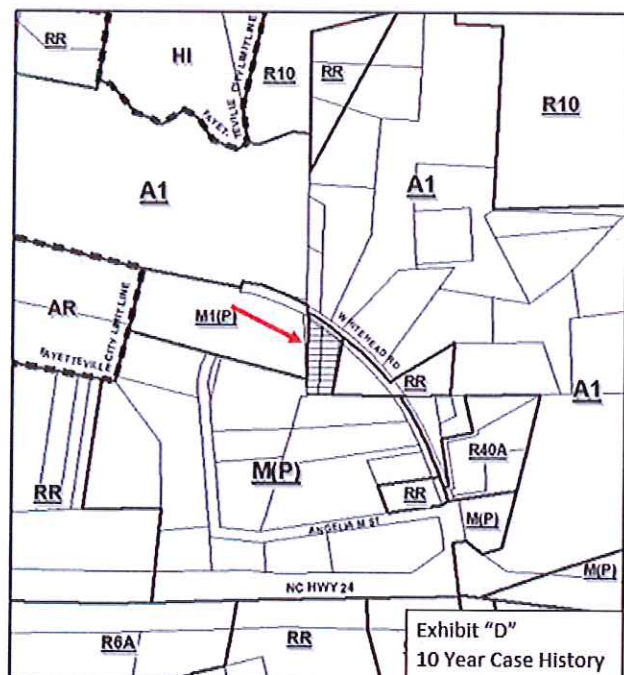


The M(P) Planned Industrial District is designed primarily for basic manufacturing and processing industries, all of which normally create a high degree of nuisance and are not generally compatible with surrounding or abutting residential or commercial areas. The general intent of this district is to permit uses confined to service, wholesaling, manufacturing, fabrication, and processing activities that can be carried on in an unobtrusive manner characterized by low concentration and limited external effects with suitable open spaces, landscaping, parking, and service areas. This district is customarily located on larger tracts of land with good highway and rail access buffered from residential districts by other compatible uses. Commercial activities are not permitted except those having only limited contact with the general public and those not involving the sale of merchandise.

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

- **North:** Wooded lands,
- **East:** Single-family homes and wooded lands
- **West:** Light industrial operations
- **South:** Heavy industrial operations

Exhibit "B"
Existing & Surrounding Uses



Minimum Standard	M1(P)(Existing)	M(P) (Existing)	M1(P) (Proposed)
Front Yard Setback	50 feet	100 feet	50 feet
Side Yard Setback	30 feet	50 feet	30 feet
Rear Yard Setback	30 feet	50 feet	30 feet
Lot Area	n/a	n/a	n/a
Lot Width	n/a	n/a	n/a

Development Potential:

Existing Zoning (M1(P))	Existing Zoning (M(P))	Proposed Zoning (M1(P))
0 dwelling units	0 dwelling units	0 dwelling units

- 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.

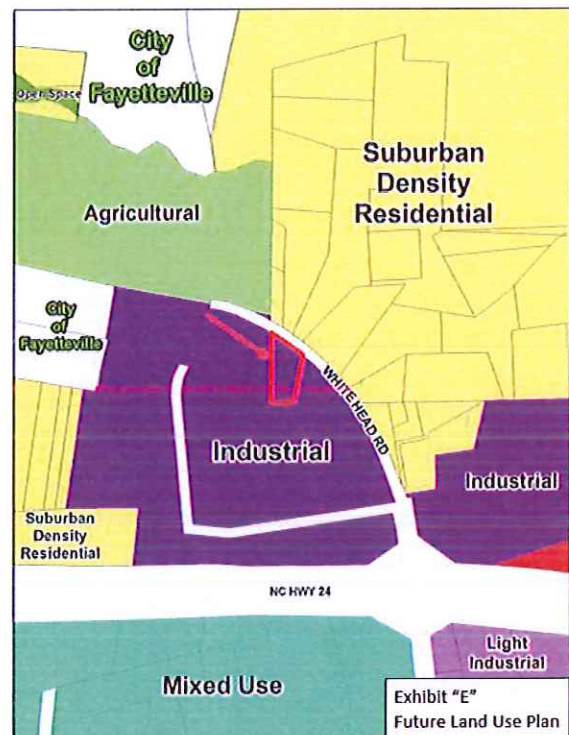
COMPREHENSIVE PLANS:

This property is located within the Eastover Area Land Use Plan (2018). The future land use classification of the property is "Industrial". Associated zoning districts for this classification are M1(P) and M(P).

The proposed rezoning request is consistent with the adopted future land use plan.

FUTURE LAND USE CLASSIFICATION Development Goal:

- Provide areas for clean industries where infrastructure is adequate and is in harmony with surrounding development. (Eastover Area Land Use Plan, pg. 52).
- Support efforts to recruit environmentally safe and clean industries. (Eastover Area Land Use Plan 2018, pg. 52).
- Require an extensive natural or landscape buffer along roadways to screen industrial operations. (Eastover Area Land Use Plan 2018, pg. 52).



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: Water lines are available adjacent to the subject property, but sewer lines are not, as illustrated on Exhibit "C". Any future development must receive appropriate Environmental Health permits, and the lot size must meet the minimum area necessary to accommodate the required system.

TRAFFIC: The subject property sits on Whitehead Road and is identified as a local road 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, Whitehead Road has no 2021 AADT or road capacity data available. Due to lack of data and the small scale, the new zoning request does not demand a trip generation. The new development should not generate enough traffic to significantly impact Whitehead Road.

SCHOOLS CAPACITY/ENROLLMENT:

School	Capacity	Enrollment
Armstrong Elementary	441	454
Mac Williams Middle	1164	1174
Cape Fear High	1476	1598

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

EMERGENCY SERVICES: Cumberland County Fire Marshal's office has reviewed the request provides the following comments:

1. Ensure all fire department access requirements are met in accordance with section 503 of the 2018 NC fire code.
2. Ensure fire protection water supply requirements are met in accordance with section 507 of the 2018 NC Fire Code.
3. Submit to-scale building plans for new construction and/or building renovation.

SPECIAL DISTRICTS/ OVERLAY DISTRICTS:

Special Districts			
Fayetteville Regional Airport Overlay:	n/a	Averasboro Battlefield Corridor:	n/a
Five Mile Distance of Fort Liberty:	n/a	Eastover Commercial Core Overlay District:	n/a
Voluntary Agricultural District (VAD):	n/a	Spring Lake Main Street Overlay District:	n/a
VAD Half Mile Buffer:	n/a	Coliseum Tourism Overlay District:	n/a

n/a – not applicable

CONDITIONS OF APPROVAL: This is a conventional zoning. There are no conditions proposed at this time.

STAFF RECOMMENDATION

In Case ZON-24-0005, Planning and Inspections staff **recommends approval** of the rezoning request from M1(P) Planned Light Industrial District & M(P) Planned Industrial District to M1(P) Planned Light Industrial District. Staff finds that the request is consistent with the Eastover Land Use Plan which calls for "Industrial" 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:
Notification Mailing List
Application

ATTACHMENT – MAILING LIST

TIGNEY, GEORGE J HEIRS
116 MULLINS AVE
FAYETTEVILLE, NC 28301

FISHER, MARY;CARTER, KATHY
FISHER;FISHER, JOHNNY LEWIS;SIMON, M
429 N PLYMOUTH ST
FAYETTEVILLE, NC 28301

PRICE, CYNTHIA O.;PRICE, ROMAN A.
1751 GOLA DR
FAYETTEVILLE, NC 28301

JOHNSON, ZARKO
7080 RAEFORD RD
FAYETTEVILLE, NC 28304

WANG, DONG;ZHOU, WEI
2222 ROLLING HILL RD
FAYETTEVILLE, NC 28304

BROADWELL, DOHN B JR
PO BOX 53587
FAYETTEVILLE, NC 28305

ADKINS INVESTMENTS LLC
6552 WINDY CREEK WAY
FAYETTEVILLE, NC 28306

LAWRENCE, JOSEPH A
630 WHITEHEAD RD
FAYETTEVILLE, NC 28312

POWELL, SANDRA GEORGE
565 WHITEHEAD RD
FAYETTEVILLE, NC 28312

SINGWELL LLC
2103 ANGELIA M ST
FAYETTEVILLE, NC 28312

SMITH, TANARI A
4532 WOODSWALLOW DR
FAYETTEVILLE, NC 28312

SINGWELL LLC
2103 ANGELIA M ST
FAYETTEVILLE, NC 28312

SMITH, TANARI A
4532 WOODSWALLOW DR
FAYETTEVILLE, NC 28312

LAWRENCE, JOSEPH A
630 WHITEHEAD RD
FAYETTEVILLE, NC 28312

SINGWELL LLC
2103 ANGELIA M ST
FAYETTEVILLE, NC 28312

LAWRENCE, JOSEPH A
630 WHITEHEAD RD
FAYETTEVILLE, NC 28312

TAYLOR, ROBERT;TAYLOR, SONJA M
509 WHITEHEAD RD
FAYETTEVILLE, NC 28312

WHITEHEAD, JERRI D
2223 BANDORE CIRCLE
FAYETTEVILLE, NC 28312

TAYLOR, ROBERT L;TAYLOR, SONJA M
509 WHITEHEAD RD
FAYETTEVILLE, NC 28312

GRAY, LOIS GUIONS I
2230 BANDORE CIR
FAYETTEVILLE, NC 28312

WHITTED, GREGORY
2216 BANDORE CIR
FAYETTEVILLE, NC 28312

SINGWELL LLC
2103 ANGELIA M ST
FAYETTEVILLE, NC 28312

TAYLOR, ROBERT L;TAYLOR, SONJA M
509 WHITEHEAD RD
FAYETTEVILLE, NC 28312

OVERTON, ROBERT;OVERTON, DANA
450 N BENNETT ST
SOUTHERN PINES, NC 28387

ATTACHMENT: APPLICATION



CASE #: Zcn-24-0003

PLANNING BOARD
MEETING DATE: _____

DATE APPLICATION
SUBMITTED: _____

APPLICATION FOR
REZONING REQUEST
CUMBERLAND COUNTY ZONING ORDINANCE

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(s) of the property is being considered for rezoning, an accurate written legal description of only the area to be considered.
3. A check made payable to "Cumberland County" in the amount of \$_____.
(See County Fee Schedule).

Rezoning Procedure:

1. Completed application submitted by the applicant.
2. Notification to surrounding property owners.
3. Planning Board hearing.
4. Re-notification of interested parties / public hearing advertisement in the newspaper.
5. County Commissioners' public hearing (approximately four weeks after Planning Board public hearing)
6. If approved by the County Commissioners, rezoning becomes effective immediately.

The Planning & Inspections Staff will advise on zoning options, inform applicants of development requirement and answer questions regarding the application and rezoning process. For further questions, call (910)678-7627 or (910)678-7609. Hours of operation are 8:00 a.m. to 5:00 p.m., Monday through Friday.

NOTE: Any revisions, inaccuracies or errors to the application 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*.

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

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

1. Requested Rezoning from M(P) & M1(P) to M1(P)
2. Address of Property to be Rezoned: 611 Whitehead Rd
3. Location of Property: _____
4. Parcel Identification Number (PIN #) of subject property: 0447-93-47729 ~~044793477~~ (also known as Tax ID Number or Property Tax ID)
5. Acreage: 1.33 Frontage: 224 ft Depth: 429 ft
6. Water Provider: Well: ✓ PWC: _____ Other (name): _____
7. Septage Provider: Septic Tank ✓ PWC: _____
8. Deed Book 0405, Page(s) 0405, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: Vehicle Repair
10. Proposed use(s) of the property: Vehicle Service
11. Do you own any property adjacent to or across the street from this property?
Yes _____ No ✓ If yes, where? _____
12. Has a violation been issued on this property? Yes _____ No ✓

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

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

Tangari Smith / Twin state property group
NAME OF OWNER(S) (PRINT OR TYPE)

311 Dunn Rd Fay, NC 28312
ADDRESS OF OWNER(S)

757-971-9116
HOME TELEPHONE #

910 748-8960
WORK TELEPHONE #

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

311 Dunn Rd Fay, NC 28312
ADDRESS OF AGENT, ATTORNEY, APPLICANT

Twinstatetrucking@gmail.com
E-MAIL

757-971-9116
HOME TELEPHONE #

910-748-8966
WORK TELEPHONE #


SIGNATURE OF OWNER(S)

SIGNATURE OF AGENT, ATTORNEY OR APPLICANT

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

ORDER DETAILS

PREVIEW FOR AD NUMBER LWLM00786100

Order Number:
LWLM0078610
External Order #:
9998580
Order Status:
Approved
Classification:
Govt Public Notices
Package:
General Package
Total payment:
295.12
Payment Type:
Account Billed
User ID:
L0012804
External User ID:
744350

ACCOUNT INFORMATION

Cumb Co Joint Planning, Laverne Howard
130 Gillespie ST ATTN: LAVERNE HOWARD
Fayetteville, NC 28301-5669
910-678-7600
lhoward@cumberlandcountync.gov
Cumb Co Joint Planning, Laverne
Contract ID:

TRANSACTION REPORT

Date
March 25, 2024 9:57:41 AM EDT
Amount:
300.39
Date
March 25, 2024 10:03:58 AM EDT
Amount:
(5.27)

ADDITIONAL OPTIONS

1 Affidavit

SCHEDULE FOR AD NUMBER LWLM00786100

April 1, 2024
Fayetteville Observer
April 8, 2024

Public Notice

The Cumberland County Board of Commissioners will meet at 6:45 p.m. on April 15, 2024 in Room 118 of the County Courthouse at 117 Dick Street to hear the following:

ZON-24-0004: Rezoning from C3 Heavy Commercial Dist. and RR Rural Residential Dist. to RR Rural Residential Dist. or a more restrictive zoning dist. for 2.03 +/- ac; 906 Middle Rd, Larry Robert Steedly (Agent); Barry C Steedly Life Estate (Owner).

ZON-24-0005: Rezoning from M(P) Planned Industrial Dist. and M1(P) Planned Light Industrial Dist. to M1(P) Planned Light Industrial Dist. or a more restrictive zoning dist. for 1.33 +/- ac; 611 Whitehead Rd, Tanari Smith (Owner).

ZON-24-0006: Conditional Rezoning from A1 Agricultural Dis. to A1/CZ Agricultural Conditional Zoning Dist. or a more restrictive zoning dist. for 97.07 +/- ac; located on Durant Nixon Rd, approx. a quarter mile north of intersection of Durant Nixon Rd and Carlos Rd, submitted by American Materials Company LLC (Agent); Glenard W. Bailey LTD Partnership (Owner).

ZON-24-0007: Conditional Rezoning from RR Rural Residential Dis. and C(P)/CZ Planned Commercial Conditional Zoning Dist. to C(P)/CZ Planned Commercial Conditional Zoning Dist. or a more restrictive zoning dist. for 8.15 +/- acres; located at 3401 Clinton Road, submitted by Dale Kidd (Agent) on behalf of Stephen H. Ledwell, Trustee (Owner).

April 1, 8 2024
LWLM0078610



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 4/11/2024

**SUBJECT: CONSIDERATION OF GRANTING SIDEWALK EASEMENT TO THE
CITY OF FAYETTEVILLE AT 325 SCARBOROUGH STREET**

BACKGROUND

The city requests a sidewalk easement approximately two and a half feet in width adjacent to Old Wilmington Road on an unimproved lot owned by the county and city jointly at 325 Scarborough Street as shown on the plat with the attached deed of easement. The lot was acquired by the county and city in 1945, is not developed, and the adjacent right-of-way designated as Pemberton Lane in the description of the easement is not opened as a street.

RECOMMENDATION / PROPOSED ACTION

The county attorney recommends approval of granting the sidewalk easement.

ATTACHMENTS:

Description

Sidewalk Easement - 325 Scarborough St

Type

Backup Material

STATE OF NORTH CAROLINA

CUMBERLAND COUNTY

PERMANENT AND TEMPORARY
EASEMENT FOR SIDEWALK
CONSTRUCTION AND
MAINTENANCE PURPOSES

Excise Tax \$0.00
Parcel Identification Number: 0437-81-4202
Mail after recording to: Paul Allen, Assistant City Attorney, City of Fayetteville, 433 Hay Street, Fayetteville NC 28301-5537

THIS EASEMENT AGREEMENT, made this ____ day of _____, 2024, by and between *COUNTY OF CUMBERLAND*, (hereinafter referred to as “GRANTOR”), and the *CITY OF FAYETTEVILLE*, a municipal corporation, located in Cumberland County, organized and existing under the laws of the State of North Carolina, (hereinafter referred to as “GRANTEE”).

WITNESSETH:

THAT WHEREAS, the City desires to acquire a permanent and temporary easement for sidewalk construction and maintenance purposes over and across the property of Grantor, and whereas, the Grantor recognizes the benefits accruing to said property;

NOW, THEREFORE, in consideration of said benefits, and for the further consideration of One and 00/100 Dollar (\$1.00) in hand paid, the receipt of which is hereby acknowledged, the Grantor hereby gives and grants unto the City, its successors and assigns, a permanent and temporary easement for sidewalk construction and maintenance and releases the City, its elected officials, employees, agents and assigns from any and all claims for damages by reason of said easement across the lands of the undersigned, and of the past and future use thereof by the City, its successors and assigns, for all purposes for which the City is authorized by law to subject such easement, said property being located in Cumberland County, North Carolina and being more particularly described as follows:

Tract One: Permanent Easement

Beginning at a ERB (Existing Rebar) in the eastern right-of-way of Old Wilmington Road, a 50’ public right-of-way and the northern right-of-way of Pemberton Lane (a undeveloped 11.5’ right-of-way), said ERB having NAD 83 Grid Coordinates N = 471,235.94, E = 2,038,321.94; thence from the point of beginning along the eastern right-of-way of Old Wilmington Road N 23°24’38" E a distance of 36.02' to a point; thence leaving Old Wilmington right-of-way S 69°57’55" E a distance of 2.59' to a point; thence S 23°35’22" W a distance of 36.24'to a point in the northern right-of-way of Pemberton Lane; thence along the northern right-of-way of Pemberton Lane N 65°07’52" W a distance of 2.47' to the point of beginning, being a permanent easement having an area of 91.24 square feet. Reference: City of Fayetteville, Cumberland County deed book 465 page 3, containing 91.24 square feet more or less depicted in attached Exhibit A.

Tract Two: Temporary Easement

Beginning at a point in the northern right-of-way of Pemberton Lane (a undeveloped 11.5’ right-of-way), said beginning point being S 65°07’52" E a distance of 2.47' from a ERB (Existing Rebar) in the eastern right-of-way of Old Wilmington Road a 50’ public right-of-way, said ERB having NAD 83 Grid

Coordinates N = 471,235.94, E = 2,038,321.94; thence leaving the beginning point N 23°35'22" E a distance of 36.24' to a point; thence S 69°57'55" E a distance of 1.50' to a point; thence S 23°35'22" W a distance of 36.36'to a point in the northern right-of-way of Pemberton Lane; thence along said right-of-way N 65°07'52" W a distance of 1.50' to a point; which is the point of beginning, being a temporary easement having an area of 54.45 square feet. Reference: City of Fayetteville, Cumberland County deed book 465 page 3, containing 54.45 square feet more or less depicted in attached Exhibit A.

Upon completion of the construction or improvement of the Project in a good and workmanlike manner across or through the said property of the Grantor herein, this temporary construction easement shall terminate; and the parties hereto further covenant and agree that upon said termination of this easement agreement, the Grantee or its Contractor shall have no further obligations to maintain or rights to enter upon the easement area described herein, except in cases to maintain the sidewalk, and then Grantee may enter the easement for the purposes set forth herein for such maintenance as may be necessary.

There are no conditions to this agreement not expressed herein. The undersigned hereby covenant and warrant that they are the fee owners of said property; that they solely have the right to grant this easement, and that they will forever warrant and defend the title to the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set his/her hand and seal, the day and year first above written.

County of Cumberland

By: Clarence Grier, County Manager

Attest:

By: _____
Andrea Tebbe, Clerk

STATE OF NORTH CAROLINA
COUNTY OF _____

I, _____, Notary Public of said County and State, do hereby certify that Andrea Tebbe, personally appeared before me this day and acknowledged that she is Clerk to the Board of Commissioners of Cumberland County; that Clarence Grier is the County Manager; that the seal affixed to the foregoing Deed is the Official Seal of Cumberland County; that this Easement was signed and sealed by the County Manager and attested by her as Clerk to the Board of Commissioners, all by authority duly granted.

Witness my hand and notarial seal, this the _____ day of _____, 2024.

Notary Public

My commission expires: _____

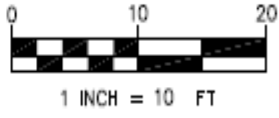
"THIS MAP MAY NOT BE A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS AND HAS NOT BEEN REVIEWED FOR COMPLIANCE WITH RECORDING REQUIREMENTS FOR PLATS."

I, JOSEPH E. JOHNSON, CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK SHOWN, PAGE HEREON OR OTHER REFERENCE SOURCE); THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS DRAWN FROM INFORMATION IN BOOK , PAGE OR OTHER REFERENCE SOURCE ; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000±, AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56, 1600). WITNESS MY HAND AND SEAL THIS DAY OF , 2024.

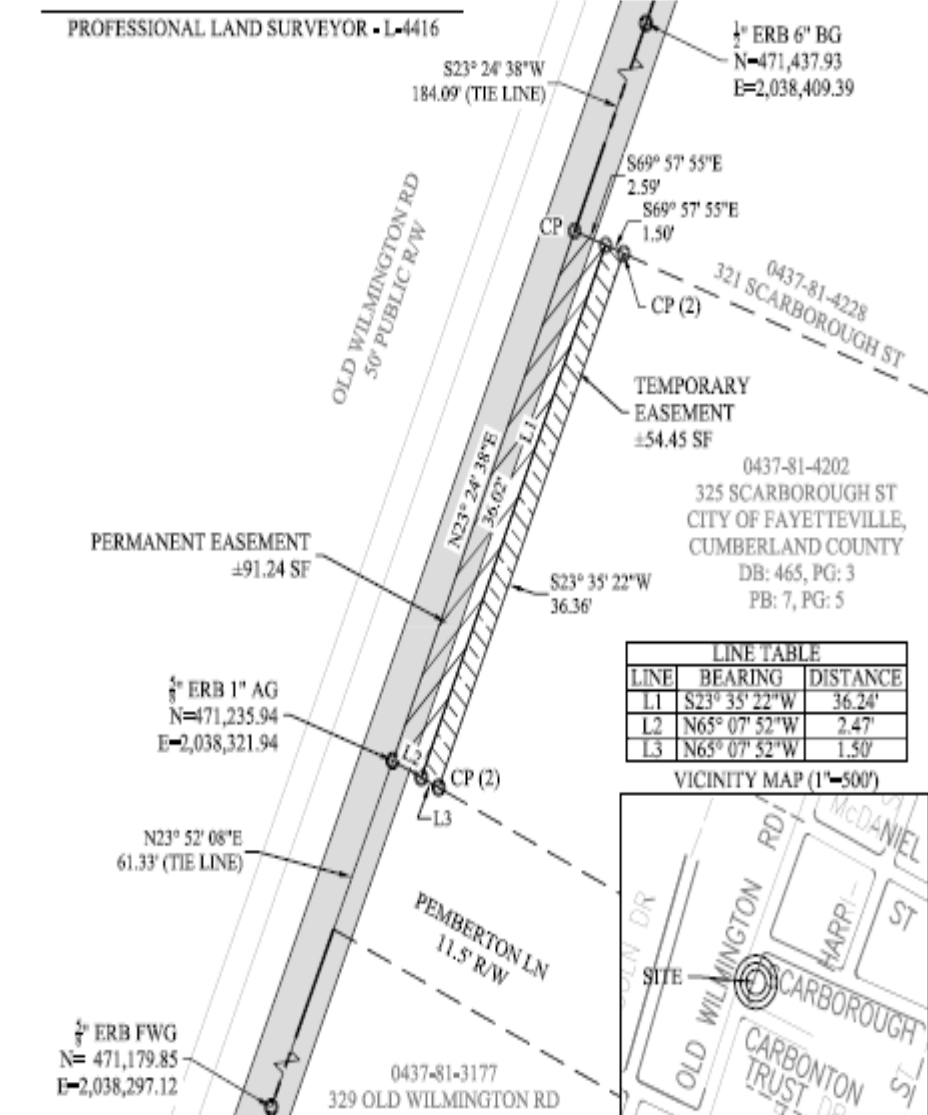
NC GRID NAD 83 (2011)

REFERENCES:
DEED BOOK 465 PAGE 3
PLAT BOOK 7 PAGE 5

NOTES:
1. THIS MAP WAS PREPARED FROM RECORDED MAPS, DEEDS, AND A PARTIAL FIELD SURVEY.
2. THIS MAP HAS BEEN PREPARED FOR EASEMENT ACQUISITION ONLY.



PROFESSIONAL LAND SURVEYOR • L-4416




LINE TABLE		
LINE	BEARING	DISTANCE
L1	S23° 35' 22\"W	36.24'
L2	N65° 07' 52\"W	2.47'
L3	N65° 07' 52\"W	1.50'

VICINITY MAP (1\"=500')



LEGEND

- ERB - EXISTING REBAR
- CP - COMPUTED POINT
- AG - ABOVE GROUND
- BG - BELOW GROUND
- FWG - FLUSH WITH GROUND
- EXISTING RIGHT-OF-WAY LINE
- [Hatched Box] PROPOSED PERMANENT EASEMENT
- [Dotted Box] PROPOSED TEMPORARY EASEMENT
- SF - SQUARE FOOTAGE
- R/W - RIGHT-OF-WAY
- TWP - TOWNSHIP



FAYETTEVILLE
AMERICA'S OWN OLD CITY

PUBLIC SERVICES DEPARTMENT
ENGINEERING DIVISION
433 HAY ST. 28301
(910) 433-1858

PROPOSED EASEMENT
PIN: 0437-81-4202
CITY OF FAYETTEVILLE
±145.69 SF TOTAL
CROSS CREEK TWP CUMBERLAND COUNTY
FAYETTEVILLE NORTH CAROLINA

SHEET 1 OF 1

EXHIBIT A

DATE 1/09/2024 DRAWN BY RSH
SCALE 1\"=10' CK'D BY JBK



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CLARENCE GRIER, COUNTY MANAGER

DATE: 4/15/2024

**SUBJECT: MEMORANDUM OF UNDERSTANDING BETWEEN THE GRAY'S
CREEK WATER DISTRICT AND THE FAYETTEVILLE PUBLIC WORKS
COMMISSION**

BACKGROUND

The Cumberland County Board of Commissioners, on behalf of the county and as the governing board of the Gray's Creek Water and Sewer District (District), has determined that it is in the best interest of the citizens of the county to change the scope of the current project to develop deep wells and to engage with the Fayetteville Public Works Commission (PWC) to expand its current water system to provide source water and service to the citizens of the District to address the health concerns related to GenX contamination.

RECOMMENDATION / PROPOSED ACTION

Staff recommends that the Board of County Commissioners approve the MOU between the District and PWC.

ATTACHMENTS:

Description

Memorandum of Understanding - Grays Creek Water Project with PWC

Type

Backup Material

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is made and entered into on March __, 2024, (the "Effective Date") by and between **Fayetteville Public Works Commission**, a North Carolina public authority established pursuant to G.S. § _____ with an address of 955 Old Wilmington Road, Fayetteville, NC 28301 (hereinafter "PWC") and **Gray's Creek Water and Sewer District**, a county water and sewer district created pursuant to Article 6, Chapter 162A, of the North Carolina General Statutes with an address of P.O. Box 1829, Fayetteville, NC 28302-1829 (hereinafter the "District" collectively with PWC, the "Parties").

RECITALS:

WHEREAS, the Cumberland County Board of Commissioners, on behalf of Cumberland County and as the governing board of the District, has undertaken a project to address the widespread contamination of groundwater by GenX, as shown in the testing of thousands of residential wells that produce drinking water for residents within the District and the eastern portion of the county; and

WHEREAS, the Cumberland County Board of Commissioners has focused the project efforts first in the District for the development of deep wells with treatment facilities as a water source for a distribution system to address the GenX contamination, with the intent to later extend public water to Cedar Creek and other areas south of NC Hwy 24 with GenX contaminated residential wells; and

WHEREAS, after addressing the GenX contamination, the Cumberland County Board of Commissioners desires to develop a water source that will enable the extension of public water throughout the county; and

WHEREAS, the Cumberland County Board of Commissioners, on behalf of the county and as the governing board of the District, has determined that it is in the best interest of the citizens of the county to change the scope of the project to develop deep wells as the water source for the District and to engage with PWC to expand its current water system to provide source water and service to the citizens of the District (the "Project"); and

WHEREAS, PWC and the District are desirous to enter into this MOU between them, to memorialize the initial terms and working arrangements that each agree are necessary to complete the Project.

NOW, THEREFORE, in consideration of the forgoing Recitals, the Parties hereby agree as follows:

1. Purpose and Scope. The purpose of this MOU is to provide the framework for the Parties to undertake the Project and the responsibilities of the Parties associated with their work on the Project.
2. The Parties' Obligations. The Parties desire and wish that this document will not create any form or manner of a formal agreement, but rather an agreement between the Parties to work together in such a manner that would promote a genuine atmosphere of collaboration in support of an effective and efficient partnership and leadership meant to maintain, safeguard and sustain sound and optimal financial, managerial and administrative commitment with regards to all matters related to the Project.
3. Cooperation. The Parties represent that they have unique, specialized skills that they will draw upon to meet the objectives of the Project.
4. Resources. The Parties shall endeavor to have final approval and secure funding necessary to fulfill their individual financial contributions to complete the Project.
 - a. PWC agrees to provide the following:
 - i. Funds necessary to provide water to the Gray's Creek and Alderman Road Elementary Schools in the District in the amount of the funds allocated to PWC from the FY 2024 General Assembly Appropriations.
 - ii. Oversee Design and construction of the water main to serve both Gray's Creek Elementary and Alderman Road Elementary Schools.
 - iii. Provide drinking water service to the District that meets all PWC Standards and Specifications.
 - iv. To work with county personnel to plan for, develop a schedule, and implement the installation of water system infrastructure to service the entire District. This includes continued participation in seeking funding for the entire service area.
 - v. Own and operate all water distribution facilities installed within the District.
 - vi. Increase staff as necessary to provide reliable and safe drinking water to the service area.

b. The District agrees to provide the following:

- i. Engage the residents of the District to discuss early sign ups, endeavor to secure funds including but not limited to, segregating a portion of currently available ARPA funds to assist with tap fees for said residents to the extent that such funds can be used for this purpose and to encourage participation and connection of the residents to the Project.
- ii. Utilize ARPA and other funding methods already secured for the Project to fund the extension of PWC water into the District, subject to the continued availability of such funding with the changed scope of the project and the deadlines for the use of ARPA funds. ARPA funds from any source must be spent or encumbered by December 31, 2024 and the District will use all reasonable efforts on its own and to the extent necessary, coordinate with PWC so that the foregoing December 31, 2024 deadline is met. The encumbrance of ARPA funds requires a contractual obligation which must require the expenditure of the funds before December 31, 2026. If the District determines at any time that any ARPA funds will not be spent or encumbered before December 31, 2024, those funds will be removed from the Project budget and reallocated to other eligible uses by the Cumberland County Board of Commissioners.
- iii. Share all current water distribution system technical information, model data, design, easement documentation, and other pertinent information gathered for the District as part of the initial planning efforts with PWC.
- iv. To expedite the construction schedule, the county or the District will transfer the 2021 Moorman, Kizer, and Reitzel, Inc. (MKR) water main extension design to PWC and allow PWC to revise the design as necessary to provide the water main extension to serve the elementary schools, subject to such terms and conditions which MKR may place on the transfer of its work product to PWC.
- v. Work with PWC personnel to plan for, develop a schedule, and implement the installation of water to service the entire District. This includes continued participation in seeking funding for the entire service area.

- vi. Assist PWC in communicating with District's residents, through community meetings and other avenues, during both the design and construction phases.
 - vii. Assist with the acquisition of necessary easements by sharing information and transitioning existing vendor contracts to PWC or agreeing to acquire easements and turn over to PWC.
 - viii. Uphold all PWC Service Regulations regarding reviews and approvals of new developments in the District.
5. Communication of Strategy. Communication to external entities about the Project should always be consistent with the aims of the Project and only undertaken with the written agreement of both Parties. A spirit of open and transparent communication should be adhered to. The Parties should endeavor to make coordinated communications to external entities to elicit their support and further the aims of the Project. This section shall not apply to District's or county's communications to the attorneys representing the county in its litigation against The Chemours Company et al. with respect to the Gen-X contamination of groundwater anywhere within the county.
6. Dispute Resolution. The Parties agree that if any dispute arises through any aspect of this MOU, including but not limited to, any matters, disputes, or claims, the Parties shall confer in good faith to promptly resolve any dispute.
7. Project Documents. The Parties agree to negotiate in good faith, a term sheet, and all other documents necessary to formalize the construction and completion of the Project (the "Project Documents"). The term sheet shall be negotiated before any further action is taken on the Project.
8. Governing Law. This MOU shall be construed in accordance with the laws of North Carolina.
9. Assignment. Neither the District nor PWC may assign or transfer the responsibilities or agreements made herein without the prior written consent of the non-assigning party.
10. Amendment. This MOU may be amended by mutual agreement of PWC and the District.

11. Termination. This MOU may be terminated by either Party for convenience prior to the execution of the term sheet. This MOU shall terminate when PWC takes ownership and commences operation of the water system serving the District.
12. Prior Agreements. The only prior agreements related to the Project are the Water Purchase Agreement between the Public Works Commission of the City of Fayetteville and Gray's Creek Water and Sewer District dated December 30, 2010, as amended, and the Interlocal Agreement Between the City of Fayetteville, Cumberland County, and Fayetteville Public Works Commission Related to the Funding and Development of the Franklin Street Garage dated June 9, 2010. The Gray's Creek Water Purchase Agreement shall terminate if and when PWC takes ownership of the District's water system. The Franklin Street Garage Funding agreement shall continue in effect.
13. Notices. All notices, demands, requests, consents, approvals, statements and other instruments or communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been given when delivered, or three (3) days after the date when mailed by first class or certified mail (return receipt requested), postage prepaid, or the next day after the date when mailed by respectable overnight delivery service (such as FedEx or UPS), addressed to the respective addresses of the parties set forth below, or at such other address as such parties may designate in writing to the other.

If to PWC:

Fayetteville Public Works Commission
955 Old Wilmington Road
Fayetteville, NC 28302
Attn: CEO/General Manager

copy to:

Fayetteville Public Works Commission
955 Old Wilmington Road
Fayetteville, NC 28302
Attn: General Counsel

If to the County:

Cumberland County Manager

P.O. 1829

Fayetteville, NC 28302-1829

copy to:

14. Miscellaneous.

- a. This MOU may be simultaneously executed in several parts, each of which, when so executed and delivered, shall constitute an enforceable counterpart for all purposes.
- b. If any provision of this MOU shall be invalid or enforceable, the remainder of the MOU shall not be affected thereby.

IN WITNESS WHEREOF, the Parties have executed and delivered this MOU as of the date first written above.

Fayetteville Public Works Commission

By: _____

Name: Timothy L. Bryant

Title: CEO/General Manager

Approved as to Form:

By: _____
Name: Georgette Miller
Title: General Counsel

Gray's Creek Water and Sewer District

By: _____
Name: Glenn Adams
Title: Chairman, Governing Board



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: IVA CLARK, DEPUTY CLERK TO THE BOARD

DATE: 4/11/2024

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

BACKGROUND

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

Medical Doctors:

- Dr. Michael Jones-Completed First Term January 2024-Eligible for Reappointment.

Dr. Myron Strickland-Completed First Term January 2024-Eligible for Reappointment.

Dr. Michael Jones has been recommended for Reappointment.

Dr. Myron Strickland has been recommended for Reappointment.

The membership roster and applicant list for the Cape Fear Valley Board of Trustees has been attached.

RECOMMENDATION / PROPOSED ACTION

Please nominate individuals to fill the two (2) vacancies above.

ATTACHMENTS:

Description	Type
Cape Fear Valley Board of Trustees Applicant List	Backup Material
Cape Fear Valley Board of Trustees Membership Roster	Backup Material

**APPLICANTS FOR
CAPE FEAR VALLEY HEALTH SYSTEM BOARD OF TRUSTEES**

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
<p>CARTER-SHARPE, NATALIE 421 HILLIARD DRIVE FAYETTEVILLE, NC 28311 910-423-4604 H, 910-286-6884 M/W NSHARPEAKA@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: CATEGORY: REGISTERED NURSE</p>	<p>RN-CHIEF CLINICAL OFFICER CARROLTON FACILITY MGMT</p>	<p>DOCTOR OF NURSING-ECU</p>
<p>COVINGTON, QUDERRICK (B/M) 1457 FERNDILL DRIVE FAYETTEVILLE, NC 28314 910-584-2886 ED@TULSANONPROFIT.ORG Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC</p>	<p>CHIEF DIVERSITY OFFICER FSU INSTITUTE OF OCEANOGRAPHY</p>	
<p>EVANS, CHARLES (B/M) 916 FLEETWOOD DRIVE FAYETTEVILLE, NC 28305 910-978-6643 CHARLESEVANS180@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>		
<p>GRANT, KELLEY Y (-/F) 3921 TASHA DRIVE HOPE MILLS NC 28348 818-0254/615-1344 KELBLAZE34@GMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: REGISTERED NURSE</p>	<p>CLINICAL EDUCATOR RN</p>	<p>BSN</p>

Cape Fear Valley Health System Applicants, page 2

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
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
HINSON, MARY (B/F) 3470 THAMESFORD RD FAYETTEVILLE NC 28311 919-491-3299 MHINSONLPC@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	MENTAL THERAPIST PRIVATE PRACTICE	PHD, MA
HOLLOMAN, GWEN (B/F) 721 EDGEHILL ROAD FAYETTEVILLE NC 28314 868-1691/261-7813 GHOLL80180@AOL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	HEALTH CARE ADMINISTRATOR RETIRED	BS-HEALTH CARE ADMIN.
HOYT, GEORGE (TREY) III 6086 MIDUS STREET HOPE MILLS, NC 28348 433-0001/723-6897/630-7620 TREYHOYT@CENTURYLINK.NET Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	PROFESSOR METHODIST UNIVERSITY MED	PHD

Cape Fear Valley Health System Applicants, page 3

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
<p>KALRA, DR. SUMIT (AI/M) 6824 MUNFORD DRIVE FAYETTEVILLE NC 28306 221-1903/485-6470/423-534-5990 DRSUMITKALRA@GMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: MEDICAL DOCTOR</p>	<p>PHYSICIAN CARDIOLOGIST CAPE FEAR CARDIOLOGY ASSOCIATES</p>	<p>PHYSICIAN</p>
<p>KEITH, THOMAS J (W/M) 121 S COOL SPRING ST FAYETTEVILLE NC 28301 483-4780/323-3222/850-3222 TJK@KEITHVALUATION.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC</p>	<p>TOM KEITH & ASSOCIATES COMMERICAL & INDUSTRIAL APPRAISER</p>	<p>BS, MAI</p>
<p>KRAKOVER, BRIAN Dr. (W/M) COMMONWEALTH 401 HARLOW DRIVE FAYETTEVILLE, NC 28314 910-366-7116 BKRAK@CAPEFEARVALLEY.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: Medical doctor</p>	<p>EMERGENCY PHYSICIAN</p>	<p>MC- VIRGINIA</p>
<p>MCLAUGHLIN, JAMI (W/F) COMMUNICATION 300 N. 2ND STREET SPRING LAKE, NC 28390 910-391-4870 JAMIMCLAUGHLIN1@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>	<p>GREATER FAYETTEVILLE CHAMBER</p>	<p>BA</p>

Cape Fear Valley Health System Applicants, page 4

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
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
OATMAN, LEWIS S. (-/M) 5575 HALLWOOD DRIVE FAYETTEVILLE, NC 28348 884/5020 LEWIS_OATMAN@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	ADJUNCT PROFESSOR HEALTH CARE EXECUTIVE	PHD HEALTH SCIENCES GLOBAL HEALTH
OROZCO, BRENEE(B/F) 1736 ELLIE AVE FAYETTEVILLE, NC 28314 910-286-3382 OROZCOFORM@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: NO CATEGORY: GENERAL PUBLIC **Currently serving on the Board of Adjustment**	ATTORNEY	JURIS DOCTOR-WILLIAM H. BOWDEN SCHOOL OF LAW
PLATER, J RAY SR. (B/M) 4805 WADE STEDMAN RD WADE NC 28395 723-2461/489-8628 JPLATER@E2GP.NET Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: No Graduate-other leadership academy: No CATEGORY: GENERAL PUBLIC	PRESIDENT BUSINESS OWNER EXTENSION ENTERPRISE GROUP	MBA, MS

Cape Fear Valley Health System Applicants, page 5

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
POOLE, ROBERT "JASON" (W/M) 2700 BRIAR CREEK PLACE FAYETTEVILLE NC 28304 910-978-3600 JASON@TRPSUMNER.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	CERTIFIED PUBLIC ACCOUNTANT TRP SUMNER PLLC	BA
PORTER, BARBARA (-/-) 6620 STILLWOOD DRIVE HOPE MILLS, NC 28348 850-321-1232 barbaragailp@hotmail.com Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	RETIRED DEPUTY SHERIFF	BS
RAY, TISHA (B/F) 401 TRADEWINDS DR APT D FAYETTEVILLE, NC 28314 910 -853-4577 (H) tisha272@gmail.com Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	LICENSED SCHOOL COUNSELOR	MASTERS
SPAIN, DYMOND 7230 RYAN STREET FAYETTEVILLE, NC 28301 919-536-9813(H)/745-9360(W) DYMONDSPAIN@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 Serving on City of Fayetteville Ethics Commission (Chairman's term ends 3-31-24) CATEGORY: GENERAL PUBLIC	ATTORNEY	JURIS DOCTORATE

Cape Fear Valley Health System Applicants, page 6

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
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: ARMY OFFICER ACADEMY CATEGORY: GENERAL PUBLIC NEW APPLICATION RECEIVED: 1-17-2024.	SOLDIER/IT TECH ARMY/FSU	BA, MBA
TILLET, KERRI (B/F) 3615 THORNSBY LANE FAYETTEVILLE, NC 28306 609-851-1158 LADYTILLET@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	LAWYER-HIGHER EDUCATION ADMINISTRATOR	JD – TULANE BA – VASSAR
TWADDELL, ROBERT (W/M) 4574 CANASTA COURT HOPE MILLS NC 28348 910-257-7246 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: NO CATEGORY: GENERAL PUBLIC	CHIROPRACTIC PHYSICIAN FAYETTEVILLE OCC MED/ A HEALTHY BACK	DOC OF CHIROPRACTIC
WRIGHT, DAKOTA WAYNE (-/-) 3431 REGIMENT DRIVE FAYETTEVILLE NC 28303 919-770-3783 KOTA03WRIGHT@HOTMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC *CURRENT MEMBER OF BOARD OF HEALTH*	US ARMY	BS – POLITICAL SCIENCE

CAPE FEAR VALLEY HEALTH SYSTEM
BOARD OF TRUSTEES
3 Year Term

2/23

(Two medical staff seats run from October to September for 2-year terms; remaining non-political seats expire in January.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Harnett Health Representative</u> Gene Lewis 1985 Eastwood Road, Ste. 110 Wilmington, NC 28403	10/21	1st	Jan/24 1/31/24	Yes
<u>Chief of Staff</u> Chukweumeka Chima, MD 3634 Cape Center Drive Fayetteville, NC 28304	10/22		Sept/25 09/30/25.	
(Medical Staff Seat: Term from October 1, 2022, to September 30, 2024)				
<u>Vice Chief of Staff</u> Girum Feyissa, MD 112 Sutton Street Fayetteville, NC 28305 910-615-5610	10/22		Sept/25 09/30/25	
(Medical Staff Seat: Term from October 1, 2022, to September 30, 2024)				
<u>Medical Doctor</u> Dr. Michael Jones 1261 Oliver Street Fayetteville, NC 28304 910-323-1628	2/21	1st	Jan/24 01/31/24	Yes
(County Commissioner Appointee)				
Dr. Myron Strickland 2029 Valleygate Drive Fayetteville, NC 28304 910-323-2103	2/21	1st	Jan/24 1/31/24.	Yes
(County Commissioner Appointee)				
<u>R.N. Position</u> Afua Arhin 1636 Cape Point Drive Fayetteville, NC 28312	2/21	1st	Jan/24 1/31/24	Yes
(CFVHS Appointee)				
Shannon A. Matthews, RN 5400 Ramsey Street 127 Nursing Building Fayetteville, NC 28311-1498 910-480-8479 smatthews@methodist.edu	3/22	1st	Jan/25 1/31/25	Yes
(County Commissioner Appointee)				

(Two medical staff seats run from October to September; remaining non-political seats expire in January.)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>General Public (6)</u>				
Pamela Suggs Story 631 West Cochran Ave Fayetteville, NC 28301 339-8350/286-0783/678-2621 Venus_28301@yahoo.com	3/22 (County Commissioner Appointee)	2nd	Jan/25 1/31/25	No
Tammy S. Thurman Piedmont Natural Gas 1069 Wilkes Road Fayetteville, NC 28306 321-2982	2/21 (CFVHS Appointee)	2nd	Jan/24 01/31/24	No
Sanjay Shah, MD 3682 Raeburn Court Fayetteville, NC 28314 910-987-2571 SANMARGISHAH@GMAIL.COM	3/22 (County Commissioner Appointee)	1st	Jan/25 1/31/25	Yes
Chaplain Ernest Jones 2494 Celtic Drive Fayetteville, NC 28306 910-867-6762 chaplainernestjones@gmail.com	2 /23 (County Commissioner Appointee)	1st	Jan/26 1/31/26	Yes
Ryan Aul 646 Winslow Street Fayetteville, NC 28306 910-309-8186 AulRyan@gmail.com	4/24 (County Commissioner Appointee)	1st	Apr/27 4/30/27	Yes
Larry Lancaster 2602 Dartmouth Drive Fayetteville, NC 28304 lll@nc.rr.com	2/23 (County Commissioner Appointee)	1 st	Jan/26 1/31/26	Yes

County Commissioners (7)

County Manager - ex officio non-voting member (7/28/87)

Ryan Aul, Ex-officio representing Cape Fear Valley Health Foundation

Contact: Michael Nagowski, Chief Executive Officer – Main Office 615-6700

Anita Melvin, Assistant to CEO – Direct Office 615-5812 – Fax 615-6160

admelmvin@capefearvalley.com / Reception 615-6700

PO Box 2000, Fayetteville NC 28302-2000

Regular Meeting: Last Wednesday of each month
Meeting held in the Board Room – 5:30 PM (No April Meeting, No July Meeting,
Combined Nov/December meeting)



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: IVA CLARK, DEPUTY CLERK TO THE BOARD

DATE: 4/11/2024

**SUBJECT: FAYETTEVILLE-CUMBERLAND COUNTY ECONOMIC
DEVELOPMENT CORPORATION (1 VACANCY)**

BACKGROUND

The Fayetteville-Cumberland County Economic Development Corporation has the following one (1) vacancy:

At-Large:

Kelvin Farmer-Completed Second Term November 2023-Not Eligible for Reappointment.

Dr. Ulysses Taylor has been recommended for appointment.

The membership roster, and applicant list for the Fayetteville-Cumberland County Economic Development Corporation has been attached.

RECOMMENDATION / PROPOSED ACTION

Please nominate an individual to fill the one (1) vacancy above.

ATTACHMENTS:

Description	Type
Fayetteville-Cumberland County Economic Development Membership Roster	Backup Material
Fayetteville-Cumberland County Economic Development Corporation Applicant List	Backup Material

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION
(County Appointees)

Initial staggered terms followed by three-year terms.

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Elected Official – Chairman or Designee</u>				
Marshall Faircloth Designee 117 Dick Street, 5 th Floor. Fayetteville, NC 28301 678-7771/223-1400(W) mfaircloth@co.cumberland.nc.us	1/24			
Appointment of Elected Official is a chairman's liaison appointment for only one year; can be the Chairman or a designee				
<u>At-Large</u>				
Kelvin Farmer 6450 Touchstone Drive Fayetteville, NC 28304 322-1716/884-0477	12/20	2nd	Nov/23 11/30/23	No
Dymond Spain (B/F) 7203 Ryan Street Fayetteville, NC 28301 919-536-9813(H)/745-9360(W) dymondspain@gmail.com	1/22	1 st	Nov/24 11/30/24	Yes
Joshua Choi (A/M) 2635 Edmonton Road Fayetteville, NC 28304 910-916-7015 hello@winterbloomtea.com	5/23	1st	May/26 4/30/26	Yes

**A copy of the interlocal agreement approved by the Board of Commissioners on September 21, 2015, is in the file.

***Per Article II, Section 2.4 of the Bylaws of the FCEDC "The terms of all appointed directors shall commence on the first Monday in December in the year of their appointments".

Contact: Robert Van Geons, President/CEO 910-500-6464/ Jasmin Ellis

Meetings: 2nd Tuesday monthly at 8:00 a.m. at 201 Hay Street, R. B. Williams Building, Ste 401A Fayetteville, NC

APPLICANTS
FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
ADAMS, JOYCE 812 BOBBY JONES DRIVE FAYETTEVILLE, NC 28312 910-987-8471 JAADAMS@AEVEX.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: UNC FLAGER SCHOOL BUSINESS EXECUTIVE LEADERSHIP CATEGORY: GENERAL *CURRENT MEMBER OF FAYETTEVILLE STATE UNIVERSITY BOARD OF TRUSTEES*	AEVEX AEROSPACE	BS PSYCHOLOGY
ALLEN, KRISTIE (W/F) 2285 WILMINGTON HWY FAYETTEVILLE, NC 28306 910-273-6122 H/M 910 426-6683 W KRISTIE.ALLEN@TWOEN.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	MOVING COMPANY-MULTI UNIT FRANCHISE	BA ON POLITICAL SCIENCE
BENAVENTE, MARIO (LATINO/M) 3549 HASTINGS DRIVE FAYETTEVILLE NC 28311 910-551-5659 MBFNC14@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: AT-LARGE ** Current City of Fayetteville Council Member**	LAW STUDENT NCCU SCHOOL OF LAW	CURRENT STUDENT
BOSTOCK, CHRISTOPHER (W/M) 424 KINGSFORD RD FAYETTEVILLE NC 28314 273-4936/486-0415 CBOSTOCK@NC.RR.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	WEALTH MANAGEMENT MERRILL LYNCH	BSIM

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 2

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BROWN, PAULA (B/F) 3500 BENNETT DRIVE FAYETTEVILLE NC 28301 703-8399/709-8595/483-0153 PHOWARD924@YAHOO.COM Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO CATEGORY: AT-LARGE	RETIRED	MASTERS-ED
COVINGTON, QUDERRICK (B/M) 1457 FERNDILL DRIVE FAYETTEVILLE, NC 28314 910-584-2886 ED@TULSANONPROFIT.ORG Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: GENERAL PUBLIC	CHIEF DIVERSITY OFFICER INSTITUTE OF OCEANOGRAPHY	FSU
CUTTER, FREDERICK IV (M) 1920 RAYCONDA RD APT. 203 FAYETTEVILLE, NC 28304 910-494-1025 fcutter678@yahoo.com Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	SELF-EMPLOYED FWC FINANCIAL	DID NOT PROVIDE
GRICE, KIMBERLY (B/F) 351 WAGONER DRIVE STE 402 FAYETTEVILLE NC 28301 910-303-6917 KGRICE@AUTISMSOCIETY-NC.ORG Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	EMPLOYMENT SERVICES COORDINATOR AUTISM SOCIETY OF NC	MS-HUMAN SVCS BACHELORS

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 3

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
HALL, ZONDRA (-/F) 705 CAMWHEEL DRIVE HOPE MILLS, NC 28348 910-745-2497 ZONDRAR@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	REALTOR	
KEITH, THOMAS J (W/M) 121 S COOL SPRING ST FAYETTEVILLE NC 28301 483-4780/323-3222/850-3222 TJK@KEITHVALUATION.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: YES Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	TOM KEITH & ASSOCIATES COMMERICAL & INDUSTRIAL APPRAISER	BS, MAI
KRAKOVER, BRIAN Dr. (W/M) COMMONWEALTH 401 HARLOW DRIVE FAYETTEVILLE, NC 28314 910-366-7116 BKRAK@CAPEFEARVALLEY.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: At Large	EMERGENCY PHYSICIAN CAPE FEAR VALLEY MEDICAL CENTER	MC- VIRGINIA UNIVERSITY
KNOX, ELLA (B/F) 245 DUSTY LANE LINDEN NC 28356 910-753-4210 EKNOX@BTEENTERPRIZE.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: AT-LARGE	QUALITY ASSURANCE & CUSTOMER SERVICE	BS-HUMAN DEVELOPMENT

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 4

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
LANTHORN, JOHN 6841 MAIN STREET, WADE, NC 28395 910-850-8453 JOHNNY.LANTHORN@FAYPWC.COM Graduate-County Citizens' Academy: YES Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: At-large **CURRENT TOWN OF WADE COMMISSIONER**(12/23)	MAINTENANCE SUPERVISOR PWC	COMMUNITY COLLEGE
LASSITER, HAROLD (B/M) 1614 GILMORE ST FAYETTEVILLE NC 28301 919-996-0178 HAROLD.LASSITER@YAHOO.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	INSURANCE & BUSINESS CONSULTANT	COLLEGE
LONG, MICHAEL J (W/M) 5308 Bella Farms Ct. Godwin, NC 28344 910-434-4123 (W) 910-476-6582 (M) Longmj13@gmail.com Graduate-County Citizens' Academy: Yes Graduate-Institute for Community Leadership: No Graduate-Leadership Fayetteville: No Graduate-United Way's Multi-Cultural Leadership Program: Yes Graduate-other leadership academy: No CATEGORY: AT LARGE		
MABE, S. AARON (-/M) 7018 BYERLY DRIVE HOPE MILLS NC 28348 670-3497 AMABE221@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: AT-LARGE	CCP/DUAL ENROLLMENT FTCC	MSW-MASTERS-ED

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 5

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MARIHUGH, SCOTT (W/M) 1640 WOODFIELD RD FAYETTEVILLE NC 28303 253-948-8849 SMARIHUGH@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: AT-LARGE	FINANCIAL MANAGEMENT US ARMY	BS/MBA
MARSHLL, DESTINI (B/F) 2353 CUMBERLAND GAP DRIVE APT. 201 FAYETTEVILLE, NC 28304 269-579-0456 DESTINIMARSHALL21@OUTLOOK.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 APPLICATION RECEIVED: 4-3-2024.	PROFESSIONAL ASSISTANT	MBA
MCCALLMAN, TAYLOR (W/-) 3319 QUARRY DRIVE FAYETTEVILLE, NC 28303 910-964-6902 TGM@BEAVERCOURIE.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: MILLENIAL ADVISORY COMMISSION CATEGORY: AT-LARGE	ATTORNEY BEAVER COURIE ATTYS AT LAW	COLLEGE
MCENTIRE, RASHAD (B/M) 2240 MANNINGTON DRIVE FAYETTEVILLE, NC 28306 706-763-0632 RASHADMCENTIRE@GMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO CATEGORY: AT-LARGE	CES EVALUATIONS	MBA

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 6

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MC GEE, LISA (B/F) 2430 SILVERBELL LOOP FAYETTEVILLE, NC 28304 201-294-6043 ULIVENICE@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: AT-LARGE APPLICATION RECEIVED: 1-31-2024.	HUD HOUSING COUNSELOR	AA SCIENCE
MCNEILL, TERESA R. (-/-) 3918 METEOR DRIVE HOPE MILLS NC 28348 568-9698/483-3648 RMCNEILL@FMHANC.ORG Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: YES Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO CATEGORY: AT-LARGE	COMPUTER SYSTEM ANALYST FAY METROPOLITAN HOUSING AUTHORITY	PHD/MASTERS
MINER, JOHN (B/M) 4020 BAYWOOD POINT DRIVE FAYETTEVILLE, NC 28312 910-583-4466 (M) 910-935-0015 (W) Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: YES Graduate-other leadership academy: NO CATEGORY: At-LARGE	CEO, EMPACT ONE FOUNDATION	GED/SOME COLLEGE
MOORE, BENJAMIN (B/M) 5419 CEDAR CREEK RD FAYETTEVILLE NC 28312 804-593-8237/433-1657 BMOORE@CI.FAY.NC.US 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: CITY OF FAYETTEVILLE LEADERSHIP ACADEMY CATEGORY: AT-LARGE	ENGINEERING SPECIALIST II CITY OF FAYETTEVILLE	COLLEGE LISTED

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 7

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MUSSLER, LAURA 1805A LAKESHORE DRIVE FAYETTEVILLE, NC 28305 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 APPLICATION RECEIVED: 3-4-24	ATM SERVICES	NONE PROVIDED
PELAEZ, LINDSEY (W/F) 2824 MORGANTON RD FAYETTEVILLE, NC 28303 910-670-9087 910-644-8930 LINDSEYPELAEZ@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: AT-LARGE	BUSINESS OWNER	BS MARKETING & RESORT MANAGEMENT
PROFFITT, JONATHAN (-/-) 318 LIONSHEAD RD FAYETTEVILLE, NC 28311 253-209-3585 H 910-853-1091 M 910-488-7535 W JONATHAN.PROFFITT@EDWARDJONES.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	FINANCIAL ADVISOR	MASTERS
SILVERMAN, GARY A (W/M) 1174 DERBYSHIRE ROAD FAYETTEVILLE NC 28314 910-574-9952 GSILVERMAN001@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: US ARMY LEADERSHIP COURSES CATEGORY: AT-LARGE <i>Currently appointed to Cumberland County Industrial Facilities and Pollution Control Financing</i>	LT COLONEL US ARMY RETIRED/PT INSTRUCTOR	BS, AS

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 8

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
SIMON, TYRONE (-/M) 3027 BLOCKADE RUNNER DRIVE FAYETTEVILLE, NC 28306 803-528-7106 (Cell) 803-528-7106 (W) STAYFOCUS74u@YAHOO.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO <i>CATEGORY: GENERAL PUBLIC</i>	PROFESSIONAL REALTOR	MASTERS-HUMAN RESOURCES
SMITH, AMANDA (W/F) 1001 BROOK STREET FAYETTEVILLE, NC 28305 910-308-3847 SOLDWITHAMANDASMITH@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: NC REALTORS WILLIAM C BASS LEADERSHIP ACADEMY <i>CATEGORY: AT-LARGE</i>	REAL ESTATE BROKER	BS- BUS. MGMT.
SPENCER, CARA (W/F) 2447 RIVER ROAD FAYETTEVILLE NC 28312 303-5807/321-7735 CSPENCER@SYSTELOA.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 <i>CATEGORY: AT-LARGE</i>	BUSINESS OWNER/INVESTOR SYSTEM BUSINESS EQUIPMENT	BACHELORS
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 <i>CATEGORY: AT-LARGE</i>	CHIROPRACTOR	DC DOCTOR OF CHIROPRACTIC MEDICINE

APPLICANTS

FAYETTEVILLE/CUMBERLAND COUNTY ECONOMIC DEVELOPMENT CORPORATION Page 9

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
WRIGHT, DAKOTA WAYNE (-/-) 3431 REGIMENT DRIVE FAYETTEVILLE NC 28303 919-770-3783 KOTA03WRIGHT@HOTMAIL.COM Graduate-County Citizens' Academy: NO Graduate-Institute for Community Leadership: NO Graduate-Leadership Fayetteville: NO Graduate-United Way's Multi-Cultural Leadership Program: NO Graduate-other leadership academy: NO	US ARMY	BS – POLITICAL SCIENCE

CATEGORY: AT-LARGE

Currently appointed to Cumberland County Industrial Facilities and Pollution Control Financing



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 15, 2024

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CLARENCE GRIER, COUNTY MANAGER

DATE: 4/15/2024

**SUBJECT: MEMORANDUM OF UNDERSTANDING BETWEEN THE GRAY'S
CREEK WATER DISTRICT AND THE FAYETTEVILLE PUBLIC WORKS
COMMISSION**

BACKGROUND

The Cumberland County Board of Commissioners, on behalf of the county and as the governing board of the Gray's Creek Water and Sewer District (District), has determined that it is in the best interest of the citizens of the county to change the scope of the current project to develop deep wells and to engage with the Fayetteville Public Works Commission (PWC) to expand its current water system to provide source water and service to the citizens of the District to address the health concerns related to GenX contamination.

RECOMMENDATION / PROPOSED ACTION

Staff recommends that the Board of County Commissioners approve the MOU between the District and PWC.

ATTACHMENTS:

Description	Type
Memorandum of Understanding - Grays Creek Water Project with PWC	Backup Material

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is made and entered into on March __, 2024, (the "Effective Date") by and between **Fayetteville Public Works Commission**, a North Carolina public authority established pursuant to G.S. § _____ with an address of 955 Old Wilmington Road, Fayetteville, NC 28301 (hereinafter "PWC") and **Gray's Creek Water and Sewer District**, a county water and sewer district created pursuant to Article 6, Chapter 162A, of the North Carolina General Statutes with an address of P.O. Box 1829, Fayetteville, NC 28302-1829 (hereinafter the "District" collectively with PWC, the "Parties").

RECITALS:

WHEREAS, the Cumberland County Board of Commissioners, on behalf of Cumberland County and as the governing board of the District, has undertaken a project to address the widespread contamination of groundwater by GenX, as shown in the testing of thousands of residential wells that produce drinking water for residents within the District and the eastern portion of the county; and

WHEREAS, the Cumberland County Board of Commissioners has focused the project efforts first in the District for the development of deep wells with treatment facilities as a water source for a distribution system to address the GenX contamination, with the intent to later extend public water to Cedar Creek and other areas south of NC Hwy 24 with GenX contaminated residential wells; and

WHEREAS, after addressing the GenX contamination, the Cumberland County Board of Commissioners desires to develop a water source that will enable the extension of public water throughout the county; and

WHEREAS, the Cumberland County Board of Commissioners, on behalf of the county and as the governing board of the District, has determined that it is in the best interest of the citizens of the county to change the scope of the project to develop deep wells as the water source for the District and to engage with PWC to expand its current water system to provide source water and service to the citizens of the District (the "Project"); and

WHEREAS, PWC and the District are desirous to enter into this MOU between them, to memorialize the initial terms and working arrangements that each agree are necessary to complete the Project.

NOW, THEREFORE, in consideration of the forgoing Recitals, the Parties hereby agree as follows:

1. Purpose and Scope. The purpose of this MOU is to provide the framework for the Parties to undertake the Project and the responsibilities of the Parties associated with their work on the Project.
2. The Parties' Obligations. The Parties desire and wish that this document will not create any form or manner of a formal agreement, but rather an agreement between the Parties to work together in such a manner that would promote a genuine atmosphere of collaboration in support of an effective and efficient partnership and leadership meant to maintain, safeguard and sustain sound and optimal financial, managerial and administrative commitment with regards to all matters related to the Project.
3. Cooperation. The Parties represent that they have unique, specialized skills that they will draw upon to meet the objectives of the Project.
4. Resources. The Parties shall endeavor to have final approval and secure funding necessary to fulfill their individual financial contributions to complete the Project.
 - a. PWC agrees to provide the following:
 - i. Funds necessary to provide water to the Gray's Creek and Alderman Road Elementary Schools in the District in the amount of the funds allocated to PWC from the FY 2024 General Assembly Appropriations.
 - ii. Oversee Design and construction of the water main to serve both Gray's Creek Elementary and Alderman Road Elementary Schools.
 - iii. Provide drinking water service to the District that meets all PWC Standards and Specifications.
 - iv. To work with county personnel to plan for, develop a schedule, and implement the installation of water system infrastructure to service the entire District. This includes continued participation in seeking funding for the entire service area.
 - v. Own and operate all water distribution facilities installed within the District.
 - vi. Increase staff as necessary to provide reliable and safe drinking water to the service area.

b. The District agrees to provide the following:

- i. Engage the residents of the District to discuss early sign ups, endeavor to secure funds including but not limited to, segregating a portion of currently available ARPA funds to assist with tap fees for said residents to the extent that such funds can be used for this purpose and to encourage participation and connection of the residents to the Project.
- ii. Utilize ARPA and other funding methods already secured for the Project to fund the extension of PWC water into the District, subject to the continued availability of such funding with the changed scope of the project and the deadlines for the use of ARPA funds. ARPA funds from any source must be spent or encumbered by December 31, 2024 and the District will use all reasonable efforts on its own and to the extent necessary, coordinate with PWC so that the foregoing December 31, 2024 deadline is met. The encumbrance of ARPA funds requires a contractual obligation which must require the expenditure of the funds before December 31, 2026. If the District determines at any time that any ARPA funds will not be spent or encumbered before December 31, 2024, those funds will be removed from the Project budget and reallocated to other eligible uses by the Cumberland County Board of Commissioners.
- iii. Share all current water distribution system technical information, model data, design, easement documentation, and other pertinent information gathered for the District as part of the initial planning efforts with PWC.
- iv. To expedite the construction schedule, the county or the District will transfer the 2021 Moorman, Kizer, and Reitzel, Inc. (MKR) water main extension design to PWC and allow PWC to revise the design as necessary to provide the water main extension to serve the elementary schools, subject to such terms and conditions which MKR may place on the transfer of its work product to PWC.
- v. Work with PWC personnel to plan for, develop a schedule, and implement the installation of water to service the entire District. This includes continued participation in seeking funding for the entire service area.

- vi. Assist PWC in communicating with District's residents, through community meetings and other avenues, during both the design and construction phases.
 - vii. Assist with the acquisition of necessary easements by sharing information and transitioning existing vendor contracts to PWC or agreeing to acquire easements and turn over to PWC.
 - viii. Uphold all PWC Service Regulations regarding reviews and approvals of new developments in the District.
5. Communication of Strategy. Communication to external entities about the Project should always be consistent with the aims of the Project and only undertaken with the written agreement of both Parties. A spirit of open and transparent communication should be adhered to. The Parties should endeavor to make coordinated communications to external entities to elicit their support and further the aims of the Project. This section shall not apply to District's or county's communications to the attorneys representing the county in its litigation against The Chemours Company et al. with respect to the Gen-X contamination of groundwater anywhere within the county.
6. Dispute Resolution. The Parties agree that if any dispute arises through any aspect of this MOU, including but not limited to, any matters, disputes, or claims, the Parties shall confer in good faith to promptly resolve any dispute.
7. Project Documents. The Parties agree to negotiate in good faith, a term sheet, and all other documents necessary to formalize the construction and completion of the Project (the "Project Documents"). The term sheet shall be negotiated before any further action is taken on the Project.
8. Governing Law. This MOU shall be construed in accordance with the laws of North Carolina.
9. Assignment. Neither the District nor PWC may assign or transfer the responsibilities or agreements made herein without the prior written consent of the non-assigning party.
10. Amendment. This MOU may be amended by mutual agreement of PWC and the District.

11. Termination. This MOU may be terminated by either Party for convenience prior to the execution of the term sheet. This MOU shall terminate when PWC takes ownership and commences operation of the water system serving the District.
12. Prior Agreements. The only prior agreements related to the Project are the Water Purchase Agreement between the Public Works Commission of the City of Fayetteville and Gray's Creek Water and Sewer District dated December 30, 2010, as amended, and the Interlocal Agreement Between the City of Fayetteville, Cumberland County, and Fayetteville Public Works Commission Related to the Funding and Development of the Franklin Street Garage dated June 9, 2010. The Gray's Creek Water Purchase Agreement shall terminate if and when PWC takes ownership of the District's water system. The Franklin Street Garage Funding agreement shall continue in effect.
13. Notices. All notices, demands, requests, consents, approvals, statements and other instruments or communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been given when delivered, or three (3) days after the date when mailed by first class or certified mail (return receipt requested), postage prepaid, or the next day after the date when mailed by respectable overnight delivery service (such as FedEx or UPS), addressed to the respective addresses of the parties set forth below, or at such other address as such parties may designate in writing to the other.

If to PWC:

Fayetteville Public Works Commission
955 Old Wilmington Road
Fayetteville, NC 28302
Attn: CEO/General Manager

copy to:

Fayetteville Public Works Commission
955 Old Wilmington Road
Fayetteville, NC 28302
Attn: General Counsel

If to the County:

Cumberland County Manager

P.O. 1829

Fayetteville, NC 28302-1829

copy to:

14. Miscellaneous.

- a. This MOU may be simultaneously executed in several parts, each of which, when so executed and delivered, shall constitute an enforceable counterpart for all purposes.
- b. If any provision of this MOU shall be invalid or enforceable, the remainder of the MOU shall not be affected thereby.

IN WITNESS WHEREOF, the Parties have executed and delivered this MOU as of the date first written above.

Fayetteville Public Works Commission

By: _____

Name: Timothy L. Bryant

Title: CEO/General Manager

Approved as to Form:

By: _____
Name: Georgette Miller
Title: General Counsel

Gray's Creek Water and Sewer District

By: _____
Name: Glenn Adams
Title: Chairman, Governing Board