
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
JUDGE E. MAURICE BRASWELL
CUMBERLAND COUNTY COURTHOUSE- ROOM 118
FEBRUARY 17, 2025
6:45 PM

INVOCATION - Vice Chairwoman Veronica Jones

PLEDGE OF ALLEGIANCE -

INTRODUCTION

Fayetteville-Cumberland Youth Council Members

Walter Sanders-Sophomore

PUBLIC COMMENT PERIOD

1. APPROVAL OF AGENDA
2. CONSENT AGENDA
 - A. Approval of Reappointment of Tax Administrator
 - B. Approval of Report on the Disposal of Surplus Property Pursuant to N.C.G.S. 160A-226(A)
 - C. Request for Authorization to Fund Security Fence at Robin's Meadow Transitional Housing Complex
 - D. Approval to Pay Prior Year Invoices
 - E. Policy Directing the Flow of Work Through the Committees of the Board of Commissioners
 - F. Approval of the Board of Commissioners' Updated 2025 Committee Meeting Schedule
 - G. Approval of Budget Ordinance Amendments for the February 17, 2025 Board of Commissioners' Agenda
 - H. Approval of Cumberland County Board of Commissioners Agenda Session Items
 1. Rejection of Bids for Sheriff's Training Indoor Firing Range Replacement Project
3. PUBLIC HEARINGS
 - Rezoning Cases**
 - A. CASE # ZON-24-0039
4. ITEMS OF BUSINESS
 - A. Request to Restore Nonprofit Assistance Program Funding to the Original Budget and Associated Budget Ordinance Amendment B250157

- B. Consideration of Resolution in Support of State Legislative Agenda Items
- C. Fiscal Year 2024 Response to Address Financial Performance Indicator of Concern
- 5. NOMINATIONS ** There are No Nominations for This Meeting**
- 6. APPOINTMENTS ** There are No Appointments for This Meeting**
- 7. CLOSED SESSION
 - A. Attorney Client Matter Pursuant to NCGS 143-318.11(a)(3)

ADJOURN

REGULAR BOARD MEETINGS:

March 5, 2025 (Wednesday) 9:00 A.M.

March 17, 2025 (Monday) 6:45 P.M.

WATCH THE MEETING LIVE

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

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



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: CLARENCE GRIER, COUNTY MANAGER

DATE: 2/10/2025

SUBJECT: APPROVAL OF REAPPOINTMENT OF TAX ADMINISTRATOR

BACKGROUND

On February 15, 2021, the Cumberland County Board of Commissioners appointed Joseph R. Utley to the position of Tax Administrator, effective April 1, 2015 through March 31, 2025.

According to the N.C. General Statute 105-294(a), the Tax Administrator must be appointed for a term of no less than two years and no more than four years. Based on Mr. Utley's thirty-two years of experience with the County and his leadership as Tax Administrator for more than nine years, it is recommended that Mr. Utley be reappointed to an additional four-year term.

RECOMMENDATION / PROPOSED ACTION

Reappoint Mr. Joseph R. Utley, Jr. to the position of Tax Administrator for the period of April 1, 2025 through March 31, 2029.



ASSISTANT COUNTY MANAGER GENERAL GOVERNMENT AND STEWARDSHIP

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: BRIAN HANEY, ASSISTANT COUNTY MANAGER FOR GENERAL GOVERNMENT & STEWARDSHIP

DATE: 2/9/2025

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

BACKGROUND

On June 15, 1998, the Board of Commissioners adopted a resolution in compliance with State statutes allowing disposal of County “personal property, worth less than \$5,000 per item or group of similar items, which have become obsolete, unusable, economically unrepairable, or otherwise surplus to the needs of the county.” On October 6, 2008, the Board raised this limit to \$30,000. The approval allows the Assistant County Manager over Facilities to authorize the disposal of property meeting this criteria. As part of this process, a report of items that have been approved for surplus is provided to the Board of Commissioners twice a year - in February and August.

Please find attached a list of miscellaneous items from various County departments or agencies that met the above criteria and that have been approved to be disposed of. As a practice, items given up by County departments as surplus are first offered to other County departments for reuse. Items left unclaimed by other departments after seven days along with end of useful life vehicles are placed on GovDeals for auction. Damaged items or items determined to have no remaining value are taken to Ann Street Landfill for disposal. Revenues from GovDeals sales are placed in an account and used to offset the cost of replacing County vehicles.

RECOMMENDATION / PROPOSED ACTION

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

ATTACHMENTS:

Description

Surplus Vehicles - 08.20.2024

Surplus Vehicles - 11.07.2024

Surplus Property - 11.20.2024

Type

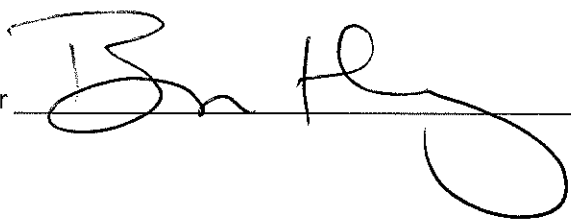
Backup Material

Backup Material

Backup Material

CUMBERLAND COUNTY VEHICLES / EQUIPMENT FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
Emergency Services	Ford F-150	End of useful life – replaced w/ new fleet	137,710	2009	ES-1	\$2500.00	Gov Deals
Emergency Services	Ford F-150	End of useful life – replaced w/ new fleet	100,936	2009	ES-2	\$2500.00	Gov Deals

Assistant County Manager  Date 8-20-24

CUMBERLAND COUNTY VEHICLES / EQUIPMENT FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO (SRO)	Crown Vic	End of useful life	192818	2008	FL-98	\$1500.00	Gov Deals
CCSO (SRO)	Crown Vic	End of useful life	201626	2011	FL-479	\$1500.00	Gov Deals
CCSO (SRO)	Crown Vic	End of useful life	211633	2010	FL-438	\$1500.00	Gov Deals
CCSO (SRO)	Crown Vic	End of useful life	195761	2010	FL-428	\$1500.00	Gov Deals
CCSO (SRO)	Crown Vic	End of useful life	234624	2006	FL-188	\$1500.00	Gov Deals

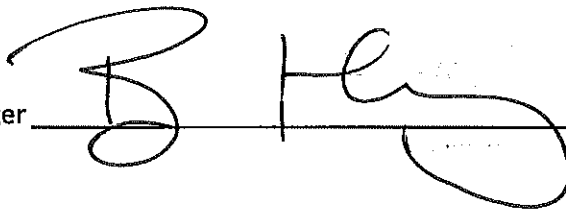
Assistant County Manager

Date 8-20-24

CUMBERLAND COUNTY VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
Animal Control	Kennels x 11	End of useful life -- Replaced by Climate Controlled Kennels	N/A			\$1,100.00	Gov Deals

Brian Haney, Assistant County Manager

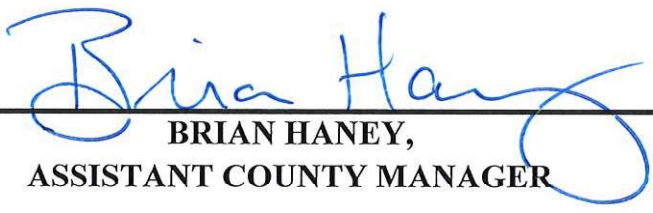


Date 11-7-24

SURPLUS PROPERTY DISPOSAL LIST

November 20, 2024

ITEM NO.	PROPERTY DESCRIPTION	RENDERING DEPARTMENT	DISPOSAL METHOD
1	2 Office Chairs	Governing Body	Negotiated Private Sale (at FMV)
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
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17			
18			
19			
20			


BRIAN HANEY,
ASSISTANT COUNTY MANAGER

11-20-24
DATE



AMERICAN RESCUE PLAN

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF

DATE: 2/10/2025

**SUBJECT: REQUEST FOR AUTHORIZATION TO FUND SECURITY FENCE AT
ROBIN'S MEADOW TRANSITIONAL HOUSING COMPLEX**

BACKGROUND

Robin's Meadow Transitional Housing Complex provides critical housing support to vulnerable families in Cumberland County. On December 24, 2024, a tragic shooting incident occurred at the complex, resulting in a fatality and intensifying security concerns among residents, staff, and the surrounding community. Given the serious nature of the incident and the ongoing risks associated with unauthorized access to the property, immediate action is necessary to enhance safety measures at the facility.

To address these concerns, the County Manager approved staff to procure services from Seegars Fence Company of Fayetteville, Inc. without going through a competitive bidding process under the emergency public exigency provision of the County Purchasing Policy. Additionally, the County Attorney's Office has reviewed and confirmed that the procurement method is legally sufficient.

To expedite the necessary security improvements, the County has engaged Seegars Fence Company of Fayetteville, Inc. to install a perimeter security fence at a total cost of \$154,435. Funding for this project is available within the American Rescue Plan (ARP) freed-up capacity dollars previously approved by the Board for Robin's Meadow redevelopment.

The American Rescue Plan Ad Hoc Committee met on February 10, 2025, and unanimously voted to place this item on the Board of Commissioners' February 17, 2025, Regular Meeting Agenda as a Consent Item.

RECOMMENDATION / PROPOSED ACTION

Approval to utilize \$154,435 in ARP freed-up capacity funds for the installation of a security fence at Robin's Meadow Transitional Housing Complex through Seegars Fence Company of Fayetteville, Inc.



FINANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBIN M. KOONCE, FINANCE DIRECTOR/CFO

DATE: 2/12/2025

SUBJECT: APPROVAL TO PAY PRIOR YEAR INVOICES

BACKGROUND

There is a period of time after June 30th of fiscal year-end in which transactions of the prior fiscal year will continue to be processed (typically until the third week in August). After that cutoff date has passed, a department may still receive a vendor invoice that is payable for services that were rendered, or goods were received in the prior fiscal year. When that occurs, approval by the Board of Commissioners is required prior to payment. The following departmental invoices meet these criteria:

Department	Vendor	Invoice Dates	Amount
Social Services	Sherry Oxendine	6/28/2024	<u>\$320.00</u>
Total:			\$320.00

Internal Services	Gregory Poole	5/21/2024	\$302.13
Internal Services	Manpower	6/23/2024	\$967.20
Internal Services	NC Dept of Labor	6/20/2024	\$200.00
Internal Services	Hubbard	4/2024	\$46.79
Internal Services	Performance Battery	6/7/2024	\$29.96
Internal Services	Cintas	6/2024	<u>\$462.32</u>
Total:			\$2,008.40

Solid Waste	USDI	7/2024 & 8/2024	\$3,109.71
Solid Waste	PAS	4/3/2024	<u>\$4,464.40</u>
Total:			\$7,574.11

RECOMMENDATION / PROPOSED ACTION

Management requests the Board of County Commissioner's approval to pay prior year invoices in the amount of \$320.00 for Social Services, \$2,008.40 for Internal Services, and \$7,574.11 for Solid Waste.

ATTACHMENTS:

Description	Type
Prior Year Invoice - Social Services	Backup Material
Prior Year Invoice - Internal Services	Backup Material
Prior Year Invoice - Solid Waste	Backup Material

Brenda Reid Jackson
Director

Dawn Oxendine
Assistant Director
Legal Services

Donnie Perry
Division Director
Business Operations



CUMBERLAND
COUNTY
NORTH CAROLINA

Department of Social Services

Kristin Bonoyer
Assistant Director
Social Work Services

Vivian Tookes
Assistant Director
Economic Services

Heike Hammer
Division Chief
Performance Management

MEMORANDUM

TO: ROBIN DEAVER, FINANCE DIRECTOR

THROUGH: BRENDA JACKSON, DIRECTOR *BJ*

THROUGH: DONNIE PERRY, BUSINESS OPERATIONS DIVISION DIRECTOR
MELINDA MURRAY, BUSINESS OFFICER II – BUSINESS OPERATIONS *MP*

FROM: SHAMONA ROSS, ACCOUNTING SPECIALIST I
TERIKA TURNER, ACCOUNTING TECHNICIAN IV *TR*

DATE: January 17, 2025

SUBJECT: REQUEST TO PAY PRIOR YEAR (FY 24) INVOICES
Please approve the attached prior year invoices which were presented for payment after the deadline to pay Fiscal Year 2024 invoices.

Validation Statement: We have validated service delivery for each of the invoices attached.

Verification Statement: We have verified for each of the invoices attached that none are duplicates and have not been previously paid.

Measures of Prevention: Vendors have been counseled on the importance of submitting invoices timely. We have also strengthened additional tracking measures to easily identify when recurring vendor invoices have not been submitted.

Attachments

CUMBERLAND COUNTY DEPARTMENT of SOCIAL SERVICES

We stand united to strengthen individuals and families and to protect children and vulnerable adults...

P.O. Box 2429 | Fayetteville, North Carolina 28302-2429 | Phone: 910-677-2589 | Fax: 910-677-2886

www.ccdssnc.com

Prior Fiscal Year Invoices Presented for Payment

VENDOR NAME	INVOICE NUMBER	DOLLAR AMOUNT	REASON INVOICE IS LATE	IMPACT TO CURRENT FISCAL YEAR BUDGET
Sherry Oxendine Vendor # 4361	100	320.00	Finance did not receive the original invoice until 12/19/2024.	CAN BE ASBORBED INTO THE BUDGET

TOTAL: \$320.00



Internal Services Department

Facilities Management Division · Fleet Management Division · Landscaping & Grounds Division

MEMORANDUM

TO: ROBIN KOONCE, FINANCE DIRECTOR

FROM: BRIAN HANEY, INTERIM INTERNAL SERVICES DIRECTOR *BH*

DATE: JANUARY 13, 2025

SUBJECT: REQUEST TO PAY PRIOR YEAR INVOICES

Over the past several months, Internal Services has been presented with invoices from vendors requesting payment for work done in prior fiscal years. Staff has confirmed with the vendors that these invoices are outstanding and have developed processes aimed at preventing this from happening in the future. Below is the breakdown of the prior year invoices that need to be paid. The outstanding prior year invoices total \$2,008.40.

Invoice PIN1698589 from Gregory Poole in the amount of \$302.13 is from 5/21/2024. We believe this invoice was sent to the courthouse and never received by Internal Services. We have since verified with Gregory Poole that they have the correct email address and mailing address on file. This invoice can be covered within the FY25 budget for Facilities Operations.

Invoice 38778409 from Manpower in the amount of \$967.20 is from 6/23/2024. This invoice was sent to spam and was not discovered until after the FY24 cutoff of 7/29/2024. We are routinely checking our spam now for any outstanding invoices. This invoice can be covered within the FY25 budget for Contract Services within Janitorial and Logistics.

Invoice 2417233 from North Carolina Department of Labor in the amount of \$200.00 is from 6/20/2024. This invoice is for elevator inspections at Roxie Avenue and were being mailed there. Department of Labor contacted Internal Services in November about the outstanding invoice, and at that time realized they had the incorrect mailing address on file. They have updated their mailing address to prevent this from happening in the future. This invoice can be covered within the FY25 budget for Facilities Operations.

Invoices S3705257.001 and S3710534.001 from Hubbard in the amount of \$28.08 and \$18.71 from 4/17/2024 and 4/25/2024. These invoices were never received, and the vendor contacted Internal Services in December about the outstanding invoices. We verified our current mailing address and email address with the vendor to prevent this from happening in the future. These invoices can be covered within the FY25 budget for Landscaping Operations.

Fleet Management
426 Mayview Street
Fayetteville, NC 28306
910 321-6963

Facilities Management
420 Mayview Street
Fayetteville, NC 28306
910-678-7699

Landscaping & Grounds
807 Grove Street
Fayetteville, NC 28302
910-678-7560



Internal Services Department

Facilities Management Division · Fleet Management Division · Landscaping & Grounds Division

Invoice 1716 from Performance Battery Sales in the amount of \$29.96 from 6/7/2024. Performance Battery Sales was not a vendor when this purchase was made, and did not complete the process of becoming a vendor with Cumberland County until after the FY24 cutoff for current year invoices. Performance Battery Sales called in October about the outstanding invoice and that is when the issue was discovered. Performance Battery Sales has since become a vendor, and all employees with Internal Services have been reminded to verify vendors are active with Cumberland County before making purchases. This invoice can be covered within the FY25 budget for Facilities Operations.

Invoices 4194963080, 4195676585, 4196387890, 4197099808 in the amount of \$114.05, \$114.05, \$114.05, \$120.17 from 6/6/2024, 6/13/2024, 6/20/2024, AND 6/27/2024. Cintas was increasing uniform prices without adjusting their current agreement with Cumberland County. Cumberland County Purchasing was working with Cintas to get the prices sorted out. On Jan. 6, 2025, Internal Services was notified by Cintas that these invoices were still outstanding. Due to vacancies within Facilities that have resulted in reduced uniform costs, these invoices can be covered within the FY25 Facilities Management budget.

Thank you for considering this request. Please let me know if you have any questions.

Fleet Management
426 Mayview Street
Fayetteville, NC 28306
910 321-6963

Facilities Management
420 Mayview Street
Fayetteville, NC 28306
910-678-7699

Landscaping & Grounds
807 Grove Street
Fayetteville, NC 28302
910-678-7560



Solid Waste Management

MEMORANDUM

TO: ROBIN K. DEEVER, FINANCE DIRECTOR

FROM: AMANDA LEE, GENERAL MANAGER FOR NATURAL RESOURCES *Ala*

DATE: JANUARY 9, 2025

SUBJECT: REQUEST TO PAY PRIOR YEAR (FY24) INVOICES

Please approve the attached prior year invoices which were presented for payment after the deadline to pay Fiscal Year 2024 invoices.

Validation: We have validated service delivery for the invoices attached.

- USDI Utility Safety and Design Inc. – The Solid Waste Department received on 1/3/2025 prior year invoices in the mail from USDI. Invoice IN20233677 dated 7/25/2023 in the amount of \$1,026.38 and Invoice IN20234465 dated 8/22/2023 in the amount of \$2,083.33.
- Process Automation Service Solutions II, LLC - The Solid Waste Department received a request for payment on 1/9/2025 for a prior year invoice with Invoice #305393 dated 4/3/2024 in the amount of \$4,464.40.

Verification Statement: We have verified the invoices attached are not duplicates and have not been previously paid. (ATTACHED)

Measure of prevention: We have strengthened additional tracking measures to easier identify when recurring vendor invoices have not been submitted.

The cost of the invoices can be absorbed in this year's budget:

Invoice	Budget Org – Obj	Amount
IN20233677	6254606 – 522210	\$1,026.38
IN20234465	6254608 – 533301	\$2,083.33
305393	6254602 – 533404	\$4,464.40



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY MANAGER AND COUNTY ATTORNEY

DATE: 2/13/2025

**SUBJECT: POLICY DIRECTING THE FLOW OF WORK THROUGH THE
COMMITTEES OF THE BOARD OF COMMISSIONERS**

BACKGROUND

The attached Policy Directing the Flow of Work Through the Committees of the Board of Commissioners was presented to the Policy Committee by its chairperson, Commissioner Tyson. The policy was considered by the Policy Committee at its February 11, 2025, meeting and the committee voted unanimously to recommend the policy to the board of commissioners. The committee members directed the county manager to move the matter to the agenda of the February 17, 2025, meeting as a consent item. The county attorney submitted the item on behalf of the county manager.

RECOMMENDATION / PROPOSED ACTION

The Policy Committee recommends the board of commissioners adopt this policy.

ATTACHMENTS:

Description

Policy for Workflow Through Committees

Type

Backup Material

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
POLICY DIRECTING THE FLOW OF WORK THROUGH THE COMMITTEES
OF THE BOARD OF COMMISSIONERS

Adopted February 17, 2025

Purpose: The purpose of this Policy Directing the Flow of Work Through the Committees of the Board of Commissioners is to establish a uniform and efficient process to ensure matters considered by the board of commissioners are fully vetted.

- A.** Except for those matters described in Section B of this policy, all matters of business shall originate in the appropriate committee. Items may be placed on a committee's agenda by direction of the board of commissioners, the committee's chairperson, any commissioner by request to the committee's chairperson, or the county manager or staff member designated by the county manager. Any agenda materials to be presented at the committee meeting shall be provided to the county manager and clerk to the board not less than five days prior to the date of the meeting.
- B.** The following matters need not originate in a committee:
1. matters requiring consideration by the board of commissioners in closed session
 2. zoning cases involving rezonings
 3. matters which have historically first appeared on a regular meeting consent agenda to include approval of minutes, destruction of records, payment of prior year's invoices, and budget ordinance amendments which are deemed to be appropriate consent items by the county manager
 4. matters which must be considered by the board of commissioners acting as the governing body of any county water and sewer district
 5. time sensitive matters which the county manager determines must be considered by the board of commissioners before a meeting of the appropriate committee is or can be scheduled
 6. interlocal agreements made pursuant to Article 20 of Chapter 160A of the General Statutes
- C.** The recommendations of any ad hoc committee must also be reviewed by the appropriate standing committee prior to that item of business being brought forward to the agenda session of the board of commissioners. Guidance as to which standing committee is appropriate is provided in Section H.
- D.** If a standing committee's vote on a matter considered by the committee is unanimous, then that matter shall be moved forward to the consent agenda of the next agenda session or regular meeting of the board of commissioners as determined by the action of the committee, subject to the right of any commissioner to move that item from the consent agenda to be considered as an item of business for discussion at the meeting to which it is moved forward.
- E.** If a standing committee's vote on a matter considered by the committee is not unanimous, then that matter shall be moved forward as an item of business to the agenda of the next agenda session or regular meeting of the board of commissioners as determined by the action of the committee. The committee chairperson shall present a summary of the agenda item, including the committee's recommendation to the board of commissioners and shall have the county manager, or the staff person designated by the county manager

provide such supporting information or comment as necessary for the board of commissioners to act on that item of business.

- F.** The chairperson of the board of commissioners shall serve ex officio on all standing and ad hoc committees with the right to vote at any committee meeting which the chairperson attends and chooses to vote. In this ex officio capacity, the chairperson shall not be required to attend any committee meeting, nor shall the chairperson's presence be necessary for determining a quorum, provided that, the chairperson of the board of commissioners, in his or her sole discretion, may be included in the total to obtain quorum if a quorum does not otherwise exist and the chairperson of the board of commissioners intends to vote. The chairperson of the board of commissioners will inform the committee chairperson of his or her intention to vote at the beginning of the committee meeting.
- G.** All ad hoc committee meetings which have agenda matters requiring action by the committee shall be scheduled on the regular monthly meeting date for that ad hoc committee and the ad hoc committee's recommendation shall be submitted to the county manager for it to be placed on the agenda of the next meeting of the appropriate standing committee. Ad hoc committee meetings which do not have agenda items requiring action by the ad hoc committee may be scheduled by the ad hoc committee chairperson on days other than the ad hoc committee's regular monthly meeting date.
- H.** The following items of business are to be referred to the standing committees as indicated:
1. The annual budget, or portions thereof, as presented by the county manager or the manager's designee in the absolute discretion of the county manager; proposed budget ordinance amendments; proposed changes to appropriations; and ad hoc committee recommendations which affect appropriations or adjustments to funding shall be submitted to the **Finance Committee**.
 2. Items of business related to infrastructure such as utilities, facilities, and ad hoc special committee decision review for special projects shall be submitted to the **Infrastructure Committee**, provided that any appropriation changes shall also be submitted to the **Finance Committee**.
 3. Items of business that affect current county policy to include the rules of the board of commissioners, policy changes or ordinances referred by the county manager or the county manager's designee, or requested by any commissioner shall be submitted to the **Policy Committee**.
 4. Items originating as result of the annual audit performed shall be submitted to the **Audit Committee**.
- I.** The regular meeting date for committees shall be as follows:
1. Ad hoc committees shall meet on the same day as the first regular meeting of the board of commissioners each month, which will be the first Monday except for the holidays falling on Monday for which the regular meeting of the board of commissioners is moved to Tuesday.
 2. All standing committees except the Boards and Commissions Committee and the Audit Committee will meet on the first Thursday of each month.
 3. The Boards and Commissions Committee and Audit Committee will meet when called by their chairpersons.



CLERK TO THE BOARD OF COMMISSIONERS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ANDREA TEBBE, CLERK TO THE BOARD

DATE: 2/13/2025

**SUBJECT: APPROVAL OF THE BOARD OF COMMISSIONERS' UPDATED 2025
COMMITTEE MEETING SCHEDULE**

BACKGROUND

The Board of Commissioners approved the Committee Meeting Structure at the December 16, 2025 Regular Meeting.

At the February 11, 2025 Policy Committee Meeting, the updated schedule for the committee meetings was approved.

Requesting Board approval for the updated Committee Meeting Schedule.

RECOMMENDATION / PROPOSED ACTION

Respectfully request approval of the updated meeting dates and time for the committee meetings.

ATTACHMENTS:

Description	Type
Committee Meeting Schedule 2025	Backup Material

KIRK J. DEVIERE
Chairman

VERONICA B. JONES
Vice-Chairwoman

GLENN B. ADAMS
JEANNETTE M. COUNCIL
W. MARSHALL FAIRCLOTH
PAVAN D. PATEL
HENRY C. TYSON



ANDREA TEBBE
Clerk to the Board

IVA CLARK
Deputy Clerk

BOARD OF COMMISSIONERS

The Cumberland County Board of Commissioners' Committee Meetings will be held every month, except for July, in Conference Room 564 on the fifth floor of the Judge E. Maurice Braswell Cumberland County Courthouse located at 117 Dick Street in Fayetteville, NC.

Meeting dates and times are as follows:

First Monday of the Month

ARP Committee Meeting – 1:00 PM

Unhoused Support Center – 2:00 PM

Crown Event Center – 3:00 PM

The Aquatic Center Committee and Government Services Campus Committee will meet as needed, with meetings properly noticed.

First Thursday of the Month

Policy Committee Meeting – 1:00 PM

Infrastructure Committee Meeting – 2:00 PM

Finance Committee Meeting – 3:00 PM

The Audit Committee will meet as needed, with meeting properly noticed.

The Joint City and County Liaison Committee Meetings are held the **3rd Monday of the month, at 12:00 PM**



BUDGET AND PERFORMANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DEBORAH W. SHAW, BUDGET AND PERFORMANCE DIRECTOR

DATE: 2/11/2025

**SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE
FEBRUARY 17, 2025 BOARD OF COMMISSIONERS' AGENDA**

BACKGROUND

General Fund 101

1) Health Department – Budget Ordinance Amendment B250020 to realign funds in the amount of \$150,235

The Board is requested to accept and approve Budget Ordinance Amendment B250020 to realign funds in the amount of \$150,235. This funding will be used to create two full-time positions: a public health educator and a substance abuse worker and to provide opioid awareness educational materials. The addition of these positions will increase the salaries and benefits. These positions will provide opioid awareness and overdose prevention education in Cumberland County Schools.

Please note this amendment requires no additional county funds.

2) Health Department – Budget Ordinance Amendment B250022 to recognize grant funds from the North Carolina Alliance for Public Health Agencies, Inc. in the amount of \$22,500

The Board is requested to accept and approve Budget Ordinance Amendment B250022 to recognize grant funds from the North Carolina Alliance for Public Health Agencies, Inc. in the amount of \$22,500. This funding will be used for a temporary part-time position. This position will coordinate Thriving Hearts activities at the health department. The Thriving Hearts program is part of the research project being conducted by the University of Chapel Hill. The purpose of the program is to implement interventions to create the conditions for mothers to not only survive pregnancy, but to thrive.

Please note this amendment requires no additional county funds.

3) Library Grants – Budget Ordinance Amendment B251139 to recognize funds from The Arts Council of Fayetteville/Cumberland County in the amount of \$5,000

The Board is requested to accept and approve Budget Ordinance Amendment B251139 to recognize funds from The Arts Council of Fayetteville/Cumberland County in the amount of \$5,000. These funds will be used to commission a mural for the West Regional Library.

Please note this amendment requires no additional county funds.

Animal Medical Fund 215

4) Animal Medical – Budget Ordinance Amendment B250067 to recognize donations in the amount of \$6,496

The Board is requested to accept and approve Budget Ordinance Amendment B250067 to recognize donations in the amount of \$6,496. This funding is for medical treatment related to animals housed at the shelter.

Please note that this amendment requires no additional county funds.

Rhodes Pond Grant Fund 253

5) Rhodes Pond Grant – Budget Ordinance Amendment B250041 to recognize grant funds from the North Carolina Office of State Budget and Management in the amount of \$500,000

The Board is requested to accept and approve Budget Ordinance Amendment B250041 to recognize grant funds from the North Carolina Office of State Budget and Management in the amount of \$500,000. This funding will be used for the parking and bathroom facilities at Rhodes Pond.

Please note that this amendment requires no additional county funds.

RECOMMENDATION / PROPOSED ACTION

At the February 11, 2025 Finance Committee meeting, the committee requested to move the budget ordinance amendments as a Consent Item on the February 17, 2025 Board of Commissioners' meeting for approval.



ENGINEERING AND INFRASTRUCTURE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JERMAINE WALKER, DIRECTOR OF ENGINEERING AND INFRASTRUCTURE

DATE: 2/17/2025

SUBJECT: REJECTION OF BIDS FOR SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT PROJECT

BACKGROUND

On November 18, 2024, the Board of Commissioners approved the selection of Range Systems as the lowest responsive, responsible bidder for the Earl Butler Sheriff's Training Indoor Firing Range Replacement Project. During the contract review process, it was determined that guidance related to the requirement for vendors to provide bid bonds was unclear, which could have had an impact on the bids received.

After review, the Purchasing Division recommended the rejection of all bids and that the project be resolicited. This resolicitation would fall within the County's informal bid requirements.

This item was presented at the Feb. 13, 2025, Board of Commissioners Agenda Session and the Board voted to place this item on the Consent Agenda of the Board's Feb. 17, 2025 regular meeting.

RECOMMENDATION / PROPOSED ACTION

Staff requests the Board approve the rejection of all bids for the Earl Butler Sheriff's Training Indoor Firing Range Replacement Project to allow the project to be resolicited.

ATTACHMENTS:

Description	Type
Project Solicitation	Backup Material
Addendum 1	Backup Material
Addendum 2	Backup Material
Bid Tab	Backup Material



CUMBERLAND COUNTY NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

You are invited to attend the pre-bid conference for the **EARL BUTLER SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT PROJECT**. Specifications are listed below.

A **MANDATORY** pre-bid conference will be held at **10:00 AM** on **September 9, 2024**, at the project site- Sheriff's Training Cen, 4710 Corporation Drive, Fayetteville, North Carolina.

Pursuant to Section 143-131 of the General Statutes of North Carolina, formal bids are solicited and will be received in the office of the Cumberland County Engineering & Infrastructure Department, Room 214, in the Historic Courthouse located at 130 Gillespie Street, Fayetteville, North Carolina at any time before **4:00 PM** on **September 30, 2024**, and then publicly opened in the office of the Cumberland County Engineering & Infrastructure Department in the Historic Courthouse and read for construction of the proposed:

EARL BUTLER SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT

Proposals must be enclosed in a sealed envelope addressed to Mr. Jermaine Walker, Engineering and Infrastructure Director, 130 Gillespie Street, Room 214, Fayetteville, NC 28301. The outside of the envelope must be marked "**PROPOSAL FOR SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT PROJECT**" and shall indicate the name, address, telephone number and state license number of the bidder. Proposals must be submitted on the printed form, or exact copies thereof, contained in the Contract Documents.

FACILITY SHOULD CONTAIN:

2 Bay Range - Complete Package

- Fourteen (14) total lanes
- Both bays each 34' wide
- Rifle rated (5.56mm rated)
- Fixed position shooting

Target Retrievers

- Fourteen (14) retrievers
- 360-degree target turning
- Target lights (LED White & Police Strobe)
- LCD local touch screen control in each booth
- No drive cable downrange

- Target viewing camera mounted to trolley
- Hidden Target Clamp
- Master Control Screen w/ wireless tablet controls

Ballistic Ceiling Baffle System

- Fixed position baffle coverage
- 3/8" AR500 steel on all rows for pistol and rifle use
- Flat safety ceiling above firing line
- Angled rows with fascia
- Angled rows without fascia above trap
- Fascia includes fire rated plywood covering with acoustical tiles
- Uni-strut on back of baffle for light mounting

Shooting Stalls

- Class 2 ballistic rating (rifle rated)
- Ballistic Solid stall dividers
- Ballistic glass upper portion of stalls
- Non-ballistic Solid stall ends
- Swing up tables on all lanes
- Brass deflectors & muzzle blast barriers
- Sound Absorbing Wall Panels
- 2" thick PEPP sound absorption panels
- 8' high x 20' long on each side wall; 8' high along entire up range wall
- 2x4 furring strips with attachment hardware

Installation & Shipping

- Includes Full Action Target Installation
- Includes Shipping to destination

Bidder Requirements

Each proposal shall be accompanied by a cash deposit or certified check drawn on some bank or trust company insured by Federal Deposit Insurance Corporation, of an amount equal to not less than 5 percent of the proposal. In lieu thereof, a bidder may offer a bid bond of 5 percent of the bid executed by a surety company licensed under the laws of North Carolina to execute the contract in accordance with the bid bond and upon failure to forthwith make payment, the surety shall pay the obligee an amount equal to the amount of said bond. Said deposit shall be retained by the Owner as liquidated damages in event of failure of the successful bidder to execute the contract within ten days after the award or given to satisfactory surety as required by law.

Performance and Payment Bonds are required in the amount of 100% of the contract amount and shall be furnished by the Contractor.

All Contractors are notified that North Carolina Statutory provisions as to licensing of Contractors will be observed in receiving, reading, and awarding of contracts. All contractors are hereby notified that they must have proper license as required under the state laws governing their respective trades.

Note: The Bidder shall identify on its Bid Proposal the minority business participation it will use on the project (Identification of Minority Business Participation) form and shall include either Affidavit A or Affidavit B as applicable. Forms and instructions are included within the Proposal Form in the bid documents. Failure to complete these forms is grounds for rejection of the bid. (GS143-128.2c Effective 1/1/2002.)

General Contractors are notified that Chapter 87, Article 1, General Statutes of North Carolina, will be observed in receiving and awarding general contracts. General Contractors submitting bids on this project must have license classification for Public Utilities (H) or Unclassified Contractor with Limited as required by the NC General Contractors Licensing Board under G.S. 87-1.

Note: Under GS 87-1, a contractor that superintends or manages construction of any building, highway, public utility, grading, structure or improvement shall be deemed a "general contractor" and shall be so licensed. Therefore, a single prime project that involves other trades will require the single prime contractor to hold a proper General Contractors license.

All Contractors are notified that North Carolina Documents are open to public inspection at the Cumberland County Engineering & Infrastructure Department's Office, 130 Gillespie Street, Fayetteville, North Carolina. Contract Documents are available on request from Cumberland County Engineering & Infrastructure Department.

The County of Cumberland reserves the right to reject any or all proposals. The bidder to whom the contract may be awarded must comply fully with the requirements of G.S. Section 143-129, as amended.

No bids may be written after the scheduled closing time for the receipt of proposals for a period of sixty (60) days.

CUMBERLAND COUNTY, NORTH CAROLINA

Jermaine Walker
Engineering & Infrastructure Director



CUMBERLAND COUNTY NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Addendum #1

You are invited to attend the pre-bid conference for the **EARL BUTLER SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT PROJECT**. Specifications are listed below.

A **MANDATORY** pre-bid conference will be held at **10:00 AM** on **September 9, 2024**, at the project site- Sheriff's Training Cen, 4710 Corporation Drive, Fayetteville, North Carolina.

Questions are due by 5:00 PM on Friday, September 13, 2024. Responses will be issued NLT Tuesday, September 17, 2024, via Addendum #2.

Pursuant to Section 143-131 of the General Statutes of North Carolina, formal bids are solicited and will be received in the office of the Cumberland County Engineering & Infrastructure Department, Room 214, in the Historic Courthouse located at 130 Gillespie Street, Fayetteville, North Carolina at any time before **4:00 PM** on **September 30, 2024**, and then publicly opened in the office of the Cumberland County Engineering & Infrastructure Department in the Historic Courthouse and read for construction of the proposed:

EARL BUTLER SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT

Proposals must be enclosed in a sealed envelope addressed to Mr. Jermaine Walker, Engineering and Infrastructure Director, 130 Gillespie Street, Room 214, Fayetteville, NC 28301. The outside of the envelope must be marked "**PROPOSAL FOR SHERIFF'S TRAINING INDOOR FIRING RANGE REPLACEMENT PROJECT**" and shall indicate the name, address, telephone number and state license number of the bidder. Proposals must be submitted on the printed form, or exact copies thereof, contained in the Contract Documents.

FACILITY SHOULD CONTAIN:

- 2 Bay Range - Complete Package
- Fourteen (14) total lanes
- Both bays each 34' wide
- Rifle rated (5.56mm rated)
- Fixed position shooting

Target Retrievers

- Fourteen (14) retrievers

- 360-degree target turning
- Target lights (LED White & Police Strobe)
- LCD local touch screen control in each booth
- No drive cable downrange
- Target viewing camera mounted to trolley
- Hidden Target Clamp
- Master Control Screen w/ wireless tablet controls

Ballistic Ceiling Baffle System Five Rows of 2-foot Light Baffles

- ~~- Fixed position baffle coverage~~
- ~~- Flat safety ceiling above firing line~~
- ~~- Angled rows with fascia~~
- ~~- Angled rows without fascia above trap~~
- ~~- Fascia includes fire rated plywood covering with acoustical tiles~~
- ~~- Uni-strut on back of baffle for light mounting~~
- 3/8" AR500 steel on all rows for pistol and rifle use
- Safety Ceiling to Remain
- Replace Sound Abatement on Safety Ceiling
- Install 2-inch PEPP/Durapanel/Wood Fiber Cementous Board

Shooting Stalls

- Class 2 ballistic rating (rifle rated)
- Ballistic Solid stall dividers
- Ballistic half-glass in stalls
- Non-ballistic Solid stall ends
- Swing up tables on all lanes
- Brass deflectors & muzzle blast barriers
- Sound Absorbing Wall Panels
- 2" thick PEPP sound absorption panels
- 8' high x 20' long on each side wall; 8' high along entire up range wall
- 2x4 furring strips with attachment hardware **if needed**
- Shooting barricades

Installation & Shipping

- Includes full installation and training
- Includes Shipping to destination

Demolition

- Includes demolition of current indoor range system.
- County will provide onsite dumpster
- County will provide interior painting

Bidder Requirements

Each proposal shall be accompanied by a cash deposit or certified check drawn on some bank or trust company insured by Federal Deposit Insurance Corporation, of an amount equal to not less than 5 percent of the proposal. In lieu thereof, a bidder may offer a bid bond of 5 percent of the bid executed by a surety company licensed under the laws of North Carolina to execute the contract in accordance with the bid bond and upon failure to forthwith make payment, the surety shall pay the obligee an amount equal to the amount of said bond. Said deposit shall be retained by the Owner as liquidated damages in event of failure of the successful bidder to execute the contract within ten days after the award or given to satisfactory surety as required by law.

Performance and Payment Bonds are required in the amount of 100% of the contract amount and shall be furnished by the Contractor.

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Note: Under GS 87-1, a contractor that superintends or manages construction of any building, highway, public utility, grading, structure or improvement shall be deemed a "general contractor" and shall be so licensed. Therefore, a single prime project that involves other trades will require the single prime contractor to hold a proper General Contractors license.

All Contractors are notified that North Carolina Documents are open to public inspection at the Cumberland County Engineering & Infrastructure Department's Office, 130 Gillespie Street, Fayetteville, North Carolina. Contract Documents are available on request from Cumberland County Engineering & Infrastructure Department.

The County of Cumberland reserves the right to reject any or all proposals. The bidder to whom the contract may be awarded must comply fully with the requirements of G.S. Section 143-129, as amended.

No bids may be written after the scheduled closing time for the receipt of proposals for a period of sixty (60) days.

CUMBERLAND COUNTY, NORTH CAROLINA

Jermaine Walker
Engineering & Infrastructure Director



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

ENGINEERING & INFRASTRUCTURE DEPARTMENT

Addendum #2

1. Cumberland County MWBE goals are 15%
2. Are the range manufacturers bidding directly or bidding through a General Contractor? (if you want painting, electrical work, or demo work, you may want to go through a GC and have us bid to them, or just have 2 contracts, one for GC and one for range manufacturers)

-There will not be a need to bid through a General Contractor. The County will contract the painting and additional electrical through a General Contractor.
3. How will the above question affect the bonds required for the project?

-Performance bonds will be required.
4. We are removing the current 5 rows of light guards and replacing them with rifle rated guards (Each manufacturer has different designs that will work)

-Each manufacturer should submit their design and requisite pricing if the basic requirements are addressed.
5. The current safety ceiling and police lighting will stay in place.

-Yes, see Addendum #1
6. Will the County utilize a General Contractor for demolition?

- The County is requesting the vendor perform the demolition to ensure that nothing is removed that will be required to have a complete and useable system upon installation.
7. This is a request to have cable driven target systems.

-Please bid for belt-driven target system.
8. Are (2) separate Master Controls required for the target systems? One master for each bay (like it is set up now)?

-Yes, maintain separate Master Controls for each bay.

9. Please define where you would like new noise abatement materials?

-New noise abatement materials are to be installed on the walls on the sides and rear of the target firing points

CUMBERLAND COUNTY, NORTH CAROLINA

Jermaine Walker
Engineering & Infrastructure Director

EARL BUTLER SHERIFF'S TRAINING INDOOR FIRING
 RANGE REPLACEMENT PROJECT Bid Date and Time:
 Monday, September 30, 2024, at 4:00 p.m.



Contractor	Addendum # 1	Addendum # 2	Total Bid	Remarks
Inveris	✓	✓	\$401,630	
Theissen	✓	✓	\$420,378	DID NOT ATTEND PRE-BID
Range Systems	✓	✓	\$398,411	
Action Target	✓	✓	\$528,660	

This is to certify that the bids tabulated herein were opened on the 30th day of September 2024, at the Cumberland County Engineering & Infrastructure Department, Room 214, 130 Gillespie Street, Fayetteville, NC 28301

Jermaine M. Walker, Director Engineering and Infrastructure



PLANNING AND INSPECTIONS DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: RAWLS HOWARD, DIRECTOR OF PLANNING & INSPECTIONS

DATE: 2/6/2025

SUBJECT: CASE # ZON-24-0039

BACKGROUND

ZON-24-0039: Rezoning from A1 Agricultural District to R15 Residential District or to a more restrictive zoning district for 20.50 +/- acres; located north of Fennell Road and west of Tower Drive, submitted by Scott Brown (Agent) on behalf of Sids Mill Properties LLC (Owner).

RECOMMENDATION / PROPOSED ACTION

Planning Board Action: Recommended approval of the rezoning request from A1 Agricultural District to R15 Residential District at their January 21, 2025, 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-24-0039, Planning and Inspections staff recommends approval of the rezoning request from A1 Agricultural District to R15 Residential District. Staff finds that the request is consistent with the South-Central Area Land Use Plan which calls for "Low 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-24-0039, I move to approve the rezoning request from A1 Agricultural District to R15 Residential District. The Board finds that the request is consistent with the South-Central Area Land Use Plan which calls for "Low 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.

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-24-0039, I move to deny the rezoning request from A1 Agricultural District to R15 Residential District and find that the request is not consistent with the South-Central Area Land Use Plan which calls for “Low Density Residential” at this location. The request is not reasonable or in the public interest because_____.

ATTACHMENTS:

Description

ZON-24-0039

Type

Backup Material



Cumberland County Joint Planning Board

February 17, 2025

MEMO TO: Cumberland County Board of Commissioners

FROM: Rawls Howard, Director of Planning & Inspections

SUBJECT: **ZON-24-0039:** Rezoning from A1 Agricultural District to R15 Residential District or to a more restrictive zoning district for 20.50 +/- acres; located north of Fennell Road and west of Tower Drive, submitted by Scott Brown (Agent) on behalf of Sids Mill Properties LLC (Owner).

ACTION: The Planning Board recommended approval of the rezoning from A1 Agricultural District to R15 Residential District at their January 21, 2025, meeting for the reasons stated and as fully reflected in the meeting minutes which are incorporated herein by reference.

MINUTES OF JANUARY 21, 2025

In Case ZON-24-0039, Planning and Inspections staff recommends approval of the rezoning request from A1 Agricultural District to R15 Residential District. Staff finds that the request is consistent with the South-Central Area Land Use Plan which calls for "Low 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-24-0039, Mr. Mobley made a motion, seconded by Mr. Crumpler to recommend approval of the rezoning request from A1 Agricultural District to R15 Residential District. The Board finds that the request is consistent with the South-Central Area Land Use Plan which calls for "Low 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.
certified receipt of notice is also included.*

REQUEST	Rezoning A1 to R15
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Applicant requests a rezoning from A1 Agricultural District to R15 Residential District for approximately 20.50 +/- acres located along the north side of Fennell Rd. and west of Tower Dr. as shown in Exhibit "A". The parcel currently contains undeveloped woodlands. The applicant intends to subdivide the parcel for single-family residential development.

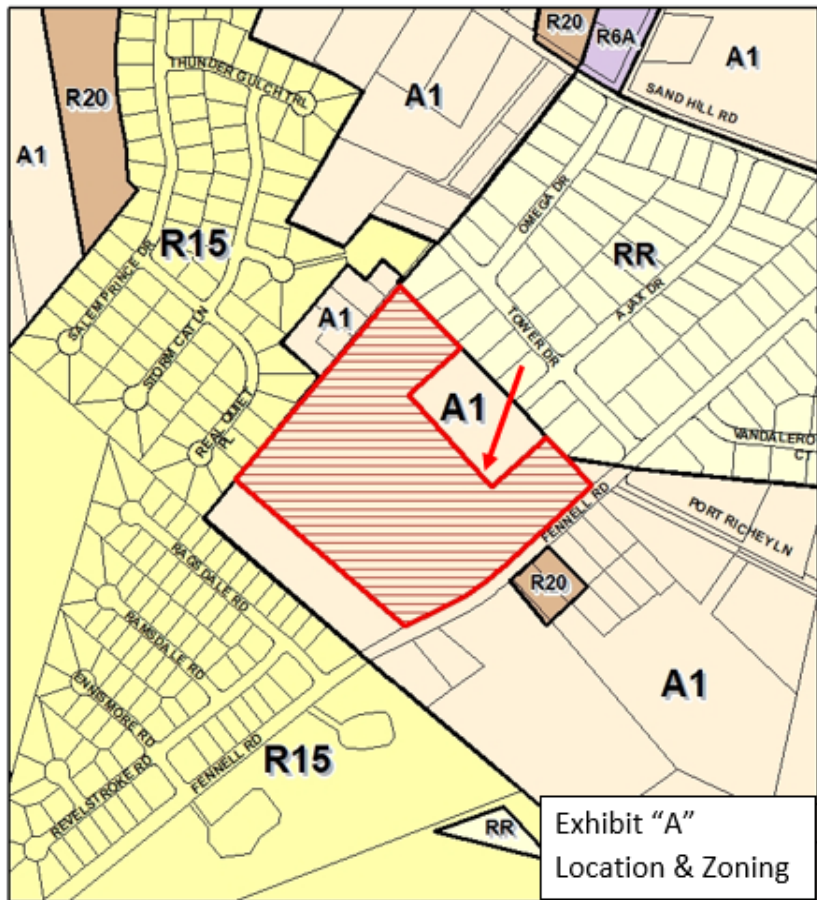
PROPERTY INFORMATION

OWNER/APPLICANT:
 Sids Mill Properties, LLC (Owner);
 Scott Brown (agent)

ADDRESS/LOCATION: Located along Fennell Rd, West of Tower Dr. Refer to Exhibit "A", Location and Zoning Map. REID number(s): 0432891422000.

SIZE: Approximately 20.50 +/- acres, 925' +/- of street frontage and is 1,081' +/- in length at its deepest point.

EXISTING ZONING: The subject property is currently zoned A1 Agricultural District. The A1 Agricultural District is designed to promote and protect agricultural lands, including woodlands, 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.

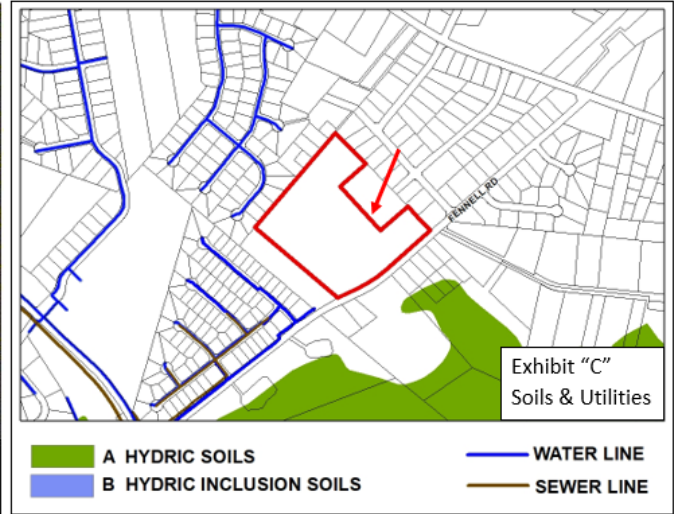


EXISTING LAND USE: The subject site consists of undeveloped woodlands and a utility easement.

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

- **North:** Churchill Downs Subdivision, Single-family homes, Manufactured Homes, and Woodlands
- **East:** Silver Fox Run Subdivision, Single-family homes, Manufactured Homes, and Woodlands
- **West:** Cypress Pointe Subdivision, Single-family Homes, and Woodlands
- **South:** Single-family homes and Woodlands

OTHER SITE CHARACTERISTICS: The subject property is not located in a Watershed Protection Area nor within a Flood Zone Hazard Area. The subject property, as delineated in Exhibit "C", illustrates that hydric or hydric inclusion soils are not present on the subject property.

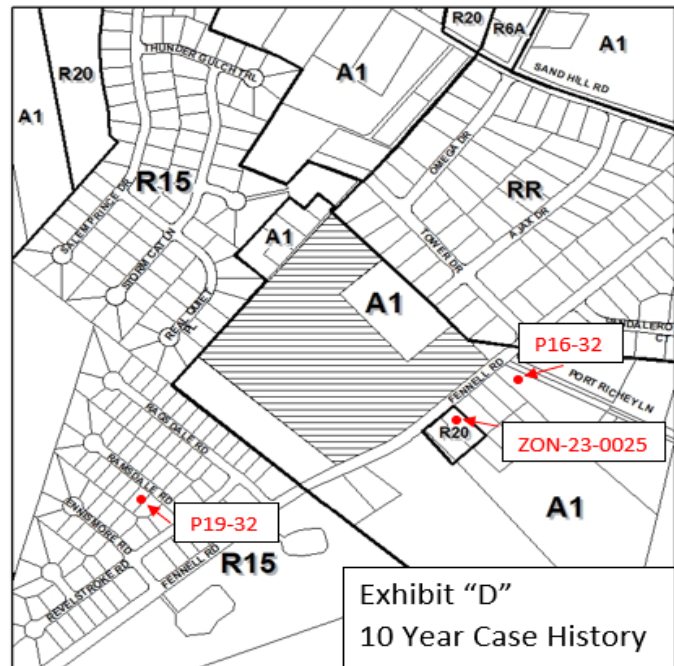


TEN YEAR ZONE CASE HISTORY: Exhibit "D" denotes the location zoning and development cases in the past ten years and as described below:

- P16-32: A1 to A1A, Denied.
- P19-32: RR to R15, Approved.
- ZON-23-0025: A1 to R20, Approved.

DEVELOPMENT REVIEW: Should the request be approved, a preliminary plan for any subdivision or site plan for development will need to be submitted for review and approval to the Current Planning Division to ensure conformance with the County Subdivision and Zoning Ordinances.

Per Cumberland County Code Enforcement, there is existing debris, outside storage, and inoperable/junk vehicles within the subject site along Timkin Dr. that constitutes a violation of the Zoning Ordinance, and which must be removed prior to any development activity.



DIMENSIONAL PROVISIONS FOR REQUESTED DISTRICT:

Minimum Standard	A1 (Existing Zoning)	R15 (Proposed Zoning)
Front Yard Setback	50 feet	30 feet
Side Yard Setback	20 feet	10 feet
Rear Yard Setback	50 feet	35 feet
Lot Area	2 Acres	15,000 sq. ft.
Lot Width	100 feet	75 feet

DEVELOPMENT POTENTIAL:

Existing Zoning (A1)	Proposed Zoning (R15)
10 dwelling units	60 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.

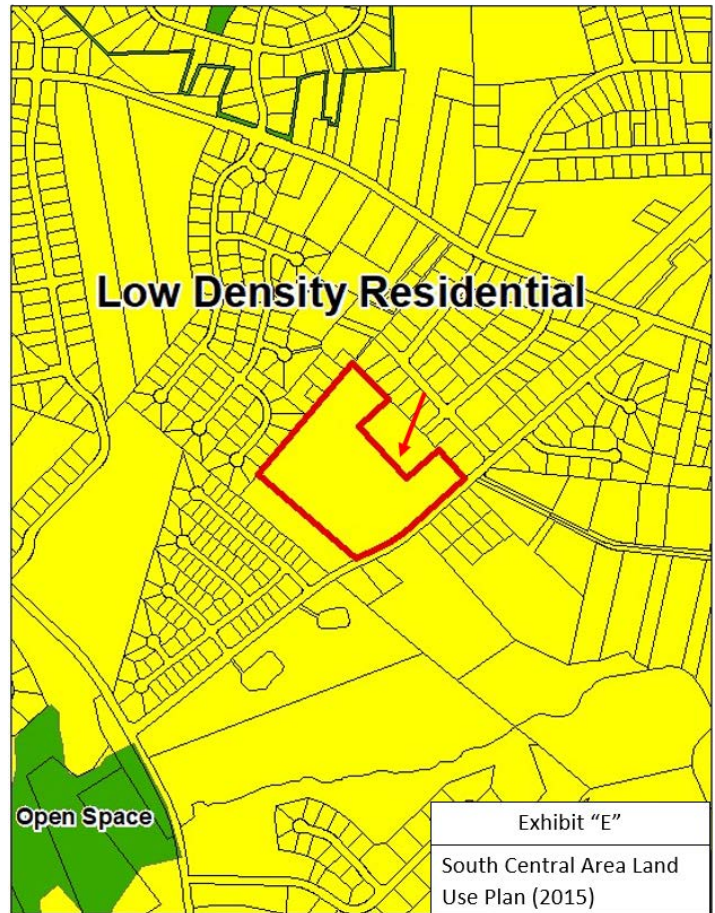
COMPREHENSIVE PLANS:

This property is located within the South-Central Area Land Use Plan (2015), as shown in Exhibit "E". The future land use classification of the property is "Low Density Residential". Associated zoning districts for "Low Density Residential" are R7.5 and R15.

The proposed rezoning request is consistent with the adopted land use plan.

Future Land Use Classification Development Goals:

- Provide a complete range of residential housing types that accommodates the needs of all residents with adequate infrastructure while preserving the character of the area and protecting environmentally sensitive areas (South Central Area Land Use Plan 2015, p. 93).
- Promote the building of quality housing. (South Central Area Land Use Plan 2015, p.93)
- Locate residential areas with respect to natural and environmental sensitive areas. (South Central Area Land Use Plan 2015, p.93)
- Promote sidewalks and pedestrian facilities, where appropriate to provide access to facilities such as schools, commercial areas, and recreation facilities. (South Central Area Land Use Plan 2015, p.93)
- Provide and preserve natural vegetative buffer areas between single and multistory residential development and non-residential uses. (South Central Area Land Use Plan 2015, p.93)



IMPACTS ON LOCAL INFRASTRUCTURE AND/OR FACILITIES

UTILITIES: Per County GIS, water utility lines are located along Fennell Rd at the southwest corner of the subject site. Sewer utility lines are located approximately 1,100 feet to the west at the intersection of Fennell Road and Ennismore Rd, as shown on Exhibit "C". The rezoning application (attached) indicates that the developer intends to connect to PWC water and sewer.

SCHOOLS CAPACITY/ENROLLMENT: The Cumberland County Schools was contacted several times regarding applicable school attendance zones and their associated enrollment. No response was returned as of the date this report was submitted to the Planning Board.

School	Capacity	Enrollment
Elementary	Not available	Not available
Middle	Not available	Not available
High	Not available	Not available

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 objection to 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 rezoning. There are no conditions proposed at this time.

STAFF RECOMMENDATION

In Case ZON-24-0039, Planning and Inspections staff **recommends approval** of the rezoning request from A1 Agricultural District to R15 Residential District. Staff finds that the request is consistent with the South-Central Area Land Use Plan which calls for “Low 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
 Affidavit of Ownership/Agent Authorization Form

ATTACHMENT – MAILING LIST

FREEMAN, WILLIE EDISON JR
2003 FENNELL ROAD
HOPE MILLS, NC 28348

CARRANZA, RODOLFO JORGE
1709 RAGSDALE ROAD
HOPE MILLS, NC 28348

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

BOGGESE, STEVEN D
PO BOX 619063
DALLAS, TX 75261

DORVIL, ALICIA;DORVIL, GREGORY
4625 STORM CAT LN
HOPE MILLS, NC 28348

QUINLAN, M_ANN;QUINLAN, JOSHUA AARON
1741 RAGSDALE ROAD
HOPE MILLS, NC 28348

NDHLOVU, KEARA;NDHLOVU, PARDON
1805 CITIDANCER COURT
HOPE MILLS, NC 28348

FERGUSON, KIMBERLY ANN
4609 STORM CAT LN
HOPE MILLS, NC 28348

WILLIAMS TIMBER LLC
2709 THORNGROVE CT
FAYETTEVILLE, NC 28303

SWINEHART, J LACY; JENNIFER
1812 CITIDANCER CT
HOPE MILLS, NC 28348

FREEMAN, WILLIAM EDWARD JR
5820 AJAX DR
HOPE MILLS, NC 28348

SENATRE, NICOLAS
1728 RAGSDALE ROAD
HOPE MILLS, NC 28348

FENNELL, MINNIE
9388 MEADOW GATE LN
JONESBORO, GA 30236

WILL, SKYLER;WILL, MONICA
1729 REAL QUIET PL
HOPE MILLS, NC 28348

PALUZZI, TERRY W;PALUZZI, KAREN L
1804 CITIDANCER CT
HOPE MILLS, NC 28348

GARNER, M HEIRS;GARNER, R HEIRS
PO BOX 9044
FAYETTEVILLE, NC 28311

NUNEZ, GILBERTO;NUNEZ, GULTEN
1704 RAGSDALE ROAD
HOPE MILLS, NC 28348

WISE, EDWARD RANDALL
1904 FENNELL RD
HOPE MILLS, NC 28348

BREWINGTON, CECILIA
532 ARVEL WISE LN
RINEYVILLE, KY 40162

DUMARS, HENRY
1729 RAMSDALE ROAD
HOPE MILLS, NC 28348

PONE, BRENDA S
8529 CRATIN PL
PHILADELPHIA, PA 19153

PREWITT, WILLIAM; PREWITT, JAMES
2126 CYPRESS LAKES RD
HOPE MILLS, NC 28348

CHRISTYPHI CONSTRUCTION INC
3687 GAINNEY RD
FAYETTEVILLE, NC 28306

KEELING, FREDERICK; KEELING, NICOLA
1744 REAL QUIET PL
HOPE MILLS, NC 28348

BURKE, CHRISTOPHER
1705 RAMSDALE ROAD
HOPE MILLS, NC 28348

SINCLAIR, VERNICE
5829 AJAX DR
HOPE MILLS, NC 28348

DAHLMAN, TIMOTHY; DAHLMAN, TIFFANY
4624 STORM CAT LN
HOPE MILLS, NC 28348

ROSS, STEPHANIE D
5833 FLAT FERN DR
RALEIGH, NC 27610

YOUNG, TYLER BRETT
1753 RAGSDALE RD
HOPE MILLS, NC 28348

BRADEN, KEMBERLE J
4519 STORM CAT LN
HOPE MILLS, NC 28348

LI, MINGNA
1717 RAMSDALE ROAD
HOPE MILLS, NC 28348

HARDIN, HELEN KEICHER
5964 TIMKIN DR
HOPE MILLS, NC 28348

BREWINGTON, CECILIA
532 ARVEL WISE LN
RINEYVILLE, KY 40162

NEWSOME, SAMANTHA
4621 STORM CAT LANE
HOPE MILLS, NC 28348

WRIGHT, WILLIAM B
2709 BOBWHITE DR
ROANOKE, VA 24018

BREWINGTON, BILLY, SARAH LOCKLEAR
RR 1 BOX 156 D-1
HOPE MILLS, NC 28348

THE BATTLE FAMILY LIMITED PARTNERSHIP
216 E CHATHAM STREET STE 108
CARY, NC 27511

SANDERS, JOHNNY; SANDERS, MONICA
1737 REAL QUIET PL
HOPE MILLS, NC 28348

HANS, BILLY J; HANS, PAMELA KAY
4608 REVELSTROKE ROAD
HOPE MILLS, NC 28348

LO, WENYEN
1716 RAGSDALE ROAD
HOPE MILLS, NC 28348

BYRD, LA TESA
1740 RAGSDALE RD
HOPE MILLS, NC 28348

HARMON, WILLIAM
5833 AJAX DR
HOPE MILLS, NC 28348

GOMEZ, JESSE; GOMEZ, MARCELA
4611 REVELSTROKE ROAD
HOPE MILLS, NC 28348

PARKER, RICHARD R; FFELKI, MELISSA A
363 BURR POND RD
SUDBURY, VT 05733

MORAHERN, CHRISTOPHER; ORRINE, DOMINIQUE
1740 REAL QUIET PL
HOPE MILLS, NC 28348

COVELL, DAVID; COVELL, JOHANNA
1733 RAGSDALE ROAD
HOPE MILLS, NC 28348

AUSTIN, JAMES W; AUSTIN, DELLA G
1636 B CLASSIC DR
MONROE, NC 28112

SPEARS, KEAUJA
1709 RAMSDALE RD
HOPE MILLS, NC 28348

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

ZETINA, ISABEL; CORTES, JULIO C MALDONADO
1321 BILL DR
FAYETTEVILLE, NC 28306

ENGLAND, STEVEN
1757 RAGSDALE ROAD
HOPE MILLS, NC 28348

IVEY, MATTHEW W
1748 REAL QUIET PL
HOPE MILLS, NC 28348

ROBINSON, JORNELLE S
1721 RAMSDALE ROAD
HOPE MILLS, NC 28348

WRIGHT, WILLIAM B
2709 BOBWHITE DR
ROANOKE, VA 24018

DEISCH, LISA A
1725 REAL QUIET PL
HOPE MILLS, NC 28348

CARMELINO, RAMOS; HERNANDEZ, MARIA
1712 RAGSDALE ROAD
HOPE MILLS, NC 28348

TAYLOR, RAYFORD; TAYLOR, UNAKA
1736 RAGSDALE RD
HOPE MILLS, NC 28303

BEARD, GWENDOLYN MCKENZIE
1721 RAGSDALE ROAD
HOPE MILLS, NC 28348

SEIGLER, JOHN H
2012 FENNELL RD
HOPE MILLS, NC 28348

JOHNSON, JAMES JR; JOHNSON, LINDSEY T FRAHM
1753 REAL QUIET PL
HOPE MILLS, NC 28348

MCNEILL, EVA MAE
2142 SANDHILL RD
HOPE MILLS, NC 28348

JACKSON, CAROLYN A; JACKSON, REGINALD B
1745 RAGSDALE ROAD
HOPE MILLS, NC 28348

CHERRY, JOWAN D; CHERRY, SUPRINA
1430 PORT RICHEY LN
HOPE MILLS, NC 28348

BUCKLEY, GEORGIA J
1730 REAL QUIET PL
HOPE MILLS, NC 28348

SMITH, TAYLOR E; SMITH, ANTHONY G
4617 STORM CAT LN
HOPE MILLS, NC 28348

JOHNSON, HARVEY M; JOHNSON, BRENDA
4523 STORM CAT LN
HOPE MILLS, NC 28348

CROMARTIE, PAULINE
603 STEELE ST
MOUNT OLIVE, NC 28365

DUNN, JONATHAN LINWOOD
5946 TIMKIN DR
HOPE MILLS, NC 28348

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

HERRING, ADAM; HERRING, KYRIA
1724 RAGSDALE ROAD
HOPE MILLS, NC 28348

HOLSCHER, JAMES W
1813 CITIDANCER CT
HOPE MILLS, NC 28348

GAUSE, DAVID
5516 MCPHAIL ST
HOPE MILLS, NC 28348

PREWITT, WILLIAM; PREWITT, JAMES
2126 CYPRESS LAKES RD
HOPE MILLS, NC 28348

HICKS, FRANK; HICKS, TEUDORA
4607 REVELSTROKE ROAD
HOPE MILLS, NC 28348

WOLFINGTON, DAVID L JR; CHRISOLM, ASHLI N
1733 RAMSDALE ROAD
HOPE MILLS, NC 28348

MURPHY, TERRELL JEROME JR; YOH, MIYUN
4530 STORM CAT LANE
HOPE MILLS, NC 28348

COUNCIL, BERTHA LEE
1904 FENNEL RD
HOPE MILLS, NC 28348

BERRY, JERMAINE SR; BERRY, DANA L
3043 CAYENNE WAY
PERRIS, CA 92571

JEFFREY, CHAD; GADDIS, ASHLEY
1725 RAGSDALE ROAD
HOPE MILLS, NC 28348

CHRISTYPHI CONSTRUCTION INC
3687 GAINNEY RD
FAYETTEVILLE, NC 28306

FLOREZ, ALBEIRO; FLOREZ, JESSICA
4608 STORM CAT LN
HOPE MILLS, NC 28348

THOMPSON, DEVETT; ATKINSON, GERARD
1749 RAGSDALE ROAD
HOPE MILLS, NC 28348

SLADE, ALICE F
873 VANDALERO CT
HOPE MILLS, NC 28348

REECH INC
558 LAKE GASTON DR
FUQUAY VARINA, NC 27526

MASHA, OLALEKAN
4515 STORM CAT LN
HOPE MILLS, NC 28348

HOSSACK, ASHLEY; STOWELL, GREGORY
4536 CANASTA CT
HOPE MILLS, NC 28348

BURDEN, LACY
5635 DUNCAN ST
HOPE MILLS, NC 28348

BRABOY, ANNIE M
1881 CASCADE ST
FAYETTEVILLE, NC 28301

CRYSTAL PAMELA; SUAREZ, PHILIP KENNON
4604 REVELSTROKE ROAD
HOPE MILLS, NC 28348

SANTIAGO, RUBY K
206 10TH AVE
BROOKLYN PARK, MD 21225

LOW, CLAIRE; LOW, KEVIN
2139 BALDWIN ST
FT COLLIN, CO 80528

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

CYPRESS POINTE RESIDENTIAL OWNERS ASSOCIATION
2709 THORNGROVE COURT STE
1FAYETTEVILLE, NC 28303

BURNETTE, SAMARIA KARIN
1713 RAGSDALE ROAD
HOPE MILLS, NC 28348

BUXTON, LINDA
2018 SAND HILL RD
HOPE MILLS, NC 28348

FREEMAN, J RICHARD;FREEMAN, DONNA
1471 PORT RICHEY LN
HOPE MILLS, NC 28348

KIRK, VIVIAN BUXTON
2002 SAND HILL ROAD
HOPE MILLS, NC 28348

BURRELL, KENYAUNA; NAFTALI, MONAE
1737 RAGSDALE ROAD
HOPE MILLS, NC 28348

SIEBO, SAMUEL DOTY
4620 STORM CAT LANE
HOPE MILLS, NC 28348

DRAUGHON, TOMMIE JO
5828 AJAX DR
HOPE MILLS, NC 28348

SMITH, DAVID; GERGES, MARIAM
4613 STORM CAT LANE
HOPE MILLS, NC 28348

BARBER, MARCEE; BARBER, D SCOTT
4612 STORM CAT LANE
HOPE MILLS, NC 28348

VANASSE, J ROBERT;VANASSE, JAIME LEA
10755 FLINT ST
OVERLAND PARK, KS 66210

WILLIAMS, J WILBERT III; BUIE, DENISE
5816 OMEGA DR
HOPE MILLS, NC 28348

IRBY, HAZEL F HEIRS
1885 FENNELL RD
HOPE MILLS, NC 28348

WHITEHEAD, CHRISTOPHER WIFE JEWEL HALL
1721 REAL QUIET PL
HOPE MILLS, NC 28348

PATTERSON, PALEITHA M
4014 AIRLINE DR
FAYETTEVILLE, NC 28306

ROSKY, ARTHUR; ROSKY, CATHLEEN
1701 RAGSDALE RD
HOPE MILLS, NC 28348

BREWINGTON, CECILIA
532 ARVEL WISE LN
RINEYVILLE, KY 40162

PREWITT, WILLIAM; PREWITT, JAMES
2126 CYPRESS LAKES RD
HOPE MILLS, NC 28348

ANGALA, TADEO; ANGALA, ASHLEY
1732 RAGSDALE ROAD
HOPE MILLS, NC 28348

EVANS, GARRETT R; EVANS, ANGELICA
1711 REAL QUIET PL
HOPE MILLS, NC 28348

MACK, JOYCE MARIE
874 VANDALERO CT
HOPE MILLS, NC 28348

MORGAN, MELVIN; MORGAN, CATHERINE
5821 OMEGA DR
HOPE MILLS, NC 28348

DILLON, SHEREE
1701 RAMSDALE RD
HOPE MILLS, NC 28348

SHIELDS, JOSEPH A; SHIELDS, CHERYL
1717 RAGSDALE RD
HOPE MILLS, NC 28348

POGETTI, PETER V; POGETTI, BARBARA
1741 REAL QUIET PL
HOPE MILLS, NC 28348

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

BOROFF, DEBORAH
2043 FENNELL ROAD
HOPE MILLS, NC 28348

SILVER FOX HOMEOWNERS ASSOC
PO BOX 2273
FAYETTEVILLE, NC 28302

TYSON, UPTON HEIRS
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

TUCKER, VERNON; TUCKER, ROBIANNA
4616 STORM CAT LANE
HOPE MILLS, NC 28348

BRADFORD, NICHOLAS; BRADFORD, TANIKA
1752 REAL QUIET PL
HOPE MILLS, NC 28348

GILBERT, ANNE M
1730 THUNDER GULCH TRL
HOPE MILLS, NC 28348

HARDIN, WILLIAM L
5964 TIMKIN DR
HOPE MILLS, NC 28348

FREEMAN, JAMES R
1471 PORT RICHEY LN
HOPE MILLS, NC 28348

WHITE, MARTAYEZ
1720 RAGSDALE ROAD
HOPE MILLS, NC 28348

BREWINGTON, CECILIA; BREWINGTON, B LEE
795 CORLEY RD
PARIS, AR 72855

TYSON, VANCE U JR
4925 S NC 87 HWY
FAYETTEVILLE, NC 28306

LOEHR, JOHN J; LOEHR, STEPHANIE M
4603 REVELSTROKE ROAD
HOPE MILLS, NC 28348

PREWITT, WILLIAM; PREWITT, JAMES
2126 CYPRESS LAKES RD
HOPE MILLS, NC 28348

SMITH, BRANDY NICHOLE
1729 RAGSDALE ROAD
HOPE MILLS, NC 28348

BRANNON, JAZMINE; WOMACK, DANIEL
2030 FENNELL RD
HOPE MILLS, NC 28348

WEBBER, JOSEPH; WEBBER, REBECCA
4605 STORM CAT LN
HOPE MILLS, NC 28348

COLSON, WILLIAM; COLSON, LAURALEE
1705 RAGSDALE ROAD
HOPE MILLS, NC 28348

JALLOW, BRITNEY; JALLOW, SAMBA
1713 RAMSDALE ROAD
HOPE MILLS, NC 28348

HUYLER, KIMBERLY; SCHROMM, JAMES
4612 REVELSTROKE ROAD
HOPE MILLS, NC 28348

CROMARTIE, PAULINE
603 STEELE ST
MOUNT OLIVE, NC 28365

CAMPBELL, CHERYL; CAMPBELL, LEE II
1808 CITIDANDER CT
HOPE MILLS, NC 28348

FREEMAN, WILLIE JR; FREEMAN, T BROWN
2003 FENNELL RD
HOPE MILLS, NC 28348

WESLEY, FRANCIS J
1756 REAL QUIET PL
HOPE MILLS, NC 28348

NEWSOME, HEATHER L; NEWSOME, SHERRY
1761 RAGSDALE RD
HOPE MILLS, NC 28348

MANESS, WALTER LEONARD JR
878 VANDALERO CT
HOPE MILLS, NC 28382

COLLINS, CANDI C
1725 RAMSDALE RD
HOPE MILLS, NC 28348

MCLAURIN, RYAN W; MCLAURIN, STEPHANIE H
1733 REAL QUIET PL
HOPE MILLS, NC 28348

FREEMAN, SANDRA D
1886 SAND HILL RD
HOPE MILLS, NC 28348

JR HOMES OF NORTH CAROLINA LLC
8000 CORPORATE CENTER DR STE 100
CHARLOTTE, NC 28226

CREEK, K THERESA; CREEK, J MATTHEW
1706 RAGSDALE ROAD
HOPE MILLS, NC 28348

OATES, HENRY THOMAS; OATES, DOREEN MAY
1710 REAL QUIET PL
HOPE MILLS, NC 28348

PREWITT, WILLIAM; PREWITT, JAMES
2126 CYPRESS LAKES RD
HOPE MILLS, NC 28348

ATTACHMENT: APPLICATION

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

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

1. Requested Rezoning from A1 to R15
2. Address of Property to be Rezoned: Fennell Rd south of intersection w/Tower Drive
3. Location of Property, details: south of intersection of Tower Drive & Fennell Rd

4. Parcel Identification Number (PIN #) of subject property: 0432891422000
(also known as Tax ID Number or Property Tax ID)
5. Acreage: 20.5 Frontage: 925' Depth: 1,081'
6. Water Provider: Well: _____ PWC: X Other (name): _____
7. Septage Provider: Septic Tank _____ PWC X
8. Deed Book 12.128, Page(s) 684-685, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
9. Existing use of property: wooded/vacant
10. Proposed use(s) of the property: single family residential

11. Do you own any property adjacent to or across the street from this property?
Yes _____ No X If yes, where? _____
12. Has a violation been issued on this property? Yes _____ No X

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 mete 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.

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.

Sids Mill Properties LLC

NAME OF OWNER(S) (PRINT OR TYPE)

8000 Corporate Center Drive, Suite 100, Charlotte, NC 28226

ADDRESS OF OWNER(S)

704-877-1178

HOME TELEPHONE #

WORK TELEPHONE #

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

ADDRESS OF AGENT, ATTORNEY, APPLICANT

E-MAIL

HOME TELEPHONE #

WORK TELEPHONE #

[Handwritten signature]

SIGNATURE OF OWNER(S)

SIGNATURE OF AGENT, ATTORNEY OR APPLICANT

SIGNATURE OF OWNER(S)

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

ATTACHMENT: AFFIDAVIT OF OWNERSHIP/AGENT AUTHORIZATION



AFFIDAVIT OF OWNERSHIP/AGENT AUTHORIZATION FORM

PROPERTY OWNER (Company or Individual): Sids Mill Properties LLC

MAILING ADDRESS: 8000 Corporate Center Dr. 51000 Charlotte NC 28226

Officer's name and title: Jimmy Ray - Member

1. That I am (we are) owner's and record title holder(s) of the following described property legal description, to with:
2. That this property constitutes the property for which a request for (type of Application Approval Requested): rezoning from A1 to R-15
3. That the undersigned has (have) appointed and does (do) appoint Scott Brown as agent(s) to execute any petitions or other documents necessary to affect such petition, including development review time extension requests; and request that you accept my agent (s) signature as rep[resenting my agreement of all terms and conditions of the approval process;
4. That this affidavit has been executed to induce Cumberland County, North Carolina and act on the foregoing request;
5. That I, (we) the undersigned authority, hereby certify that the foregoing is true and correct.

Jimmy Ray Member Sids Mill Properties LLC
Owner's Signature/Print Title

Owner's Signature/Print Title

Owner's Signature/Print Title

State of North Carolina
~~Cumberland County~~
Union

The foregoing instrument was acknowledged before me by means of ✓ physical presence or _____ online notarization, this 6 day of January (month), 2025 (year), by Jimmy Ray (name of person acknowledging) who is personally known to me or who has produced _____ (type of identification) as identification.



Debra Kay Fike
Signature of Notary Public – State of North Carolina
(Print, Type or Stamp Commissioned Name Of Notary Public to the Left of Signature)

THANK YOU for your submission!

Your notice has been submitted for publication. Below is a confirmation of your order. You will also receive an email confirmation.

ORDER DETAILS

Order Number:
LWLM0228802
Order Status:
Submitted
Classification:
Public Notices
Package:
General Package
Total payment:
99.86
Payment Type:
Account Billed
User ID:
L0012804
External User ID:
744350

ACCOUNT INFORMATION

Amanda Ozanich
130 Gillespie ST ATTN: Amanda Ozanich
Fayetteville, NC 28301-5669
910-678-7600
aozanich@cumberlandcountync.gov
Cumberland County Planning and Inspections
Contract ID:

TRANSACTION REPORT

Date
January 24, 2025 8:40:06 AM EST
Amount:
99.86

ADDITIONAL OPTIONS

1 Affidavit

SCHEDULE FOR AD NUMBER LWLM02288020

PREVIEW FOR AD NUMBER LWLM02288020

PUBLIC NOTICE

The Cumberland County Board of Commissioners will meet at 6:45 p.m. on February 17, 2025 in Room 118 of the County Courthouse at 117 Dick Street to hear the following:

ZON-24-0039: Rezoning from A1 Agri. Dist. to R15 Res. Dist. or to a more restrictive zoning dist. for 20.50 +/- ac; north of Fennell Rd and west of Tower Drive; Scott Brown (Agent); Sids Mill Properties LLC (Owner)
February 3, 10 2025
LWLM0228802

[<< Click here to print a printer friendly version >>](#)

February 3, 2025
Fayetteville Observer
February 10, 2025
Fayetteville Observer

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AMERICAN RESCUE PLAN

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: TYE VAUGHT, CHIEF OF STAFF

DATE: 2/10/2025

**SUBJECT: REQUEST TO RESTORE NONPROFIT ASSISTANCE PROGRAM
FUNDING TO THE ORIGINAL BUDGET AND ASSOCIATED BUDGET
ORDINANCE AMENDMENT B250157**

BACKGROUND

At their January 21, 2025, meeting, the American Rescue Plan (ARP) Committee directed staff to develop a framework for reopening the Nonprofit Assistance Program application for Fiscal Year 2026. In response, staff created a draft guideline for the programs administration to align with the Committee's intent and direction from that meeting. At the ARP Committee's February 10, 2025 meeting the Committee approved the draft guideline to include changes recommended by the County Attorney.

The application period is scheduled to run for 30 days, from February 17, 2025, through March 17, 2025. After the application period closes, staff will evaluate submissions based on the approved guideline and present recommendations to the Committee at its next available meeting. The ARP Committee's recommendations will then be forwarded to the full Board of Commissioners for consideration.

The ARP Committee also voted to forward the following funding request for consideration and approval:

The original Nonprofit Assistance Program budget was established at \$3,500,000 using ARP-freed-up capacity in the General Fund. To date:

- The program expended \$1,440,127 in Fiscal Year 2024.
- The program has obligated \$587,274 in Fiscal Year 2025.
- The total obligated amount is \$2,027,401.
- The current available capacity in the Nonprofit Fund is \$390,864.

To restore the program to its original budget of \$3,500,000, a transfer of \$1,081,735 is needed. Approved

applications will be funded beginning in Fiscal Year 2026.

RECOMMENDATION / PROPOSED ACTION

Approval of the American Rescue Plan Committees funding recommendation and the Associated Budget Ordinance Amendment B250157.



ASSISTANT COUNTY MANAGER STRATEGIC MANAGEMENT/ GOVERNMENTAL AFFAIRS

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: FAITH PHILLIPS, ASSISTANT COUNTY MANAGER / LIBRARY DIRECTOR

DATE: 2/17/2025

SUBJECT: CONSIDERATION OF RESOLUTION IN SUPPORT OF STATE LEGISLATIVE AGENDA ITEMS

BACKGROUND

The Board of Commissioners held a joint special meeting on February 10, 2025, with the Cumberland County state delegation. During this meeting, the Board presented State Legislative Agenda Items based on strategic priority areas identified during a Strategic Planning Retreat on January 30 and 31, 2025.

Based on feedback from the meeting, a resolution supporting State Legislative Agenda items was presented to the Board of Commissioners during the Agenda Session for consideration with the recommendation that the resolution be moved to the February 17, 2025 regular meeting.

After discussion during the February 13, 2025 Agenda Session meeting, a recommendation was made for the resolution to be placed on the February 17, 2025 meeting agenda as an item of business.

RECOMMENDATION / PROPOSED ACTION

Approve the Resolution in Support of State Legislative Agenda Items.

ATTACHMENTS:

Description	Type
Resolution in Support of State Legislative Agenda	Backup Material
Legislative Agenda Items Presentation	Backup Material

**RESOLUTION OF THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ADOPTING LEGISLATIVE GOALS FOR THE 2025-2026 SESSION OF THE NORTH
CAROLINA GENERAL ASSEMBLY**

Whereas, the Board of Commissioners of Cumberland County is committed to advocating for policies that advance the interests of our community and enhance the quality of life for all residents,

Whereas, the legislative process at the state level has a significant impact on local governance and the ability of the Board of Commissioners to serve the needs of Cumberland County; and

Whereas, the Board of Commissioners has reviewed and discussed various legislative priorities that directly affect Cumberland County's ability to serve as a regional leader for the strategic priority areas of economic prosperity, smart development, transparent governance, educational excellence, cultural enrichment, public health, and community safety; and

Whereas, the following legislative items have been identified by the Board of Commissioners as critical to advancing Cumberland County's objectives during the 2025-2026 legislative session:

1. LOCAL FUNDING REQUESTS

- **Supporting a High-Performing Education System:** \$65M for a new state-of-the-art school in Cumberland County aligned with Cumberland County Schools' comprehensive needs study and facility prioritization plan, which identified E.E. Smith High School as a critical infrastructure priority. This strategic investment addresses facility priorities in a Tier 1 county with limited funding capacity, serving our historically significant and growing military-connected community while providing an innovative learning environment equipped with modern security features, technology infrastructure, and flexible learning spaces.
- **Quality, Smart Development & Infrastructure:** \$5M for public water infrastructure for the Gray's Creek Water and Sewer District water expansion project ensuring sustainable access to safe and regulated water.
- **Quality, Smart Development & Infrastructure:** \$50M for public water and sewer county-wide infrastructure to modernize aging water and sewer infrastructure to expand water and sewer service countywide, ensuring sustainable access to safe and regulated water for all our communities.
- **Increased Culture and Recreation Opportunities:** \$2M for Regional Aquatic Center preconstruction (architecture and design) needs.
- **Ensuring a Safe Community:** \$2M for a Mobile Incident Command Unit for Emergency Services.

- **Ensuring a Safe Community:** \$500K for Digital Dispatch Equipment for Cumberland County Fire Chiefs' Association for station equipment (core basic system) \$30K each.
- **Enhancing Health & Wellness:** \$4M to expand comprehensive mental health and substance use treatment services for youth, providing individual counseling/case management, crisis intervention, family support, and school-based programs delivered by licensed professionals across our community.

2. LOCAL POLICY OBJECTIVES

- **Supporting a High-Performing Education System:** Support Cumberland County Board of Education's Legislative Agenda Item to adjust the formula for supplemental state funds for Teacher Compensation (PRC 0071).
- **Quality, Smart Development & Infrastructure:** Expansion of Passenger Rail Connectivity. Support and advocacy for completion of rail routes from Fayetteville to Raleigh and Fayetteville to Wilmington.
- **Quality, Smart Development & Infrastructure:** I-685 Route through Fayetteville and Cumberland County. Support and advocacy for this route as selected route.
- **Ensuring a Safe Community:** Volunteer Fire Department Services Contracts. Modify the annexation laws (even if local) to require any annexation to include a five-year good faith first or full responder contract.
- **Gun Violence Prevention and Awareness:** Support legislation, funding and associated actions related to Gun Violence Prevention and Awareness.
- **Enhancing Health & Wellness:** Mental Health, Developmental Disabilities and Substance Abuse Services. Improvement with the NC Innovations Waiver Program, Medicaid Home and Community Based Services for Individuals with Intellectual and Developmental Disabilities. Request to take effective actions and explore ways to expand LME-MCO services, to decrease the waiting list for individuals waiting for this program

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Cumberland County, as follows:

1. The Board hereby adopts the legislative agenda for the 2025 - 2026 legislative session, which includes the legislative items listed above and requests legislators to advocate for the adoption of these priorities.
2. The Board further directs staff to monitor the progress of these legislative items throughout the 2025 - 2026 legislative session and provide regular updates to the Board.
3. Should new or emerging legislative issues arise, the Board may amend or add to this legislative agenda as needed, through further resolution or action.

4. This resolution shall take effect immediately upon adoption.

ADOPTED this _____ day of _____, 2025.

Cumberland County Board of Commissioners

By:

Kirk deViere, Chairman

Attest:

Andrea Tebbe, Clerk to the Board

Cumberland County State Legislative Agenda 2025-2026 Biennium

**Board of County Commissioners
Regular Meeting
February 17, 2025**

Cumberland County Strategic Priorities

Fostering
Economic
Prosperity

Encouraging
Quality, Smart
Development

Ensuring a Safe
Community

Enhancing Health
& Wellness

Increasing Culture
& Recreation
Opportunities

Championing
Responsive,
Transparent
Government

Supporting a
High-Performing
Education System

Local Funding Requests



\$65M

NEW
STATE-OF-THE-ART
SCHOOL



\$5M

GRAY'S CREEK DISTRICT
PUBLIC WATER
INFRASTRUCTURE



\$50M

PUBLIC WATER AND
SEWER COUNTY-WIDE
INFRASTRUCTURE

Local Funding Requests



\$2M

REGIONAL
AQUATIC
CENTER



\$2M

EMERGENCY
SERVICES
MOBILE
INCIDENT
COMMAND
UNIT



\$500K

DIGITAL
DISPATCH
EQUIPMENT



\$4M

YOUTH MENTAL
HEALTH AND
SUBSTANCE USE
TREATMENT
SERVICES

Local Policy Objectives



Support Cumberland County Board of Education's Legislative Agenda Item to adjust the formula for supplemental state funds for Teacher Compensation (PRC 0071).



Expansion of Passenger Rail Connectivity



I - 685 through Fayetteville & Cumberland County



Volunteer Fire Department Services Contracts

Local Policy Objectives



Support legislation, funding and associated actions related to Gun Violence Prevention and Awareness



Decrease Wait Times for NC Innovations Waiver Program, Medicaid Home and Community Based Services for Individuals with Intellectual and Developmental Disabilities

DISCUSSION & NEXT STEPS



**CUMBERLAND
COUNTY**

NORTH CAROLINA

cumberlandcountync.gov



FINANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: ROBIN M. KOONCE, FINANCE DIRECTOR/CFO

DATE: 2/14/2025

**SUBJECT: FISCAL YEAR 2024 RESPONSE TO ADDRESS FINANCIAL
PERFORMANCE INDICATOR OF CONCERN**

BACKGROUND

The Local Government Commission (LGC) requires local governments to submit responses into a portal within 60 days of audit presentation, if the audit presentation included a Financial Performance Indicator of Concern (FPIC). April Adams, Cherry Bekaert and Holland LLP, presented the fiscal year 2024 audit results at the January 9, 2025, Agenda Session meeting and explained a FPIC related to a net operating loss in the County's Water/Sewer funds. The deadline for the response to the LGC is March 9, 2025.

The attached "FPIC Response" contains the corrective action plan being implemented to eliminate this FPIC and requires signatures of at least 2/3 of the governing body.

RECOMMENDATION / PROPOSED ACTION

The Board of Commissioners, County Manager, and Finance Director are requested to sign the response to be sent to the LGC in accordance with 20 NCAS 03.0508 to ensure submission to the LGC before the deadline.

Requesting Board approval of the recommended action plan to be submitted to the LGC.

ATTACHMENTS:

Description	Type
FPIC Response	Backup Material



February 13, 2025

Local Government Commission
3200 Atlantic Avenue
Raleigh, North Carolina 27604

Signed letter to be transmitted electronically into the LGC File Transfer Portal

To Whom it may Concern:

In accordance with 20 NCAS 03.0508, Cumberland County submits the following corrective action plan developed by the government unit to address a Financial Performance Indicator of Concern:

Water, Sewer and Electric Funds: Net Operating Income (Loss) as Adjusted

For the fiscal year ended June 2024, Cumberland County had an overall net operating loss related to Water/Sewer District Funds of <\$85,201>. The NORCRESS Water/Sewer Fund is driving this indicator, as the NORCRESS district had an operating loss of <\$416,589>.

Background: In March 2023, a distinct spike in the ratio of sewer billing to water billing was observed in the NORCRESS district and this pattern remains consistent today. Sewer flow is billed to the County by the Fayetteville Public Works Commission (PWC) based on meter readings at the pump station farthest downstream. In return, the County bills residential customers to offset the PWC bill. Customer billing is based on individual residential water meter readings. In fiscal year ended June 2024, PWC charged for 65,806,269 gallons and only 30,391,432 gallons were used. The consistent pattern of high sewer billings to water billings is not in line with inflow and infiltration flow (I/I), which should be variable based on weather patterns, not constant.

Corrective Action Plan:

- NORCRESS working with PWC to improve data collection for billing
- Installing weather monitoring devices and continuing I/I investigations
- Renegotiating the maintenance portion of the PWC contract at NORCRESS to cap repair and maintenance expenditures at \$90,000 annually
- Bringing certain services such as generator maintenance and system monitoring in house

- Recommending a 5% rate increase to residential customers for fiscal year ending June 2026
- During fiscal year ending June 2026, completing a rate study with the firm Freese and Nichols as part of the scope of services in an Asset Inventory Assessment Study

The Board of County Commissioners recognize that the total shortfall will not be remedied immediately. The short-term goal is to reduce operating loss by reducing the amount of flow for sewer charges to no more than 20% greater than the amount of flow for billed water charges. This would provide savings of approximately \$189,000. Capping repair and maintenance expenditures will prevent unexpected costs. The recommended rate increase will provide approximately \$40,000 in additional revenue in fiscal year ending June 2026. In addition, the rate study will provide a rate structure that can be implemented in fiscal year ending June 2027.

Proposed Completion Date: The first four items of the corrective action plan are already in progress. The County’s ability to reduce PWC sewer charges is contingent on the results of continuing I/I investigations and monitoring. The government unit expects improvement in this financial performance indicator as the components of the corrective action plan are carried out, with complete resolution no later than fiscal year ending June 2027.

Respectfully submitted,

Kirk deViere, Chairman

Veronica B. Jones, Vice Chairwoman

Glenn Adams, Commissioner

Dr. Jeannette M. Council, Commissioner

W. Marshall Faircloth, Commissioner

Pavan Patel, Commissioner

Henry Tyson, Commissioner



OFFICE OF THE COUNTY MANAGER

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF FEBRUARY 17, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM:

DATE:

SUBJECT: MEETINGS

BACKGROUND

March 5, 2025 (Wednesday) 9:00 A.M.

March 17, 2025 (Monday) 6:45 P.M.