
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
JUDGE E. MAURICE BRASWELL
CUMBERLAND COUNTY COURTHOUSE- ROOM 118
JUNE 2, 2025
9:00 AM

INVOCATION - Vice Chairwoman Veronica Jones

PLEDGE OF ALLEGIANCE -

1. APPROVAL OF AGENDA
2. CONSENT AGENDA
 - A. Approval of Budget Ordinance Amendments for the June 2, 2025 Board of Commissioners' Agenda
3. ITEMS OF BUSINESS
 - A. Second Reading of Ordinance Regulating Explosives on Firing Ranges and Amendment to Section 9.5-100(a)(2) Firearms Regulations
4. NOMINATIONS **There are no Nominations for This Meeting**
5. APPOINTMENTS **There are no Appointments for This Meeting**
6. CLOSED SESSION: If Needed

ADJOURN

REGULAR BOARD MEETINGS:

June 16, 2025 (Monday) 6:45 P.M.
****There are No Meetings in July****

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



BUDGET AND PERFORMANCE DEPARTMENT

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JUNE 2, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: DEBORAH W. SHAW, BUDGET AND PERFORMANCE DIRECTOR

DATE: 6/2/2025

SUBJECT: APPROVAL OF BUDGET ORDINANCE AMENDMENTS FOR THE JUNE 2, 2025 BOARD OF COMMISSIONERS' AGENDA

BACKGROUND

General Fund 101

1) Health Department – Budget Ordinance Amendment B250203 to recognize funds from the Youth Growth Stock Trust, administered by the United Way of Cumberland County, in the amount of \$1,400.

The Board is requested to accept and approve Budget Ordinance Amendment B250203 to recognize funds from the Youth Growth Stock Trust, administered by the United Way of Cumberland County, in the amount of \$1,400. These funds will be used to support the baby store through purchases of baby wipes, diapers, clothing, car seats, pack and plays and more.

Please note that this amendment requires no additional county funds.

2) Health Department – Budget Ordinance Amendment B250577 to recognize Separate Directed Payments (Non-Federal Share) from the Prepaid Health Plans and Tailored Plans administering Medicaid payments in North Carolina in the amount of \$77,608.

The Board is requested to accept and approve Budget Ordinance Amendment B250577 to recognize Separate Directed Payments (Non-Federal Share) from the Prepaid Health Plans and Tailored Plans administering Medicaid payments in North Carolina in the amount of \$77,608. These funds will be transferred to the North Carolina Department of Health and Human Services as required by 42 CFR 438.6(c)(1)(iii)(B).

Please note that this amendment requires no additional county funds.

3) Detention Center Health Program – Budget Ordinance Amendment B250666 to reallocate FY25 funds in the amount of \$161,500

The Board is requested to approve Budget Ordinance Amendment B250666 to reallocate FY25 funds in the amount of \$161,500. These funds will be used to pay Wellpath invoices that have come in over the budgeted amount for jail health services.

Please note this amendment requires no additional county funds.

Special Fire District Fund 220

4) Special Fire District - Budget Ordinance Amendment B250415 to recognize additional revenue received in the amount of \$152,178

The Board is requested to accept and approve Budget Ordinance Amendment B250415 to recognize additional revenue in the amount of \$152,178. Each fiscal year during the budget process, the fire districts are budgeted at 100% of the tax value of their district. This revision recognizes additional revenue for the districts received per an update as of May 14, 2025.

Please note this amendment requires no additional county funds.

Linden Little River Park Fund 247

5) Little River Park Grant – Budget Ordinance Amendment B250796 to recognize interest received in the amount of \$38

The Board is requested to approve Budget Ordinance Amendment B250796 to recognize interest received in the amount of \$38. These funds will be used to pay invoices for the pickleball court project.

Please note this amendment requires no additional county funds.

Recreation Fund 250

6) Parks and Recreation – Budget Ordinance Amendment B250448 to recognize additional tax revenue in the amount of \$7,000

The Board is requested to approve Budget Ordinance Amendment B250448 to recognize additional tax revenue in the amount of \$7,000. This amendment is to recognize additional revenue received.

Please note this amendment requires no additional county funds.

7) Hope Mills Recreation – Budget Ordinance Amendment B250445 to recognize additional tax revenue in the amount of \$4,500

The Board is requested to approve Budget Ordinance Amendment B250445 to recognize additional tax revenue in the amount of \$4,500. This amendment is to recognize additional tax revenue collected for the Hope Mills Recreation district, to be used as required towards all expenses within the Hope Mills Recreation district.

Please note this amendment requires no additional county funds.

General Litigation Fund 806

8) Sheriff's Office Litigation - Budget Ordinance Amendment B250209 to appropriate General Litigation fund balance in the amount of \$30,000

The Board is requested to approve Budget Ordinance Amendment B250209 to appropriate General Litigation fund balance in the amount of \$30,000. These funds will be used to pay the litigation invoices for the Sheriff's Office.

Please note this amendment requires appropriation of the General Litigation fund balance.

Contingency Funds Report – General Fund 101

The County Manager approved the following use of contingency funds totaling \$78,000.

- Contingency funds of \$78,000 were used to increase the County's fleet maintenance and repair line due to the increased cost of equipment and repair items.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments



OFFICE OF THE COUNTY ATTORNEY

MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF JUNE 2, 2025

TO: BOARD OF COUNTY COMMISSIONERS

FROM: COUNTY ATTORNEY

DATE: 5/27/2025

**SUBJECT: SECOND READING OF ORDINANCE REGULATING EXPLOSIVES ON
FIRING RANGES AND AMENDMENT TO SECTION 9.5-100(A)(2)
FIREARMS REGULATIONS**

BACKGROUND

At the first reading May 19, 2025, the board voted 6-1 to adopt the proposed Ordinance Regulating Explosives on Firing Ranges and an amendment to Cumberland County Code Section 9.5-100(a)(2), Firearms Regulations. To be adopted on the first reading all commissioners must vote in favor. N.C.G.S. § 153A-45 requires an ordinance for which all commissioners did not vote in favor at the first reading to be presented for a second reading at the board's next regular meeting, at which time the ordinance will be adopted by a majority vote. The ordinance and the amendment to the firearms regulations in Article IX of Chapter 9.5 of the Cumberland County Code are set out in full in the attached resolution.

RECOMMENDATION / PROPOSED ACTION

The Ordinance Regulating Explosives on Firing Ranges and an amendment to Cumberland County Code Section 9.5-100(a)(2), Firearms Regulations, may be adopted by adopting the attached resolution.

ATTACHMENTS:

Description	Type
Resolution Adopting Ordinance Regulating Explosives on Firing Ranges and to Amend Section 9.5-100(a)(2) Firearms Regulations	Backup Material

RESOLUTION OF THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS
TO ADOPT A NEW ORDINANCE REGULATING EXPLOSIVES ON FIRING RANGES
AND TO AMEND ARTICLE IX (FIREARMS REGULATIONS) OF CHAPTER 9.5
OF THE CUMBERLAND COUNTY CODE

Whereas, the Cumberland County Board of Commissioners (the “Board”) finds that the use of mixed binary explosives as a target for shooting on outdoor firing ranges disturbs the peace and dignity in the community in which the explosions are detonated, causes alarm and distress to the adjoining property owners, and is detrimental to the public health, safety, and welfare of such adjoining property owners.

Whereas, the Board further finds that increasing the strike zone for firearms from 200 yards to 225 yards will further ameliorate the detrimental impact to the public health, safety and welfare of such adjoining property owners whether explosive targets are used.

Whereas, the Board considered the attached Ordinance Regulating Explosives on Firing Ranges and the amendment to subsection 9.5-100(a)(2) of the Cumberland County Code at its regular meeting May 19, 2025, at which time the vote was six in favor and one against adopting this ordinance and amendment.

BE IT RESOLVED AND ORDAINED, to address the findings stated above, the Ordinance Regulating Explosives on Firing Ranges attached hereto is adopted and is to be codified in the Cumberland County Code.

BE IT FURTHER RESOLVED AND ORDAINED, to address the findings stated above, subsection 9.5-100(a)(2) of the Cumberland County Code is amended as follows:

Sec. 9.5-100. Firearms.

(a) It shall be unlawful for any person to discharge a firearm within the county where the firer of such firearm:

(2) Knows, or has reasonable grounds to believe, that the missile discharged from such firearm will strike within ~~200-225~~ yards of a dwelling unit, house, trailer or building which is not his own, without the consent of the occupant of such unit, house, trailer or building;

BE IT FURTHER RESOLVED AND ORDAINED, that the Ordinance Regulating Explosives on Firing Ranges and the ordinance amending subsection 9.5-100(a)(2) of the Cumberland County Code shall become effective upon approval of this resolution.

Adopted June 2, 2025

Cumberland County Board of Commissioners
By:

Attest:

Kirk deViere, Chairman of the Board

Andrea Tebbe, Clerk to the Board

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
ORDINANCE REGULATING EXPLOSIVES ON FIRING RANGES

Section 9.5-160. Use of Explosive Targets Prohibited.

- (a) *Purpose.* It is the purpose of this ordinance to protect the public health, safety and welfare of the citizens of Cumberland County and to protect the peace and dignity of Cumberland County by prohibiting the manufacture and use of certain explosives as set out herein.
- (b) *Findings of fact.*
 - (1) There are presently within the jurisdiction of Cumberland County numerous outdoor firing ranges used for personal purposes which are not subject to the regulations of outdoor firing ranges under Section 907.1 of the Cumberland County Zoning Ordinance.
 - (2) The use of mixed binary explosives as a target for shooting on outdoor firing ranges disturbs the peace and dignity in the community in which the explosions are detonated and causes alarm and distress to the adjoining property owners.
- (c) *Prohibition.* No private person nor any non-governmental entity shall fire, detonate, blast, explode or charge or cause or allow to be fired, detonated, blasted, exploded, charged or used any explosives or explosive devices which are not required to have a federal explosives license or permit under 27 CFR, part 555, or any other explosive object, compound, ordnances, devices, fireworks, signaling flares, gun powder, ammunition, or any pyrotechnic or form thereof for the purpose of creating, maintaining, shooting, or causing explosive effect on, in or upon, any other object, including shooting targets, which can or would reasonably be anticipated to explode or which in fact explodes or detonates when struck by a projectile from any firearm, gun, sling, archery bow, or any other physical or mechanical device or method, except as is consistent with this ordinance and other applicable law.
- (d) *Enforcement.* Any person or nongovernmental entity, including, but not limited to, any trust, corporation, or foundation, violating this section, unless otherwise exempt, shall be guilty of a Class 3 misdemeanor and shall be subject to punishment for such a misdemeanor as provided under the North Carolina General Statutes, but in any event shall be fined two-hundred fifty dollars (\$250) for a first offense and five hundred dollars (\$500) for any subsequent offense.
- (e) *Jurisdiction.* This section shall apply within the geographic jurisdiction of Cumberland County not within the corporate limits of any municipality, except those municipalities which may adopt this ordinance or a cognate ordinance.
- (f) *Interpretation and Exemptions.* Notwithstanding the foregoing, the following uses shall be exempt from enforcement of this ordinance and nothing contained herein shall be interpreted to limit such activities:
 - 1. Farm and agricultural uses or operations which are recognized and authorized as such by the North Carolina Department of Agriculture, the United States Department of Agriculture or an ordinance of this County and are in actual use as such;
 - 2. Forestry operations and private property in the Forestry Program used and registered as such;
 - 3. Official law enforcement, military, and governmental training programs even if training is extended by the law enforcement, military, or governmental entity to civilians and which may be carried out on public or private property. Any exemptions or permitted uses under this ordinance are intended to recognize only lawful and legitimate uses, and such exemptions shall not be used as a pretext in an effort to avoid application of this ordinance.

This ordinance shall not be interpreted to make organized shooting competitions by clubs or other organizations on privately owned ranges unlawful provided other legal compliance is established and that no explosive objects, targets or enhancements as described in subsection (c) of this ordinance is or may be used or employed as a part of such shooting competition.

Further, and in any event, no use shall be made under any exemption provided for in this ordinance unless it shall otherwise be lawful and permissible under all other County ordinances and other applicable law.

State Law reference— County may regulate or prohibit use of any explosive substance, G.S. § 153A-128. G.S. § 14-4 authorizes criminal penalties.