

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
MONDAY, OCTOBER 1, 2018 – 9:00 AM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR MEETING MINUTES

PRESENT: Commissioner Larry Lancaster, Chairman
Commissioner Jeannette Council, Vice Chair
Commissioner Glenn Adams
Commissioner Michael Boose
Commissioner Marshall Faircloth (arrived 9:04 a.m.)
Commissioner Jimmy Keefe
Amy Cannon, County Manager
Melissa Cardinal, Assistant County Manager
Tracy Jackson, Assistant County Manager
Sally Shutt, Assistant County Manager
Duane Holder, Assistant County Manager/Interim Health Director
Rick Moorefield, County Attorney
Vicki Evans, Finance Director
Deborah Shaw, Budget Analyst
Heather Harris, Budget Analyst
Ivonne Mendez, Accounting Supervisor
Jeffrey Brown, Engineering and Infrastructure Director
Gene Booth, Emergency Management Coordinator
Rodney Jenkins, Assistant Health Director
Sylvia McLean, Community Development CDBG-DR Consultant
Nedra Rodriquez, Workforce Development Director
Candice White, Clerk to the Board
Kellie Beam, Deputy Clerk
Press

ABSENT: Commissioner Charles Evans

Chairman Lancaster called the meeting to order and recognized in attendance Town of Spring Lake Mayor Larry Dobbins and his guests.

INVOCATION / PLEDGE OF ALLEGIANCE

Chairman Lancaster provided the invocation followed by the Pledge of Allegiance to the American flag.

2. PRESENTATIONS

A. Presentation on Hurricane Florence Response and Recovery by Assistant County Manager and Interim Emergency Services Director Tracy Jackson

Amy Cannon, County Manager, introduced a short video depicting response and recovery efforts during Hurricane Florence and stated the video was a joint effort between City and County public information offices. Ms. Cannon called on Assistant County Manager/Interim Emergency Services Director Tracy Jackson who spoke to valuable lessons learned from Hurricane Matthew and the team effort that went into responding to Hurricane Florence. Mr. Jackson provided an overview of response, preparation and recovery areas associated with Hurricane Florence and conducted the following presentation.

Overview

Response

- Preparation
- Emergency Operations Center
- Rescues
- Logistics
- Shelters

Recovery

- Damage Assessments

- Debris Collection
- Food and Nutrition Services
- Community Resources
- Environmental Health
- FEMA

Response-Preparation

- Planning and communications
- Requested assets
- Prepositioning of vehicles and personnel
- Activity buses at Fire Departments
- Fuel trucks
- 365 personnel from various agencies; 65 vehicles

Mr. Jackson stated communication from the Joint Information Center and media briefings helped increase public awareness and knowledge about issues that could threaten their safety and their lives. Mr. Jackson also stated a partnership was developed with the National Weather Service that provided timely information that was integral to the Emergency Operations Center and the County’s response.

Mr. Jackson provided the following snapshot of the different levels of expertise and capabilities present during Hurricane Florence.

NAME	TYPE	PERSONNEL	VEHICLES	EQUIPMENT	PURPOSE
IMT (Oklahoma)	Overhead Team	4	1	IT	Support EOC Command
Task Force 1 (Delaware)	Fire Task Group	21	6	Firefighting	Support Fire Operations
Strike Team 2(NC)	Fire Strike Team	6	2	Firefighting	Support Fire Operations
NC Strike Team 1	Fire Strike Team	11	4	Firefighting	Support Fire Operations
FDNY Task Force USAR	Swift Water Team	92	22	Search/Rescue	Swiftwater rescue
ARMY Transport	Transportation Unit	11	3	High Clearance Vehicle	supply and personnel movement
NC 18	Ambulance Strike Team	5	10	EMS	support local EMS system
Medic 702	Medical Bus	1	1	EMS	support local EMS system
NC Strike Team 1 (NC)	Fire Strike Team	14	5	Firefighting	Support Fire Operations
Lifelink Air	Air Transport	3	1	EMS	Support EMS transport
Army Team 1	LMTV	18	5	High Clearance Vehicle	supply and personnel movement
CGBT 1 (PUNT)	Surface water team	8	2	surface boats	assist with evacuation
National Guard 1	LMTV	11	3	High Clearance Vehicle	supply and personnel movement
NETF1	Swift Water Team	44		Search/Rescue	Swiftwater rescue
CATF 2	Swift Water Team	16		Search/Rescue	Swiftwater rescue
NG Combat Engineer Unit	Heavy Equipment	100		heavy construction	multi-purpose
CURRENT TOTALS		365	65		

Response – EOC

- Assistance from Oklahoma, State Fire Marshal’s Office and NC Forestry
- Joint Information Center

Response – Information Line

- Approximately 3,000 calls received
- Volunteers from County and City staffed the call center

Mr. Jackson stated this is the first time a non-emergency information line was set up and it was one of the most successful endeavors put in place. Mr. Jackson stated Information Services developed a map app to determine locations in the one-mile evacuation zone and the Fayetteville Area System of Transportation rose to the challenge and met the need in terms of providing transportation.

Mr. Jackson stated there was a very structured response working in the field in terms of resources and assets. Mr. Jackson stated swift water teams from Lincoln, Nebraska; Los Angeles, CA; New York Taskforce 1, Coast Guard Punt Team and Angier, NC assisted with swift water rescues, and Active Duty Army and National Guard assisted with 37 personnel and 20 high clearance vehicles.

Mr. Jackson provided an overview of response rescue operations, logistics and shelters as follows:

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Response – Rescue Operations

- 136 People Rescued
- 10 Dogs, 2 Cats and 1 Horse Rescued

Response – Logistics

- National Guard, NC Forestry Services and Cumberland County Forestry assisted in distributing numerous tractor trailers of water & MREs from The Crown Complex
- The Crown Complex was used to house hundreds of PWC, Duke Power, National Guard and out-of-town shelter nurses.
- Over 3,000 cots eventually made it into Cumberland County for shelter residents and support teams.

Response – Shelters

- Eight shelters set up by the County housing up to 1,200 at one point (7 originally opened; 1 added later)
- Private shelters at Manna Church and True Vine ministries; state established one at the National Guard Armory on Owen Drive
- Smith Recreation Center shelter remains open; 153 counted on Friday

Mr. Jackson stated more shelters were opened up in the County than any time previously; the Department of Social Services opened 7 shelters on Wednesday, September 12 before the storm hit and 105 workers stayed in them for the first three days. Mr. Jackson stated there were two pet-friendly shelters and as a precaution, the Animal Shelter evacuated to the Crown. Mr. Jackson stated at the peak, there were 71 dogs, 22 cats, 2 birds and 1 rabbit at the two pet-friendly shelters. Mr. Jackson stated a number of agencies and County departments stepped up to make the Animal Shelter evacuation happen including Solid Waste, Engineering and Infrastructure and Animal Control.

Mr. Jackson stated Cumberland County has completed its preliminary Hurricane Florence damage assessment for the unincorporated areas and the six smaller towns within the county; the total estimated loss does not include damages in Fayetteville, Hope Mills or Spring Lake. Mr. Jackson presented the following and stated over time it will be found that this hurricane was different from Hurricane Matthew because the County was hit harder in many different ways.

Recovery – Damage Assessments (unincorporated area of County)

Florence (Residential)

Properties	731	Loss	\$28,119,667
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Matthew (Residential)

Properties	182	Loss	\$6,962,086
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- A total of 731 residential structures were damaged for estimated loss of \$28,119,667.
- 76 were destroyed.
- 71 had major damage, which is defined as currently uninhabitable and extensive repairs are needed to make them habitable.
- 382 had minor damage
- 202 were affected
- Commercial: A total of 15 commercial structures were damaged for an estimated loss of \$1.8 million. An earlier report included a shopping center that is in Hope Mills.

Mr. Jackson reviewed Hurricane Florence recovery efforts as outlined below and stated specifics regarding debris removal will be pushed out over a period of several months as the County continues the debris removal process.

Recovery – Permitting Fees

- Hurricane-related reconstruction permits waived for work less than \$15,000, excluding structural damage
- Waived fees cover building, mechanical, plumbing, electrical, insulation and zoning permits

Recovery – Solid Waste

- Fees waived and extended hours:
Wilkes Road - 7 days a week - 8 a.m. - 6 p.m.
Ann Street - 6:30 a.m. to 5 p.m., Mon-Fri. - 8 a.m.- 5 p.m., Saturday

Recovery – Debris Collection

- Unincorporated areas on state-maintained roads
- Separate into piles; place in right-of-way
- Do not place in bags
- Call 910-438-4044 - Debris Removal Reporting Line

Mr. Jackson reviewed the following and stated for FNS, 12,877 replacement affidavits have been taken which represents approximately 40% of the total FNS cases in the county; 12,441 have been approved and 436 denied. Mr. Jackson stated on Friday and Saturday 5,565 disaster applications were received and 5,133 were approved; 377 were denied. Mr. Jackson stated total benefits to be issued with 3-5 days for these approvals is approximately \$4 million.

Recovery – Food and Nutrition

- Replacement food stamps
- Disaster Food Stamps continues today through Saturday 7:30 a.m. – 5 p.m.
- Two locations
 - Department of Social Services
 - St. Luke AME Church – for residents 60 and older and individuals with mobility issues
- Replacement food stamps: 12,441 approved, 40% of total FNS cases in the county
- Disaster Food Stamps:
 - 5,133 approved on Friday and Saturday for total benefits to be issued in 3-5 days of approximately \$1M
 - 6 full days to go

Mr. Jackson referenced the updated Community Resource Guide put together by the Cumberland Disaster Recovery Coalition and stated it can be accessed online and printed copies will be available at many locations.

Mr. Jackson reviewed the following Environmental Health recovery efforts.

Recovery – Environmental Health

Well Testing

- Submerged wells should not be used for drinking water until tested and re-chlorinated by Certified Well Contractor
- Environmental Health will test wells at no charge if owner has a well re-chlorinated and provides a receipt for the work

Mosquito Spraying

- Truck Spraying, countywide except in Hope Mills and on Fort Bragg
- Monday, Oct. 1 – Thursday, Oct. 4
- 5-8 a.m. and 6 p.m.-midnight
- Aerial Spraying RFP

Mr. Jackson stated FEMA was in the County early asking about establishing recovery centers and the County will work closely with FEMA to provide what it can as far as assistance and information.

Recovery - FEMA

Disaster Recovery Center at DSS
Open 7 Days a Week
Monday-Saturday 9 a.m.-7 p.m.
Sunday 9 a.m.-1 p.m.

Mr. Jackson concluded his presentation and responded to questions and comments that followed.

B. Update from Ms. Tamiko Exford, FEMA Intergovernmental Affairs Liaison on Hurricane Florence Recovery

Mr. Jackson introduced FEMA Intergovernmental Affairs Liaison Tamiko Exford. Ms. Exford stated her message to residents is to be sure to register for FEMA assistance which can be done online or by phone. Ms. Exford stated she will provide updates as she receives them and is available for questions or a face-to-face meeting should there be a need. Ms. Exford explained the part of application process that involves applying for an FEMA loan and asked the County to encourage residents to apply as part of FEMA's process. Ms. Exford stated although a date has not been set for the applicant briefing, she will make sure the County knows once it is set.

1. APPROVAL OF AGENDA

MOTION: Commissioner Council moved to approve the agenda.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (6-0)

Commissioner Keefe asked to pull Items 3.C., 3.E., 3.F., 3.G. and 3.J. from the consent agenda for separate discussion and action. Commissioner Boose asked to pull Item 3.W.2. from the consent agenda for separate discussion and action.

3. CONSENT AGENDA

A. Approval of September 4, 2018 Regular Meeting Minutes

B. Approval of Sale of Surplus Real Property Located at 803 Barnes St., Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0436-39-5858, located at 803 Barnes St., Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Lourdes Olmeda has made an offer to purchase the property for \$6,370.23. The parcel is zoned MR5, with a tax value of \$7,000.00. Based on the County GIS Parcel Viewer System and the tax records, there is no structure on the lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

C. Pulled for separate discussion and action as recorded below.

D. Approval of Sale of Surplus Real Property Located at 508 Orlando Street, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0436-04-0696, located at 508 Orlando St., Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Mountain Island Property, LLC, has made an offer to purchase the property for \$17,851.44. The parcel is zoned MR5, with a tax value of \$27,100.00. Based on the County GIS Parcel Viewer System and the tax records, there is a structure on the lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

- E. Pulled for separate discussion and action as recorded below.
- F. Pulled for separate discussion and action as recorded below.
- G. Pulled for separate discussion and action as recorded below.
- H. Approval of Sale of Surplus Real Property Located at 6330 Beauchamp Drive, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0442-56-9352, being LT 63 Twin Oaks, Sec 4, Pt 5 (0.46 AC), located at 6330 Beauchamp Drive, Fayetteville, NC, Plat Book 81, Page 80, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Joseph E. Turner has made an offer to purchase the property for \$4,392.34. The parcel is zoned residential, with a tax value of \$10,000.00. Based on the County GIS Parcel Viewer System, the parcel is a vacant lot and there is no structure on the property.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

- I. Approval of Sale of Surplus Real Property Located at 1114 Morgan St., Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0437-03-2562, located at 1114 Morgan St., Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. L&I Investments, LLC has made an offer to purchase the property for the purchase price of \$6,222.88. The parcel is zoned MR5, with a tax value of \$7,500.00. Based on the County GIS Parcel Viewer System and the tax records, the parcel is a vacant lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

- J. Pulled for separate discussion and action as recorded below.
- K. Approval of Declaration of Surplus Property and Authorization to Accept Insurance Settlement and Approval of Budget Ordinance Amendment B190596

BACKGROUND

DATE OF ACCIDENT: SEPTEMBER 5, 2018
VEHICLE: 2014 FORD TAURUS
VIN: 1FAHP2MK8EG145457 FLEET#: FL538
DEPARTMENT: Sheriff's Office
SETTLEMENT OFFER: \$9,544.00
INSURANCE COMPANY: Travelers

This is a total loss settlement offer.

RECOMMENDATION / PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. Declare the vehicle described above as surplus.
 2. Authorize the Risk Management Coordinator to accept \$9,544 (\$10,544 - \$1,000 deductible) as settlement.
 3. Allow Travelers to take possession of the wrecked (surplus) vehicle.
 4. Approve Budget Ordinance Amendment B190596 in the amount of \$9,544, recognizing the insurance settlement. Please note this amendment requires no additional county funds.
- L. Approval of Declaration of Surplus Property and Authorization to Accept Insurance Settlement and Approval of Budget Ordinance Amendment B190598

BACKGROUND

DATE OF ACCIDENT: SEPTEMBER 10, 2018

VEHICLE: 2015 FORD EXPLORER

VIN: 1FM5K8AR0FGA89155 FLEET#: FL576

DEPARTMENT: Sheriff's Office

SETTLEMENT OFFER: \$11,782.00

INSURANCE COMPANY: Travelers

This is a total loss settlement offer.

RECOMMENDATION / PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. Declare the vehicle described above as surplus.
 2. Authorize the Risk Management Coordinator to accept \$11,782 (\$12,782 - \$1,000 deductible) as settlement.
 3. Allow Travelers to take possession of the wrecked (surplus) vehicle.
 4. Approve Budget Ordinance Amendment B190598 in the amount of \$11,782, recognizing the insurance settlement. Please note this amendment requires no additional county funds.
- M. Approval of Payment of Prior Year Invoice for the Department of Social Services and Budget Ordinance Amendment #B191233.

BACKGROUND

The Department of Social Services is requesting to pay prior year invoice #1823381 for Systel Business Equipment for \$38,856.00. The printers were budgeted for and received in Fiscal Year 2018 but the invoice was not received until after the deadline to pay Fiscal Year 2018 invoices. Staff has verified that this invoice has not been paid and is in fact due. Approval of Budget Ordinance Amendment B191233 to re-appropriate Fiscal Year 2018 funds has been requested. Please note this amendment requires a reappropriation of Fiscal Year 2018 funds to the current year.

RECOMMENDATION / PROPOSED ACTION

The Board is requested to approve Budget Ordinance Amendment B191233 to bring Fiscal Year 2018 funds forward in the amount of \$38,856.00. This represents funding to pay for printers ordered and received in Fiscal Year 2018. The final invoice was received after the fiscal year deadline.

Please note this amendment requires a re-appropriation of Fiscal Year 2018 funds to the current year.

- N. Approval to Pay Prior Year Invoice to Fayetteville Technical Community College

BACKGROUND

Fayetteville Technical Community College is requesting to be reimbursed for invoice #2018050168 paid to Draper Aden Associates, Inc. for services related to capital costs totaling \$2,100. The invoice was sent, via email, on September 7, 2018 after the deadline to pay for Fiscal

Year 2018 invoices. Staff has verified that this invoice has not been paid and is in fact due. Sufficient funds are available in the current year budget to absorb this expenditure.

RECOMMENDATION / PROPOSED ACTION

Management is requesting approval to reimburse Fayetteville Technical Community College for incurred capital costs totaling \$2,100.

O. Approval to Pay Prior Year Invoice for Print, Mail & Design Department

BACKGROUND

Print, Mail & Design Department is requesting to pay Lindenmeyr-Monroe Paper for invoice numbers 96220607, 96236153, 96347262 and 96350931 for Fiscal Year 2018 totaling \$1,019.05. The invoices were not forwarded to the appropriate department for payment before the deadline to pay Fiscal Year 2018 invoices. Staff has verified that these invoices have not been paid and are in fact due. Sufficient funds are available in the current year budget to cover these expenditures.

RECOMMENDATION / PROPOSED ACTION

Management is requesting approval to pay Lindenmeyr-Monroe Paper for Fiscal Year 2018 invoice numbers 96220607, 96236153, 96347262 and 96350931 totaling \$1,019.05.

P. Approval of Prior Year Invoice for Risk Management and Budget Ordinance Amendment #B190196

BACKGROUND

Risk Management staff is requesting to pay a Fiscal Year 2018 invoice to Allen Consulting for actuarial services in the amount of \$2,000. This invoice was received by email on August 16, 2018 after the deadline to pay Fiscal Year 2018 invoices. Staff has verified this invoice has not been paid and is in fact due. Budget Ordinance Amendment B190196 has been submitted to re-appropriate the funds from Fiscal Year 2018 to Fiscal Year 2019 to pay this invoice. Please note this amendment requires a re-appropriation of Fiscal Year 2018 funds to the current year.

RECOMMENDATION / PROPOSED ACTION

The Board is requested to approve Budget Ordinance Amendment B190196 to bring Fiscal Year 2018 funds forward in the amount of \$2,000. This represents funding to pay for actuarial services contracted for but not completed in Fiscal Year 2018. The final invoice was received after the fiscal year deadline.

Please note this amendment requires a re-appropriation of Fiscal Year 2018 funds to the current year.

Q. Approval of Health Department Delinquent Accounts to be Turned Over to the N.C. Debt Set-Off Program

BACKGROUND

At the Board of Health meeting on August 21, 2018, the Board approved writing off a total of \$23,639.33 as bad debts. The bad debt accounts, with balances of \$50.00 or higher, will be processed through the North Carolina Debt Set-Off Program. This program can attach a debtor's State Income Tax refund and/or lottery winnings for payment of bad debts. The accounts with balances under \$50.00 will continue to be worked for collection through our in-house collection efforts. This write-off of bad debts is in compliance with the Cumberland County Department of Public Health Debt Collection Policy 02-03 to write-off bad debts every quarter.

RECOMMENDATION / PROPOSED ACTION

Approve write off of \$23,639.33 bad debts to the North Carolina Debt Set-Off Program.

**CUMBERLAND COUNTY DEPARTMENT OF PUBLIC HEALTH
DELINQUENT ACCOUNTS TO BE TURNED OVER FOR COLLECTION BAD DEBT
WRITE OFF #54
June 30, 2018**

PROGRAM	AMOUN
ADULT HEALTH CLINIC	\$6,980.95
CHILD HEALTH CLINIC	\$6,294.86
DENTAL HEALTH CLINIC	\$391.00
FAMILY PLANNING CLINIC	\$4,615.02
IMMUNIZATIONS	\$2,355.35
MATERNAL HEALTH CLINIC	\$3,002.15
TOTAL	\$23,639.33

All bad debt accounts with balances of \$50.00 or higher, will be sent to the North Carolina Debt Set-Off Program, which can attach a debtor's State Income Tax Refund for payment of bad debts.
The above accounts are 90 days old or older as of 3/31/2018.

R. Authorization to Sign Release Regarding Settlement

BACKGROUND

On January 8, 2017, the chiller located at the Law Enforcement Center was damaged beyond repair by the extreme cold temperatures. A claim was filed with the County's property insurance carrier, Federal Insurance Company (Chubb). Based on their investigation, it was determined that a faulty flow switch allowed the damage to occur.

Federal Insurance Company retained the law firm Butler Weihmuller Katz Craig, LLP in connection with the LEC chiller freeze claim. A lawsuit was filed against the installer (Haire Plumbing) and a component party manufacturer (Dwyer Instruments). A settlement was reached with Haire Plumbing. As part of the settlement agreement, a release from the County is required which ensures that the County will not file a lawsuit for the same event. The law firm is recommending the County agree to the terms. A copy of the settlement agreement is attached.

RECOMMENDATION / PROPOSED ACTION

Management recommends following the law firm's recommendation and authorize the release to be signed by the County Manager.

S. Approval of North Carolina Statewide Emergency Management Mutual Aid and Assistance Agreement - Revision 2017

BACKGROUND

The North Carolina Emergency Management Division revised the Statewide Mutual Aid and Assistance Agreement in 2017 to reflect revisions made to Chapter 166A.

The North Carolina State Emergency Management Division requires periodic updates to the contact listing of counties and municipalities that have signed a previous Mutual Aid Agreement with the State of North Carolina.

Participation in the North Carolina Mutual Aid System is voluntary, however, signing the agreement enables entities the ability to receive assistance, or provide assistance to other communities in the event of a disaster.

RECOMMENDATION / PROPOSED ACTION

It is recommended that the Board approve the revised Statewide Mutual Aid and Assistance Agreement and authorize the County Manager to sign the Agreement.

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T. Approval of National Dislocated Worker Grant Funds for Hurricane Florence and Budget Ordinance Amendment #B190477

BACKGROUND

On September 20, 2018, the Department of Commerce requested the use of \$18.5 million of Secretary of Labor's discretionary National Dislocated Worker Grant (DWG) funding to address damages caused by Hurricane Florence for 18 counties within North Carolina. These funds will be used by the Workforce Development Boards to create temporary employment programs for an estimated 925 individuals within these counties that have been declared by the Federal Emergency Management Agency (FEMA) to be eligible for public assistance. Disaster DWGs, discretionary funding, identified in the Workforce Innovative and Opportunity Act, Title I, Section 170(d)(4), provides funding to create temporary employment opportunities to assist with clean-up, recovery and humanitarian efforts, when an area impacted by disaster is declared eligible for public assistance. These individuals may work for public or non-profit entities in labor or humanitarian positions directly connected to hurricane recovery. The Cumberland County Workforce Development Board will provide 85 employment opportunities to serve dislocated workers, including active military spouses and veterans.

RECOMMENDATION / PROPOSED ACTION

The Cumberland County Workforce Development Board recommends approval of budget ordinance #B190477 in the amount of \$2,244,000 for disaster recovery efforts.

U. Approval of Budget Ordinance Amendments for the October 1, 2018 Board of Commissioners' Agenda

BACKGROUND

General Fund 101

1) Health Department - Budget Ordinance Amendment B190087 to recognize funds from the Division of Public Health-Chronic Disease and Injury in the amount of \$747 for Health Education

The Board is requested to approve Budget Ordinance Amendment B190087 in the amount of \$747. Funds are from the Division of Public Health-Chronic Disease and Injury. These funds will be used to provide staff training on evidence-based asthma home trigger assessments.

Please note this amendment requires no additional county funds.

2) Health Department - Budget Ordinance Amendment B190091 to recognize grant funds from the Office of Rural Health in the amount of \$150,000 for Maternal Health

The Board is requested to approve Budget Ordinance Amendment B190091 in the amount of \$150,000. This grant is from the Office of Rural Health and will be used to expand Maternal Health services and to re-establish the Baby Store.

Please note this amendment requires no additional county funds.

3) General Government Other - Budget Ordinance Amendment B190166 in the amount of \$600,000 for anticipated costs associated with the impact of Hurricane Florence

The Board is requested to approve Budget Ordinance Amendment B190166 in the amount of \$600,000. This represents the anticipated revenue from the Federal Emergency Management Agency (FEMA) and the State of North Carolina which is expected to fully cover costs associated with the aftermath of Hurricane Florence. These funds will support contracts for debris management, debris removal, and project management.

Please note this amendment requires no additional county funds.

Special Fire District Fund 220

4) Special Fire District - Budget Ordinance Amendment B190028 to appropriate fund balance in the amount of \$106,697 to supplement reduced revenue from revaluation

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The Board is requested to approve Budget Ordinance Amendment B190028 to appropriate fund balance in the special fire tax fund in the amount of \$106,697. These funds will be allocated to the districts that experienced revenue reductions in the tax revaluation.

Please note this amendment requires the appropriation of special fire tax fund balance.

Emergency Telephone Fund 260

5) Emergency Telephone Fund - Budget Ordinance Amendment B190192 to appropriate fund balance in the amount of \$43,512 for computer equipment

The Board is requested to approve Budget Ordinance Amendment B190192 to appropriate emergency telephone fund balance in the amount of \$43,512. The funds are needed to purchase additional Internet Protocol Logger Licenses which will enable the communication center to have adequate licenses to record all the radio channels.

Please note this amendment requires the appropriation of emergency telephone fund balance.

REGARDING THE FOLLOWING ITEMS 6 - 11 PLEASE NOTE:

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/18) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2018 budget; however, the money was not spent by June 30, 2018.

The following amendments seek to bring those funds forward from FY 2018 into the current fiscal year, allowing departments to complete and pay for these items. These revisions are not using 'new' funds but are recognizing the use of FY18 funds in FY19.

General Fund 101

6) Tax Administration - Budget Ordinance Amendment B191078 to re-appropriate funds in the amount of \$137,500 for tax audit fees

The Board is requested to approve Budget Ordinance Amendment B191078 to re-appropriate funds in the amount of \$137,500. These funds are for tax audits which began in FY18 and were still in process at the end of the fiscal year.

7) Emergency Services - Budget Ordinance Amendment B191177 to re-appropriate funds in the amount of \$2,500 from CSX Transportation

The Board is requested to approve Budget Ordinance Amendment B191177 to re-appropriate funds in the amount of \$2,500. This CSX Transportation grant is to purchase laptops, computers, and two tablets. These tablets may be used if the Chief's Association Communication or Emergency Services Support vehicles are deployed during a disaster. This grant was approved at the April 3, 2018 Board of Commissioners meeting.

8) Emergency Services - Budget Ordinance Amendment B190006 to re-appropriate FY18 funds in the amount of \$10,469 from the Emergency Management Preparedness Grant

The Board is requested to approve Budget Ordinance Amendment B190006 to re-appropriate funds in the amount of \$10,469 from the Emergency Management Preparedness Grant. These funds are to be used for exercises and purchase of equipment that will assist Emergency Management. This grant was approved in the FY18 budget.

9) Social Services - Budget Ordinance Amendment B191233 to re-appropriate FY18 funds in the amount of \$38,856 for items ordered in FY18 but not received until FY19

The Board is requested to approve Budget Ordinance Amendment B191233 to re-appropriate funds in the amount of \$38,856. These funds are for printers purchased in FY18 that were not received until FY19.

Capital Investment Fund 107

10) Capital Investment Fund - Budget Ordinance Amendment B190103 to re-appropriate \$147,560 remaining at fiscal year-end designated for FTCC Capital Outlay

The Board is requested to approve Budget Ordinance Amendment B190103 to re-appropriate \$147,560 remaining at fiscal year-end designated for FTCC Capital Outlay.

Workforce Development Fund 255

11) Workforce Development Fund - Budget Ordinance Amendment B190137 to re-appropriate \$1,005,447 from the two-year grants

The Board is requested to approve Budget Ordinance Amendment B190137 to re-appropriate \$1,005,447 in grant funds from FY18. These grant funds cover a two-year period.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments

V. Approval of Cumberland County Facilities Committee Report and Recommendation(s)

1. Contract For Ann Street Landfill Gas Collection System

BACKGROUND

The Ann Street Landfill Gas Collection System is currently operating inefficiently. The gas extraction system is not performing adequately, which impacts regulatory compliance and the ability of Solid Waste to sell landfill gas. The project includes installation of new landfill gas extraction wells, buried landfill gas piping, sumps, valves, buried air lines, pneumatic pumps and an air compressor and building.

A non-mandatory pre-bid meeting was held on August 8, 2018, in which all specialty contractors were invited to attend. The bid opening was on August 23, 2018. The lowest, responsible and responsive bid was submitted by APTIM in the amount of \$1,032,158.00. A 10% contingency is included in the contract amount.

RECOMMENDATION / PROPOSED ACTION

The Facilities Committee approved the recommendation listed below at its September 6, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its September 17, 2018, Board of Commissioners' Meeting:

Accept the bids for the landfill gas collection system improvements at the Ann Street Landfill and award a contract to APTIM in the amount of \$1,032,158.00 inclusive of 10% for contingency purposes. Funding for this project is included in the County's Capital Improvement Plan (CIP).

2. Addition of Firms To The List of Qualified Architectural/Engineering Firms

BACKGROUND

At the December 3, 2015 the Board of Commissioners approved the List of Qualified Architectural/Engineering Firms that could be utilized to complete professional services for the County as needed. Since that date, additional firms have approached staff to offer Statement of Qualifications (SOQs). In the original Request for Qualifications (RFQ), the County included language that new firms could be added to the List of Qualified Architectural/Engineering Firms. New firms were defined as those firms that express an interest in working with the County and did not receive or decline an invitation to submit a qualifications package in response to the County's original request. Two firms that met the RFQ's specifications are Gradient, PLLC and Cromwell Architects Engineers, Inc.. These two firms did not submit qualifications in the original RFQ.

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Gradient, PLLC is a new firm, beginning in 2018. Gradient, PLLC and Cromwell Architects Engineers, Inc. are both local firms and we believe it would be in the best interest of the County to approve adding these two firms to the List of Qualified Architectural/Engineering Firms.

RECOMMENDATION / PROPOSED ACTION

The Facilities Committee approved the addition of Cromwell Architects Engineers, Inc. and Gradient, PLLC to the List of Qualified Architectural/Engineering Firms at its September 6, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda Item at its September 17, 2018, Board of Commissioners' Meeting.

3. Contract for Parking Lot Improvements At Veteran's Services

BACKGROUND

The Capital Improvement Plan (CIP) identified repairs for the Veteran's Services Parking lot. The project consists of removing and replacing the asphalt for the entire parking lot in which new pavement markings will be installed following placement of the new asphalt.

A pre-bid meeting was held on August 6, 2018, in which all local contractors were invited to attend. Informal bids were received on August 20, 2018 for the repairs of the Veteran's Services parking lot. The bid tab is attached. The lowest, responsible and responsive bid was submitted by Diamond Constructors, Inc., in the amount of \$135,462.23.

RECOMMENDATION / PROPOSED ACTION

The Facilities Committee approved the recommendations listed below at its September 6, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda Item at its September 17, 2018, Board of Commissioners' Meeting:

1. Accept the bids for the parking lot improvements at Veteran's Services Parking lot and award a contract to Diamond Constructors, Inc., in the amount of \$135,462.23.
2. Establish a contingency in the amount of \$10,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.
4. Contract for Parking Lot Improvements At Spring Lake Library And Family Resource Center

BACKGROUND

The Capital Improvement Plan (CIP) identified repairs for the Spring Lake Library and Family Resource Center parking lot. The project consists of asphalt milling and resurfacing for the entire parking lot.

A pre-bid meeting was held on August 13, 2018, in which all local contractors were invited to attend. Informal bids were received on August 28, 2018 for the repairs of the Spring Lake Library and Family Resource Center parking lot. The bid tab is attached. The lowest, responsible and responsive bid was submitted by Barnhill Contracting Company, in the amount of \$203,544.50.

RECOMMENDATION / PROPOSED ACTION

The Facilities Committee approved the recommendations listed below at its September 6, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its September 17, 2018, Board of Commissioners' Meeting:

1. Accept the bids for the parking lot improvements at Spring Lake Library and Family Resource Center parking lot and award a contract to Barnhill Contracting Company, in the amount of \$203,544.50.
2. Establish a contingency in the amount of \$10,000 to be used for additional work recommended by the E&I Director and approved by the County Manager.
5. Contract for Roof Repairs At Multiple County Facilities

BACKGROUND

Animal Control, East Regional Library, North Regional Library, Spring Lake Library and Family Resource Center were identified for roof repairs included in the capital improvement installment financing plan that was approved by the Local Government Commission (LGC) on September 12, 2017.

A pre-bid meeting was held on July 10, 2018, in which all local contractors were invited to attend. Informal bids were scheduled to be received on July 25, 2018 for the proposed roof repairs. The County did not receive an adequate number of bids to open and re-advertised the project. The pre-bid was held on August 9, 2018 and bid opening on August 23, 2018. The lowest, responsible and responsive bid was submitted by Triangle Roofing Services, Inc., in the amount of \$344,000. An owner's allowance of \$12,000 is included in the \$344,000 contract amount.

RECOMMENDATION / PROPOSED ACTION

The Facilities Committee approved the recommendation listed below at its September 6, 2018, meeting and forwarded this item to the full Board of Commissioners as a Consent Agenda item at its September 17, 2018, Board of Commissioners' Meeting:

- Accept the bids for the roofing improvements at multiple county facilities and award a contract to Triangle Roofing Services, Inc., in the amount of \$344,000.
6. Cumberland County Facilities Committee Draft Minutes - September 6, 2018 (For Information Purposes Only)
- W. Approval of Cumberland County Finance Committee Report and Recommendation(s)
1. Request to Participate in the NC Association of County Commissioners (NCACC) County Management Fellowship Program and Budget Ordinance Amendment #190444

BACKGROUND

On September 6, 2018 the Finance Committee approved the request to participate in the NCACC County Management Fellowship Program beginning in January 2019 and add a second fellow beginning July 2019. The committee also approved the associated budget ordinance amendment #190444.

RECOMMENDATION / PROPOSED ACTION

Request the Board of Commissioners accept and approve the Finance Committee recommendation to participate in the NCACC County Management Fellowship Program beginning in January 2019 and budget ordinance amendment #190444. In addition, accept and approve recruitment of a second fellow to begin in July 2019.

2. Pulled for separate discussion and action as recorded below.
3. Cumberland County Finance Committee Draft Minutes - September 6, 2018 (For Information Purposes Only)

MOTION: Commissioner Faircloth moved to approve consent agenda items 3.A. – 3.W.3. with the exception of Items 3.C., 3.E., 3.F., 3.G., 3.J., and 3.W.2. pulled for separate discussion and action.

SECOND: Commissioner Council

VOTE: UNANIMOUS (6-0)

- 3.C. Approval of Sale of Surplus Real Property Located at 5404 Cardigon Court, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0408-65-2584, located at 5404 Cardigon Court, Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Velvet Clover,

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LLC, has made an offer to purchase the property for \$11,410.32. The parcel is zoned SF10, with a tax value of \$72,600.00. Based on the County GIS Parcel Viewer System and the tax records, there is a structure on the lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

3.E. Approval of Sale of Surplus Real Property Located at 810 Silk Lane, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0437-22-0702, located at 810 Silk Lane, Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Mountain Island Property, LLC, has made an offer to purchase the property for the purchase price of \$9,074.12. The parcel is zoned MR5, with a tax value of \$85,000.00. Based on the County GIS Parcel Viewer System and the tax records, there is a structure on the lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

3.F. Approval of Sale of Surplus Real Property Located at 4745 Camden Road, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 0415-62-4089, described in the tax records as Lot 19 & Maj Pt 6 John V. Blackwell Sub, located at 4745 Camden Road, Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Don Gilmore has made an offer to purchase the property for the purchase price of \$7,882.38. The parcel is zoned R10, with a tax value of \$39,000.00. Based on the County GIS Parcel Viewer System and the tax records, there is a structure on the lot.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

3.G. Approval of Sale of Surplus Real Property Located at 4709 Star Rite Lane, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase property with PIN 9493-45-9348, described in the tax records as Lt 107 Upchurch Sands Sec 4, located at 4709 Star Rite Lane, Fayetteville, NC, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Don Gilmore has made an offer to purchase the property for the purchase price of \$7,263.93. The parcel is zoned RR, with a tax value of \$57,900.00. Based on the County GIS Parcel Viewer System and the tax records, there is a structure on the lot.

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Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 11, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

3.J. Approval of Sale of Surplus Real Property Located at 4734 Hickory Ridge Road and 4612 Desert Ridge Road, Fayetteville, NC

BACKGROUND

On August 6, 2018, the Board adopted a resolution of its intent to accept an offer to purchase properties with PIN 9493-44-0709, being Lot 224 Upchurch Sands, Sec 8, located at 4734 Hickory Ridge Road, Fayetteville, NC, and 9493-46-0194, being Lot 75 Upchurch Sands, Sec 3, located at 4612 Desert Ridge Road, Fayetteville, NC, and directed that they be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Jose Cervantes has made an offer to purchase the properties for the purchase price of \$14,958.15. The parcels are zoned residential. The property located at 4734 Hickory Ridge Road has a manufactured home located on it and has a tax value of \$75,200.00. The property located at 4612 Desert Ridge Road is a vacant lot and has a tax value of \$10,000.00.

Notice of the proposed sale, subject to the upset bid process required by G. S. § 160A-269, was advertised in the Fayetteville Observer on August 14, 2018. The publisher's affidavit is attached. More than 10 days have elapsed since the notice was published. No upset bid was received.

RECOMMENDATION / PROPOSED ACTION

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

Commissioner Keefe speaking to Items 3.C., 3.E., 3.F., 3.G., and 3.J. collectively stated there are significant differences between the tax value and the offers. Commissioner Keefe asked why the County is accepting as little as 10% to 15% of the value of these properties, and whether the Board of Commissioners has the authority to reject them. Rick Moorefield, County Attorney, stated the surplus property list reflects the County's costs for the foreclosure process and taxes owed. Mr. Moorefield stated the offer for Item 3.C. is what the County's judgement was at the time the property was foreclosed. Mr. Moorefield stated his understanding from the prior county manager was that the Board had a policy in place that no bid would be accepted on property that was less than the County's cost. Mr. Moorefield stated should the Board provide direction, staff would change the way the minimum was established. Commissioner Keefe stated he would ask that the Policy Committee consider reviewing the process for the sale of surplus real property and make a recommendation that the current way is acceptable or provide a recommendation for another way. Mr. Moorefield stated the Board has the right to reject the bids at any time, but should the Board not approve these items in which the offer has been accepted, the County will bear the cost of the advertising and reject the bid. Commissioner Keefe stated he will approve these items but would like for the Policy Committee to take this as an agenda item.

3.W.2. Health and Benefits Brokerage and Consulting Services Agreement with Chernoff Diamond

BACKGROUND

During the September 6, 2018 Finance Committee meeting, an update was provided which briefly summarized the activities that have taken place over the past year in regard to the County's health insurance broker/consultant. After discussion, the committee approved Management's recommendation for a two year- agreement with Chernoff Diamond. Further details are provided in the attached memorandum and agreement.

RECOMMENDATION / PROPOSED ACTION

Approve the two-year agreement with Chernoff Diamond from the time-frame of January 1, 2019 - December 31, 2021, to provide employee health and benefits brokerage and consulting services as recommended by the Finance Committee.

Commissioner Boose stated when considering the complexity of health care benefits since he has been on the Board and the proposed new two-year agreement, four years is too long to contract with a sole broker/consultant for health care benefits. Commissioner Keefe noted the two-year agreement will not preclude the County from going with another health insurance company because Chernoff Diamond is a health and benefits broker/consultant. Ms. Cannon stated additional background information to include the scope of services was provided in the backup to the Finance Committee. Ms. Cannon stated Chernoff Diamond will provide services for the healthcare and ancillary benefits side the same as any other broker. Ms. Cannon stated Finance Director Vicki Evans presented to the Finance Committee that when the County moved away from the Health Savings Account, the County found itself in a situation in which it needed to research all additional benefits provided to employees. Ms. Cannon stated Chernoff Diamond conducted the research into healthcare and ancillary benefit options and set up the computer enrollment process. Ms. Cannon stated staff felt bringing on another broker at this time would disrupt services; however, it will not prevent Chernoff Diamond from looking into healthcare services because that is part of their charge for the new enrollment July 1.

MOTION: Commissioner Keefe moved to approve Items 3.C., 3.E., 3.F., 3.G., 3.J., and 3.W.2.

SECOND: Commissioner Council

VOTE: PASSED (5-1) (Commissioners Faircloth, Keefe, Council, Lancaster and Adams voted in favor; Commissioner Boose voted in opposition)

4. ITEMS OF BUSINESS

A. Consideration and Approval of the NCACC Legislative Goals Recommendations

BACKGROUND

The North Carolina Association of County Commissioners (NCACC) has outlined its state legislative goals development process for the 2019-2020 biennial session and set an October 5 deadline for counties to submit their legislative proposals to the association for consideration.

As part of Cumberland County's process, we asked the Leadership Team and commissioners to submit their recommendations. The attached list has been compiled for your consideration.

The NCACC's legislative goal process timeline is:

- July - October 2018 Submission of county goal proposals
- October 2018 Steering committees review
- November 2018 Legislative Goals Committee review
- December 2018 Board of Directors review
- January 2019 Legislative Goals Conference/Membership vote

RECOMMENDATION / PROPOSED ACTION

Consider and approve the state legislative goals to be forwarded to the NCACC by the October 5, 2018, deadline.

Sally Shutt, Assistant County Manager reviewed the background information provided above and provided highlights of the goals and background information recorded below.

Agriculture

Goal: Support state funding and staffing for agricultural research, Cooperative Extension services and other agriculture-related efforts to support the largest economic driver in North Carolina.

Background: Agriculture touches everyone's life, whether it be in our daily meals or the clothes we wear. Agriculture/agribusiness is the number one industry in North Carolina, contributing \$85 billion to our state's economy. For 2016, agriculture in Cumberland County was responsible for more than \$90 million in cash receipts, ranking Cumberland 38th of North Carolina's 100 counties. About one-fifth of the acreage in the county is devoted to farmland and agriculture. Farming supports other community businesses and the local economy. In addition to the agriculture community, Cooperative Extension provides outreach and assistance to the entire citizenry through programs such as 4H, Master Gardener Volunteers, Better Living Series and much more.

Health and Human Services

Public Health

Goal: Approve funding for Communicable Disease Nurse positions in county public health departments.

Background: The Cumberland County Department of Public Health supports the request from the N.C. Association of Local Health Directors in asking the General Assembly for \$8 million to be spread among all 100 counties to fund a Communicable Disease Nurse position. For Cumberland County, that would be about \$80,000. The increased funding to Local Public Health will help address rapidly emerging infectious disease (e.g. ZIKA, Hepatitis C, Escherichia coli (E. coli) O121 or E. coli O26, Antibiotic Resistant Infections, Coronavirus (MERS), Meningitis, Drug Resistant Tuberculosis, Influenza, etc.) Considering recent national and international concern around communicable disease outbreaks, it is imperative that local health departments have a minimum set of resources available to perform local communicable disease control and community and public health surveillance activities, and to communicate clearly about disease threats within their jurisdictions.

Support for the basic core functions of local public health departments is waning, along with infrastructure funding, impacting local public health ability to accomplish mandated services. Local control of communicable diseases is a well-recognized core public health function here in N.C. and nationally, a role comparable to the public safety mission of law enforcement.

Mental Health

Goal: Restore state single-stream funding for mental health services and support public managed care for the mental health, substance use and intellectually/developmentally disabled populations. Single-stream funding is separate from Medicaid funding. Its primary purpose is to provide much needed behavioral health and I/DD services to the uninsured and underinsured. Without access to such services, uninsured and underinsured individuals are more likely to be homeless or end up in jails and emergency departments.

Background:

For FY18 and FY19, the General Assembly cut funding to the statewide mental health system by more than \$67 million in recurring funds and \$110 million in non-recurring funds. This \$177 million cut is in addition to \$262 million in single-stream cuts included in the previous budget.

For Alliance Behavioral Healthcare, of which Cumberland County is a member county, FY18 and FY19 reductions have totaled more than \$14.8 million in recurring funds and \$26.3 million in non-recurring, for a total of more than \$41.1 million.

The LME/MCOs were required to utilize their fund balance reserves to maintain service levels to the uninsured/indigent population. As fund balance levels continue to dwindle to make up the shortfall in state funding, services to this most vulnerable segment of their population will be drastically reduced. We request support for ending all further reductions to state appropriations for mental health funding and restoring the state appropriation to more closely match service demands.

There is a stark difference between the benefits Alliance and other LME/MCOs can offer their uninsured/underinsured consumers compared to coverage for Medicaid consumers. According to federal statistics estimating Mental Health/IDD/Substance Use Disorder service needs, 75% of

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Alliance's Medicaid consumers in need of services receive them compared to just 33% of Alliance's uninsured/underinsured consumers. Medicaid entitles consumers to specified benefits. There is no entitlement to state-funded services, so reduced single-stream allocations mean that services have to be cobbled together for the uninsured/underinsured. This disparity between funding for the uninsured and those with Medicaid means that most services for the uninsured have a limited choice of providers, and some services are no longer available or have limits on enrollment. Additionally, many of those without insurance are employed, but do not receive employer-sponsored healthcare benefits. For these "working poor," state-funded behavioral healthcare helps individuals function as parents, employees and other societal roles.

Social Services

Goal: Increase funding and enhance services for Adult Protective Services and Guardianship while improving behavioral health services.

Background: The number of Adult Protective Services and Guardianship cases continues to rise, and state funds remain stagnant. State funding to support these mandated services has been very limited, resulting in counties funding the services when the limited federal block grant funds are exhausted. With the divestiture of the local county mental health system, the County Department of Social Services remains the only entity to serve as disinterested public guardians. DSS serves not only the elderly population but younger wards entering the system, often due to mental illness and substance abuse. State funding is needed to aid counties in improving outcomes for this vulnerable population.

Increased funding for Guardianship and Adult Protective Services has been recommended by the Ad Hoc Work Group established by the Secretary of Health and Human Services and the Joint Legislative Committee on Health and Human Services.

Goal: Preserve federal and state block grant for county administered programs, oppose unfunded mandates, and prevent unnecessary workload issues.

Background: Federal DHHS Block Grants should be used to support the programs and services for which the grants were originally established.

- Support a plan that prioritizes and ensures existing federal block grant funds are used for mandated services: Work First, child protection, adult protection and guardianship and other community services for older adults, such as Meals on Wheels, adult day care and health.
- Oppose unfunded mandates such as the shifting of mental health guardianship cases to county DSS due to the change to a managed-care behavioral health model.
- Prevent unnecessary workload issues such as increased manpower needed to process public assistance applications due to functionality problems in NC FAST.

Goal: Enhance current Medicaid Overpayment Recoupment Plan mandate to include an error rate threshold and appeal rights for counties (Amendment in Senate Law 2017-57 Section 11H.22.f that adds Article 2 of GS Chapter 108A)

Background: Counties are expected to maintain a 0% error rate for Medicaid eligibility determination when the federal requirement is no more than 3%.

- Align the state-mandated error rate with the federal allowance to reduce financial hardship on counties.
- Improve NC FAST functionality to reduce eligibility determination errors such as implementation of case error alerts prior to allowing a case to be processed in NC FAST.
- Create a process that allows counties the right to formally appeal any proposed financial recoupment for just cause.

Public Education

Goal: Increase funding to State Aid to Public Libraries Fund by \$3 million recurring dollars in order to restore State Aid to pre-recession funding. Additionally, fund NC Kids by \$200,000 in recurring funds.

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Background:

Public libraries are critical contributors to local workforce development by providing access to computers, job search assistance, small business support, and help with educational goals.

Assistance with technology is a critical role for public libraries in their communities. Constant updates in hardware and software and arising technology can be an impediment to employment and governmental resources. Library staff are navigators and trainers for the public.

Free early literacy programs and materials ensure that all children can attain the skills needed for success in the formal classroom. Summer activities counter the “summer slide” during which school-age children lose reading skills. Public libraries are integral to our communities as centers of lifelong learning accessible to all citizens.

NC Kids provides access to thousands of digital books for classroom and personal use. Digital access books are critical to children with limited access to physical libraries.

Support for public libraries is a matter of state policy as described in GS 125-7. The State Aid fund supplements, but does not replace, local funding and is distributed to the 80 library systems by a population and per capita income based formula developed by the State Library Commission. As such, State Aid is a critical component of each library’s operating budget, especially for regional library systems that serve multi-county areas.

Commissioner Keefe asked how these goals relate to the County’s goals and whether there were any goals to move forward from the County. Ms. Shutt stated these are the goals that were received in response to the request that was sent out; however, others can be added at this time. Commissioner Keefe asked how these goals tie in with the goals submitted to the legislative delegation. Ms. Shutt explained this process is for goals that will be considered across the state unlike the goals submitted to the legislative delegation which were more specific to Cumberland County. Commissioner Keefe stated these goals are general and he sees more opportunities for goals at the state level such as those related to mental health and public safety. Commissioner Adams referenced single stream funding as a way of paying for services for MH/DD/SAS and asked that a goal be added to cease the reoccurring cuts happening to behavioral and mental health for MCOs throughout the state.

Ms. Cannon explained goals submitted to the NCACC are to be more broad-based and not county specific because the NCACC is looking at things from a statewide approach. Commissioner Council spoke to the legislative goals process and stated the last time to change any of the goals is in January in Raleigh, but goals specific to one county will not go forward.

MOTION: Commissioner Council moved to approve the state legislative goals to be forwarded to the NCACC.

SECOND: Commissioner Faircloth

DISCUSSION: Commissioner Boose stated he will support the goals but does not see the need for speed because with the goals being so generic, Cumberland will not be cut off if it does not respond. Commissioner Keefe asked whether Cumberland contributed any of the goals or whether the goals were standard. Ms. Shutt stated Lisa Childers with the Cooperative Extension submitted the Agriculture goal, Assistant Health Director Rod Jenkins submitted the Public Health goal, Alliance Behavioral Healthcare Board member Duane Holder submitted the Mental Health goal and the three social services goals were submitted by DSS Director Brenda Jackson. Commissioner Keefe asked whether the goals submitted were going to be individual to Cumberland County. Ms. Shutt stated the NCACC develops categories for goals such as taxation and finance, public education, agriculture, health and human services and justice and public safety. Commissioner Keefe asked whether it was just department heads that submitted the goals. Ms. Shutt stated department heads submitted the goals and she also requested that Commissioners submit their goals. Commissioner Keefe referenced the Public

Safety Task Force. Ms. Shutt stated the PSTF would likely fall under the tax and finance category if a dedicated public safety tax statewide is being sought. Ms. Shutt stated goals submitted by Commissioners go first through the Policy Committee and then to the full Board for approval; however, these goals were unable to go through the Policy Committee due to scheduling issues.

VOTE: PASSED (5-1) (Commissioners Faircloth, Council, Lancaster, Adams and Boose voted in favor; Commissioner Keefe voted in opposition)

B. Consideration and Approval of Community Development Block Grant - Disaster Recovery (CDBG-DR) Amendment for Hurricane Matthew with North Carolina Department of Public Safety - Division of Emergency Management

BACKGROUND

Staff has received and is presenting an amendment to the original CDBG-DR Memorandum of Agreement between the State and Cumberland County for Hurricane Matthew assistance. Attached is a copy of the proposed amendment. Major changes are as follows:

- 1) HUD grant requirements that were missing previously have been added.
- 2) The State has committed a minimum funding amount of \$34,945,328 for CDBG-DR activities in Cumberland County over the life of the CDBG-DR Program.
- 3) The County will no longer administer the City of Fayetteville's portion of the CDBG-DR funding, and the City will become a direct subrecipient of the State.
- 4) The County is ceding program oversight and administration to the State for its portion of the funding.

Staff believes that the above changes will allow for more efficient execution of projects now that the State has adequate staffing and expertise in place to administer this program.

RECOMMENDATION / PROPOSED ACTION

Staff recommends approval of the attached amendment which includes the above major changes.

Mr. Jackson introduced Assistant Director for Resiliency with N. C. Emergency Management John Ebbighausen and recognized Sylvia McLean, CDBG-DR Consultant with the Community Development Department, and Gene Booth, Emergency Management Coordinator. Mr. Jackson reviewed the background information recorded above. Mr. Jackson stated this has evolved over time but in order to move forward, staff are recommending adoption of this amendment to the existing MOA in order to turn over primary responsibilities for CDBG-DR to the State of North Carolina, so they can execute the programs that are pending and assist individuals who have applied for the different types of aid. Mr. Jackson stated this is an important amendment because not only is responsibility being turned over to the state for programs, the City of Fayetteville will become its own subrecipient responsible to the state for its own projects. Mr. Jackson stated this should enable projects to move along quicker.

Commissioner Adams stated although he will not support the amendment, it still puts everyone in a better position than when CDBG-DR started. Commissioner Adams thanked staff for addressing the issues. Commissioner Boose stated he will support the amendment because the County should not be the pass through for the City. Commissioner Keefe stated he will support the amendment and asked what type of responsibility the County will continue to maintain. Mr. Jackson stated the County will maintain a partnership with the state as the local entity and through the use of a software program, will be able to monitor citizens moving through the process. Mr. Jackson responded to additional questions and asked the Board to keep in mind that the County is ultimately bound by federal rules and requirements for all the programs.

MOTION: Commissioner Council moved to approve the amendment to the original CDBG-DR Memorandum of Agreement between the State and Cumberland County for Hurricane Matthew assistance.

SECOND: Commissioner Faircloth

All references to any materials which are described in these minutes or incorporated into these minutes are to the materials that are contained in the same numbered item in the agenda for this meeting. These may be viewed online in the agenda set out on this web page <http://co.cumberland.nc.us/departments/commissioners-group/commissioners/meeting-documents>

VOTE: PASSED (5-1) (Commissioners Faircloth, Keefe, Council, Lancaster and Boose voted in favor; Commissioner Adams voted in opposition)

C. Consideration and Approval of Hurricane Matthew DRA2017 Memorandum of Agreement between North Carolina Department of Public Safety - Division of Emergency Management

BACKGROUND

Staff has received and is presenting a Memorandum of Agreement between the State and Cumberland County for Hurricane Matthew assistance. The proposed grant amount is \$1,903,500 and these funds will expire December 31, 2022. These are State funds and not a pass-through from the Federal government.

The funds can be used for a variety of purposes that are detailed as follows:

- Owner-occupied home repair not covered by the CDBG-DR program such as rehabilitation, reconstruction or mitigation acquisition, reimbursement for homeowner repair/cleaning expenses, and limited mobile home replacement
- Repair of low to moderate income rental housing not covered by CDBG-DR
- Housing elevation, acquisition and mitigation reconstruction for homes not covered by HMGP
- Access to State Acquisition Relocation funds for low to moderate income homeowners
- Flood insurance subsidies
- Temporary housing and/or rental assistance for storm victims

This program contains specific eligibility criteria and income eligibility requirements which are detailed in the attached agreement.

RECOMMENDATION / PROPOSED ACTION

Staff recommends Board approval of the DRA2017 Memorandum of Agreement for the aforementioned purposes.

Mr. Jackson reviewed the background information recorded above and stated it was realized early on that there would have to be multiple programs for people to get the funding they needed for acquisition projects. Mr. Jackson stated because of the limited funding available, the state decided on the front end to address individuals that were in the flood plain; however, there were people who applied for hazard mitigation funding that were not in a flood plain and the DRA2017 is a new agreement that will address needs for homes that are not in the flood plain. Mr. Ebbighausen responded to questions about timing posed by Commissioner Boose.

MOTION: Commissioner Boose moved to approve the DRA2017 Memorandum of Agreement.

SECOND: Commissioner Council

VOTE: PASSED (5-1) (Commissioners Faircloth, Keefe, Council, Lancaster and Boose voted in favor; Commissioner Adams voted in opposition)

D. Consideration of Approval of a Resolution for Designation of Applicant's Agent Needed to Apply for Federal and State Disaster Aid

BACKGROUND

As part of the process of applying for federal and state disaster aid as a result of Hurricane Florence, it is necessary for the Board of Commissioners to approve a resolution designating a primary and secondary applicant agent. Once approved, the designated individuals will be allowed to sign paperwork and file aid applications on behalf of the Board of Commissioners.

RECOMMENDATION / PROPOSED ACTION

Management recommends approval of the attached resolution for designation of a primary and secondary applicant agent.

Vicki Evans, Finance Director, reviewed the background information recorded above and designations set out in the resolution.

MOTION: Commissioner Faircloth moved to approve the resolution for designation of a primary and secondary applicant agent.

SECOND: Commissioner Adams

VOTE: UNANIMOUS (6-0)

E. Consideration and Approval of Memorandum of Agreement for Hurricane Florence with North Carolina Department of Transportation

BACKGROUND

In order to expedite debris removal from public rights of way, Cumberland County had pre-disaster contracts in effect for debris collection and debris monitoring prior to Hurricane Florence impacting our community. Following Hurricane Matthew, the North Carolina Department of Transportation (NCDOT) immediately cleared debris from the roads and then later removed the debris out of the right of way. The County's debris contractor removed construction & demolition (C&D) debris and vegetative debris placed on the right of way by residents.

Immediately following Hurricane Florence, NCDOT began to open the roads and are in the finishing stages of removing debris from the rights of way. County Staff learned this week that Executive Order No. 62 (attached for your convenience) was issued by Governor Roy Cooper on September 21, 2018 that directed NCDOT to collect vegetative debris along with construction and demolition debris placed at the right of way by residents. Since this Executive Order has been issued, the only way that the County's debris contractor can collect debris that is reimbursable by FEMA, is for the County to execute a Memorandum of Agreement (MOA) for Hurricane Florence with NCDOT. This agreement is attached. By execution of the MOA, Cumberland County will then become responsible for the removal of debris placed by residents along NCDOT rights of ways. Staff has discussed this MOA with the Division Six Engineer and feel that the following roads should remain NCDOT's responsibility for debris removal; Interstate 95, Interstate 295, Business 95 and Highway 87.

The benefit of executing the MOA is that the County's contractor is expected to move at a much faster pace than NCDOT can in getting the debris collected and properly disposed of. This will also allow NCDOT to focus their attention on repairing their damaged infrastructure and allow impacted residents to move forward in restoring their property.

RECOMMENDATION / PROPOSED ACTION

The Interim Solid Waste Director and County Management recommend that the Board of Commissioners approve the Memorandum of Agreement for Hurricane Florence with the North Carolina Department of Transportation.

Jeffery Brown, Engineering and Infrastructure Director, reviewed the background information recorded above and stated the MOA before the Board is specifically for the Hurricane Florence storm event and will not go forward to any future events. Mr. Brown stated the MOA will also allow NCDOT to focus their attention on repairing their damaged infrastructure and allow impacted residents to move forward in restoring their property. Mr. Brown noted the MOA will focus on roadways that serve the community and will allow the County to seek federal reimbursement for the collection of storm debris. Mr. Brown responded to questions.

MOTION: Commissioner Keefe moved to approve the Memorandum of Agreement for Hurricane Florence with the North Carolina Department of Transportation.
SECOND: Commissioner Council
VOTE: UNANIMOUS (6-0)

5. NOMINATIONS

A. Nursing Home Advisory Board (1 Vacancy)

Commissioner Adams nominated Florence McEachern.

B. ABC Board (1 Vacancy)

Commissioner Adams nominated Dan Griffin. Commissioner Boose nominated Alex Warner.

C. Animal Control Board (2 Vacancies)

Commissioner Adams nominated Yvette Sanders for the City of Fayetteville Resident position and April Kelly for the Veterinarian on Contract to the Animal Control Department position.

6. APPOINTMENTS

A. Board of Adjustment (2 Vacancies)

B. Cumberland County Juvenile Crime Prevention Council (4 Vacancies)

MOTION: Commissioner Council moved to appoint Marva Lucas-Moore and Quinsentina James to the Board of Adjustment as alternate members and Austin Campbell, Terri Thomas, Crystal Bennett and Dominique Ashley to the Cumberland County Juvenile Crime Prevention Council.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (6-0)

MOTION: Commissioner Council moved to adjourn.
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (6-0)

There being no further business, the meeting adjourned at 10:35 a.m.

Approved with/without revision:

Respectfully submitted,

Candice H. White
Clerk to the Board