

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MONDAY, FEBRUARY 17, 2020 – 6:45 PM  
117 DICK STREET, 1ST FLOOR, ROOM 118  
REGULAR MEETING MINUTES

PRESENT: Commissioner Marshall Faircloth, Chairman  
Commissioner Glenn Adams, Vice Chairman  
Commissioner Jeannette Council  
Commissioner Charles Evans  
Commissioner Larry Lancaster  
Amy Cannon, County Manager  
Melissa Cardinali, Assistant County Manager  
Duane Holder, Assistant County Manager  
Tracy Jackson, Assistant County Manager  
Sally Shutt, Assistant County Manager  
Rick Moorefield, County Attorney  
Vicki Evans, Finance Director  
Deborah Shaw, Senior Budget Management Analyst  
Andrew Jakubiak, Budget Analyst  
Brenda Jackson, Social Services Director  
Jeffery Brown, Engineering and Infrastructure Director  
Dee Taylor, Community Development Director  
Lisa Childers, County Cooperative Extension Director  
Jody Risacher, Library Director  
Dr. Anthony Wade, Fayetteville Human Relations Department Director  
Ennis Wright, Cumberland County Sheriff  
Candice H. White, Clerk to the Board  
Kellie Beam, Deputy Clerk  
Press

ABSENT: Commissioner Jimmy Keefe

Chairman Faircloth called the meeting to order.

INVOCATION / PLEDGE OF ALLEGIANCE

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

Introduction of the Fayetteville-Cumberland Youth Council Members

Kaitlyn Huskey  
Alexis Diana

Chairman Faircloth recognized Kaitlyn Huskey and Alexis Diana of the Fayetteville-Cumberland Youth Council. Miss Huskey stated she is a junior at Cumberland Polytechnic High School and Vice Chair of the FCYC. Mis Diana stated she also attends Cumberland Polytechnic High School and has been a FCYC member for about a year.

Recognition of 2019 Agricultural Hall of Fame Inductee and 2019 Young Farmer of the Year

Chairman Faircloth called the family of Emmett Wayne Beard, Sr. to the podium and conducted the following recognition:

Emmett Wayne Beard, Sr. has been selected as the 2019 Cumberland County Agricultural Hall of Fame inductee.

Wayne spent his entire life on his family's farm in the Eastover community. He began farming as a young boy, helping his father with the family's cattle and row crop operation which included tobacco, corn, soybeans, and small grains. He was a member of FFA and showed livestock in his 4-H Club. He was awarded the NC

State Farmers Degree in 1964. At the age of eighteen, Wayne began running the family farm after his father's untimely death.

Wayne graduated from Central High School and Methodist University. While continuing the demands of operating a farm, Wayne married the love of his life Wanda and they had two devoted children, Wayne Jr. and Jenae. Together the Beard family would operate and run the 100-acre cattle farm which instilled a close family bond and a love for agriculture.

In addition to farming, Wayne taught vocational courses, including agriculture education, for 30 years in the Cumberland County School system. When he wasn't in the classroom, he could often be found teaching on his farm. Whether instructing his granddaughter and nephews or giving tours on his farm to military personnel and students, his passion for teaching others and helping them gain a better understanding of agriculture was always paramount.

After his retirement from the classroom, Wayne increased his cattle herd and grew hay to provide for the City of Fayetteville Mounted Police Patrol. He was very active in the community serving on the Cumberland County Civic Center Commission as the agricultural representative, the Cumberland County Livestock Association, and the Cumberland County Farm Advisory Board.

He had a passion for being outdoors whether farming or hunting, loved spending time in his church and with his family, especially his granddaughter Reagan!

Unfortunately, Wayne passed away in 2017 leaving his family to continue his legacy of faith, family and farming. Today his son and great nephew are using the lessons he taught them to continue farming and their efforts would undoubtedly make him proud.

Emmett Wayne Beard, Sr., the 2019 Cumberland County Agricultural Hall of Fame inductee, a true champion of agriculture.

On behalf of the Board of Commissioners, Chairman Faircloth extended congratulations to the family of Emmett Wayne Beard, Sr. Emmett Wayne Beard, Jr. expressed his family's appreciation. A short video of Emmett Wayne Beard, Sr. followed.

Chairman Faircloth called Adams Horne and his family to the podium and conducted the following recognition:

Farming has been a part of Adam's family for several generations and he is proud to continue the tradition. Adam developed a strong interest in farming at an early age while spending time on his grandparent's farm in the Wade community with his grandmother Collier. His interest in farming was ignited by observing farmers tending fields next to his grandmother's house. As a very young child, one of his first crops was a few hills of tobacco given to him by a tobacco farmer renting the Collier farm. Those tobacco plants were planted in his grandmother's front yard much to the disbelief of other family members. He even suffered a loss with his crop, as many farmers do, when his tobacco crop was shredded by a hailstorm.

Around the age of 14, he began growing squash, collards, and deer corn to earn extra money. The late Harvey Johnson, a local farmer, would take Adam's produce to sell at the Farmer's Market in Raleigh. Later, he began working for Bunce Brothers' Farms in Stedman, gaining experience and firsthand knowledge of farming with the Bunce operation. He was encouraged along the way by long time area farmers, Billy Culbreth, Maxton Bunce, and his uncle, Wingate Collier. Reuben Cashwell has also been an influential source of expertise, providing Adam with farming advice when needed. Adam has never been one to shy away from hard work and has spent many long days working the fields to produce corn, soybeans, watermelons, and wheat. Today he is growing crops on the land once farmed by his

grandfather, Worth Collier, and great-grandfather, Harvey Hubbard. He also expands his operation by farming land that he rents in the area.

Adam is a lieutenant with the Fayetteville Fire Department, working with the city since 2008. He was also a volunteer fireman with the Bethany Fire Department and the Stedman Fire Department prior to joining the Fayetteville Fire Department.

An active member of Concord Baptist Church, Adam is married to Felisha Cashwell Horne, daughter of Reuben and Faye Cashwell, and has three children, a daughter Allie and two sons, Cadyn and Mason. He is the son of Johnny and Ann Horne and has one brother, Stephen.

On behalf of the Board of Commissioners, Chairman Faircloth extended congratulations to the Adams Horne and his family.

#### Recognition of Cumberland County Fair and Cooperative Extension on Receiving Got to Be NC Award

Chairman Faircloth called Cumberland Cooperative Extension Director Lisa Childers to the podium and conducted the following recognition:

The Cumberland County Fair was awarded the “Got to Be NC” Agricultural Commissioner Award for its agricultural exhibit displayed during the 2019 Fair held Aug. 30 to Sept. 8 at the Crown Complex. The award was presented at the North Carolina Association of Agricultural Fairs annual convention held Jan. 2 – 4 in Cary, N.C.

Cumberland County Cooperative Extension created a 900-square-foot dairy exhibit that featured a milking booth, a live cow, grain bin, early 20th Century farm equipment, locally grown sorghum and pumpkins and fruits and vegetables brought in as fair entries. Dairy products were on display to show farm-to-table aspects.

Cumberland County Solid Waste hauled in 15 tons of mulch from the Wilkes Road Compost Facility to create soil for the display. Youth from the Cumberland County 4-H used garden tools to spread the mulch and make rows.

The Junior Fair Board created an interactive family learning center to engage youth and adults. North Carolina State University’s Dairy Unit loaned the Discover NC Dairy kiosk. During peak hours, staff and volunteers recorded 2,438 individual interactions with the information kiosk and completed 431 virtual tours of the dairy farm.

The Cumberland County Fair received the Innovation Award from the N.C. Association of Agricultural Fairs for the Row Crop Agricultural Display at the 2018 Fair.

On behalf of the Board of Commissioners, Chairman Faircloth extended congratulations to Ms. Childers. Ms. Childers introduced Extension Agent Jason Weathington and thanked her team members for their efforts. Ms. Childers stated the display exposed fairgoers to the important history and impact of agriculture in Cumberland County.

#### Recognition of Fayetteville State University Hometown Broncos Legacy Pageant Queens

Reigning Queens 2016  
Little Miss FSU – Vanessa Lynn Hawkins  
Miss Preteen FSU – Taylor Renee Gaddy

Commissioner Council called Little Miss FSU Vanessa Lynn Hawkins and Miss Preteen FSU Taylor Renee Gaddy to the podium. Commissioner Council stated Little Miss FSU’s parents are Tony Hawkins and Lynn Cain and her grandparents

are Charles and Jo Ann Hawkins and Robert and Martha Cain. Commissioner Council stated she is five years old, attends prekindergarten at Bal Perazim Academy and her hobbies include arts and crafts, traveling and having a fun time. Commissioner Council stated Miss Preteen FSU's parents are Bradford and Tasha Gaddy and her grandparents and Julius and Treva Gaddy and Linwood and Tempsie Richardson, she is 10 years old, attends fifth grade at Howard Hall Classic Elementary and her hobbies include reading, writing, acting at the Fayetteville Little Theatre, playing piano and Girl Scouts. Commissioner Council also introduced Mallie Monroe of the sponsoring organization, Cumberland County Chapter of Fayetteville State University National Alumni Association.

Chairman Faircloth recognized commissioner-appointed board and committee members in attendance; Dr. Anthony Wade, Fayetteville Human Relations Department Director; and Ennis Wright, Cumberland County Sheriff.

#### PUBLIC COMMENT PERIOD

Amy Cannon, County Manager, read the public comment policy. Chairman Faircloth recognized the clerk to the board who called the following speaker:

Bob Leach – Mr. Leach expressed concern for pedestrians on Crystal Springs Road, the lack of sidewalks and lack of sufficient street lighting at night. Mr. Leach asked about the possibility of having sidewalks and more lighting installed.

#### 1. APPROVAL OF AGENDA

MOTION: Commissioner Lancaster moved to approve the agenda  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (6-0)

#### 2. PRESENTATIONS

##### A. Presentation and Consideration of Resolution in Support of the 2020 Census

Amy Cannon, County Manager called on Jody Risacher and Dr. Anthony Wade, Co-Chairs of the Cumberland County Complete Count Committee. Dr. Wade introduced Nakiya Smith, the NC County Coalition Community Engagement Coordinator for the 2020 Census in Cumberland County and stated she will be coordinating events and outreach in the community. Ms. Risacher provided a brief report as follows:

##### Branding

County Public Information Office designed a 5 C's logo based on Census Bureau guidelines.

##### Events

January 13 - Census Bureau and NC Works teamed up for job recruitment event in the parking lot of Public Health and Social Services. There were more than 100 applicants.

##### Timeline

- 5C's Steering Committee met in January to continue planning and strategizing reaching targeted populations.
- Julius Brittman, FSU Census Fellow, is working with marketing staff to develop social media messaging to educate and persuade college students.
- Co-chair Dr. Anthony Wade attended the NC Counts Convention on Feb. 4; presented at the Mayors Coalition and Greater Fayetteville United meetings.
- County and City of Fayetteville Planning Departments are working to provide the Census Bureau with requested information on Group Quarters (e.g. Assisted Living), shelter and soup kitchens, identified outdoor locations for Homeless, transitory locations (e.g. campgrounds, motels, RV parks, etc.)
- Dr. Wade contacted NALEO and Latinos United to ensure the 5-C participation and support for any planned activities to promote census among the Hispanic population.

- Meetings were conducted with Fort Bragg Garrison Commander's office about distributing Census information on post.

Ms. Risacher introduced Census Bureau representatives who were in attendance and asked the Board of Commissioners to consider approval of the resolution in support of the 2020 census as recorded below.

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
RESOLUTION IN SUPPORT OF THE 2020 CENSUS**

WHEREAS, The Constitution of the United States of America requires the U. S. Census Bureau to conduct a count of the population and provide an opportunity for local governments to help shape the foundation of our society; and

WHEREAS, Cumberland County Government is committed to working with the entire community to ensure every resident is counted in the upcoming 2020 Census; and

WHEREAS, in 2010, the Cumberland County had a Census response rate of 73%, but in 2020 officials have set a goal of 82%; and

WHEREAS, the Census brings \$675 Billion in federal funds to communities across the country for programs that support highways, health care, affordable housing, community development, home energy assistance, nutrition for women, infants and children, education and more; and

WHEREAS, specifically North Carolina annually receives \$16 Billion or \$1,623 per capita for the largest Federal Assistance Programs because of Census-derived data; and

WHEREAS, Census data determines the number of seats each state will have in the U. S. House of Representatives in addition to the redistricting of state legislatures, county and city councils and voting districts; and

WHEREAS, the Census creates hundreds of thousands of jobs across our nation thereby improving local economies; and

WHEREAS, those who work for the Census Bureau must take a lifetime oath to protect confidentiality and ensure that data identifying respondents of their households must not be released or shared; and

WHEREAS, the 2020 Census will feature new technology that will allow respondents to answer Census questions online in addition to by phone or on paper; and

WHEREAS, shortly, a united voice from business, government, educators, non-profits, faith leaders, media and others will work to develop and market the 2020 Census across the entire community to raise overall awareness and to increase participate among all populations.

NOW, THEREFORE, BE IT RESOLVED, that We, the Cumberland County Board of Commissioners, do hereby support the ideals and goals of the 2020 Census and will market and share 2020 Census information to encourage increased participation, partner with local stakeholders to support efforts for counting each person living in Cumberland County to achieve an accurate and complete count, and work to raise awareness about the programs and services made possible by the Census.

BE IT FURTHER RESOLVED that We, the Cumberland County Board of Commissioners, do hereby set a Census County Goal of 82% or higher for the 2020 Census.

Adopted this 17th day of February 2020.

MOTION: Commissioner Adams moved to approve the resolution in support of the 2020 census.  
SECOND: Commissioner Boose  
VOTE: UNANIMOUS (6-0)

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3. CONSENT AGENDA

- A. Approval of February 3, 2020 Regular Meeting Minutes
- B. Approval of Proclamation Proclaiming February 22, 2020 as Lawrence Joel Day

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, Sergeant First Class Lawrence Joel of the United States Army was awarded the Medal of Honor for conspicuous gallantry and intrepidity at the risk of his life above and beyond the call of duty while serving as a Medical Aidman with Headquarters & Headquarters Co 1<sup>st</sup> Battalion (Airborne), 1<sup>st</sup> Battalion (Airborne) 503d Infantry Regiment, 173d Airborne Brigade, in action against enemy aggressor forces at Republic of Vietnam on 8 November 1965; and

WHEREAS, Sergeant First Class Lawrence Joel, after treating the men wounded by the initial burst of gunfire, bravely moved forward to assist others who were wounded while proceeding to their objective, and while moving from man to man, he was struck in the right leg by machinegun fire and although painfully wounded, his desire to aid his fellow soldiers transcended all personal feelings so he bandaged his own wound and self-administered morphine to deaden the pain enabling him to continue his dangerous undertaking; and

WHEREAS, Sergeant First Class Lawrence Joel then, after being struck a second time and with a bullet lodged in his thigh, dragged himself over the battlefield and succeeded in treating 13 more men before his medical supplies ran out and displaying resourcefulness, he saved the life of one man by placing a plastic bag over a severe chest wound to congeal the blood, and as one of the platoons pursued the Viet Cong, an insurgent force in concealed positions opened fire on the platoon and wounded many more soldiers; and

WHEREAS, Sergeant First Class Lawrence Joel, throughout the long battle, never lost sight of his mission as a medical aidman and continued to comfort and treat the wounded until his own evacuation was ordered, and his meticulous attention to duty saved a large number of lives and his unselfish daring example under the most adverse conditions was an inspiration to all; and

WHEREAS, the President of the United States of America, in the name of Congress, took pleasure in presenting the Medal of Honor to Sergeant First Class Lawrence Joel of the United States Army and he became the first Black American to personally receive the award from the President and the first living Black recipient of the Medal of Honor since the Spanish-American War, so we pause in remembrance of the dedicated service of Sergeant First Class Lawrence Joel and thank his family for sharing him with his fellow countrymen as he served honorably as a member of the United States Army; and

WHEREAS, Sergeant First Class Lawrence Joel's profound concern for his fellow soldiers, at the risk of his life above and beyond the call of duty, are in the highest traditions of the United States Army and reflect great credit upon himself and the Armed Forces of his country.

NOW THEREFORE, LET IT BE RESOLVED, that We, the Cumberland County Board of Commissioners, hereby proclaim February 22, 2020 as "LAWRENCE JOEL DAY" in Cumberland County and call on all citizens to remember with honor and celebrate with respect the brave heroes who have earned the Medal of Honor recognition in defense of our country and the ideals on which it was founded.

Adopted this 17th day of February 2020.

- C. Approval of Report on the Disposal of Surplus Property Pursuant to N.C.G.S. 160A- 226(a)

BACKGROUND

On June 15, 1998, the Board of Commissioners adopted a resolution found in the statutes allowing disposal of County "personal property, worth less than \$5,000 per item or group of similar items,

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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.

Please find recorded below a list of miscellaneous items from various County departments or agencies that met the above criteria and that have been disposed of. All items were taken to the Ann Street Landfill for disposal as appropriate. Also included is a list of vehicles that have been declared surplus and that have already been sold or are in the process of being placed on GovDeals for auction.

RECOMMENDATION / PROPOSED ACTION

Approval of the report so that the report may be duly recorded in the official minutes.

SURPLUS PROPERTY DISPOSAL LIST  
July 1, 2019 – June 31, 2020

ITEM NO.	PROPERTY DESCRIPTION	RENDERING DEPARTMENT	DISPOSAL METHOD
1	1 Refrigerator, 1 Couch, 2 Chairs	DA's Office	Landfill-Ann Street
2	3 Chairs, 1 Printer	Planning	Landfill-Ann Street
3	4 Computer Chairs	Human Resources	Landfill-Ann Street
4	2 Chairs	Planning	Landfill-Ann Street
5	2 Bookcases, 1 Folding Machine, 1 Desk	Cooperative Extension	Landfill-Ann Street
6	2 Desks, 3 Office Chairs, 6 Drawer Cabinet	District Court	Landfill-Ann Street
7	2 TVs, 1 TV cart, 1 VCR	Planning	Landfill-Ann Street
8	1 Filing Cabinet	IS	Landfill-Ann Street
9	13 Chairs, 3 Desks, 2 Bench Seats	LEC	Landfill-Ann Street
10	1 Dry Erase Board	LEC	Landfill-Ann Street
11	1 Bookshelf, 4 Chairs	Juvenile Justice	Landfill-Ann Street
12	1 Conference Table, 4 Desks, 1 Small Table	Animal Control	Landfill-Ann Street
13	1 Large L Shaped Desk	LEC	Landfill-Ann Street
14	77 Chairs, 1 Desk	Clerk of Courts	Landfill-Ann Street
15	1 Dryer	Bacote House	Landfill-Ann Street
16	15 Breast Pumps , 3 Audio Meters	Health Depa liment	Landfill-Ann Street
17	2 Exam Room Lights, 1 Microwave	Health Department	Landfill-Ann Street
18	1 Table, Shelving, 2 File Cabinets	CMF	Landfill-Ann Street
19	2 Phones, 2 Typewriters, 2 Fax Machines, 1 Fan	Planning	Landfill-Ann Street
20	1 Workstation	NCH- 2nd Floor	Landfill-Ann Street
21	1 Filing Cabinet, 1 Credenza, Metal Safe	Workforce Developmen1	Landfill-Ann Street
22	80 Laptops, 60 Hard Drives, 60 Computers	Health Department	Landfill-Ann Street
23	7 Chairs	Community C01Tections	Landfill-Ann Street
24	1 Air Compressor, 4 Ceiling Lights	Sheriffs Training Centel	Landfill-Ann Street
25	1 Water Cooler, 3 Chairs	District Court	Landfill-Ann Street
26	1 Desk, 3 Desk Chairs, 1 Computer Monitor	Planning	Landfill-Ann Street
27	Large Printer	Planning	Landfill-Ann Street
28	1 Small Bookcase, 2 Desk Cabinets	NCH- 5th Floor	Landfill-Ann Street
29	1 Desk, 1 Typewriter, 1 Fax Machine	Planning	Landfill-Ann Street
30	1 Large Framed Wall Map. 1 Metal Detector	Planning	Landfill-Ann Street

CUMBERLAND COUNTY  
VEHICLES REQUEST FOR SURPLUS

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Department	Vehicle Description	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
Electrical Management	Ford F-150	Internal engine damage; end of useful life	99,800	1998	ELM 1	\$2,092	GOVDEALS
CCSO	Camper Trailer	End of useful life	82,018	2005	FL 420	\$8,000	GOVDEALS
CCSO	Ford Crown Vic	Training vehicle; window inoperable; end of useful life	99,999	2009	FL 66	\$4,477	GOVDEALS
CCSO	Ford Crown Vic	Training vehicle; end of useful life	150,684	2004	FL 380	\$1,473	GOVDEALS
CCSO	Ford Crown Vic	End of useful life	158,756	2004	FL 222	\$1,429	GOVDEALS
CCSO	Ford Crown Vic	No acceleration; clicking noise; end of useful life	129,696	2004	FL 182	\$1,709	GOVDEALS
Soil and Water	Mercury Mountaineer	Rumbling noise in front hub; end of useful life	129,109	1997	SWC 1	\$1,416	GOVDEALS
CCSO	Ford Crown Vic	Training vehicle; end of useful life	158,454	2009	FL 95	\$ 3,113	GOVDEALS
Animal Control	Chev C1500	Replaced with new vehicle	197,950	2009	AC30	\$5,186	SOLID WASTE
Animal Control	Ford F150	Replaced with new vehicle	202,363	2009	AC 14	\$3,421	SOLID WASTE
Animal Control	Chev 2500	Replaced with new vehicle	160,486	2004	AC8	\$6,894	SOLID WASTE
CCSO	Ford Crown Vic	End of useful life	174,926	2008	FL 236	\$1,815	GOVDEALS
Landscaping	Dodge Pickup	End of useful life	112,345	2001	LS 9	\$3,765	GOVDEALS

Department	Vehicle Description	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
SOLID WASTE	VOLVO, ROLL OFF	END OF USEFUL LIFE	411,858	1995	SW7	\$3,200	GOVDEALS
SOLID WASTE	VOLVO, ROLL OFF	END OF USEFUL LIFE	299,565	1998	SW11	\$4,000	GOVDEALS

Department	Vehicle Description	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
SOCIAL SERVICE	DODGE CARAVAN	END OF USEFUL LIFE, REPLACED WITH 551903	122,366	2011	SS 12	\$3,967	GOVDEALS
SOCIAL SERVICE	DODGE CARAVAN	END OF USEFUL LIFE, REPLACED WITH 551904	178,941	2011	SS 3	\$1,003	GOVDEALS
CCSO	DODGE STRATUS	END OF USEFUL LIFE	97,777	2000	FL 17	\$674	GOVDEALS
CCSO	DODGE B3500 VAN	END OF USEFUL LIFE	22094	2001	FL 373	\$2,524	GOVDEALS
INFORMATION SERVICE	CHEVY BLAZER	END OF USEFUL LIFE, 2019 REPLACEMENT	87695	1998	IS 1	\$800	GOVDEALS

D. 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 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 that were received in the prior fiscal year. When that occurs, approval by the Board of Commissioners is required for payment. The following department invoices meet that criteria:

Department of Public Health:  
Vendor: Belflex Staffing Network  
Invoice Dates: August 11, 2019 (2)  
Total amount: \$864.03

Staff have verified that these invoices have not been paid. There are sufficient funds within the fiscal year 2020 departmental budget to cover these expenses.

RECOMMENDATION / PROPOSED ACTION

Management is requesting approval to pay prior year invoices for the Department of Public Health totaling \$864.03.

E. Approval of Formal Bid Award for Solid Waste Track Type Tractor

BACKGROUND

Funds in the amount of \$330,000 were appropriated in the Solid Waste Department's fiscal year 2020 budget for the purchase of a track type tractor. Formal bids were solicited, received and reviewed by the respective department. A trade-in of equipment was included with the bid. Gregory Poole Equipment Company provided the lowest overall bid, in the amount of \$112,532.06.

RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend approval of bid award number 20-14-SW to Gregory Poole Equipment Company, based on the lowest, responsive, responsible bidder standard of award.

F. Approval of Formal Bid Award for Solid Waste Service Truck

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## BACKGROUND

Budgeted funds in the amount of \$134,531 are available in the Solid Waste Department's fiscal year 2020 budget for the purchase of a service truck.

Formal bids were solicited, received and reviewed by the respective department. Palfinger USA, LLC. provided the lowest bid, in the amount of \$134,531.

## RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend approval of bid award number 20-11-SW to Palfinger USA, LLC., based on the lowest, responsive, responsible bidder standard of award.

### G. Approval of Contract for Professional Auditing Services

## BACKGROUND

An audit review team, made up of finance department staff, conducted a formal Request for Proposals (RFP) process for professional auditing services. The RFP was emailed to audit firms listed on the Local Government Commission's website, the state procurement website, and was posted on the County's website through Vendor Self Service. A total of five proposals were received; four of those proposals were responsive.

The proposals were reviewed in two phases based on a requirement of the RFP for each firm to submit two separately sealed packets. The firm's educational and technical qualifications were detailed in packet one. The firm's audit approach and proposed cost were detailed in packet two. Based on a review of packet one, the review team determined that all four proposals met the educational and technical qualifications. The review team then considered the second packet, reviewed and ranked the firms based on audit approach and cost.

The top three ranked firms were then interviewed on site by the audit review team. A standardized interview process was conducted, and all three firms were asked questions that were designed to provide the team clarity on audit approach and other value-added services. A best and final cost offer was requested.

Elliott Davis meets the best overall expectation of experience, audit approach, and cost. The firm has been in business for over 95 years and has audited governmental entities for over 60 years. They have dedicated teams of professional staff that are focused almost exclusively on service to governmental clients, including other local governments in North Carolina. In addition, this firm provided the best description of a smooth transition plan. The overall annual proposed cost by fiscal year totals: FY2020 \$103,340; FY2021 \$105,407; FY2022 \$107,515.

Annual cost is inclusive of auditing the primary government unit - Cumberland County, the Cumberland County Tourism Development Authority, and Fayetteville-Cumberland County Economic Development Corporation, as well as writing the financial statements for all. As a comparison, the annual cost for the FY2019 audit totaled \$124,050 and was not inclusive of all report writing sections that Elliot Davis has proposed.

## RECOMMENDATION / PROPOSED ACTION

At its meeting on February 13, 2020, the Board of Commissioners approved placing the following action on the consent agenda of the February 17, 2020 Board of Commissioners meeting:

- Approval of bid award to Elliott Davis for professional audit services for fiscal years 2020, 2021, and 2022; and approval of the FY2020 audit contract with Elliott Davis totaling \$103,340.

### H. Approval of New Blower Skid and Flare and Associated Capital Project Budget Ordinance #200658

## BACKGROUND

The landfill gas collection and control system (GCCS) at the landfill extract landfill gas (LFG) from the landfill's waste mass to control surface emissions and odors. The GCCS is a requirement of the landfill's Title V Air Operating Permit and State and federal regulations. The GCCS includes LFG extraction wells, piping, valves, sumps and a blower skid and flare. Our permit requires

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continuous operation of the blower and flare. The blower and flare cannot be down for more than 120 hours ever. In addition to the blower and flare needed for compliance, the system can treat and send gas to Cargill. The gas is pumped to Cargill by a separate blower than the blower associated with the flare that is used for compliance with our Title V Air Operating Permit. The blower skid and flare have been operational since 1998.

The blower skid was significantly damaged by water intrusion during Hurricane Florence. Water entered the large blower that sends the gas to the flare. Eventually bearings for that blower had to be replaced on site. Water also entered the second blower that sends gas to Cargill. That blower was so badly damaged that it had to be taken off-line and rebuilt. We were able to maintain compliance by sending the gas to flare, but we were not able to deliver gas to Cargill. In the weeks after Hurricane Florence, the magnitude of water in the system became increasingly apparent. The gas collection system was watered in and manual pumping could not evacuate the water at a rate to protect the system. Pneumatic pumps were installed to continuously pump out the gas collection header. We have not been able to consistently deliver gas to Cargill since the hurricane.

To prevent damage in the future by excessive wet conditions, the new blower skid and flare project will include a generator. The generator will not only operate the blowers in the event of a power outage, it will operate the compressor which operates the pneumatic pumps. The generator will allow the system to continuously operate to purge water from headers even during a power outage. We have also included additional and replacement force mains to convey excess water from the system. The weight of water in a system designed for air can cause catastrophic damage to mechanical equipment as experienced in the aftermath of Hurricane Florence.

The new skid will include two blowers for redundancy for sending gas to the flare. The new skid and flare are sized to handle the maximum expected gas flow for the life of the landfill. We will continue to operate the treatment system and a remanufactured blower to send gas to Cargill.

The project is being funded by FEMA reimbursement for damages associated with Hurricane Florence. There were damages to the landfill, gas system, and landfill borrow pit. The amount of the damages to the landfill were determined to be \$1,602,423. The County has elected to proceed with a Section 428 Alternative Procedures for Permanent Work Project. Instead of restoring all damaged landfill areas back to pre-disaster conditions, such as the borrow pit, the New Blower Skid and Flare project will be funded. Any excess funds will be used to purchase a new bulldozer for the landfill in accordance with FEMA policies.

We plan to clear additional areas on the landfill for new borrow areas.

The new blower skid will have increased capacity for future gas collection expansion projects.

The estimated cost was provided by SCS Engineers for budgetary purposes. The project is expected to be completed within 1 year.

#### RECOMMENDATION / PROPOSED ACTION

At a meeting on February 13, 2020 the Board of Commissioners approved placing the action on the February 17, 2020 Board of Commissioners agenda as a consent item:

- Approve the Blower Skid and Flare project and the associated Capital Project Budget Ordinance #200658.

#### CAPITAL PROJECT BUDGET ORDINANCE #200658 NEW BLOWER SKID AND FLARE

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

Section 1. The project authorized is the New Blower Skid and Flare. The revenue source will be FEMA reimbursement for damage to the landfill from Hurricane Florence.

Section 2. The following projected expenditure is appropriated for this project:

	Expenditure
Capital Outlay - New Blower Skid and Flare	\$1,087,399
Capital Outlay - New Equipment	330,000
Engineering	<u>108,657</u>
	\$1,526,056

Section 3. The following associated revenue is appropriated for this project:

FEMA Reimbursement	<u>Revenue</u>
	\$1,526,056

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

Section 5. Within five days after adoption, copies of this ordinance shall be filed with the Finance Officer, Budget Officer, and Clerk to the Board, to be kept on file by them for their direction in the disbursement of County funds for this project.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2020.

Attest:

\_\_\_\_\_  
Clerk to the Board

\_\_\_\_\_  
Chairman,  
Board of County Commissioners

Project Description: The landfill gas collection and control system (GCCS) extracts landfill gas (LFG) to control surface emissions and odors. The GCCS is a requirement of the landfill's Title V Air Operating Permit and State and federal regulations. The GCCS includes LFG extraction wells, piping, valves, sumps and a blower skid and flare. The blower skid and flare have been operational since 1998. The blower skid and flare are nearing the end of their service life.

The estimated cost was provided by SCS Engineers for budgetary purposes. The project is expected to be completed within 1 year.

I. Approval of Budget Ordinance Amendments for the February 17, 2020 Board of Commissioners' Agenda

BACKGROUND  
General Fund 101

1) Animal Control - Budget Ordinance Amendment B201037 to recognize Animal Control donations in the amount of \$3,434.

The Board is requested to approve Budget Ordinance Amendment B201037 to recognize current Animal Control donations to be used for animal enrichment in the amount of \$3,434. Funding will be used to purchase enrichment items such as new beds and toys.

Please note this amendment requires no additional county funds.

2) Sheriff's Office – Budget Ordinance Amendment B200038 to recognize donations received in the amount of \$4,000.

The Board is requested to approve Budget Ordinance Amendment B200038 to recognize donations received in the amount of \$4,000. This donation revenue will be utilized for training and equipment purposes per donor requests.

Please note this amendment requires no additional county funds.

- 3) Library Grants – Budget Ordinance Amendment B200037 to recognize a Library Services and Technology Act (LSTA) Evergreen Conference Scholarship Grant in the amount of \$1,774.

The Board is requested to approve Budget Ordinance Amendment B200037 to recognize LSTA Evergreen Scholarship Grant funding in the amount of \$1,774. This funding will provide coverage of conference expenses for a library employee to attend the Evergreen International Conference. Evergreen is a database system utilized by the library.

Please note this amendment requires no additional county funds.

#### Federal Forfeiture Fund 204

- 4) Federal Forfeiture Fund – Budget Ordinance Amendment B201079 to appropriate available federal forfeiture fund balance for the purchase of a vehicle in the amount of \$55,000.

The Board is requested to approve Budget Ordinance Amendment B201079 to appropriate available federal forfeiture fund balance to purchase a new vehicle for the Cumberland County Sheriff in the amount of \$55,000.

Please note this amendment requires appropriation of federal forfeiture fund balance.

#### Juvenile Crime Prevention Fund 245

- 5) Juvenile Crime Prevention Council – Budget ordinance Amendment B201072 to reflect programs amounts as approved by the North Carolina Department of Public Safety, Division of Juvenile Justice in the FY 20 Budget in the amount of \$176,195

The Board is requested to approved Budget Ordinance Amendment B201072 to amend the following programs in the amount of \$176,195 to reflect actual funding amounts from the North Carolina Department of Public Safety, Division of Juvenile Justice. The programs are: Find-A-Friend Career Readiness Program - \$44,406, Dispute Resolution Program -\$5,900, Families & Courts Together - \$68,075, Falling Run Missionary Baptist Church - \$48,467, Pickens Peace Project - \$9,347.

Please note this amendment requires no additional county funds.

#### Worker's Compensation Fund 800

- 6) Workers Compensation – Budget Ordinance Amendment B200606 for the appropriation of fund balance to workers compensation reserves in the amount of \$582,546 based on actuarial analysis.

The Board is requested to approve Budget Ordinance Amendment B200606 to increase the reserve for workers compensation claims based on actuarial analysis in the amount of \$582,546. This funding will increase workers compensation reserves in response to increased treatment cost of current claims.

Please note this amendment requires appropriation of fund balance.

#### REGARDING THE FOLLOWING ITEM PLEASE NOTE:

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/19) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2019 budget; however, the money was not spent by June 30, 2019.

The following amendment seeks to bring those funds forward from FY 2019 into the current fiscal year, allowing departments to complete and pay for these items. This revision is not using 'new' funds but is recognizing the use of FY19 funds in FY20.

7) Animal Control – Budget Ordinance Amendment B200126 to appropriate fund balance to recognize prior year Animal Control donations in the amount of \$1,947.

The Board is requested to approve Budget Ordinance Amendment B200126 to appropriate fund balance to recognize FY2019 Animal Control Donations for animal enrichment in the amount of \$1,947. Funding will be used to purchase enrichment items such as new beds and toys.

Please note this amendment requires appropriation of fund balance.

#### RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments

MOTION: Commissioner Lancaster moved to approve consent agenda Items 3.A. – 3.I

SECOND: Commissioner Council

VOTE: UNANIMOUS (6-0)

#### 4. PUBLIC HEARINGS

##### Uncontested Rezoning Cases

A. Case P20-01: Rezoning of 2.07+/- acres from C1(P) Planned Local Business to C(P) Planned Commercial/CZ Conditional Zoning for all allowed uses within C(P) district or to a more restrictive zoning district, located at 2960 Cumberland Road, submitted by Roy L. & Sheila J. Bullock (owner).

\*\*\*\*\*

Rawls Howard, Planning and Inspections Director, presented this item and stated the request is to rezone from C1(P) Planned Local Business to C(P) Planned Commercial in the area of Hope Mills and the City of Fayetteville along Cumberland Road. Mr. Howard showed vicinity or location maps of the subject property. Mr. Howard stated the request is consistent with the Southwest Cumberland Land Use Plan and Cumberland Road Business Street Plan. Mr. Howard stated the Planning Board unanimously recommended approval, and should the Board of Commissioners approve the rezoning, the applicant will have to go to the Board of Adjustment for a Special Use Permit to change out the existing billboard. Mr. Howard responded to questions posed by Commissioner Adams regarding the billboard size specifications and stated the applicant wants to replace the wooden billboard with a steel-supported two-face digital screen billboard.

Chairman Faircloth opened the public hearing for Case P20-01.

The clerk to the board stated there were no speakers for Case P20-01.

Chairman Faircloth closed the public hearing for Case P20-01.

MOTION: Commissioner Lancaster moved in Case P20-01 to approve the rezoning from C1(P) Planned Local Business District to C(P) Planned Commercial/CZ Conditional Zoning for all allowed uses within the C(P) district and find the request is consistent with the adopted Southwest Cumberland Land Use Plan (2013) which designates this parcel as “Mixed Use Development”. Although commercial uses are typically of a lighter nature in a mixed-use development, heavier commercial uses are permitted. This request is also consistent with the Cumberland Road Business Street Plan’s recommendation of encouraging conditional zoning requests along Cumberland Road to better manage development. The board further finds the request is reasonable and in the public interest as the district requested is in harmony with existing land uses in the area as well as existing zoning. The parcel is near a heavily trafficked intersection in an area that is already transitioning from residential to commercial development and the size of the parcel and setback requirements will mitigate any commercial development that would be too large to fit in with the character of the area.

SECOND: Commissioner Council

VOTE: UNANIMOUS (6-0)

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>



## 5. ITEMS OF BUSINESS

### A. Consideration of Agreement with the Town of Spring Lake for CDBG Public Facility Program

#### BACKGROUND

A Request for Proposal (RFP) was posted on the Cumberland County website in February 2018 seeking proposals for public services, public facilities / infrastructure, and affordable housing. Proposals for various project types were received by Community Development. The selection committee reviewed all proposals and the Town of Spring Lake was one of the applicants selected to construct a sanitary sewer collection system on Mitchley Street in Spring Lake. The project met the program eligibility requirements and Community Development desires to enter into a contract with the Town of Spring Lake in the amount not to exceed \$115,676. Community Development Block Grant funds are currently available for this project.

#### RECOMMENDATION / PROPOSED ACTION

The Community Development Director recommends that the Board of Commissioners approve the contract with the Town of Spring Lake in the amount not to exceed \$115,676.

\*\*\*\*\*

Dee Taylor, Community Development Director, presented the background information and recommendation/proposed action recorded above.

**MOTION:** Commissioner Council moved to approve the contract with the Town of Spring Lake in the amount not to exceed \$115,676.

**SECOND:** Commissioner Boose

**VOTE:** UNANIMOUS (6-0)

### B. Consideration of Budget Ordinance Amendment #200011 to Provide Market Adjustment to Law Enforcement Salaries

#### BACKGROUND

The issue of detention center pay has been in the forefront across this state and this region. Only last month, our northern neighbor Harnett County increased the entry level pay for a detention officer to \$35,222. Cumberland County entry level pay for the same position is \$34,225. Further, the turnover rate at the detention center remains high with a vacancy rate hovering around 45%.

At the request of county management, the Human Resources department spent the last few months researching comparable counties and detention officer pay. The result of the research is our entry level pay is 10% lower than comparable counties while average pay is 16% below the same counties.

In an effort to have some impact on the turnover rate and the resulting tenure, it is recommended to adjust the entry level detention officer pay to \$36,500, an increase of \$2,300. This increase would apply to each detention officer's pay by \$2,300 effective March 1, 2020. Further, to maintain the standard differential in entry level pay between sworn (deputy sheriff) and unsworn (detention officer) it is recommended to adjust the entry level for deputy sheriff to \$39,237.50, an increase of \$1,750. This increase would apply to all deputy classifications excluding the rank of captain and up.

As we approach the upcoming budget, we will continue to explore a variety of options to recruit the best employees and retain them countywide.

#### RECOMMENDATION / PROPOSED ACTION

At a meeting on February 13, 2020 Board of Commissioners approved moving the following item to the Board of Commissioners February 17agenda as an item of business:

- Approve BR#200011 in the amount of \$354,233 to:

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>

- Adjust the entry level detention officer pay to \$36,500, an increase of \$2,300 and increase each detention officers pay by \$2,300 effective March 1, 2020.
- Adjust the entry level for deputy sheriff to \$39,237.50, an increase of \$1,750 for all deputy classifications excluding the rank of captain and up effective March 1, 2020.

This revision requires the use of fund balance.

\*\*\*\*\*

Ms. Cannon referenced challenges the county has faced with recruitment and retention and presented the background information recorded above. Ms. Cannon stated this is a step in the right direction in the process to begin impacting positively the county's recruitment and retention. Ms. Cannon thanked Sheriff Wright and his staff for working with her on these adjustments. Sheriff Wright provided comments confirming difficulties faced with the turnover rate and the resulting tenure of officers and stated these adjustments will show officers that the Board of Commissioners care. Sheriff Wright thanked Ms. Cannon, Assistant County Manager Melissa Cardinali and her staff and the Board of Commissioners for their support.

**MOTION:** Commissioner Lancaster moved to approve BR#200011 in the amount of \$354,233 to adjust the entry level detention officer pay to \$36,500, an increase of \$2,300 and increase each detention officers pay by \$2,300 effective March 1, 2020, and to adjust the entry level for deputy sheriff to \$39,237.50, an increase of \$1,750 for all deputy classifications excluding the rank of captain and up effective March 1, 2020.

**SECOND:** Commissioner Evans

**VOTE:** UNANIMOUS (6-0)

C. Consideration of the Transfer of the Property Located at 707 and 711 Executive Place, Fayetteville, to Cumberland County Hospital System, Inc.

#### BACKGROUND

The final step in the process of transferring the property at Executive Place to the hospital corporation is a statutory requirement that the Board's adopt a resolution approving transfer after published notice of intent.

Notice of intent was published in the Fayetteville Observer February 6, 2020. The publisher's affidavit had not been provided by the newspaper at the agenda item submission deadline. The order confirmation is attached instead.

The proposed deed of transfer and maintenance agreement are attached. The County will retain a leasehold interest in the portion of the larger building that is leased to Alliance Healthcare and the County will continue to be the landlord on that lease. Once the lease term expires, the County's interest will vest fully in the hospital corporation. The County will also retain a leasehold interest in the entire smaller building for as long as the County uses that building for its governmental purposes. That is the building in which the County's Community Development Department and Senior Employment Service program are housed.

The form of the deed of transfer is consistent with the prior deeds the County made to the hospital corporation incident to the 2006 transfer agreement. The maintenance agreement is necessary because the county is retaining the leasehold interests. The form of the maintenance agreement is consistent with the maintenance agreement that was done with the transfer of the E. Newton Smith building.

#### RECOMMENDATION / PROPOSED ACTION

If the Board wishes to complete the transfer subject to the condition that the hospital shall accept the property in its present condition, the County Attorney advises the Board may do so by adoption of the Resolution Approving Transfer set out below.

#### RESOLUTION APPROVING THE TRANSFER OF CERTAIN REAL PROPERTY TO THE CUMBERLAND COUNTY HOSPITAL SYSTEM, INC., PURSUANT TO N.C.G.S. § 131E-8

Whereas, the Board of Commissioners (the “Board”) considered the transfer of the real property described herein to Cumberland County Hospital System, Inc., d/b/a Cape Fear Valley Health System (the “Hospital”), at its February 3, 2020, meeting; and

Whereas, notice of the Board’s intent to make this conveyance was published in the Fayetteville Observer February 6, 2020, in accordance with the attached confirmation of order for publication.

Be it therefore resolved, that the Board approves the conveyance of that 2.9857 acre parcel of land containing the buildings with the addresses of 707 and 711 Executive Place, in the City of Fayetteville, to the Cumberland County Hospital System, Inc., subject to the following terms and conditions:

(1) The conveyance of the building with the street number 711 shall be subject to the reservation of a leasehold interest for that portion of the building currently leased to Alliance Healthcare and the County shall continue as the landlord under that lease until the lease term expires December 31, 2023.

(2) The conveyance of the building with the street number 707 shall be subject to the reservation of a leasehold interest for the entire building for so long as the County uses it for its governmental purposes, but not to exceed ninety (90) years.

(3) This conveyance shall be made pursuant to N.C. Gen. Stat. § 131E-8, the terms and consideration stated in the 2006 Transfer Agreement recorded in Book 7225 at page 441 in the Cumberland County Registry, and in accordance with the provisions stated in the Bill of Conveyance and General Warranty Deed attached.

(4) This conveyance shall be further subject to the terms of the agreement between the parties as to the allocation of certain costs and maintenance of the buildings and premises attached and to the condition that the Hospital shall accept the property in its present condition and as it is.

Adopted by the Cumberland County Board of Commissioners duly assembled in a regular meeting held February 17, 2020, in the City of Fayetteville.

\*\*\*\*\*

Rick Moorefield, County Attorney, referenced the update provided at the February 3, 2020 meeting on the process involved with the transfer of this property and presented the background information recorded above. Mr. Moorefield stated there is no public hearing, but it would be appropriate to ask whether anyone wished to provide comments. Mr. Moorefield stated the deed of transfer and maintenance agreement are consistent with other property transfers to the hospital system and pursuant to the requirements in the 2006 agreement when 71 parcels were transferred. Mr. Moorefield stated the property has to be used by the hospital for hospital purposes and should it ceased to be used as such, the property will revert back to the county. Mr. Moorefield stated one condition to the conveyance is that the hospital accept this property as-is in its existing state without any further expenditures by the county.

Chairman Faircloth asked if anyone wished to provide comments. There were no comments.

MOTION: Commissioner Lancaster moved to adopt the resolution approving the transfer of certain real property to the Cumberland County Hospital System, Inc., pursuant to N.C.G.C. § 131E-8.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (6-0)

## 6. NOMINATIONS

A. Joint Appearance Commission (2 Vacancies)

Commissioner Adams nominated Deanna Rosario and asked to that the position vacated by Christopher Davis be brought to the next meeting with the position that expires February 28, 2020.

7. APPOINTMENTS

A. Transportation Advisory Board (4 Vacancies)

MOTION: Commissioner Adams moved to appoint Tracy Honeycutt, Dana Davis, Amber Gulch and Sharon Batten to the Transportation Advisory Board in their respective positions.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (6-0)

Chairman Faircloth recognized members of the FCYC who shared what they learned from attending the meeting.

8. CLOSED SESSION:

A. Attorney-Client Matter(s) Pursuant to NCGS 143-318.11(a)(3)

MOTION: Commissioner Council moved to go into closed session for Attorney-Client Matter(s) Pursuant to NCGS 143.318.11(a)(3).

SECOND: Commissioner Boose

VOTE: UNANIMOUS (6-0)

MOTION: Chairman Faircloth moved to reconvene in open session.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (6-0)

MOTION: Commissioner Adams moved to adjourn.

SECOND: Chairman Faircloth

VOTE: UNANIMOUS (6-0)

There being no further business, the meeting adjourned at 8:05 p.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board