

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MARCH 1, 2021 – 9:00 AM  
117 DICK STREET, FIRST FLOOR, ROOM 118  
REGULAR MEETING MINUTES

PRESENT: Commissioner Charles Evans, Chairman  
Commissioner Glenn Adams, Vice Chairman  
Commissioner Michael Boose  
Commissioner Jeannette Council  
Commissioner Jimmy Keefe  
Commissioner Larry Lancaster  
Commissioner Toni Stewart  
Amy Cannon, County Manager  
Duane Holder, Deputy County Manager  
Tracy Jackson, Assistant County Manager  
Sally Shutt, Assistant County Manager  
Angel Wright-Lanier, assistant County Manager  
Rick Moorefield, County Attorney  
Vicki Evans, Finance Director  
Brenda Jackson, Social Services Director  
Candice H. White, Clerk to the Board

Chairman Evans called the meeting to order.

INVOCATION / PLEDGE OF ALLEGIANCE

Commissioner Keefe provided the invocation followed by the Pledge of Allegiance to the American flag.

Recognition of Fayetteville Technical Community College for Operating the Fayetteville Cumberland Educational Channel for 15 Years

Chairman Evans asked FTCC President Dr. Larry Keen to come to the podium and stated Cumberland County and the Board of Commissioners wish to express their appreciation to Dr. Keen and the FTCC Media Services Department for their contributions to the community by operating the Fayetteville Cumberland Educational Television Channel for almost 15 years. Chairman Evans stated the process of developing and standing up a local public educational channel started as early as 1995 with planning meetings between FTCC, Cumberland County, the City of Fayetteville, Cumberland County Schools, Fort Bragg, and Fayetteville State University. Chairman Evans stated by late 2006, a programming coordinator was hired and the studio in the Harry F. Shaw Virtual College Center on the FTCC campus was equipped and ready to broadcast.

Chairman Evans stated FCETV provided quality educational and community programming, including the Board of County Commissioners meetings and other county government content, until the channel transitioned to Cumberland County N.C. TV on February 12. Chairman Evans stated FTCC continues to create programming for viewing on multiple digital platforms and will be contributing local programming to CCNC-TV. Chairman Evans presented a framed certificate to Dr. Keen and asked everyone to join him in thanking Dr. Keen and FTCC for operating the Fayetteville Cumberland Educational Television Channel for 15 years in service to the community's citizens. Dr. Keen provided brief comments and expressed his appreciation for the recognition.

1. APPROVAL OF AGENDA

MOTION: Commissioner Lancaster moved to approve the agenda.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

## 2. PRESENTATIONS

- A. Presentation on the Juvenile Crime Prevention Council by Ms. Nichelle Gaines, JCPC Coordinator

### BACKGROUND

Ms. Nichelle Gaines, JCPC Coordinator, will be making a short presentation on the Juvenile Crime Prevention Council at the March 1, 2021 Board of Commissioners' meeting.

### RECOMMENDATION / PROPOSED ACTION

For information purposes only.

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Duane Holder, Deputy County Manager, introduced Nichelle Gaines, JCPC Coordinator, and stated Commissioner Adams serves as the Chairman of the JCPC. Ms. Gaines provided information about the JCPC aided by the following PowerPoint presentation.

#### Juvenile Crime Prevention Purpose

Cumberland County partners with NC Department of Public Safety, Juvenile Community Program Section to provide a comprehensive strategy to help prevent and reduce juvenile crime and delinquency in our community.

- Juvenile Crime Prevention Council (JCPC) Members and Community Programs are working together to:
  - Strengthen Youth and Families
  - Promote Delinquency Prevention
  - Support Core Social Institutions
  - Intervene Immediately and Effectively When Delinquent Behavior Occurs
  - Identify and Control the Small Group of Serious, Violent, and Chronic Juvenile Offenders

#### Juvenile Crime Prevention Support

The majority of JCPC activities are funded through State and County dollars. Cumberland County has total fiduciary responsibility for local and state dollars.

The Division of Adult Correction and Juvenile Justice, through the Juvenile Community Programs section, manages aid to county funds allocated from the NC General Assembly for county government development and continuation of local juvenile justice programs as planned and recommended by the JCPC.

- FY 20-21 Cumberland County received a total of \$1,119,291 in funding to allocate through Request for Proposals
- FY21-22 Cumberland County anticipates a total of \$1,119,291 in funding to allocate through Request for Proposals.

#### Council Membership

- |                                        |                                                                       |
|----------------------------------------|-----------------------------------------------------------------------|
| • <u>Schools;</u>                      | • One Person Under the Age of 21 and One Youth <u>Representative;</u> |
| • Fayetteville <u>Police;</u>          | • Juvenile Defense <u>Attorney;</u>                                   |
| • Sheriff's <u>Office;</u>             | • Chief District Court <u>Judge;</u>                                  |
| • District <u>Attorney;</u>            | • Member of the Business <u>Community;</u>                            |
| • Chief Court <u>Counselor;</u>        | • Health <u>Director;</u>                                             |
| • <u>Alliance;</u>                     | • United Way or other nonprofit <u>agency;</u>                        |
| • DSS <u>Director;</u>                 | • Local Parks and Recreation <u>Program;</u>                          |
| • County <u>Manager;</u>               | • Member of the Faith Community; and                                  |
| • Substance Abuse <u>Professional;</u> | • Up to Seven At-Large Members -                                      |
| • County <u>Commissioner;</u>          | Cumberland County has 4 At-Large Members                              |

**CUMBERLAND COUNTY JCPC HAS 23 COUNCIL MEMBERS - ALL SEATS ON OUR JCPC COUNCIL ARE FILLED**


How JCPC Members Work Together

- JCPC Committee Work (Executive, Planning, Finance, Nominating and Monitoring Committees)
  - To ensure that appropriate intermediate dispositional options are available
  - Assess needs of juveniles in the local community
  - Plan for a permanent funding stream for delinquency prevention programs
  - Evaluate program performance

Current Funded Programs

- CUMBERLAND COUNTY COMMUNICARE (FACT)
- CUMBERLAND COUNTY COMMUNICARE (JAC)
- CUMBERLAND COUNTY DSS GROUP CARE
- CUMBERLAND COUNTY DISPUTE RESOLUTION (TEEN COURT)
- FALLING RUN BAPTIST CHURCH
- FAYETTEVILLE POLICE DEPARTMENT - WORTH COURT
- FAYETTEVILLE POLICE DEPARTMENT - JUVENILE RESTITUTION PROGRAM
- FIND-A-FRIEND AFTERSCHOOL PROGRAM
- FIND-A-FRIEND CAREER READINESS PROGRAM
- GREATER LIFE OF FAYETTEVILLE (GLOF)
- PICKENS PEACE PROJECT

Ms. Gaines reviewed the slide below of the Measurable Objectives Status Report using the Teen Court program as an example.



North Carolina Department of Public Safety

NC ALLIES Client Tracking

Report: Measurable Objectives Status Report

From: 07/01/2019 to 06/30/2020

As of: Feb 24, 2021 1:39 PM

Program Name: Teen Court

County: Cumberland

This section is based on the program agreement(s) active during the reporting period and counts juveniles served during the reporting date range.

Component Name	Component Type	Fiscal Year	Estimated Served	Actual Served
Teen Court	Teen Court	FY 19-20	180	178

Measurable objectives correspond to the fiscal year when a youth is terminated from a program. Only youth terminated during the specified report date range will be represented in this section.

Component Name	Measurable Objectives	Goal	Actual	Terminations	Answers	Met
FY 2019-2020						
Teen Court	Clients will have no new complaints with an offense date after the admission date.	85%	100%	167	165	165
Teen Court	Clients will have no new adjudications for a complaint with an offense date after the admission date.	90%	100%	167	165	165
Teen Court	Clients will demonstrate improvement in developing and/or maintaining social and interpersonal interactions during program participation.	75%	92.12%	167	165	152
Teen Court	Clients will successfully or satisfactorily complete services as intended by the program design/service plan.	80%	91.52%	167	165	151

Ms. Gaines reviewed the slide below indicating youth served through the JCPC program in Cumberland County for PY 2019-2020, state totals, and the estimated number of youths in Cumberland County between the ages 6 to 15.

JUVENILE COURT-INVOLVED - Legal Status of Admissions to JCPC Funded Programs														
		At Risk		Intake / Diverted	Awaiting Court	Adjudicated								
County	At Risk	Court Counselor Consultation	Diversion Plan/Contract	Petition Filed	Deferred Prosecution	Adjudicated Undisciplined Disposition Pending	Adjudicated Delinquent Disposition Pending	Protective Supervision	Probation	Commitment	Post Release Supervision	Continuati on Services	Interstate Compact for Juveniles (ICJ)	Totals
Cumberland	278	4	74	67	10	2	2	0	77	5	0	22	2	543
State Total	6,714	386	3,076	525	219	48	122	123	2,480	34	35	54	5	13,821
POPULATION ESTIMATES														
County	6	7	8	9	10	11	12	13	14	15	16	17	6 to 15	
Cumberland	5,291	5,185	5,294	5,415	5,171	4,910	4,767	4,654	4,482	4,272	4,156	4,092	49,441	

Ms. Gaines stated JCPC programs are doing an excellent job when considering some of the challenges associated with COVID-19 and with schools being shut down, the JCPC has adjusted

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some of its programs to be conducted virtually. Ms. Gaines shared a success story of a youth involved in the gang prevention program.

Ms. Gaines reviewed the following slide about the Raise the Age impact in Cumberland County (District 12) when in 2017 16- and 17-year-old individuals who commit crimes in North Carolina were no longer automatically charged in the adult criminal justice system. Ms. Gains stated due to COVID-19, the state was unable to accurately assess how well RTA is currently doing but that information will be provided as soon as it becomes available.



Ms. Gaines stated Cumberland County has received recognition for the work it is doing. Cumberland County Juvenile Court Services and Community Programs were acknowledged by Crystal Bennett, JCPC Central Area Consultant with NCDPS Division of Juvenile Justice/Community Programs for their innovative and collaborative efforts to provide continued direct service while keeping youth, employees and volunteers safe and for “reaching in” virtually to achieve sustainable impact with youth and their families during the uncertainties and risks over the last nine months.

Ms. Gaines concluded her presentation and responded to questions that followed. Commissioner Adams recognized Caroline Melvin, Supervisor at Pre-Trial Release, and thanked the county and Board of Commissioners for its contribution to this program and the JCPC.

3. CONSENT AGENDA
- A. Approval of February 15, 2021 Regular Meeting Minutes
- B. Approval of a Proclamation Recognizing March 2021 as American Red Cross Month in Cumberland County

BACKGROUND

A request was received for a proclamation recognizing March 2021 as American Red Cross Month in Cumberland County.

RECOMMENDATION / PROPOSED ACTION

Respectfully request approval of the proclamation.

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, The American Red Cross Sandhills Chapter was established on April 26, 1917 in response to call from President Woodrow Wilson after the start of World War I to assist and comfort communities stricken by disasters large and small, and to help the able-bodied and disabled veterans and civilians overseas; AND

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WHEREAS, The American Red Cross Sandhills Chapter provides services to local military personnel and their families, including 24-7 emergency messaging, assisting military members and their families through pre-deployment and post-deployment briefings and seminars; AND

WHEREAS, The American Red Cross Sandhills Chapter continues to partner with city and county government and civic agencies to help ensure our communities are more ready and resilient in the face of future disasters: AND

WHEREAS, Each year the American Red Cross Sandhills Chapter provides shelter, clothing, food and counsel to hundreds of area families who experience a home fire or other disasters such as tornadoes and floods; AND

WHEREAS, The American Red Cross plays a vital role in relief operations by deploying volunteers to rebuild communities hit by disaster and by providing critical support and resources at home and across the Nation; AND

WHEREAS, Each year the American Red Cross Sandhills Chapter trains thousands of local citizens to lead safer and healthier lives through life-saving skills from swimming and lifeguarding to first aid, CPR and AED; AND

WHEREAS, Each year the American Red Cross Sandhills Chapter helps to collect, test and distribute thousands of life-saving units of blood and blood products; AND

WHEREAS, Our County's leadership relies upon our citizens who are motivated to act by our common humanity. This month let us come together to celebrate Cumberland County's spirit of generosity and the dedicated individuals and organizations who keep that spirit alive.

NOW THEREFORE, LET IT BE RESOLVED, that the Cumberland County Board of Commissioners hereby proclaims March 2021 as AMERICAN RED CROSS MONTH in Cumberland County and encourages all citizens to join in the observance.

Approved this 1st day of March 2021.

C. Approval of Proclamation Recognizing March 7-13, 2021 as Severe Weather Awareness Week in Cumberland County

#### BACKGROUND

Cumberland County Emergency Services recognizes that in North Carolina, we are susceptible to many types of weather conditions. The National Weather Service, as well as the North Carolina Department of Public Safety, have teamed up to provide a severe weather safety campaign (i.e., Severe Weather Awareness Week). Cumberland County Emergency Services shares in the desire to provide safety information to Cumberland County residents as it aligns with the Board's strategic goal to create a more resilient community.

Promoting Severe Weather Awareness Week is an important part of our efforts to educate the public about emergency preparedness.

#### RECOMMENDATION / PROPOSED ACTION

Staff requests approval of recognizing March 7-13, 2021 as Severe Weather Week in Cumberland County.

COUNTY OF CUMBERLAND

NORTH CAROLINA

#### PROCLAMATION SEVERE WEATHER AWARENESS WEEK MARCH 7-13, 2021

WHEREAS, the National Weather Service and the North Carolina Department of Public Safety are teaming up to bring a severe weather safety campaign to all of North Carolina's residents; and

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WHEREAS, this year's North Carolina Severe Weather Preparedness Week will focus on tornadoes, large hail, lightning, flash flooding and damaging straight-line wind as well as implementing safety plans; and

WHEREAS, Wednesday, March 10 is the designated day for tornado drills to be held statewide in schools, government buildings and private companies; and

WHEREAS, Cumberland County residents should take a few moments to learn about severe weather safety and implement an emergency safety plan for home, school and work so we will all be better off when severe thunderstorms and tornadoes inevitably strike our state and minimize the likelihood of injury and fatalities caused by severe weather; and

WHEREAS, Cumberland County residents should listen to local radio, television, a weather channel or a NOAA (National Oceanic and Atmospheric Administration) weather radio for information on severe weather and sign up for emergency alert systems such as Cumberland Alerts weather warnings; and

WHEREAS, the time to put an emergency kit together is before severe weather strikes so Cumberland County residents should have a disaster supply kit on hand that contains a first-aid kit, a battery-powered radio, flashlight with extra batteries, canned and other non-perishable foods, a hand operated can opener, bottled water, sturdy shoes and work gloves.

NOW THEREFORE, We, the Cumberland County Board of Commissioners, hereby proclaim March 7-13, 2021 as "**SEVERE WEATHER PREPAREDNESS WEEK**" in Cumberland County and call upon our residents to become weather ready and pledge to prepare for severe weather.

Adopted this 1st day of March 2021.

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

Sheriff's Office

Vendor: Brantley Electronic Supply

Invoice Date: May 2020

Total Amount: \$28.11

Sheriff's Office

Vendor: Next Care

Services Rendered: April, May and June 2020

Total Amount: \$475.51

Workforce Development

Vendor: EDSI, Inc.

Invoice Dates for Out-of-School Youth Operational Expenses: January 2019, and June - December 2019 totaling \$233,088.91 minus state disallowed costs for indirect and profit percentages totaling \$106,337.

Total Amount: \$126,751.91

Workforce Development

Vendor: EDSI, Inc.

Invoice Dates for In-School Youth Operational Expenses: November and December 2019

Total Amount: \$1,223.15

#### RECOMMENDATION / PROPOSED ACTION

Management is requesting approval to pay prior year invoices for the Sheriff's Office totaling \$503.62, and Workforce Development invoices totaling \$127,975.06.

#### E. Approval to Pay Prior Year Invoices and Budget Ordinance Amendment # 210001

##### BACKGROUND

There is a period of time after June 30th of the fiscal year-end in which transactions of the prior fiscal year will continue to be processed (typically until the third week in August). After that cutoff date has passed, a department may still receive a vendor invoice that is payable for services rendered in the prior fiscal year.

When that occurs, approval by the Board of Commissioners is required for payment. If a department does not have budgetary availability to pay the invoice in the current year budget, the Board of Commissioners is also requested to approve a budget ordinance amendment. The Sheriff's Office has requested budgetary approval and payment of the following invoices:

Vendor:

Prime Health Services

Ten (10) invoices with services dates ranging between October 2019 - May 2020

Total Amount \$50,473.31

#### RECOMMENDATION / PROPOSED ACTION

Management is requesting approval to pay ten (10) prior year invoices for the Sheriff's Office totaling \$50,473.31 and approval of Budget Ordinance Amendment #210001 to re-appropriate FY2020 budgeted funds for the Safekeeper Medical funding for the Sheriff's Office.

#### F. Approval of Sale of Surplus Real Property Located at 402 S. Plymouth Street Fayetteville

##### BACKGROUND

On November 2, 2020, the Board adopted a resolution of its intent to accept the offer of Ruby Diaz to purchase property with PIN 0446-68-2759, being Lot 1 Benny R & Grace B Melvin Prop., P/B 70, Pg. 24, located at 402 S. Plymouth Street, Fayetteville for \$4,722.95 and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned SF6, with a tax value of \$3,750.00. Based on the County GIS Parcel View 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 November 5, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### G. Approval of Sale of Surplus Real Properties Being Lts 8-9 Pleasant View Park, 873 W Orange Street, 892 W Orange Street And 882 W Orange Street, Fayetteville

##### BACKGROUND

On October 19, 2020, the Board adopted a resolution of its intent to accept the offer of Carmen Hunter- Cameron to purchase the four parcels below for a price of \$25,954.59:

PIN 0437-58-6814, Lts 8-9 Pleasant View Pk, Fayetteville; tax value of \$23,604; zoned CC

PIN 0437-59-5476, 873 W Orange Street, Fayetteville; tax value of \$30,300; zoned MR5; structure on property

PIN 0437-59-5002, 892 W Orange Street, Fayetteville, tax value of \$4,000; zoned MR5

PIN 0437-59-3265, 882 W Orange Street, Fayetteville, tax value of \$24,900; zoned MR5; structure on property

The Board directed that the property be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Notice of the proposed sale, subject to the upset bid process was advertised in the Fayetteville Observer on October 27, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

- H. Approval of Sale of Surplus Real Properties Being 12.44 Ac Vacant Land and 1511 Rhone Street, Fayetteville

#### BACKGROUND

On October 19, 2020, the Board adopted a resolution of its intent to accept the offer of JN DUM, Inc., to purchase the two parcels below for a price of \$35,078,79:

PIN 0446-33-1463, 12.44 Acres of Vacant Land, Fayetteville; tax value of \$62,200.00; zoned SF6;  
and  
PIN 0446-53-5958, 1511 Rhone Street, Fayetteville, tax value of \$61,900.00; zoned SF6

The Board directed that the property to be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. Based on the County GIS Parcel View System and the tax records, there is a structure on the lot located at 1511 Rhone Street.

Notice of the proposed sale, subject to the upset bid process required by G.S. § 160A-269, was advertised in the Fayetteville Observer on October 27, 2020. 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 or the County Manager to execute a non-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 Off Patterson Road, Fayetteville

#### BACKGROUND

On October 19, 2020, the Board adopted a resolution of its intent to accept the offer of Maline Crupi to purchase property with PIN 9493-84-1667, being 0.55 Ac Jones-Ratley Land, located off Patterson Road, Fayetteville for \$4,119.06 and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned RR, with a tax value of \$15,000.00. Based on the County GIS Parcel View 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 October 27, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

- J. Approval of Sale of Surplus Real Property Located at 508 Orlando Street, Fayetteville

#### BACKGROUND

On October 19, 2020, the Board adopted a resolution of its intent to accept the offer of Maline Crupi to purchase the property with PIN 0436-04-0696, being Lot 1 PA & Bertha H Reeves Prop. (containing 0.41 ac) located at 508 Orlando Street, Fayetteville, for a purchase price of \$17,851.44, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned MR5, with a tax value of \$18,300.00. Based on the County GIS Parcel View 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 October 27, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### K. Approval of Sale of Surplus Real Property Located at 2709 Larry Street, Fayetteville

##### BACKGROUND

On October 19, 2020, the Board adopted a resolution of its intent to accept the offer of Pint-Sized Properties, LLC, to purchase property with PIN 0415-78-1330, located at 2709 Larry Street, Fayetteville for \$6,540.45 and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned R10, with a tax value of \$14,000.00. Based on the County GIS Parcel View 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 October 27, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### L. Approval of Sale of Surplus Real Property Located at 319 Lincoln Drive, Fayetteville

##### BACKGROUND

On November 2, 2020, the Board adopted a resolution of its intent to accept the offer of Maline Crupi to purchase property with PIN 0437-81-1404, being Cape Fear Dev. Co., Blue Homes, Lot 15, P/B 12, Pg. 21, located at 319 Lincoln Drive, Fayetteville for \$7,437.21 and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned SF6, with a tax value of \$28,700.00. Based on the County GIS Parcel View 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 November 5, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### M. Approval of Sale of Surplus Real Property Located at 5206 Tara Way Drive, Fayetteville

##### BACKGROUND

On November 2, 2020, the Board adopted a resolution of its intent to accept the offer of Pint-Sized Properties, LLC, to purchase the property with PIN 0405-98-0447, being Lot 4, Cumberland Sub., P/B 36, Pg. 1, located at 5206 Tara Way Drive, Fayetteville for \$7,310.82, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned SF10, with a tax value of \$12,000.00. Based on the County GIS Parcel View 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 November 5, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### N. Approval of Sale of Surplus Real Property Adjoining Ireland Drive, Fayetteville

##### BACKGROUND

On November 2, 2020, the Board adopted a resolution of its intent to accept the offer of Maline Crupi to purchase property with PIN 0416-67-0184, being Parcel 2 in the Deed recorded in Book 10908, Page 742, adjoining Ireland Drive, Fayetteville for a purchase price of \$3,051.75, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned SF10, with a tax value of \$10,800.00. Based on the County GIS Parcel View 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 November 5, 2020. 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 or the County Manager to execute a non-warranty deed for the property upon the County's receipt of the balance of the purchase price.

#### O. Approval of Budget Ordinance Amendments for the March 1, 2021 Board of Commissioners' Agenda

##### BACKGROUND

##### General Fund 101

1) General Government Other – Budget Ordinance Amendment B210639 to recognize non-Congregate COVID-19 Sheltering funds from the North Carolina Department of Public Safety in the amount of \$69,581

The Board is requested to approve Budget Ordinance Amendment B210639 to recognize non-Congregate COVID-19 Sheltering funds from the North Carolina Department of Public Safety in the amount of \$69,581. These funds represent anticipated sheltering costs for those at-risk or experiencing homelessness, or in need of alternate quarantine/isolation as a result of the pandemic from December 7, 2020 to June 30, 2021.

Please note this amendment requires no additional county funds.

2) Board of Elections – Budget Ordinance Amendment B210640 to recognize federal funds in the amount of \$230,674 from Help America Vote Act (HAVA)

The Board is requested to approve Budget Ordinance Amendment B210640 to recognize federal funds in the amount of \$230,674 from Help America Vote Act (HAVA). These funds will be used to improve voting systems, technology, and methods for casting and counting votes.

Please note this amendment requires no additional county funds.

#### REGARDING THE FOLLOWING ITEM #3 PLEASE NOTE:

Each fiscal year County departments may have projects that have been approved and initiated but were not complete by the fiscal year end (6/30/20) or items ordered that had not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2020 budget; however, the money was not spent by June 30, 2020.

The following amendment seeks to bring those funds forward from FY 2020 into the current fiscal year, allowing departments to complete and pay for these projects and items. These revisions are not using 'new' funds but are recognizing the use of FY20 funds in FY21.

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## Capital Investment Fund 107

3) Capital Investment Fund – Budget Ordinance Amendment B210783 to re-appropriate funds for the Department of Social Services Elevator Modernization Project in the amount of \$866,470

The Board is requested to approve Budget Ordinance Amendment B210783 to re-appropriate funds for the Department of Social Services Elevator Modernization Project in the amount of \$866,470. These funds will be used to complete the second phase of this project. \$1,000,000 was budgeted for this project in FY20, but only a portion (Phase 1) of the project was completed in the amount of \$133,530.

### RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments

MOTION: Commissioner Council moved to approve consent agenda Items 3.A-3.O.3).

SECOND: Commissioner Boose

VOTE: UNANIMOUS (7-0)

## 4. PUBLIC HEARINGS

A. Public Hearing on Proposed Economic Development Incentives for "Project Wolfpack"

### BACKGROUND

This public hearing is to consider an economic development incentive package for "Project Wolfpack". This project is an opportunity to support the expansion of an existing employer, with facilities in multiple states. With the intent of retaining quality jobs, paying substantially above our County average wage, and expansion of our non-residential tax base, FCEDC is respectfully requesting the Commissioners consider approving an incentive grant for Cargill / Project Wolfpack CG.

Cargill is a longstanding employer in Fayetteville and Cumberland County, directly connected to our region's agricultural industry (Food Products including soybean and peanut oils). In addition to providing stable employment and above average wages, the company consistently contributes to area non-profits, disaster recovery, and relief initiatives. Currently, the company is evaluating competing locations for an expansion of production capacity.

Subject to final acceptance by the Company, and execution of the required Incentive Agreement, the Company proposes to:

- Maintain a minimum of 70 jobs at their Cumberland County facility through 2028
- Pay an average wage of at least \$70,000 per year
- Invest more than \$5 million in real estate improvements
- Add approximately \$20 million in new personal property

With the project substantially complete by the end of 2022, as proposed, Cumberland County would provide:

- A 6-year incentive grant, offset by the tax revenue generated by the increased assessed value of real and personal property
- In the first year of the agreement, a grant of \$90,000 is proposed
- In years 2-6 a grant of \$101,000 is proposed
- In no year shall the grant exceed 50% of the net increased tax revenue received by the County

### RECOMMENDATION / PROPOSED ACTION

Hold the public hearing for "Project Wolfpack". After the public hearing, consider approval of the local incentive grant that in no year shall the grant exceed 50% of the net increased tax revenue received by the County.

\*\*\*\*\*

Robert Van Geons, Fayetteville Cumberland Economic Development Commission President/CEO presented the background information recorded above for “Project Wolfpack”.

Chairman Evans opened the public hearing.

The clerk to the board stated there were no speakers.

Chairman Evans closed the public hearing.

MOTION: Commissioner Lancaster moved to approve the local incentive grant for “Project Wolfpack” that in no year shall the grant exceed 50% of the net increased tax revenue received by the County.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (7-0)

## B. Public Hearing on Proposed Economic Development Incentives for "Project NUAR"

### BACKGROUND

This public hearing is to consider an economic development incentive package for "Project NUAR". "Project NUAR" is a U.S. headquartered company that is considering an existing building located at 595 S. King Street, Fayetteville, for a new production facility. If we are successful in attracting this company, this company proposes to:

- Create 75 new jobs, to be located at a facility in Cumberland County (Fayetteville), by 2025
- Pay an average wage exceeding \$45,000 per year
- Invest more than \$4 million in real estate improvements and equipment As proposed, Cumberland County would provide the following:
  - A grant of \$1,500 per job, for the first 15 jobs created
  - A grant of \$625 per job, for the next 60 jobs created
  - This grant shall be paid annually on an agreed upon date, based on the number of new jobs created during the previous year.
- To receive payment, the Company will have to retain the previous year’s head count and demonstrate that they have exceeded the average wage for all positions.
- One hiring is complete, the Company shall be required to maintain the jobs for an additional 24 months. Should the company fail to maintain employment, they shall be required to repay the grant amount corresponding to the shortfall.

The City of Fayetteville will be holding a public hearing to consider a similar request. The Company anticipates a final decision within the next 45 – 60 days.

### RECOMMENDATION / PROPOSED ACTION

Hold the required public hearing for "Project Nuar". After the public hearing, consider approval of the local incentive grant in an amount not to exceed \$60,000.

\*\*\*\*\*

Mr. Van Geons presented the background information recorded above for “Project Nuar”.

Chairman Evans opened the public hearing.

The clerk to the board stated there were no speakers.

Chairman Evans closed the public hearing.

MOTION: Commissioner Keefe moved to approve the local incentive grant for “Project Nuar” in an amount not to exceed \$60,000.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (7-0)

5. ITEMS OF BUSINESS

A. Consideration of Proposed Schedule for Fiscal Year 2022 Budget Work Sessions and Budget Public Hearing

BACKGROUND

Management anticipates submitting the FY22 Recommended Budget to the Commissioners on Thursday, May 27, 2021. Several work sessions may be needed for the review of the recommended budget.

RECOMMENDATION / PROPOSED ACTION

Adopt the attached schedule for FY22 budget work sessions and public hearing as recommended or modified.

Thursday, May 27, 2021	7:00 PM	Budget Presentation	Room 118
Wednesday, June 2, 2021	5:30 PM	Budget Work Session	Room 564
Monday, June 7, 2021	7:00 PM	Budget Public Hearing/ Optional Budget Work Session	Room 118
Wednesday, June 9, 2021	5:30 PM	Budget Work Session	Room 564
Monday, June 14, 2021	5:30 PM	Budget Work Session	Room 564
Wednesday, June 16, 2021	5:30PM	Budget Work Session (if needed)	Room 564

\*\*\*\*\*

Duane Holder, Deputy County Manager presented the background information and proposed schedule recorded above. Commissioner Keefe inquired about opportunities for public comment during the public hearing. Mr. Holder stated the proposed FY22 budget will be posted publicly on the county website with hard copies for review in the manager and clerk’s offices. Mr. Holder stated the hope is to talk about the budget on CCNTV and comments will be accepted through any means possible to include email and other online platforms.

MOTION: Commissioner Keefe moved to adopt the schedule for FY22 budget work sessions and public hearing as recommended.  
SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

6. NOMINATIONS

There were no nominations for this meeting.

7. APPOINTMENTS

A. Cumberland County Juvenile Crime Prevention Council (6 Vacancies)

MOTION: Commissioner Adams moved to appoint to the Cumberland County Juvenile Crime Prevention Council, Stephanie Dixon to the category of Substance Abuse Professional; Mariamarta Conrad to the category of Member of Public Representing Interests of Families of At-Risk Individuals; Trenton Hightower to the category of Person Under Age 21; Michael Fiala to the category of Juvenile Defense Attorney; and Dr. Antonio Jones and Dr. Mark Kendrick to the category of At-Large Representative.  
SECOND: Commissioner Boose  
VOTE: UNANIMOUS (7-0)

B. Equalization and Review Board Appointment of Officers

MOTION: Commissioner Adams moved to appoint as officers to the Equalization and Review Board, Marva Lucas-Moore as Chair, Charles M. Grannis as First Vice Chair, and Derwood Clark as Second Vice Chair.

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SECOND: Commissioner Keefe  
VOTE: UNANIMOUS (7-0)

C. Eastover Sanitary District Board of Directors (1 Vacancy)

MOTION: Commissioner Adams moved to appoint Danielle Osborne to fill the vacancy on the Eastover Sanitary District Board of Directors.

SECOND: Commissioner Boose  
VOTE: UNANIMOUS (7-0)

8. CLOSED SESSION:

A. Attorney-Client Matter(s) Pursuant to NCGS 143.318.11(a)(3)

B. Real Property Matter(s) Pursuant to NCGS-143-318.11(a)(5)

MOTION: Commissioner Boose moved to go into closed session for Attorney Client Matter(s) Pursuant to NCGS 143.318.11(a)(3) and Real Property Matter(s) Pursuant to NCGS-143-318.11(a)(5).

SECOND: Commissioner Council  
VOTE: UNANIMOUS (7-0)

Chairman Evans recessed the meeting to conference room 564 for the closed session meeting and announced that the Board would adjourn the meeting in Room 564. At the conclusion of the closed session meeting and while in conference room 564, the following motions were offered.

MOTION: Commissioner Lancaster moved to reconvene in open session.  
SECOND: Commissioner Boose  
VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Council moved to adjourn.  
SECOND: Commissioner Lancaster  
VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 11:25 a.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board