

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 7, 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
Tracy Jackson, Assistant County Manager
Sally Shutt, Assistant County Manager
Rick Moorefield, County Attorney
Vicki Evans, Finance Director
Amanda Bader, Solid Waste Director
Candice H. White, Clerk to the Board
Kellie Beam, Deputy Clerk

Chairman Evans called the meeting to order.

INVOCATION / PLEDGE OF ALLEGIANCE

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

RECOGNITION - Deputy Innovation and Technology Services Director Daniel Rister on Graduation from UNC-CH School of Government's Certified Government Chief Information Officers Program

BACKGROUND

Daniel Rister, Deputy Innovation and Technology Services Director, successfully graduated from the 2020- 2021 Certified Government Chief Information Officers Program™ at the University of North Carolina at Chapel Hill's School of Government.

The CGCIO™ program is the first local government specific program for CIOs in the nation and began in 2005. The program is designed for local government Information Technology Directors and Chief Information Officers whose challenging responsibilities require a broad understanding of management, leadership, legal, regulatory, and enterprise topics. The course is approximately 240 hours in length and course instruction covers strategic technology planning, communication, emerging technology trends, risk assessment and management, acquisition management, change management, leadership, cybersecurity, and legal issues related to technology.

Mr. Rister is one of the 45 local government, state agency, community college, and K-12 education IT leaders in the state of North Carolina who successfully completed the course this year. Over the course of its existence, the CGCIO™ program has graduated over 2000 public sector technology leaders across the nation.

RECOMMENDATION / PROPOSED ACTION

Congratulate Mr. Rister on this accomplishment.

Commissioner Adams called Deputy Innovation and Technology Services Director Daniel Rister to the podium and conducted the following recognition.

Daniel Rister, Deputy Innovation and Technology Services Director, successfully graduated from the 2020- 2021 Certified Government Chief Information Officers

Program™ at the University of North Carolina at Chapel Hill's School of Government.

The Certified Government Chief Information Officers program is the first local government specific program for Chief Information Officers in the nation and began in 2005. The program is designed for local government Information Technology Directors and Chief Information Officers whose challenging responsibilities require a broad understanding of management, leadership, legal, regulatory, and enterprise topics. The course is approximately 240 hours in length and course instruction covers strategic technology planning, communication, emerging technology trends, risk assessment and management, acquisition management, change management, leadership, cybersecurity, and legal issues related to technology.

Mr. Rister is one of the 45 local government, state agency, community college, and K-12 education IT leaders in the state of North Carolina who successfully completed the course this year. Over the course of its existence, the Certified Government Chief Information Officers program has graduated over 2000 public sector technology leaders across the nation.

Commissioner Adams asked everyone to join him in congratulating Mr. Rister on this accomplishment.

Amy Cannon, County Manager, asked to have Item 2.A. EnerGov Online Services rescheduled.

1. APPROVAL OF AGENDA

MOTION: Commissioner Lancaster moved to approve the agenda with the rescheduling of Item 2.A. EnerGov Online Services.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

2. PRESENTATIONS

A. TO BE RESCHEDULED

B. Cumberland Clean Event September 18, 2021

BACKGROUND

Cumberland County Solid Waste Management Director Amanda Bader will provide information about the Cumberland Clean event taking place September 18, 2021. Volunteers are invited to help pick up litter throughout the county from 8 a.m. to noon.

RECOMMENDATION / PROPOSED ACTION

For information purposes only.

Amanda Bader, Solid Waste Director, provided a short video presentation of the Cumberland Clean Event and invited everyone to participate on September 18, 2021.

C. CCNC-TV Available on Streaming Apps

BACKGROUND

Cumberland County Government's TV channel, CCNCTV (Cumberland County North Carolina TV) can now be streamed on Apple TV, Roku and FireTV. Residents can download the app for free from their device's app store.

CCNCTV is a 24-hour channel that focuses on Cumberland County government. It airs seven days a week on Spectrum Cable Channel 5 and the County's website. The channel offers programming

featuring various departments within the County, public meetings, important updates and information from state and federal agencies.

RECOMMENDATION / PROPOSED ACTION

For information purposes only.

Sally Shutt, Assistant County Manager, provided a brief video presentation of the app for streaming CCNC-TV.

3. CONSENT AGENDA

A. Approval of August 16, 2021, Regular Meeting Minutes

B. Proclamation Designating September 17-23, 2021, as Constitution Week

BACKGROUND

Request was received for a proclamation designating the period beginning September 17 and ending September 23, 2021, as Constitution Week. Chairman Evans will attend an event to celebrate Constitution Week at the State Veterans Park on Friday, September 17, 2021 at 11:00 a.m. and read the proclamation.

RECOMMENDATION / PROPOSED ACTION

Respectfully request approval of the proclamation.

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, on September 17, 1787, after four months of debate, highlighted by sharp differences of view and by wise compromises, the outstanding leaders of our Republic, who were meeting in convention at Philadelphia, signed the Constitution of the United States of America; and

WHEREAS, the story of the framing, signing, and adoption of that epochal document constitutes one of the most significant chapters in the history of our country; and

WHEREAS, it is fitting that every American should reflect upon the vision and fortitude of our forebears in creating a charter designed "to form a more perfect Union, establish Justice, ensure domestic Tranquility, provide for the common defense, promote the general Welfare, and secure the Blessings of Liberty" for themselves and for the fortunate millions who were to follow them as citizens of this Nation; and

WHEREAS, the Congress, by a joint resolution approved August 2, 1956, has requested the President to set aside the week beginning September 17 of each year as Constitution Week, a time for the contemplation and commemoration of the historic acts which resulted in the formation of our Constitution.

NOW THEREFORE, We, the Cumberland County Board of Commissioners, do hereby designate the period beginning September 17 and ending September 23, 2021, as Constitution Week, and urge the citizens of Cumberland County to observe that week with appropriate ceremonies and activities in their schools and churches, and in other suitable places. We further urge the citizens of Cumberland County to give solemn and grateful thought to that eventful week in September 1787 when our Constitution was signed, delivered to the Continental Congress, and made known to the people of the country, thus laying the foundation for the birth of a new Nation.

Approved this 7th day of September 2021.

C. Approval of Induction of 2021 Agricultural Hall of Fame Nominee

BACKGROUND

The Cumberland County Agricultural Hall of Fame Committee met on Wednesday, August, 11, 2021 and selected Mr. Alton Earl Smith, Jr., as the 2021 nominee for induction into the prestigious Cumberland County Agricultural Hall of Fame. Enclosed is supporting background information on Mr. Smith.

RECOMMENDATION / PROPOSED ACTION

Consider the induction of Mr. Alton Earl Smith, Jr. into the Cumberland County Agriculture Hall of Fame.

D. Approval of Request to Call a Public Hearing on September 20, 2021, for the Edward Byrne Memorial Justice Assistance Grant Program

BACKGROUND

The Sheriff's Office is eligible to apply for funding through the Edward Byrne Memorial Justice Assistance Grant Program through the United States Department of Justice (USDOJ). As part of USDOJ requirements, the public must be offered the opportunity to comment. The Sheriff's Office will publicly advertise the grant opportunity in the Fayetteville Observer on Saturday, September 4, 2021, and is requesting the Board of Commissioners to schedule a public hearing on the Edward Byrne Memorial Justice Assistance Program application at the September 20, 2021 Cumberland County Board of County Commissioners Meeting.

RECOMMENDATION / PROPOSED ACTION

Approve the request for a Public Hearing to be held on September 20, 2021.

E. Approval of FY2021-2022 Tax Levy Charge to the Collector

BACKGROUND

In accordance with NCGS 105-321(b) before delivering the tax receipts to the Tax Collector in any year, the Board of County Commissioners shall adopt and enter into its minutes an order directing the Tax Collector to collect the taxes charged in the tax records and receipts.

RECOMMENDATION / PROPOSED ACTION

A copy of the order must be delivered to the Collector at the time the tax receipts are delivered to him. Recommend that the Board approve the levy and charge the Collector with the responsibility to collect the taxes.

This space is intentionally left blank.

2021-2022 LEVY

AUTHORITY	CC LEVY	LATE LIST	PUBLIC SERVICE	PUBLIC SERVICE LATE LIST	CC LEVY & PUBLIC SERVICE LEVY	TOTAL CC LEVY, P S LEVY & LATE LIST
BEAVER DAM	172,593.31	182.52			172,593.31	172,775.83
BETHANY	312,528.06	276.53			312,528.06	312,804.59
BONNIE DOONE	4,443.49				4,443.49	4,443.49
COTTON	1,323,883.63	3,034.03			1,323,883.63	1,326,917.66
CUMBERLAND RD FD	631,028.71	311.46			631,028.71	631,338.17
EASTOVER FIRE	357,369.07	318.28			357,369.07	357,687.35
GODWIN-FALCON FIRE	115,652.46	76.18			115,652.46	115,728.64
GRAYS CREEK	1,160,177.21	712.88			1,160,177.21	1,160,890.09
LAFAYETTE VILLAGE	5.52				5.52	5.52
LAKE RIM	7,465.06	1.28			7,465.06	7,466.34
MANCHESTER	90,955.77	117.55			90,955.77	91,073.32
PEARCE'S MILL	1,027,546.45	1,369.83			1,027,546.45	1,028,916.28
SPECIAL FIRE	-	-			-	-
STEDMAN FIRE	183,650.60	96.52			183,650.60	183,747.12
STONEY POINT	1,271,867.76	357.82			1,271,867.76	1,272,225.58
VANDER FIRE	1,200,033.93	999.61			1,200,033.93	1,201,033.54
WADE FIRE	121,454.78	176.32			121,454.78	121,631.10
WESTAREA FIRE	1,346,764.57	299.32			1,346,764.57	1,347,063.89
WESTAREA STATION 10	270,922.64	172.39			270,922.64	271,095.03
FIRE DIST SUBTOTAL	9,598,341.02	8,502.52	-	-	9,598,341.02	9,606,843.54
EASTOVER	590,757.27	270.46			590,757.27	591,027.73
EASTOVER-VANDER	20,775.78	1.50			20,775.78	20,777.28
FALCON	32,279.87	216.40			32,279.87	32,496.27
FAYETTEVILLE	62,958,005.38	38,315.44			62,958,005.38	62,996,320.82
STORM WATER	11,295,864.00				11,295,864.00	11,295,864.00
FAYET SOLID WASTE	13,808,025.00				13,808,025.00	13,808,025.00
REVITALIZATION	149,787.73	137.04			149,787.73	149,924.77
GODWIN	19,199.96	2.70			19,199.96	19,202.66
HOPE MILLS TOWN	5,021,584.08	2,834.47			5,021,584.08	5,024,418.55
HOPE MILLS REFUSE	1,386,924.00				1,386,924.00	1,386,924.00
HOPE MILLS STORM WATER	762,096.00				762,096.00	762,096.00
LINDEN TOWN	23,149.85	33.50			23,149.85	23,183.35
SPRING LAKE	2,850,749.92	2,359.44			2,850,749.92	2,853,109.36
SPRING LAKE REFUSE	611,237.00				611,237.00	611,237.00
SL STORM WATER	290,280.00				290,280.00	290,280.00
STEDMAN TOWN	294,136.19	262.73			294,136.19	294,398.92
WADE TOWN	108,237.59	84.02			108,237.59	108,321.61
CITY SUB-TOTALS	100,223,089.62	44,517.70	-	-	100,223,089.62	100,267,607.32
COUNTY WIDE RECREATION	167,454,925.51	117,208.63			167,454,925.51	167,572,134.14
HM RECREATION	3,277,573.27	2,945.73			3,277,573.27	3,280,519.00
SOLID WASTE	545,775.40	308.17			545,775.40	546,083.57
	5,912,872.00				5,912,872.00	5,912,872.00
	-	-			-	-
SUB TOTAL	177,191,146.18	120,462.53	-	-	177,191,146.18	177,311,608.71
GRAND TOTAL	287,012,576.82	173,482.75	-	-	287,012,576.82	287,186,059.57

Note: Special Fire is now part of the fire district known as Fire Service District.

MEMORANDUM

TO: Joseph R. Utley, Jr., Tax Administrator

FROM: Board of County Commissioners

DATE: August 27, 2021

RE: FY2021-2022 Tax

Charge State of North Carolina

County of Cumberland and all Municipalities through Inter-Local Agreement

To the Tax Collector of the County of Cumberland and Municipalities through Inter-Local Agreement.

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the tax records filed in the office of Tax Administration and in the tax receipts herewith delivered to you, in the amounts and from taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Cumberland and Municipalities through Inter-Local Agreement, and this order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

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 <https://www.cumberlandcountync.gov/departments/commissioners-group/commissioners/meetings/agendas-minutes-and-videos>

Witness my hand and official seal, this _____ day of September 2021.

Charles Evans, Chairman,
Board of County Commissioners

Attest: _____

Clerk of Board of Commissioners of Cumberland County.

F. Approval of Sole Source Upgrade of Pneumatic Controls

BACKGROUND

Funds in the amount of \$70,000 were appropriated in the fiscal year 2022 Capital Improvement Plan budget for the upgrade of pneumatic controls on the first floor of the Department of Social Services building. The existing controls will be replaced with a direct digital control (DDC) system.

The existing controls are operated using Metasys Software. Metasys software is proprietary to Johnson Controls, Inc. The new controls must be compatible with the existing software. To maintain standardization and compatibility, the new controls need to be procured from and installed by Johnson Controls, Inc. A quote has been submitted in the amount of \$69,500.00.

RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend utilizing the sole source bid exception based on North Carolina General Statute 143-129 (e) (6) (iii), as standardization and compatibility are the overriding considerations.

G. Approval of Sole Source Replacement of Network Automation Engines (NAE)

BACKGROUND

Funds in the amount of \$70,000.00 have been appropriated in the fiscal year 2022 Capital Improvement Plan budget for the replacement of Network Automation Engines (NAE) at multiple County facilities. NAEs allow staff the ability to remotely control building scheduling and energy management using Metasys software.

The replacement of the NAEs will allow the latest Metasys software and hardware to be installed, ensuring effectiveness and security. Metasys software is proprietary to Johnson Controls, Inc. The NAEs need to be purchased from and installed by Johnson Control, Inc. to maintain standardization and compatibility. A quote has been submitted in the amount \$59,571.10.

RECOMMENDATION / PROPOSED ACTION

Finance and Purchasing staff recommend utilizing the sole source bid exception based on North Carolina General Statute 143-129 (e) (6) (iii), as standardization and compatibility is the overriding consideration.

H. Approval of Declaration of Surplus County Property and Authorization to Accept Insurance Settlement and Budget Ordinance Amendment #BR220277

BACKGROUND

DATE OF ACCIDENT: MAY 10, 2021

VEHICLE: 2016 FORD EXPLORER

VIN: 1FM5K8AR3GGA71895

FLEET#: FL591

DEPARTMENT: Sheriff's Office

SETTLEMENT OFFER: \$18,164.00

INSURANCE COMPANY: GEICO

This is a total loss settlement offer.

RECOMMENDATION / PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. Declare the vehicle described above as surplus.
 2. Authorize the Accounting Supervisor to accept \$18,164 as settlement.
 3. Allow GEICO to take possession of the wrecked (surplus) vehicle.
 4. Approve Budget Ordinance Amendment BR# 220277 in the amount of \$18,164 recognizing the insurance settlement. Please note this amendment requires no additional county funds.
- I. PULLED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW
- J. Approval of Sale of Surplus Real Property Located at 4210 Scary Creek Road, Fayetteville

BACKGROUND

On August 2, 2021, the Board adopted a resolution of its intent to accept the offer of Kendra E. Adams to purchase property with PIN 0472-08-4858, being Lot 14 McNeill Sands, Section 1, Plat Book 93, Page 42, located at 4210 Scary Creek Road, Fayetteville, for \$5,614.39, and directed that it be advertised and sold pursuant to the upset bid process of G.S. § 160A-269. The parcel is zoned A1, with a tax value of \$8,000.00. 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 August 6, 2021. 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 deed for the property upon the County's receipt of the balance of the purchase price.

- K. Approval of Budget Ordinance Amendments for the September 7, 2021 Board of Commissioners' Agenda

BACKGROUND

General Fund 101

- 1) Emergency Services Grants – Budget Ordinance Amendment B220336 to recognize the CSX Transportation Grant in the amount of \$5,000

The Board is requested to approve Budget Ordinance Amendment B220336 in the amount of \$5,000 for the Military and First Responder Grant awarded by CSX Transportation. This funding will be used to purchase a search and damage assessment drone. Please note this amendment requires no additional county funds.

- 2) Animal Services – Budget Ordinance Amendment B220832 to recognize the Petco Grant in the amount of \$1,000

The Board is requested to approve Budget Ordinance Amendment B220832 in the amount of \$1,000 for the Petco Grant. This funding will be used to purchase outdoor play equipment and other enrichment items for the shelter animals to lower their stress levels while they await adoption.

Please note this amendment requires no additional county funds.

- 3) Health Department – Budget Ordinance Amendment B220161 to recognize federal funds in the amount of \$2,687,121 through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health

The Board is requested to approve Budget Ordinance Amendment B220161 in the amount of \$2,687,121 of federal funds through the North Carolina Department of Health and Human

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 <https://www.cumberlandcountync.gov/departments/commissioners-group/commissioners/meetings/agendas-minutes-and-videos>

Services-North Carolina Division of Public Health. This funding will be used to prevent, prepare, and respond to Coronavirus Disease 2019 (COVID-19) by carrying out surveillance, epidemiology, testing, and laboratory capacity, infection control, mitigation, communications, and other preparedness and response activities.

Please note this amendment requires no additional county funds.

4) Health Department – Budget Ordinance Amendment B220188 to recognize federal funds in the amount of \$134,602 through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health

The Board is requested to approve Budget Ordinance Amendment B220188 in the amount of \$134,602 of federal funds through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health. This funding will be used to continue providing on-site infection prevention and control training and consultation to all long-term care facilities.

Please note this amendment requires no additional county funds.

5) Health Department – Budget Ordinance Amendment B220581 to recognize federal funds in the amount of \$75,000 through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health

The Board is requested to approve Budget Ordinance Amendment B220581 in the amount of \$75,000 of federal funds through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health. This funding will be used to operate a COVID vaccine distribution hub which will facilitate supplying vaccines to providers.

Please note this amendment requires no additional county funds.

6) Health Department – Budget Ordinance Amendment B220681 to recognize a grant in the amount of \$32,000 from the Cumberland Community Foundation Inc.

The Board is requested to approve Budget Ordinance Amendment B220681 in the amount of \$32,000 from the Cumberland Community Foundation Inc. This funding will be used for the project: Improving Health Outcomes through Mobile Clinics and Social Determinants of Health. The goal of this project is to provide unmet needs of patients such as transportation to appointments, utilities, rent, childcare, and meeting basic needs. Support will be provided when patients are unable to receive help from other sources.

Please note this amendment requires no additional county funds.

7) Health Department – Budget Ordinance Amendment B220869 to recognize federal funds in the amount of \$115,000 through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health

The Board is requested to approve Budget Ordinance Amendment B220869 in the amount of \$115,000 of federal funds through the North Carolina Department of Health and Human Services-North Carolina Division of Public Health. This funding will be used to hire a temporary contracted services School Health Liaison for the coordination of COVID screening, testing, and vaccine administration efforts.

Please note this amendment requires no additional county funds.

8) Emergency Services – Budget Ordinance Amendment B220879 to budget revenue in the amount of \$4,752

The Board is requested to approve Budget Ordinance Amendment B220879 in the amount of \$4,752. Reimbursements will be made from the City of Fayetteville for the City's 911 Center portion of the PWC dark fiber. In previous years, this reimbursement has been recorded in the

Emergency Telephone System Fund, however the 911 Board is requesting for future years to be recorded in the general fund.

Please note this amendment requires no additional county funds.

Federal Drug Forfeiture Fund 204

9) Federal Drug Forfeiture – Budget Ordinance Amendment B220196 to recognize additional revenue in the amount of \$195,000

The Board is requested to approve Budget Ordinance Amendment B220196 to recognize additional revenue in the amount of \$195,000. \$65,000 will be spent on the purchase of a shelter for the shoot house at the Earl “Moose” Butler Law Enforcement Training Center and \$20,000 to purchase night sites for sniper rifles. The remaining \$110,000 will be applied to the federal drug forfeiture fund balance.

Please note this amendment requires no additional county funds and will be a reduction to federal drug forfeiture fund balance.

REGARDING THE FOLLOWING ITEMS #10-#26 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 (6/30/21) or items ordered that had not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2021 budget; however, the money was not spent by June 30, 2021.

The following amendments seek to bring those funds forward from FY 2021 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 FY21 funds in FY22.

General Fund 101

10) Facilities Maintenance – Budget Ordinance Amendment B220635 to re-appropriate FY21 funds in the amount of \$12,000

The Board is requested to approve Budget Ordinance Amendment B220635 to re-appropriate FY21 funds in the total amount of \$12,000. The funding was identified during the FY21 budget to be used for countywide CPR training.

11) Innovative and Technology Services – Budget Ordinance Amendment B220980 to re-appropriate FY21 funds in the amount of \$52,000

The Board is requested to approve Budget Ordinance Amendment B220980 to re-appropriate FY21 funds in the amount of \$52,000 for the Time Keeping project consultant which was funded as part of the FY21 budget.

12) Innovative and Technology Services – Budget Ordinance Amendment B220983 to re-appropriate FY21 funds in the amount of \$319,976

The Board is requested to approve Budget Ordinance Amendment B220983 to re-appropriate FY21 funds in the amount of \$319,976 for the tax software project which was funded as part of the FY21 budget.

13) Innovative and Technology Services – Budget Ordinance Amendment B220987 to re-appropriate FY21 funds in the amount of \$23,484

The Board is requested to approve Budget Ordinance Amendment B220987 to re-appropriate FY21 funds in the amount of \$23,484 for the UPS battery replacements in the computer room. This funding was identified during the FY21 budget year.

- 14) Innovative and Technology Services – Budget Ordinance Amendment B220989 to re-appropriate FY21 funds in the amount of \$5,629

The Board is requested to approve Budget Ordinance Amendment B220989 to re-appropriate FY21 funds in the amount of \$5,629 for the UPS battery replacements for the Earl “Moose” Butler Law Enforcement Training Center.

- 15) Innovative and Technology Services – Budget Ordinance Amendment B221069 to re-appropriate FY21 funds in the amount of \$314,719

The Board is requested to approve Budget Ordinance Amendment B221069 to re-appropriate FY21 funds in the amount of \$314,719 These are for various projects that was budgeted for in FY21 but not completed.

- 16) General Government Other – Budget Ordinance Amendment B220839 to re-appropriate FY21 funds in the amount of \$3,490

The Board is requested to approve Budget Ordinance Amendment B220839 to re-appropriate FY21 funds in the total amount of \$3,490 for the cubicles for the Cumberland County Sheriff’s Office. This funding was identified during the FY21 budget year.

- 17) Animal Services – Budget Ordinance Amendment B221011 to re-appropriate FY21 grant funds in the amount of \$80,968

The Board is requested to approve Budget Ordinance Amendment B221011 to re-appropriate FY21 grant funds in the total amount of \$80,968 from the Petco Foundation. This was a two-year grant and was originally approved at the November 4, 2019 Cumberland County Board of Commissioner’s meeting.

- 18) Health Department – Budget Ordinance Amendment B220178 to re-appropriate FY21 grant funds in the amount of \$8,414

The Board is requested to approve Budget Ordinance Amendment B220178 to re-appropriate FY21 grant funds in the total amount of \$8,414. This grant was originally approved at the August 3, 2020 Board of Commissioner’s Meeting in the amount of \$10,000.

- 19) Health Department – Budget Ordinance Amendment B220558 to re-appropriate FY21 grant funds in the amount of \$26,259

The Board is requested to approve Budget Ordinance Amendment B220558 to re-appropriate FY21 grant funds in the total amount of \$26,259. This grant was originally approved at the August 3, 2020 Board of Commissioner’s Meeting in the amount of \$50,000.

Capital Investment Fund 107

- 20) Capital Investment - Technology – Budget Ordinance Amendment B220145 to re-appropriate FY21 funds in the amount of \$16,566

The Board is requested to approve Budget Ordinance Amendment B220145 to re-appropriate FY21 funds in the amount of \$16,566. This amount represents remaining funds dedicated for the access control upgrades at the Cumberland County Sheriff Office buildings. Funding was identified during the FY21 budget year.

- 21) Capital Investment Fund - Maintenance and Repairs/Capital Improvements – Budget Ordinance Amendment B220598 to re-appropriate FY21 funds in the amount of \$2,111,455

The Board is requested to approve Budget Ordinance Amendment B220598 to re-appropriate FY21 funds in the amount of \$2,111,455. These funds are needed to complete various maintenance and repair projects and capital improvements that were budgeted but not completed in FY21.

- 22) Capital Investment Fund/Register of Deeds Automation – Budget Ordinance Amendment B220586 to re-appropriate FY21 funds in the amount of \$100,000

The Board is requested to approve Budget Ordinance Amendment B220586 to re-appropriate FY21 funds in the amount of \$100,000. This item was presented at the June 10, 2021 agenda session and approved at the June 21, 2021 Cumberland County Board of Commissioner's meeting.

Emergency Telephone Fund 260

- 23) Emergency Telephone System – Budget Ordinance Amendment B220986 to re-appropriate FY21 funds in the amount of \$9,219

The Board is requested to approve Budget Ordinance Amendment B220986 to re-appropriate FY21 funds in the amount of \$9,219. These funds will be used for the UPS battery replacement at Emergency Services.

US DOT Fund 276

- 24) US DOT – Budget Ordinance Amendment B221054 to re-appropriate FY21 funds in the amount of \$89,427

The Board is requested to approve Budget Ordinance Amendment B221054 to re-appropriate FY21 funds in the amount of \$89,427. These funds will be used for the FAMPO Multi-modal Congestion Management Process project that was approved at the April 19, 2021 Cumberland County Commissioner's meeting.

Crown Center Fund 600

- 25) Crown Center – Budget Ordinance Amendment B221066 to re-appropriate FY21 funds in the amount of \$33,367

The Board is requested to approve Budget Ordinance Amendment B221066 to re-appropriate FY21 funds in the amount of \$33,367 for the cooling tower replacement project.

Solid Waste Fund 625

- 26) Solid Waste Ann Street/Solid Waste Container Sites – Budget Ordinance Amendment B221052 to re-appropriate FY21 funds in the amount of \$1,149,578

The Board is requested to approve Budget Ordinance Amendment B221052 to re-appropriate FY21 funds in the amount of \$1,149,578. These funds are for the recycling center fire improvements, concrete shingle recycling pad, fencing at Ann Street, and an excavator.

RECOMMENDATION / PROPOSED ACTION

Approve Budget Ordinance Amendments.

MOTION: Commissioner Keefe moved to approve consent agenda Items 3.A. - 3.K. 26) with the exception of Item 3.I pulled for separate discussion and action.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

3.I. Approval of Sale of Surplus Real Property Located at 2028 Corrinna Street, Fayetteville

BACKGROUND

On August 16, 2021, the Board adopted a resolution of its intent to accept the offer of Michael Nepstad on behalf of MDN Rentals, LLC to purchase property with PIN 0438-28-2788, being Lot 58, Broadwell Subdivision, Section 2, Plat Book 40, Page 71, located at 2028 Corrinna Street, Fayetteville, for \$9,479.30 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 \$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 August 21, 2021. 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 deed for the property upon the County's receipt of the balance of the purchase price.

Commissioner Keefe stated he recalled having a prior offer to purchase surplus property from this person/company that had delinquent county taxes and asked whether the issue had been rectified. Rick Moorefield, County Attorney, stated his office checks delinquent taxes through the Tax Department before bringing an offer to purchase to the Board, and in this case MDN Rentals, LLC is the bidder. Mr. Moorefield stated in the past, MDN Rentals, LLC was delinquent, not Mr. Nepstad. Commissioner Keefe stated both should be checked because either way, the county is losing money. Mr. Moorefield stated the policy has been addressed with the bidder MDN Rentals, LLC and should the Board wish to check delinquent county taxes on someone who bids on behalf of someone else, his office can do that as well. Mr. Moorefield stated Mr. Nepstad has bid on property since the Board adopted the policy and he does not have delinquent county taxes.

MOTION: Commissioner Keefe moved to accept this offer and authorize the Chair or County Manager to execute a deed for the property upon the County's receipt of the balance of the purchase price.

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

4. ITEMS OF BUSINESS

There were no items of business for this meeting.

5. NOMINATIONS

A. Board of Adjustment (2 Vacancies)

Commissioner Adams nominated Gregory Parks for a second term.

MOTION: Commissioner Adams moved to defer nominations for the second vacancy on the Board of Adjustment to the next meeting.

SECOND: Commissioner Boose

VOTE: UNANIMOUS (7-0)

6. APPOINTMENTS

A. Mid-Carolina Rural Transportation Advisory Committee (RTAC) (1 Vacancy)

B. Regional Land Use Advisory Commission (RLUAC) Board of Directors (1 Vacancy)

C. Fayetteville Technical Community College (FTCC) Board of Trustees (1 Vacancy)

MOTION: Commissioner Adams moved to appoint himself, Commissioner Glenn Adams, to the Mid-Carolina Rural Transportation Advisory Committee (RTAC) in the category of County Commissioner, Rawls Howard to the Regional Land Use Advisory Commission (RLUAC) Board of Directors and Esther Thompson to the Fayetteville Technical Community College (FTCC) Board of Trustees.

SECOND: Commissioner Lancaster

VOTE: UNANIMOUS (7-0)

7. CLOSED SESSION

There was no closed session.

MOTION: Commissioner Council moved to adjourn.

SECOND: Commissioner Lancaster

VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 9:20 a.m.

Approved with/without revision:

Respectfully submitted,

Candice H. White
Clerk to the Board