

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
MONDAY, AUGUST 1, 2022 – 9:00 AM  
117 DICK STREET, 1ST FLOOR, ROOM 118  
REGULAR MEETING MINUTES

This meeting was conducted as a remote meeting under the N. C. Governor’s State of Emergency Declaration. In compliance with the N. C. General Assembly’s S.L. 2020-3, SB 704, this remote meeting was simultaneously streamed online with live audio and video and was available to the public and media live via the Cumberland County website ([www.cumberlandcountync.gov/](http://www.cumberlandcountync.gov/)), Youtube page ([youtube.com/user/CumberlandCountyNC/videos](https://youtube.com/user/CumberlandCountyNC/videos)) and on Cumberland County North Carolina TV (CCNC-TV) on Spectrum Cable Channel 5.

PRESENT: Commissioner Glenn Adams, Chairman  
Commissioner Toni Stewart, Vice Chairwoman  
Commissioner Michael Boose  
Commissioner Jeannette Council  
Commissioner Charles Evans (participated remotely by telephone)  
Commissioner Jimmy Keefe  
Commissioner Larry Lancaster  
Amy Cannon, County Manager  
Tracy Jackson, Assistant County Manager  
Sally Shutt, Assistant County Manager  
Brian Haney, Assistant County Manager  
Rick Moorefield, County Attorney  
Vicki Evans, Finance Director  
Ivonne Mendez, Deputy Finance Director  
Tye Vaught, Chief of Staff  
Lisa Childers, Cooperative Extension Director  
Candice H. White, Clerk to the Board  
Andrea Tebbe, Deputy Clerk  
Press

Chairman Adams called the meeting to order and confirmed the attendance of Commissioner Evans by telephone.

INVOCATION / PLEDGE OF ALLEGIANCE

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

RECOGNITIONS

Retired Cumberland County Employee  
Sarah Guill - Department of Social Services

Chairman Adams and Commissioner Stewart joined County Manager Amy Cannon and Sarah Guill at the podium. Ms. Cannon provided the following comments in recognition of retired Cumberland County employee Sarah Guill: Sarah has worked in several areas within the Department of Social Services to include the Workfirst and Child Protection Services Programs and Administration. Sarah’s most recent position was Social Work Program Manager where she led the Performance Management and Staff Development Teams. In her role, she provided valuable training to many staff members. Sarah has been valued for her contributions, hard work and dedication that have greatly benefitted not only the Department of Social Services but clients as well. Sarah has made such a difference in the lives of so many families in Cumberland County. Commissioner Stewart presented a retirement plaque to Sarah. Former Social Services Director Brenda Jackson offered comments about Sarah’s dedication to Cumberland County’s children and families. The Board of Commissioners congratulated Sarah on her retirement and thanked her for her service to the citizens of Cumberland County.

## NC Association of Agricultural Fairs Scholarship Winner and NCACC YouthVoice Delegate

### BACKGROUND

Cooperative Extension Director Lisa Childers will introduce two Cumberland County 4-H members who have received recent honors.

Fabian Horton is the winner of a \$2,400 scholarship from the N.C. Association of Agricultural Fairs. He graduated from home school this year while also earning an associate degree from Fayetteville Technical Community College. He will attend Western Carolina University in the fall. Fabian has been a member of 4-H for 11 years and served as an officer in the organization at the county and district levels.

Sara Uharriet is Cumberland County's delegate to YouthVoice 2022, which will be held Aug. 11-13 in Cabarrus County, during the N.C. Association of County Commissioners Annual Conference. She is a rising senior at Terry Sanford High School. Sara has been a part of 4-H for four years and serves as an officer for the Teens In Action Club. After graduation, she hopes to pursue a degree in animal science and bio-engineering with the plan to work in agricultural research someday.

### RECOMMENDATION / PROPOSED ACTION

Congratulate Fabian Horton and Sara Uharriett on their achievements.

\*\*\*\*\*

Lisa Childers, Cooperative Extension Director, introduced Jessica Drake, Extension Agent 4-H, who asked Fabian Horton and Sara Uharriett to join her at the podium. Ms. Drake recognized their recent honors by presenting the background information recorded above. Fabian and Sara offered comments about what it meant to them to be selected as YouthVoice delegates to the 2022 NCACC Annual Conference. Tony Williams, Cumberland County Fair Manager, congratulated Fabian on being a recipient of the N.C. Association of Agricultural Fairs scholarship. The Board of Commissioners extended their congratulations to Fabian and Sara on their achievements and on being selected as Cumberland County's YouthVoice 2022 delegates.

### 1. APPROVAL OF AGENDA

MOTION: Commissioner Council

SECOND: Commissioner Stewart

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

### 2. PRESENTATIONS

#### A. N.C. Department of Transportation Projects in Cumberland County

### BACKGROUND

Richie Hines, N.C. Department of Transportation District Engineer for Harnett and Cumberland Counties (Division Six, District Two), will present information on projects in Cumberland County.

### RECOMMENDATION / PROPOSED ACTION

For information purposes only.

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Richie Hines, NC DOT District Engineer, provided the following PowerPoint presentation on projects in Cumberland County.

#### Presentation Overview

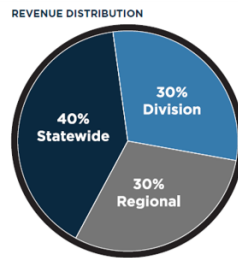
- STI Overview
- STIP Projects in Cumberland
- Fayetteville Outer Loop and I-95 Widening Project
- Resurfacing Program
- Questions / Discussion

#### State Transportation Improvement Plan (STIP)

- Strategic Transportation Investments Law (STI)
- NCDOT's 10-Year Construction Schedule for Projects is the State Transportation Improvement Plan (STIP)
- The STIP is updated every two years through the Prioritization process
- Accomplished through ongoing collaboration with our regional planning partners (RPO's and MPO's). Public input is also key

#### Strategic Mobility Formula

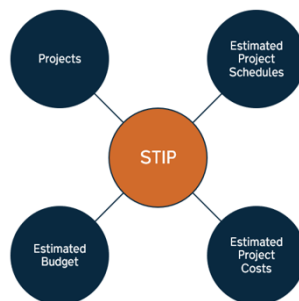
- The Strategic Mobility Formula allocates revenues based on data-driven scoring and local input from MPO's, RPO's, and the public.



- Projects are scored using approved criteria such as safety, congestion, and benefit to cost analysis at the Statewide, Regional, and Division levels.

#### STIP 2024-2033

- Currently updating cost estimates to reflect the rising price of labor, materials, right of way, etc.
- Working with our RPO's and MPO's to review priorities
- Draft due to NC BOT by December 2022



- Anticipate the Draft STIP reprogramming to be complete in the next several weeks
- NCDOT Divisions will hold public drop-in sessions to gather public comment in September and October
- After the public comment period, NCDOT will revise the Draft STIP and prepare for the Board of Transportation to adopt in Summer of 2023

#### Projects

- C204430 - US 401 Bridge Replacement at Harnett County Line over Little River. Anticipated Completion Date Oct 2022
- U-5798A - Gillis Hill Road from Stoney Point Road to Raeford Road. Awarded to W.C. English, Inc.
- U-4709 - Rockfish Road and Golfview Road with Roundabouts. Anticipated let June 2023
- S-6006Q – Mini Roundabout on Whitfield Street at Camden Road. Anticipated let October 2022

- U-3422 – Camden Road from Proposed FOL to NC 59. Anticipated let October 2023
- TAP – improvements to better accommodate pedestrians with improved chair ramps, sidewalk, crosswalk markings, etc.
- Conversion of Intersections to All-Way Stop, Signal Improvements, Pedestrian Crossings, etc.
- W-5706G – NC 59 (Hope Mills Road) from NC 162 (George Owen Road) to Camden Road. Recently awarded to Barnhill Contracting.
- U-6229 – NC 24 (Bragg Boulevard) from US 401 (Skibo Road) to Glenville Avenue. Anticipated let February 2023.
- W-5706O – Roundabout on Chickenfoot Road at John McMillan Road. Anticipated let March 23.
- Multiple smaller projects for installation of rumble strips and rumble stripes, traffic signals, or improvements to existing signals

#### Safety Projects

- Two sources of funding ...
  - Spot Safety - State Funds
  - Highway Safety Improvement Program (HSIP) – Federal Funds
- Projects are proposed and submitted for funding by the Regional Traffic Engineer's Office each quarter

#### U-4405 Raeford Road Access Management Project

##### Project Status

The project has been divided into three segments:

- Segment A: Old Raeford Road to Bunce Road – Awarded to Highland Paving Co.
- Segment B: Bunce Road to Glensford Drive – Anticipated Let 2023
- Segment C: Glensford Drive to Robeson Street – Anticipated Let 2024

#### I-295 (Fayetteville Outer Loop)

- Planning Began in the Late 1980's and Sections Were Completed from I95 to Ramsey (2005), to the AAE (2016), and to Raeford Road (2020)
  - U-2519 BA/BB (Raeford Rd to S of Camden Rd)  
Recently awarded to Branch Civil
  - U-2519 AA/AB (Camden Rd to I-95 S)  
Anticipated Completion Late 2022  
Widening I-95 December 2024  
Balfour Beatty Construction  
Hopeful for Overall Completion of the Loop in 2026  
39 total miles of loop  
254 total lane miles  
85 bridges and 4 flyovers

#### I-95 Widening Project

- I-5986A
  - Widen 15 miles from 4 lanes to 8 lanes from S of Murphy Road (Exit 55) in Cumberland County to SR 1002 (Long Branch Road, Exit 71) in Harnett County
  - Awarded in Fall 2019 to Design Build Team of RK & K and ST Wooten
  - Estimated Completion Date of 2026
- I-5986B, I-5878, and I-5883
  - Widen 10 miles from 4 lanes to 8 lanes from SR 1002 (Long Branch Road, Exit 71) in Harnett County to I-40/I-95 Interchange (Exit 81) in Johnston County
  - Awarded in Summer 2021 to Joint Venture Team of Flatiron Constructors, Inc. and Fred Smith Company
  - Estimated Completion Date of 2026
- I-6064
  - Widen 8 miles from 4 lanes to 8 lanes from US 74 (Exit 13) in Robeson County to MM 21 in Robeson County
  - Awarded in Fall 2021 to Design Build Team of Flatiron – United JV (Flatiron Constructors, Inc. and United Infrastructure Group, Inc. - Joint Venture) & Infrastructure Consulting and Engineering (ICE)
- I-5987 B

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- Widen 8 miles from 4 lanes to 8 lanes from MM 29 to MM 37 in Robeson County
- Awarded to Webber, LLC. Anticipated Start Date August 29, 2022
- I-5987 A
  - Widen 7 miles from 4 lanes to 8 lanes from Exit 22 to MM 29 in Robeson County
  - Anticipated Let Date September 2022

#### Highway Maintenance Improvement Program

- Highway Maintenance Improvement Program (HMIP)
- G.S. 136-44.3A requires the NC DOT to submit a five year maintenance plan covering the preservation, resurfacing, and rehabilitation plans of each Division
- Pavement treatments include plant mix, chip seals, and slurry seals

#### Resurfacing Program

- Current Five Year Plan includes ...
  - NC 59 (Hope Mills Rd) from NC 162 to US 401
  - NC 24 from NC 210 (in Spring Lake) to Harnett County
  - NC 690 from NC 24 (in Spring Lake) to Moore County
  - NC 53 from NC 24 through I-95 in Cedar Creek
  - SR 2299 (E Russell St) from SR 2311 (Gillespie St) to US 301
  - SR 2260 (Airport Rd) from US 301 to Airport Entrance
  - Many subdivision roads throughout the County
- Cumberland is one of the top three counties in the State for overall pavement condition rating and the percentage of roads that are rated as “good!”  
*Schedules and roads are subject to change with funding and the relative pavement condition of other scheduled roads in the Program!*

Mr. Hines concluded his presentation. Questions and comments followed.

#### B. Cumberland County Water Districts

##### BACKGROUND

County management will provide information on existing and proposed new water and sewer districts.

##### RECOMMENDATION / PROPOSED ACTION

Consider the items of business outlined in the presentation.

\*\*\*\*\*

Amy Cannon, County Manager, provided the following PowerPoint presentation regarding existing and proposed new water and sewer districts.

##### Overview

- Introductions
- History
- Gray’s Creek Water and Sewer District and Organization Action Resolution Request
- Creation of Two New Water and Sewer Districts
- Water Supply Sources
- Next Steps

##### History

- 2002 Linden and Vander Water and Sewer Districts created
- 2009 Gray’s Creek Water and Sewer District created, part of masterplan for developing countywide water system
- 2011 Gray’s Creek Water System referendum failed
- 2017 GenX discovered in the Cape Fear River
- 2019 Consent Order between NCDEQ, Cape Fear River Watch and Chemours
- 2022 County unable to secure a commitment from Chemours to assist with water district construction
- March 2022 County filed lawsuit against Chemours. Process may take several years.

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- June 2022 New EPA Health Advisories announced. Estimated 1,300 additional private well users in Cumberland County will be eligible for whole building filtration or public water connection.

EPA also announced the Emerging Contaminants in Small or Disadvantaged Communities grants from the Bipartisan Infrastructure Law

Ms. Cannon displayed a contamination map with areas designated GenX greater than or equal to 140 ppt and PFAS greater than or equal to 10ppt or Total Sum PFAS Greater than or equal to 70 ppt.

#### Gray's Creek District

- Funding allocated - \$21M by Cumberland County
  - \$10M County ARPA
  - \$10M County Capital Investment Fund
  - \$1M Cumberland County Schools for Phase 1
- Other potential sources of federal funding
  - Drinking Water SRF
  - State grants
  - USDA
  - Previously mentioned EPA grants

#### Gray's Creek District – Phase 1

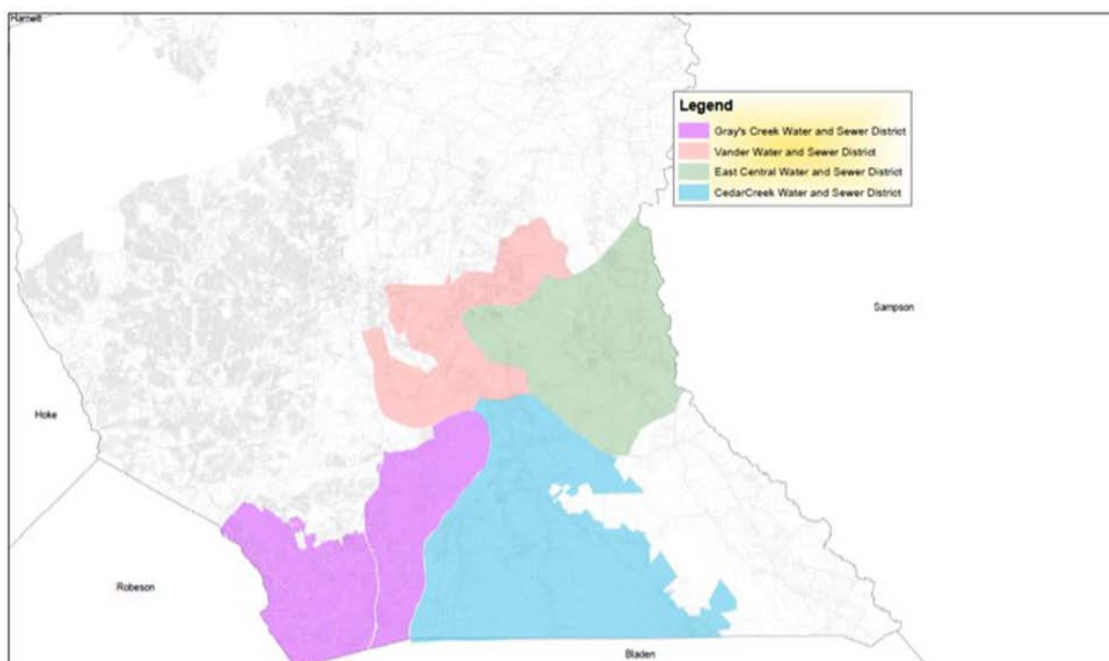
- Approve Organization Action Resolution granting chairman and County manager authority to execute applications, certifications, resolution, or other documents
- Encroachment agreements, easements, permitting, bid preparation
- Bulk water agreement with PWC
- Communications plan and community meetings for early sign up

#### Addressing contamination beyond Gray's Creek

- Determine feasibility of providing water to rural residents with contaminated wells through water districts
- Prioritize districts based on contamination levels
- Create two new water and sewer districts to apply for grants and loans by district - Cedar Creek and East Central Districts
- Explore feasibility of serving the existing Vander District
- Ensure districts are financially viable

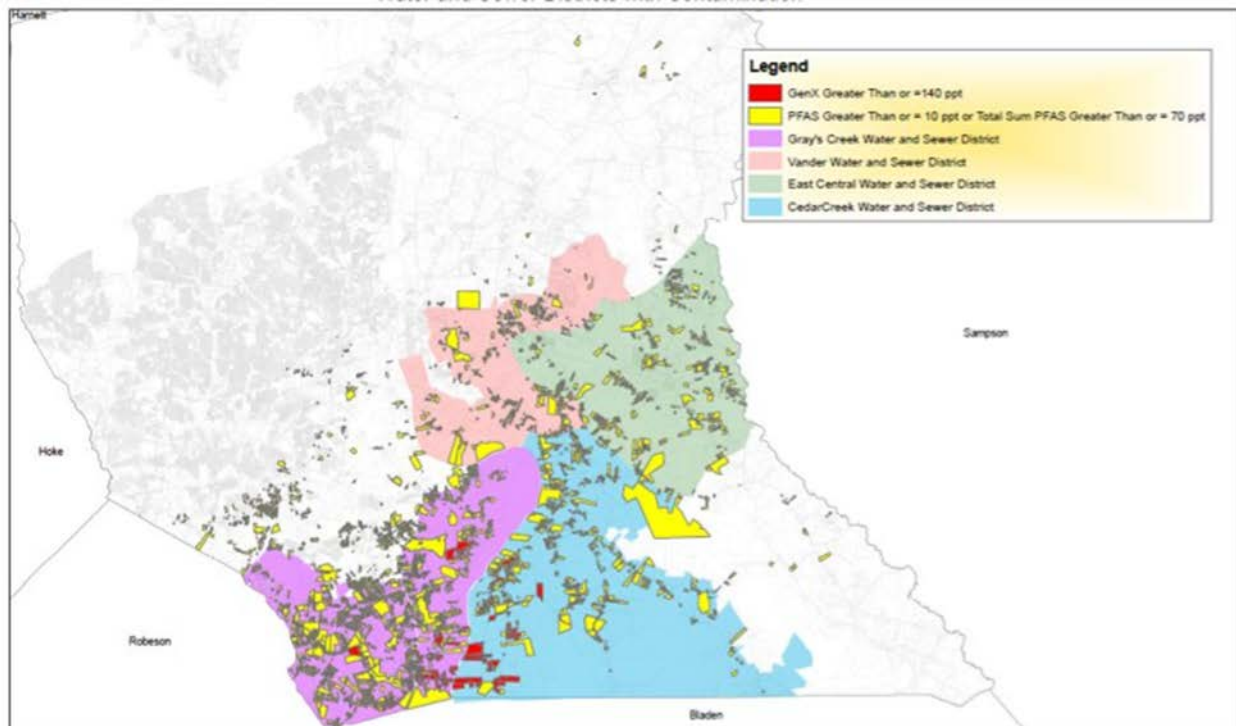
Ms. Cannon displayed maps of the Vander Water and Sewer District, the Cedar Creek Water and Sewer District, the Cedar Creek Water and Sewer District with Contamination, the East Central Water and Sewer District, and the East Central Water and Sewer District with Contamination followed by:

#### Overview of Water and Sewer Districts



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## Overview of Water and Sewer Districts with Contamination



### Process to determine citizen interest/feasibility

- Early sign-up is critical
- Customer participation level will determine economic feasibility of developing a water service system
- Explore funding options
- Individual water and sewer districts may obtain loan and/or grant funding for constructing and/or extending water and sewer systems

### Water supply sources for districts

- PWC - The County has an existing bulk water agreement
- Other sources - County is exploring other water sources including confined aquifers that are deeper than the surficial aquifer that many existing wells already use
- Regardless of the water source, the County will add additional treatment as necessary for the removal of PFAS
- The finished water sold by the County will meet all the requirements of the EPA as required by the Federal Safe Drinking Water Act

### Next Steps

- Consider the creation of two new districts
- Consider holding a public hearing on August 15 at 6:45 p.m. regarding the creation of the water and sewer districts
- Fall funding deadline is September 30
- Districts would submit separate funding applications
- Open a canvassing period to determine the level of interest and where it will be most feasible to serve water in the other phases of Gray's Creek, the proposed two new districts and Vander
- Allow people to sign up at reduced tap fee during the canvassing period
- Based on taps purchased during this period, County will conduct preliminary engineering reports to determine the final costs for the customer

### State Hosting Community Meeting

- NCDEQ hosted a community meeting to share information and answer questions about how the EPA health advisory for GenX impacts private drinking well sampling in Cumberland, Bladen, Sampson, and Robeson counties

Ms. Cannon concluded her presentation and expressed the need to hire a Water Resource Engineer utilizing some of the funds set aside for the Gray's Creek District. Ms. Cannon responded to questions and a brief discussion followed. Commissioner Boose stated he was not in favor of approving the Organization Action Resolutions in which the Chairman and County Manager have

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authority to sign. Mr. Moorefield stated the designation of a signatory is a requirement of the application, but it does not mean the County Manager as an authorized official can make an application. Mr. Moorefield stated the Board would have to approve the application and has to designate two signers. Mr. Moorefield stated language could be added to the effect that all actions will be approved by the Governing Board.

Chairman Adams asked that the Organization Action Resolutions for Gray's Creek and NORCRESS Water and Sewer District be revised so that the Chairman and County Manager are authorized to sign applications after the board approves them. Chairman Adams also asked to have community meetings to educate the public prior to the public hearing.

Chairman Adams requested removal of Item 3.H. Approval of Rescission of Emergency Declaration for Covid-19 from the consent agenda for separate discussion and action.

### 3. CONSENT AGENDA

- A. Approval of May 26, 2022, June 1, 2022, June 6, 2022, June 13, 2022 and July 18, 2022 Special Meeting Minutes and June 6, 2022 and June 20, 2022 Regular Meeting Minutes
- B. Approval of Proclamation for Rogers and Breece Funeral Home

### BACKGROUND

A request was received for a proclamation for Rogers and Breece Funeral Home and for the Chairman to read the proclamation at an event on August 8, 2022 at Rogers and Breece Funeral Home Chapel located at 500 Ramsey Street in Fayetteville.

### RECOMMENDATION / PROPOSED ACTION

The Board of Commissioners is respectfully requested to consider approval of the proclamation.

COUNTY OF CUMBERLAND

NORTH CAROLINA

### PROCLAMATION

WHEREAS, Rogers and Breece Funeral Home was founded in 1898 by Jim Rogers, Oscar P. Breece, Sr., J. Wilbur Breece, Robert W. Breece, Sr., and Oscar Breece, Jr., and has been operating in the Cumberland County community and surrounding areas through three generations; and

WHEREAS, when the founders passed away, Corey R. Breece, Sr., Robert W. Breece, Jr., and Sharman Breece Craven stepped forward and have dedicated their professional lives to serving families in the Cumberland County Community in their times of need; and

WHEREAS, as the current owners and operators of Rogers and Breece Funeral Home, they instilled in their sons, David S. Breece, Robert W. "Will" Breece, III, and Corey R. Breece, Jr., the desire to care for others and see their chosen profession as a higher calling, a sacred trust, and a service to families regardless of social standing, financial means, nationality, ethnicity, and regardless of the time of day or the day of the year a death occurs; and

WHEREAS, Rogers and Breece Funeral Home has experienced, empathetic and caring staff who understand that planning a funeral is a somber and upsetting experience for those unfortunate enough to lose a loved one and who go above and beyond to make the whole process a little more bearable; and

WHEREAS, it is appropriate to pay tribute to Rogers and Breece Funeral Home who, day in and day out, assist Cumberland County's families in their times of sadness and grief and help these families mourn a death and celebrate a life; and

WHEREAS, as a family-inspired business, Rogers and Breece Funeral Home has been serving families in the Cumberland County community for 124 years while preserving their motto, "Families First, We Care".

NOW, THEREFORE, WE, the Cumberland County Board of Commissioners, take this opportunity to acknowledge Rogers and Breece Funeral Home, the service they provide to grieving families in the Cumberland County community, and their dedication to their profession.

Adopted this 1st day of August 2022.

C. Approval of Proclamation for Preparedness Month 2022

BACKGROUND

A request was received from the Cumberland County Emergency Management Coordinator for a proclamation recognizing August 2022 as "Cumberland County Preparedness Month".

RECOMMENDATION / PROPOSED ACTION

The Board of Commissioners is respectfully requested to consider approval of the proclamation.

COUNTY OF CUMBERLAND

NORTH CAROLINA

PROCLAMATION

WHEREAS, all North Carolinians should be prepared for natural and man-made disasters as well as disease outbreaks; and

WHEREAS, North Carolina is traditionally an active state for tornadoes and severe thunderstorms, with tornado touchdowns and straight-line winds causing severe damage in parts of the state this year; and

WHEREAS, in 2021 the state experienced 21 tornado touchdowns, 109 flood incidents and 344 severe thunderstorms with damaging wind and 101 thunderstorms with wind and hail; and

WHEREAS, last year the National Weather Service in North Carolina issued 194 tornado warnings and 1,114 severe thunderstorm warnings, with an average warning time of 16.6 minutes; and 189 flash flood warnings, with an average warning time of 49 minutes; and

WHEREAS, every community, business, family and individual in Cumberland County must be ready for natural and man-made disasters including tornadoes, flooding, hurricanes, and public disturbances that might disrupt normal daily activities; and

WHEREAS, all Cumberland County residents can take a few simple steps – making a family disaster plan, creating an emergency supply kit, and staying informed – to help make preparedness and personal responsibility a priority; and

WHEREAS, Cumberland County residents should know the risks for their area and plan accordingly, and

WHEREAS, Cumberland County residents should help the elderly and those who cannot help themselves; and

WHEREAS, Cumberland County residents should include the safety of their pets and/or livestock in their emergency plans; and

WHEREAS, Cumberland County, North Carolina Emergency Management and the State of North Carolina have collaborated to recognize August as North Carolina Preparedness Month to encourage Cumberland County residents to be disaster ready.

NOW THEREFORE, We, the Cumberland County Board of Commissioners, hereby proclaim the month of August 2022, as “**CUMBERLAND COUNTY PREPAREDNESS MONTH**” in Cumberland County and encourage all county residents to plan and prepare weather-related and man-made disasters by assembling their emergency supply kits and updating their emergency plans.

Adopted this 1st day of August, 2022.

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D. Approval of Tax Collector's Preliminary Report and Proposed Annual Settlement

**BACKGROUND**

North Carolina General Statutes, Section 105-373 requires the Tax Collector of Cumberland County after the 1st day of July of each year to render a preliminary report to the Board of County Commissioners concerning persons whose tax liabilities remain unpaid and to propose an annual settlement of taxes charged to him for collection for the past year. The Tax Collector has submitted such preliminary report and proposed settlement. The preliminary report consists of (i) a list of persons owning real property whose taxes for the tax year of 2021-2022 remain unpaid, (ii) a list of the persons not owning real property whose taxes for the year 2021-2022 remain unpaid (the proposed insolvent list), and (iii) a statement under oath by the Tax Collector that he has made diligent efforts to collect such taxes. The proposed settlement consists of the amounts of taxes with which the Tax Collector has been charged for the year and the amounts of credits against such charges, the real and personal property tax balance is charged to the forthcoming tax year. The preliminary report has been provided to the County Clerk to the Board.

**RECOMMENDATION / PROPOSED ACTION**

As required by NCGS 105-373, the Tax Collector recommends the Board of Commissioners accept the preliminary report and approve the proposed annual settlement.

That the Board adopts the resolution below as Exhibit A.

**RESOLUTION ACCEPTING PRELIMINARY REPORT OF THE TAX COLLECTOR,  
CREDITING THE INSOLVENT LIST, AND APPROVING PROPOSED ANNUAL  
SETTLEMENT**

Whereas, North Carolina General Statutes, Section 105-373, requires the Tax Collector of Cumberland County after the 1st day of July of each year to render a preliminary report to the Board of County Commissioners concerning persons whose tax liabilities remain unpaid and to propose an annual settlement of taxes charged to the Tax Collector for collection for the past ten years; and

Whereas, the Tax Collector has submitted such preliminary report and proposed settlement. Now therefore, the Board of Commissioners of Cumberland County hereby resolves:

1. That the preliminary report of the Tax Collector of Cumberland County, consisting of (i) a list of persons owning real property whose taxes for the preceding fiscal year 2021-2022 remain unpaid and the principal amount owned by each person; (ii) a list of the persons not owning or who have not listed real property whose taxes for the preceding fiscal tax year 2021–2022 remain unpaid and the principal amount owned by each person (the proposed insolvent list) and (iii) a statement under oath by the Tax Collector that he has made diligent efforts to collect such taxes, be and it hereby is, accepted;
2. That the Board hereby finds that the persons in the list of those that do not own or have not listed real property are insolvent as that term is used in G.S. 105-373, directs that the list of such person be entered into the minutes of the meeting of the Board as the insolvent list, and further directs that the amounts in such list be, and hereby are, credited to the Tax Collector in his annual settlement;
3. That the proposed settlement of the Tax Collector, appended hereto, for taxes in his hands for collection for the fiscal tax year 2021-2022, be and it hereby is, approved and that he be, and thereby is, charged with the amounts set forth in the settlement under the heading “Charges” and credited with the amounts set forth in the settlement under the heading “Credits”.

Adopted this 1st day of August 2022.



OFFICE OF THE TAX ADMINISTRATOR

County Settlement  
June 30, 2022

<b>Charge:</b>	
Real and Personal Charge 2021	\$ 181,203,084.55
Vehicles Charge 2021	\$ -
Added Charge Real & Personal 2021	\$ 5,086,096.66
Added Charge 2021 Vehicles	\$ -
Solid Waste 2021	\$ 5,912,872.00
Added Solid Waste 2021	\$ 42,280.00
Total Tax Interest	\$ 683,528.98
Added Charge 2021 Advertising Cost	\$ 49,481.25
County Demolition Fee	\$ 14,496.36
Interest Collected County Demolition	\$ -
Certified Mail Fee Collected	\$ 7,560.66
Garnishment Fee Collected	\$ 44,568.32
Data Request/Maps	\$ 911.00
Worthless Check Penalty Collected	\$ 16,069.34
Legal fees	\$ 16,969.69
Prepared Food & Beverage Tax Collected	\$ 8,904,885.47
Prepared Food & Beverage Tax Collected Interest & Penalty	\$ 85,033.14
Room Occupancy Tax Collected	\$ 8,156,780.62
Room Occupancy Tax Collected Interest & Penalty	\$ 77,984.60
County Gross Receipts Vehicle Tax Current Year	\$ 818,375.87
County Gross Receipts Vehicle Tax Interest & Penalty	\$ 1,565.98
County Heavy Equipment Rentals	\$ 235,226.19
County Heavy Equipment <del>Rentals</del> Interest & Penalty	\$ -
Bullard Circle Water Extension	\$ 5,518.52
Bullard Circle Water Extension Interest	\$ 1,145.26
Lake Upchurch Dam Assessment	\$ -
Lake Upchurch Dam Assessment Interest	\$ -
Brooklyn Circle Water Extension Assessment	\$ -
Brooklyn Circle Water Extension Assessment Interest	\$ -
Cedar Creek Rd Water Extension	\$ 254.84
Cedar Creek Rd Water Extension Interest	\$ 56.42
Adjustment - Advertising Beginning Balance Booked	\$ 105,932.62
<b>Total Charge:</b>	<b>\$ 211,470,678.34</b>

Celebrating Our Past.....Embracing Our Future  
EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE

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**Credits:**

Deposit with Finance	\$	207,949,091.00
Advertising Cost Deposited with Finance	\$	43,806.77
Interest Deposited with Finance	\$	849,314.38
Real & Personal Releases Allowed	\$	907,807.65
Vehicles Releases Allowed	\$	-
Solid Waste Releases Allowed	\$	21,840.12
Total Discount Allowed	\$	-
Real & Personal Balance	\$	1,490,927.64
Advertising Cost Balance	\$	111,807.10
Vehicle Balance	\$	-
Solid Waste Balance	\$	96,283.68
Adjustment	\$	
	<b>\$</b>	<b>211,470,678.34</b>

**Charge:**

Real & Personal Balance 2020	\$	1,838,909.39
Vehicle Balance 2020	\$	-
Solid Waste Balance 2020	\$	99,853.34
County Gross Receipts Vehicle Tax 1st Year Prior	\$	-
Prepared Food & Beverage Tax All Prior	\$	9,067.56
Room Occupancy Tax Collected All Prior	\$	4,034.94
Real & Personal Balance 2019	\$	746,934.20
Vehicle Balance 2019	\$	97,910.59
Solid Waste Balance 2019	\$	44,024.16
Real & Personal Balance 2018 & Prior	\$	1,659,677.36
Vehicle Balance 2018 & Prior	\$	1,078,514.30
Solid Waste Balance 2018 & Prior	\$	77,192.40
2010 & Prior Taxes Collected After Being Barred	\$	15,840.60
	<b>\$</b>	<b>5,671,958.84</b>

**Credits:**

Real & Personal Collected 2020	\$	1,165,495.64
Vehicles Collected 2020	\$	-
Solid Waste Collected 2020	\$	59,038.77
County Gross Receipts Vehicle Tax 1st Year Prior	\$	-
Prepared Food & Beverage Tax All Prior	\$	9,067.56
Room Occupancy Tax Collected All Prior	\$	4,034.94
Real & Personal Collected 2019	\$	220,852.26
Vehicles Collected 2019	\$	4,017.63
Solid Waste Collected 2019	\$	15,762.63
Real & Personal Collected 2018 & Prior	\$	168,361.53
Vehicles Collected 2018 & Prior	\$	23,731.35
Solid Waste Collected 2018 & Prior	\$	12,018.48
Real & Personal Releases Allowed 2020	\$	55,040.09
Vehicle Releases Allowed 2020	\$	-
Solid Waste Releases Allowed 2020	\$	728.00
Real & Personal Releases Allowed 2019	\$	19,008.74
Vehicle Releases Allowed 2019	\$	205.58
Solid Waste Releases Allowed 2019	\$	224.00
Real & Personal Releases Allowed 2018 & Prior	\$	5,890.79
Vehicle Releases Allowed 2018 & Prior	\$	825.06
Solid Waste Releases Allowed 2018 & Prior	\$	328.00
2009 & Prior Taxes Collected After Being Barred	\$	15,840.60
	<b>\$</b>	<b>1,780,471.65</b>

**Taxes Barred by Statute: 2011**

Real Property	\$	31,728.89
Personal	\$	114,719.48
Vehicles	\$	442,477.02
Public Service	\$	-
Solid Waste Fees	\$	2,761.42
Advertising	\$	2,685.03
Credit for Five Year & Prior Insolvents	\$	-
	<b>\$</b>	<b>594,371.84</b>

**Balance Prior Years Taxes:**

Real & Personal Balance 2020	\$	618,373.66
Vehicles Balance 2020	\$	-
Solid Waste Balance 2020	\$	40,086.57
Real & Personal Balance 2019	\$	507,073.20
Vehicles Balance 2019	\$	93,687.38
Solid Waste Balance 2019	\$	28,037.53
Real & Personal Balance 2018 & Prior	\$	1,336,291.64
Vehicles Balance 2018 & Prior	\$	611,480.87
Solid Waste Balance 2018 & Prior	\$	62,084.50
	<b>\$</b>	<b>3,297,115.35</b>

**TOTAL CREDITS:**

<b>\$</b>	<b>5,671,958.84</b>
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## OFFICE OF THE TAX ADMINISTRATOR

## Summary of 2011 Real/Personal & Vehicles Taxes to be Barred

				Public		
	Vehicles	Personal	Real	Service	Annexation	Total
County	442,477.02	92,384.73	31,728.89	-	-	566,590.64
County Pets	-	22,335		-	-	22,334.75
Fayetteville	176,965.48	29,040.48	8,541.20	-	-	214,547.16
Revit	34.81	334.23	-	-	-	369.04
Fayetteville Vehicle Fee	31,765.43	-	-	-	-	31,765.43
FTT	31,775.56					31,775.56
Annexation		-	-	-		0.00
Fayetteville Storm Water			4,200.00			4,200.00
Storm Water			2,100.00			2,100.00
Fayetteville Solid Waste			418.00			418.00
Hope Mills	10,218.67	1,360.13	48.38	-	-	11,627.18
Hope Mills Vehicle Fee	1,962.56	-	-	-	-	1,962.56
Hope Mills Pets	-	-	-	-	-	0.00
Hope Mills Refuge						
Spring Lake	16,218.27	2,575.64	372.17	-	-	19,166.08
SLVT	1,954.69					1,954.69
SLTT	1,949.70					1,949.70
Spring Lake Storm Water			66.00			66.00
Spring Lake Refuge			556.00			556.00
Stedman	634.99	52.08	-	-	-	687.07
Stedman Vehicle Fee	125.00	-	-	-	-	125.00
Godwin	19.51	-	23.29	-	-	42.80
Wade	110.59	20.13	-	-	-	130.72
Falcon	18.96	9.78	-	-	-	28.74
Linden	26.06	-	16.72	-	-	42.78
Eastover	639.73	193.62	97.17	-	-	930.52
Solid Waste User Fee	-	-	2,761.42	-	-	2,761.42
Advertising Fee	-	-	2,685.03	-	-	2,685.03
Total	716,897.03	148,305.57	53,614.27	0.00	0.00	918,816.87
	Celebrating Our Past....Embracing Our Future					
EASTOVER - FALCON – FAYETTEVILLE – GODWIN – HOPE MILLS – LINDEN – SPRING LAKE – STEDMAN - WADE						

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E. 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, 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. The approval allows the Assistant County Manager to authorize the disposal.

Please find attached a list of miscellaneous items from various County departments or agencies that met the above criteria and that have been disposed of. As a practice, items from facilities are taken to the Ann Street Landfill for disposal as appropriate. Vehicles, equipment, or tools are placed on GovDeals for auction. Revenues from GovDeals sales are placed in an account and used to offset the cost of replacing County vehicles.

RECOMMENDATION / PROPOSED ACTION

Approval of the attached report, so that the report may be duly recorded in the official minutes, and the disposal of the items indicated on the report.

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2011 Crown Vic	End of useful life	204,664	2011	FL-487	\$1,200.00	Gov Deals

Tracy Jackson, Assistant County Manager  Date 2/7/22

CUMBERLAND COUNTY  
VEHICLE(S) REQUESTED FOR SURPLUS

Department	Vehicle Description	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2010 Ford Crown Vic	End of useful life	204,387	2010	FL-0426	\$1,500.00	Gov Deals

 2/23/22  
Signature Date

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2006 F-150	End of useful life	211,118	2011	FL-073	\$1,800.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	290,702	2007	FL-110	\$1,500.00	Gov Deals
CCSO	2006 Crown Vic	End of useful life	206,892	2006	FL-132	\$1,500.00	Gov Deals
CCSO	2012 Chevy Tahoe	End of useful life	157,241	2012	FL-292	\$4,500.00	Gov Deals

Tracy Jackson, Assistant County Manager  Date 3/30/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
Carpentry	Chevy Silverado	End of useful life	115,079	2005	C-3	\$2,300.00	Gov Deals
CMF	Ford Focus	End of useful life	78,042	2007	CMF-8	\$1,800.00	Gov Deals
CMF	Ford Focus	End of useful life	68,806	2007	CMF-7	\$1,800.00	Gov Deals

Tracy Jackson, Assistant County Manager  Date 4/5/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	Crown Vic	Vehicle was a total loss from accident.	137,882	2007	FL-343	\$3,672.33	Insurance Payout

Tracy Jackson, Assistant County Manager  Date 4/19/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2009 Crown Vic	End of useful life	198,854	2009	FL-0040	\$1,600.00	Gov Deals
CCSO	2009 Crown Vic	End of useful life	213,240	2009	FL-0114	\$1,600.00	Gov Deals
CCSO	2008 Crown Vic	End of useful life	195,080	2008	FL-0139	\$1,500.00	Gov Deals

Tracy Jackson, Assistant County Manager  Date 5/5/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	1998 Toyota Tacoma	End of useful life	204,402	1998	FL-065	\$1,200.00	Gov Deals
CCSO	2006 Crown Vic	End of useful life	178,345	2006	FL-0087	\$1,500.00	Gov Deals
CCSO	2006 Dodge Magnum	End of useful life	116,178	2006	FL-0251	\$1,500.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	195,986	2007	FL-0136	\$1,500.00	Gov Deals
CCSO	2008 Crown Vic	End of useful life	175,000	2008	FL-0236	\$1,600.00	Gov Deals
CCSO	2004 Crown Vic	End of useful life	203,122	2004	FL-0083	\$1,200.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	205,000	2007	FL-0094	\$1,500.00	Gov Deals
Carpentry	1998 F-150	End of useful life	157,710	1998	C-0002	\$1,500.00	Gov Deals
CCSO	2010 Crown Vic	Vehicle total loss from accident.	138,724	2010	FL-425	\$5,697.50	Insurance Payout

Tracy Jackson, Assistant County Manager  Date 5/31/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2009 Crown Vic	End of useful life	216,695	2009	FL-0045	\$1,800.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	180,025	2007	FL-0108	\$1,500.00	Gov Deals
CCSO	2009 Crown Vic	End of useful life	190,167	2009	FL-0061	\$1,500.00	Gov Deals
CCSO	2010 Crown Vic	End of useful life	207,293	2010	FL-0449	\$2,000.00	Gov Deals

Tracy Jackson, Assistant County Manager Tracy Jackson Date 6/30/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2009 Crown Vic	End of useful life	216,695	2009	FL-45	\$1,500.00	Gov Deals
CCSO	2011 Crown Vic	End of useful life	205,618	2011	FL-482	\$2,000.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	180,025	2007	FL-108	\$1,500.00	Gov Deals
CCSO	2010 Crown Vic	End of useful life	207,293	2010	FL-449	\$1,800.00	Gov Deals
CCSO	1998 E-450 (Mobile Crime Lab)	End of useful life	22,837	1998	FL-100	\$9,500.00	Gov Deals
CMF	2004 Chevy Venture	End of useful life	224,715	2004	CMF-6	\$1,200.00	Gov Deals
CCSO	2011 Crown Vic	End of useful life	198,382	2011	FL-486	\$2,000.00	Gov Deals

Tracy Jackson, Assistant County Manager Tracy Jackson Date 7/12/22

CUMBERLAND COUNTY  
VEHICLES FOR SURPLUS

Department	Vehicle	Reason for Surplus	Mileage	Year	Fleet #	Estimated Value	Disposition
CCSO	2010 Crown Vic	End of useful life	183,635	2010	FL-458	\$1,500.00	Gov Deals
CCSO	2007 Crown Vic	End of useful life	200,532	2007	FL-340	\$1,200.00	Gov Deals

Tracy Jackson, Assistant County Manager Tracy Jackson Date 7/25/22

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**SURPLUS PROPERTY DISPOSAL LIST**  
**February 1, 2022 - July 22, 2022**

ITEM NO.	PROPERTY DESCRIPTION	RENDERING DEPARTMENT	DISPOSAL METHOD
1	6 File Cabinets	Clerk of Courts	Landfill-Ann Street
2	1 File Cabinet	District Attorney	Landfill-Ann Street
3	2 Desks	Animal Services	Landfill-Ann Street
4	1 Small Table	Animal Services	Landfill-Ann Street
5	10 File Cabinets	Clerk of Courts	Landfill-Ann Street
6	5 Broken Chairs	Register of Deeds	Landfill-Ann Street
7	10 File Cabinets	Clerk of Courts	Landfill-Ann Street
8	5 File Cabinets	Clerk of Courts	Landfill-Ann Street
9	13 File Cabinets	Clerk of Courts	Landfill-Ann Street
10	1 Refrigerator	Public Health	Landfill-Ann Street
11	7 Office Chairs	Public Health	Landfill-Ann Street
12	20 File Cabinets	Crown Coliseum	Landfill-Ann Street
13	1 Refrigerator	Public Health	Landfill-Ann Street
14	5 Chairs	Pre-Trial Services	Landfill-Ann Street
15	3 Shelves	Tax Administration	Landfill-Ann Street
16	34 File Cabinets	Clerk of Courts	Landfill-Ann Street
17	3 Chairs	Clerk of Courts	Landfill-Ann Street
18	15 Chairs	Library	Landfill-Ann Street
19	6 Chairs	Sheriff's Office	Landfill-Ann Street
20	6 Chairs	District Court	Landfill-Ann Street
21	1 Desk	Soil and Water	Landfill-Ann Street
22	2 File Cabinets	Soil and Water	Landfill-Ann Street
23	1 Printer	Cooperative Extension	Landfill-Ann Street
24	12 File Cabinets	Cooperative Extension	Landfill-Ann Street
25	2 Desks	Cooperative Extension	Landfill-Ann Street
26	10 Chairs	Cooperative Extension	Landfill-Ann Street
27	4 Desks	Public Information Office	Landfill-Ann Street



TRACY JACKSON,DATE  
ASSISTANT COUNTY MANAGER

F. Approval of Proposed Additions to the State's Secondary Road System

BACKGROUND

The North Carolina Department of Transportation has received petitions requesting that the following streets be placed on the State's Secondary Road System. NCDOT has investigated the streets and their findings are that the below listed streets are eligible for addition to the State's Secondary Road System. (See attachment.)

- Hemingway Lane
- Moonland Drive

RECOMMENDATION / PROPOSED ACTION

Based on the NCDOT's recommendation that the above streets be placed on the State's Secondary Road System, the action being requested is for approval.

G. Proof of Publication of Public Hearing June 20, 2022, for Expansion of Recreation District to Include the Town of Spring Lake

BACKGROUND

The attached proof of publication in the Fayetteville Observer of notice of the public hearing in consideration of the expansion of the county’s recreation service district to include the Town of Spring Lake at the meeting June 20, 2022, is placed on the agenda for the purpose of recording the described proof of publication in the minutes as a permanent record.

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>

## RECOMMENDATION / PROPOSED ACTION

No action is needed.

### H. REMOVED FOR SEPARATE DISCUSSION AND ACTION AS RECORDED BELOW

### I. Approval of Budget Ordinance Amendments for the August 1, 2022 Board of County Commissioners' Agenda

## BACKGROUND

### General Fund

#### 1) Emergency Services Grants - Budget Ordinance Amendment B230003 to recognize the Streamflow Rehabilitation Program Grant in the amount of \$78,100

The Board is requested to accept and approve Budget Ordinance Amendment B230003 to recognize the Streamflow Rehabilitation Grant in the amount of \$78,100. This grant is from the North Carolina Department of Agriculture and Consumer Services and will be used to clear storm debris from a canal that runs through the Town of Linden and drains into the Little River. The grant award is for the period of June 1, 2022 through December 31, 2024.

Please note this amendment requires no additional county funds.

#### 2) Emergency Services Grants - Budget Ordinance Amendment B230006 to recognize the Emergency Management Disaster Relief and Mitigation Grant in the amount of \$63,000

The Board is requested to accept and approve Budget Ordinance Amendment B230006 to recognize the Emergency Management Disaster Relief and Mitigation Grant in the amount of \$63,000. This grant is from the North Carolina Department of Public Safety-Division of Emergency Management and will be used to identify engineered flood mitigation activities in the Town of Spring Lake, Manchester area. In addition, the mitigation measures identified will be used to apply for future grant funding, such as the Building Resilient Infrastructure and Communities (BRIC). The grant award is for the period performance of July 1, 2022, through December 31, 2023.

Please note this amendment requires no additional county funds.

#### 3) Library Grants – Budget Ordinance Amendment B230421 to recognize Arts Council of Fayetteville/Cumberland County Project Youth Education Grant funds in the amount of \$9,000

The Board is requested to accept and approve Budget Ordinance Amendment B230421 to recognize Arts Council of Fayetteville/Cumberland County Project Youth Education Grant funds in the amount of \$9,000. These funds will support the March Storytelling Festival “Rhythm of a Story”.

Please note this amendment requires no additional county funds.

#### 4) Library Grants – Budget Ordinance Amendment B230419 to recognize funds from Friends of the Cumberland County Public Library, Inc. in the amount of \$10,594

The Board is requested to accept and approve Budget Ordinance Amendment B230419 to recognize funds from Friends of the Cumberland County Public Library, Inc. in the amount of \$10,594. These funds will be used to purchase new juvenile shelving.

Please note this amendment requires no additional county funds.

#### 5) Library Grants – Budget Ordinance Amendment B230407 to recognize grant funds from the Library Services and Technology Act in the amount of \$135,713

The Board is requested to accept and approve Budget Ordinance Amendment B230407 to recognize grant funds from the Library Services and Technology Act in the amount of \$135,713.

These funds will be used to purchase technology, multi-sensory elements, and create teen spaces to continue to expand access to our community.

Please note this amendment requires no additional county funds.

REGARDING THE FOLLOWING ITEMS #6-#12 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 (6/30/22) or items ordered that had not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2022 budget; however, the money was not spent by June 30, 2022.

The following amendments seek to bring those funds forward from FY 2022 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 FY22 funds in FY23.

General Fund 101

- 6) Finance – Budget Ordinance Amendment B230704 to re-appropriate FY22 funds in the amount of \$7,093

The Board is requested to approve Budget Ordinance Amendment B230704 to re-appropriate FY22 funds in the amount of \$7,093. This amount represents three desks that was purchased in FY22 but will not be received until FY23.

- 7) Library Grants – Budget Ordinance Amendment B230261 to re-appropriate FY22 funds in the amount of \$203,265 for the E-Rate program

The Board is requested to approve Budget Ordinance Amendment B230261 to re-appropriate FY22 funds in the amount of \$203,265. These funds are from the Microelectronics Center of North Carolina and are used to support library services such as equipment and computer software. These funds were approved in FY22 at the August 2, 2021 Board of Commissioners meeting.

- 8) Library Grants – Budget Ordinance Amendment B230348 to re-appropriate FY22 funds in the amount of \$235

The Board is requested to approve Budget Ordinance Amendment B230348 to re-appropriate FY22 funds in the amount of \$235. These were donations received at the end of FY22 and will be used to support library programs, services, and resources.

- 9) Library Grants – Budget Ordinance Amendment B230347 to re-appropriate FY22 funds in the amount of \$9,486

The Board is requested to approve Budget Ordinance Amendment B230347 to re-appropriate FY22 funds in the amount of \$9,486. These funds are the Connecting the Last Mile Digital Inclusion and Navigation Grant which was approved at the August 2, 2021 Board of Commissioners meeting.

- 10) Library Grants – Budget Ordinance Amendment B230706 to re-appropriate FY22 funds in the amount of \$26,240

The Board is requested to approve Budget Ordinance Amendment B230706 to re-appropriate FY22 funds in the amount of \$26,240. These funds were approved at the November 15, 2021 Board of Commissioners meeting and will be used to provide hotspots at Cumberland County Libraries.

- 11) Library Grants – Budget Ordinance Amendment B230349 to re-appropriate FY22 funds in the amount of \$26,192

The Board is requested to approve Budget Ordinance Amendment B230349 to re-appropriate FY22 funds in the amount of \$26,192. These funds were approved at the April 4, 2022 Board of

Commissioners meeting and will be used for adult, teen and children's programs, program speakers, promotions, staff developments and awards for staff.

#### Emergency Rental Assistance Fund 269

12) Emergency Rental Assistance – Budget Ordinance Amendment B230697 to re-appropriate FY22 funds in the amount of \$16,167,213

The Board is requested to approve Budget Ordinance Amendment B230697 to re-appropriate FY22 funds in the amount of \$16,167,213. These funds will be used for emergency rental assistance and was approved at the December 20, 2021 Board of Commissioners meeting.

#### RECOMMENDATION / PROPOSED ACTION

Approval of Budget Ordinance Amendments

J. Approval of Cumberland County Board of Commissioners Agenda Session Items

1. Resolution to Lease Certain Real Property to Service Source Employment Services, Inc.

#### BACKGROUND

The Board adopted its required resolution of intent at its May 16, 2022 meeting. Pursuant to G.S. 160A-272, the notice of intent was advertised in the Fayetteville Observer on May 23, 2022. The publisher's affidavit is attached. Adoption of the following resolution will authorize the chairman to execute the lease. Also attached is a copy of the proposed lease and the organization's non-profit status with the North Carolina Secretary of State.

#### RECOMMENDATION / PROPOSED ACTION

Adopt the following Resolution:

The Cumberland County Board of Commissioners finds:

The real property located at 600 and 620 Ames Street, Fayetteville, will not be needed for government purposes for the term proposed for the lease of the property to the Service Source Employment Services, Inc.;

The Board adopted a resolution of intent to lease the property described herein at its regular meeting held May 16, 2022; and

The notice of intent to lease the property was advertised in the Fayetteville Observer on May 23, 2022.

BE IT THEREFORE RESOLVED that the chairman is authorized to execute a lease to the Service Source Employment Services, Inc., a non-profit corporation, for that property consisting of approximately 12.96 acres as described as Tract 1, PB 11, P. 69, located at 600 and 620 Ames Street, Fayetteville, NC, including the buildings specifically described in the lease agreement, for a term of not more than ten (10) years commencing July 1, 2022, to be terminated upon two years notice, and at an annual rental rate of ONE DOLLAR (\$1.00).

MOTION: Commissioner Council moved to approve consent agenda Items 3.A. – 3.J.1. with the exception of Item 3.H. removed for separate discussion and action.

SECOND: Commissioner Stewart

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

### 3.H. Approval of Rescission of Emergency Declaration for Covid-19

#### BACKGROUND

The Cumberland County Board of Commissioners Declared a State of Emergency to coordinate response and protective actions to prevent the spread of Covid-19 within the jurisdiction of Cumberland County on Monday, March 16, 2020. The Governor recently announced the state level State of Emergency will be rescinded in August.

#### RECOMMENDATION / PROPOSED ACTION

Approve the resolution rescinding the State of Emergency previously declared on March 16, 2020, to coordinate response and protective actions to prevent the spread of Covid-19 within the jurisdiction of Cumberland County.

#### DECLARATION OF THE RESCINDING OF THE STATE OF EMERGENCY DECLARED ON MARCH 16, 2020, TO COORDINATE RESPONSE AND PROTECTIVE ACTIONS TO PREVENT THE SPREAD OF COVID-19 WITHIN THE JURISDICTION OF CUMBERLAND COUNTY

WHEREAS, COVID 19 is a respiratory disease that can result in serious illness or death by the SARS Co-V-2 virus, which is a new strain of coronavirus previously unidentified in humans which can spread from person to person; and

WHEREAS, the World Health Organization (WHO) declared COVID-19 as a Public Health Pandemic of International Concern on March 11, 2020; and

WHEREAS, the North Carolina Department of Health and Human Services (NCDHHS) has warned of the public health threat posed by COVID-19 within the state of North Carolina; and

WHEREAS, the Governor of the State of North Carolina declared a State of Emergency, based on the public health emergency of COVID-19, on March 10, 2020; and

WHEREAS, the Governor of the State of North Carolina has since March 10, 2020, extended the State of Emergency in effect, but at the recent signing of the State Budget the Governor indicated that the North Carolina State of Emergency will be rescinded on or about August 15, 2022; and

WHEREAS, the Cumberland County Board of Commissioners did Declare a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of Covid-19 within the Jurisdiction of Cumberland County pursuant to Chapter 166A of the General Statutes of North Carolina, and per the terms of that Declaration the State of Emergency would remain in effect until rescinded.

WHEREAS, because of the above-described emergency, the Cumberland County Board of Commissioners had determined that there was an imminent threat of the spread of COVID-19 within Cumberland County which created a public health emergency which would likely cause serious illness, loss of life, and disruption of essential services and systems; and

WHEREAS, that subsequent to the Declaration of a State of Emergency by the Cumberland County Board of Commissioners that vaccinations and other safety measures were put into place and made available to the public, and that there has been a reduction in the impact of infection with COVID-19 within Cumberland County, and a decrease in hospitalizations of those infected with COVID-19; and

WHEREAS, that the Cumberland County Board of Commissioners has determined that there is no longer a need for a Declared State of Emergency within Cumberland County, North Carolina at this time.

NOW, THEREFORE, pursuant to the authority vested in me as Chairman of the Board of Commissioners of Cumberland County under Article 1A of Chapter 166A of the North Carolina General Statutes and Chapter 5 of the Cumberland County Code of Ordinances, I hereby declare as follows:

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>

Section 1. That the State of Emergency declared within the jurisdiction of Cumberland County, North Carolina, on March 16, 2020, is hereby rescinded effective immediately.

Section 2. That Notice of this rescinding of the State of Emergency in Cumberland County shall be filed with the Clerk to the Cumberland County Board of Commissioners; distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; and further distributed as necessary to ensure its full implementation.

This the 1st day of August 2022

\*\*\*\*\*

At the request of Chairman Adams, Ms. Cannon explained the purpose of enacting a State of Emergency and powers granted to local government therein. Ms. Cannon stated the Governor indicated the North Carolina State of Emergency will be rescinded on or about August 15, 2022 and Cumberland County believes it is prudent to rescind its State of Emergency as well. Ms. Cannon stated there is no advantage to keeping it in place and FEMA funds are not available for reimbursement.

MOTION: Commissioner Stewart moved to approve the Rescission of Emergency Declaration for Covid-19.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

#### 4. PUBLIC HEARINGS

- A. Consideration of Approval in Principle of the Issuance of Not to Exceed \$27,000,000 Exempt Facilities Revenue Bonds by the Cumberland County Industrial Facilities and Pollution Control Financing Authority to Provide Financing to Cargill, Incorporated

#### BACKGROUND

The resolution recorded below describes a project to be undertaken by Cargill, Incorporated to acquire, install and construct solid waste disposal equipment and facilities at its Fayetteville soybean processing facility which is necessary or required for its operations (the "Project"). The cost of the Project is estimated to be \$27,000,000. At its meeting July 28, 2022, the Cumberland County Industrial Facilities and Pollution Control Financing Authority (the "Authority") approved the issuance of exempt facilities revenue bonds in an amount not to exceed \$27,000,000 for financing the Project in accordance with the applicable regulations of the Internal Revenue Code. The code requires the board of county commissioners to approve the issuance of these exempt bonds after conducting a public hearing to receive public comments on the matter. The proof of publication of notice of the public hearing is also attached. Neither the issuance of these exempt facilities bonds nor the Project creates any liability or costs for the county or the Authority.

#### RECOMMENDATION / PROPOSED ACTION

The county attorney recommends adoption of the resolution approving the issuance of these exempt facilities bonds for Cargill, Incorporated after consideration of any comments received at the public hearing.

#### APPROVAL IN PRINCIPLE OF THE ISSUANCE OF NOT TO EXCEED \$27,000,000 EXEMPT FACILITIES REVENUE BONDS BY THE

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**CUMBERLAND COUNTY INDUSTRIAL FACILITIES AND POLLUTION  
CONTROL FINANCING AUTHORITY TO PROVIDE FINANCING TO  
CARGILL, INCORPORATED**

WHEREAS, The Cumberland County Industrial Facilities and Pollution Control Financing Authority (the “Authority”) has agreed to assist in the financing under the North Carolina Industrial and Pollution Control Facilities Financing Act (the “Act”) of a special purpose project by Cargill, Incorporated, a Delaware corporation, or a related or affiliated entity (the “Company”), consisting of the acquisition, construction and installation of solid waste disposal facilities and equipment used to capture particulate matter and volatile organic compounds resulting from the processing of soybeans and to process soybean meal and hull waste that would otherwise be sent to a landfill into cattle feed components, and buildings, facilities and equipment necessary or required for the operation of the foregoing facilities and equipment (the “Project”) located at the Company’s facility in Fayetteville, Cumberland County, North Carolina, and has indicated that agreement by the execution of an Inducement Agreement between the parties dated May 24, 2022; and

WHEREAS, the Authority intends to issue its Exempt Facilities Revenue Bonds (Cargill, Incorporated Project), Series 2022 in the principal amount of up to \$27,000,000 (the “Bonds”) in order to provide financing for the Project; and

WHEREAS, on June 29, 2022, under Article 51B of Chapter 143 of the North Carolina General Statutes, the Federal Tax Reform Allocation Committee (“TRAC”) allocated a portion of North Carolina’s 2022 “private activity bond limit,” as defined in Section 141 of the Code to the Project and the Bonds; and

WHEREAS, Section 147 of the Internal Revenue Code of 1986, as amended (the “Code”) requires that the governing body that created the Authority approve the plan of financing that includes the issuance of the Bonds to finance the Project; and

WHEREAS, Section 159C-4 of the Act requires the governing body of the county in which the project to be financed under the Act is located to approve the issuance of the Bonds under the Act; and

WHEREAS, the Board of Commissioners has been informed that the County will have no liability whatsoever for the repayment of the Bonds or the Project, and that its approval is only to satisfy the requirements of the Code and the Act; and

WHEREAS, this Board of Commissioners today has held a public hearing with respect to the advisability of the Project and the issuance of bonds therefor, as evidenced by the Certificate and Summary of Public Hearing attached hereto as Exhibit A; and

NOW, THEREFORE, the Board of Commissioners of Cumberland County, meeting in regular session at Fayetteville, North Carolina, on August 1, 2022, does the following:

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR CUMBERLAND COUNTY:

1. The acquisition, construction and equipping of the proposed Project, which constitutes a “special purpose project” that includes the disposal, treatment or recycling of solid waste located in Fayetteville, Cumberland County, North Carolina, and the issuance of the Bonds in an amount not to exceed \$27,000,000 to provide financing therefor are hereby approved in principle.

2. The Board of Commissioners hereby approves the plan of financing as required by Section 147(f) of the Code.

3. The issuance of the Bonds in the principal amount of up to \$27,000,000 is hereby approved for purposes of Section 159C-4 of the Act.

4. THE BONDS DO NOT CONSTITUTE A DEBT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION OR ANY AGENCY THEREOF, INCLUDING THE AUTHORITY AND THE COUNTY, NOR A PLEDGE OF THE FAITH AND CREDIT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION OR AGENCY THEREOF, INCLUDING THE COUNTY.

\*\*\*\*\*

Rick Moorefield, County Attorney, presented the background information and resolution recorded above. Mr. Moorefield stated the Board of Commissioners must approve the issuance in order for it to be a tax-exempt financing revenue bond, all of the mechanics for the sale of the bond have been worked out by bond counsel and the trustee, and it will be purchased by the Bank of New York.

Commissioner Keefe asked whether this was tethered to the methane agreement the county has with Cargill, Incorporated. Mr. Moorefield responded in the negative.

Chairman Adams opened the public hearing for the issuance of the exempt facilities bonds for Cargill, Incorporated.

The deputy clerk advised there were no speakers.

Chairman Adams closed the public hearing for the issuance of the exempt facilities bonds for Cargill, Incorporated.

MOTION: Commissioner Lancaster moved to adopt the resolution approving the issuance of the exempt facilities bonds not to exceed \$27 million for Cargill, Incorporated.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

## 5. ITEMS OF BUSINESS

A. Consideration of Designation of Voting Delegate to the NCACC Annual Conference and the NCACC Legislative Goals Conference

### BACKGROUND

The NCACC is requesting voting delegate designations for the two conferences below. Counties have the option to select one person to serve as the voting delegate for both conferences. Voting delegate designations must be submitted by Friday, August 5, 2022.

NCACC Annual Conference: The NCACC's 115th Annual Conference Business Session will be held in Cabarrus County on Saturday, August 13, at 2 pm, with each county entitled to one vote on items that come before the membership, including the election of the NCACC Second Vice President.

NCACC Legislative Goals Conference: The NCACC's Legislative Goals Conference will be held over two days, November 16-17, in Wake County. Delegates will vote on the slate of goal proposals that have been thoroughly vetted with the final slate of proposals to be brought before the Association's membership in November.

**RECOMMENDATION / PROPOSED ACTION**

Designate a voting delegate to the NCACC Annual Conference August 11-13, 2022 in Cabarrus County and the NCACC Legislative Goals Conference November 16-17, 2022 in Wake County.

\*\*\*\*\*

**MOTION:** Commissioner Council moved to designate Chairman Adams as the voting delegate to the NCACC Annual Conference August 11-13, 2022 in Cabarrus County.

**SECOND:** Commissioner Boose

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

**VOTE:** UNANIMOUS (7-0)

**MOTION:** Commissioner Council moved to designate Vice Chairwoman Stewart as the voting delegate to the NCACC Legislative Goals Conference November 16-17, 2022 in Wake County.

**SECOND:** Commissioner Lancaster

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

**VOTE:** UNANIMOUS (7-0)

**B. Consideration of Organization Action Resolution for Gray's Creek Water and Sewer District**

**BACKGROUND**

The Public Utilities Department is working with a design engineer on Phase-I of a project that will extend public water to Gray's Creek Elementary and Alderman Road Elementary. This process has various forms and certifications that require signature authorization in order to implement the project. To help this process move along without delay, we are requesting the approval of the attached resolution adopting the County's Code of Ethics revised by the Board on April 18, 2022, adopting the County's Minority/Disadvantaged Business Contracting Goals, and giving the Chairman or County Manager the authority to execute these documents.

**RECOMMENDATION / PROPOSED ACTION**

Staff requests the Board of Commissioners approve the attached Organization Action Resolution for the Gray's Creek Water and Sewer District.

**RESOLUTION OF THE GRAY'S CREEK WATER AND SEWER DISTRICT  
TAKING ORGANIZATIONAL ACTION**

WHEREAS, the Cumberland County Board of Commissioners has established the Gray's Creek Water and Sewer District (The "District"); and

WHEREAS, the Board of Commissioners is the governing board of the District (the "Board"),

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NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Chairman, Vice-Chairman and Clerk from time to time of the Cumberland County Board of Commissioners and the County Finance Officer shall be, respectively, the Chairman, Vice-Chairman and the Clerk of the Board and the Finance Officer of the District.
2. The Board adopts the Cumberland County Code of Ethics, last revised by the Cumberland County Board of Commissioners April 18, 2022, as it may be revised or amended from time to time, as the code of ethics of the District governing board, to be referenced as the Gray's Creek Water and Sewer District Code of Ethics.
3. The Board hereby adopts as its Minority/Disadvantaged Business Contracting Goals the Minority/Disadvantaged Business Contracting Goals of Cumberland County, as from time to time in effect.
4. The Board authorizes the Chairman or the County Manager from time to time to execute, acknowledge, and deliver any and all applications, certifications, resolutions, or other documents which have been presented to and approved by the Board relating to any grant, loan, note, bond or other financing for the project, including, without limitation, to the North Carolina Local Government Commission, the US Department of Agriculture-Rural Development Commission, or any other State or Federal agency.
5. This resolution shall be effective upon its adoption as by law provided.

Adopted this 1st day of August 2022.

\*\*\*\*\*

MOTION: Commissioner Boose moved to approve the Organization Action Resolution for the Gray's Creek Water and Sewer District with the amendment as recorded in the Resolution above that the Chairman and County Manager are authorized to sign following Board approval.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

#### C. Consideration of Resolution for Gray's Creek Water and Sewer District Grant Application

##### BACKGROUND

The Public Utilities Department is applying for the Fall 2022 funding with the Division of Water Infrastructure funding round. The funding that will be available is the American Rescue Plan Act (ARPA) State Fiscal Recovery Fund (SFRF) and State Revolving Funds. In order to apply for the funding, the Commissioners must adopt a resolution authorizing the district to file an application for funding with the Division of Water Infrastructure. The application for fall funding is due on September 30, 2022.

## RECOMMENDATION / PROPOSED ACTION

Staff recommends the Board of Commissioners approve the attached Gray's Creek Resolution for Funding Applications.

### STATE OF NORTH CAROLINA COUNTY OF CUMBERLAND

### AUTHORIZING RESOLUTION WATER AND WASTE WATER PROJECTS

**WHEREAS,** The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction and studies of drinking water treatment works and/or drinking water distribution system, and

**WHEREAS,** The Gray's Creek Water & Sewer District has need for and intends to construct a drinking water system project described as:

This project is for the construction of a new central water distribution system to serve an area in Cumberland County that have private wells contaminated above the State's provisional health goal for drinking water.

**WHEREAS,** The Gray's Creek Water & Sewer District intends to request state loan and/or grant assistance for the projects,

### NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE GRAY'S CREEK WATER AND SEWER DISTRICT:

That the Gray's Creek Water & Sewer District, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Gray's Creek Water & Sewer District to make scheduled repayment of the loan, to withhold from the Gray's Creek Water & Sewer District any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **Applicant** will provide, or contract for, the efficient operation and maintenance of the project upon completion of construction thereof.

That **Amy H. Cannon**, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the construction of the projects described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted at a meeting of the Governing Board of the Gray's Creek Water and Sewer District held on the 1<sup>st</sup> day of August 2022 in the Commissioners Meeting Room, Room 118, Judge E. Maurice Braswell Cumberland County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

\*\*\*\*\*

Ms. Cannon stated the Board approved a resolution for the May grant application, which the county was not awarded, and NC DEQ suggested the Board adopt a more current resolution supporting the grant application due September 30, 2022.

MOTION: Commissioner Council moved to approve the Gray's Creek Resolution for Funding Applications.  
SECOND: Commissioner Stewart

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

D. Consideration of Resolution for Vander Water and Sewer District Grant Application

BACKGROUND

The Public Utilities Department is applying for the Fall 2022 funding with the Division of Water Infrastructure funding round. The funding that will be available is the American Rescue Plan Act (ARPA) State Fiscal Recover Fund (SFRF) and State Revolving Funds. In order to apply for the funding, the Commissioners must adopt a resolution authorizing the district to file an application for funding with the Division of Water Infrastructure. The application for fall funding is due on September 30, 2022.

RECOMMENDATION / PROPOSED ACTION

Staff recommends the Board of Commissioners approve the attached Vander Water and Sewer District Resolution for Funding Applications.

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

AUTHORIZING RESOLUTION  
WATER AND WASTE WATER PROJECTS

**WHEREAS**, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction and studies of drinking water treatment works and/or drinking water distribution system, and

**WHEREAS**, The Vander Water & Sewer District has need for and intends to construct or conduct a study on a drinking water treatment works and/or drinking water distribution system project described as:

This project is to conduct a study for the construction of a new central water distribution system to serve an area in Cumberland County that have private wells contaminated above the State's provisional health goal for drinking water.

**WHEREAS**, The Vander Water & Sewer District intends to request state loan and/or grant assistance for the projects,

**NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE VANDER WATER AND SEWER DISTRICT:**

That the Vander Water & Sewer District, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Vander Water & Sewer District to make scheduled repayment of the loan, to withhold from the Vander Water & Sewer District any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **Applicant** will provide, or contract for, the efficient operation and maintenance of the project upon completion of construction thereof.

That **Amy H. Cannon**, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the construction of the projects described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted at a meeting of the Governing Board of the Vander Water and Sewer District held on the 1<sup>st</sup> day of August 2022 in the Commissioners Meeting Room, Room 118, Judge E. Maurice Braswell Cumberland County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

MOTION: Commissioner Council moved to approve the Vander Water and Sewer District Resolution for Funding Applications.

SECOND: Commissioner Lancaster

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

E. Consideration of Organization Action Resolution for NORCRESS Water and Sewer District

#### BACKGROUND

The Public Utilities Department has been working with North Carolina Department of Transportation (NCDOT) in regards to the widening of I-95. NCDOT, at their expense, is relocating sanitary sewer mains owned by NORCRESS. This process has various forms and certifications that require signature authorization in order to implement the project. To help this process move along without delay, we are requesting the approval of the attached resolution adopting the County's Code of Ethics revised by the Board on April 18, 2022, adopting the County's Minority/Disadvantaged Business Contracting Goals, and giving the Chairman or County Manager the authority to execute these documents.

#### RECOMMENDATION / PROPOSED ACTION

Staff recommends the Board of Commissioners approve the attached Organization Action Resolution.

### **RESOLUTION OF THE NORCRESS WATER AND SEWER DISTRICT TAKING ORGANIZATIONAL ACTION**

WHEREAS, the Cumberland County Board of Commissioners has established the NORCRESS Water and Sewer District (The "District"); and

WHEREAS, the Board of Commissioners is the governing board of the District (the "Board"),

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

5. The Chairman, Vice-Chairman and Clerk from time to time of the Cumberland County Board of Commissioners and the County Finance Officer shall be, respectively, the Chairman, Vice-Chairman and the Clerk of the Board and the Finance Officer of the District.
6. The Board adopts the Cumberland County Code of Ethics, last revised by the Cumberland County Board of Commissioners April 18, 2022, as it may be revised or amended from time to time, as the code of ethics of the District governing board, to be referenced as the NORCRESS Water and Sewer District Code of Ethics.
7. The Board hereby adopts as its Minority/Disadvantaged Business Contracting Goals the Minority/Disadvantaged Business Contracting Goals of Cumberland County, as from time to time in effect.
8. The Board authorizes the Chairman or the County Manager from time to time to execute, acknowledge, and deliver any and all applications, certifications, resolutions, or other documents which have been presented to and approved by the Board relating to any grant, loan, note, bond or other financing for the project, including, without limitation, to the North Carolina Local Government Commission, the US Department of Agriculture-Rural Development Commission, or any other State or Federal agency.
1. This resolution shall be effective upon its adoption as by law provided.

Adopted this 1<sup>st</sup> day of August 2022.

MOTION: Commissioner Lancaster moved to approve the Organization Action Resolution with the amendment as recorded in the Resolution above that the Chairman and County Manager are authorized to sign following Board approval.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

#### F. Consideration of Resolution for Cumberland County Grant Application

##### BACKGROUND

The Public Utilities Department is applying for the Fall 2022 funding with the Division of Water Infrastructure funding round. The funding that will be available is the American Rescue Plan Act (ARPA) State Fiscal Recovery Fund (SFRF) and State Revolving Funds. In order to apply for the funding, the Commissioners must adopt a resolution authorizing an application to be filed for funding with the Division of Water Infrastructure. The application for fall funding is due on September 30, 2022.

##### RECOMMENDATION / PROPOSED ACTION

Staff recommends the Board of Commissioners approve the attached Cumberland County Resolution for Funding Applications.

**STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND**

**AUTHORIZING RESOLUTION  
WATER AND WASTE WATER PROJECTS**

**WHEREAS,** The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction and studies of drinking water treatment works and/or drinking water distribution system, and

**WHEREAS,** Cumberland County has need for and intends to construct or conduct a study on a drinking water treatment works and/or drinking water distribution system project described as:

This project is to conduct a study for the construction of a new water source to serve an area in Cumberland County that have private wells contaminated above the State's provisional health goal for drinking water.

**WHEREAS,** Cumberland County intends to request state loan and/or grant assistance for the projects,

**NOW THEREFORE BE IT RESOLVED, BY THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS:**

That Cumberland County, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of Cumberland County to make scheduled repayment of the loan, to withhold from Cumberland County any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **Applicant** will provide, or contract for, the efficient operation and maintenance of the project upon completion of construction thereof.

That **Amy H. Cannon**, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the construction of the projects described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted at a meeting of the Cumberland County Board of Commissioners held on the 1<sup>st</sup> day of August 2022 in the Commissioners Meeting Room, Room 118, Judge E. Maurice Braswell Cumberland County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

\*\*\*\*\*

Chairman Adams asked whether this resolution was for the NORCRESS Water and Sewer District. Ms. Cannon responded it was for NORCRESS.

**MOTION:** Commissioner Council moved to approve the Cumberland County Resolution for Funding Applications.

**SECOND:** Commissioner Stewart

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

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When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

## 6. NOMINATIONS

### A. Social Services Board (1 Vacancy)

Commissioner Stewart nominated Betsy Bradshaw.

### B. ABC Board (2 Vacancies)

Commissioner Council nominated Terri Thomas. Commissioner Boose nominated Greg Edge. Commissioner Stewart nominated Jamell George. Commissioner Keefe nominated Alex Warner.

### C. Board of Adjustment (3 Vacancies)

Commissioner Stewart nominated Gary Silverman and Ian Reeves as Alternate Members. There was no nominations for the third vacancy and Chairman Adams asked to have the vacancy forwarded to the August 15, 2022 meeting.

### D. Mid-Carolina Aging Advisory Council (1 Vacancy)

Commissioner Stewart nominated Pat Edwards to serve the Volunteer Position unexpired term.

### E. Library Board of Trustees (1 Vacancy)

Commissioner Stewart nominated Daniel Montoya to serve an unexpired term.

## 7. APPOINTMENTS

### A. Chairman of ABC Board

MOTION: Commissioner Stewart moved to appoint Lee Boughman as the 2022-2023 ABC Board Chairman.

SECOND: Commissioner Boose

When called on, Chairman Adams abstained from voting as a law partner of Lee Boughman.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (6-0)

### B. Transportation Advisory Board

MOTION: Commissioner Stewart moved to appoint Carla Smith in the category of Mid-Carolina Council of Governments Director or Designee; Amber Gulch in the category of Aging Program Representative; and Deloma Graham in the category of MPO Representative.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

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When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

C. Fayetteville Area Convention and Visitors Bureau Board of Directors

MOTION: Commissioner Stewart moved to appoint Lily Schmidt.  
SECOND: Commissioner Lancaster

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

Chairman Adams recessed the Board of Commissioners' meeting.

Chairman Adams convened the meeting of the Gray's Creek Water and Sewer District.

8. GRAY'S CREEK WATER AND SEWER DISTRICT GOVERNING BOARD AND  
CONSENT AGENDA

A. Approval of February 15, 2021 and April 18, 2022 Meeting Minutes

MOTION: Commissioner Council moved to approve the February 15, 2021 and April 18, 2022 minutes.  
SECOND: Commissioner Lancaster

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in opposition.  
When called on, Commissioner Keefe voted in favor.

VOTE: PASSED (6-1) (Commissioners Adams, Lancaster, Council, Stewart, Evans and Keefe voted in favor; Commissioner Boose voted in opposition.)

9. GRAY'S CREEK WATER AND SEWER DISTRICT ITEMS OF BUSINESS

A. Consideration of Organization Action Resolution for Gray's Creek Water and Sewer District

BACKGROUND

The Public Utilities Department is working with a design engineer on Phase-I of a project that will extend public water to Gray's Creek Elementary and Alderman Road Elementary. This process has various forms and certifications that require signature authorization in order to implement the project. To help this process move along without delay, we are requesting the approval of the

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attached resolution adopting the County's Code of Ethics revised by the Board on April 18, 2022, adopting the County's Minority/Disadvantaged Business Contracting Goals, and giving the Chairman or County Manager the authority to execute these documents.

**RECOMMENDATION / PROPOSED ACTION**

Staff requests the Gray's Creek Water and Sewer District Governing Board approve the attached Organization Action Resolution.

**RESOLUTION OF THE GRAY'S CREEK WATER AND SEWER DISTRICT  
TAKING ORGANIZATIONAL ACTION**

WHEREAS, the Cumberland County Board of Commissioners has established the Gray's Creek Water and Sewer District (The "District"); and

WHEREAS, the Board of Commissioners is the governing board of the District (the "Board"),

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Chairman, Vice-Chairman and Clerk from time to time of the Cumberland County Board of Commissioners and the County Finance Officer shall be, respectively, the Chairman, Vice-Chairman and the Clerk of the Board and the Finance Officer of the District.
2. The Board adopts the Cumberland County Code of Ethics, last revised by the Cumberland County Board of Commissioners April 18, 2022, as it may be revised or amended from time to time, as the code of ethics of the District governing board, to be referenced as the Gray's Creek Water and Sewer District Code of Ethics.
3. The Board hereby adopts as its Minority/Disadvantaged Business Contracting Goals the Minority/Disadvantaged Business Contracting Goals of Cumberland County, as from time to time in effect.
4. The Board authorizes the Chairman or the County Manager from time to time to execute, acknowledge, and deliver any and all applications, certifications, resolutions, or other documents which have been presented to and approved by the Board relating to any grant, loan, note, bond or other financing for the project, including, without limitation, to the North Carolina Local Government Commission, the US Department of Agriculture-Rural Development Commission, or any other State or Federal agency.
5. This resolution shall be effective upon its adoption as by law provided.

Adopted this 1st day of August 2022.

MOTION: Commissioner Council moved to approve the Organization Action Resolution with the amendment as recorded in the Resolution above that the Chairman and County Manager are authorized to sign following Board approval.

SECOND: Commissioner Stewart

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

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B. Consideration of Resolution for Gray's Creek Water and Sewer District Grant Application

BACKGROUND

The Public Utilities Department is applying for the Fall 2022 funding with the Division of Water Infrastructure funding round. The funding that will be available is the American Rescue Plan Act (ARPA) State Fiscal Recovery Fund (SFRF) and State Revolving Funds. In order to apply for the funding, the Commissioners must adopt a resolution authorizing the district to file an application for funding with the Division of Water Infrastructure. The application for fall funding is due on September 30, 2022.

RECOMMENDATION / PROPOSED ACTION

Staff recommends the Gray's Creek Water and Sewer District Governing Board approve the attached Gray's Creek Resolution for Funding Applications.

STATE OF NORTH CAROLINA  
COUNTY OF CUMBERLAND

AUTHORIZING RESOLUTION  
WATER AND WASTE WATER PROJECTS

**WHEREAS**, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction and studies of drinking water treatment works and/or drinking water distribution system, and

**WHEREAS**, The Gray's Creek Water & Sewer District has need for and intends to construct a drinking water system project described as:

This project is for the construction of a new central water distribution system to serve an area in Cumberland County that have private wells contaminated above the State's provisional health goal for drinking water.

**WHEREAS**, The Gray's Creek Water & Sewer District intends to request state loan and/or grant assistance for the projects,

**NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE GRAY'S CREEK WATER AND SEWER DISTRICT:**

That the Gray's Creek Water & Sewer District, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Gray's Creek Water & Sewer District to make scheduled repayment of the loan, to withhold from the Gray's Creek Water & Sewer District any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **Applicant** will provide, or contract for, the efficient operation and maintenance of the project upon completion of construction thereof.

That **Amy H. Cannon**, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the construction of the projects described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

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Adopted at a meeting of the Governing Board of the Gray's Creek Water and Sewer District held on the 1<sup>st</sup> day of August 2022 in the Commissioners Meeting Room, Room 118, Judge E. Maurice Braswell Cumberland County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

**MOTION:** Commissioner Stewart moved to approve the Gray's Creek Resolution for Funding Applications.

**SECOND:** Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

**VOTE:** UNANIMOUS (7-0)

Chairman Adams adjourned the meeting of the Gray's Creek Water and Sewer District.

Chairman Adams convened the meeting of the Vander Water and Sewer District.

**10. VANDER WATER AND SEWER DISTRICT GOVERNING BOARD CONSENT AGENDA**

**A. Approval of June 6, 2011 Meeting Minutes**

**MOTION:** Commissioner Lancaster moved to approve the June 6, 2011 minutes.

**SECOND:** Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in opposition.

When called on, Commissioner Keefe voted in favor.

**VOTE:** PASSED (6-1) (Commissioners Adams, Lancaster, Council, Stewart, Evans and Keefe voted in favor; Commissioner Boose voted in opposition.)

**11. VANDER WATER AND SEWER DISTRICT ITEMS OF BUSINESS**

**A. Consideration of Resolution for Vander Water and Sewer District Grant Application**

**BACKGROUND**

The Public Utilities Department is applying for the Fall 2022 funding with the Division of Water Infrastructure funding round. The funding that will be available is the American Rescue Plan Act (ARPA) State Fiscal Recover Fund (SFRF) and State Revolving Funds. In order to apply for the funding, the Commissioners must adopt a resolution authorizing the district to file an application for funding with the Division of Water Infrastructure. The application for fall funding is due on September 30, 2022.

**RECOMMENDATION / PROPOSED ACTION**

Staff recommends the Vander Water and Sewer District Governing Board approve the attached Vander Water and Sewer District Resolution for Funding Applications.

**STATE OF NORTH CAROLINA**

**AUTHORIZING RESOLUTION**

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## COUNTY OF CUMBERLAND

## WATER AND WASTE WATER PROJECTS

**WHEREAS,** The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction and studies of drinking water treatment works and/or drinking water distribution system, and

**WHEREAS,** The Vander Water & Sewer District has need for and intends to construct or conduct a study on a drinking water treatment works and/or drinking water distribution system project described as:

This project is to conduct a study for the construction of a new central water distribution system to serve an area in Cumberland County that have private wells contaminated above the State's provisional health goal for drinking water.

**WHEREAS,** The Vander Water & Sewer District intends to request state loan and/or grant assistance for the projects,

### **NOW THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE VANDER WATER AND SEWER DISTRICT:**

That the Vander Water & Sewer District, the **Applicant**, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the **Applicant** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **Applicant** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Vander Water & Sewer District to make scheduled repayment of the loan, to withhold from the Vander Water & Sewer District any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **Applicant** will provide, or contract for, the efficient operation and maintenance of the project upon completion of construction thereof.

That **Amy H. Cannon**, County Manager, the **Authorized Official**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **Applicant** with the State of North Carolina for a loan and/or grant to aid in the construction of the projects described above.

That the **Authorized Official**, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **Applicant** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted at a meeting of the Governing Board of the Vander Water and Sewer District held on the 1<sup>st</sup> day of August 2022 in the Commissioners Meeting Room, Room 118, Judge E. Maurice Braswell Cumberland County Courthouse, 117 Dick Street, in Fayetteville, North Carolina.

**MOTION:** Commissioner Council moved to Vander Water and Sewer District Resolution for Funding Applications.

**SECOND:** Commissioner Boose

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

Chairman Adams adjourned the meeting of the Vander Water and Sewer District.

Chairman Adams convened the meeting of the NORCRESS Water and Sewer District.

12. NORCRESS WATER AND SEWER DISTRICT GOVERNING BOARD CONSENT AGENDA

A. Approval of February 21, 2022, April 18, 2022, and May 16, 2022 Meeting Minutes

MOTION: Commissioner Lancaster moved to approve the February 21, 2022, April 18, 2022, and May 16, 2022 minutes.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

13. NORCRESS WATER AND SEWER DISTRICT ITEMS OF BUSINESS

A. Consideration of Organization Action Resolution for NORCRESS Water and Sewer District

**BACKGROUND**

The Public Utilities Department has been working with North Carolina Department of Transportation (NCDOT) in regards to the widening of I-95. NCDOT, at their expense, is relocating sanitary sewer mains owned by NORCRESS. This process has various forms and certifications that require signature authorization in order to implement the project. To help this process move along without delay, we are requesting the approval of the attached resolution adopting the County's Code of Ethics revised by the Board on April 18, 2022, adopting the County's Minority/Disadvantaged Business Contracting Goals, and giving the Chairman or County Manager the authority to execute these documents.

**RECOMMENDATION / PROPOSED ACTION**

Staff recommends the NORCRESS Governing Board approve the attached Organization Action Resolution.

**RESOLUTION OF THE NORCRESS WATER AND SEWER DISTRICT  
TAKING ORGANIZATIONAL ACTION**

WHEREAS, the Cumberland County Board of Commissioners has established the NORCRESS Water and Sewer District (The "District"); and

WHEREAS, the Board of Commissioners is the governing board of the District (the "Board"),

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Chairman, Vice-Chairman and Clerk from time to time of the Cumberland County Board of Commissioners and the County Finance

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Officer shall be, respectively, the Chairman, Vice-Chairman and the Clerk of the Board and the Finance Officer of the District.

2. The Board adopts the Cumberland County Code of Ethics, last revised by the Cumberland County Board of Commissioners April 18, 2022, as it may be revised or amended from time to time, as the code of ethics of the District governing board, to be referenced as the NORCRESS Water and Sewer District Code of Ethics.
3. The Board hereby adopts as its Minority/Disadvantaged Business Contracting Goals the Minority/Disadvantaged Business Contracting Goals of Cumberland County, as from time to time in effect.
4. The Board authorizes the Chairman or the County Manager from time to time to execute, acknowledge, and deliver any and all applications, certifications, resolutions, or other documents which have been presented to and approved by the Board relating to any grant, loan, note, bond or other financing for the project, including, without limitation, to the North Carolina Local Government Commission, the US Department of Agriculture-Rural Development Commission, or any other State or Federal agency.
5. This resolution shall be effective upon its adoption as by law provided.

Adopted this 1<sup>st</sup> day of August 2022.

MOTION: Commissioner Stewart moved to approve the Organization Action Resolution with the amendment as recorded in the Resolution above that the Chairman and County Manager are authorized to sign following Board approval.

SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

When called on, Commissioner Evans voted in favor.

When called on, Commissioner Boose voted in favor.

When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

Chairman Adams adjourned the meeting of the NORCRESS Water and Sewer District.

Chairman Adams reconvened the meeting of the Board of Commissioners.

#### 14. CLOSED SESSION

A. Real Property Acquisition Pursuant to NCGS 143.318.11(a)(5)

B. Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6)

MOTION: Commissioner Stewart moved to go into closed session for Real Property Acquisition Pursuant to NCGS 143.318.11(a)(5) and for Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6).

SECOND: Commissioner Boose

When called on, Chairman Adams voted in favor.

When called on, Commissioner Lancaster voted in favor.

When called on, Commissioner Council voted in favor.

When called on, Commissioner Stewart voted in favor.

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When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Boose moved to come out of closed session.  
SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

MOTION: Commissioner Boose moved to adjourn.  
SECOND: Commissioner Council

When called on, Chairman Adams voted in favor.  
When called on, Commissioner Lancaster voted in favor.  
When called on, Commissioner Council voted in favor.  
When called on, Commissioner Stewart voted in favor.  
When called on, Commissioner Evans voted in favor.  
When called on, Commissioner Boose voted in favor.  
When called on, Commissioner Keefe voted in favor.

VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 11:53 a.m.

Approved with/without revision:

Respectfully submitted,

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Candice H. White  
Clerk to the Board