

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS
MONDAY, MAY 19, 2025 – 6:45 PM
117 DICK STREET, 1ST FLOOR, ROOM 118
REGULAR MEETING MINUTES**

PRESENT:

Chairman Kirk deViere
Vice Chairwoman Veronica Jones
Commissioner Glenn Adams
Commissioner Jeannette Council
Commissioner Marshall Faircloth
Commissioner Pavan Patel
Commissioner Henry Tyson
Clarence Grier, County Manager
Sally Shutt, Assistant County Manager
Heather Skeens, Assistant County Manager
Faith Phillips, Assistant County Manager
Rick Moorefield, County Attorney
Sheriff Ennis Wright
Tye Vaught, Chief of Staff and Interim Community Development Director
Dr. Jennifer Green, Public Health Director
Rawls Howard, Director of Planning and Inspections
Robin Koonce, Finance Director
Deborah Shaw, Budget and Performance Director
Courtney McCollum, Justice Services Director
David Moon, Assistant Director, Planning and Inspections
Diane Rice, Communications Director
Andrea Tebbe, Clerk to the Board
Iva Clark, Deputy Clerk

Chairman deViere called the meeting to order at 6:47 PM.

INVOCATION / PLEDGE OF ALLEGIANCE

Wayne Tate, Manna Church provided the invocation followed by the Pledge of Allegiance.

RECOGNITIONS

Miss Fayetteville and Miss Fayetteville Teen

The Board of Commissioners recognized Miss Fayetteville 2025 and Miss Fayetteville Teen 2025.

Katie Strain - Miss Fayetteville 2025 -spoke about her platform – “ I Love Myself” self-worth for youth.

Mary Michael McLamb - Miss Fayetteville Teen 2025 – spoke about her platform - drowning prevention.

Commissioner Patel presented a token of appreciation to Miss Fayetteville and Miss Fayetteville Teen.

Gray's Creek High School Envirothon Teams

The Board of Commissioner recognized Gray’s Creek High School Envirothon Teams.

Envirothon is a fun, hands-on natural science academic competition for middle and high school students sponsored by the N.C. Association of Soil and Water Conservation Districts with help in organization and implementation from the N.C. Division of Soil and Water Conservation.

Two teams from Gray's Creek High School participated and excelled at the Area VII Envirothon competition. The Creek Crazies team won the 1st Place title and went on to compete in the FFA Division of the State Envirothon. The Solar Flare Force team finished in 5th place at the area level.

Area VII includes the districts of Bladen, Columbus, Cumberland, Harnett, Hoke, Richmond, Robeson, Sampson and Scotland counties.

Under the leadership of Sean Garcia, their advisor, the Creek Crazies team competed at the state Envirothon and finished in 4th place.

The Creek Crazies team members are:

Cayden Boyd

Lindsey Garcia

Eden Ramos-Cordova

Peyton Starling

Corbin Stephens

Alternate: Samantha Smith

Commissioner Faircloth presented the Envirothon Advisor and team members with a token of appreciation.

PUBLIC COMMENT PERIOD

County Manager Grier provided the Board of Commissioner's policy and procedures for the public comment period

Chairman deViere asked the clerk to call on the speakers.

Speakers:

Anissa Short – spoke about an upcoming literacy event in Cumberland County

Richard Haney – did not respond when name was called

Iana Elliott – did not respond when name was called

Terri Thomas – spoke about community funding

Peter Stewart – did not respond when name was called

Janelle Baker – spoke about the Vision Resource Center

Angela Everage – spoke about the Vision Resource Center

Chairman deViere closed the Public Comment Period.

1. APPROVAL OF AGENDA

MOTION: Vice Chairwoman Jones moved to approve the agenda with the addition of a Closed Session for personnel matter and the removal of Item 5.A

SECOND: Commissioner Tyson

VOTE: UNANIMOUS (7-0)

2. PRESENTATIONS

A. Proclamation Honoring Major Tandra Adams

The Board of Commissioners presented the family of Major Tandra Adams a proclamation honoring her service.

Sheriff Wright spoke about Major Adams, her service and contributions to the Sheriff's Office and stated she would be missed by all.

3. CONSENT AGENDA

A. Approval of a Proclamation Recognizing May 26, 2025 as Memorial Day in Cumberland County

A request was received for a proclamation recognizing Memorial Day in Cumberland County.

B. Approval of Sole Source for ESRI ARCGis Software Enterprise Agreement

Funds in the amount of \$225,500.00 were appropriated in the Innovation and Technology Services fiscal year 2025 budget for purchase of Environmental Systems Research Institute, Inc. (ESRI) Enterprise Agreement (EA). ESRI ArcGIS software is the GIS software currently used by the County. ArcGIS is used for data visualization, asset management, real-time spatial analysis, and decision support across various departments, supporting operations such as planning, emergency response, infrastructure management, environmental monitoring, and resource allocation.

Over the last decade, the total number of items hosted in the County's ESRI ArcGIS account has increased from 1 to 411, more than doubling between 2023 and 2024. Likewise, the total number of GIS applications hosted and GIS items shared with the public have increased from 0 to 86 and 0 to 184, respectively, also more than doubling between 2023 and 2024. GIS demands are growing in the County, and these resources are essential to support the growing complexity and scope of GIS projects.

ESRI's EA is the only licensing model that provides comprehensive, enterprise-wide access to ESRI software. The EA includes unlimited access to ESRI's ArcGIS software suite, allows for unlimited deployments of certain products and capped allocations of others, providing a streamlined approach to software access. The EA also includes maintenance and technical support directly from ESRI and access to ArcGIS online services and other ESRI cloud-based tools. The EA is the only option that consolidates licensing, maintenance, and online services under a single agreement. Transitioning from the per-unit licensing model to an EA will save staff time by streamlining the multiple licenses under one procurement avoiding multiple procurements of licenses and allowing for GIS expansion.

ESRI ArcGIS subscription licenses and maintenance have been purchased by the County per-unit and annually through the NC State Contract #208K. This State Contract covers the purchase of individual licenses and maintenance but does not cover the Enterprise Agreement. Though some ESRI products can be purchased through resellers, only ESRI has the authority to grant the rights necessary for an Enterprise Agreement. Migrating to a different GIS system would require extensive data conversion, reconfiguration of existing applications, and retraining of staff. In addition, many of our integrations and applications are designed specifically for ESRI products.

A quote has been submitted in the amount of \$190,000.00 for the first year (with a pro-rated credit if there is an overlap in the term), \$195,000.00 for the second year, and \$200,000.00 for the third year for a total contract amount of \$585,000.00.

C. Approval of Declaration of Surplus Emergency Services Equipment and Method of Disposition

Emergency Services utilizes a small space within the Cumberland County Schools warehouse for the storage of personal protective equipment (PPE) and other essential equipment. As the needs of the school system have expanded, we now share this storage area with the School Safety and Security department, which has resulted in storage challenges. While any written storage arrangement predates the

current Emergency Services staff, Cumberland County Schools have agreed to allow us to maintain a portion of space within the facility.

In order to address these challenges, Emergency Services must reduce its storage footprint by repurposing equipment that has reached the end of its shelf life but still has practical use, and by properly disposing of expired or outdated equipment. This plan of action will help optimize available storage space and ensure that only necessary items are retained.

D. Approval of the Cumberland County Juvenile Crime Prevention Council Funding Allocations for July 1, 2025 Through June 30, 2026

The Cumberland County Juvenile Crime Prevention Council (JCPC) annually submits the JCPC funding recommendations to the Board of Commissioners for approval prior to submitting them to the State Division of Adult Correction and Juvenile Justice (DACJJ) Office. The requests represent the funding allocations for FY 2025-2026. Information regarding the program-specific recommendations is attached.

The funding plan was presented at the May 6, 2025 Finance Committee with a unanimous vote to place this item on the May 19, 2025 Board of Commissioners meeting as a consent agenda item.

E. Approval of Resolution of Intent to Lease Real Property to the Vision Resource Center, Inc.

The Vision Resource Center, Inc. (VCR) currently has a lease with Cumberland County for the real property located at 2736 Cedar Creek Road known as the "Alphin House," and the lease will expire June 30, 2025. The VCR is a charitable non-profit that provides services to the visually impaired. The VCR is requesting to renew the lease at the same terms of TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00) per year for three (3) years.

This item was discussed at the Board of Commissioners Finance Committee meeting on May 6, 2025 with a unanimous vote to place the item on the May 19, 2025 Consent Agenda.

Since the BOC Finance Committee meeting, The Vision Resource Center has submitted a Request for Reconsideration Letter dated May 8, 2025 to reconsider Utility Costs being paid for by the County instead of by The Vision Resource Center. In addition, there is a request by a Commissioner to reduce the lease agreement amount to \$1.00 per year.

Item was pulled from Consent Agenda for further discussion.

F. Approval of Resolution of Intent to Lease With Cumberland County Communicare, Inc.

The lease agreement with Cumberland County Communicare, Inc., ("Communicare") expired June 30, 2024, and was extended through September 2024. Communicare has continued as a holdover tenant under the same terms and wishes to continue the lease under the same terms. This item was presented at the May 6, 2025 Finance Committee meeting; the committee unanimously voted to move the item to the May 19, 2025 Consent Agenda.

Those terms include the following:

Premises: 14,494 square feet of office space and joint use of parking lot at 109 Bradford Avenue

Lessee: Cumberland County Communicare, Inc., a non-profit corporation

Use: office space for administering social services/juvenile crime prevention programs

Term: October 1, 2024 – June 30, 2027

Rent: \$108,705 annually (\$7.50 per square foot)

Utilities: provided by Lessor

Janitorial: provided by Lessor

Early Termination Provision: none

Renewal Terms: none

G.S. § 160A-272(a1) requires 30 days' public notice of intent be given before the board authorizes this lease at a regular meeting. With this notice requirement, if the board adopts the resolution of intent May 19, 2025, it will be advertised and placed on the regular meeting on August 11, 2025, for approval.

G. Approval of Resolution of Intent to Lease Real Property to Alliance Health

Alliance Health has a lease with Cumberland County for the real property located at 1724 Roxie Avenue, Fayetteville and the lease will expire June 30, 2025.

Alliance Health subleases the property to Recovery Innovations, Inc. (RI) for the operation of the Crisis Center for \$0.00 in monthly rent.

This item was discussed at the Board of Commissioners Finance Committee meeting on May 6, 2025 with a unanimous vote to place the item on the May 19, 2025 Board of Commissioners Consent Agenda.

H. Approval of Partial Certification of Eagles Bluff Subdivision - Phase 1 of the NORCRESS Permit-2

The Public Utilities Department has been working with Laketree Inc., property owner, and Jeffrey Nobles, Engineer for the property owner, regarding relocating, at the property owner's expense, previously installed sanitary sewer mains owned by NORCRESS. The project will re-route the main to serve the subdivision with sanitary sewer. This process involves various forms and certifications that will require signature authorization to keep the project moving. Attached is the partial certification of Eagles Bluff Subdivision – Phase 1 of the NORCRESS permit that needs to be signed to put the completed section of the sewer pipe in service.

The Infrastructure Committee considered this item at their May 8, 2025, meeting and approved moving the item to the Regular Meeting of the Board of Commissioners on May 19, 2025, as a consent item and placing the item on the Consent Agenda for NORCRESS Governing Board at the same meeting.

I. Approval of Construction Contract Change Order for Test Well Program – Gray's Creek Phase I

At the April 1, 2024, Board of Commissioners' meeting the board accepted the selection of Bill's Well Drilling Company as the lowest responsive bidder for the Test Well Program – Gray's Creek Phase 1 and granted permission for staff to prepare an agreement for approval at a future Board of Commissioners' meeting. The construction agreement for three test wells with a not to exceed amount of \$319,630 and 10% contingency in the amount of \$31,963 was presented to the

Board of Commissioners for approval at their Board of Commissioners meeting on May 20, 2024.

At the direction of the Board of Commissioner on January 27, 2025, County staff and the County's engineering consultant began investigating options for water treatment at Gray's Creek and Alderman Road Elementary Schools. HDR engineers conducted site visits to the schools on February 15, 2025, accompanied by County Natural Resources and Cumberland County Schools staff.

The construction change order is a part of the investigation for deeper wells at the two schools and includes a contract term increase of 434 days and cost increase of \$456,366 with funding available within the budget. The agreement total for the Test Well Program – Gray's Creek Phase 1 shall not exceed \$775,996.

At their March 6, 2025, meeting, the Infrastructure Committee approved moving this item to the Consent Agenda of the May 19, 2025, Board of Commissioners' meeting.

J. Approval of Request to Transfer Funding Allocated for the Ignite Internship Program to a Line-Item Budget and the Associated Budget Ordinance Amendment #B250438

The Board of Commissioners allocated funding under the American Rescue Plan Expenditure Category 2.10: Negative Economic Impacts: Assistance to Unemployed or Underemployed Workers to establish a County Internship Program. This program is designed to provide internship opportunities for high school, undergraduate, and graduate students during the Spring, Summer, and Fall semesters. The funds were originally allocated and administered through the American Rescue Plan multi-year fund.

However, due to the ARPA obligation deadline of December 31, 2024, continued administration of the program using ARPA funds was no longer feasible. In November 2024, staff through the ARPA Committee transferred the remainder of the program funding to General Fund to ensure its continuation.

Interns are County staff; therefore, it is essential to accurately track their hourly pay and federal withholdings. In order to do this, staff has created the appropriate budget line items. This request is to transfer program funds from a single line item into multiple line items to effectively track intern compensation and related program expenses.

Staff is requesting the Board's approval to transfer \$471,470 for the purpose of continuing and tracking the Ignite Internship Program. The Board of Commissioners previously approved funding within the General Fund in the amount of \$557,481. The difference of \$86,011 will remain budgeted as additional capacity/contingency. This allocation is projected to cover program expenditures for the next three program cohorts (Spring 2025, Summer 2025, and Fall 2025).

This request was presented to the American Rescue Plan Committee on April 28, 2025, and was recommended by a unanimous vote to move forward to the Finance Committee for consideration as an item of business at their May 6, 2025, meeting.

This request was presented to the Finance Committee on May 6, 2025 and was recommended by a unanimous vote to move forward to the Board of Commissioner's May 19, 2025, Regular Meeting as a Consent Agenda Item.

- K. Approval of Request to Transfer Funding Allocated for the Bragg Estates Project From Fund 101 to Fund 416 and the Associated Budget Ordinance Amendment #B250121

The Board of Commissioners previously approved utilizing \$4,860,000 of ARPA freed-up General Fund capacity for the Bragg Estates Water and Sewer District. Staff requests approval of Budget Ordinance Amendment #B250121 to transfer allocated project funds from 1014195-533342-ARPRS into the Bragg Estates project budget using the following lines:

- 416450P-533135-ARPRS - Construction - \$10,000
- 416450P-533301-ARPRS - Contracted Services - \$85,490
- 416450P-533307-ARPRS - Other Services - \$10,000
- 416450P-533580-ARPRS - Surveying - \$85,490
- 416450P-533903-ARPRS - Contingency Operating - \$875,222
- 416450P-577010-ARPRS - C.O. Land - \$18,000
- 416450P-578020-ARPRS - Engineering Fees - \$213,725
- 416450P-578050-ARPRS - Construction - \$3,562,073

This request was presented to the American Rescue Plan Committee on April 28, 2025, and was recommended by a unanimous vote to move forward to the Finance Committee for consideration as an Item of Business at their May 6, 2025 meeting.

This request was presented to the Finance Committee on May 6, 2025, and was recommended by a unanimous vote to move forward to the Board of Commissioner's May 19, 2025, Regular Meeting as a Consent Agenda Item.

- L. Approval of Request to Transfer Funding From Freed-Up Capacity to Fund 605 NORCRESS Water & Sewer Fund and the Associated Budget Ordinance Amendment #B250168

Staff has recommended the allocation of \$760,000 from the ARPA freed-up General Fund capacity to support improvements to the NORCRESS sanitary sewer system. Accordingly, we respectfully request approval of Budget Ordinance Amendment #B250168 to transfer funds from 1014195-533337-ARPRS to 605450E-577021-ARPRS.

These funds will be dedicated to critical upgrades within the Falcon portion of the system, aimed at enhancing efficiency, reliability, and operational control.

This request was presented to the American Rescue Plan Committee on April 28, 2025, and was recommended by a unanimous vote to move forward to the Finance Committee for consideration as an Item of Business at their May 6, 2025, meeting.

This request was presented to the Finance Committee on May 6, 2025, and was recommended by unanimous vote to move forward to the Board of Commissioner's May 19, 2025, Regular Meeting as a Consent Agenda Item.

- M. Approval of Request to Transfer Remaining Funds from Completed Projects to ARP Freed-Up Capacity (Unallocated) and the Associated Budget Ordinance Amendment #B250805

Staff is requesting the transfer of \$593,153 in ARP freed-up General Fund capacity from completed or under-budget projects to the unallocated line.

The proposed transfer includes the following amounts:

- \$471,551 from the Community Paramedic Program
- \$117,900 from the NARCAN Program in partnership with Cape Fear Valley Health System
- \$3,702 from Public Utilities, representing unspent funds from a project to purchase transponders that was completed under budget.

This request was presented to the American Rescue Plan Committee on April 28, 2025, and was recommended by a unanimous vote to move forward to the Finance Committee for consideration as an Item of Business at their May 6, 2025, meeting.

This request was presented to the Finance Committee on May 6, 2025, and was recommended by a unanimous vote to move forward to the Board of Commissioner's May 19, 2025, Regular Meeting as a Consent Agenda Item.

- N. Approval of Budget Ordinance Amendments for the May 19, 2025 Board of Commissioners' Agenda

General Fund 101

1) Detention Center - Budget Ordinance Amendment B251113 to match the transfer of grant funds from the Opioid Settlement Fund in the amount of \$552,453

The Board is requested to accept and approve Budget Ordinance Amendment B251113 to match the transfer of grant funds from the Opioid Settlement Fund in the amount of \$552,453. The transfer of these funds is to make sure that all transfers are balanced at year end. These funds will be utilized to pay the salary and benefits of a full-time Peer Support Specialist position.

Please note this amendment requires no additional county funds.

2) Emergency Services Grants – Budget Ordinance Amendment B250673 to recognize the Tier II Competitive Grant in the amount of \$8,000

The Board is requested to accept and approve Budget Ordinance Amendment B250673 to recognize the Tier II Competitive Grant in the amount of \$8,000. This grant is from the North Carolina Department of Public Safety. This funding will be used for food and instructor costs for the industry seminar conducted by the Local Emergency Planning Committee (LEPC). The grant period is from January 1, 2025, through January 31, 2026.

Please note this amendment requires no additional county funds.

3) Emergency Services Grants – Budget Ordinance Amendment B250943 to recognize the Hazardous Materials Emergency Preparedness Grant in the amount of \$10,000

The Board is requested to accept and approve Budget Ordinance Amendment B250943 to recognize the Hazardous Materials Emergency Preparedness Grant in the amount of \$10,000. This grant is from the North Carolina Department of Public Safety. This funding will be used for electric vehicle training for first responders. The grant period is from October 1, 2024, through February 28, 2026.

Please note this amendment requires no additional county funds.

4) Justice Services - Budget Ordinance Amendment B251123 to match the transfer of grant funds from the Opioid Settlement Fund in the amount of \$5,908

The Board is requested to accept and approve Budget Ordinance Amendment B251123 to match the transfer of grant funds from the Opioid Settlement Fund in the amount of \$5,908. The transfer of these funds is to make sure that all transfers are balanced at year end. These funds will be used for the operating expenses for the drug court opioid program.

Please note this amendment requires no additional county funds.

5) Animal Services – Budget Ordinance Amendment B250585 to recognize the Petco Grant in the amount of \$40,000

The Board is requested to accept and approve Budget Ordinance Amendment B250585 to recognize grant funds from the Petco Grant in the amount of \$40,000. This funding will be used to pay surgical costs for spay/neuter of stray/feral cats within Cumberland County, reducing the cat population and the need to euthanize cats.

Please note this amendment requires no additional county funds.

6) Library Grants – Budget Ordinance Amendment B250529 to recognize donation funds in the amount of \$350

The Board is requested to accept and approve Budget Ordinance Amendment B250529 to recognize donation funds in the amount of \$350. A \$300 donation was received from the Cumberland Committee of the National Society of Colonial Dames, and this funding will be used for the Historical Archives section of the library. The amount of \$50 from patron donations will be used for materials and/or supplies for the local and state department of the library.

Please note this amendment requires no additional county funds.

7) Grant Family Violence Care Center – Budget Ordinance Amendment B250318 to recognize funds from the Women’s Giving Circle Grant from the Cumberland County Foundation, Inc. in the amount of \$15,600

The Board is requested to accept and approve Budget Ordinance Amendment B250318 to recognize funds for the Women’s Giving Circle Grant from the Cumberland County Foundation, Inc. in the amount of \$15,600. This funding will be used to support the operating cost of the shelter.

Please note this amendment requires no additional county funds.

Capital Investment Fund 107/Food and Beverage Fund 200

8) Capital Investment/Food and Beverage - Budget Ordinance Amendment B251108 to appropriate capital investment fund balance in the amount of \$2,500,000 and to transfer that amount to the Food and Beverage Fund

The Board is requested to accept and approve Budget Ordinance Amendment B251108 to appropriate capital investment fund balance in the amount of \$2,500,000 and to transfer that amount to the Food and Beverage Fund. This transfer is to put the money back into the Food and Beverage Fund balance due to the debt not being in place by June 30, 2025, for the Crown Event Center.

Please note this amendment requires appropriation of capital investment fund balance.

Emergency Telephone System Fund 260

9) Emergency Telephone – Budget Ordinance Amendment B250774 to appropriate Emergency Telephone fund balance in the amount of \$24,028

The Board is requested to accept and approve Budget Ordinance Amendment B250774 to appropriate Emergency Telephone fund balance in the amount of \$24,028. This funding will be used to cover the increase in Computer Aided Dispatch (CAD) server maintenance provided by E-Group.

Please note this amendment requires appropriation of Emergency Telephone fund balance.

Community Development Fund 265

10) Public Facilities, Housing Activities - Budget Ordinance Amendment B250829 to transfer \$280,000 in budgeted funds from the Public Facilities program to the Housing Activities program.

The Board is requested to accept and approve Budget Ordinance Amendment B250829 to transfer \$280,000 in budgeted funds from the Public Facilities program to the Housing Activities program. This transfer is necessary to ensure adequate funding for eligible housing rehabilitation loans and minor housing grant projects through the remainder of FY25. The budget adjustment is directly tied to maintaining compliance with the United States Department of Housing and Urban Development Community Development Block Grant timeliness test outlined in 24 CFR § 24.570.902.

Please note this amendment requires no additional county funds.

MPO Administration Fund 273

11) MPO Administration - Budget Ordinance Amendment B251129 to match the transfer of grant funds from the MPO Transit Planning Fund in the amount of \$400

The Board is requested to accept and approve Budget Ordinance Amendment B251129 to match the transfer of grant funds from the MPO Transit Planning Fund in the amount of \$400. The transfer of these funds is to make sure that all transfers are balanced at year end.

Please note this amendment requires no additional county funds.

Solid Waste Fund 625

12) Solid Waste – Budget Ordinance Amendment B250283 to realign the budget in the amount of \$297,585

The Board is requested to accept and approve Budget Ordinance Amendment B250283 to realign the budget in the amount of \$297,585. The amount of \$297,585 is to increase the contracted services line item to extend the Cape Fear River Trail.

Please note this amendment requires no additional county funds.

Contingency Funds Report – General Fund 101

The County Manager approved the following use of contingency funds totaling \$60,000.

- Contingency funds of \$60,000 were used to purchase Zencity Organic, a social listening and media monitoring platform built for local government and law enforcement. To strengthen cross-department coordination and public outreach, the software will be a shared resource among the Public Information Office, Emergency Services and the Sheriff's Office.

Commissioner Patel requested to pull Item 3.E. Approval of Resolution of Intent to Lease Real Property to the Vision Resource Center, Inc from the Consent Agenda.

MOTION: Vice Chairwoman Jones moved to approve the Consent Agenda with Item 3.E. removed
SECOND: Commissioner Adams
VOTE: UNANIMOUS (7-0)

4. PUBLIC HEARINGS

County Manager Grier provided the Board of Commissioners' Policy and Procedures for Public Hearings.

A. CASE # ZON-24-0031

Rawls Howard presented the information on Case # ZON-24-0031.

Rezoning request from PND Planned Neighborhood District to A1/CZ Agricultural District Conditional Zoning or to a more restrictive zoning district for four parcels combining a total of 44.95 +/- acres; located at 430 Carvers Falls Rd.; submitted by Timothy Bryant (Agent/Applicant), City of Fayetteville (Owner).

Commissioner Tyson asked about the PND.

Mr. Howard explained the PND area on the Cumberland County Zoning Ordinance.

Commissioner Patel asked about the buffer zone.

Mr. Howard responded there will be a 50-foot buffer, in which any gaps will be filled with additional trees.

Chairman deViere opened the public hearing and asked to clerk to call on the speakers.

Speakers:

David Descheys – spoke in favor of the project
Bradley Martin – Spoke in favor of the project
Russ Bryan – spoke in opposition the project

Commissioner Patel asked about the noise and water retention concerns. He asked if there is a planned retention pond.

Mr. Howard stated the County does not regulate stormwater, but the owner must go through DEQ, and noise levels cannot exceed more than 60 decibels.

Commissioner Tyson asked about the final site plan and asked if final site plan has been approved. He asked if the conditional site plan meets requirements.

Mr. Howard responded this final site plan has not been approved and conditional plan meets requirements.

Commissioner Tyson asked if the request to change zoning to allow the requested use by right or does the requester have the right by use under current classification.

Mr. Howard responded property is currently PND which allows 7500 square foot homes, anything outside of this would have to go through approval.

Vice Chairwoman Jones asked who would have responsibility of the retention pond.

Mr. Howard stated that would go through the State and DEQ.

MOTION: Commissioner Patel moved Case ZON-24-0031, to approve the rezoning request from PND Planned Neighborhood Development District to A1/CZ Agricultural District Conditional Zoning and find that:

1. Approval is an amendment to the adopted, current North Central Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request.
2. The proposed use is for a solar panel farm that will serve a public utility need.
3. The proposed use will generate minimal impacts to local roads and nearby residential areas

SECOND: Commissioner Faircloth

VOTE: 3-4 Voting in Favor: Commissioner Tyson, Commissioner Patel and Commissioner Faircloth Voting in Opposition: Vice Chairwoman Jones, Chairman deViere and Commissioner Adams

Commissioner Council could not hear the motion.

Mr. Moorefield stated she has a duty to vote.

Chairman deViere called for a vote.

VOTE: 3-4 Voting in Favor: Commissioner Tyson, Commissioner Patel and Commissioner Faircloth Voting in Opposition: Commissioner Council, Vice Chairwoman Jones, Chairman deViere and Commissioner Adams

MOTION FAILS

Mr. Moorefield stated the Board need to vote again to take action to either approve or deny. If the Board moves to deny they must state a reason.

MOTION: Commissioner Adams moved in Case ZON-24-0031, to deny the rezoning request from PND Planned Neighborhood Development District to A1/CZ Agricultural District Conditional Zoning and find that the request is not consistent with the North Central Area Land Use Plan. The request is not reasonable or in the public interest because the plan takes away the public area that was in the land use plan, that it has there is a noise ordinance, and the Board did not see a retention pond with the water run off with the rezoning of the development

SECOND: Vice Chairwoman Jones

VOTE: 5-2 Voting in Favor: Commissioner Council, Vice Chairwoman Jones, Chairman deViere, Commissioner Faircloth and Commissioner Adams. Voting in opposition: Commissioner Tyson and Commissioner Patel.

B. CASE # ZON-25-0006

Rawls Howard presented information on CASE #ZON-250006

Rezoning request from RR Rural Residential District to M(P)/CZ Planned Industrial District Conditional Zoning or to a more restrictive zoning district for a

30.24 +/- acre parcel; located at 2524 Lucas Rd; submitted by Alex and Shayla Edwards (Owners).

Vice Chairwoman Jones asked about issues with a fire truck.

Mr. Howard responded the road will be updated with a layer of crush and run gravel; that will allow trucks to drive on as needed.

Commissioner Adams asked who would be monitoring the property to ensure it does not become a junkyard.

Mr. Howard responded there would have to be a complaint as their department is complaint driven. The department can address once there is a complaint.

Chairman deViere opened the public hearing and asked the clerk if there were any speakers.

The clerk responded there were no speakers.

Chairman deViere closed the public hearing.

MOITON: Commissioner Patel moved to approve the rezoning request from RR Rural Residential District to M(P)/CZ Planned Industrial District Conditional Zoning and find that:

1. Approval is an amendment to the adopted, current Spring Lake Area Land Use Plan and that the Board of Commissioners should not require any additional request or application for amendment to said map for this request.

2. The requested district is more compatible than a residential district due to the site's proximity to Ft. Bragg.

3. The requested use and zoning district are compatible with the Land Use Plan policies.

The Board finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning

SECOND: Commissioner Tyson
VOTE: 6-1 Voting in Favor: Commissioner Tyson, Commissioner Council, Vice Chairwoman Jones, Chairman deViere, Commissioner Patel, and Commissioner Faircloth. Voting in opposition: Commissioner Adams

C. CASE # ZON-25-0007

Rawls Howard presented the information on CASE # ZON-25-0007 Rezoning request from RR Rural Residential and R15 Residential Districts to R20 Residential District or to a more restrictive zoning district for two parcels combining a total of 93.10 +/- acres; located on the north side of Johnson Farm Rd, southwest of Elliot Farm Rd; submitted by Scott Brown (Agent) and owned by ABJ Investments (Applicant).

Chairman deViere opened the public hearing and asked the clerk if there were any speakers.

The clerks responded there were no speakers.

Chairman deViere closed the public hearing.

MOTION: Commissioner Patel moved in Case ZON-25-0007, to approve the rezoning request from RR Rural Residential and R15 Residential Districts to R20 Residential District and find that the request is consistent with the Spring Lake

Area Land Use Plan which calls for “Suburban Density Residential” at this location. The Board also finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning

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

D. CASE # ZON-25-0009

Rawls Howard presented the information on CASE # ZON-25-0009

Rezoning request from A1 Agricultural District to R40 Residential District or to a more restrictive zoning district for a parcel comprising 2.19 +/- acres and located at 2070 Canady Pond Rd; submitted by Jeff Riddle (Agent), Cape Fear Investments (Owner).

Chairman deViere opened the public hearing and asked the clerk if there were any speakers.

The clerks responded there were no speakers.

Chairman deViere closed the public hearing.

MOTION: Commissioner Tyson moved to approve the rezoning request from A1 Agricultural District to R40 Residential District and find that the request is consistent with the South-Central Area Land Use Plan which calls for “Farmland” at this location. The Board also finds that the request is reasonable and in the public interest as it is compatible to and in harmony with the surrounding land use activities and zoning

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

5. ITEMS OF BUSINESS

A. Approval of a Short-Term Solution for Sheltering Plan and the Associated Budget Ordinance Amendment #B250196

On April 15, 2025 the Salvation Army announced the immediate closure of its Pathway of Hope emergency shelter due to lack of funding. The shelter had a capacity to house up to 60 individuals and families in their facilities. Due to the shelter closure, Cumberland County only has two emergency shelter options, Manna Men's Shelter with a capacity of 20-22 men and The CARE Domestic Violence Shelter for women with or without children.

The short-term solution utilizing a faith-based partner and hotels would provide immediate sheltering for our vulnerable citizens of Cumberland County and allow the County time to establish intermediate and long-term solutions.

Funding availability:

- * \$92,265 in unused White Flag Funds
- * \$28,000 in County Homeless Initiative Funds
- * \$15,000 in Community Development General Funds
- * \$264,735 in ARP Freed-up General Fund Capacity

The Board of Commissioners approved the funding request unanimously at the Thursday, May 8, 2025, Agenda Session. The available funding in the County Homeless Initiative Funds has decreased based on immediate needs, therefore the ARP funding request is for \$264,735 (an increase of \$12,346).

Item was removed from the agenda.

B. Consideration of the Justice Services S.T.A.R.T. Pilot Project and the Associated Budget Amendment BR#250016

Courtney McCollum, Justice Services Director presented information on the Consideration of the Justice Services S.T.A.R.T. Pilot Project and the Associated Budget Amendment BR#250016.

Justice Services has received the following grants to support Specialty Courts in Cumberland County:

SPECIALTY COURTS	GRANTS
Sobriety Court	BJA grant
Juvenile Drug Treatment Court	OJJDP grant
Veterans Treatment Court	AOC
Veterans Treatment Court	BJA grant
Adult Drug Treatment Court	BJA grant
Family Drug Treatment Court	Public Health Opioid Settlement
WORTH (Human Trafficking)	AOC, terminates 6-30-2025

Currently there is approximately \$52,000 left in the WORTH Court funding with a grant termination date of June 30, 2025. Additionally, the county has been unsuccessful in receiving grant funding to support Mental Health Court. WORTH/Mental Health Specialty Courts are critical courts in addressing human trafficking and mental health crisis in Cumberland County.

Justice Services is requesting to pilot a 2-year program for Specialty Courts which would include supporting WORTH/Mental Health Specialty Courts. The two-year funding request is \$860,000 (\$430,000 per fiscal year), which would support:

- \$310,000 - Salaries for one (1) supervisor, two (2) treatment court coordinators (Mental Health and WORTH) and one (1) case manager (to support all specialty courts).
- \$80,000 - Client supportive services (clinical counseling, treatment, short-term housing and transportation)
- \$40,000 - operating expenses (one time equipment purchase, supplies, case management database, travel/training)

During the S.T.A.R.T Pilot Project, Justice Services will:

- Utilize current grant funding to support the other treatment courts (DWI, JDTC, VTC, ADT, and FDT)
- Administer the program (operation/fiscal)
- Collect data on effectiveness of each treatment court
- Provide a report to the Board of Commissioners on long term planning and sustainability at the end of the pilot program.

This item was presented at the April 28, 2025 ARP Committee Meeting and unanimously moved forward to the Finance Committee. This item was presented at the May 6, 2025 Finance Committee and moved to the May 19, 2025 Board of Commissioners meeting as an Item of Business.

Commissioner Tyson asked about the current utilization and long-term plans for funding.

Ms. McCollum responded the programs operate under different umbrellas and there are different performance measures. They plan to streamline to performance measures to capture data.

Chairman deViere stated this is a pilot program and Just Services will bring back data to the Board.

Commissioner Faircloth stated this is good program and asked about funding.

Mr. Grier responded funding is accounted for in ARP funding and this program does not impact general fund dollars.

Commissioner Adams stated he is in favor of the program.

MOTION: Vice Chairwoman Jones stated this is an important program and needed. Vice Chairwoman Jones moved to the proposed actions: Approval of the use of freed up capacity monies in the amount of \$860,000 (for two fiscal years) to support a supervisor position, two court coordinator positions for WORTH/Mental Health Court and a case manager position, client services and operating expenses and the approval of the Associated Budget Ordinance Amendment BR#250016 to support the S.T.A.R.T pilot project

SECOND: Commissioner Adams

VOTE: 5-2 Voting in Favor: Commissioner Council, Vice Chairwoman Jones, Chairman deViere, Commissioner Faircloth, and Commissioner Adams. Voting in Opposition: Commissioner Tyson and Commissioner Patel.

C. Consideration of Community Impact Grant Recommendations

Tye Vaught presented the information on the Consideration of Community Impact Grant Recommendations.

Staff has reviewed applications from Nonprofit organizations seeking financial assistance through Cumberland County's Community Impact Grant Program. Each applicant's eligibility to receive funding was verified based on demonstrated public purpose and fiscal responsibility. Staff is pleased to recommend funding approval for FY2026.

The attached document is organized according to the five sections outlined in the program guidelines: Health and Human Services, Religious and Faith-Based Services, Public Safety & Emergency Response, Educational and Youth Development, and Arts, Culture & Community Development.

We received a total of 97 applications, requesting a combined \$3,199,518 in funding. To ensure fair distribution, the available \$1.5 million budget was allocated equally across the five categories, resulting in \$300,000 per category. Each organization was assigned to a category, evaluated, scored, and compared against other applicants within that category. Following comprehensive reviews, scoring, and risk assessments, staff is recommending 69 organizations for funding, pending your review.

Staff's recommendations total \$1.5 million and are contingent upon successful execution of a contract with the County. Each Nonprofit organization approved for funding will receive a conditional award letter.

These recommendations were presented to the American Rescue Plan Committee on April 28, 2025, and were recommended unanimously to move forward to the Board of Commissioner's May 19, 2025, Regular Meeting as an Item of Business.

Vice Chairwoman Jones commended staff on their hard work on the Community Impact Grant program. She stated motions and vote would be made for each category.

MOTION: Vice Chairwoman Jones moved to approve and move forward for funding the following organization on Health and Human Services – 16 (\$270,000)

1. United Way of Cumberland County (\$10,000)
2. Rape Crisis Volunteers of Cumberland County, Inc. (\$15,000)
3. Spring Lake Family Support Services (\$10,000)
4. Carolina Collaborative Community Care, Inc. (\$30,000)
5. Cumberland County Coordinating Council on Older Adults (\$30,000)
6. Myrover-Reese Fellowship Homes, Inc. (\$15,000)
7. Thompson Child & Family Focus (\$10,000)
8. Coastal Horizons (\$10,000)
9. Connections Of Cumberland County, Inc. (\$30,000)
10. Heal Holistic Journey, Inc. (\$10,000)
11. Youththrive Of North Carolina (\$13,000)
12. Community Health Interventions (\$20,000)
13. Southlight Healthcare (\$17,000)
14. Cumberland Healthnet (\$10,000)
15. Gate Beautiful, Inc. (\$30,000)
16. Broken Chains Jc (\$10,000)

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

MOTION: Vice Chairwoman Jones moved to approve and move forward for funding the following organizations in Religious and Faith Based Services – 14 (\$300,000)

1. Fayetteville Urban Ministry, Inc. (\$35,000)
2. Abney Chapel Sda Community Service (\$35,000)
3. Manna Church (\$25,000)
4. Divine Empowerment International (\$25,000)
5. Lebanon Baptist Church (\$18,000)
6. United Ministries in Christ Church (\$15,000)
7. Fayetteville Operation Inasmuch (\$40,000)
8. Global Covenant, Inc. (\$10,000)
9. The Soul Harvest Apostolic Church (\$10,000)
10. Greater First Baptist Church (\$25,000)
11. Harvest Family Church (\$15,000)
12. Rosa Herman Ministries International (\$15,000)
13. Heal The Land Outreach Ministries (\$15,000)
14. Jesus Is The Answer Worship Center (\$17,000)

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

MOTION: Vice Chairwoman Jones moved to approve and move forward for funding the following Organizations in Public Safety and Emergency Response: (\$300,000)

1. Cumberland Road Volunteer Fire Department, Inc. (\$25,000)
2. Stoney Point Fire Department, Inc. (\$25,000)
3. Pearce's Mill Fire Department (\$40,000)
4. Gray's Creek Volunteer Fire Department, Inc. (\$40,000)
5. Beaver Dam Volunteer Fire Department of Cumberland County (\$25,000)
6. Wade Community Fire Department, Inc. (\$40,000)
7. Cotton Volunteer Fire Department, Inc. (\$25,000)
8. Eastover Volunteer Fire Department, Inc. (\$40,000)
9. Godwin Falcon Fire Department, Inc (\$40,000)

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

MOTION: Vice Chairwoman Jones moved to approve and move forward for funding the following organizations in Educational and Youth Development – (\$270,000)

1. The Young Adults Project of Cumberland County (The Yap) (\$20,000)
2. The Tulsa Initiative, Inc. (\$20,000)
3. The Two-Six Project (\$20,000)
4. Greater Life of Fayetteville (\$15,000)
5. Future Endeavors Life Program (\$25,000)

6. Employment Source, Inc. (\$20,000)
7. Young Men's Christian Association of Fayetteville (\$15,000)
8. Future Starts Now, Inc. (\$10,000)
9. Liam Outreach and Community Support Center (\$15,000)
10. Margie Mclean Foundation (\$10,000)
11. Carolina Crew Fc Incorporated (\$10,000)
12. Let's Make It Happen Together, Inc. (\$30,000)
13. Thegrouptheory, Inc. (\$25,000)
14. Jai6 Youth Program (\$15,000)
15. Penelope Praises (\$10,000)
16. Follow The Spectrum (\$10,000)

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

MOTION: Vice Chairwoman Jones moved to approve and move forward for funding the following organizations in Arts, Culture, And Community Development – (\$240,000)

1. Las Amigas Fayetteville Elite Chapter, Incorporated (\$10,000)
2. Legal Aid Of North Carolina (\$40,000)
3. Community Concerts of Fayetteville, Inc. (\$35,000)
4. Fayetteville Symphony Orchestra, Inc. (\$35,000)
5. The Gilbert Theater, Inc. (\$25,000)
6. Combined Unified Services (\$30,000)
7. Sandhills Jazz Society (\$35,000)
8. Cape Fear Botanical Garden (\$30,000)

Commissioner Faircloth asked about the Cool Springs Downtown District as they were not listed.

Vice Chairwoman Jones stated the ARP Committee will meet and discuss funding for the organizations not listed.

D. Employee Health Center Provider

Robin Koonce presented information on the Employee Health Center Provider.

During the April 10, 2025, Agenda Session meeting, Ed Boardman, broker with USI, presented a recommendation for the operation of the Employee Health Center. The recommendation was to enter into a new 3-year contract with the current provider, Proactive MD, at an annual cost of \$1,254,975. This would result in an annual increase of \$470,922 in order to provide increased staffing in the Health Center to cover expanding needs of County employees (2 nurse practitioners, 2 licensed practical nurses, and an office manager). This item was placed on the Consent Agenda for the May 5, 2025, Regular meeting of the Board of Commissioners.

During the May 5, 2025, Regular meeting, this item was pulled from the Consent Agenda and moved to an Item of Business. The Finance Director answered questions concerning the increased cost of replacing one of the nurse practitioners with a medical doctor, the increased cost of a 1-year contract rather than a 3-year contract, and contract termination options without penalty. No action was taken at this meeting.

Commissioners directed staff to determine whether a termination clause could be added to the contract that would allow for immediate termination, without penalty, if services provided did not meet the expectations of the Board of Commissioners. In addition, if a 3-year contract is approved, Commissioners would like to have an annual review of services with the option to terminate annually after the review is complete.

USI contacted Proactive MD, and the following solution has been offered:

Proactive MD will include a performance guarantee, where program fees are at risk each quarter (\$30,000/quarter).

The target metrics would be, (1) Proactive MD will schedule 80% of appointments for all visits designated as "sick" or "acute" within 1 business day of request at the Health Center or through a virtual visit. (2) Proactive MD will schedule 80% of appointments for all visits designated as "non-acute" within 10 business days of request.

If criteria 1 and 2 are not met, Proactive MD will have the following quarter to achieve the target metrics.

If performance metrics are not met in the next quarter, Cumberland County would receive credit for that quarter's program fees and can exercise the option to terminate the contract without penalty.

Proactive MD is open to discussing the request of an annual review with the option to terminate annually after the review; however, the pricing for a 3-year contract with the option to opt-out every year would be quoted at the 1-year contract rate of:

\$1,634,100 for 2 nurse practitioners, 2 licensed practical nurses, 1 office manager (increase of \$379,125 per year).

\$1,813,500 for 1 medical doctor, 1 nurse practitioner, 2 licensed practical nurses, and 1 office manager (increase of \$558,525 per year).

Proactive MD wants to ensure the Board of Commissioners is aware that additional personnel that will need to be hired under the expanded staffing model will not be in place on July 1, due to a delay in the contract. As such, performance measures will not be held against Proactive MD until the Health Center is fully staffed. It could take 90-120 days to hire additional staff.

Commissioner Tyson asked about the information on the clinic accountability and how information will be gathered.

Ms. Koonce stated information would be gathered by the clinic staff/personnel.

Commissioner Tyson asked if evaluation information will be kept confidential.

Mr. Grier stated management will work with staff to receive feedback.

MOTION: Commissioner Patel moved to awarding a 3-year contract to Proactive MD at an annual cost of \$1,254,975, with staffing levels to include 2 full-time nurse practitioners, 2 full-time licensed practical nurses, and one full-time office manager.

Additional performance measures will be added to the contract, as noted in the "Background", which provide financial penalty of \$30,000 in the second consecutive quarter if performance measures are unmet, and the option to terminate without cause, if performance measures are not met in the next quarter

SECOND: Commissioner Adams

VOTE: 6-1 Voting in Favor – Commissioner Council, Vice Chairwoman Jones, Chairman deViere, Commissioner Patel, Commissioner Faircloth, and Commissioner Adams.

Voting in Opposition: Commissioner Tyson

E. Consideration of Ordinances Regulating Explosives on Firing Ranges and Amending Firearms Regulations

Rick Moorefield, County Attorney presented information on the Consideration of Ordinances Regulating Explosives on Firing Ranges and Amending Firearms Regulations.

This proposed ordinance was requested by Chairman deViere to prohibit the use of exploding targets on private firing ranges. The first draft of the proposed ordinance was considered by the Policy Committee March 6, 2025. The Policy Committee reduced the penalties that were originally proposed from \$500 and \$250 to \$250 and \$100 and directed the county attorney to provide the proposed ordinance to the Sheriff's Office for comment and send this matter to the March 13, 2025, Agenda Session as an item of business. Comments from the Sheriff's Office were not received before the deadline for submittal of agenda items for March 13. At the March 13 meeting, Commissioner Tyson asked to add exclusions to which the ordinance would not apply. The board directed the county attorney to bring the ordinance to a later meeting.

The county attorney presented it to the Policy Committee at its May 6 meeting with the changes requested by the sheriff and Commissioner Tyson. The Policy Committee approved the changes requested by the sheriff and Commissioner Tyson. While discussing the new ordinance, the Policy Committee considered adding a distance setback for the placement of targets from adjoining properties. The county attorney advised there were firearms regulations in the code which prohibited the discharge of firearms where the missile discharged from the firearm will strike within 200 yards of structures on other property. After discussion, the Policy Committee determined to amend that code section to be 225 yards.

The Policy Committee approved the changes requested by the Sheriff and Commissioner Tyson and moved to amend Section 9.5-100(a)(2) to increase the distance to 225 yards and place this matter on the agenda for the regular board meeting May 19, 2025.

MOTION: Vice Chairwoman Jones moved to adopt the ordinance and the amendment to the firearms regulations in Article IX of Chapter 9.5 of the Cumberland County Code
SECOND: Commissioner Patel
VOTE: 6-1 Voting in Favor – Commissioner Tyson, Commissioner Council, Vice Chairwoman Jones, Chairman deViere, Commissioner Patel, Commissioner Faircloth. Voting in Opposition – Commissioner Adams

Mr. Moorefield stated this item will have to brought back to another meeting as statute requires unanimous vote on a first reading.

Chairman deViere asked for clarification on process for a second meeting.

Mr. Moorefield stated he would bring back to the next regular meeting and item could be passed by a majority vote.

Chairman asked for a clarification if the item asked to be brought back to a regular meeting or if he can call a special meeting

- F. Approval of Resolution of Intent to Lease Real Property to the Vision Resource Center, Inc.
- A. Heather Skeens presented information on the Approval of Resolution of Intent to Lease Real Property to the Vision Resource Center, Inc.

The Vision Resource Center, Inc. (VCR) currently has a lease with Cumberland County for the real property located at 2736 Cedar Creek Road known as the "Alphin House," and the lease will expire June 30, 2025. The VCR is a charitable non-profit that provides services to the visually impaired. The VCR is requesting to renew the lease at the same terms of TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00) per year for three (3) years.

This item was discussed at the Board of Commissioners Finance Committee meeting on May 6, 2025 with a unanimous vote to place the item on the May 19, 2025 Consent Agenda.

Since the BOC Finance Committee meeting, The Vision Resource Center has submitted a Request for Reconsideration Letter dated May 8, 2025 to reconsider Utility Costs being paid for by the County instead of by The Vision Resource Center. In addition, there is a request by a Commissioner to reduce the lease agreement amount to \$1.00 per year.

Commissioner Faircloth stated he wanted to clarify the actions of the Finance Committee is to approve the lease as written.

Ms. Skeens responded that is correct, but the VRC does not wish to pay utilities and sent a letter of appeal.

Vice Chairwoman Jones asked for clarification of the payment of utilities in the lease and if the County is paying utilities.

Ms. Skeens responded the payment of utilities by VRC is in the current lease and was part of the original lease and the County does pay utilities, it is part of the lease that VRC pays for utilities, but VRC has never paid utilities.

Vice Chairwoman Jones stated she recommends the County continue to pay utilities.

Mr. Grier stated he would bring information regarding utilities to the board if there were any significant changes in cost.

Commissioner Patel stated he spoke with VRC Director and the VRC meets a need in Cumberland County and considering the financial position and value the bring to the County, he asked the board to consider the recommendation of \$1.00 lease per year.

Commissioner Adams thanked Commissioner Patel for the recommendation and the Board voted to give Alliance \$0 rent, he agrees with the \$1.00 rent and requests no charge for utilities.

Vice Chairwoman Jones stated she agrees with the recommended rent as well.

MOITON: Commissioner Patel moved that the Board adopt the resolution with specific terms and advertise the public notice at least 30 days in advance of the lease approval with the intent to lease, Be it resolved that the Cumberland County Board of Commissioners finds that the real property located at 2736 Cedar Creek Road in Fayetteville will not be needed for government purposes for the 3 -year term proposed for the lease of the property to the Vision Resource Center and this Board intends to adopt the lease described herein and that the Board intends to adopt a resolution at its meeting to be held on August 11, 2025, approving the lease of approximately 2,752 square feet of space located at 2736 Cedar Creek Road, Fayetteville, NC, to the Vision Resource Center, Inc., for a term of three (3) years commencing on July 1, 2025, at an annual rental rate of \$1.00 and utilities as a responsibility of the landlord

SECOND: Vice Chairwoman Jones

VOTE: UNANIMOUS (7-0)

6. NOMINATIONS

There are no nominations for this meeting.

7. APPOINTMENTS

There are no appointments for this meeting.

Chairman deViere recessed the Board of Commissioner Meeting and convened the Gray's Creek Water and Sewer District Governing Board Meeting

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

A. Approval of Construction Contract Change Order for Test Well Program – Gray's Creek Phase I

At the April 1, 2024, Board of Commissioners' meeting the board accepted the selection of Bill's Well Drilling Company as the lowest responsive bidder for the Test Well Program – Gray's Creek Phase I and granted permission for staff to prepare an agreement for approval at a future Board of Commissioners' meeting. The construction agreement for three test wells with a not to exceed amount of \$319,630 and 10% contingency in the amount of \$31,963 was presented to the Board of Commissioners for approval at their Board of Commissioners meeting on May 20, 2024.

At the direction of the Board of Commissioner on January 27, 2025, County staff and the County's engineering consultant began investigating options for water treatment at Gray's Creek and Alderman Road Elementary Schools. HDR engineers conducted site visits to the schools on February 15, 2025, accompanied by County Natural Resources and Cumberland County Schools staff.

The construction change order is a part of the investigation for deeper wells at the two schools and includes a contract term increase of 434 days and cost increase of \$456,366 with funding available within the budget. The agreement total for the Test Well Program – Gray's Creek Phase I shall not exceed \$775,996.

At their March 6, 2025, meeting, the Infrastructure Committee approved moving this item to the Consent Agenda of the May 19, 2025, Board of Commissioners' meeting.

MOITON: Commissioner Tyson moved to approve the contract change order with Bill's Well Drilling Company in the amount of \$775,996 and authorize the Chairman to execute the contract change order that has received preaudit certification and been determined to be legally sufficient

SECOND: Commissioner Council

VOTE: UNANIMOUS (7-0)

Chairman deViere adjourned the Gray's Creek Water and Sewer Governing Board Meeting and convened the NORCRESS Water and Sewer District Governing Board Meeting

9. NORCRESS WATER AND SEWER DISTRICT GOVERNING BOARD CONSENT AGENDA

A. Approval of Partial Certification of eagles Bluff Subdivision – Phase I of the NORCRESS Permit-2

The Public Utilities Department has been working with Laketree Inc., property owner, and Jeffrey Nobles, Engineer for the property owner, regarding relocating, at the property owner's expense, previously installed sanitary sewer mains owned by NORCRESS. The project will re-route the main to serve the subdivision with sanitary sewer. This process involves various forms and certifications that will require signature authorization to keep the project moving. Attached is the partial

certification of Eagles Bluff Subdivision – Phase 1 of the NORCRESS permit that needs to be signed to put the completed section of the sewer pipe in service.

The Infrastructure Committee considered this item at their May 8, 2025, meeting and approved moving the item to the Regular Meeting of the Board of Commissioners on May 19, 2025, as a consent item and placing the item on the Consent Agenda for NORCRESS Governing Board at the same meeting.

MOTION: Vice Chairwoman Jones moved to approve the Partial Certification Permit for Eagles Bluff Subdivision Phase 1 of the NORCRESS Permit-2
SECOND: Commissioner Patel
VOTE: UNANIMOUS (7-0)

Chairman deViere adjourned the NORCRESS Water and Sewer District Governing Board Meeting and reconvened the Regular Meeting.

10. CLOSED SESSION

- A. Attorney Client Matter Pursuant to NCGS 143.318.11(a)(3)
- B. Personnel Matter Pursuant to NCGS 143.318.11(a)(6)

MOTION: Vice Chairwoman Jones moved to go into closed session for Attorney Client Matter Pursuant to NCGS 143.318.11(a)(3) and Personnel Matter Pursuant to NCGS 143.318.11(a)(6)
SECOND: Commissioner Tyson
VOTE: UNANIMOUS (7-0)

MOTION: Vice Chairwoman Jones moved to come out of closed session
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (7-0)

ADJOURNMENT

MOTION: Vice Chairwoman Jones moved to adjourn the meeting
SECOND: Commissioner Faircloth
VOTE: UNANIMOUS (7-0)

There being no further business, the meeting adjourned at 9:50 PM.

Approved with/without revision:

Respectfully submitted,

Andrea Tebbe
Clerk to the Board