

Cumberland County ABC Board
September 8, 2014
Regular Meeting
Main Office, 1705 Owen Drive, Fayetteville, NC 28304

PRESENT: Johnson Chestnutt, Chairman
Wade Hardin, Vice-Chairman
Alice Stephenson, Board Member
Terri Thomas, Board Member
Bob Lewis, Board Member
Commissioner Marshall Faircloth, Liaison
Neil Yarborough, Attorney
Scott May, May & Place, PA
Gene Webb, General Manager
John Russell, Deputy General Manager
Richard Skidmore, Law Enforcement
Debbie Disbrow, HR Director
Carolyn Parker, Finance Officer/Secretary

Mr. Chestnutt called the meeting of the Cumberland County Alcoholic Beverage Control Board at 6:00 PM to order.

Mr. Chestnutt welcomed our guest Scott May, May & Place, PA and Commissioner Marshall Faircloth to the meeting.

Mr. Chestnutt asked were there any agenda adjustments. There were none.

Mr. Chestnutt asked were there any announcements. There were none.

Required Reading

Mr. Chestnutt read the required reading statutes GS 18B-201. The Board members did not have any conflicts of interest pertaining to the meeting.

Mr. Chestnutt asked for the approval of July 14, 2014 minutes.

Mr. Chestnutt made a correction to the minutes on page 1 and 2 to delete the duplicated statements for the approval of the June 9, 2014 minutes.

MOTION: Ms. Stephenson moved that the Board accept the July 14, 2014 minutes as corrected.

SECOND: Mr. Lewis

VOTE: Unanimous

Auditors' Report

Mr. Scott May, May & Place PA, presented the audit for fiscal year ending June 30, 2014 to the Board. The audit includes the Independent Auditor Report, Management Discussion & Analysis, Basic Financial Statement, which includes Notes & Disclosures and Supplemental Schedules required by the NC ABC Commission. Mr. May highlighted the Statement of Net Position, the Statement of Revenues, Expense, and Changes in Fund Net Position, and Statement of Cash Flows.

Mr. May said that the second half of the \$117,685 LEOSSA liability was accrued and the accrual is in full affect. Law Enforcement cost should reduce back to approximately \$383K next year. The Board gave the County \$2,274,820 in profit and \$156,326 in ARE for the fiscal year. Every store in the system is profitable. The financial records are accurate and properly reflect the financial position of the Board. He said it was a pleasure working with the staff and they do an excellent job.

MOTION: Mr. Hardin moved to accept the Auditors' Report prepared by May & Place, PA for June 30, 2014.

SECOND: Mr. Lewis

VOTE: Unanimous

Law Enforcement Report

Mr. Chestnutt asked for the approval of the July 2014 and August 2014 Law Enforcement Reports in the package.

MOTION: Ms. Thomas moved to approve the July 2014 and August 2014 Law Enforcement reports in the package.

SECOND: Mr. Hardin

VOTE: Unanimous

General Manager's Report

Mr. Chestnutt asked for the approval of the July 2014 and August 2014 General Manager's reports.

Mr. Webb announced that Mr. Chestnutt has been appointed the Chair for the fiscal year 2014-15 by the County Commissioners.

Mr. Webb said that he is requesting bids for the Raeford Road store to replace the whole roof.

Dalcom installed three new point of sale (POS) computers at the Owen Drive store. Starting next Monday, Dalcom will install new POS computers at three stores per day. The new POS computers are much faster. Mr. Webb said that he saved the system \$30K.

by purchasing the CPU, monitors and register tape printers; which was a saving of \$500 per CPU. He also saved money by installing the monitors and register tape printers.

Mr. Webb said if the Board does not have any objection, he is going to cancel the Ivey Mechanical HVAC \$13,000 preventive maintenance contract. Ivey Mechanical has been servicing our HVAC systems for the last nine months to help us save money. Mr. Webb has found that they are not saving us any money and we are not getting the service that is outlined in the contract. Part of the contract is to change the filters and belts every quarter, however recently we received a \$275 bill to replace a belt at one of the stores. The contract can be cancelled at any time.

The Board had no objection to Mr. Webb canceling the preventative maintenance contract with Ivey Mechanical.

MOTION: Ms. Thomas moved that the Board accept the July 2014 and August 2014 General Manager's reports.

SECOND: Mr. Lewis

VOTE: Unanimous

Permission Form – City of Fayetteville

Mr. Webb said the City of Fayetteville would like permission to use our Person Street property to put their equipment on and block the entrance when required for street maintenance work which includes an indefinite period clause. Mr. Yarborough said that he would prepare a new agreement that states the permission can be terminated within a thirty day notice and to block one entrance way at a time.

MOTION: Ms. Thomas moved that the Board allow the City of Fayetteville the permission to use the easement and parking lot at the Person Street store with an amendment that the permission will terminate within a thirty day notice and block one entrance way at a time.

SECOND: Mr. Hardin

VOTE: Unanimous

Termination Parking Agreement – Family Dollar

Mr. Yarborough said that the Board has a cross parking agreement with Family Dollar and the Person Street store. Family Dollar would like to terminate the agreement because they are getting ready to sale the company. Mr. Yarborough recommended that the Board terminate the cross parking agreement with Family Dollar.

MOTION: Mr. Lewis made a motion that the Board terminate the cross parking agreement with Family Dollar at the Person Street store.

SECOND: Mr. Hardin

VOTE: Unanimous

Lawn Care Service Agreement – Sod Gods Lawn and Land

Mr. Webb said that the very first cut he informed Sod Gods Lawn and Land that the quality of their work was poor and if they do not improved we may be looking to replace them. He said that he visited the Person Street store on Friday after a cut and they had missed whole sections at the road sign, does not blow off the parking lot and the grass in the concrete is not being sprayed. The grass at the Owen Drive location should have been cut last week.

Ms. Parker had spoken with Sod Gods Lawn and Land on two occasions to inform them of the low scores from the stores and that he needs to improve his performance.

Mr. Webb said that he would like to terminate Sod Gods Lawn and Land effective immediately. We have spoken with the previous lawn care provider, Forrest Landscaping, and he is willing to take over the contract for the same rate that was bid in May 2014.

MOTION: Mr. Lewis made a motion to terminate contract with Sod Gods Lawn and Land and to employ Forrest Landscaping effective September 8, 2014 at the same rate that was bid in May 2014.

SECOND: Mr. Hardin

VOTE: For: Lewis, Hardin, Thomas and Chestnutt
Opposed: Stephenson

Mr. Chestnutt asked for a motion to go into Closed Session.

MOTION: Ms. Thomas made a motion to go into Closed Session for personnel matter, GS 143-318.11(a)(6).

SECOND: Ms. Stephenson

VOTE: Unanimous

Mr. Chestnutt asked for a motion to come out of closed session.

MOTION: Ms. Stephenson made a motion to come out of closed session.

SECOND: Ms. Thomas

VOTE: Unanimous

Mr. Chestnutt asked for a motion to adjourn at 7:00 PM.

MOTION: Ms. Thomas moved to adjourn.

SECOND: Ms. Stephenson

VOTE: Unanimous



Chairperson