
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 21, 2007
6:45 PM

INVOCATION - Commissioner Billy King

PLEDGE OF ALLEGIANCE –

PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM)

Special Recognition:

Cumberland County Cares Award - Rhonda Washington – Rhonda's Rainbow Family of Dance

AMENDMENTS TO AGENDA:

ADD: Consideration of approval of acquisition of Odom Container Site

MOTION: Commissioner Blackwell moved to add the above item to the Consent Agenda as Item 1I.

SECOND: Commissioner Henley

VOTE: UNANIMOUS

DEFER: Item 2B 0 Rezoning Case P07-26 to June 18, 2007 meeting

MOTION: Commissioner King moved to defer the above case to the June 18, 2007 meeting.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS

1. Consent Agenda

ALL ITEMS ON CONSENT AGENDA APPROVED

A. Approval of minutes for the May 7, 2007 regular meeting.

B. Approval of Ordinance Assessing Property for the Cost of Demolition:

- 1) Case Number MH 4784-2006
- Property Owner: Katherine & Kenneth Fisher
- Property Location: Lot to Left of 3554 Hidden Oaks Drive, Fayetteville, NC
- Parcel ID Number: 0452-46-6548

- 2) Case Number MH 4690-2005
Property Owner: Mary Hills Troy
Property Location: 2024 Memory Lane, Fayetteville, NC
Parcel ID Number: 0443-11-2170

- C. Approval of Memorandum of Understanding Between Institute for Community Leadership Partners.
- D. Approval of Resolution of Intent to Exchange with Shooters Supply Certain Personal Property Declared Surplus by Sheriff.
- E. Approval of the Cumberland County Juvenile Crime Prevention Council Contracts Representing Funding Allocations for July 1, 2007 through June 30, 2008.
- F. Approval of Settlement Agreement in Kagan v. Mosley.
- G. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:
 - 1) Res 314 Maloney Ave - Lots 21-22
(Located on Maloney Ave, off Grove Street)
PIN 0437-95-9834; Cross Creek Township
- H. Budget Revisions:
 - (1) Injured Animal Stabilization Fund

Revision in the amount of \$4,000 to appropriate injured animal fund balance for additional veterinarian bills. (B07-345) **Funding Source – Injured Animal Stabilization Fund Balance**

- (2) Kelly Hills Water and Sewer

Revision in the amount of \$24,904 to transfer sales tax revenue and maintenance fees from the Kelly Hills capital project fund to the Kelly Hills maintenance fund in order to close out the capital fund and establish an ongoing maintenance fund. (B07-341 and B07-341A) **Funding Source – Other**

- (3) Register of Deeds

Revision in the amount of \$25,047 to budget additional revenue and expenditures anticipated for the remainder of the fiscal year. (B07-342) **Funding Source – Fees**

(4) Cumberland Day Reporting Center

Revision in the amount of \$21,700 to recognize additional state funds to purchase a van. (B07-340) **Funding Source – State**

(5) Welfare Other

Revision in the amount of \$2,000 to budget additional revenue for the NC Child Trust. (B07-349) **Funding Source – Fees**

(6) Mental Health

- a. Substance Abuse Contracts - Revision in the amount of \$45,069 to budget additional state funding for start up and operations of adolescent substance abuse services. (B07-343) **Funding Source – State**
- b. Developmental Disability Contracts – Revision in the amount of \$66,500 to increase budget for medical supplies funded by Medicaid. (B07-344) **Funding Source - Fees**

(7) Recreation and Parks

Revision in the amount of \$202,100 to budget additional revenue anticipated for the remainder of the fiscal year. (B07-347) **Funding Source – Recreation Tax**

(8) Recreation – Hope Mills

Revision in the amount of \$18,000 to budget additional revenue anticipated for the remainder of the fiscal year. (B07-348) **Funding Source – Hope Mills Recreation Tax**

(9) School Capital Outlay Fund

- a. Buildings- Revision in the amount of \$159,000 to reduce fund balance appropriated and expenditures based upon actual expenditures. (B07-346) **Funding Source – School Fund Balance Appropriated**

- b. Equipment- Revision in the amount of \$79,897 to appropriate fund balance to purchase equipment. (B07-346A) **Funding Source – School Fund Balance Appropriated**
- c. Vehicles- Revision in the amount of \$20,897 to reduce appropriate fund balance and expenditures based upon actual expenditures. (B07-346B) **Funding Source – School Fund Balance Appropriated**

(10) Sheriff

- a. Revision in the amount of \$6,552 to recognize Department of Justice Bulletproof Vest Grant. (B07-350) **Funding Source – Federal Grant**
- b. Revision in the total amount of \$28,750 to recognize a \$23,000 pass-through State Gang Violence Grant and an in-kind match of \$5,750. (B07-351) **Funding Source – Fees**

(11) Animal Control

Revision in the amount of \$38,091 to appropriate fund balance to cover expenditures for the remainder of FY2007. (B07-351) **Funding Source – General Fund Fund Balance**

- I. Consideration of Approval of the purchase of the Odom Container Site.

2. Public Hearings

Uncontested Cases

Rezoning

- A. Case P07-24. The rezoning of .34 acres from R10 to C1(P), or to a more restrictive zoning district, at 3639 Boone Trail, owned by Judy L. (Suggs) Morris.

APPROVED C1(P)

- B. Case P07-26. The rezoning of a .24 acre portion of a 26.18 acre tract, from A1 to R15, or to a more restrictive zoning district, located south of Sand Hill Road, west of Tower Road, owned by Terry Spell Land Development, LLC.

CASE DEFERRED TO JUNE 18 MEETING.

- C. Case P07-27. The rezoning of three parcels totaling 47.24 acres from R6A to A1, located on the south side of Tom Starling Road, at Innisfree Place, owned by Patricia Leahy. APPROVED A1.
- D. Case P07-28. Initial zoning of .92 acres to RR (as a result of de-annexation by the Town of Hope Mills), located on the west side of Mission Hill Road, south of Oak Haven Road, owned by Dawn and William Stock. APPROVED RR
- E. Case P07-30. The rezoning of .28 acres from R10 to O&I(P), or to a more restrictive zoning district, at 1449 E. Manchester Road, owned by Malcolm James. APPROVED O&I

Contested Cases

- F. Case P07-20. The rezoning of three parcels totaling 43.36 acres from A1 to R30, or to a more restrictive zoning district, located south of Dunn Road, east of Ringwood Drive, owned by Cain Builders, Inc. APPROVED R40

Conditional Use District & Permit Case

- G. Case P07-04. The rezoning of 44.32 +/- Ac from A1 to R15/Density Development/Conditional Use District & Permit, or to a more restrictive zoning district, located on the west side of Old Vander Road, northwest of Simmons Carter Road, owned by Gertrude V. Harris. APPROVED R40 DENSITY CONDITIONAL USE DISTRICT AND THE PERMIT

Items of Business

3. Nominations to Boards and Committees

- A. ABC Board (2 Vacancies)

Nominees: Glenn Adams (reappointment)
Bobby Knight
Sheryl Lewis

- B. Animal Control Board (3 Vacancies)

Nominees: Dr. John Lauby (reappointment)
Edwin Hamblin (reappointment)
Wallace Owens (reappointment)

- C. Board of Adjustment (2 Vacancies)

Nominee: Oscar L Davis, III

Note: Other vacancy will be addressed at the next meeting

D. Board of Health (1 Vacancy)

Nominee: Dr. Cynthia Norris

E. Criminal Justice Partnership Advisory Board (8 Vacancies)

Nominees: Ed Grannis, District Attorney (reappointment)
Kimbrell Tucker – at large (reappointment)
Frederick Frimet – at large (reappointment)
Lisa Jensen – at large
William McFadyen – at large
Ron McSwain – Public Defender – (reappointment)
Diane Wheatley – County Commissioner
Sherry Miller – Criminal Defense Attorney – (reappointment)

F. Cumberland County Juvenile Crime Prevention Council (1 Vacancy)

Nominee: Gregory Pitts

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

Nominee: Williams S. Wellons, Jr. (reappointment)

H. Human Relations Commission (2 Vacancies)

Nominees: Lynette Hill Gardner (reappointment)
Densie Giles (reappointment)

I. Jury Commission (1 Vacancy)

Nominee: Monika Simmons (reappointment)

J. Nursing Home Advisory Board (1 Vacancy)

Nominee: Stephanie Hodges

K. Parks & Recreation Advisory Commission (3 Vacancies)

Nominees: Willie Cooper (reappointment)
Paul Douglas Caudill (reappointment)
Lynette Hill Gardner (reappointment)

- L. Consideration of Joint Planning Board Request for Extension of Term of Clifton McNeil, Jr.

APPROVED ONE YEAR EXTENSION OF TERM

- M. Storm Water Advisory Board (2 Vacancies)

Nominees: Nancy Smith (reappointment)
Jennings McArthur (reappointment)

4. Appointments to Boards and Committees

- A. Adult Care Home Community Advisory Committee (1 Vacancy)

Nominee: Benita Briggs - APPOINTED

- B. Community Child Protection Fatality Prevention Team (3 Vacancies)

Nominees: APPOINTED

EMS Provider or Firefighter Position: Barry Childers (New Appointment to fill unexpired term)

Parent of a Child Who Died Before Reaching their 18th Birthday Position: Tonya Vetter (New Appointment)

At-Large Position: Maxine Anders (New Appointment To fill unexpired term)

- C. Juvenile Crime Prevention Council (1 Vacancy)

Nominee: APPOINTED

Member of Faith Community: Rev. Brian Thompson (Reappointment)

RECESS THE BOARD OF COMMISSIONERS' REGULAR MEETING.

CONVENE THE KELLY HILLS/SLOCOMB ROAD WATER & SEWER DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURN

RECONVENE THE REGULAR BOARD OF COMMISSIONERS' MEETING.

- 5. Closed Session:
 - A. Personnel Matter Pursuant to NCGS 143.318.11(a)(6).

NO ACTION TAKEN

ADJOURN

THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER COMMUNITY CHANNEL 7.

MEETINGS: June 4, 2007 (Monday) - 9:00 AM
June 18, 2007 (Monday) - 6:45 PM

***** NOTE: THERE ARE NO BOARD MEETINGS IN JULY *****