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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**FEBRUARY 19, 2008 (TUESDAY)**  
**6:45 PM**

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INVOCATION - Commissioner Breeden Blackwell, Chairman

PLEDGE OF ALLEGIANCE – Tanna Gillis, Armstrong Elementary School – 2<sup>nd</sup> Grade  
Little Miss Autryville 2007

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

Recognition of Retired County Employees:

Larry Philpott – Fayetteville-Cumberland Parks & Recreation Department  
Rick Collins – Cumberland County Sheriff's Office  
Patrick S. Hurley – Cumberland County Workforce Development  
Debby Rice – Cumberland County Mental Health Department

Recognition of Outgoing Board Members: Bruce Armstrong – Civic Center Commission

Recognition of Cumberland County Cares Award - Lynda Simmons and Doris O'Brien

Recognition of Billy Marsh, a United Parcel Service (UPS) employee who assisted in the house fire on Murphy Road on Monday, January 21, 2008.

Recognition of the Cumberland County Sheriff's Office for Reaccreditation by the Commission on Accreditation for Law Enforcement Agencies.

Recognition of the Newly Elected Officials for the Town of Eastover:

|                             |                  |               |
|-----------------------------|------------------|---------------|
| <u>Mayor:</u>               | Charles McLaurin |               |
| <u>Town Councilmembers:</u> | Lawrence Buffalo | Willie Geddie |
|                             | Cheryl C. Hudson | Benny Pearce  |
|                             | Donald Hudson    | Sara Piland   |

1. Presentation of "Be Aware of Our Air Book" by Mr. Steven Blanchard, Air Quality Stakeholders Vice Chairman and Ms. Emilie Helms, Fayetteville Area Metropolitan Planning Organization, Air Quality Coordinator.

2. Consent Agenda – ALL CONSENT AGENDA ITEMS WERE APPROVED

- A. Approval of minutes for the February 4, 2008 regular meeting and February 7, 2008 Special Planning Session.
- B. Approval of a Conditional Letter of Commitment for the Spring Lake Green Project through the Cumberland County Community Development Department.
- C. Approval of the Proposed Federal Agenda for FY 2009.
- D. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure.
- E. Approval of Request for Additional Event Manager Position for the Cumberland County Crown Coliseum.
- F. Approval of Adoption of a Resolution Celebrating 100 Years of County Unity in Recognition of the NCACC's Centennial.
- G. Budget Revisions:

(1) Tax Administration

Revision in the amount of \$30,516 to appropriate fund balance to pay Tax Management Associated for audits. (B08-222) **Funding Source – General Fund Fund Balance**

(2) Health - Administration

Revision in the amount of \$10,734 to recognize additional state funding. (B08-227) **Funding Source – State**

(3) Mental Health - Detoxification

Revision in the amount of \$250,000 to appropriate fund balance for roof replacement and other building maintenance at the Roxie Avenue facility. (B08-226) **Funding Source – Mental Health Fund Balance**

(4) Juvenile Crime Prevention Program/General Government Other

Revisions in the amount of \$11,204 to adjust the Juvenile Restitution program (\$9,967) and to reduce the County's match (\$1,234) to the revised State budget. (B08-228 and B08-228A) **Funding Source – State and General Fund Fund Balance**

(5) Bonnie Doone Fire District

Revision in the amount of \$900 to increase expenditure line to cover unanticipated refunds to taxpayers. (B08-220) **Funding Source – Bonnie Doone Fire District Tax**

(6) Lake Rim Fire District

Revision in the amount of \$100 to increase expenditure line to cover unanticipated refunds to taxpayers. (B08-221) **Funding Source – Lake Rim Fire District Tax**

(7) NORCRESS Capital Project

Revision in the net amount of \$67,889 to reallocate revenue and expenditures based on actual and to close the project. (B08-229) **Funding Source – Reallocation of Revenue and Expenditures**

- H. Approval of a Proclamation Proclaiming the Weeks of February 25 - March 7, 2008 as "Arbor Weeks" and March 2, 2008 as "Arbor Day" in Cumberland County.

3. Public Hearings

**Uncontested Cases**

THERE WERE NO SPEAKERS IN ANY OF THE UNCONTESTED CASES

**Rezoning**

- A. Case P07-94. The rezoning of 1.8 acres from A1 to R40A, or to a more restrictive zoning district, at 10484 NC Highway 210 South, owned by Joseph G. Melvin. APPROVED R40A
- B. Case P07-95. The rezoning of two parcels totaling 3.93 acres from R6 to C(P), or to a more restrictive zoning district, at 150 and 220 West Mountain Drive, owned by Charles E. Horne and Billy D. and Fay J. Horne. APPROVED C(P)
- C. Case P07-96. The rezoning of .94 acres from R10 to R6A, or to a more restrictive zoning district, located on the northwest side of Camden Road, east of Victor Hall Lane, owned by Woodrow and Gladys M. Sweat. APPROVED R6A

#### **Contested Cases**

- D. Case P07-92. The rezoning of an 8.21 acre portion of a 34.99 acre tract from R10 to R6A, or to a more restrictive zoning district, located on the south side of Selma Drive, east of I-95 business south, owned by Wedtec Inc. DENIED REZONING
- E. Case P08-06. The rezoning of a 10.0 acre portion of a 176.92 acre tract from A1 to R40, located on the south side of County Line Road, east of Chicken Foot Road, owned by JFJ III Investments, LLC. DEFERRED ACTION TO THE MARCH 17, 2008 MEETING. Note: Also asked Management to meet with the Health Department and DENR to review contamination of wells in the area of this rezoning request.

#### **Cumberland County Zoning Ordinance Amendment**

- F. Case P08-05. The revision and amendment of the June 20, 2005 Cumberland County Zoning Ordinance, 2007 Joint Planning Board's Annual Review. APPROVED

#### **Other Public Hearings**

- G. Minimum Housing Code Enforcement
  - 1) Case Number: MH 5245-2007  
 Property Owner: Isaac & Emily Byrd  
 Property Location: 9403 Hillsboro Street, Linden, NC  
 Parcel Identification Number: 0574-65-8342

GAVE THE OWNER 60 DAYS TO DEMOLISH.

- 2) Case Number: MH5283-2007  
 Property Owner: Lorenzo McLean Heirs, c/o Debra Corley  
 Property Location: 560 Pine Tree Lane, Spring Lake, NC  
 Parcel Identification Number: 0511-09-2624

GAVE THE OWNER 100 DAYS TO DEMOLISH.

- 3) Case Number: MH5277-2007  
Property Owner: Albert Hunter Smith, II  
Property Location: 4016 & 4022 Riverland Drive, Fayetteville, NC  
Parcel Identification Number: 0463-94-0223

GAVE THE OWNER 120 DAYS TO CLEAN UP THE PROPERTY

- 4) Case Number: MH5276-2007  
Property Owner: Albert Hunter Smith, II  
Property Location: 4091 Riverland Drive & 4740 Tabor Church Road, Fayetteville, NC  
Parcel Identification Number: 0463-94-4078

GAVE THE OWNER 120 DAYS TO CLEAN UP THE PROPERTY

Items of Business

- 4. Consideration of 2<sup>nd</sup> Reading of the Cumberland County Compensation/Overtime Policy and Adoption of Ordinance. APPROVED
  - A. Follow-Up Information Regarding Compensatory Time for Exempt Employees.
- 5. Consideration of Cumberland County Policy Committee Report and Recommendations Regarding Changing the County Flag. REFERRED BACK TO THE POLICY COMMITTEE
- 6. Consideration of Selection of Lead Investment Banking Firm for Proposed COPS Issue. APPROVED BANK OF AMERICA AS LEAD UNDERWRITER AND WACHOVIA & JACKSON SECURITIES AS CO-MANAGERS
- 7. Nominations to Boards and Committees
  - A. Air Quality Stakeholders' Committee and Addition of Stakeholder Position (2 Vacancies)

Nominees: Eddie Mayor  
Steven Oakley

- B. Equalization and Review Board (3 Vacancies)

Nominees: Real Estate position: Kathy Olsen (moved from at-large position)  
At-large position: W. Carroll Beard Jr. (replaces Kathy Olsen)  
At-large position: Sherrill Jernigan

8. Appointments to Boards and Committees

A. Adult Care Home Community Advisory Committee (5 Vacancies)

APPOINTED NOMINEES

Nominees: Lonnie Johnson (Reappointment)  
Ernestine Mack (Reappointment)  
Teresa McNeill (Reappointment)  
Jacqueline Wolfe (Reappointment)  
Rev. Nanette Tomlinson-Knoell

B. Child Homicide Identification and Prevention (CHIP) Council (12 Vacancies)

APPOINTED NOMINEES

Nominees:

|   |                       |
|---|-----------------------|
| <u>A Representative of the Military Community:</u>                              | Tom Hill              |
| <u>A Representative of the General Public:</u>                                  | Lois Kirby            |
| <u>A Representative of Methodist University School of Social Work:</u>          | Mary Deyampert-McCall |
| <u>A Representative of the Cumberland County Mental Health Center:</u>          | Debbie Jenkins        |
| <u>A Representative of Health Education:</u>                                    | Wendy Breeden         |
| <u>A Representative of Law Enforcement:</u>                                     | Lynette Hodges        |
| <u>A Representative of the Legal Community:</u>                                 | Joanna Shober         |
| <u>A Representative of the Cumberland County School System:</u>                 | Natasha Scott         |
| <u>A Representative of the Cumberland Interfaith Hospitality Network:</u>       | Denise Giles          |
| <u>A Representative of Womack Army Medical Center:</u>                          | Gladys Cartwright     |
| <u>A Representative of the Local Media:</u>                                     | Charles Broadwell     |
| <u>A Representative of Fayetteville State University School of Social Work:</u> | Densie Lucas          |

C. Cumberland County Home and Community Care Block Grant Committee  
(2 Vacancies)

APPOINTED NOMINEES

Nominees: Older Consumer: Annie R. Hasan  
Barbara Summey Marshall

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

APPOINTED NOMINEE

Nominee: At-Large Representative: Chris McLamb

E. Nursing Home Advisory Board (1 Vacancy)

APPOINTED NOMINEE

Nominee: Dr. John G. Briggs

F. Wrecker Review Board (3 Vacancies)

APPOINTED NOMINEES

|                  |  |                       |
|------------------|--|-----------------------|
| <u>Nominees:</u> | <u>State Highway Patrol Appointee:</u> | Sgt. Tracy T. Coleman |
|                  | <u>Wrecker Licensee Appointees:</u>    | Tracy Logan           |
|                  |  | Gary Holder           |

**RECESS THE BOARD OF COMMISSIONERS' REGULAR MEETING.**

**CONVENE THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURN**

**RECONVENE THE REGULAR BOARD OF COMMISSIONERS' MEETING.**

9. CLOSED SESSION:
- 1) Economic Development Matter(s)  
Pursuant to NCGS 143-318.11(a)(4) – **If Needed.**
  - 2) Personnel Matter(s) Pursuant to  
NCGS 143-318.11(a)(6) – **If Needed.**

NO ACTION TAKEN

**ADJOURN**

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

**MEETINGS:**           **March 3, 2008 (Monday) - CANCELLED**  
                          **March 17, 2008 (Monday) - 6:45 PM**