
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
SEPTEMBER 15, 2008
6:45 PM

INVOCATION - Commissioner Diane Wheatley

PLEDGE OF ALLEGIANCE

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

Special Recognition of and Presentation to Retired General Dan K. McNeill

Recognition of Retired County Employee: Miriam Miller, Cumberland County Sheriff's Office
(Unable to attend meeting)

Special Recognition of Governor's Making a Difference Award:

Geneva Purvis
Dr. Kenneth L. Hill
Willie Wright
Gerald King

1. Consent Agenda - APPROVED ALL ITEMS ON CONSENT AGENDA AS RECOMMENDED, EXCEPT ITEM B
 - A. Approval of minutes of the September 2, 2008 regular meeting.
 - B. Approval of 10 Year Plan to End Homelessness. (REMOVED FROM AGENDA)
 - C. Approval of Report and Recommendation of the Cumberland County Facilities Committee:
 - 1) Consideration to Grant PWC a Utility Easement along Russell Street at the Detention Center Property.
 - D. Approval of Renewing Franchise Agreements with Shana B. Y and Jae Yong Yi (Lee) d/b/a/ "Go 'n Joy Restaurant for the Continued Operation of the Snackbars at the Courthouse and at the DSS Building.

E. Approval of a Proclamation Proclaiming September 20-October 4, 2008 as “Fall Litter Sweep” in Cumberland County.

F. Budget Revisions:

(1) Gray’s Creek Fire District

Revision in the amount of \$1,286 to cover unanticipated refunds to taxpayers.
(B09-086) **Funding Source – Gray’s Creek Fire District Tax**

(2) Rural Operating Assistance Program

Revision in the amount of \$4,575 to appropriate fund balance to provide additional transportation services for the elderly and handicapped. (B09-095)
Funding Source – Rural Operating Assistance Program Fund Balance

(3) Day Reporting

Revision in the amount of \$5,849 to recognize additional State funding for the Criminal Justice Partnership Program. (B09-094) **Funding Source – Grant**

(4) Library Grants

Revision in the amount of \$2,500 to recognize a Love and Forgiveness grant received by the Library. (B09-114) **Funding Source - Grant**

(5) Sheriff Grants

Revision in the amount of \$75,182 to recognize grant received from US Department of Justice. The Sheriff’s Office will receive \$26,917 while the remaining portion of \$48,265 will pass thru to the City of Fayetteville. (B09-112)
Funding Source - Grant

(6) Social Services

- a. Revision in the amount of \$44,219 to appropriate fund balance to roll forward unused Casey Funds from prior years into FY2009. (B09-096)
Funding Source – Fund Balance
- b. Revision in the amount of \$22,072 to appropriate fund balance to roll forward unused funds from prior years into FY2009. (B09-097)
Funding Source – Fund Balance

2. Public Hearings

Uncontested Cases

Rezoning

- A. Case P08-36. The rezoning of 2.37+/- acres from R10 Residential and CD Conservancy District to C(P) Planned Commercial, or to a more restrictive zoning district, located on the west side of Bingham Drive, north of Fisher Road, owned by Jesus World Outreach Center, Inc. APPROVED CD to the point of the Special Flood Hazard Area with the small portion of the property with the current Special Flood Hazard Area remaining CD Conservancy

Amendments to the Cumberland County Zoning Ordinance

- B. Case P08-39. The revision and amendment to the Cumberland County Zoning Ordinance, adoption and establishment of an Airport Overlay District (AOD) by amending the County zoning map, creating the overlay district layer; and amending Article II, Interpretations, Calculations and Definitions; Article III, Zoning Districts; creating Article VIII.I, Overlay Districts; and updating the table of contents as appropriate. APPROVED
- C. Case P08-44. The revision and amendment to the Cumberland County Zoning Ordinance, amending Article II Interpretations, Calculations, and Definitions, Section 203 Definitions of Specific Terms and Words regarding the definition of “kennel”; Article IV Permitted, Conditional and Special Uses, Section 403 Use Matrix, creating a footnote to the use listed as “kennel operations”; amending Article IX Individual Uses, Section 912 Kennel Operations, by creating subsection G to allow in certain circumstances the temporary use of residentially-zoned properties as a kennel operation. APPROVED

Minimum Housing Code Enforcement

- D. Case Number: MH 5488-2008
 Property Owners: GIMAG Project Development, Ltd. and Vimala & Manoj Patel
 Property Location: 935 Hollywood Boulevard, Fayetteville, NC
 PIN Number: 0447-77-4640 and 0447-77-6665

PROPERTY OWNER TO REMOVE OR DEMOLISH THE DWELLING IN 15 DAYS.

Other Public Hearings

- E. Approval of Shaw Heights Land Use Plan. APPROVED
- F. Community Development Department 2007 Consolidated Annual Performance Evaluation Report (CAPER). NO ACTION NEEDED
- G. Public Hearing and Consideration of Resolution of Intent to Close a Portion of Gainey Road in Grays Creek Township. APPROVED

Items of Business

3. Consideration of Policy Committee Report and & Recommendation Regarding A Special Assessment Project for Water Service Along a 3,500 Foot Section of Cedar Creek Road, east from NC 210 and to Schedule a Public Hearing for the Proposed Project. APPROVED PRELIMINARY ASSESSMENT RESOLUTION AND SET OCTOBER 20 AS PUBLIC HEARING DATE
4. Consideration of Draft Report of Proposed Consolidated Transportation Development Plan. APPROVED STUDYING BOTH ALTERNATIVES
5. Consideration of Bethany Rural Fire Department Request for Advancement of Funding. APPROVED
6. Nominations to Boards and Committees
- A. Human Relations Commission (1 Vacancy)

Nominee: Jose Yepez

- B. Minimum Housing Appeals Board (2 Vacancies)

ADJOURN

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

MEETINGS: **October 6, 2008 (Monday) - 9:00 AM**
 October 20, 2008 (Monday) - 6:45 PM