
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
DECEMBER 21, 2009
6:45 PM**

INVOCATION – Lee Warren, Register of Deeds

PLEDGE OF ALLEGIANCE – Morgan Graves, Our Lady of Grace School

Recognition of Outgoing Board Member: Geneva Mixon- Transportation Advisory Board

Special Recognition of Mary Brymer and the Fayetteville-Cumberland Senior Center:

- Fayetteville-Cumberland Senior Center was awarded National Accreditation from the National Institute of Senior Centers (NISC).

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

1. Approval of Agenda. – **APPROVED WITH THE FOLLOWING ADDITION:
Closed Session under item #11
Economic Development Matter pursuant to NCGS 143-318.11 (a)(4) and
Attorney-Client Matter pursuant to NCGS 143-318.11 (a)(3)**
2. Consent Agenda - **ALL CONSENT ITEMS APPROVED**
 - A. Approval of minutes for the December 7, 2009 regular meeting.
 - B. Approval of Formal Bid Award to CenturyLink for E-911 Power Phones for Cumberland County Emergency Services Department.
 - C. Approval of Destruction of Finance Department Records.
 - D. Approval of Destruction of Crown Center Records.
 - E. Approval of the Adoption of the State of North Carolina Records Retention and Disposition Schedule Amendment for County Sheriffs' Offices.

F. Approval of Declaration of two Harley Davidson Road King Motorcycles as Surplus and Authorize for Trade-in.

G. Approval of Ordinance Assessing Property for the cost of Demolition:

1) Case Number: MH5729-2008
Property Owner: Stephanie L. Baker
Property Location: 5905 St. Michaels Drive, Fayetteville, NC
Parcel Identification Number: 0454-51-5679

H. Approval of Ordinance Assessing Property for cost of Abatement of a Public Nuisance (Clean Up and Debris Removal):

1) Case Number: MH5725-2008
Property Owner: Martha Freeman
Property Location: 1646 Shaw Road, Fayetteville, NC
Property Identification Number: 0429-05-1771

I. Budget Revisions:

(1) Register of Deeds Automation

Revision in the amount of \$100,000 to appropriate automation fund balance to contract services for the removal of sensitive information appearing on land records from the internet. (B10-194) **Funding Source – Register of Deeds Automation Fund Balance**

(2) Community Development –Support Housing Program Grant

Revision in the amount of \$48,035 to appropriate fund balance from rent received in the prior year from the Robin Meadow's project. (B10-192) **Funding Source – Fund Balance Appropriated**

(3) Juvenile Crime Prevention Council

Revision to budget a \$62,500 ARRA Gang Prevention Grant. JCPC will contract with the Fayetteville Urban Ministry to hire 1.5 FTEs to administer the after school program to at risk youth. (B10-200) **Funding Source – ARRA Funds**

- (4) Sheriff

Revision in the amount of \$7,798 to establish two new Crossing Guard/Traffic Control Officer positions for Raleigh Road Elementary School. (B10-201) **Funding Source – BOE**

3. Public Hearings

Amendment to Cumberland County Code of Ordinances

A. Watershed Protection Map Amendment

Case P09-50. Revision and amendment to the Cumberland County Code of Ordinances, Appendix C, Water Supply Watershed Management and Protection Ordinance, amending the *Watershed Protection Map of Cumberland County, North Carolina* by reflecting the recent re-classification of the extreme southern Cumberland County portion of the Cape Fear River (including tributaries) from Class C to Class WS-IV waters, affecting properties in the lower Grays Creek and southwestern Turnbull areas of the County. **APPROVED**

Contested Rezoning Case

- B. Case P09-51. Rezoning of 1.28+/- acres from CD Conservancy and R6A Residential to C2(P) Planned Service and Retail, or to a more restrictive zoning district; located between SR 1118 (Parkton Road) and NC HWY 59 (South Main Street), across from SR 1125 (Porter Road) intersection; submitted by Neal Wyce; owned by David and Claire McMillan. **DENIAL APPROVED**

Other Public Hearings

- C. Public Hearing on Taxpayers Request for a Refund for Overpayment of Excise Tax Pursuant to NCGS 105-228.37. **APPROVED**

Items of Business

4. Presentation of the FY 2009 Annual Audit by Michelle Loyd Thompson, CPA, Partner, Cherry, Bekaert and Holland, L.L.P. **REPORT ACCEPTED**
5. Presentation of the Child Support Task Force Report by Brenda Jackson. **APPROVED**

6. Consideration of Cumberland County Facilities Committee Report & Recommendation:
 - A. Alternatives for Relocation of County Administrative Offices. **APPROVED**
 - B. Authorize Staff to Move forward with Demolition of the Legal Aid Building and Conversion into Paved Parking. **APPROVED**
7. Consideration of Cumberland County Policy Committee Report & Recommendations:
 - A. Proposed Policy Regarding County Financial Participation in Water and/or Sewer Utility Line Extensions. **APPROVED**
 - B. Proposed Revision to County Fire Inspection Fee Schedule. **APPROVED**
 - C. Proposed Addition to County Ordinance to Permit a Burning Ban Within 100 Feet of a Structure When a State or Federal Burning Ban has been Declared Within the County. **APPROVED**
8. Consideration of a Resolution to Oppose Transfer of State Secondary Road Program to Counties. **APPROVED**
9. Nominations to Boards and Committees
 - A. Adult Care Home Community Advisory Committee (1 Vacancy)
Nominee: Mexie Fields
 - B. Board of Adjustment (1 Vacancy)
Nominee: Randy A. Newsome
 - C. Board of Health (3 Vacancies)
Nominees: Dr. Walter S. Scott, III (Dentist Representative)
Barbara S. Marshall (General Public Representative)
Carol E. Schaeffer (General Public Representative)
 - D. Child Homicide Identification and Prevention (CHIP) Council (1 Vacancy)
No nominations made.
 - E. Civic Center Commission (5 Vacancies)
Nominees: Alicia S. Chisolm
Robert “Bob” Smith

**Harry Sherrill
Floyd L. Shorter
Thaddeus Jenkins
Marsha Fogle**

F. Community Child Protection Fatality Prevention Team (3 Vacancies)

**Nominees: Leslie Campbell (Law Enforcement officer Position – Sheriff’s Office)
Tim Britt (EMS Provider or Firefighter Position)
No nomination made for At Large Position**

G. Cumberland County Public Library Board of Trustees (1 Vacancy)

Nominee: Gail A. Riddle

H. Mid-Carolina Aging Advisory Committee (1 Vacancy)

Nominee: Rebecca Campbell (Volunteer Representative)

I. Nursing Home Advisory Board (1 Vacancy)

Nominee: Terri Thomas

10. Appointments to Boards and Committees – **NOMINEE APPOINTED**

A. Cumberland County Local Emergency Planning Committee (1 Vacancy)

Nominee: Transportation Representative: Eddie Smith

11. Closed Session:

**Economic Development Matter pursuant to NCGS 143-318.11 (a)(4)
Attorney-Client Matter pursuant to NCGS 143-318.11 (a)(3) (not needed)**

ADJOURNED