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**ACTION AGENDA  
CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
COURTHOUSE – ROOM 118  
DECEMBER 19, 2011  
6:45 PM**

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INVOCATION - Commissioner Kenneth Edge

PLEDGE OF ALLEGIANCE

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

1. Approval of Agenda – **APPROVED WITH ADJUSTMENT TO BRING ITEM 3.G. FORWARD TO BECOME ITEM 2.B.**
2. Presentations
  - A. Presentation of the FY 2011 Annual Audit by Ms. Michelle Thompson, CPA, Partner, Cherry, Bekaert and Holland, L.L.P. – **RECEIVED PRESENTATION AND ACCEPTED THE AUDITOR’S REPORT**
  - B. Approval of a Resolution Commending the Partnership for Children of Cumberland County on Receiving the N.C. Center for Nonprofits Stewardship Award - **APPROVED**
3. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 3.A. – 3.I.(4)c. WITH THE EXCEPTION OF ITEM 3.G. WHICH WAS MOVED TO BECOME ITEM 2.B.**
  - A. The following draft minutes for the November 30, 2011 Federal Legislative Agenda special meeting, the December 5, 2011 regular meeting and the December 8, 2011 emergency Board of Commissioner meeting are pending review and will be placed on the January 3, 2012 consent agenda for approval.
  - B. Approval of Destruction of Finance Department Records.
  - C. Approval of Redemption of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure.
  - D. Approval of Resolution and Adoption of the Cumberland County Solid Waste Management Plan – 3 Year Update.

E. Approval of a Resolution and Application for the Cumberland County Board of Education to Allocate Funds from the 2009 Qualified School Construction Bonds (QSCB).

F. Approval of a Resolution in Support of Retaining the Two Postal Service Processing Centers in Fayetteville, North Carolina.

**G. AGENDA ADJUSTMENT TO BECOME ITEM 2.B.**

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

- 1) Case Number: MH 6332-2010  
Property Owner: Jean Hamp Ellis, c/o Damien Espinoza  
Property Location: 370 Brooklyn Circle , Hope Mills, NC  
Parcel Identification Number: 0423-29-0651
- 2) Case Number: MH 6335-2010  
Property Owner: Mae Bell Bonner, c/o Ralph Waldo Bonner, Jr.  
Property Location: 629 Chapel Hill Road, Spring Lake, NC  
Parcel Identification Number: 0502-92-4366
- 3) Case Number: MH 6277-2010  
Property Owner: Pamela L. Brown and Jeffrey Walsh  
Property Location: 1423 Chedington Road, Hope Mills, NC  
Parcel Identification Number: 0443-31-2547
- 4) Case Number: MH 6489-2011  
Property Owner: Queen McNeill  
Property Location: 5112 Accessto Lane, Hope Mills, NC  
Parcel Identification Number: 0443-21-4640
- 5) Case Number: MH 6382-2011  
Property Owner: Coleman and Rosa McKoy  
Property Location: 3175 Orangeburg Drive, Eastover, NC  
Parcel Identification Number: 0468-36-3666
- 6) Case Number: MH6430-2011  
Property Owner: Brastus M. and Ola Mae Lee, c/o Freida Lee  
Property Location: 1384 Canady Pond Road, Hope Mills, NC  
Parcel Identification Number: 0421-33-7486
- 7) Case Number: MH6429-2011  
Property Owner: Seung K. Chai and Hee Sook Chai  
Property Location: 2967 Dunn Road, Eastover, NC  
Parcel Identification Number: 0468-15-4156

I. Budget Revisions:

(1) Workforce Dislocated Worker

Revision in the amount of \$10,000 to budget additional expenditures, reimbursed by Fayetteville Technical Community College, for the remainder of the fiscal. (B12-197) **Funding Source – FTCC**

(2) Health Department

a. Adult Clinic: Revision in the amount of \$30,000 to budget additional Medicaid fees in order to contract with a physician extender until a vacant position is filled. (B12-195) **Funding Source – Fees**

b. Express Care Clinic: Revision in the amount of \$89,200 to budget additional fees to purchase prescription medications and department supplies. (B12-192) **Funding Source - Fees**

(3) Sheriff's Office

Revision in the total amount of \$43,500 to recognize a NC Governor's Highway Safety Program grant of \$32,625 and a \$10,875 local match to purchase five in-car video systems and related equipment. Grant application was previously approved by the Board on October 3, 2011. (B12-198) **Funding Source – NC Grant and Fund Balance Appropriated**

(4) Planning/Transportation Grants

The following Transportation Grant budget revisions were reviewed by the Finance Committee on December 1, 2011. The committee agreed to place these revisions on this agenda for Board approval.

a. Intelligent Transportation System Deployment Plan: Revision in the total amount of \$250,000 to fund the cost of developing an integrated Intelligent Transportation System (ITS) Strategic Deployment Plan for the Fayetteville MPO. Funding includes an appropriation of \$2,400 from the General Fund's fund balance. (B12-150) **Funding Source – Federal, State and Appropriated Fund Balance**

b. Surface Transportation Program/General Government Other: Revision in the total amount of \$500,000 to budget \$400,000 of federal funds and \$100,000 of local which includes a transfer of \$24,000 from the General fund to fund a contract with consultants to design construction plans for the little Cross Creek

and Big Cross Creek greenways. (B12-180 and B12-180A)  
**Funding Source – Federal and Local**

- c. US DOT 104(f) Grant: Revision in the amount of \$286,686 to adjust the adopted budget to the amount in the Unified Planning Work Program as amended by the Transportation Advisory Committee. New projects include \$350,000 for the Southwestern FAMPO Multi-Modal congestion Management Plan and \$200,000 for a preliminary corridor study for the Big Cross Creek Greenway. (B12-177) **Funding Source – Grant and Other**

#### 4. Public Hearings

##### **Uncontested Rezoning Cases**

- A. Case P11-54: Rezoning of 1.50+/- acres from C1(P) Planned Local Business to C(P) Planned Commercial or to a more restrictive zoning district, located at 2527 Gillespie Street, submitted by Raj Patel on behalf of 301 Investments, LLC. (owners) – **APPROVED C(P) PLANNED COMMERCIAL DISTRICT**
- B. Case P11-55: Rezoning of 4.90+/- acres from A1 Agricultural to R30A Residential or to a more restrictive zoning district; located at 1421, 1429 and 1443 Seabrook School Road; submitted by Thomas G. and Doris P. Cooper (owners) – **APPROVED R30A RESIDENTIAL DISTRICT**

##### **Contested Case**

- C. Case P11-53: Rezoning of .70+/- acres from RR Rural Residential to C2(P) Planned Service and Retail or to a more restrictive zoning district, located at 1271 Sand Hill Road, submitted by Roger D. and Shirley D. McAllister (owners) – **FOLLOWED JOINT PLANNING BOARD RECOMMENDATION TO DENY**

##### **Other Public Hearings**

##### **Subdivision Ordinance Text Amendment**

- D. Case P11-47: Revisions, amendments and updates to the Cumberland County Subdivision Ordinance for the Cumberland County Joint Planning Board's review of the August 18, 2008 ordinance – see complete text at: <http://www.co.cumberland.nc.us/planning.aspx>. - **APPROVED SUBDIVISION ORDINANCE TEXT AMENDMENT**

Items of Business

5. Presentation of the Tourism Development Authority (TDA) Annual Report for FY10-11 by Vivek Tandon, Chairman – **RECEIVED PRESENTATION**

6. Nominations to Boards and Committees

- A. Air Quality Stakeholders' Committee (1 Vacancy)

**NOMINEE: CHRISTOPHER FRANK**

- B. Cumberland County Local Emergency Planning Committee (4 Vacancies)

**NOMINEES: RAYFORD HUNT  
THOMAS ALLEN  
MARSHA FOGLE  
CRISTOBAL S. BERRY-CABAN**

- C. Fayetteville Area Convention and Visitors Bureau (2 Vacancies)

**NOMINEES: DAN ROBERTS  
ANNETTE COGBURN**

7. Appointments to Boards and Committees

- A. Board of Health (3 Vacancies)

Nominees:

Physician: Sanjay Shah

General Public Representative: Barbara Stelly

Pharmacist: Tom Nicholson

**APPOINTEES: SANJAY SHAH – PHYSICIAN POSITION  
BARBARA STELLY – GENERAL PUBLIC REPRESENTATIVE  
TOM NICHOLSON - PHARMACIST**

- B. Civic Center Commission (5 Vacancies)

Nominees: Olivia Chavis (Reappointment)  
Carl Williford (Reappointment)  
Ramona Moore (Reappointment)  
Wayne Beard, Sr. (Reappointment)

Kirk Deviere (NOMINATION WITHDRAWN)

Restaurant Owner:

Eddie Bigler

**APPOINTEES:**

**OLIVIA CHAVIS  
CARL WILLIFORD  
RAMONA MOORE  
WAYNE BEARD, SR.  
EDIE BIGLER (RESTAURANT OWNER POSITION)**

8. Closed Session:
- A) Economic Development Matter(s)  
Pursuant to NCGS 143-318.11(a)(4).
  - B) Attorney Client Matter Pursuant to  
NCGS 143-318.11(a)(3).

**ADJOURN**