
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 16, 2011
6:45 PM**

INVOCATION - Commissioner Billy R. King, Chairman

PLEDGE OF ALLEGIANCE – Thalya Council, 1st Grader, Ferguson-Easley Elementary School

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

Special Recognition of the Air Quality Poster Contest Winners:

Kindergarten-2nd Grade

1st Place - Destiny Butts from Alpha Academy

2nd Place- Lance Wenban from C. Wayne Collier

3rd Place- Shelby Fisher from College Lakes

Honorable Mentions:

Malachi Robinson from Long Hill

Logan Byrd from C. Wayne Collier

Stella Valenzuela from Long Hill

3rd Grade-5th Grade

1st Place- Alexis Arnold from Benjamin Martin

2nd Place- Lana Hong from Long Hill

3rd Place- Rebeca Poplar from Long Hill

Honorable Mentions:

Samuel Marquez from E. Melvin Honeycutt

Alex Zeigler from New Century

Katie Stewart from Long Hill

County Manager James Martin requested a Closed Session be added as under Item 10, Attorney-Client Matter(s) pursuant to NCGS 143-318.11(a)(3)

1. Approval of Agenda – **APPROVED WITH THE ADDITION OF A CLOSED SESSION AS NOTED**
2. Consent Agenda – **ALL CONSENT AGENDA ITEMS 2.A. THROUGH 2.J.4. APPROVED**
 - A. Approval of minutes for May 2, 2011 regular meeting and May 2, 2011 special meeting with the Legislative Delegation.
 - B. Approval of Proposed Additions to the State Secondary Road System:

Bonita Farms Subdivision: Bonita Farms Road, Royal Pines Circle
Country View Lane
 - C. Approval of Transfer of Public Health Regional Surveillance Team Equipment as a Result of the Division of Public Health Downsizing and Redistricting.
 - D. Approval of Bid Award to Sport Systems Unlimited for the Cumberland County Crown Coliseum for Ice Floor Cover.
 - E. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure:
 - 1) One (1) Acre Ray Land; 5005 Haddock Street, PIN: 0418-18-8316, Cross Creek Township.
 - 2) One (1) Acre Dixon Land; PIN: 9496-31-8373, Seventy-First Township.
 - F. Approval of Redemption of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure.
 - G. Approval of Ordinance Assessing Property for the Cost of Demolition:
 - 1) Case Number: MH 6145-2010
Property Owner: Ellen Oakes Bill
Property Location: 3983 Canal Street, Linden, NC
Parcel Identification Number: 0562-77-7621
 - 2) Case Number: MH 6224-2010
Property Owner: Pug Williams Heirs, c/o Nina Smith
Property Location: 6016 River Road, Wade, NC
Parcel Identification Number: 0561-38-1419

- H. Approval of a Proclamation Proclaiming May 17, 2011 as “Project Homeless Connect Day” in Cumberland County.
- I. Approval of a Proclamation Proclaiming May 26, 2011 as “UniverSoul Circus Day” in Cumberland County.
- J. Budget Revisions:
 - (1) North Carolina Elderly

Mid Carolina Senior Transportation/Rural Operating Assistance Program - Revision in the amount of \$22,222 to increase grant funds (\$20,000) and fund the required match by reallocating a transfer from the General Fund (\$2,222). (B11-362 and B11-362A) Funding Source – Grant and Reallocation of Budgeted Revenue
 - (2) Eastover Sanitary Water Project – Phase II
 - a. Revision in the amount of \$88,479 to recognize contractor sales tax refunds. (B11-357) Funding Source – Refunds
 - b. Revision in the amount of \$6,131 to recognize interest income and to reallocate budgeted expenditures. (B11-360) Funding Source – Interest and Reallocation of Budgeted Expenditures
 - (3) Mental Health

Juvenile Crime Prevention – Revision in the amount of \$1,582 to reconcile with the state budget. (B11-363) Funding Source – State
 - (4) Animal Control

Revision in the amount of \$2,097 to recognize donation received from Pet Smart Charities. (B11-365) Funding Source - Donation

3. Public Hearings

Uncontested Rezoning Cases

- A) Case P11-12: Rezoning of .34+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 3701 Boone Trail, submitted by Debra J. Underwood (by POA) for Betty J. Underwood on behalf of Ruby L. Cottle Heirs (owners). – **APPROVED C1(P) PLANNED LOCAL BUSINESS DISTRICT**

Conditional Zoning Case

- B) Case P11-16: Rezoning of 10.08+/- acres from R10 Residential to R7.5 Residential/CUD Conditional Use District, or to a more restrictive zoning district and the Permit for a “non-profit” recreation/amusement facility, indoor and outdoor and the Permit; located on the southeast side of SR 1115 (Black Bridge Road), west of Shady Pine Court; submitted by Thurston and Charlotte Robinson (owners) and William A. Biddix. (County & Hope Mills) – **APPROVED CONDITIONAL ZONING (CZ)**

Note: Public notice was initially given on this case listing it at a CUD & Permit, the heading has not been changed; however, because of the amendment changing CUDs to Conditional Zoning, approved by the BOC on April 18th, this case no longer requires a quasi-judicial hearing and does not require the two-part motion. The motion should be the same as a general rezoning case with the official designation being: R7.5 to CZ Conditional Zoning. The action memo will state this as well.)

Contested Case

- C) Case P11-17: Rezoning of .74+/- acres from R20 Residential to C1(P) Planned Local Business or to a more restrictive zoning district, located at 7162 Rockfish Road, submitted by Andrew F. and Randayle C. McMillan (owners). – **APPROVED DENIAL OF C1(P) PLANNED LOCAL BUSINESS DISTRICT**

Subdivision Ordinance Map Amendment

- D) Case P11-19: Amendment to the Cumberland County Subdivision Ordinance, modifying portions of the Town of Hope Mills and the City of Fayetteville’s Municipal Influence Area (MIA) boundaries as adopted on May 19, 2008 and included as a map referenced as Exhibit 4 to Section 2302.A of the ordinance. – **APPROVED MIA MAP AMENDMENT**

Items of Business

4. Consideration of Cumberland County Commissioners Districts Redistricting Analysis

Based on 2010 Census. – **STAFF TO LOOK AT OPTIONS AND PRESENT DATA AT THE JUNE 6TH BOARD MEETING SO THE BOARD CAN MAKE A DECISION AT THE JUNE 20TH BOARD MEETING.**

5. Consideration of Approval of Resolution Consenting to Amendment of 2009 QSCB Documentation to Allow Stripping of Tax Credits. – **APPROVED**

6. Consideration of Cumberland County Facilities Committee Report and Recommendations:

A. Request from Cape Fear Regional Theatre (CFRT) to Use Historic Courthouse for Production of a Play. – **APPROVED**

7. Consideration of Cumberland County Policy Committee Report and Recommendations:

A. Increase in Animal Shelter Fee Schedule – **APPROVED**

B. Bladen County Bulk Water Interlocal Agreement for Water System – **APPROVED**

8. Nominations to Boards and Committees

A. ABC Board (2 Vacancies)
Nominees: Gene Watts
Dr. John Griffin
Terri Thomas
Johnson Chestnut

B. Board of Adjustment (1 Vacancy)
Nominee: Yvette Carson

C. Cumberland County Criminal Justice Partnership Advisory Board (4 Vacancies)
Nominees: Sharon T. Phillips, JDM – Probation Officer
Major John McRaney – Sheriff or Designee
Sharon Wright Hucks – Victim Services Program Rep.
James Miller – Substance Abuse Service Rep.

D. Human Relations Commission (2 Vacancies)
Nominees: Sandra Mitchell
Muhammad A. Lodhi

E. Department of Social Services Board (1 Vacancy)
Nominee: Commissioner Ed Melvin

F. Fayetteville Technical Community College Board of Trustees (1 Vacancy)
Nominee: Breeden Blackwell

G. Joint Senior Citizens Advisory Commission (1 Vacancy)

Nominee: Wayne Raynor

H. Jury Commission (1 Vacancy)

Nominee: Edgar F. Merritt

I. Tourism Development Authority (1 Vacancy)

Nominee: Dallas Mack Freeman – Member of the Public Not Affiliated with Travel/Tourism

9. Appointments to Boards and Committees

A. Human Relations Commission (1 Vacancy)

Nominee: Clabon Roddell Lowe - **APPOINTED**

B. Workforce Development Board (2 Vacancies)

Nominees:

Private Sector Position: Sheba McNeill
Dina Simcox (Reappointment) - **APPOINTED**

Community Based Organization: Carl J. Manning (Reappointment) - **APPOINTED**

RECESS THE BOARD OF COMMISSIONERS' MEETING.

CONVENE THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD MEETING
(SEE SEPARATE AGENDA) /ADJOURN – **APPROVED 5-17-10 MEETING MINUTES AND
APPROVED REPORT OF COLLECTION OF DELINQUENT ACCOUNTS**

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING.

10. Closed Session: Attorney-Client Matter(s) pursuant to NCGS 143-318.11(a)(3)

ADJOURNED