
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
NOVEMBER 19, 2012
6:45 PM**

INVOCATION - Commissioner Billy King

Minister:

Pledge of Allegiance – Alannah McMillan - Ed Baldwin Elementary School

Recognition of the Cumberland County Public Library & Information Center Award of the
2012 National Medal for Museum and Library Service

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

1. Approval of Agenda - **APPROVED**
2. Consent Agenda – **APPROVED CONSENT ITEMS 2.A. – 2.J.(6) WITH EXCEPTION OF ITEMS 2.B. AND 2.D. PULLED FOR SEPARATE ACTION AND DISCUSSION AS RECORDED BELOW**
 - A. Approval of minutes for the November 5, 2012 regular meeting and the October 29, 2012 special joint meeting with the Mental Health Authority.
 - B. APPROVAL TO AMENDMENT TO HOSPITAL TRANSFER AGREEMENT. – PULLED**
 - C. Report on Cedar Creek Pilot Transportation Project.
 - D. APPROVAL OF RESOLUTION REGARDING ALLIANCE BEHAVIORAL HEALTHCARE BOARD STRUCTURE. - PULLED**
 - E. Approval of Consideration of Declaration of Surplus County Property and Authorization to Accept Insurance Settlements.
 - F. Approval of Proposed Additions to the State Secondary Road System:

<u>East Ridge Subdivision:</u>	East Gate St. Crosshill St. High St.
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- G. Approval of Report and Recommendation of the Cumberland County Facilities Committee:
 - 1) Demolition of Former Legal Aid Building.
- H. Approval of Report and Recommendation of the Cumberland County Policy Committee:
 - 1) Print Management Policy
 - 2) Public Use of Historic Courtroom Policy
 - 3) Committee Agenda Policy
 - 4) Scheduling Board of Commissioner Meetings on National Holidays
- I. Approval of Ordinance Assessing Property for the Cost of Demolition:
 - 1) Case Number: MH 6646-2012
Property Owner: Patricia Lessane
Property Location: 4612 Desert Ridge Road, Parkton NC
Parcel Identification Number: 9493-46-0194
 - 2) Case Number: MH 6644-2012
Property Owner: Steven Graham
Property Location: 7332 Hypony Trail, Parkton, NC
Parcel Identification Number: 9493-44-4782
 - 3) Case Number: MH 6642-2012
Property Owner: John Wallace
Property Location: 7124 Hypony Trail, Parkton , NC
Parcel Identification Number: 9493-46-9017
 - 4) Case Number: MH 6643-2012
Property Owner: James C Shaw
Property Location: 4611 Balducci Drive, Parkton, NC
Parcel Identification Number: 9493-45-2804
 - 5) Case Number: MH 6645-2012
Property Owner: Charles McIntyre & Stephanie Foster
Property Location: 4741 Desert Ridge Road, Parkton, NC
Parcel Identification Number: 9493-55-5245
- J. Budget Revisions:
 - 1) Emergency Service Grants

Revision in the amount of \$9,901 to de-obligate funds for Homeland Security Grant that was not spent. (B13-167) **Funding Source – State**

2) Library Grants

Revision in the amount of \$2,000 to recognize state funds for the Raising the Bar @ Your Library Grant. (B13-166) **Funding Source – State**

3) Library

Revision in the amount of \$25,737 to reduce state library funding for FY2013. (B13-165) **Funding Source – State**

4) Planning and Inspections

Revision in the amount of \$54,600 to appropriate fund balance to increase the demolition and rehabilitation expenditure estimated to be used in FY2013. (B13-163) **Funding Source – General Fund Fund Balance**

5) Mental Health

a. Substance Abuse Contracts: Revision in the amount of \$80,000 to recognized additional state authorization of Workfirst funds. (B13-168) **Funding Source – Federal**

b. Child & Youth Contracts: Revision in the amount of \$550,000 to recognize additional Medicaid pass-through payments to provide Foster Care Level II services to children. (B13-169) **Funding Source - Fees**

6) Eastover Sanitary District Water Project II/ESD General Fund

Revision to reallocate budget project expenditures of \$12,567; close the project; and transfer balance of funds to the ESD General Fund. (B13-170 and B13-170A) **Funding Source – Other**

2.B. APPROVAL TO AMENDMENT TO HOSPITAL TRANSFER AGREEMENT. – APPROVED

2.D. APPROVAL OF RESOLUTION REGARDING ALLIANCE BEHAVIORAL HEALTHCARE BOARD STRUCTURE. – APPROVED

3. Public Hearings

Uncontested Initial Zoning Case

- A. Case P12-59: Initial zoning of the county portion of Gates Four (Irongate) subdivision, containing 780.68+/- acres to CD Conservancy, R5A Residential and R7.5 Residential, or to a more restrictive zoning district; located between SR 1108 (Lakewood Drive) and SR 1109 (Dundle Road), north of SR 1112 (Stoney Point Road); submitted by Cumberland County – **APPROVED CD CONSERVANCY, R5A RESIDENTIAL AND R7.5 RESIDENTIAL DISTRICT**

Uncontested Rezoning Cases

- B. *****CASE P12-58 HAS BEEN DEFERRED TO DECEMBER 17, 2012*****
Case P12-58: Rezoning of 2.41+/- acres from A1 Agricultural to R40A Residential, or to a more restrictive zoning district, located at 6370 Murphy Road, submitted by Doene Carter (owner).
- C. Case P12-66: Rezoning of 1.96+/- acres from A1 Agricultural to R40A Residential, or to a more restrictive zoning district, located at 3348 and 3352 Blossom Road, submitted by Dennis M. and Angela E. Adesso (owners) – **APPROVED R40A RESIDENTIAL DISTRICT**

Uncontested Conditional Zoning Cases

- D. Case P11-56: Rezoning of 34.55+/- acres from A1 Agricultural to R20 Residential/DD Density Development/CZ Conditional Zoning District for a 56 lot residential subdivision, or to a more restrictive zoning district; located east of SR 2252 (Chicken Foot Road), southwest of SR 2233 (School Road); submitted by Roger Shah on behalf of OM NAMH SHIVAAY, LLC (owner) – **APPROVED THE 32 RESIDENTIAL LOT R40 DENSITY DEVELOPMENT CONDITIONAL ZONING APPLICATION**
- E. Case P12-64: Rezoning of 228.39+/- acres from A1 Agricultural to A1 Agricultural/CZ Conditional Zoning District for a quarry, or to a more restrictive zoning district; located on the northeast side of SR 1707 (Carlos Road), southwest of SR 1706 (Durant Nixon Road); submitted by Luinda C. Bailey and Teresa B. Gilchrist on behalf of Glenard W. Bailey Limited Partnership (owner) and American Materials Company LLC. – **APPROVED A1 AGRICULTURAL/CZ CONDITIONAL ZONING DISTRICT FOR A QUARRY**

Other Public Hearings - Minimum Housing Code Enforcement

- F. Case Number: MH 6656-2012
Property Owner: Rizz Edmund Pittman
Property Location: 1129 Jossie Street, Fayetteville, NC
Parcel Identification Number: 0520-98-1949

ACTION: 30 DAYS TO DEMOLISH

G. Case Number: MH 6853-2012
Property Owner: Margaret Martin
Property Location: 7365 Third Street, Wade, NC
Parcel Identification Number: 0581-15-3854

ACTION: 30 DAYS TO DEMOLISH

H. Case Number: MH 6831-2012
Property Owner: Sundust, LLC & Mark A. Stout
Property Location: 3301 Clinton Road, Fayetteville, NC
Parcel Identification Number: 0456-78-3194

ACTION: 30 DAYS TO DEMOLISH

I. Case Number: MH 6759-2012
Property Owner: William & Rebecca Wilson
Property Location: 8008 Twisted Oaks Drive, Fayetteville, NC
Parcel Identification Number: 0471-58-4354

ACTION: 30 DAYS TO DEMOLISH

J. Case Number
Case Number: MH6751-2012
Property Owner: Stephen A. Byrnes
Property Location: 4710 Tippet Trail, Fayetteville, NC
Parcel Identification Number: 0433-77-5571

ACTION: 30 DAYS TO DEMOLISH

K. Case Number
Case Number: MH 6806-2012
Property Owner: John D. Williams
Property Location: 313 Charles Street, Fayetteville, NC
Parcel Identification Number: 0426-90-4406

ACTION: 30 DAYS TO DEMOLISH

L. Case Number: MH 6858-2012
Property Owner: James & Margaret McKoy
Property Location: 1051 Andrews Road, Fayetteville, NC
Parcel Identification Number: 0521-81-6161

ACTION: 30 DAYS TO DEMOLISH

Other Public Hearings

M. Public Hearing on FTCC Installment Financing Project – **AUTHORIZED COUNTY MANAGER, COUNTY ATTORNEY AND COUNTY FINANCE DIRECTOR TO**

EXECUTE THE DOCUMENTS NECESSARY TO FINALIZE INSTALLMENT FINANCING TRANSACTION

- N. Public Hearing on Closure of a Portion of Wade-Stedman Road – **TABLED TO SECOND MEETING IN DECEMBER**
- O. Public Hearing on Proposed Economic Development Incentive for Sykes Enterprises – **APPROVED TERMS OF AGREEMENT**

Items of Business

- 4. Mental Health Clinic Report by Buck Wilson, Health Director – **RECEIVED REPORT**
- 5. Consideration of Mental Health Matters:
 - A. Ownership and Future Use of Portion of General Fund Balance “Assigned for Mental Health Services” – **APPROVED FUNDS TO BE RETAINED AS PART OF THE GENERAL FUND BALANCE “ASSIGNED FOR MENTAL HEALTH SERVICES”**
 - B. Future Delivery of Mental Health Services in Cumberland County – **NO ACTION**
- 6. Consideration of Adoption of 2013 Board of Commissioners Regular Meeting Dates - **APPROVED**
- 7. Nominations to Boards and Committees
 - A. Air Quality Stakeholders’ Committee (1 Vacancy)

NOMINEE: KADY-ANN DAVY

- B. Cumberland County Mental Health, Developmental Disabilities and Substance Abuse Services Area Board (7 Vacancies)

NOMINEES: JO BETH CAIN

**LODIES GLOSTON
ALEJANDRO VAZQUEZ
DR. ZANE WALSH
ALLIE WIGGINS
GLADYS HUNT
LILIANA PARKER**

- 8. Appointments to Boards and Committees
 - A. Board of Health (1 Vacancy)

Nominee:

General Public Representative: Vikki Andrews

APPOINTEE: VIKKI ANDREWS

B. Farm Advisory Board (3 Vacancies)

Nominee(s):

Farmer Positions: Wayne Beard
Wayne Collier, Jr. (Reappointment)
Vance Tyson

**APPOINTEES: WAYNE BEARD
WAYNE COLLIER, JR.
VANCE TYSON**

9. Closed Session:
- A. Economic Development Matter (s)
Pursuant to NCGS 143-318.11(a)(4) **NOT NEEDED**
 - B. Attorney-Client Matter(s)
Pursuant to NCGS 143-318.11(a)(3)
 - C. Personnel Matter(s) Pursuant
to NCGS 143-318.11(a)(6)

ADJOURN