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**ACTION AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**APRIL 15, 2013**  
**6:45 PM**

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INVOCATION - Commissioner Billy R. King

MINISTER:

PLEDGE OF ALLEGIANCE – Steven Hankins, Age 6 – Kindergarten  
Alderman Road Elementary School

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

**REQUEST TO AMEND THE AGENDA AS FOLLOWS:**

- **ADD PROCLAMATION FOR NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK APRIL 14-20, 2013 AS ITEM 2.L.**
- **ADD CLOSED SESSION FOR ECONOMIC DEVELOPMENT MATTER(S) PURSUANT TO NCGS 143-318.11(a)(4) AS ITEM 11.B.**
- **REMOVE ITEM 2.E.(1) TO BE RETURNED AT MAY 6, 2013 MEETING**

1. Approval of Agenda – **APPROVED WITH AMENDMENTS AS REQUESTED**

**REQUEST TO AMEND CONSENT AGENDA AS FOLLOWS:**

- **PULL ITEM 2.B. FOR SEPARATE DISCUSSION AND ACTION**
- **PULL ITEM 2.C.(1) FOR SEPARATE DISCUSSION AND ACTION**
- **PULL ITEM 2.K.(6) FOR SEPARATE DISCUSSION AND ACTION**

2. Consent Agenda – **APPROVED CONSENT ITEMS 2.A. – 2.L. WITH EXCEPTION OF ITEM 2.B., 2.C.(1) AND 2.K.(6) AS PULLED FOR SEPARATE DISCUSSION AND ACTION, AND ITEM 2.E.(1) TO BE RETURNED AT MAY 6, 2013 MEETING**

A. Approval of minutes for the March 25, Special Meeting with the Cumberland County Legislative Delegation

**B. PULLED FOR SEPARATE DISCUSSION AND ACTION**

C. Approval of Cumberland County Facilities Committee Report and Recommendation(s):

1) **PULLED FOR SEPARATE DISCUSSION AND ACTION**

- 2) Approval of Placement of Small Historic Marker at the Historic Courthouse
  - 3) Approval of Additional Court Space for Clerk of Court
- D. Approval of Cumberland County Finance Committee Report and Recommendation(s):
- 1) Cape Fear Valley Health System's Proposal for Mental Health Services
- E. **REMOVED FROM AGENDA TO BE RETURNED AT MAY 6, 2013 MEETING**  
**Approval of Cumberland County Policy Committee Report and Recommendation(s):**
- 1) **Approval of Ordinance for Smoke Free Campus at Certain County Facilities**
- F. Approval of Ordinance Assessing Property for the Costs of Demolition:
- 1) Case Number: MH6858-2012  
Property Owners: James W. & Margaret G. McKoy  
Property Location: 1051 Andrews Road, Fayetteville, NC  
Parcel Identification Number: 0521-81-6161
  - 2) Case Number: MH6273-2010  
Property Owners: Kenneth R. Few and Karen Louise Few  
c/o Sherry Few Stammler  
Property Location: 4760 NC Highway 242 South, Garland, NC  
Parcel Identification Number: 1430-74-0526
- G. Approval of Interlocal Agreement to Provide Animal Control Services in the Town of Linden
- H. Approval of a Resolution Supporting Senate Bill 321 – Contain Counties' Inmate Medical Costs
- I. Approval of a Proclamation Proclaiming April 21-26, 2013 as "Rotary International Group Study Exchange Week" in Cumberland County
- J. Approval of a Proclamation Proclaiming May 2013 as "Industry Appreciation Month" in Cumberland County
- K. Budget Revisions:
- (1) Mid Carolina Senior Transportation/Rural Operations Assistance Program

Revisions in the amount of \$13,334 to recognize Mid Carolina grant funds (\$12,000) and reallocate budgeted expenditures for the transfer from General Fund for the required 10% match (\$1,334). (B13-285 and B13-285A) **Funding Source – Grant and Reallocation of Budgeted Expenditures**

(2) Mental Health Adult Homeless/PATH Program

Revisions in the amount of \$2,190 to reallocate budgeted expenditures for a salary adjustment in the PATH (homeless) program. (B13-288 and B13-288A) **Funding Source – Reallocation of Budgeted Expenditures**

(3) Communications Center

Revision in the amount of \$158,000 to appropriate fund balance to fund postage (\$90,000) and utilities (\$68,000) expenditures for the remainder of the year. (B13-297) **Funding Source – General Fund Fund Balance Appropriated**

(4) Southpoint Water Project

Revision in the amount of \$64,298 to reduce the Federal Revolving Loan to the maximum approved amount of \$540,802 and to reallocate expenditures. (B13-284) **Funding Source – Installment Loan**

(5) School Special Sales Tax

Revision in the amount of \$25,506 to appropriate sales tax fund balance to supplement the lottery funds currently budgeted for 2011A QSCB debt service due to a reduction in the interest rebate subsidy from the federal government as a result of sequestration. (B13-294) **Funding Source – School Special Sales Tax Fund Balance**

(6) **PULLED FOR SEPARATE DISCUSSION AND ACTION**

(7) Health

a. Health Promotion – Revision in the amount of \$12,479 to recognize additional revenue received for Healthy Communities. (B13-289) **Funding Source - State**

b. Breast and Cervical Cancer – Revision in the amount of \$22,009 to recognize additional revenue received to provide mammography and cervical cancer screenings. (B13-290) **Funding Source – State**

- c. Pregnancy Case Management – Revision in the amount of \$7,868 to reallocate budgeted expenditures to create a new Processing Assistant III position to provide clerical support to the program. (B13-291) **Funding Source – Reallocation of Budgeted Expenditures**
- d. Environmental Health – Revision in the amount of \$14,225 to recognize additional state funding (\$3,446) for training on new FDA food codes and to recognize additional fees (\$10,779) projected to be earned to cover water sample containers, well kits and mosquito dunks. (B13-295) **Funding Source – State and Fees**
- e. Maternal Health – Revision in the amount of \$31,500 to recognize additional Medicaid fees earned to purchase equipment and for Locum Tenens coverage needed in Women’s Health program. (B13-296) **Funding source – Fees**
- f. Jail Health – Revision in the amount of \$215,000 to appropriate fund balance increasing expenditures necessary to meet the standard of care for the remainder of FY13. Funds will be used for medication, contracted services for nursing staff, and the hospitalization of inmates at Cape Fear Valley Hospital or Prison Hospital. (B13-298) **Funding Source – General Fund Fund Balance**

(8) Library

Revision in the amount of \$200,000 to recognize Broadband Technology Opportunity Program Grant from the American Recovery and Reinvestment Act through Fayetteville State University. The grant will provide workstations, chairs, computers, wireless antennae and software for the busiest locations. (B13-299) **Funding Source – Grant**

(9) JP Riddle Stadium

Revision in the amount of \$11,000 to budget reimbursement from Department of Transportation for replacement of a sign do to widening of Legion Road. (B13-301) **Funding Source - Other**

**2.L. APPROVAL OF PROCLAMATION FOR NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK APRIL 14-20, 2013 - APPROVED**

**2.B. APPROVAL OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF FAYETTEVILLE AND CUMBERLAND COUNTY RELATED TO ECONOMIC DEVELOPMENT INCENTIVES**

**PROGRAM AND PETITION FOR ANNEXATION OF THE CEDAR CREEK INDUSTRIAL PARK - APPROVED**

**2.C.(1) AUTHORIZATION OF VETERANS SERVICES TO OCCUPY THE FORMER BOARD OF ELECTIONS BUILDING - APPROVED**

**2.K.(6) CROWN CENTER**

**REVISION IN THE AMOUNT OF \$40,000 TO APPROPRIATE FUND BALANCE FOR ADDITIONAL FUNDS NEED TO FUND AN OPERATIONAL STUDY OF THE CROWN CENTER. (B13-293) FUNDING SOURCE- CROWN CENTER FUND BALANCE APPROPRIATED – APPROVED REVISION IN THE AMOUNT OF \$34,000**

3. Public Hearings

**Uncontested Rezoning Case**

A. Case P13-04: Rezoning of 10.36+/- acres from A1 Agricultural to R7.5 Residential, or to a more restrictive zoning district, located at 820 and 840 Sand Hill Road; submitted by Sara C. Donaldson, Waymon W. and Margaret C. Wood Trustees (owners) and Mark Candler - **APPROVED R7.5 RESIDENTIAL DISTRICT**

**Staff Recommendation: Approval**

**Planning Board Recommendation: Approve Staff Recommendation**

B. Case P13-07: Rezoning of 1.11+/- acres from C3 Heavy Commercial and R6 Residential to C(P) Planned Commercial or to a more restrictive zoning district, located at 104 through 130 New Street and on the east side of NC HWY 87 (North Bragg Boulevard), southwest of New Street; submitted by William S. Wellons Jr. on behalf of WCDC, Inc. and Florence C. Wellons Trust (owners) and 4D Site Solutions, Inc. (County & Spring Lake) – **APPROVED C(P) PLANNED COMMERCIAL DISTRICT**

**Staff Recommendation: Approval**

**Planning Board Recommendation: Approve Staff Recommendation**

**Uncontested Conditional Zoning Case**

C. Case P13-02: Rezoning of 4.21+/- acres from HS(P) Planned Highway Services and A1 Agricultural to C(P) Planned Commercial, or to a more restrictive zoning district, located at 4838 J T Matthews Road, submitted by Roger and Jeanette F. Cornett on behalf of Cornett Properties, LLC (owner) –

**APPROVED C(P) PLANNED COMMERCIAL /CZ CONDITIONAL ZONING DISTRICT FOR MOTOR VEHICLE REPAIR WITH AN INTERSTATE SIGN**

**Staff Recommendation: Approval of C(P)/CZ for motor vehicle repair with an interstate sign**  
**Planning Board Recommendation: Approve Staff Recommendation**

**Contested Rezoning Case**

- D. Case P13-05: Rezoning of 2.51+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district, located at 1348 Bainbridge Road, submitted by Walter Scott and Sylvia Deloris Manning (owners) and Robert M. Bennett – **RETURNED TO JOINT PLANNING BOARD WITH RECOMMENDATION FOR CONDITIONAL ZONING FOR TWO LOTS**

**Staff Recommendation: Approval**  
**Planning Board Recommendation: Denial of Staff Recommendation**

**Minimum Housing Code Enforcement**

- E. Case Number: MH 6974-2013  
Property Owners: DNS Investments, LLC c/o Doron Nissim  
Property Location: 4032 Camden Road, Fayetteville, NC  
Parcel Identification Number: 0425-04-9945

**ACTION: 30 DAYS TO DEMOLISH**

- F. Case Number: MH 6854-2012  
Property Owners: Chase  
Property Location: 4100 Nashville Drive, Fayetteville, NC  
Parcel Identification Number: 0424-85-7381

**ACTION: 30 DAYS TO DEMOLISH**

- G. Case Number: BI-2012-003  
Property Owners: Marvin W. & Virginia E. Cherry  
Property Location: 3104 Dunn Road, Eastover, NC  
Parcel Identification Number: 0468-25-3592

**ACTION: 30 DAYS TO DEMOLISH**

**Other Public Hearings**

H. 2013 Draft Community Development Annual Action Plan - **PUBLIC HEARING HELD – NO ACTION REQUIRED**

**Items of Business**

4. Presentation by Randy Beeman, Emergency Services Director, Regarding Fire Service in Beaver Dam Fire District – **INFORMATION ONLY – NO ACTION**
5. Presentation on the Cumberland County Strategic Plan by Sally Shutt, Communications and Strategic Initiatives Manager – **APPROVED**
6. Consideration of Finance Committee Recommendation of Options Regarding the Method of Sales Tax Distribution Pursuant to NCGS § 105-472 – **APPROVED INTERLOCAL AGREEMENT EXTENDING THE PER CAPITAL METHOD FOR THREE YEARS**
  - A. Resolution Adopting Ad Valorem Method
  - B. Interlocal Agreement Extending the Per Capita Method
7. Consideration of Funding to Spring Lake and Hope Mills Chambers of Commerce – **APPROVED**
8. Consideration of Proposed Schedule for Fiscal Year 2014 Budget Work Sessions and Budget Public Hearing – **APPROVED**
9. Nominations to Boards and Committees
  - A. Animal Control Board (1 Vacancy)  
**NOMINEE: MELISSA KATZENBERGER**
  - B. Board of Adjustment (1 Vacancy)  
**NOMINEE: WINTON MCHENRY**
10. Appointments to Boards and Committees
  - A. Cumberland County Local Emergency Planning Committee (2 Vacancies)  
Nominee(s):  
First Aid Representative: James Bullard Jr.  
Law Enforcement Representative: Lt. Freddie Johnson Jr.

**APPOINTEES: JAMES BULLARD, JR.  
LT. FREDDIE JOHNSON, JR.**

B. Transportation Advisory Board (5 Vacancies)

Nominee(s):

Vocational Rehab Representative: Shelton Clark (Reappointment)

At-Large Representative: Alfred Foote

County Planning Department Director or Designee: Tom Lloyd

MPO Representative: Michael Rutan

Dialysis Center Representative: Eboni Green

**APPOINTEES: SHELTON CLARK  
ALRED FOOTE  
TOM LLOYD  
MICHAEL RUTAN  
EBONI GREEN**

11. Closed Session:
- A) Personnel Matter(s) Pursuant to NCGS 143-318.11(a)(6)
  - B) **ECONOMIC DEVELOPMENT  
MATTER(S) PURSUANT TO NCGS 143-318.11(a)(4)**

**ADJOURNED**