
ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
SEPTEMBER 16, 2013
6:45 PM

INVOCATION - Commissioner Billy R. King

Minister: Rev. Robin Kay Monk, Youth Pastor, First Baptist Church

PLEDGE OF ALLEGIANCE

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

Presentation of Government Finance Officers Association Award - Fiscal Year 2012 - Certificate of Achievement for Excellence in Financial Reporting to Ms. Amy Cannon, Deputy County Manager **(Pg. 7)**

Recognition of the Cumberland County Department of Public Health on Accreditation by the North Carolina Local Health Department Accreditation Board (NCLHDA). **(Pg. 8)**

Recognition of Outgoing Board Member:

Tom Cain, Fayetteville-Cumberland Parks and Recreation Advisory Board

1. Approval of Agenda - **APPROVED**
2. Consent Agenda – **APPROVED CONSENT ITEMS 2.A. – 2.H.(2)C.**
 - A. Approval of minutes of the September 3, 2013 regular meeting.
 - B. Approval of Sole Source Request from Fayetteville-Cumberland Parks & Recreation for Purchase of Lighting Equipment for County-Owned Recreation Facilities. **(Pg. 9)**
 - C. Approval of Deputy Finance Officer for the Crown Center. **(Pg. 10)**
 - D. Approval of Cumberland County Facilities Committee Report and Recommendation(s): **(Pgs. 13-25)**
 - 1) Additional Space for Probation Officers **(Pg. 18)**
 - 2) Development of Capital Improvement Plan **(Pg. 20)**

- 3) Selection of Consulting Firm for Farmer's Market Feasibility Study **(Pg. 24)**
- E. Approval of Cumberland County Finance Committee Report and Recommendation(s): **(Pgs. 26-52)**
- 1) Report on Phase II of Classification and Pay Study **(Pg. 36)**
 - 2) Award of Vander Sewer Project Bid **(Pg. 48)**
 - 3) Viper Radio P-25 Communications Upgrade **(Pg. 52)**
- F. Approval of Cumberland County Policy Committee Report and Recommendation(s): **(Pgs. 53-58)**
- 1) Resolution Regarding Pinpoint and Draper Roads Right-of-Way Issues **(Pg. 57)**
- G. Approval of Ordinance Assessing Property for the Costs of Demolition: **(Pg. 59)**
- 1) Case Number: MH 6950-2012
Property Owner: Hubert M. Garrett
Property Location: 3229 Periwinkle Drive, Fayetteville, NC
Parcel Identification Number: 0415-12-3561
- H. Budget Revisions: **(Pgs. 61-63)**
- (1) Health
 - a. Sexually Transmitted Disease Clinic/Pharmacy - Revisions in the total amount of \$20,000 to recognize additional Medicaid fees and Pharmacy fees anticipated to be earned to purchase contraceptives for STD patients. (B14-097 and B14-097A) **Funding Source – Fees**
(Pg. 61)
 - b. Diabetes Education Clinic- Revision in the net amount of \$38,742 to abolish a nutritionist position and to increase operating for necessary expenditures. (B14-099) **Funding Source – Fees** **(Pg. 63)**
 - (2) Sheriff **(Pgs. 64-66)**
 - a. Federal Forfeiture – Justice - Revision in the amount of \$400,000 to appropriate fund balance for the purchase of replacement Tasers, body armor and DCI Terminal security upgrades and access fees. (B14-095) **Funding Source – Federal Forfeiture Fund Balance Appropriated**
(Pg. 64)

- b. Revision in the amount of \$151,376 to recognize Edward Byrne Memorial Justice Assistance Grant for FY2013. This is a grant between Cumberland County in the amount of \$48,503 and the City of Fayetteville in the amount of \$102,873. The County's grant will be used for connection to the NC SBI and FBI databases and for data communications for deputy vehicles. (B14-096) **Funding Source – Grant** **(Pg. 65)**
- c. Revision in the amount of \$6,863 to reallocate budgeted expenditures to fund reclassifications of three switchboard operators. (B14-101) **Funding Source -Reallocation of Budgeted Expenditures** **(Pg. 66)**

3. Public Hearings **(Pgs. 67-154)**

Uncontested Rezoning Case

- A. Case P02-08: Revocation of A1/CU Agricultural/Conditional Use Overlay for automobile sales and automobile and lawn mower parts and accessory sales on 1.00+/- acre reverting to the previous zoning classification of A1 Agricultural or to a more restrictive zoning district, located at 6898 and 6904 Goldsboro Road, owned by Faustino Espino. **(Pg. 67)** – **APPROVED REVOCATION OF CU AND REZONING TO A1 AGRICULTURAL**

Staff Recommendation: Approval to revoke CU and rezone to A1
Planning Board Recommendation: Approve Staff Recommendation

Uncontested Conditional Zoning Case

- B. Case P13-33: Rezoning of 1.08+/- acres from C1(P)/CU Planned Local Business/Conditional Use Overlay for a convenience store and future restaurant and RR Rural Residential to RR/CZ Rural Residential/ Conditional Zoning district for a day care and RR Rural Residential, or to a more restrictive zoning district; located at 6544 through 6586 US HWY 301 South; submitted by Ibrahim Ahmed Alsaidi on behalf of Pit Stop 301 Express, LLC. (owner), Ronnie Allen on behalf of Union Oak AME Zion Church Trustees (owner) and Edina M. Amundsen.**(Pg.71)** – **APPROVED RR/CZ RURAL RESIDENTIAL/ CONDITIONAL ZONING FOR A DAY CARE AND RR RURAL RESIDENTIAL**

Staff Recommendation: Approval of RR/CZ for a day care and RR
Planning Board Recommendation: Approve Staff Recommendation

- C. Case P13-35: Rezoning of 177.00+/- acres from A1 Agricultural and CD Conservancy to MXD/CZ Mixed Use Development/Conditional Zoning or to a more restrictive zoning district; located on the west side of SR 1714 (River Road), north of I-295; submitted by Ingeborg Vinent Heirs and River Bluff Farm C/O

Eva Hansen (owners). **(Pg. 84)** – **DELAYED PUBLIC HEARING TO OCTOBER 21, 2013 AT REQUEST OF PETITIONER**

Staff Recommendation: Approval of MXD/CZ

Planning Board Recommendation: Approve Staff Recommendation

Minimum Housing Code Enforcement Hearings

- D. Case Number: MH104-2013 **(Pg. 103)**
Property Owner: Angela Simon
Property Location: 5613 Belsky Court, Hope Mills, NC
Parcel Identification Number: 0423-04-1219

ACTION: 30 DAYS

- E. Case Number: MH35 -2013 **(Pg. 110)**
Property Owner: Citimortgage, Inc
Property Location: 7910 Pinebuff Court, Fayetteville, NC
Parcel Identification Number: 0533-96-4835

ACTION: 60 DAYS

- F. Case Number: MH67-2013 **(Pg. 117)**
Property Owner: Janet Rene Whiting
Property Location: 1408 Shaw Road, Fayetteville, NC
Parcel Identification Number: 0419-94-1510

ACTION: 90 DAYS

- G. Case Number: MH6971 -2012 **(Pg. 123)**
Property Owner: Clinton Graham
Property Location: 520 Pine Tree Lane, Spring Lake NC
Parcel Identification Number: 0511-09-3286

ACTION: 30 DAYS

- H. Case Number: MH72-2013 **(Pg. 129)**
Property Owner: Camilla Horne
Property Location: 1931 Middle Road, Eastover, NC
Parcel Identification Number: 0458-67-2259

ACTION: 30 DAYS

Other Public Hearings

- I. Community Development Program Year 2012 Consolidated Annual Performance and Evaluation Report (CAPER). **(Pg. 135)** – **RECEIVED PRESENTATION – PUBLIC HEARING HELD**

ITEMS OF BUSINESS

4. Presentation by Ellen Holliman, Area Director/Chief Executive Officer of the Alliance Behavioral Healthcare System. **(Pg. 155)** – **RECEIVED PRESENTATION**
5. Consideration of Crown Center Matters: **(Pgs. 156-158)**
- A. Designate Civic Center Commission as County's Agent for Centerplate Contract. **(Pg. 156)** - **APPROVED**
- B. Update on Private Management Contract. **(Pg. 157)** – **RESOLUTION NOT APPROVED**
6. Consideration of Request from City of Fayetteville for a 30 Foot Easement on County Property Located on Washington Drive/Little Cross Creek Trail. **(Pg. 159)** – **APPROVED**
7. Nominations to Boards and Committees **(Pgs. 164-194)**

- A. Cumberland County Community Child Protection/Fatality Prevention Team
(2 Vacancies) **(Pg. 164)**

Applicants that Graduated from County Citizens' Academy: None

**NOMINEE(S): SGT. KIMBERLY GAGNON
LT. TIMOTHY TEW**

- B. Cumberland County Juvenile Crime Prevention Council (JCPC) (1 Vacancy)
(Pg. 171)

Applicants that Graduated from County Citizens' Academy: None

NOMINEE(S): STEPHANIE GLOVER

- C. Cumberland County Local Emergency Planning Committee (1 Vacancy) **(Pg. 184)**

Applicants that Graduated from County Citizens' Academy: Ashley Pastorius

NOMINEE(S): MARK FAIRCLOTH

8. Nominations and Appointments - Alliance Behavioral Healthcare System Board. **(Pg. 195)**

**NOMINEE(S)/APPOINTEE(S): CHRISTOPHER BOSTOCK
COMMISSIONER KENNETH EDGE**

LODIES JACKSON GLOSTON

9. Appointments to Boards and Committees **(Pgs. 196-204)**

A. Cumberland County Local Emergency Planning Committee (1 Vacancy) **(Pg. 196)**

Nominee: Hospital Representative: Marsha Lunt

APPOINTEE: MARSHA LUNT

B. Southeastern Economic Development Commission (SEDC) (1 Vacancy) **(Pg. 202)**

Nominee: Amy Cannon

APPOINTEE: AMY CANNON

10. Closed Session: If Needed – **NO CLOSED SESSION HELD**

ADJOURN