
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
JANUARY 21, 2014 (TUESDAY)
6:45 PM**

INVOCATION - Commissioner Marshall Faircloth

PLEDGE OF ALLEGIANCE –

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

REQUEST TO ADD AS ITEM 8.A. CLOSED SESSION FOR ATTORNEY/CLIENT MATTER(S) PURSUANT TO NCGS §143-318.11(A)(3) AND AS ITEM 8.B. CLOSED SESSION FOR ECONOMIC DEVELOPMENT MATTER(S) PURSUANT TO NCGS §143-318.11(A)(4)

REQUEST TO DELETE ITEM 3.E. AND ITEM 3.G.

1. Approval of Agenda – **APPROVED WITH ADDITIONS AND DELETIONS AS REQUESTED**
2. Consent Agenda – **APPROVED CONSENT ITEMS 2.A. – 2.G.(4)B.**
 - A. Approval of minutes for the January 6, 2014 regular meeting.
 - B. Approval of HOME Program Homebuyer Assistance Policy Revision. **(Pg. 6)**
 - C. Approval of Resolution Authorizing the Issuance and Sale of General Obligation Refunding Bonds, Series 2014 of the County of Cumberland, North Carolina, Pursuant to the Bond Order Heretofore Approved and Providing for the Form, Details and Payment Thereof. **(Pg. 10)**
 - D. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure: **(Pgs. 21-24)**
 - 1) 802 N/Barnes St (PIN: 0437-30-4031); Cross Creek Township **(Pg. 21)**

Lot 30x120.5x20x130; Tolar Street (PIN: 0437-30-4063);
Cross Creek Township
 - 2) Lot 2 Fennell Ld Tyson Sub Prop (0.78 AC) Located on Smith Road **(Pg. 23)**
PIN: 0443-02-2470; Grays Creek Township

E. Approval of Declaration of Foreclosed Real Properties as Surplus. **(Pg. 25)**

F. Approval of Cumberland County Finance Committee Report and Recommendation(s):
(Pg. 39-57)

1) Grant Application for a Veterans' Treatment Court **(Pg. 50)**

2) Request for Nine Additional School Resource Officers **(Pg. 51)**

3) Audit Contract for FY 2014 through 2016 **(Pg. 54)**

4) Office Supply Contract **(Pg. 56)**

G. Budget Revisions: **(Pgs. 58-63)**

(1) Health **(Pg. 58)**

NC AIDS - Revision in the amount of \$20,833 to recognize Care and Prevention in the US (CAPUS) funding, establish a local site with the statewide Safe Spaces Network and hire a part-time facilitator to coordinate the Safe Space Intervention program. (B14-241) **Funding Source – State**

(2) Community Development **(Pg. 59)**

Support Housing Program Grants - Revision in the amount of \$9,942 to recognize Continuum of Care Program Grant providing planning cost for a community-wide assessment system. (B14-243) **Funding Source – Federal Grant**

(3) Social Services **(Pg. 60)**

Revision in the amount of \$15,000 to recognize funds from the Annie E. Casey Foundation for a Child Welfare Initiative Agreement. (B14-239) **Funding Source – Grant**

(4) Sheriff **(Pg. 61-63)**

a. Revision in the amount of \$32,805 to recognize insurance proceeds received for three vehicles to purchase one replacement vehicle. (B14-245) **Funding Source – Insurance Proceeds** **(Pg. 61)**

b. Revision in the amount of \$40,000 to recognize NC Department of Public Safety grant to purchase bomb team equipment. (B14-244) **Funding Source - State Grant** **(Pg. 63)**

3. Public Hearings **(Pgs. 64-94)**

Uncontested Rezoning Cases

- A. Case P99-09: Revocation of a CU/Conditional Use Overlay to allow open storage and repair of dump trucks reverting to the previous zoning classification of A1 Agricultural, or to a more restrictive zoning district, located at 4515 and 4531 Huckleberry Road, owned by Steve and Pondanesa Carter. – **APPROVED STAFF RECOMMENDATION TO REVOKE CU AND REZONE TO A1** **(Pg. 64)**

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

- B. Case P13-48: Rezoning of 73.21+/- acres from R20 Residential/DD Density Development/CUD Conditional Use District for a 125 lot residential subdivision and the Permit to R40 Residential, or to a more restrictive zoning district; located at 2961 and 2983 Cedar Creek Road and on the northeast side of NC Hwy 53 (Cedar Creek Road), southwest side of SR 2011 (A B Carter Road); submitted by J. O. Carter, Jr. et al (owners) and Daniel H. Devane. – **APPROVED STAFF RECOMMENDATION TO ADOPT AND APPROVE THE REASONABLENESS STATEMENT, FIND REQUEST CONSISTENT WITH LUP AND APPROVE R40** **(Pg. 66)**

Staff Recommendation: Adopt and approve the reasonableness statement, find request consistent with LUP and approve R40
Planning Board Recommendation: Approve Staff Recommendation

- C. Case P13-49: Rezoning of 1.25+/- acres from A1 Agricultural to C(P) Planned Commercial, or to a more restrictive zoning district, located at 8569 Clinton Road, submitted by Billy D. and Fay J. Horne (owners). – **APPROVED STAFF RECOMMENDATION TO ADOPT AND APPROVE THE REASONABLENESS STATEMENT, FIND REQUEST CONSISTENT WITH LUP AND APPROVE C(P)** **(Pg. 69)**

Staff Recommendation: Adopt and approve the reasonableness statement, find request consistent with LUP and approve C(P)
Planning Board Recommendation: Approve Staff Recommendation

Contested Rezoning Cases

- D. Case P13-51: Rezoning of 81.30+/- acres from A1 Agricultural to R7.5 Residential, or to a more restrictive zoning district; located on the south side of SR 2242 (Braxton Road), northwest of SR 2252 (Chicken Foot Road); submitted by Prentice R. Barker on behalf of Barker Gallberry Farms, LLC. (owner) and 4D Site Solutions, Inc. – **APPROVED STAFF RECOMMENDATION TO ADOPT AND APPROVE THE REASONABLENESS STATEMENT, FIND REQUEST CONSISTENT WITH LUP AND APPROVE R7.5** **(Pg. 72)**

Staff Recommendation: Adopt and approve the reasonableness statement, find request consistent with LUP and approve R7.5
Planning Board Recommendation: Approve Staff Recommendation

Other Public Hearings

Minimum Housing Code Enforcement

E. REMOVED FROM AGENDA

Case Number: MH 344-2013

(Pg. 75)

Property Owner: Annie L. Canady Life Estate

Property Location: 3376 King Charles Road, Fayetteville, NC

Parcel Identification Number: 0425-15-7656

F. Case Number: MH 379-2013

(Pg. 82)

Property Owner: Rick Garcia

Property Location: 4909 Panda Street, Hope Mills, NC

Parcel Identification Number: 0413-45-4527

ACTION: 30 DAYS

G. REMOVED FROM AGENDA

Case Number: MH 97-2013

(Pg. 88)

Property Owner: Earl Simon & Marie Annette Jones, Sr.

Property Location: 312 Bladen Circle, Fayetteville, NC

Parcel Identification Number: 0466-28-4933

Items of Business

(Pgs. 95-109)

4. Consideration of Request from the Mayor of Spring Lake for a Joint Meeting with the Cumberland County Board of Commissioners. – **REQUEST APPROVED/MEETING DATE TO BE DETERMINED** **(Pg. 95)**

5. Consideration of Request from the Mayor of Linden for a Joint Meeting with the Cumberland County Board of Commissioners. - **REQUEST APPROVED/MEETING DATE TO BE DETERMINED** **(Pg. 96)**

6. Nominations to Boards and Committees **(Pgs. 97-100)**

- A. Minimum Housing Appeals Board (3 Vacancies) **(Pg. 97)**

NOMINEE(S): ERIC F. JONES
VERONICA LANGSTON

7. Appointments to Boards and Committees **(Pgs. 101-109)**

A. Air Quality Stakeholders' Committee (1 Vacancy) **(Pg. 101)**

Nominees:

Town of Eastover Stakeholder: C. Kim Nazarchyk (Reappointment)

APPOINTEE(S): C. KIM NAZARCHYK

B. Fayetteville Area Convention & Visitors Bureau (1 Vacancy) **(Pg. 105)**

Nominees:

Hotel/Motels Over 100

Rooms Representative: William S. Wellons, Jr (Reappointment)

APPOINTEE(S): WILLIAM S. WELLONS, JR.

C. Wrecker Review Board (1 Vacancy) **(Pg. 108)**

Nominee:

County Appointee – Chairman: Jay Barr (Reappointment)

APPOINTEE(S): JAY BARR

8. Closed Session: **8.A. ATTORNEY/CLIENT MATTER(S)
PURSUANT TO NCGS §143-318.11(A)(3)**

**8.B. ECONOMIC DEVELOPMENT MATTER(S)
PURSUANT TO NCGS §143-318.11(A)(4)**

ADJOURNED