
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
JUNE 16, 2014
6:45 PM**

INVOCATION - Commissioner Jeannette Council, Chairman

PLEDGE OF ALLEGIANCE – Layla Lynd, Age 6, Kindergarten
C. Wayne Collier Elementary School

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

REQUEST TO REVISE AGENDA TO REMOVE ITEM 5. CONSIDERATION OF LEASE OF OFFICE SPACE WITH ALLIANCE BEHAVIORAL HEALTHCARE AND TO ADD AS ITEM 2.P.(14) BUDGET REVISION NO. B14-415.

1. Approval of Agenda – **APPROVED WITH REVISIONS AS REQUESTED**
2. Consent Agenda – **APPROVED CONSENT ITEMS 2.A. – 2.P.(14) (Pgs. 8-157)**
 - A. Approval of minutes for the May 29, 2014 Special Meeting for the FY15 Budget Presentation, June 2, 2014 regular meeting, June 2 and June 3, 2014 Special Meetings for Closed Session – Personnel Matters and the June 4, 2014 Special Meeting for FY15 Budget Work Session.
 - B. Approval of Proposed Additions to the State Secondary Road System: **(Pg. 8)**

Acorn Ridge Subdivision: Snowy Egret Drive (From Oxnop Ct. to Gray Goose Lp), Adfern Place, Cliff Swallow Drive, Feathercombe Court, Puffin Place, Crain Court, Saltwood Drive (SR 4302 Ext.), Stornoway Court, Kilt Rock Way
 - C. Approval of Cumberland County Policy Committee Report and Recommendation(s):
 - 1) Approval of an Ordinance Regulating the Use of Water & Sewer Facilities Operated by the County of Cumberland. **(Pg. 11)**
 - D. Approval of Bus Stop License Agreement for City of Fayetteville. **(Pg. 27)**

- E. Approval of Grant of Permission for City of Fayetteville to Encroach on County Property. **(Pg. 33)**
- F. Approval of the FY 2014-2015 Home and Community Care Block Grant for Older Adults Agreement Between County of Cumberland and Mid-Carolina Area Agency on Aging. **(Pg. 36)**
- G. Approval of Exemption of Request for Qualification Based Selection for Engineering Services for ADA Study Update. **(Pg. 58)**
- H. Approval of Ordinance of Assessing Property for the Cost of Demolition:
- 1) Case Number: MH 277-2013 **(Pg. 60)**
Property Owner: Ida Mae Flood Heirs
Property Location: 4920 Wall Street, Linden, NC
Parcel Identification Number: 0574-75-1514
 - 2) Case Number: MH 109-2013 **(Pg. 62)**
Property Owner: Donnie Ray Vause Heirs & Richard J. Jarvis
Property Location: 3921 Nashville Drive, Fayetteville, NC
Parcel Identification Number: 0424-75-6077
 - 3) Case Number: MH 286-2013 **(Pg. 64)**
Property Owner: Eddie E. & Vanessa C. Taylor, Jr. & Chase Home Finance, LLC
Property Location: 2501 Quail Forest Drive, Fayetteville, NC
Parcel Identification Number: 0405-95-4474
- I. Approval of the Cumberland County Juvenile Crime Prevention Council Contracts Representing Funding Allocations for July 1, 2014 through June 30, 2015. **(Pg. 66)**
- J. Approval of Alcoholic Beverage Control (ABC) Board Travel Policy. **(Pg. 74)**
- K. Approval of Payment of Past Year Invoices for Services Rendered to Cumberland County by Long Leaf Lawn & Garden, Inc. **(Pg. 86)**
- L. Approval of Lease of Office Space to Coastal Horizons Center, Inc. **(Pg. 87)**
- M. Approval of FY 2015 Federal Legislative Agenda. **(Pg. 96)**
- N. Approval of Proclamation Proclaiming June 2014 as “Homeownership Month” in Cumberland County. **(Pg. 136)**
- O. Approval of Proclamation Proclaiming July 24-25th, 2014 as “Community Homeless Stand Down” in Cumberland County. **(Pg. 138)**

P. Budget Revisions: **(Pgs. 140-157)**

(1) Juvenile Crime Prevention Programs **(Pg. 140)**

Revision in the amount of \$25,000 to reallocate budgeted expenditures and revenues to offset decrease in foster care board revenue due to a decrease in number of children currently in the group homes. (B14-403 and B14-403A) **Funding Source – Reallocation of Budgeted Expenditures and Revenues**

(2) Group Health Insurance **(Pg. 142)**

Revision in the amount of \$500,000 to appropriate fund balance for projected claims and the year-end “Incurred But Not Reported” estimates for the annual audit. (B14-398) **Funding Source – Fund Balance Appropriated**

(3) Retiree Health Insurance **(Pg. 143)**

Revision in the amount of \$500,000 to appropriate fund balance for projected claims and the year-end “Incurred But Not Reported” estimate for the annual audit. (B14-399) **Funding Source – Fund Balance Appropriated**

(4) Workers’ Compensation **(Pg. 144)**

Revision in the amount of \$500,000 to appropriate fund balance for projected claims and the year-end “Incurred But Not Reported” estimate for the annual audit. (B14-396) **Funding Source – Fund Balance Appropriated**

(5) Health **(Pg. 145-147)**

a. Laboratory - Revision in the amount of \$8,000 to recognize additional fees earned. (B14-405) **Funding Source – Fees (Pg. 145)**

b. Jail Health - Revision in the amount of \$51,764 to reallocate budgeted expenditures and appropriate fund balance to provide payment for medical care of inmates. (B14-406) **Funding Source – General Fund Fund Balance Appropriated (Pg. 146)**

c. Sexually Transmitted Disease Clinic – Revision in the amount of \$50,000 to budget fees expected to earn in the amount of \$10,000 and appropriate health fund balance in the amount of \$40,000 to provide Locum Tenens provider and lab services. (B14-407) **Funding Source – Fees and Health Fund Balance (Pg. 147)**

(6) Overhills Park Sewer Project **(Pg. 148)**

Revisions in the total amount of \$3,370,800 to establish an initial estimated budget for the Overhills Park Sewer Project. The project will be funded by a loan in the amount of \$819,000, a USDA Grant in the amount of \$2,503,000 and a contribution from the County in the amount of \$50,700. The County previously transferred \$99,500 from the County Water and Sewer organization to provide “seed money” for the project. This transfer exceeds the required County contribution by \$48,800 and the excess will be transferred back to the County Water and Sewer organization. (B14-397 and B14-397A) **Funding Source – Loan, Grant and County**

(7) Soil and Water Conservation District **(Pg. 150)**

Revision in the amount of \$2,279 to recognize revenue earned from fundraisers. (B14-389) **Funding Source - Other**

(8) Cooperative Extension **(Pg. 151)**

Revision in the amount of \$8,000 to recognize grant awarded from Youth Growth Stock Trust to renovate a kitchen for youth training and education programs. (B14-390) **Funding Source – Grant**

(9) Cooperative Extension Programs **(Pg. 152)**

Revision in the amount of \$1,500 to recognize funds received for “Power of 15” project. (B14-386) **Funding Source – Other**

(10) Senior Aides **(Pg. 153)**

Revision in the amount of \$13,995 to recognize additional federal funds for participants. (B14-404) **Funding Source – Federal**

(11) General Litigation Fund **(Pg. 154)**

Revision in the amount of \$25,000 to appropriate fund balance for outside professional legal services. (B14-412) **Funding Source – General Litigation Fund Balance**

(12) School C.O. Category III – Vehicles **(Pg. 155)**

Revision in the amount of \$228,000 to appropriate fund balance to budget expenditures for new vehicles for new School Resource Officers. (B14-411) **Funding Source – Sales Tax**

(13) Inmate Welfare Fund **(Pg. 157)**

Revision in the amount of \$187,500 to recognize additional fees received to offset expenditures for the remainder of the fiscal year. (B14-410)
Funding Source – Fees

(14) **JUVENILE CRIME PREVENTION PROGRAMS**

REVISION IN THE AMOUNT OF \$30,068 TO RECONCILE JUVENILE ASSESSMENT CENTER PROGRAM BUDGET WITH THE STATE, BY REDUCING FUND BALANCE APPROPRIATED. (B14-415) FUNDING SOURCE-FUND BALANCE APPROPRIATED

3. Public Hearings **(Pgs. 158-180)**

Uncontested Rezoning Case

- A. Case P14-22: Rezoning of 8.32+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district; located at 3529 Thrower Road; submitted by Vance Upton Tyson, Jr. on behalf of Vance Upton Tyson Heirs (owner) and Timothy Evans. **(Pg. 158)**

Staff Recommendation: 1st Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2nd Motion: Approve R40

Planning Board Recommendation: Approve Staff Recommendation

ACTION: FOUND REQUEST CONSISTENT WITH THE LUP AND APPROVED AND ADOPTED THE REASONABLENESS STATEMENT(S)

ACTION: APPROVED RECOMMENDATION OF PLANNING BOARD FOR R40 RESIDENTIAL

- B. Case P14-23: Rezoning of 4.63+/- acres from R40 Residential to R30 Residential, or to a more restrictive zoning district; located on the northwest side of US 401 (Ramsey Street), east of SR 1609 (W Reeves Bridge Road); submitted by Arnell Vanessa Bobbitt (owner). **(Pg. 161)**

Staff Recommendation: 1st Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2nd Motion: Approve R30

Planning Board Recommendation: Approve Staff Recommendation

ACTION: FOUND REQUEST CONSISTENT WITH THE LUP AND APPROVED AND ADOPTED THE REASONABLENESS STATEMENT(S)

ACTION: APPROVED RECOMMENDATION OF PLANNING BOARD FOR R30 RESIDENTIAL

- C. Case P14-25: Rezoning of 1.00+/- acre from A1 Agricultural to C(P) Planned Commercial, or to a more restrictive zoning district; located on the north side of NC Hwy 24 (Clinton Road), west of SR 1853 (John Nunnery Road), submitted by Jerry G. and Tammy B. Taylor (owners) and Robert M. Bennett, RLS. **(Pg. 164)**

Staff Recommendation: 1st Motion: Find the request consistent with the LUP and approve and adopt the reasonableness statement; 2nd Motion: Approve C(P)

Planning Board Recommendation: Approve Staff Recommendation

ACTION: FOUND REQUEST CONSISTENT WITH THE LUP AND APPROVED AND ADOPTED THE REASONABLENESS STATEMENT(S)

ACTION: APPROVED RECOMMENDATION OF PLANNING BOARD FOR C(P) PLANNED COMMERCIAL

Minimum Housing Code Enforcement

- D. Case Number: MH 280--2013 **(Pg. 167)**
Property Owner: Eunice Stephens
Property Location: 5007 Carolina Wren Drive, Fayetteville, NC
Parcel Identification Number: 0471-47-6771

ACTION: 30 DAYS

Other Public Hearings

- E. Public Hearing on the Edward Byrne Memorial Justice Assistance Grant (JAG). – **CONDUCTED HEARING AND AUTHORIZED CHAIRMAN TO SIGN APPLICATION SUBMITTAL (Pg. 173)**

ITEMS OF BUSINESS **(Pgs. 180-219)**

4. Consideration of Bullard Circle Preliminary Assessment Resolution. – **ADOPTED PRELIMINARY ASSESSMENT RESOLUTION AND SET PUBLIC HEARING DATE FOR AUGUST 8, 2014 AT 6:45 PM (Pg. 180)**
5. **REMOVED FROM AGENDA**
Consideration of Lease of Office Space with Alliance Behavioral Healthcare **(Pg. 183)**

6. Consideration of Approval of FY2015 Cumberland County Budget Ordinance. – **APPROVED WITH \$3 MILLION FOR PURCHASE OF FTCC BUILDING CONTINGENT ON APPRAISAL BEING EQUAL TO OR GREATER THAN PURCHASE PRICE** **(Pg. 191)**

7. Nominations to Boards and Committees **(Pgs. 207-211)**

- A. Joint Appearance Commission (1 Vacancy)
(Pg. 207)

NOMINEE(S): SHEILA WILSON

8. Appointments to Boards and Committees **(Pgs. 212-218)**

- A) Cumberland County Juvenile Crime Prevention Council (JCPC) (1 Vacancy)
(Pg. 212)

United Way or Non-Profit:

Nominee: Linda Blanton (Reappointment)

APPOINTEE(S): LINDA BLANTON

- B) Parks and Recreation Advisory Board (2 Vacancies) **(Pg. 217)**

Nominees: Scott Pope
Ashley Hankins

NOMINEE(S): STACY CARR

**APPOINTEE(S): SCOTT POPE
STACY CARR**

RECESSED THE BOARD OF COMMISSIONERS' MEETING

CONVENED THE OVERHILLS PARK WATER & SEWER DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURN **(Pgs. 219-222)**

1. Consent Agenda – **APPROVED CONSENT ITEMS 1.A. – 1.C.**

- A. Approval of Agenda
- B. Approval of Minutes of April 14, 2014 Meeting
- C. Approval of Engineering Agreement with McGill Associates, P.A. for the Overhills Sewer Project

**ADJOURNED THE OVERHILLS PARK WATER & SEWER DISTRICT
GOVERNING BOARD MEETING**

RECONVENED THE REGULAR BOARD OF COMMISSIONERS MEETING

9. Closed Session:
- A. Economic Development Matter(s)
Pursuant to NCGS 143-318.11(a)(4).
 - B. Personnel Matter(s) Pursuant to
NCGS 143-318.11(a)(6).

ADJOURNED