
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MARCH 16, 2015
6:45 PM**

INVOCATION Commissioner Glenn Adams

Minister: Reverend Alfonza McAllister
 Smith Chapel Free Will Baptist Church

PLEDGE OF ALLEGIANCE – Jawanna Otero, 8 yrs. old, 3rd Grade-
 Howard Hall Classical Elementary School

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

Introduction of Assistant County Manager

1. Approval of Agenda - **APPROVED**
2. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 2.A. – 2.K.(5)**
 - A. Approval of minutes for the March 2, 2015 regular meeting.
 - B. Approval of Proposed Additions to the State Secondary Road System: **(Pg. 7)**

<u>Cypress Glen Subdivision:</u>	Cypress Glen Road
<u>Saddleridge Subdivision:</u>	Walesby Drive, Wallbrook Drive, Hagley Court, Thackeray Drive, Burton Drive, Thymus Court, Tettenbury Drive, Totley Drive
<u>Faircloth Estate Subdivision:</u>	Farmall Drive
 - C. Approval of Payment of a Prior Years' Portion of Invoice for Emergency Services Maintenance Warranty. **(Pg. 14)**
 - D. Approval of Payment of Prior Year Invoice for Services Rendered to the Juvenile Restitution Program. **(Pg. 15)**
 - E. Approval of a Bid Award to Haire Plumbing & Mechanical to Replace Chiller at the Law Enforcement Center. **(Pg. 17)**

- F. Approval of a Resolution Approving the Financing of a Tax Exempt Loan for the Vander Volunteer Fire Department, Inc. to Finance the Purchase of a Fire Truck. **(Pg. 20)**
- G. Approval of Settlement of Claims Arising from the Incident that Occurred at J.P. Riddle Stadium on May 24, 2012. **(Pg. 25)**
- H. Approval of Demolition of County-Owned Property Located at 724 North Street, Fayetteville, North Carolina (PIN: 0437-78-2317). **(Pg. 34)**
- I. Approval of Proclamation Proclaiming the week of March 16 to 20, 2015 as Arbor Week and Friday, March 20, 2015 to be Arbor Day in Cumberland County. **(Pg. 38)**
- J. Approval of Ordinance Assessing Property for the Cost of Demolition:
- 1) Case Number: MH671-2014 **(Pg. 39)**
Property Owner: Kenneth Mitchell May
Property Location: 4800 Monticello Avenue, Hope Mills, NC
Parcel Identification Number: 0413-65-8802
- K. Budget Revisions: **(Pgs. 41-48)**
- (1) Health
 - a. Environmental - Revision in the amount of \$4,800 to contract with local veterinarians to administer sixteen rabies clinics sponsored by the Health Dep. (B15-214) **Funding Source – Fees (Pg. 41)**
 - b. Care Coordination for Children – Revision in the amount of \$61,934 to appropriate Health fund balance to contract additional staff to assist with the management of current caseloads. (B15-222) **Funding Source – Health Fund Balance (Pg. 42)**
 - c. Maternal Care Coordination - Revision in the amount of \$37,429 to appropriate Health fund balance to contract additional staff to assist with the management of current caseloads. (B15-223) **Funding Source – Health Fund Balance (Pg. 43)**
 - (2) Cooperative Extension Programs **(Pg. 44)**

Revision in the amount of \$500 to recognize additional donations for the Power 15 fundraiser. (B15-225) **Funding Source – Donations**

(3) Detention Center Expansion Project **(Pg. 45)**

Revision in the amount of \$42,425 to recognize prior year tax revenue and reallocate expenditures to facilitate final close-out of this project. (B15-216) Funding Source – Prior Year Ad Valorem and Prior Year Motor Vehicle Tax

(4) New Century Middle School Project **(Pg. 46)**

Revision in the amount of \$8,550 to budget the remaining interest proceeds (\$330) and contractor sales tax refunds (\$8,220) and reallocation of the expenditure budget to facilitate final close-out of this project (B15-217) **Funding Source - Other**

(5) Southpoint Water Project **(Pg. 47)**

Revision in the amount of \$26,676 to facilitate close-out of the project by adjusting the revenue budget to reflect actuals since the final grant and loan cash receipts are dependent on the final total project expenditures. In addition, reallocate expenditures to provide transfer of \$29,883 to the Southpoint Operating Fund. (B15-218 and B15-218A) **Funding Source – Grant, Loan and Sales Tax Refunds**

3. Public Hearings **(Pgs. 49-57)**

Uncontested Rezoning Cases

- A. **Case P15-11:** Rezoning of 1.86+/- acres from C3 Heavy Commercial/CU Conditional Use for open storage and C3 Heavy Commercial to C(P) Planned Commercial, or to a more restrictive zoning district; located on the southwest side of NC Hwy 210 (Murchison Road), northwest of SR 1444 Charmain Street; submitted by Albert and Shirley R. Norton (owners) and Andy Nichol. **(Pg. 49)**

Staff Recommendation:

1st motion for Case P15-11: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P15-11: Move to approve the rezoning from C3 Heavy Commercial/CU Conditional Use for open storage and C3 Heavy Commercial to C(P) Planned Commercial as recommended by the Planning Staff and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

- B. **Case P15-12:** Rezoning of 2.52+/- acres from C3 Heavy Commercial to R40 Residential, or to a more restrictive zoning district, located at 11179 Dunn Road, submitted by Louis A. IV and Deanna H. Fulcher (owners). **(Pg. 52)**

Staff Recommendation:

1st motion for Case P15-12: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P15-12: Move to approve the rezoning from C3 Heavy Commercial to R40 Residential as recommended by the Planning Staff and as reflected in the minutes of the

Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation.

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

- C. **Case P15-13:** Rezoning of 6.58+/- acres from A1 Agricultural to R40 Residential, or to a more restrictive zoning district; located at 303 and 311 Magnolia Church Road and southwest of SR 1843 (Magnolia Church Road), north of NC 24 (Clinton Road); submitted by Kenneth Sherrill and Rebecca Hall Woodcock (owners) and Michael J. Adams. **(Pg. 55)**

Staff Recommendation:

1st motion for Case P15-13: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff included in the agenda package and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

2nd motion for Case P15-13: Move to approve the rezoning A1 Agricultural to R40 Residential as recommended by the Planning Staff and as reflected in the minutes of the Planning Board's consideration of this case, which minutes are to be fully incorporated herein by reference.

Planning Board Recommendation: Approve the Staff Recommendation.

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

Items of Business

4. Consideration of Appointment of Tax Administrator – **APPOINTED JOSEPH R. UTLEY** **(Pg. 58)**

5. Nominations to Boards and Committees **(Pg. 59-66)**

- A. Adult Care Home Community Advisory Committee (1 Vacancy) **(Pg. 59)**

NOMINEE(S): HERMAN DUDLEY

6. Appointments to Boards and Committees **(Pgs. 67-74)**

- A. Animal Control Board (1 Vacancy) **(Pg. 67)**

Nominee: Knowledge & Experience in Dog Behavior and/or
Handling Position: Ashley Haines

APPOINTEE(S): ASHLEY HAINES

- B. Equalization and Review Board (5 Vacancies) **(Pg. 69)**

Nominees: At –Large Position:
Horace Humphrey

Farmer Position:
Ernest Canady

Real Estate Agent Position:
Kathy Olsen

Businessman Position:
W. Carroll Beard, Jr.

Home Builder Position:
Rodney Sherrill

**APPOINTEE(S): HORACE HUMPHREY
ERNEST CANADY
KATHY OLSEN
W. CARROLL BEARD, JR.
RODNEY SHERRILL**

Nursing Home Advisory Board (1 Vacancy) **(Pg. 72)**

Nominee: Mary Dillion

APPOINTEE(S): MARY DILLON

7. Closed Session: A) Attorney Client Matter(s) Pursuant
To NCGS 143-318.11(a)(3)

ADJOURNED