
ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
MAY 18, 2015
6:45 PM

INVOCATION - Commissioner Kenneth Edge, Chairman

PLEDGE OF ALLEGIANCE –

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

Recognition of Fayetteville Cumberland County Youth Council

1. Approval of Agenda - **APPROVED**

REQUEST TO PULL ITEMS 2.D.1. AND 2.D.2. FOR SEPARATE DISCUSSION AND ACTION.

2. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 2.A. – 2.H.(2)b. WITH EXCEPTION OF ITEMS 2.D.1. AND 2.D.2.**
 - A. Approval of minutes for May 4, 2015 regular meeting.
 - B. Approval of the Cumberland County Juvenile Crime Prevention Council Contracts Representing Funding Allocations for July 1, 2015 through June 30, 2016. **(Pg. 7)**
 - C. Approval of Sale of Real Property Located at 3445 Dandelion Lane, Fayetteville, NC to Dennis Miller. **(Pg. 10)**
 - D. **PULLED FOR SEPARATE DISCUSSION AND ACTION**
 - E. Approval of Cumberland County Policy Committee Report and Recommendation(s):
 1. Jail Health Medical Plan **(Pg. 32)**
 - F. Approval of Proclamation Designating May 28, 2015 as “Project Homeless Connect” in Cumberland County. **(Pg. 41)**
 - G. Approval of Proclamation Designating the Week of May 24-30, 2015 as “Hurricane Preparedness Week” in Cumberland County. **(Pg. 43)**

H. Budget Revisions: **(Pgs. 44-47)**

(1) Health **(Pg. 44)**

- a. Adult Health – Revision in the amount of \$3,000 to recognize funds to support the Diabetes Education Program. (B15-323) **Funding Source – Other**

(2) JCPC

- a. Programs - Revision in the amount of \$36,536 to adjust the budget to match the state contracts. (B15-320) **Funding Source – State (Pg. 45)**
- b. Residential Group Homes/Social Services - Revision in the amount of \$4,018 to recognize additional funds and to better align the budget with projected expenditures and revenue. Revision to move available funds needed to balance the Group Home budget. (B15-325 and B15-325A) **Funding Source –State (Pg. 46)**

2.D. Approval of Cumberland County Facilities Committee Report and Recommendation(s): **(Pg. 14)**

- 1. Bullard Circle Water Extension Interlocal Agreement. – **APPROVED (Pg. 22)**
- 2. Bids for the Construction of the Bullard Circle Water Extension Project. - **APPROVED (Pg. 28)**

3. Public Hearings **(Pgs. 48-74)**

Uncontested Rezoning Cases

Conditional Zoning District

- A) **Case P15-09:** Rezoning of 8.42+/- acres from R6A to C2(P) Planned Service and Retail/CZ Conditional Zoning for retailing, office and trade contractor or to a more restrictive zoning district; located on the southwest side of SR 1126 (Brooklyn Circle), northeast of Lady Lane Road; submitted by Thomas D. Horne and Timothy Sealy on behalf of Directional Services Inc. (owner) and Greg Bagley. **(Pg. 48)**

Staff Recommendation:

1st motion for Case P15-09: 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 P15-09: Move to approve the rezoning for C2(P) Planned Service and Retail/CZ Conditional Zoning for trade contractor with open storage as recommended by 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.

Planning Board Recommendation: Approve the Staff Recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

Rezoning Case

- B) **Case P15-21:** Rezoning of .21+/- acre from C1(P) Planned Local Business to R7.5 Residential or to a more restrictive zoning district, located at 3835 Cumberland Road, submitted by Geoffrey D. and Ann S. Kieser (owners). **(Pg. 60)**

Staff Recommendation:

1st motion for Case P15-21: 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 P15-21: Move to approve the rezoning for R7.5 Residential district as recommended by 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.

Planning Board Recommendation: Approve the Staff Recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

- C) **Case P15-22:** Rezoning of 1.58+/- acres from R10 Residential to C1(P) Planned Local Business or to a more restrictive zoning district; located on the northwest side of NC Hwy 210 (Lillington Hwy), southeast of SR 1451 (E Manchester Road); submitted by William S. Wellons, Jr. on behalf of W.S. Wellons Corporation (owner). **(Pg. 63)**

Staff Recommendation:

1st motion for Case P15-22: 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 P15-22: Move to approve the rezoning for C1(P) Planned Local Business as recommended by 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.

Planning Board Recommendation: Approve the staff recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

- D) **Case P15-23:** Rezoning of 1.30+/- acres from A1 Agricultural to R20 or to a more restrictive zoning district, located at 8477 and 8495 Clinton Road, submitted by Horace T. Cashwell heirs (owners). **(Pg. 66)**

1st motion for Case P15-23: 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 P15-23: Move to deny the rezoning for R20 Residential, but approve RR Rural Residential as recommended by 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.

Planning Board Recommendation: Approve the Staff Recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

Text Amendment

- E) **Case P15-25:** Revision and amendment to the Cumberland County Zoning Ordinance by amending Article II Interpretations, Calculations, and Definitions, Section 202. Methods of Calculations, creating provisions for the measurement of height and Section 203. Definitions of Specific Terms and Words, specifically amending Public Utility Station and creating a definition for Solar Farms; amending Article IV Permitted, Conditional, and Special Uses, Section 403. Use Matrix by inserting SOLAR FARMS as a land use classification allowed as a permitted (P) use in the A1 Agricultural and the M1(P) and M(P) Industrial zoning districts; amending Article IX Individual Uses, creating Section 924.1 entitled: Solar Farms, inclusive of sub-sections A through H; and updating the table of contents as appropriate. **(Pg. 69)**

1st motion for Case P15-25: Move to find the text amendment 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 Land Use Codes Committee 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 P15-25: Move to approve the text amendment for solar farms in the County as recommended by the Land Use Codes Committee 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.

Planning Board Recommendation: Approve the Land Use Codes Committee Recommendation

ACTION: APPROVED PLANNING BOARD RECOMMENDATION

Items of Business

4. Consideration of CDBG Grant Funds for Groveview Terrace Project. - **APPROVED (Pg. 75)**
5. Consideration of the 2015-2016 Strategic Plan. – **APPROVED (Pg. 80)**
6. Nominations to Boards and Committees **(Pgs. 100-105)**
 - A. Jury Commission (1 Vacancy) **(Pg. 100)**

NOMINEE(S): STEVE HARPER

7. Appointments to Boards and Committees **(Pgs. 106-107)**
 - A. ABC Board (1 Vacancy) **(Pg. 106)**

Nominee: Wade Hardin (Reappointment)

APPOINTEE(S): WADE HARDIN

RECESSED THE BOARD OF COMMISSIONERS' MEETING

CONVENED THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURNED (Pg. 108)

1. Consent Agenda –**APPROVED CONSENT AGENDA ITEMS 1.A. AND 1.B.**
 - A. Approval of minutes for the February 16, 2015 regular meeting.
 - B. Approval of First Amendment to the Eastover/Norcross Sanitary Sewer

Interlocal Agreement. **(Pg. 109)**

RECESSED THE BOARD OF COMMISSIONERS' MEETING

**CONVENED THE KELLY HILLS/SLOCOMB ROAD WATER & SEWER DISTRICT
GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURNED **(Pg. 115)****

1. Items of Business

A. Approval of minutes for the April 20, 2015 special meeting. - **APPROVED**

B. Approval of the Rate Structure for the Kelly Hills/Slocomb Road Water & Sewer District. – **APPROVED Pg. 116**

RECONVENED THE REGULAR BOARD OF COMMISSIONERS MEETING

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

ADJOURNED