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**ACTION AGENDA  
CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
COURTHOUSE – ROOM 118  
DECEMBER 19, 2016  
6:45 PM**

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INVOCATION – Commissioner Jeannette Council

PLEDGE OF ALLEGIANCE –

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

Recognition of the Cumberland County Public Library & Information Center receiving three awards from the North Carolina Public Library Directors Association:

- 1) Outstanding Award for Teen Library Program
  - 2) Adult Library Programming for “It’s a WRAP” Winter Reading & Activity Program
  - 3) Staff Development Program for Calculating the Caldecott.
1. Approval of Agenda - **APPROVED**
  2. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 2.A. – 2.I.8)**
    - A. Approval of minutes for the December 5, 2016 Special Meeting.
    - B. Approval of Proposed Additions to the State Secondary Road System: **(Pg. 15)**  
Silver Creek Subdivision: Northbranch Road, Looking Glass Road,  
Palmate Court, Sweetflag Court, Matchpoint Court
    - C. Approval of Adoption of the Schedules, Standards, and Rules (SOV) for the 2017 Revaluation. **(Pg. 18)**
    - D. Approval of FY2016 Homeland Security Grant (HGSP) MOA# 1604-02 (Pass-Thru Grant for Cumberland County). **(Pg. 20)**
    - E. Approval of Extension of J.P. Riddle Stadium Lease to Hometown Sports America, Inc. **(Pg. 48)**

F. Approval of Ordinance Assessing Property for the Cost of Demolition: **(Pgs. 55-62)**

1) Case Number: MH 1370-2016 **(Pg. 55)**

Property Owner: Thomas Wyatte McKinney  
Property Location: 3602 & 3638 McBryde Street, Linden, NC  
Parcel Identification Number: 0563-62-1634

2) Case Number: MH 1368-2016 **(Pg. 57)**

Property Owner: John H. Pennie  
Property Location: 476 Slocumb Road, Fayetteville, NC  
Parcel Identification Number: 0542-51-3084

3) Case Number: MH 609-2014 **(Pg. 59)**

Property Owner: Santos R. Arroyo  
Property Location: 119 Trailwood Drive, Fayetteville, NC  
Parcel Identification Number: 0436-01-5464

4) Case Number: MH 1389-2016 **(Pg. 61)**

Property Owner: Peggy Jones & Harry Hales  
Property Location: 5025 Cumberland Drive, Fayetteville, NC  
Parcel Identification Number: 0405-85-2535

G. Approval of Cumberland County Finance Committee Report and Recommendation: **(Pgs. 63-77)**

1) Temporary Part-Time Position at Animal Control. **(Pg. 75)**

2) Change Order for the Haul Road Contract at the Ann Street Landfill. **(Pg. 76)**

H. Approval of the Cumberland County Policy Committee Report and Recommendation on the Interlocal Agreement with the Town of Eastover for Minimum Housing Ordinance Enforcement. **(Pg. 78)**

I. Approval of Budget Revisions: **(Pg. 87)**

**General Fund 101**

**1) Public Health - Budget Ordinance Amendment B170110 to increase salary and benefits in the amount of \$4,583**

The Board is requested to approve Budget Ordinance Amendment B170110 in the amount of \$4,583. The Public Health Director has requested position 118001809 be reclassified from a Public Health Nurse I to a Public Health Nurse II. This position is in the Adult Health Clinic and

has assumed responsibilities of the Wisewoman Coordinator. This increase will be funded by through the NC Wisewoman funding.

Please note this amendment requires no additional county funds.

**2) Sheriff's Department - Budget Ordinance Amendment B170117 to increase salaries by \$70,000 for career development increases**

The Board is requested to approve Budget Ordinance Amendment B170117 in the amount of \$70,000. Deputies and Detention Officers are eligible for 5% career development increases at specified intervals based on the Sheriff's Office salary plan. These funds were included in the adopted Budget in the Re-certifications Pay/Benefits line, but need to be transferred to the Salaries-Wages Regular line from which they will be paid.

Please note this amendment requires no additional county funds.

**3) Department of Social Services - Budget Ordinance Amendment B170152 to recognize grant funds of \$7,500 from the Casey Foundation**

The Board is requested to approve Budget Ordinance Amendment B170152 in the amount of \$7,500 for grant funds awarded by the Casey Foundation. This grant is to be used for permanency planning for children in foster care.

Please note this amendment requires no additional county funds.

**4) Administration - Budget Ordinance Amendment B170141 for \$40,864 to increase salaries in multiple departments**

The Board is requested to approve Budget Ordinance Amendment B170141 in the amount of \$40,864 to cover the county wide impact of salary adjustments related to Fair Labor Standards Act changes, which were processed before the announced delay in implementation. These changes were presented to the Finance Committee on November 4, 2016.

Please note this amendment requires no additional county funds.

**Workforce Investment Opportunities Act Fund 255**

**5) Workforce Investment Opportunities Act Adults - Budget Ordinance Amendment B170124 to recognize grant funds in the amount of \$700,000 from NC Department of Commerce Division of Workforce Solutions**

The Board is requested to approve Budget Ordinance Amendment B170124 in the amount of \$700,000 from the NC Department of Commerce Division of Workforce Solutions for the Dislocated Worker National Emergency Grant. The grant will be used for training and work experience for Hurricane Matthew related displaced workers.

Please note this amendment requires no additional county funds.

**6) Workforce Investment Opportunities Act Adults - Budget Ordinance Amendment B170128 to recognize grant funds in the amount of \$295,400 from NC Department of Commerce Division of Workforce Solutions**

The Board is requested to approve Budget Ordinance Amendment B170128 in the amount of \$295,000 from the NC Department of Commerce Division of Workforce Solutions National Emergency Grant for dislocated workers. This grant will be used to implement a Certified Career Pathways training program.

Please note this amendment requires no additional county funds.

**Crown Center Fund 600**

**7) Crown- Budget Ordinance Amendment B170354 to increase Capital Outlay and Contingency Operating by \$87,253 for elevator repairs**

The Board is requested to approve Budget Ordinance Amendment B170354 in the amount of \$87,253 for required elevator repairs. The elevator is currently inoperable. The budget revision includes a 10% contingency amount.

Please note this amendment requires the use of Crown Center fund balance.

**REGARDING THE FOLLOWING ITEM 8 PLEASE NOTE:**

Each fiscal year County departments may have projects that are not complete by the fiscal year end (6/30/16) or items ordered that have not been received by fiscal year end. These projects or items were approved in the Fiscal Year 2016 budget however the money was not spent by June 30, 2016. The following amendments seek to bring those funds forward from FY 2016 into the current fiscal year, allowing departments to complete and pay for these items. These revisions are not using 'new' funds, but are recognizing the use of FY16 funds in FY17.

**General Fund 101**

8) **Department of Social Services - Budget Ordinance Amendment B170232 to appropriate FY16 fund balance in the amount of \$2,240 to increase the Family to Family expense line**

The Board is requested to approve Budget Ordinance Amendment B170232 in the amount of \$2,240 to appropriate FY16 fund balance. These funds were received from the Casey Foundation for the first half of calendar year 2016 and will be used for permanency planning for children in foster care.

Please note this amendment requires a re-appropriation of FY16 fund balance to the current year.

3. Public Hearings **(Pgs. 90-148)**

**Uncontested Rezoning Cases**

- A. **Case P16-44:** Rezoning of 1.85+/- acres from C1(P) Planned Local Business to C(P) Planned Commercial, or to a more restrictive zoning district, located at 124 Baywood Road, submitted by Jing Mester on behalf of Baywood Properties, LLC (owners). **(Pg. 90)**

**Staff Recommendation:**

**1<sup>st</sup> motion for Case P16-44:** 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.

**2<sup>nd</sup> motion for Case P16-44:** Move to approve the rezoning for C(P) Planned Commercial (Staff recommended denial of C(P), approval of C2(P)) 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**

- B. **Case P16-49:** Rezoning of 4.33+/- acres from A1 Agricultural to C(P) Planned Commercial/CZ Conditional Zoning for wholesale sales, or to a more restrictive zoning district, located at 8015 Maxwell Road, submitted by Holden Family Investments, LLC (owner) and Thomas Neville (agent). **(Pg. 93)**

**Staff Recommendation:**

**1<sup>st</sup> motion for Case P16-49:** 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.

**2<sup>nd</sup> motion for Case P16-49:** Move to approve the rezoning for C(P) Planned Commercial/CZ Conditional Zoning for wholesale sales 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**

**Contested Cases**

- C. **Case P16-47:** Rezoning of 75.00+/- acres from A1 Agricultural & R40 Residential to R20 Residential, or to a more restrictive zoning district, located at 2787 Thrower Road, submitted by Vance U. Tyson on behalf of Asby Holdings, LLC (owner) and Crawford McKethan (agent). **(Pg. 96)**

**Planning Board Recommendation:**

**1<sup>st</sup> motion for Case P16-47:** Move that even though the request may be consistent with the 2030 Land Use Plan, it was not reasonable because it was not consistent with the recently adopted South Central Plan, which minutes are to be fully incorporated herein by reference.

**2<sup>nd</sup> motion for Case P16-47:** Move to deny the request for R20 zoning and approve R30 zoning 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 Planning Board recommendation.

**ACTION: APPROVED R20 RESIDENTIAL**

**Minimum Housing Code Enforcement**

- D. Case Number: MH 1580-2016 **(Pg. 101)**  
Property Owner: Teresa B. Spell  
Property Location: 5013 Cumberland Road, Fayetteville, NC  
Parcel Identification Number: 0405-85-3515

**ACTION: 30 DAYS**

- E. Case Number: MH 1581-2016 **(Pg. 113)**  
Property Owner: Vanessa G. Cuthbert  
Property Location: 2404 Elcar Drive, Fayetteville, NC  
Parcel Identification Number: 0415-55-7134

**ACTION: 30 DAYS**

- F. Case Number: MH 1588-2016 **(Pg. 120)**  
Property Owner: Pam Smith Heirs  
Property Location: 4828 Jefferson Street, Hope Mills, NC  
Parcel Identification Number: 0413-85-2215

**ACTION: 30 DAYS**

- G. Case Number: MH 1577-2016 **(Pg. 126)**  
Property Owner: Draughon Holdings, LLC  
Property Location: 5375 Antique Drive, Hope Mills, NC  
Parcel Identification Number: 0413-26-7662

**ACTION: 30 DAYS**

**Other Public Hearings**

- H. Public Hearing for Consideration of Petition of DSI Properties, LLC, to Close an Unnamed, Unopened Road. – **APPROVED** **(Pg. 136)**
- I. Public Hearing on Community Development Substantial Amendment to the 2016 Annual Action Plan. **(Pg. 142)**
- 1) Approval of the Substantial Amendment to the 2016 Annual Action Plan. - **APPROVED** **(Pg. 142)**
- 2) Approval of Increase in the Maximum Amount of Aid Per Household Grant Award Amount in the Community Development Housing Rehabilitation Program. – **APPROVED** **(Pg. 148)**

Items of Business

4. Consideration of Designation of Voting Delegate to the NCACC's 2017 Legislative Goals Conference. – **DESIGNATED COMMISSIONER FAIRCLOTH** **(Pg. 149)**

5. Nominations to Boards and Committees **(Pgs. 151-152)**
- A. Alliance Behavioral Healthcare Board of Directors (1 Vacancy)

**NOMINEE(S): COMMISSIONER MICHAEL BOOSE**

6. Appointments to Boards and Committees **(Pgs. 153-164)**

- A. Civic Center Commission (3 Vacancies) **(Pg. 153)**

Nominees: Joe Gillis  
Gregory Parker  
Sheba McNeil (Reappointment)

**APPOINTEE(S): JOE GILLIS  
GREGORY PARKS  
SHEBA MCNEIL**

- B. Cumberland County Juvenile Crime Prevention Council (1 Vacancy) **(Pg. 156)**

Nominee: Gregory Raymond Koonce, Jr.

**APPOINTEE(S): GREGORY RAYMOND KOONCE, JR.**

- C. North Carolina's Southeast Board of Directors (1 Vacancy) **(Pg. 161)**

Nominee: Dr. Larry Keen

**NOMINEE(S): DR. LARRY KEEN**

- D. Senior Citizens Advisory Commission (1 Vacancy) **(Pg. 163)**

Nominee: Sonja Sato

**APPOINTEE(S): SONJA SATO**

7. Closed Session: If Needed

**ADJOURNED**