
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
JUNE 17, 2002
7:00 PM

INVOCATION Commissioner Jeannette Council

Pledge of Allegiance – Briana Bowen, Pre-Kindergartener -W.T. Bowen Elementary School

Introduction of Ex-Officio High School Student Participant –

Nicole Andres, Senior - Reid Ross Classical School

OATH OF OFFICE Mr. Charles A. Register, Eastover Sanitary District

Recognition of Outgoing Board/Committee Members:

Mr. Robert Bennett – Stormwater Advisory Board
Ms. Pam Jenkins – Community Health Care Council
Mr. Stephen R. Satsky – FTCC Board of Trustees
Mr. Doug Stephens – Cemetery Commission

1. Public Hearings **Approved A thru J**

Uncontested Rezoning Cases

- A. Case P02-31. The rezoning of 1.15 acres from R6A to C3, or a more restrictive zoning district at 1274 Lillington Highway, owned by Lillie M. Thomas.
- B. Case P02-34. The rezoning of 31.71 acres from A1 to C(P) or a more restrictive zoning district, on Poverty Flats Road, south of Goldsboro Road, owned by Jasper C. and James M. Williams.
- C. Case P02-39. The rezoning of .99 acres from A1 to R10, or a more restrictive zoning district, on Bramble Street, south of Cypress Lakes Road, owned by Thomas R. and Alfred N. Prewitt.
- D. Case P02-40. The rezoning of 3.0 acres from A1 to R40, or a more restrictive zoning district, at 6110 Goldsboro Road, owned by James L. Jr. and Belinda D. White.

- E. Case P02-43. The rezoning of 9.71 acres from A1 to R40, or a more restrictive zoning district, on Ramsey Street, across from Bay Trace Drive, owned by Thomas W. and Cynthia M. Bill.
- F. Case P02-44. The rezoning of 2.0 acres from A1 to R40A, or a more restrictive zoning district, at 6023 New Hope Church Road, owned by Evelyn D. Carroll.
- G. Case P02-45. The rezoning of a .04 acre portion of a .32 acre tract from R6A to C3 or a more restrictive zoning district, at 2040 Draughone Avenue, owned by Oaka Lee Parker, Jr.
- H. Case P02-47. The rezoning of 48.6 acres from R15 and RR to R10 or a more restrictive zoning district, on Hoke Loop Road, south of Hodhat Drive, owned by Ed Williams and John Williams, et. al.
- I. Case P02-48. The rezoning of 5.0 acres from A1 to R40A or a more restrictive zoning district, at 576 Palestine Road, owned by Terry E. Bowden.
- J. Case P02-54. The rezoning of 2.0 acres from A1 to R40A or a more restrictive zoning district, at 7018 Alisha Lane, owned by Durwood J., Sr., and Marilyn A. Hudson.

Contested Rezoning Cases Approved K thru L

- K. Case P02-41. The rezoning of 4.72 acres from A1 to R40, or a more restrictive zoning district, at 7346 Fire Department Road, owned by Joe J. and Lisa F. Hodges.
- L. Case P02-50. The rezoning of 1.4 acres from RR to M(P) or a more restrictive zoning district, at 1593 and 1577 River Road, owned by Affordable Portables of Fayetteville, Inc. and Wayne T. Williams Sr., and wife.

Conditional Use Overlay Cases Approved M thru N

- M. Case P02-08. A Conditional Use Overlay District and Permit to allow automobile sales and automobile and lawn mower parts and accessory sales, on 1.0 acre in an A1 district at 6898 and 6904 Goldsboro Road, owned by Faustino Espino.

- N. Case P02-42. The rezoning from R10 to O&I, and a Conditional Use Overlay District and Permit for residential use in O&I, for portions of a 5.22 acre tract at 5948 Fisher Road, owned by James C. Pate and Faye L. Yopp.

Ordinance Amendments **Approved O thru P**

- O. Case P02-53. Amendment to the Cumberland County Code of Ordinances, Chapter 32, Tables 1-F and 1-H, by adding Wireless Communications and Accessory Sales in alphabetical order.
- P. Case P02-56. Amendments to the Cumberland County Code of Ordinances, Appendix A, Section 10.1 "Definitions" by adding "Residential Habilitation Support Facility" and "Family Care Home" alphabetically; amend Tables 1-A-1, 1-A-2, 1-B, 1-B-1, 1-C-1, 1-E and 1-H by adding the above created uses as permitted or Conditional Uses; amend Section 2.1 by creating Section 2.12(b) establishing a one-half mile separation for family care homes; and amend Section 3.5 by creating Section 3.57 "Minimum Requirements for Residential Habilitation Support Facilities."

Other Public Hearing **Approved**

- Q. Consideration of Renaming Wilson Avenue to Grubb Lane (Manchester Fire District).
2. Presentation of Averagesboro Battlefield Commissioner Matters: **Approved A thru B**
- A. Resolution in Support of Civil War Preservation Trust's TEA-21 Grant Application for the Preservation of Historical Land and Viewsheds in Cumberland County
- B. Endorsement of Averagesboro Battlefield Commission's TEA-21 Grant Application for the Oak Grove Plantation House Enhancement Project.
3. Discussion Concerning the Renaming of the Charlie Rose Agri Expo Center. **No Action**
4. Consent Agenda **Approved A thru M(7)**
- A. Approval of minutes for the June 3, 2002 regular meeting, June 3, 2002 and June 6, 2002 Special Meetings.
- B. Approval of Renewal of Time Warner Cablevision Franchise (1st Reading).

- C. Approval of a Resolution of the Cumberland County Board of Commissioners Declaring as Surplus Its Interest in Two Hazmat Vehicles and Authorizing Their Conveyance to the City of Fayetteville.
- D. Approval of Community Development Housing Program Policies.
- E. Approval of Completion Contractor for the Cumberland County Detention Center.
- F. Approval of the FY03 Home and Community Care Block Grant for Older Adults Agreement Between County of Cumberland and Mid-Carolina Area Agency on Aging, and 2002-2003 County Funding Plan.
- G. Approval of Offer from Cape Fear Baptist Church to Buy .12 Acres of Former Les Maxwell School Property.
- H. Approval of Franchise Agreement and Ordinance for New DSS Building – Robertson’s Food Service (1st Reading).
- I. Approval of Franchise Agreement and Ordinance for Cumberland County Mental Health – Bradford Avenue Center – A&R Wilson Enterprise, Inc. (1st Reading).
- J. Approval of Franchise Agreement and Ordinance for Cumberland County Mental Health – Roxie Avenue Center – A&R Wilson Enterprise, Inc. (1st Reading).
- K. Approval of Resolution to Request Acceleration of Scheduling and Funding of North Carolina Department of Transportation Project R-2609 – US Highway 401 North from Cumberland County to Wake County.
- L. Approval of Rhonda Graham as Deputy Finance Officer for the Cumberland County Civic Center.
- M. Budget Revisions:
 - (1) Health
 - a. Adult Health - Revision in the amount of \$7,000 to budget additional earned revenue. (B02-475) **Funding Source – Fees**
 - b. Family Planning – Revision in the amount of \$8,000 to budget additional earned revenue. (B02-476) **Funding Source – Fees**

- c. Laboratory – Revision in the amount of \$21,500 to recognize additional lab fees to purchase supplies. (B02-480) **Funding Source – Fees**
- (2) Law Enforcement Block Grant 2000

Revision to appropriate \$338 of interest received last fiscal year and to recognize \$333 of interest revenue received this fiscal year. (B02-472) **Funding Source – Prior and Current Year Interest Income**
- (3) Public Safety Other/General Government Other

Revision in the amount of \$182,303 to reallocate contingency funds to budget for mandatory Youth Detention costs. (B02-460) **Funding Source – Reallocation of Budgeted Expenditures**
- (4) School Capital Outlay – Category I

Revision in the amount of \$1,200,000 to appropriate school sales tax fund balance to fund roofing projects as approved by the Cumberland County Board of Education. (B02-457) **Funding Source – School Sales Tax Fund Balance**
- (5) Mental Health
 - a. Willie M Departments – Revisions to budget State allocation reduction for fiscal year 2002 (\$695,642); to budget the transfer of funds (\$14,389) from Willie M. Respite and Willie M Outpatient Treatment departments to the Willie M. Alternate Family Living department; and to budget additional fees of \$181,405. (B02-464 through B02-464G) **Funding Source – State and Fees**
 - b. MR/MI Case Management, Administration, and Contracted Services – Revisions in the net amount of \$25,000 to transfer funds from the MR/MI Case Management department and MR/MI Administration department to the MR/MI Contracted Services department to budget for increase in contracted services for supervised living. (B02-461 through B02-461B) **Funding Source – Reallocation of Budgeted Revenues and Expenditures**
 - c. MH-Willie M. Paraprofessional/Willie M. Case Management – Revisions in the amount of \$4,500 to transfer state funds from the Paraprofessional budget to the Case Management budget for room and board contracts. (B02-471 through B02-471A) **Funding Source – Reallocation of Budgeted Revenues and Expenditures**

- d. MH-High Risk Prevention – Revision in the amount of \$6,745 to establish a new Substance Abuse Education Specialist position. (B02-463) **Funding Source – Federal Grant**
 - e. MH-Administration – Revision to appropriate fund balance of \$5,000 to budget additional funds in order to increase the contract for the Area Board Attorney. (B02-466) **Funding Source – Mental Health Fund Balance**
 - f. MH-Medical Records – Revision to appropriate fund balance in the amount of \$9,000 to budget for the maintenance on a dictation system and to print medical records forms. (B02-468) **Funding Source – Mental Health Fund Balance**
 - g. MH-DD Contracts – Revision to appropriate fund balance of \$20,000 and to increase fees by \$25,000 to budget additional funds needed for supplies and services. (B02-469) **Funding Source – Fees and Mental Health Fund Balance**
 - h. SA Periodic/Adult Periodic/Periodic Outpatient Services – Revisions in the amount of \$158,938 to reallocate state funds with federal funds per the NC Department of Health and Human Services Division of Mental Health. (B02-470 through B02-470B) **Funding Source – Reallocation of State and Federal Revenue**
- (6) Civic Center/Prepared Food & Beverage Tax Fund
- Revision in the amount of \$200,000 to transfer funding from the Prepared Food & Beverage Tax Fund to the Civic Center Fund to fund actual operating cost for fiscal year ending June 30, 2002. (B02-479 and 479A) **Funding Source –Food and Beverage Tax**
- (7) Special Fire District Fund
- Revision in the amount of \$5,288 to recognize additional tax revenue and to distribute Special Fire District funds to the five low wealth districts and to the Fire Chief’s Association. (B02-465) **Funding Source –Special Fire District Tax**

ITEMS OF BUSINESS

- 5. Nominations to Boards and Committees
 - A. Adult Care Home Community Advisory Committee (2 Vacancies)

Nominees:

Lela Clark

Dr. Claudette Thompkins

6. Appointments to Boards and Committees

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

Appointed: John Poulos

- B. Juvenile Crime Prevention Council (5 Vacancies)

Appointed:

Substance Abuse Professional

Stuart Bowers

Member of Faith Community

Rev. Joseph Bathe (Reappointment)

Person Under Age 21

Shakeema Burns

Juvenile Defense Attorney

Carmon Jean Battle

Member of Business Community

Marya Fuentes (Reappointment)

7. Approval of Bond Order Authorizing the Sale of \$14,875,000 General Obligation Bonds for the Purpose of Financing School Facilities. **Approved**

8. Consideration of Canceling the July 1, 2002 Board of Commissioners Meeting. **Approved**

9. Closed Session: **Approved the naming of Aaron Donaldson as Tax Administrator**

- A. Attorney Client Privilege Matter(s) - Including National Alliance for the Mentally Ill, Cumberland County, NC, Inc. vs. Cumberland County

ADJOURN

THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER COMMUNITY CHANNEL 7.

MEETINGS:

July 1, 2002 – (Monday) – 9:00 AM - NOTE: MAY BE CANCELED

July 15 , 2002 – (Monday) –CANCELED