
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
FEBRUARY 17, 2004 (TUESDAY)
7:00 PM

INVOCATION - Commissioner Breeden Blackwell

PLEDGE OF ALLEGIANCE –

Recognition of Outgoing Board Members:

James Carson – Civic Center Commission
Mary T. Thomas – Cape Fear Valley Health System Board of Trustees
Eleanor McGinnis – Board of Health
Dr. Joseph F. Johnson – Library Board of Trustees
C. Kim Nazarchyk – Library Board of Trustees
Sue Thomas – Cumberland County Juvenile Crime Prevention Council
Billy Manning – Senior Citizens Advisory Board

Cumberland County 250th Anniversary History Briefing – Mayor Wayne Lucas, Town of Falcon
Mayor Billy Horne, Town of Stedman

1. PUBLIC HEARINGS

UNCONTESTED CASES

Rezoning

- A. Case P03-93. The rezoning of a 5.02-acre portion of an 18.06-acre tract from C(P) to RR, or a more restrictive zoning district, at 5418 Clinton Road, owned by Michael L. Norris. **Approved RR**
- B. Case P03-94. The rezoning of 29.65 acres from HS(P)/CUO to A1, or a more restrictive zoning district, at 6250 Wade-Stedman Road, owned by Ralph P. and Martha A. Bogle. **Approved A1**
- C. Case P04-02. The rezoning of .28 acres from R6A to C3, or to a more restrictive zoning district, at 4429 Cumberland Road, owned by Curtis B. Hatcher. **Approved C3**

- D. Case P04-03. The rezoning of 23.8 acres from A1, RR and C1/CUO to C(P), or to a more restrictive zoning district, at 4793 South NC Hwy 87, owned by J. Franklin Johnson, III. **Approved C(P)**
- E. Case P04-04. The rezoning of .40 acres from R6 to R6A, or to a more restrictive zoning district, at 3221 Natal Street, owned by Billie J. and William D. Davis. **Approved R6A**

Conditional Use Overlay

- F. Case P03-96. Revision of a Conditional Use Overlay Permit to allow a produce stand and café in an HS(P)/CUO and RR/CUO District on 1.19 acres, at 3353 Dunn Road, owned by Sundust, LLC. **Approved revision of Permit**
- G. Case P03-97. A Conditional Use Overlay District and Permit to allow used car sales, car repairs and an office in an R10 District, on .46 acres, at 5843 Permastone Lake Road, owned by Ronald D and Wanda J. Walker. **Approved District Overlay and Permit with conditions**
- H. Case P04-11. A Conditional Use Overlay District and permit to allow mini-storage units and RV/Boat storage in an R6 district containing 18.61 acres on the south side of Cliffdale Road, east of Rim Road, owned by Bone Creek Investments, LLC. **Approved District Overlay and Permit with conditions**
- I. Case P04-19. Revision of a Conditional Use Overlay Permit to allow a quilting business, instruction and sewing machine repair on 1.0 acre in a PND district on the east side of Ramsey Street, north of Bethune Drive, owned by John R. and Carol S. Watkins. **Approved revision of Permit**

CONTESTED CASES

Rezoning

- J. Case P04-06. The rezoning of 106.6 acres from A1 to R40, or to a more restrictive zoning district, at the southwest quadrant of Butler Nursery and Marsh Roads, owned by Cumberland Group, LLC. **Sent this back to the Planning Board for modifications of petitioner's request**
- K. Case P04-07. The rezoning of .31 acres from R6A to C(P), or to a more restrictive zoning district, at 5000 Cumberland Road, owned by Mann and Byrd, LLC. **Approved C(P)**

Conditional Use Overlay

- L. Case P03-84. A Conditional Use Overlay District and Permit to allow a trucking business and storage of equipment on 5.62 acres, in an A1 District, at 2690 Indiana Court, owned by James W. Bourgoyne. **Approved District overlay and Permit with conditions**
- M. Case P03-85. A Conditional Use Overlay District and Permit to allow a trucking business and storage of equipment on 1.14 acres, in an A1 District, at 5694 Matt Hair Road, owned by John R. LeBlanc. **Approved District Overlay and Permit with conditions**
- N. Case P03-95. A Conditional Use Overlay District and Permit to allow a beauty shop in an R5 District, containing 1.62 acres, at 1439 Seventy-First School Road, owned by Lynn D. Smith and wife, Yang-Cha Smith. **Denied Request**

Other Planning Matters

- O. Public Hearing on Wade Study Area Detailed Land Use Plan **Accepted as information**
2. Consent Items **Approved A thru E(6)**
- A. Approval of minutes for the February 2, 2004 regular meeting.
 - B. Approval of Report and Recommendations of the City-County Liaison Committee Meeting held on January 29, 2004.
 - 1) Community Development
 - 2) Planning & Inspections
 - C. Approval of North Carolina Department of Transportation Request to Acquire Easements Affecting Portions of the Cumberland County Cemetery.
 - D. Approval of Health Department Delinquent Accounts to be Turned Over to Collectors.
 - E. Budget Revisions:
 - (1) Workforce Development-National Emergency Grant
 - Revision in the amount of \$2,280,828 to establish a new organization with the first installment of a \$6,001,899 grant from the Department of Labor. Funds are to be used to provide employment-related assistance for military spouses and Department of Defense civilian employees. (B04-340)
Funding Source – Federal

(2) Library Grants

Revision in the amount of \$20,000 to budget a LSTA Strengthening Library Collections Grant. (B04-341) **Funding Source – State**

(3) Health Administration/Jail Health

Revision in the amount of \$30,000 to reallocate expenditures to fund contracted services in the Jail Health program. (B04-343 and B04-343A) **Funding Source – Reallocation of Budgeted Expenditures**

(4) Mental Health

a. Adult Periodic - Revision in the net amount of \$6,000 to reconcile the County budget with State budget and to increase expenditures. (B04-346) **Funding Source – State and Reallocation of Budgeted Revenue**

b. DSS Family Preservation – Revision in the net amount of \$33,462 to reconcile the County budget with the State budget. (B04-347) **Funding Source – State and Mental Health Fund Balance**

c. Substance Abuse Periodic – Revision in the net amount of \$6,000 to reconcile the County budget with the State budget and to increase expenditures. (B04-352) **Funding Source – State and Reallocation of Budgeted Revenue**

d. Various Departments – Revisions to reconcile the County budgets with the State budgets. (B04-345, B04-348 through B04-351, and B04-353 through B04-357) **Funding Source – Reallocation of Budgeted Revenue**

(5) Cotton Fire District

Revision in the amount of \$100 to increase expenditures to cover unanticipated refunds to taxpayers. (B04-359) **Funding Source – Fire District Tax**

(6) Juvenile Crime Prevention

Revision in the amount of \$12,389 to recognize additional state funding for the Juvenile Assessment Center. (B04-360) **Funding Source – State and In-kind**

Items of Business

3. Presentation by District Attorney Ed Grannis Regarding the Cumberland County Detention Population. **Approved appropriation of funds to hire one Assistant District Attorney to assist in the management of the jail population. The funding will last for a period of 15 months. The Board will receive reports on the how much money this program is saving every 90 days. The Board has the option to discontinue the program with a 90 day notice to the District Attorney.**
4. Presentation by Neil Yarborough of a Petition Requesting Reconstruction of the Lake Upchurch Dam. **Staff will bring back information concerning the project to the April 1 meeting for consideration of a Preliminary Assessment Resolution**
5. Presentation by Harry Shaw Regarding the Cross Creek Linear Park Plan. **The Board moved to support the Plan**
6. Presentation by Bill Martin Regarding the Cumberland County Business Council Activities. **No action needed**
7. Consideration of Agreement Regarding a Proposed Joint Appearance Commission. **Approved Agreement**
8. Nominations to Boards and Committees
 - A. Adult Care Home Community Advisory Committee (3 Vacancies)

**Nominees: Brenda Matthews
Robert Searle
Patricia Paul**
9. Appointments to Boards and Committees
 - A. Equalization and Review Board (3 Vacancies)
 - 1) **Appointed:**
Appraiser Position: Swayne Hamlet (Reappointment)
Industrialist Position: W. Carroll Beard, Jr. (Reappointment)
At-Large Position: William "Bill" Holland

- 2) Appoint Chairman, First Vice Chairman and Second Vice Chairman.

Appointed: George Turner – Chairman
W. Carroll Beard, Jr., - First Vice Chairman
Curt Alexander – Second Vice Chairman

- B. Minimum Housing Appeals Board (1 Vacancy)

Appointed: Jimmy Ragland

- C. Transportation Advisory Board (3 Vacancies)

Appointed: County Health Director or Designee: Sharon Stanley
At-Large Representatives: Tammye Rey
Elyse Arthur

10. Closed Session: A. Personnel Matter Pursuant to NCGS 143.318.11(a)(6)
The Board accepted the rescission of the County Attorney's resignation

ADJOURN

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

MEETINGS: March 1, 2004 (Monday) - 9:00 AM (CANCELED)
March 15, 2004 (Monday) - 7:00 PM