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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**JUNE 21, 2004**  
**7:00 PM**  

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INVOCATION - Commissioner Ed Melvin

PLEDGE OF ALLEGIANCE –

Recognition of Outgoing Board Members:

Doug Stephens – Board of Adjustment

John McNatt Gillis, Jr. – Joint Planning Board

Special Recognition: American Legion Award for Outstanding Achievement  
in the Employment of Older Workers During 2003 -  
Patrick Hurley, Director of the Senior Aides Program

1. Public Hearing and Consideration of a Final Assessment Resolution for Public Water Service to the Windridge Subdivision.
2. Public Hearings – Zoning Cases

**Uncontested Cases**

**Rezoning**

- A. Case P04-37. The rezoning of a 12.69-acre portion of a 24.93-acre tract from C(P) to R5, or a more restrictive zoning district, at 3429 Black and Decker Road, submitted by Pastor Allen Collins.
- B. Case P04-39. The rezoning of a 1.95-acre portion of a 39.45-acre tract from HS(P) to A1, or a more restrictive zoning district, on the north side of Wade-Stedman Road, East of I-95, owned by Ralph and Martha Bogle.

**Conditional Use Overlay**

- C. Case P04-35. A Conditional Use Overlay District and Permit to allow a produce market and retail sales of merchandise in an R6A District on 1.0 acre at 415 Buhmann Drive, owned by Christine B. Farmer.

### **Contested Cases**

- D. Case P04-18 **\*\* REQUEST TO DELAY \*\***. The rezoning of 5.18 acres from RR to R6, or a more restrictive zoning district, at 7315 Rockfish Road, owned by Irina Anderson.
- E. Case P04-38. The rezoning of a 186.33-acre portion of a 217.67-acre tract from RR to R10, R5A, O&I and C(P), or a more restrictive zoning district, on the north side of Raeford Road, east of the County line, submitted by Larry King and Associates.

### **Conditional Use Overlay**

- F. Case P04-32. A Conditional Use Overlay District and Permit to allow an automotive repair shop in an R40 District on 6.49 acres at 3488 Nash Road, owned by David L. and Kelly A. Crawford.

### **Amendments to Cumberland County Zoning Ordinance**

- G. Case P04-40: Amendments/Revisions to the Cumberland County Zoning Ordinance, Section 5.31.1, Manufactured Homes must be constructed after July 1, 1976, and Section 10.2, Definitions of Specific Terms and Words, “Mobile Home Park,” to allow for relocation of pre-1976 manufactured homes when closure of manufactured home park is mandated by a government agency.

## 3. Presentations

- A. Presentation on the Institute for Community Leadership – Dr. Larry Norris.
- B. Presentation of the Tourism Development Authority Annual Report – Billy Wellons, Chairman.
- C. Consideration of County Facilities Committee Report Regarding the Animal Control Center and Sheriff’s Training Center Projects.

## 4. Consent Items

- A. Approval of minutes for the June 7, 2004 regular meeting and Public Hearing.
- B. Approval of Corrected Minutes of the May 17, 2004 Board of Commissioner’s Meeting regarding the Windridge Special Assessment Project.
- C. Approval of Contracts for the County Manager, Finance Director, County Attorney and Clerk to the Board.

- D. Approval of Amendment to Cape Fear Valley Health Systems Fiscal Year 2004 Capital Budget.
- E. Approval of Lake Upchurch Engineering Agreement.
- F. Approval of Change Order for Grays Creek Recreation Center, Change Order E-1, Electrical Contract.
- G. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – Lot 97A and 97B; PIN 9493-57-3358, Lake Upchurch Estates Section C (Located on Pine Lane off of Lake Upchurch Drive.
- H. Approval of Scheduling a Public Hearing and Consideration of Resolution of Intent to Close a Portion of the Proposed Shenandoah Dr. Extension.
- I. Approval of Scheduling a Public Hearing and Consideration of Resolution of Intent to Close Prospect Drive.
- J. Approval of Hope Mills Recreation Center Agreement.
- K. Approval of Renewal of Lease and Franchise Agreement for Food Services at the Cumberland County Mental Health Center’s Roxie Avenue Center (2<sup>nd</sup> Reading).
- L. Approval of Proposed Temporary Permit Fee for Tattoo Vendors.
- M. Approval of Ordinance Assessing Property for the Cost of Demolition:  
  - Case No. MH 1785-2003
  - Property Owner: Lucille Baldwin Life Estate
  - Property Location: Lot Across from 449 Bainbridge Road, Stedman, NC
  - Parcel Identification Number: 0496-22-5213
- N. Report on Proposed Joint City-County Human Relations Commission.
- O. Budget Revisions:

(1) Social Services Other

Revision in the amount of \$20,600 to recognize additional state funding for Smart Start. (B04-491) **Funding Source – State**

(2) Westarea Fire District

Revision in the amount of \$300 to increase expenditures to cover unanticipated refunds to taxpayers. (B04-494) **Funding Source – Fire District Taxes**

(3) Library Bond Fund

Revision in the amount of \$2,788 to increase expenditure budget in order to expend the remaining library construction bond funds including accrued interest. (B04-498) **Funding Source – Interest and Library Bond Fund Balance**

(4) General Government Other

Revision in the amount of \$15,640 to recognize Help America Vote Act (HAVA) Title I funding received in order to make all polling places accessible to voters with the full range of disabilities.(B04-499) **Funding Source – State Grant**

(5) Group Insurance

Revision in the amount of \$600,000 to budget funds for the year end audit accrual. (B04-501) **Funding Source – Group Insurance Fund Balance**

(6) NC Controlled Substance Tax

Revision in the amount of \$35,000 to appropriate fund balance to purchase automated Inmate Verifier and Palmprint/fingerprint Tracker system. (B04-503) **Funding Source – NC Controlled Substance Tax Fund Balance**

(7) Health

a. Jail Health - Revision in the amount of \$14,623 to recognize fees earned. (B04-500) **Funding Source- Fees**

- b. Immunization Clinic - Revision in the amount of \$9,000 to budget additional revenue projected to be earned. (B04-505) **Funding Source – Fees**
- c. Pharmacy - Revision in the amount of \$13,000 to adjust revenues to actual projected amount to be earned. (B04-506) **Funding Source – Health Fund Balance and Fees**
- d. Child Health Clinic – Revision in the amount of \$9,000 to adjust revenues to actual projected amount to be earned. (B04-507) **Funding Source – Health Fund Balance and Fees**
- e. Sexually Transmitted Disease Clinic – Revision in the amount of \$40,000 to adjust revenues to actual projected amount to be earned. (B04-508) **Funding Source – Health Fund Balance and Fees**

(8) Community Development Linden Revitalization Project

Revision in the amount of \$149,982 to return program income received from the sale of real property acquired with the Belt Boulevard Revitalization Project (\$133,299) and the payoff of a Linden housing rehabilitation loan (\$16,683) to the North Carolina Department of Commerce Division of Community Assistance. (B04-504) **Funding Source – Community Development Fund Balance**

(9) Mental Health

Revision in the amount of \$30,302 to reduce revenues and expenditures to reflect allocated budget and fees from the state. (B04-495) **Funding Source – Mental Health Fund Balance and Fees**

(10) School C.O. Category II

Revision in the amount of \$17,000 to reallocate existing expenditure budget as approved by the Cumberland County Board of Education. (B04-509) **Funding Source - Reallocation of Budgeted Expenditures**

(11) School C.O. Category III

Revision in the amount of \$2,500 to reallocate existing expenditure budget as approved by the Cumberland County Board of Education. (B04-509A)

**Funding Source – Reallocation of Budgeted Expenditures**

Items of Business

5. Consideration of Request to Discuss the PWC and City of Fayetteville Policy Regarding Water and Sewer Extensions into Unincorporated Areas of the County.
6. Consideration of Appointment of Voting Delegate for the NACo Conference, July 16-20, 2004.
7. Nominations to Boards and Committees
  - A. Cumberland County Juvenile Crime Prevention Council (4 Vacancies)
  - B. Joint Appearance Commission (4 Vacancies)
8. Appointments to Boards and Committees
  - A. Board of Adjustment (1 Vacancy)

Nominees: George Quigley
  - B. Criminal Justice Partnership Advisory Board (8 Vacancies)

Nominees: Ed Grannis – District Attorney Position  
Ron McSwain – Public Defender Position  
Billy King – County Commissioner Position  
Richard Hayes – At-Large Position  
Judge Kimbrell Tucker – At-Large Position  
Ralph Spivey – At-Large Position  
Frederick H. Frimet – At-Large Position  
Sherry Miller – Criminal Defense Attorney Position
  - C. Joint Planning Board (1 Vacancy)

Nominees: Doug Stephens  
Roy Turner

D. Mental Health Board (2 Vacancies)

Nominees:

Mental Health Representative from a  
Citizens Organization or Primary Consumer:

Louis Collazzo  
Diane Palmer

Individual w/Management or Business Expertise:

Bobbi L. Grammer  
Jim Hankins  
Sohee Weatherall

**ADJOURN**

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

**\*\*\* IMPORTANT NOTE: THERE WILL BE NO REGULAR BOARD MEETINGS IN JULY \*\*\***

**MEETINGS: August 2, 2004 (Monday) - 9:00 AM  
August 16, 2003 (Monday) - 7:00 PM**