
AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
AUGUST 15, 2005
7:00 PM

INVOCATION - Commissioner Kenneth Edge

PLEDGE OF ALLEGIANCE – Trent Tetterton

ADDITIONS: NORCRESS meeting.

1. Public Hearings

- A. Public Hearing Regarding the Proposed Transfer of Health Care Facilities of the County of Cumberland to the Cumberland County Hospital System, Inc. Pursuant to N.C. General Statute 131E-8.

APPROVED CONVERSION TO COMMUNITY GENERAL HOSPITAL

Uncontested Cases

- B. Case P05-26. The rezoning of an 8.04-acre portion of a 46.82-acre tract from A1 to R10, or a more restrictive zoning district, on the south side of Braxton Road, west of Chicken Foot Road, owned by Braxton Developers, LLC.

APPROVED R10

- C. Case P05-32. The rezoning of 76.0 +/- acres from A1 to R40, on the east and west sides of Thrower Road, south of John McMillan Road, owned by R.L. Cashwell, Jr. and Rebecca C. Johnson.

APPROVED R40 FOR 31.98 ACRES

- D. Case P05-35. The rezoning of .86 +/- acres from C1 to C3, or a more restrictive zoning district, at 1291 Andrews Road, owned by Jacqueline C. Andrews. **(Note: C3 is C(P) with adoption of the new zoning ordinance in June 2005).**

APPROVED C3 (WHICH IS C(P) IN THE NEW ORDINANCE

- E. Case P05-39. The rezoning of 1.0 +/- acres from A1 to RR, or a more restrictive zoning district, at 10361 Turnbull Road, owned by Taft and Elnora C. Hogan.

APPROVED RR.

- F. Case P05-40. The rezoning of a 29.93-acre portion of a 104.64-acre tract from A1 to R40, south of Heartpine Drive, east of NC Highway 87 South, owned by Johnson Hutaff Investments, LLC.

APPROVED R40 FOR 24.56 ACRES AND A1 FOR THE REMAINING 5.37 ACRES

- G. Case P05-44. The rezoning of 2.28 acres from A1 to R40A, or to a more restrictive zoning district, at 1491 Carrisbrooke Road, owned by Kenneth Faircloth.

APPROVED A1A

- H. Case P05-47. The rezoning of 4.59 acres from R10 to C(P), or to a more restrictive zoning district, at 4270 Sweetwater Drive, owned by Joseph P. Riddle, III.

APPROVED C(P)

- I. Case P05-49. The rezoning of 3.25 acres from A1 to R40A, or to a more restrictive zoning district, located at 4945 Cedar Creek Road, owned by James E. Davis.

APPROVED A1A

- J. Case P05-52. The rezoning of 3.28 acres from R6A to C(P), or to a more restrictive zoning district, located at 102 Indian Drive, owned by the Cumberland County Association for Indian People.

APPROVED C(P)

- K. Case P05-53. The rezoning of 2.25 acres from R10 to RR, or to a more restrictive zoning district, at 4245 Cameron Road, owned by Thomas O. H. Beck.

APPROVED R20

Conditional Use District and Permit

- L. Case P05-23. The rezoning of 11.83 acres from A1 to RR, or to a more restrictive zoning district and a Conditional Use District and Permit, to allow residential use of the property upon removal of the salvage yard, located at 7008 Goldsboro Road, owned by Yolanda Barefoot, et. al.

APPROVED R40A AND CONDITIONAL USE DISTRICT AND PERMIT WITH CONDITIONS

- M. Case P05-38. Revision of a Conditional Use Permit to allow a second home in an A1 District on 1.67 acres at 4450 Graye Fryers Lane, owned by Eddie R. Starling.

APPROVED PERMIT

Contested Cases

- N. Case P05-36. The rezoning of 13.55 +/- acres from A1 to R40 at 6440 NC Highway 87 South, owned by Faye Faircloth Jackson.

APPROVED R40

- O. Case P05-42. The rezoning of 186.0 +/- acres from RR to R10, or a more restrictive zoning district, on the north and south sides of Sunnyside School Road, west of I-95, owned by C. E. Jones, Jr.

SENT BACK TO PLANNING BOARD FOR CONSIDERATION OF CUD

- P. Case P05-43. The rezoning of two parcels totaling 83.03 +/- acres from A1 and RR to R10, or a more restrictive zoning district, east of L. A. Dunham Road, south of Sunnyside School Road, owned by Marcus Edwards Development, LLC.

SENT BACK TO PLANNING BOARD FOR CONSIDERATION OF CUD

- Q. Case P05-51. The rezoning of seven parcels totaling 137.96 acres from A1 and RR to R10, or a more restrictive zoning district, located at 5549 Braxton Road, owned by P. R. Barker.

APPROVED R10

Other Public Hearings

- R. Minimum Housing Code Enforcement

- (1) Case Number: MH 4086-2004
Property Owner: Cornelius R. Autry
Property Location: Next to 4232 Pleasantview Drive, Fayetteville, NC
Parcel ID Number: 0467-62-5073

GAVE 30 DAYS TO DEMOLISH OR REMOVE

- (2) Case Number: MH4207-2005
Property Owner: Bobby Ray Everett
Property Location: 2108 Memory Road, Hope Mills, NC
Parcel ID Number: 0443-11-9672

GAVE 30 DAYS TO DEMOLISH OR REMOVE

- (3) Case Numbers: MH 4087, 4088, 4089, 4090, 4091, 4092 and 4093-2005

Property Owner: Billy Ray Maxwell
Property Location: Eastover Estates Mobile Home Park,
Beard Road, Fayetteville, NC
(Unit Numbers: 3637, 3641, 3645, 3651, 3657, 3661, 3665)
Parcel ID Number: 0469-63-4411

GAVE 30 DAYS TO DEMOLISH OR REMOVE

2. Consent Agenda

- A. Approval of minutes for the August 1, 2005 regular meeting.

APPROVED

- B. Approval of Cumberland County Policy Committee Report and Recommendations:

1. Consideration of Waiving \$7 Privilege License (Tax) on Retired Law Enforcement Service Animals.

APPROVED

2. Policy of Renovations to County Facilities.

APPROVED

3. Consideration of Authorizing a Charge for Road Closures.

APPROVED

4. Consideration of an Interlocal Agreement with Robeson County to Provide Public water to a Proposed Subdivision on Roslin Farm Road in Cumberland County Near the Robeson County Line.

APPROVED

5. Amendments to Abandoned, Nuisance, and Junked Motor Vehicles (Article III of the Cumberland County Code).

APPROVED AND ADDED AN AMENDMENT - Sec9-47(d)(2): Any vehicle which the Planning and Inspections director or his/her designee determines on the basis of generally available compilations, data or information is regarded as having appreciable value as an antique.

6. Consideration of a Policy Regarding Public Comment at Commissioners Meetings.

APPROVED

- C. Approval of Ordinance Assessing Properties for the Cost of Demolition.
(Property at 5875 Kelly's Landing Road, PIN 0454-02-2083)

APPROVED

- D. Approval of Declaring Real Property Surplus and Authorizing Sale by Auction.
(Tax Foreclosures)

APPROVED

- E. Approval of New Courthouse Plaza Renovation Project Engineering Agreement.

APPROVED

- F. Approval of Cape Fear Valley Health System FY05-06 Operating and Capital Budget.

APPROVED

- G. Approval of Cape Fear Valley Health System Subleases.

APPROVED

- H. Approval of Bid Award of Uniform Contract for the Sheriff's Office.

APPROVED: American Uniforms

- I. Budget Revisions:

APPROVED

(1) Library

- a. Library Grants - Revision in the amount of \$15,000 to establish Library Services and Technology Act Planning Grant for a branch library development assessment. (B06-037) **Funding Source – State Grant**
- b. Library Grants – Revision in the amount of \$25,000 establish Library Services and Technology Act Basic Equipment Grant to replace computers used by the public. (B06-043) **Funding Source – State Grant**
- c. Foreign Language – Revision in the amount of \$2,424 to re-budget revenue received in prior year. (B06-038) **Funding Source – General Fund Fund Balance**

(2) Planning and Inspections

Revision in the amount of \$1,159 to reallocate budgeted expenditures to fund salary increase for new level of certification. (B06-039) **Funding Source – Reallocation of Budgeted Expenditures**

(3) Board of Elections

Revision in the amount of \$6,640 to budget unexpended grant funds from prior year. (B06-040) **Funding Source – General Fund Fund Balance**

(4) Print Shop

Revision in the amount of \$7,515 to appropriate fund balance to provide sufficient salary funds to fully fund the second Print Technician position for FY2006. (B06-042) **Funding Source – General Fund Fund Balance**

(5) Sheriff

School Law Enforcement: Revision in the amount of \$14,378 to appropriate fund balance to establish two crossing guard positions at The Ramsey Street Alternative Middle and High School. (B06-047) **Funding Source - General Fund Fund Balance**

(6) Health

Immunization Clinic – Revision in the amount of \$18,000 to appropriate fund balance for the purchase of state mandated equipment. (B06-046) **Funding Source – Health Department Fund Balance**

(7) Cooperative Extension

Revision in the amount of \$7,601 to re-budget unexpended grant funds from FY2005. (B06-045) **Funding Source – Grant**

(8) 1998 Local School Bond Projects

Revision in the amount of \$175,726 to budget interest income (\$49,307) and contractor sales tax (\$126,419) earned in FY2005. (B06-044)
Funding Source – Interest Income and Contractor Sales Tax

(9) Crown Center/General Government Other

Revision in the amount of \$80,000 to budget transfer from General Fund to be used for improvements to the cooling tower system at the Crown Coliseum. (B06-048 and B06-048A) **Funding Source – General Fund Fund Balance**

Items of Business

3. Nominations to Boards and Committees

A. Homelessness Task Force (2 Vacancies)

Nominee: Trudy Locklear

B. Minimum Housing Appeals Board (1 Vacancy)

Nominee: Clyde Vaughan (moved from alternate list)

C. Planning Board (1 Vacancy)

Nominees: Carrie Sutton
Sara Piland

D. Workforce Development Board (6 Vacancies)

Nominees: Private Sector: Kathy Olsen, Bob Dickerson, Annie Haxan
Public Sector: Vivian Tokes
Community Based Organization: Patricia Tyson
Labor Representative: Damita Rucker-Ash

4. Appointments to Boards and Committees

A. 2030 Growth Vision Plan Task Force (4 Vacancies)

APPOINTED THE NOMINEES

Nominees: 2 County Commissioner Members:

Commissioner John Henley

Commissioner Diane Wheatley

2 Cumberland County Joint Planning Board Members:

Clifton McNeill, Jr.
Charles Morris

- B. Board of Adjustment (2 Vacancies)

APPOINTED THE NOMINEES

Nominees: Johnny Lee Council – Alternate Member
Joe Potts – Regular Member

- C. Cape Fear Valley Health System Board of Trustees (1 Vacancy)

APPOINTED THE NOMINEE

Nominee: Ralph Mitchell

- D. Joint Appearance Commission (2 Vacancies)

APPOINTED THE NOMINEES

Nominees: Elizabeth B. Moore
Dianne Howard Sheppard

- E. Juvenile Crime Prevention Council (4 Vacancies)

APPOINTED THE NOMINEES

Nominees:

<u>At-Large Representative:</u>	Patrick Hurley (Reappointment)
<u>Member of Business Community Representative:</u>	Gene Hallock
<u>Health Director of Designee:</u>	Vaughn Steele
<u>Substance Abuse Professional:</u>	Lynett Shakeel

- F. Parks and Recreation Advisory Commission (3 Vacancies)

Nominees: Maxey Gary Dove
Willie Cooper - APPOINTED
John D. Pone, Sr. - APPOINTED
Harold Smelcer – APPOINTED

TERMS: Three Years: Harold Smelcer, John D. Pone, Sr., John Goetke, Tom Cain

Two Years: Willie Cooper, Paul Caudill, Lynette Hill Gardner

G. Senior Citizens Advisory Board (1 Vacancy)

APPOINTED NOMINEE

Nominee: Rhonda Batten

RECESS THE BOARD OF COMMISSIONERS' MEETING.

**CONVENE THE KELLY HILLS/SLOCUMB ROAD WATER & SEWER DISTRICT
GOVERNING BOARD MEETING (SEE SEPARATE AGENDA) / ADJOURN
APPROVED AGENDA ITEMS**

**CONVENED THE NORCRESS WATER & SEWER DISTRICT GOVERNING BOARD
APPROVED AGENDA ITEMS**

RECONVENE THE REGULAR BOARD OF COMMISSIONERS MEETING.

5. Closed Session – (If Needed) NO CLOSED SESSION WAS NEEDED

ADJOURN