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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**FEBRUARY 22, 2005 (TUESDAY)**  
**7:00 PM**

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INVOCATION - Commissioner Diane Wheatley

PLEDGE OF ALLEGIANCE – Tommy Williamson, Van Story Elementary, 2<sup>nd</sup> Grade

Recognition of Outgoing Board Members:

Mary Dillon, Nursing Home Advisory Board  
Dr. Dudley C. Miller, Cape Fear Valley Health System Board of Trustees

1. Consent Agenda – All items on the Consent Agenda were approved.
  - A. Approval of minutes for the February 7, 2005 regular meeting and Board of Commissioners Retreat on January 28, 2005.
  - B. Approval of Proposed By-Laws for Parks and Recreation Advisory Commission.
  - C. Approval of Declaration of Surplus Cape Fear Valley Health Systems Property and Authorization for Disposition.
  - D. Approval of Fayetteville Area Convention & Visitors Bureau “Patriotism” Theme.
  - E. Budget Revisions:
    - (1) Averagesboro Battlefield Commission  
  
Revision in the amount of \$262,954 to eliminate the budget in the General Fund as the project has been moved to a multi-year separate fund. (B05-267B)  
**Funding Source – Grant**

(2) Emergency 911

Revision in the amount of \$165,574 for county dispatch handling additional calls due to City annexation put on hold. (B05-268) **Funding Source – Emergency 911 Fees**

(3) Stoney Point Fire District

Revision in the amount of \$100 to budget for unanticipated refunds to taxpayers. (B05-277) **Funding Source – Stoney Point Fire District Tax**

(4) Library

Revision in the amount of \$35,694 to budget additional State revenue. (B05-278) **Funding Source – State**

(5) Mental Health

Revision in the amount of \$39,000 to appropriate fund balance to contract with a child psychiatrist for the remainder of FY2005. (B05-279) **Funding Source – Mental Health Fund Balance**

(6) Social Services

a. Revision in the amount of \$17,105 to recognize additional State funding for Adult Daycare. (B05-276) **Funding Source – State**

b. Revision in the amount of \$20,478 to recognize additional State funding for crisis intervention and the NC Energy program. (B05-289) **Funding Source – State**

(7) Health

Revision in the amount of \$14,615 to budget additional State funding for the Family Planning Clinic. (B05-281) **Funding Source – State**

(8) Sheriff

- a. Sheriff - Revision in the total amount of \$30,191 to recognize insurance settlement to purchase two patrol vehicles. (B05-287) **Funding Source – Insurance Settlement**
- b. School Law Enforcement – Revision in the amount of \$1,870 to appropriate fund balance to add a School Crossing Guard position at E.E. Miller Elementary School. (B05-288) **Funding Source – General Fund - Fund Balance**

(9) County Schools Capital Outlay

Revisions in the amount of \$3,674,000 to appropriate fund balance to rebudget unexpended funds from FY2004. (B05-291 through B05-291B) **Funding Source – County Schools Capital Outlay Fund Balance**

(10) 1998 Local School Bond Projects

Revision to reallocate budgeted capital project expenditures and to approve the associated Capital Project Ordinance. (B05-290) **Funding Source – Reallocation of Budgeted Expenditures**

2. Public Hearings

**Uncontested Cases**

**Rezoning**

- A. Case P05-03: The rezoning of 42.6 acres from A1 to R30, or a more restrictive zoning district, on the north side of Canady Pond Road, west of Chicken Foot Road, owned by Daniel F. Spears and Jean C. Lathan.

Approved R40

**Conditional Use Overlay**

- B. Case P04-19. The revision of a Conditional Use Overlay Permit for a quilting business, instruction and sewing machine sales & services to allow revised signage on 1.0 acre, in a PND/CU District, on the east side of Ramsey Street, north of Bethune Drive, owned by John R. and Carol S. Watkins.

Approved revision of Permit as requested.

### **Contested Cases**

#### **Rezoning**

- C. Case P05-04: The rezoning of 2.01 acres from A1 to RR, or a more restrictive zoning district, at 1430 Port Richey Lane, owned by Joy Ballard.

Denied Rezoning Request

#### **Conditional Use Overlay**

- D. Case P05-06. The rezoning of 114.6 acres from A1 to R40, and a Conditional Use District and Permit to allow a residential/horse farm/equestrian tract east of Roslin Farm Road, north of John McMillan Road, owned by Elma W. Butler Heirs.

Approved Conditional Use District and Permit.

### **Other Public Hearings**

- E. Minimum Housing Code Enforcement

1. Case Number: MH-3730-2004  
Property Owner: Jerome S. & Robin C. Johnson  
Property Location: 5770 Dragonfly Drive, Fayetteville, NC  
Parcel ID No: 0441-30-6638

Violation corrected. Case closed.

2. Case Number: MH 3765-2004  
Property Owner: Clarence & Donnie Kirk; Charley Dawson  
Property Location: 6668 Shatley Springs Drive (labeled 6674 on mobile home)  
Parcel ID No: 0496-22-7071

Gave an additional 90 days to correct the problems.

#### **Items of Business**

3. Presentation by Mark Browder on Status of Employee Medical Insurance and Recommendation of the Cumberland County Finance Committee.

Approved Option 4 as recommended by the Finance Committee.

4. Presentation of Fort Bragg Small Area Study by Will Denning, Cumberland County Planner.

Approved in concept the Small Area Study and authorized the Attorney to proceed with the County Conservation Incentive Program and staff to continue to work toward land use classifications that can further enhance the goals outlined in the Study.

5. Consideration of Request to the Tourism Development Authority for Funding to Assess the Existing Sports Facilities for a Potential Youth Sports Tourism Project.

Approved asking the Tourism Development Authority funding in the amount of \$90,000 to assess the existing sports facilities for a potential Youth Sports Tourism Project.

6. Consideration of Report and Recommendation of the Cumberland County Facilities Committee.

Approved Sign Shop project.

Approved the short term capital improvement projects at the Crown Theatre and Arena.

7. Nominations to Boards and Committees

- A. Senior Citizens Advisory Board (1 Vacancy)

Nominee: Larry Chason

- B. Tourism Development Authority (3 Vacancies)

Nominees: Gene S. Ammons, Jr.  
Gwen Holloman  
William S. Wellons, Jr.

8. Appointments to Boards and Committees

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

Nominee: Cynthia Bracey

Appointed: Cynthia Bracey

- B. Equalization and Review Board (1 Vacancy)

Nominee: Real Estate Agent Position: Curt Alexander (Reappointment)

Appointed Curt Alexander

- C. Equalization and Review Board - Appointment of Officers

Chairman: W. Carroll Beard, Jr.  
First Vice Chairman: Curt Alexander  
Second Vice Chairman: David Dauria

Confirmed the above as Chairman, First Vice Chair and Second Vice Chair

D. Juvenile Crime Prevention Council (1 Vacancy)

Nominee: Parks and Recreation Representative: Melvin Lindsey

Appointed Melvin Lindsey

E. Mental Health Board (1 Vacancy)

Nominee: Drug Abuse, Primary Consumer, Presently in Recovery: Gladys Hunt

Appointed: Gladys Hunt

F. Minimum Housing Appeals Board (1 Vacancy)

Nominee: Charles Lewis

Appointed: Charles Lewis

G. Nursing Home Advisory Board (1 Vacancy)

Nominee: Hervenna Pannell

Appointed: Hervenna Pannell

**ADJOURN**

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

**MEETINGS: March 7, 2005 (Monday) - CANCELED  
March 21, 2005 (Monday) - 7:00 PM**