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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**DECEMBER 17, 2007**  
**6:45 PM**

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INVOCATION - Commissioner Jeannette Council

PLEDGE OF ALLEGIANCE – SFC Lola D. McDonald

Recognition of Retired County Employees: Kenneth Williams-Sheriff's Office  
Patricia Leach-Workforce Development

Special Recognition:

Eloise McLaurin Talley – Cumberland County Agricultural Hall of Fame  
Willie S. Geddie – Cumberland County Agricultural Hall of Fame  
Steven B. Hudson – 2007 Cumberland County Young Farmer of the Year

**PUBLIC COMMENT PERIOD (6:45 PM – 7:00 PM)**

1. Presentation of the UNC Tomorrow Initiative (Norma Houston, Executive Director; Tony Caravano, Deputy Director and John Noor, Research Assistant).
2. Presentation of the FY 2007 Annual Audit by Michelle Loyd Thompson, CPA, Partner, Cherry, Bekaert and Holland, L.L.P.
3. Consent Agenda
  - A. Approval of minutes for the December 3, 2007 regular meeting.
  - B. Approval of Proposed Additions to the State Secondary Road System:  

<u>Baywood Subdivision:</u>	Wild Pine Drive
	Bagpipe Court
  - C. Approval of Destruction of Finance Department Records.

- D. Approval of Amendment #7 – Agreement with CDM for Engineering Services for Ann Street Landfill - Landfill Gas Collection & Control System.
- E. Approval of Amendment to Reimbursement Resolution to Add Capital Projects.
- F. Approval of Declaration of Two Solid Waste Balers as Surplus Property and Authorize Private Negotiation and Sale.
- G. Approval of Declaring Foreclosed Real Property Surplus.
- H. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure: 0.5 Maynor Land , PIN 0419-43-9402.
- I. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure: Lot 19, Windfield Sec 1, PIN 0441-41-0343; Grays Creek Township.
- J. Approval of Resolution Requesting the North Carolina Department of Transportation to Name the Bridge on Hope Mills Bypass in Honor of Sgt. James Heath Hardin, Hope Mills Police Department.
- K. Budget Revisions:

(1) Injured Animal Control

Revision in the amount of \$4,500 to appropriate fund balance to cover unexpected medical bills for injured animals. (B08-163) **Funding Source – Injured Animal Fund Balance**

(2) Pearces Mill Fire District

Revision in the amount of \$200 to cover unanticipated refunds to property owners. (B08-165) **Funding Source – Pearces Mill Fire District Tax**

(3) Health

- a. Bioterrorism Regional Response Team – Revision in the amount of \$10,000 to budget for additional state funding. (B08-158) **Funding Source – State**

- b. Breast & Cervical Cancer Control Program – Revision in the amount of \$18,270 to budget additional state funding. (B08-164) **Funding Source – State**
- c. Family Planning Clinic – Revision in the amount of \$46,555 to budget additional state funding. (B08-166) **Funding Source – State**
- d. Bioterrorism Cities Readiness Initiative – Revision in the amount of \$20,000 to establish a new organization and budget state funding for the Bioterrorism Cities Readiness Initiative Project. (B08-167) **Funding Source – State**
- e. Bioterrorism Pandemic Influenza – Revision in the amount of \$53,000 to budget state funding. (B08-171) **Funding Source – State**
- f. School Health – Revision in the amount of \$40,909 to establish a new Public Health Nurse II position with additional state funding. (B08-159) **Funding Source – State**
- g. Adult Health Primary Care Clinic – Revision in the amount of \$44,845 to reallocate budgeted expenditures and revenues by moving two part time/split positions from Communicable Disease Clinic and Tuberculosis Chest Clinic into Adult Health and combining the two positions into one full time position. (B08-160 thru B08-160B) **Funding Source – Reallocated Budgeted Expenditures and Revenues**

(4) Emergency Service Grants

Revision in the amount of \$6,916 to re-establish Homeland Security Buffer Zone Grant. (B08-172) **Funding Source – Federal Grant**

(5) Education

Revision in the amount of \$73,891 to adjust FY2007 sales tax reimbursement to the BOE based on actual FY2007 State sales tax distributions. Ref: 2003 Sales Tax Interlocal Agreement. (B08-174) **Funding Source – Fund Balance Appropriated**

(6) Industrial Inducement Fund

Revision in the amount of \$34,000 to recognize a One NC Industrial Recruitment Grant for Nitta Gelatin. (B08-173) **Funding Source – State Grant**

(7) School Capital Outlay Fund

- a. School C.O. Category I – Buildings: Revision in the amount of \$2,428,745 to award bids for classroom additions at Honeycutt, Owen Drive and Eastover Elementary Schools and to approve the associated Capital Project Ordinance. (B08-176) **Funding Source – Sales Tax and NC School Building Fund**
- b. School Capital Outlay – Lottery: Revision in the amount of \$1,960,000 to award bids for classroom additions at Eastover Elementary School and to approve the associated Capital Project Ordinance. (B08-176A) **Funding Source – Lottery Proceeds**

4. Public Hearings

**Uncontested Cases**

**Rezoning**

- A. Case P07-81. The rezoning of 11.81 acres from A1 to R40A, or to a more restrictive zoning district, at 3484 A. B. Carter Road, owned by Jerald D. Robertson.



- B. Case P07-88. The rezoning of five parcels totaling 5.77 acres from R6A to R5, or to a more restrictive zoning district, located on the north side of Shaw Road, southwest of Holland Street, owned by Kael Gray Properties, LLC.
- C. Case P07-89. The rezoning of a 4.87 acre portion of a 24.93 acre tract from C(P) to R5, or to a more restrictive zoning district, at 3429 Black & Decker Road, owned by Christian Life Church World Ministries, Inc.
- D. Case P07-90. The rezoning of 6.07 +/- acres from RR/CU to R7.5, or to a more restrictive zoning district, at 682 and 698 Philodendron Drive, owned by KAS Developers, LLC.
- E. Case P07-91. The rezoning of a 10.22 acre portion of a 13.30 acre tract from CD to A1, located at the end of Boyce's Landing Road, east of South River School Road, owned by Henry F. Williams, et. al.

**Other Public Hearings**

- F. Public Hearing for Revised Flood Damage Prevention Ordinance and Revised Flood Insurance Rate Maps (FIRMs).
- G. Public Hearing on Request to Close Gray Street.

Items of Business

- 5. Consideration of Additional School Construction Projects to be Included in Sales Tax Reimbursement Agreement.
- 6. Interim Report on the Accessibility of Tax Records on the Cumberland County Website.
- 7. Nominations to Boards and Committees
  - A. Board of Adjustment (2 Vacancies)
  - B. Civic Center Commission (2 Vacancies)
  - C. Cumberland County Juvenile Crime Prevention Council (1 Vacancy)
  - D. Nursing Home Advisory Board (1 Vacancy)
  - E. Senior Citizens Advisory Board (1 Vacancy)

8. Appointments to Boards and Committees
  - A. Air Quality Stakeholders' Committee (1 Vacancy)  
Nominee: Scott Reynolds
  - B. Board of Health (2 Vacancies)  
Nominees: Optometrist: Barbara Ciampa  
Engineer: Jimmy Kizer
9. Closed Session:
  - A. Economic Development Matter Pursuant to NCGS 143.318(a)(4).
  - B. Property Matter Pursuant to NCGS 143.318(a)(5).

**ADJOURN**

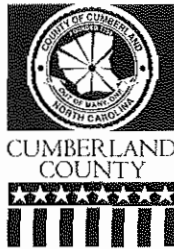
**THIS MEETING WILL BE BROADCAST LIVE ON TIME WARNER COMMUNITY CHANNEL 7.**

**MEETINGS:**        **January 7, 2008 (Monday) – 9:00 AM**  
                         **January 22, 2008 (Tuesday) - CANCELLED**  
                         **February 5, 2008 (Monday) – 9:00 AM**

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 1

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**December 10, 2007**

**AGENDA ITEM FOR DECEMBER 17, 2007 MEETING**

**TO: James Martin, County Manager**

**FROM: Commissioner Kenneth Edge**

**RE: Agenda item for December 17, 2007 meeting**

**Please agenda the following item for the December 17, 2007 meeting:**

**Presentation by UNC Tomorrow (Norma Houston, Executive Director; Tony Caravano, Deputy Director; John Noor, Research Assistant)**

*Celebrating Our Past...Embracing Our Future*

## About UNC Tomorrow

**University of North Carolina Tomorrow:  
*Leading, Connecting, Transforming***

### ***Our Mission***

The University of North Carolina is dedicated to the service of North Carolina and its people.[1] In order to efficiently and effectively fulfill its three-pronged mission of education, research and scholarship, and public service in the 21<sup>st</sup> century, the University should proactively anticipate and identify the needs facing our state over the next twenty years and, consistent with its mission, develop and implement responses to those needs.

### ***Our Goals***

Our goal is to produce a more proactively responsive University focused on meeting the challenges of the state over the next 20 years. To achieve this goal, we must answer three basic questions:

- 1. What challenges facing our state do North Carolinians want UNC to respond to?**
- 2. How can UNC best respond to these challenges?**
- 3. How can UNC sustain this focus over the long-term?**

To answer the first two questions, we will identify what challenges our state faces both now and in the future, how we are currently meeting them, where there are gaps, and how we can close those gaps efficiently and affordably. We will examine issues facing our state in areas such as community and economic transformation, technology transfer, innovation and entrepreneurship, education, health, environmental and natural resources, cultural and societal enrichment through the arts and humanities, and civic engagement. We will identify ways to meet those needs through programs and curricula, scholarship and research efforts, and public service engagement.

Recognizing that the needs of our state will evolve over time, we must do more than *become* more demand-driven – we must *remain* demand-driven. To answer the third question, we will identify systemic changes in our own processes, such as program consideration and long range planning, so that we can, in future years, identify needs proactively, respond nimbly, and assess our effectiveness.

Our work will center on the three prongs of UNC's mission: Teaching, Research and Scholarship, and Public Service. Recommendations and responses will be identified within each of these areas.

### ***Our Process***

With our partners and oversight by the UNC Board of Governors, UNC will undertake this initiative through a four-part process:

#### **1) *Preparation* - February – July 2007**

Work with campuses to analyze *what* they are currently doing to meet present and future challenges facing our state and their region and *how* they identify those challenges; conduct internal review of existing resources; and synthesize and update existing reports and studies.

#### **2) *Assessment* - August 2007 – January 2008**

Meet with business, nonprofit, community, policy, and governmental leaders in each of the state's regions and in statewide sectors to hear from them what they need from UNC over the next twenty years; Commission issues report and recommendations to UNC BOG.

#### **3) *Response* - February 2008 – May 2008**

Develop a response to identified needs by UNC and each campus consistent with UNC's mission as well as systemic changes to internal processes to ensure continued focus in future years. The UNC BOG will approve response plans.

#### **4) *Implementation* - June 2008 – January 2012**

Implement responses at the UNC and campus level by integrating responses into missions, programs, and curriculum, and assessing progress toward goals.

### ***Our Partners***

- The **UNC Board of Governors** will oversee the initiative, ensure that the work remains appropriately focused, and participate in campus-related work and regional public meetings. The Board has final approval of all recommendations.
- **Campuses** will be asked to form work groups to analyze past response to the state's needs, determine campus capacity to respond going forward, and to follow, inform, and respond to the findings of the Commission. Campus participation includes administration, faculty, and students.
- The **UNC Tomorrow Commission** made up of business, education, government, and nonprofit leaders from across the state will be charged with learning "what the people of North Carolina need from their University over the next twenty years" and making recommendations to the Board of Governors.
- **Faculty** will provide both research and advice to the Commission through a **Scholars Council**. The Council will synthesize previous studies, research relevant issues and trends, develop focused "framing" questions for regional and sector public meetings, attend meetings, and assist the Commission in developing its recommendations.
- **UNC General Administration** will direct the day-to-day work of staff, campuses, the Commission and the Scholars Council throughout the initiative.
- A **Response Team** made up of General Administration staff and representatives from the Scholars Council, the Commission, and the Board of Governors, will develop a clear, comprehensive plan for responding to and implementing approved recommendations.

Process Flow Chart

Summary PDF

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[1] N.C.G.S. 116-1(b)  
(c) 2007



ITEM NO. 2

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager


Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Amy H. Cannon  
Assistant County Manager

### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 17, 2007

TO: BOARD OF COUNTY COMMISSIONERS

FROM: AMY H. CANNON, ASSISTANT COUNTY MANAGER 

DATE: NOVEMBER 26, 2007

SUBJECT: PRESENTATION OF THE FY2007 AUDIT

### BACKGROUND

The annual audit has been completed by the independent certified public accounting firm of Cherry, Bekaert and Holland. Ms. Michelle Loyd Thompson, Partner, with Cherry, Bekaert & Holland is prepared to present the result of the annual audit to the Board of County Commissioners at the December 17, 2007 Commissioners' Meeting.

### RECOMMENDATION/PROPOSED ACTION

Recommend that the Board of County Commissioners accept the independent auditor's report.

AHC:cas



ITEM NO. 3B

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

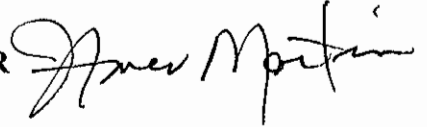
Juanita Pilgrim  
Deputy County Manager

Amy H. Cannon  
Assistant County Manager

### Office of the County Manager

#### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 17, 2007

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** JAMES E. MARTIN, COUNTY MANAGER 

**DATE:** DECEMBER 7, 2007

**SUBJECT:** PROPOSED ADDITIONS TO THE STATE SECONDARY ROAD SYSTEM

#### BACKGROUND

The North Carolina Department of Transportation has received petitions requesting the following streets be placed on the State Secondary Road System for maintenance (see attached):

Baywood Subdivision: Wild Pine Drive, Bagpipe Court

DOT has determined that the above streets are eligible for addition to the state system.

#### RECOMMENDATION

NCDOT recommends that the above named streets be added to the State Secondary Road System. County Management concurs.

#### PROPOSED ACTION

Approve the above listed streets for addition to the State Secondary Road System.

/ct  
Attachments



*Amber  
for agenda*

STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY  
GOVERNOR

LYNDO TIPPETT  
SECRETARY

November 28, 2007

Division Six - District Two  
Cumberland County

Mr. Kenneth S. Edge, Chairman  
Cumberland County Board of Commissioners  
Post Office Box 1829  
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Mr. Edge,

This is reference to a petition submitted to this office requesting street(s) in Cumberland County be placed on the State's Secondary Road System. Please be advised that these street(s) have been investigated and our findings are that the below listed street(s) are eligible for addition to the State System.

**Baywood Subdivision**

- Wild Pine Drive
- Bagpipe Court

It is our recommendation that the above named street(s) be placed on the State's Secondary Road System. If you and your Board concur in our recommendation, please submit a resolution to this office.

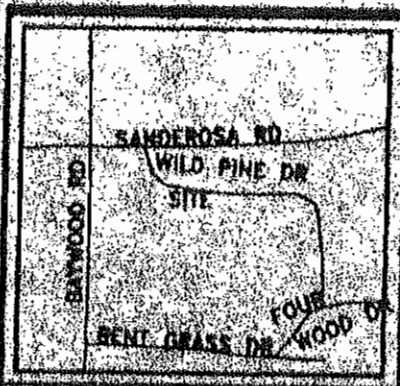
Sincerely,

A handwritten signature in black ink, reading "Christopher W. McGee".

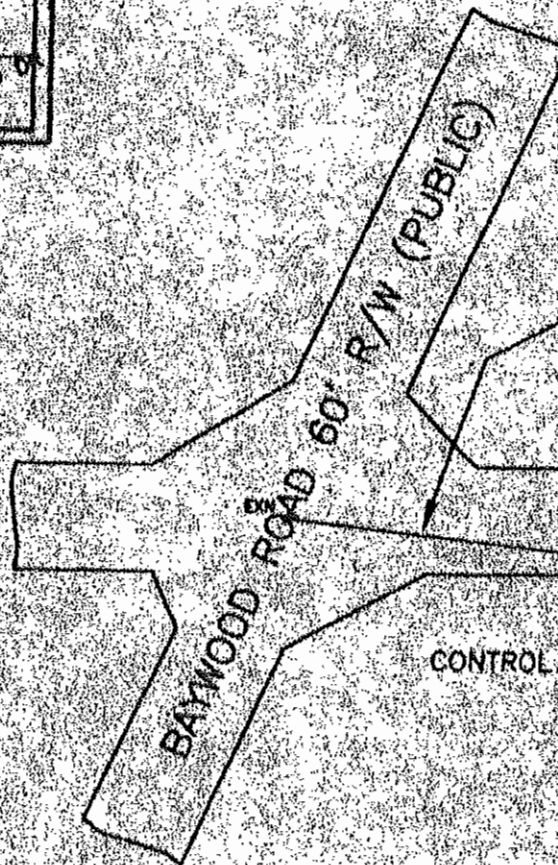
Christopher W. McGee, P.E.  
District Engineer

CWM:rdp





VICINITY MAP  
(NOT TO SCALE)



COMPUTED TIE LINE FROM  
TO EXN AT THE CENTER LI  
OF ASPHALT AT BAYWOOD  
AND SANDEROSA ROAD.  
S 88°09'24"W 260.15'

EXN

ES

N 61°58'58"E  
158.45'

CONTROL CORNER

N 72°18'27"E  
227.65'

0.97'

CONTROL CORNER

N 54°48'16"E  
183.19'



ITEM NO. 3C

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Amy H. Cannon  
Assistant County Manager

### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JAMES E. MARTIN, COUNTY MANAGER**

**DATE: NOVEMBER 27, 2007**

**SUBJECT: DESTRUCTION OF FINANCE DEPARTMENT RECORDS**

#### **BACKGROUND**

Pursuant to a resolution adopted by the Board of County Commissioners on February 4, 1985, the County Manager has authorized destruction of certain Finance Department records (see attachment).

The destruction of these records is in accordance with the Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History and adopted by the Board of County Commissioners.

#### **RECOMMENDATION/PROPOSED ACTION**

Accept the report on disposition of records and include same in minutes of the December 17, 2007 Board of Commissioners' Meeting.

/cas

Attachment

JAMES E. MARTIN  
County Manager

JUANITA PILGRIM  
Deputy County Manager



CLIFF SPILLER  
Assistant County Manager

AMY H. CANNON  
Assistant County Manager


OFFICE OF THE COUNTY MANAGER

5<sup>th</sup> Floor, New Courthouse • PO Box 1829 • Suite 512, • Fayetteville, North Carolina 28302-1829  
(910) 678-7723 / (910) 678-7726 • Fax (910) 678-7717

November 27, 2007

MEMORANDUM

TO: JAMES E. MARTIN, COUNTY MANAGER

FROM: AMY H. CANNON, ASSISTANT COUNTY MANAGER 

SUBJECT: DESTRUCTION OF FINANCE DEPARTMENT RECORDS

Pursuant to the resolution adopted by the Board of County Commissioners on February 4, 1985, authorization is requested to destroy Finance Department records noted below. The destruction of these records is in accordance with the Records Retention and Disposition Schedule issued by the North Carolina Division of Archives and History which was previously adopted by the Board of County Commissioners.

1. Records with three-year retention requirement (dated prior to July 1, 2004).
  - a. Fiscal correspondence/memorandums.
  - b. Bank statements, canceled checks. Deposit slips, and reconciliation file.
  - c. Purchasing – request for proposals for purchase contracts, purchase orders, and requisitions.
  - d. Cash receipt report files.
  - e. Check registers.
  - f. Investment records.
  - g. Journal vouchers.
  - h. LGC financial statements.
  - i. Invoices.
  - j. Employee Earnings Record File – Local government retirement system monthly reports.  
Payroll file – salaries paid and deductions file.
2. Records with two-year retention requirement (dated prior to July 1, 2005).
  - a. Employee benefits register file.
3. Records with one-year retention requirement (dated prior to July 1, 2006).
  - a. Daily journal and ledger printouts
  - b. Monthly detail reports, **except June 30 which is permanent.**
4. Records that have been superseded or obsolete.
  - a. Property and equipment inventory files.

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ROBERT N. STANGER, P.E.  
County Engineer



SAM LUCAS  
Engineering Technician II

WAYNE DUDLEY, CFM  
Engineering Technician I

ENGINEERING DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
Telephone (910) 678-7636 • Fax (910) 678-7635

December 11, 2007

ITEM NO. 3D

**MEMORANDUM**

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** ROBERT N. STANGER, COUNTY ENGINEER *Bob*

**THROUGH:** AMY H. CANNON, ASSISTANT COUNTY MANAGER

**SUBJECT:** AMENDMENT #7 - AGREEMENT WITH CDM FOR ENGINEERING SERVICES  
FOR ANN STREET LANDFILL - GAS COLLECTION & CONTROL SYSTEM

BACKGROUND

Cumberland County entered into an agreement with Camp, Dresser & McKee (CDM) in March, 1993, to provide engineering services for the design of a lateral expansion of the Ann Street Landfill in compliance with Federal RCRA Subtitle D requirements. These regulations require lateral expansions of landfills to be fully lined with synthetic liners and provide leachate collection and treatment systems. The agreement with CDM has been amended during the past 14 years to incorporate revisions to the scope of services as the Subtitle D landfill has expanded.

Attached is a copy of Amendment #7 to the agreement to provide engineering services related to the expansion of the Gas Collection & Control System (GCCS) at the Ann Street Landfill. The County is required to install and operate a GCCS in compliance with the requirements of the New Source Pollution Standards (NSPS) which are administered by the NCDENR-Division of Air Quality (DAQ). The County entered into a Special Order by Consent (SOC) with the NCDENR-Environmental Management Commission, effective December 5, 2007, which sets forth the terms and timetable for compliance. The scope of services, some of which have been completed in advance of this amendment, are described in detail in the amendment and are summarized as follows:

1. Pre-permitting Assistance - CDM has assisted the County with correspondence, supporting data and attended meetings with DAQ, County representatives and DTE Biomass to support the County's position with respect to compliance with NSPS and the Notice of Violation (NOV) from DAQ.
2. Permitting - CDM has prepared and submitted to DAQ an addendum to the original GCCS permit with documentation and data necessary to identify the sufficiency of the existing GCCS within the Subtitle D landfill. Based on information provided by DAQ, CDM prepared and submitted a new GCCS Design Plan meeting the requirements of NSPS.

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3. GCCS Final Design - CDM has prepared the GCCS final design incorporating the design plan approved by DAQ with the most recent landfill survey. Construction plans, specifications and an opinion of probable costs have been prepared. CDM has provided assistance with bidding the project, review of bids and prepared a certified bid tabulation and recommendation of contract award for the County's consideration.
4. General Services During Construction (Construction Administration) - CDM will provide construction administration services which shall include construction oversight estimated at 3 days per week during the construction of the GCCS. CDM will conduct construction meetings at least two per month, prepare written minutes of the meetings, review contractor submittals, respond to contractor requests for information, review and approve monthly pay applications and other administrative services. CDM will attend Substantial and Final Completion walkthrough, review record drawings, and prepare, certify and submit the construction quality assurance report to DAQ.
5. Special Order by Consent Assistance and Support - CDM has assisted the County through the development of the SOC and will provide necessary compliance documentation as a part of the construction administration services outlined above.

Compensation for services rendered will be on a time and material basis in accordance with Exhibit "C", Rate Schedule, and shall not to exceed \$317,301.00. The general breakdown of costs is \$61,788 for preparation of the Construction Documents and Bidding Assistance, \$136,924 budgeted for Construction Services, and \$118,589 for Pre-permitting, Permitting and SOC Assistance which represents about 60% of CDM's actual costs for these services.

In a spirit of compromise and as an accommodation to the County, Amendment #7 also provides for CDM to pay, on behalf of the County, the Environmental Management Commission the sum of \$35,000 as stipulated in the SOC.

The County Attorney's Office has reviewed this amendment for legal sufficiency and monies are available in the Solid Waste Department Fund Balance to fund this request.

#### RECOMMENDATION/PROPOSED ACTION

The recommendation of the County Engineer, Solid Waste Director and management is to:

1. Approve Amendment #7 of the Agreement with CDM for engineering services related to the Gas Collection & Control System - Phase I for the Ann Street Subtitle D Landfill in the amount not to exceed \$317,301.00.
2. Approve the attached budget revision.

The proposed action by the Board of Commissioners is to follow the staff recommendation.

**AMENDMENT NO: 7  
TO AGREEMENT  
BETWEEN  
OWNER AND ENGINEER**

This Amendment No. 7 is made and entered into this \_\_\_\_\_ day of December, 2007 to the Agreement between Camp Dresser & McKee ("ENGINEER") and Cumberland County ("OWNER") dated March 12, 1992, ("the Agreement").

WHEREAS, ENGINEER and OWNER entered into the Agreement for the Professional Services related to engineering; design; bidding and construction for the Ann Street Landfill, and

WHEREAS, the parties desire to amend the Agreement so as to amend the scope of work, time periods of performance and payment, and/or responsibilities of OWNER; and

WHEREAS, the Agreement provides that any amendments shall be valid only when expressed in writing and signed by the parties.

NOW THEREFORE, in consideration of the mutual understandings and Agreements contained herein, the parties agree to amend the Agreement as follows:

1. The Basic Services of ENGINEER as described in the Agreement are amended and supplemented as follows:

**BACKGROUND:**

Cumberland County owns and operates an active municipal solid waste (MSW) landfill in Fayetteville, Cumberland County, North Carolina. The MSW landfill is located at the County's facility known as the Ann Street Landfill (Landfill). The Landfill is located at 698 Ann Street in Fayetteville and serves as a collection and disposal point for the MSW generated within Cumberland County.

Cumberland County has assigned the ownership rights to the landfill gas at the Landfill to DTE Biomass Energy, which in consideration of this transfer of rights has installed, operates, and maintains the Gas Collection and Control System (GCCS). On January 24, 2002, the County submitted the initial GCCS Design Plan to the North Carolina Department of Environment and Natural Resources, Division of Air Quality (DAQ); which addresses the collection and control of landfill gas in the closed out portion of the Landfill and identifies the means for collection of landfill gas during early operational stages of the Subtitle D landfill. On January 31, 2002, DAQ approved the initial GCCS Design Plan.

Upon construction of the Phase I expansion of the Subtitle D landfill, the County exceeded the design capacity (in-place waste plus unused permitted capacity) and had a calculated uncontrolled non-methane organic compound (NMOC) emission rate over 50 Mg/yr. As a result, the County was required to install and operate a GCCS meeting the performance criteria of the New Source Pollution Standards.



The County initially relied upon connection of the GCCS to the leachate collection system for gas collection since Phase I was in the early operational stages and had not yet reached elevations appropriate for additional vertical gas collection wells. This system for gas collections is typical for landfills with insufficient waste heights to facilitate the installation of vertical gas collection wells. The expansion of the GCCS, via the leachate collection system, provided sufficient gas collection based upon the quarterly surface emissions monitoring results, which indicated no reportable emission exceedances in accordance with NSPS guidelines. Due to the consistent and positive quarterly surface emission results, the County continued to follow the existing GCCS Design Plan. In June 2005, the DAQ conducted a second review of the initial GCCS Design Plan and determined that the Design Plan for the Subtitle D portion of the Landfill was insufficient. The determination that the initial GCCS Design Plan was incomplete prompted the DAQ to rescind the original GCCS Design Plan approval and issue the County a Notice of Violation (NOV).

Since September 2005 CDM has worked in support of the County to gain an understanding of and address DAQ's specific concerns outlined in the NOV. CDM also worked to develop and gain DAQ approval of an amendment to the County's GCCS Design Plan. From September 2005 through June 2006, CDM attended four meetings between the County and DAQ and one meeting between the County and DTE Biomass. CDM also prepared, for the County, informational packages and written correspondence as requested by DAQ and worked with the County's legal staff to assist in review and negotiations of the DAQ's Special Order by Consent (SOC), eventually resulting in a negotiated settlement between DAQ and the County that requires amendment to the existing GCCS, payment of a \$35,000 fine, and other requirements.

CDM has supported the County's efforts to plan, permit, design, and construct a GCCS suitable to DAQ through the performance of the tasks defined below.

#### **Task 1 – Pre-permitting Assistance**

Since receipt of the NOV in June 2006 and prior to submission of the Final GCCS Design Plan, CDM has supported the County's position of compliance by providing, at the request of the County, historical data and documentation dating back to the original approved GCCS Design Plan such as: the original approved GCCS Design Plan; results of the quarterly emissions monitoring conducted in accordance with the guidelines set forth by NSPS showing no emissions in exceedance of the NSPS guidelines; and rationale and data supporting the sufficiency of the existing GCCS in the Subtitle D landfill.

CDM has prepared correspondence, which presented this data in support of the County's position and has also prepared correspondence in response to a number of requests made by DAQ. CDM views the preparation of this correspondence and participation in these meetings essential in providing a basis of understanding for DAQ's expectations for the GCCS and for satisfactory resolution of the SOC.

#### **Task 1.1 – Pre-permitting Correspondence**

CDM has prepared and submitted on behalf of the County correspondence with supporting data to DAQ to both support and clarify the County's position, and in response to comments received by DAQ. CDM has also provided correspondence to the County Manager and DTE Biomass. The date and purpose of each correspondence submitted by CDM is as follows:

- February 2, 2006 - Preparation of Response to DAQ Comments
- March 14, 2006 - Preparation of Response to DAQ Comments (Data Request)

- April 18, 2006 - Preparation of Response to DAQ NOV and letter to County Manager
- May 8, 2006 - Preparation of Response to DAQ
- May 13, 2006 - Preparation of Response to DTE Biomass Letter
- June 29, 2006 - Preparation of Response to DAQ

### **Task 1.2 - Meetings with DAQ and Biomass**

CDM also attended five meetings involving the County and DAQ or DTE Biomass. These meetings were held to discuss the requirements of the NSPS and the existing GCCS, clarify the reason for the NOV and discuss the compliance issues related to the NOV as viewed by DAQ. Preparation and attendance for the following meetings are included in this task.

- September 19, 2005 – Meeting with County and DTE Biomass
- October 28, 2005 – Meeting with DAQ and County
- January 25, 2006 – Meeting with DAQ and County
- June 6, 2006 - Meeting with the County and DTE Biomass
- July 19, 2006 - Meeting with DAQ and County.

### **Task 2 - Permitting**

As part of the approved permit and SOC, Cumberland County is required by the DAQ, through the SOC, to install and have operational Phase 1 of the Cumberland County Ann Street GCCS no later than June 1, 2008. As part of the requirements of the SOC and to ensure the deadlines set forth by the SOC are met, CDM has provided and is currently providing professional design and construction services for the County, which include completion of the final GCCS design, preparation of Construction Documents, assistance during the Bid process and administration and oversight of the Construction Contract. The tasks for said work are detailed below.

#### **Task 2.1 - Permitting - September 2006 Addendum**

CDM prepared an addendum to the original GCCS for submittal to DAQ on September 22, 2006 in response to previous meetings and correspondence. The purpose of the submittal was to amend the original GCCS permit, providing documentation and data identifying the sufficiency of the existing GCCS within the Subtitle D landfill. The amendment included documentation identifying the requirements of the NSPS and how the requirements were met by the existing system, LANDGEM results showing the gas generation over the life of the Landfill, and the existing collection system data based on information provided by DTE biomass. A portion of the documentation used in the addendum along with the LANDGEM results were also used in the final GCCS Design Plan .



### **Task 2.2 - Revised GCCS Permit Submittal**

Based on information provided to CDM by DAQ during a meeting on January 19, 2007, CDM prepared and submitted a new GCCS Design Plan on February 15, 2007 to meet the requirements set forth by the draft SOC. The new GCCS Design Plan submittal included a written narrative, supporting calculations, drawings, and details for the GCCS at the time of landfill buildout as requested by DAQ. The submittal was reviewed by DAQ and comments were submitted to the County asking for additional information. CDM responded to comments received by DAQ on April 5, 2007. Following the response, DAQ requested the County and CDM attend a meeting at DAQ's office to discuss the previous submittals. The meeting was held on April 20, 2007. CDM presented a summary of the overall GCCS design and answered questions from DAQ during the meeting. As a result of the meeting, CDM was asked to revise the GCCS Design Plan to include the GCCS phasing of the overall GCCS Design Plan previously submitted for the Subtitle D landfill. The phasing included preparation of additional drawings, which delineated GCCS installation and other specific work to be accomplished as the Subtitle D landfill's elevations changed up to final Subtitle D landfill buildout. The GCCS Design Plan was also amended to provide additional measures as required by DAQ to ensure coverage of the GCCS, which were outside of CDM's recommendations. CDM resubmitted the GCCS Design Plan on April 27, 2007, which was conditionally accepted with minor modifications. The final GCCS Design Plan submittal, which included the revisions as part of the conditional acceptance were submitted by CDM on June 14, 2007.

The costs incurred by CDM for the February 15, 2007 submittal and April 5, 2007 response to comments were covered under CDM's 2006-2007 Professional Services Contract between CDM and the County. Costs incurred beyond the April 5, 2007 submittal were not accounted for in CDM's 2006-2007 Professional Services Contract with the County and have resulted in CDM incurring additional costs. A breakdown of the costs incurred are provided as follows:

Meeting - April 20, 2007 - \$4,740  
Submittal - April 28, 2007 - \$15,627  
Final Submittal - June 14, 2007 - \$1,037

### **Task 3 – GCCS Final Design Services**

#### **Task 3.1 -GCCS Final Design**

CDM prepared the GCCS final design by incorporating the approved GCCS Design Plan with the most recent landfill survey. CDM also reviewed the updated topographical survey with the County to discuss immediate operational changes needed to expedite construction and potentially reduce construction costs and long term operational changes needed for future GCCS development. Once final operational decisions were agreed upon, CDM provided final GCCS design plans and specifications, which incorporated operational decisions and provided gas collection for Cells 1 through 8 based on the most current landfill grades, while maintaining the intent of the approved GCCS Permit.

#### **Task 3.2 - Construction Document Preparation**

CDM prepared a set of Construction Documents suitable for bidding, which included Construction Drawings and Construction Specifications for the GCCS. The Construction Documents included preparation of six Construction sheets and preparation of Specifications, which included the County's front end documents and followed the EJDCD format. The Construction Sheets included: existing conditions, project control, two GCCS layout sheets, and two detail sheets.

### **Task 3.3 - Project Review Meetings**

CDM attended two meetings with the County during the design and one meeting with DTE Biomass to review the GCCS Construction Documents.

### **Task 3.4 - Opinion of Probable Construction Costs**

CDM provided the County with a revised Opinion of Probable Construction Costs at 95 percent completion.

### **Task 3.5 - Bidding Services**

CDM assisted the County in advertising and obtaining bids for the GCCS project. CDM organized and attended a pre-bid conference and maintained a record of prospective bidders to whom Bid Documents were distributed. CDM sold and distributed the Bid Documents directly to Bidders and used the money received from the sale of the Bid Documents to offset the costs of shipping and duplication. CDM attended the bid opening, tabulated the results, and provided a recommendation for award of the contract.

### **Task 3.6 – Re-advertisement for Bid**

CDM assisted the County in re-advertising the project due to insufficient Bidders. As part of this re-advertisement CDM prepared a final addendum, which changed the Bid date and answered final Contractor questions. CDM also attended the Bid opening resulting from the re-advertisement.

### **Task 3.7 - Erosion and Sedimentation Control**

CDM contacted NCDENR Land Quality in reference to the project Erosion and Sedimentation Control Plan to indicate that the project will use existing measures to capture runoff from construction activities.

## **Task 4 – General Services During Construction**

### **Task 4.1 - General Services During Construction**

General services will include both administrative services and construction oversight. Administrative services will include administering the contract, review of shop drawings and payment applications, response to contractor questions and preparation of change orders (if needed). The project is estimated to be substantially complete within 26 weeks. Construction oversight is estimated for three days per week during the 26 week period ending at substantial completion and includes travel from CDM's Raleigh office to the landfill and onsite representation for 10 hours each day to ensure that construction is in compliance with the Contract. Given the importance of the project, CDM has budgeted two construction progress meetings per month not including substantial and final completion. In addition, CDM has included a contingency in the event of unforeseen conditions during construction, which require the Engineer's presence for more than 3 days per week or longer than 10 hours per day.

### **Task 4.2 - Project Closeout**

Project closeout will include attendance of a Substantial and Final Completion walkthrough, review of record drawings, and preparation and certification of the construction quality assurance report to the DAQ following completion of the Phase 1 installation of the GCCS.

## **Task 5 – Special Order by Consent Assistance and Support**

### **Task 5.1 – Special Order by Consent Assistance and Support**

CDM assisted the County with the review of multiple iterations of DAQ's SOC, the development of recommended revisions in the County's best interest for use during negotiations, review and research into the technical aspects of the gas collection system, coordination with DAQ staff on technical matters, preparation for hearings with DAQ, the compilation of files requested by DAQ, and the preparation for planned depositions by the Attorney General's office that were cancelled once an equitable settlement was reached between the County and DAQ. This effort was critical to reducing the fine recommended by DAQ by over \$35,000.

2. The responsibilities of OWNER as described in the Agreement are amended and supplemented as follows:

The Owner will provide CDM an updated topographical survey of the Subtitle D Landfill Cells 1-8.

3. The time periods for the performance of ENGINEER's services as set forth in the Agreement are amended and supplemented as follows:

CDM will provide Construction Documents, ready for advertisement within 30 days of the approval of the GCCS Permit.

CDM will deliver the final bid evaluation and recommendation within 7 days of the Bid Opening.

CDM will provide final closeout documentation including the construction quality assurance report to NCDENR DAQ and the OWNER within 60 days Final Completion.

4. The payment for services rendered by ENGINEER shall be as set forth below:

The services described in Section 1 of this Amendment will be completed on a time-and-material basis for a not to exceed fee of \$317,301. Labor costs will be charged in accordance with the rates outlined in Exhibit C. Direct project expenses and outside consultant costs (if necessary) will be charged at cost as described in the original Amendment and are included in the not-to-exceed fee. The not-to-exceed fee will not be exceeded without prior written authorization from the OWNER. For informational purposes only, the not-to-exceed is broken by task as follows:

#### **TASKS**

TASK 1.1 – Pre-permitting Correspondence	\$12,142
TASK 1.2 – Pre-permitting Meetings with DAQ	\$22,926
TASK 1.3 – Pre-permitting Meeting with DTE Biomass	\$5,438
TASK 2.1 – Permitting – September 2006 Addendum	\$38,839
TASK 2.2 – Permitting – Revised GCCS Permit Submittal	\$21,404
TASK 3.1 – GCCS Final Design	\$4,729
TASK 3.2 – Construction Document Preparation	\$37,858
TASK 3.3 – Project Review Meetings	\$5,208
TASK 3.4 – Opinion of Probable Construction Costs	\$2,198
TASK 3.5 – Bidding Services	\$7,463
TASK 3.6 – Re-advertisement for Insufficient Contractors	\$2,543

TASK 3.7 – Erosion and Sedimentation Control	\$1,789
TASK 4.1 – General Services During Construction	\$125,801
TASK 4.2 – Project Closeout	\$11,123
TASK 5.1 – SOC Negotiation Support and Assistance	\$17,840
TOTAL	\$317,301

5. Except as herein modified, all terms and conditions of the Agreement shall remain in full force and effect. The following Special Provisions are hereby made part of this Amendment:

1. Cumberland County (OWNER) has entered into a Special Order by Consent ("SOC") dated November 28, 2007 and made effective on December 5, 2007 with the North Carolina Department of Environment and Natural Resources Environmental Management Commission ("COMMISSION") for the Cumberland County Ann Street Landfill ("LANDFILL");

2. Section II I. of such SOC reads as follows: "The LANDFILL [Cumberland County] agrees to pay or cause to be paid to the COMMISSION \$35,000. This sum is due and payable within thirty (30) days of the effective date of this ORDER. This payment shall not be used in any way by the DAQ as an admission of any of the facts or conclusions asserted in any of the documents referenced in paragraph I.G. or 1. I"

3. ENGINEER agrees, in a spirit of compromise and as an accommodation to OWNER, to pay on behalf of OWNER, the North Carolina Department of Environment and Natural Resources Environmental Management Commission the sum of thirty five thousand dollars (\$35,000). Such payment will be made before December 31, 2007 following execution of this Amendment No. 7.

4. For and in exchange for the payment referenced in Paragraphs 3 above, the compromises represented by such payment and other good and valuable consideration, the receipt of which is hereby acknowledged, OWNER does hereby for itself and its successors and assigns release, quitclaim, and forever discharge ENGINEER and any and all of its related, predecessor, affiliated and subsidiary companies and divisions and each of their insurers, shareholders, directors, officers, agents and employees, successors and assigns from any and all claims, rights, demands, causes of action, losses, damages, actions, suits, obligations, contracts and liabilities (hereinafter collectively referred to as "claims") of any and every kind and description, whether known or unknown, and whether arising at law or equity, which it now has or may have in the future regarding or in any way relating to the additional costs and attorney fees the OWNER incurred relating Cumberland County Ann Street Landfill v. North Carolina Department of Environment and Natural Resources – Division of Air Quality, (Administrative Hearing 07 EAR 0604 and 0664 and to defend its position against the COMMISSION, and to negotiate and implement the SOC.

5. ENGINEER and OWNER understand, covenant and agree that the Special Provisions of this Amendment No. 7 is a compromise of disputed claims and that the payment herein is not to be construed as an admission of liability on the part of either of them, both of whom expressly deny any liability to the other.

6. ENGINEER and OWNER state that representatives of each of them have carefully read these Special Provisions and know and understand the contents and effect thereof, and that the legal effect of these Special Provisions has been fully explained to each Party by each Party's counsel, and that the execution of the same is a purely voluntary act. The Parties further agree that any rule of construction of contracts resolving any ambiguities against the drafting parties shall be inapplicable to this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date indicated above for the purpose herein expressed.

CAMP DRESSER & McKEE

\_\_\_\_\_  
J. Brennan Buckley, P.E.  
Principal

DATE:

CUMBERLAND COUNTY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DATE:

**Exhibit C – 2007-2008 Schedule of Fees**

Table C-I below presents an hourly billing rate schedule for CDM's standard rate categories. All direct project expenses will be invoiced at cost with no markup.

Table C-I: CDM's Hourly Bill Rate Schedule	
Category	Hourly Rate
<b>Professional Services</b>	
Technical Review	\$180
Officer	\$170
Principal/Associate	\$150
Senior Professional	\$140
Professional IV	\$125
Professional III	\$115
Professional II	\$105
Professional I	\$ 90
<b>Professional Support Services</b>	
Senior Support Services	\$ 85
Support Services I	\$ 75
Support Services II	\$ 55
<b>Field Services</b>	
Senior Professional	\$ 85
Professional	\$ 70
Technician	\$ 50
<b>Project Support Services</b>	
Senior Project Administration	\$ 65
Project Administration	\$ 55

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-175
Date Received	12/11/2007
Date Completed	

Fund No. 625 Agency No. 460 Organ. No. 4606

Organization Name: Ann Street Landfill

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
7670	Miscellaneous Revenue	0	35,000	35,000
9901	Fund Balance Appropriated	1,699,646	317,301	2,016,947
(625-460-4699)				
Total		1,699,646	352,301	2,051,947

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3650	877	Capital Outlay Other Improvements	1,699,646	317,301	2,016,947
4383	876	Penalties & Errors	0	35,000	35,000
Total			1,699,646	352,301	2,051,947

**Justification:**

Revision to fund an agreement with Camp, Dresser, McKee (CDM) in the amount of \$317,301 to provide engineering services for the expansion of the Gas Collection and Control System at the Ann Street Landfill as required by the consent agreement with the NCDENR effective December 5, 2007. The related penalty of \$35,000 must be recorded on the County's books, however, CDM will be responsible for payment of the fine.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: \_\_\_\_\_  
Department Head

Date: \_\_\_\_\_

Reviewed By: Bob Sacher  
Finance Department

Date: 12/11/07

Reviewed By: Amy Cannon  
Assistant County Mgr

Date: 12/12/07

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____



ITEM NO. 3E

## COUNTY of CUMBERLAND

*Office of the County Attorney*

December 12, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' AGENDA OF DECEMBER 17, 2007**

**TO: BOARD OF COMMISSIONERS**

**FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY** *GRB*

**SUBJECT: APPROVAL OF AMENDMENT TO REIMBURSEMENT RESOLUTION TO ADD CAPITAL PROJECTS**

**BACKGROUND:** On September 4, 2007, the Board of Commissioners approved a Reimbursement Resolution to allow reimbursement from the financing contemplated for next year of funds advanced to begin the development of the Western Area Public Library capital project. It is appropriate to amend that resolution to include within the capital projects for which reimbursement would be appropriate the Western Elementary School (estimated \$16 million), Gray's Creek Middle School (estimated \$20 million) and the new Health Department building (estimated \$24 million).

**RECOMMENDATION:** Approve amending Reimbursement Resolution to include Western Elementary School (estimated \$16 million), Gray's Creek Middle School (estimated \$20 million) and the new Health Department building (estimated \$24 million) within definition of Project for which reimbursement of expenses advanced would be authorized.



BOARD OF COMMISSIONERS  
OF CUMBERLAND COUNTY

Excerpt of Minutes  
of Meeting on  
December 17, 2007

Present: Chairman J. Breeden Blackwell presiding, and

Commissioners: \_\_\_\_\_

Absent: \_\_\_\_\_

\* \* \* \* \*

The following resolution was discussed and its title was read:

RESOLUTION AMENDING RESOLUTION OF OFFICIAL INTENT TO PURSUE  
TAX EXEMPT FINANCING FOR A WESTERN AREA LIBRARY, TO AMEND THE  
DEFINITION OF "PROJECT" TO ADD A WESTERN ELEMENTARY SCHOOL, GRAY'S  
CREEK MIDDLE SCHOOL AND NEW HEALTH DEPARTMENT BUILDING, AND TO  
REIMBURSE EXPENDITURES WITH PROCEEDS OF A BORROWING

WHEREAS, the Board of Commissioners of Cumberland County, North Carolina (the "County") adopted a Resolution of Intent on September 4, 2007 (the "Resolution"), stating its intent to finance a portion of the cost of the Western Area Public Library (the "Project") during the next several years;

WHEREAS, the County wishes to amend the Resolution to add to the definition of Project a contemplated Western Elementary School, Gray's Creek Middle School, and a New Health Department Building, and to amend the amount expected to be financed;

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CUMBERLAND COUNTY, NORTH CAROLINA:

1. The definition of Project in the Resolution is amended to add, in addition to the Western Area Library, a new Western Elementary School, a Gray's Creek Middle School, and a New Health Department Building.
2. Paragraph 1 of the Resolution is amended by deleting the amount of "\$6,000,000" and inserting in lieu thereof the amount of "\$67,000,000".
3. Except as expressly amended herein, all other terms and conditions of the Resolution shall continue in full force and effect.

4. This resolution shall take effect immediately upon its passage.

Commissioner \_\_\_\_\_ moved the passage of the foregoing resolution, Commissioner \_\_\_\_\_ seconded the motion, and the resolution was passed by the following vote:

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Not Voting: \_\_\_\_\_

\* \* \* \* \*

I, Marsha Fogle, Clerk to the Board of Commissioners for Cumberland County, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the Board of Commissioners for said County at a regular meeting duly called and held December 17, 2007, as it relates in any way to the resolution hereinabove set forth and that said proceedings are recorded in Minute Book \_\_\_\_\_ of the minutes of said County. Pursuant to G.S. § 143-318.12, a current copy of a schedule of regular meetings of the Board of Commissioners for said County is on file in my office.

WITNESS my hand and the common seal of said County, this 17th day of December, 2007.

\_\_\_\_\_  
Clerk to the Board of Commissioners  
Cumberland County, North Carolina

(SEAL)



ITEM NO. 3F

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager


Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Amy H. Cannon  
Assistant County Manager

### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 17, 2007

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: CLIFF SPILLER, ASSISTANT COUNTY MANAGER** 

**DATE: DECEMBER 11, 2007**

**SUBJECT: APPROVAL OF DECLARATION OF TWO SOLID WASTE BALERS AS SURPLUS PROPERTY AND AUTHORIZE PRIVATE NEGOTIATION AND SALE**

#### BACKGROUND:

Two balers located at the Ann Street Landfill have been out of service since 1997/1998. An offer has been made for the balers in the amount of \$25,000. The purchaser has agreed to remove the balers at no additional cost to the county. Private sale of these balers is authorized by G.S. 160A-266(b) and 160A-267.

#### RECOMMENDATION/PROPOSED ACTION:

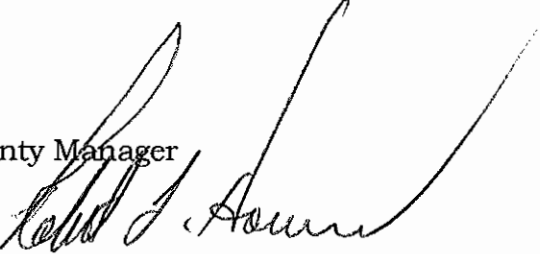
Approve resolution declaring the two balers surplus and authorizing the private negotiation and sale of the two balers in the amount of \$25,000. Direct the staff to publish a notice of sale and authorize the staff to sell the balers not less than 10 days following publication.

CS/cp  
CS121107-1



# COUNTY of CUMBERLAND

*Office of Solid Waste Management*

**DATE:** December 6, 2007  
**TO:** Cliff Spiller, Assistant County Manager  
**FROM:** Robert Howard, Director   
**SUBJECT:** Request Approval for Private Sale

Request approval for a private sale of two balers in the baling area at the Ann Street Landfill for \$25,000 to be placed on the next consent agenda.

These balers have not been in service since 1997/1998 and to have them removed it would cost us \$110,000. The person purchasing the balers will remove them from the building at no cost to the County.

**CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
RESOLUTION OF INTENT TO DISPOSE OF TWO BALERS BY PRIVATE  
NEGOTIATION AND SALE, PURSUANT TO G.S. 160A-266 AND 160A-267**

BE IT RESOLVED that at its regular meeting held at the Cumberland County Courthouse on December 17, 2007, the Cumberland County Board of Commissioners declared two balers in the Solid Waste Department as surplus and authorized the Assistant County Manager for Facilities to dispose of them by private negotiation and sale.

BE IT FURTHER RESOLVED that the staff shall advertise notice of sale in conformance with G.S. 160A-267 and that said balers may be sold not less than ten days following publication of such notice.

Adopted at a regular meeting held December 17, 2007.

---

J. Breeden Blackwell, Chairman  
Cumberland County Board of Commissioners

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Marsha Fogle  
Clerk to the Board



ITEM NO. 36

## COUNTY of CUMBERLAND

*Office of the County Attorney*

December 3, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' DECEMBER 17, 2007 AGENDA**

TO: BOARD OF COMMISSIONERS

FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY *GRB*

SUBJECT: DECLARING FORECLOSED REAL PROPERTY SURPLUS

**BACKGROUND:** The County of Cumberland has recently acquired by tax foreclosure certain real property located in the County. Exhibit 1 is a list of that property which also shows their tax values. Exhibit 2 is a set of maps which show the PIN number, vicinity, and township for each parcel.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board declare the foreclosed property as surplus to the needs of the County.

lrc

Attachments: Parcel and vicinity maps

**SURPLUS PROPERTIES TO BE ADDED TO DECEMBER 17, 2007 AGENDA**

**PROPERTIES OWNED BY COUNTY ONLY**

ITEM	PIN	DESCRIPTION	ASSESSED VALUE \$	TAX LIEN \$	DATED RECORDED	DEED Book/Page
1.	0542-60-0759	1.54 ac Res Ac Buie Ld <b>Location: Off Slocumb Rd</b>	8,250.00	3,143.13	02/15/07	7502/845
2.	0553-66-6856	.09 ac D B Matthews Ld <b>Location: 8983 E Reeves Bridge Rd</b>	1,313.00	5,460.94	02/19/07	7505/854
3.	0472-08-4858	Lot 14 McNeill Sands Sec 1 Rev <b>Location: 4210 Scary Creek Rd</b>	13,000.00	5,614.39	10/25/07	7730/859
4.	0442-66-9594	Lot 103 Twin Oaks Sec. 4 Pt 20 Rev <b>Location: 6229 Canadian Ave</b>	13,500.00	5,817.18	11/01/07	7737/533
5.	0407-21-6598	Lot 110 X 250 McGill Ld <b>Location: Frederick Rd</b>	14,963.00	2,137.65	03/27/03	6037/359
6.	0418-19-4368	Lots 79-81 Oakland Sub Pt 4 <b>Location: 325 Bonnie St.</b>	11,000.00	3,194.26	03/27/03	6037/361
7.	0574-75-0999	Pt. Lots 54-55 S Linden <b>Location: Wall Street</b>	22,700.00	4,793.12	09/10/07	7695/726
8.	0437-96-9458	2 Vac Lots 67-68 <b>Location: Maloney Ave</b>	3,750.00	1,409.67	03/11/03	6018/895
9.	0438-27-2286	Lot 4 H. L. Dawson Sub <b>Location: 1700 Stansberry Dr.</b>	9,000.00	4,143.77	06/30/06	7286/515
10.	0437-61-0660	Lot 6 Block B Cumberland Place <b>Location: 204 Campbell Ave</b>	5,000.00	3,615.90	11/01/07	7737/537
11.	0486-88-8725	1 ac Bryant Land <b>Location: NO Address</b>	3,850.00	3,330.20	11/01/07	7737/539
12.	1403-81-6709	1.39 ac Riley Land Imp <b>Location: 2331 Polly Island Rd</b>	9,077.00	3,385.96	09/25/07	7707/041
13.	0469-68-1227	Lots 18 & 19 Block K Sec 2 <b>Location: Meadow View Rd (undeveloped)</b>	2,000.00	3,231.93	09/05/07	7692/153

**PROPERTIES OWNED BY COUNTY AND CITY**

14.	0428-97-5847	Lot 12 Block C Eccles Park <b>Location: 822 Varsity Dr</b>	28,891.00	12,462.61	03/05/07	7520/039
15.	0438-01-8658	Lots 12-13 Block G College Hgts <b>Location: 1266 Colley Dr</b>	7,500.00	7,874.46	03/14/07	7530/254

**SURPLUS PROPERTIES TO BE ADDED TO DECEMBER 17, 2007 AGENDA**

16.	0437-69-6923	Lot 17 Emanuel Williams Est <b>Location: 112 Mary St</b>	18,900.00	4,083.45	02/15/07	7503/259
17.	0418-49-0251	West Pt Lots 75-78 Bonnie Doon Annex 1 <b>Location: 203 Johnson St</b>	5,500.00	7,853.96	09/05/07	7692/151
18.	0447-30-6648	W/Pt Lot 14 & Sm Pt Lot 13 East Bend Sub <b>Location: 219 Deep Creek Rd</b>	24,517.00	8,489.42	04/23/07	7566/253
19.	0419-53-0663	IMP 1/2 ac Land <b>Location: 5771 Foxtrot Dr.</b>	6,384.00	4,253.24	03/14/07	7530/252
20.	0427-81-9722	Store s/s Turnpike <b>Location: Turnpike Rd</b>	5,000.00	3,108.72	04/23/07	7566/255
21.	0436-36-5390	Pt. Lot 7 Block C Tolar Hart & Holt Mill Village <b>Location: 1229 Hamlet Street</b>	7,000.00	7,067.84	09/25/07	7707-039
22.	0436-02-4963	E 140 Lot 24 Helena S Perry Prop <b>Location: 222 Dallas St</b>	7,000.00	8,911.97	11/15/07	7746/780
23.	0407-22-2300	34/100 acres Lovett Ld <b>Location: 1167 Sun Valley Drive</b>	23,534.00	4,752.31	10/26/07	7732/222





## Site Map

CARVERS CREEK TOWNSHIP

200 0 200 Feet



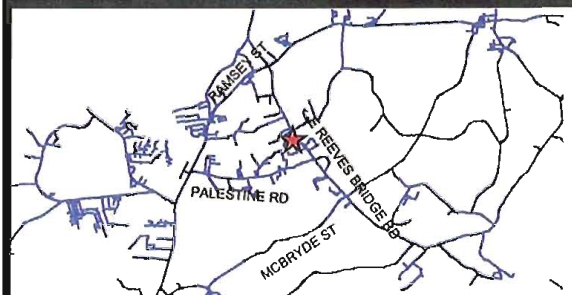
THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.



DUCK POND RD

E REEVES BRIDGE RD

0553-66-0556



2



# Site Map

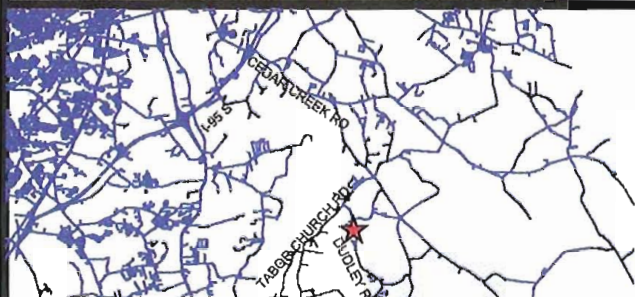
8983 E REEVES BRIDGE RD  
CARVERS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY EXPRESS OR IMPLIED CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.





3



## Site Map

4210 SCARY CREEK RD  
CEDAR CREEK TOWNSHIP

50 0 50 Feet



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4



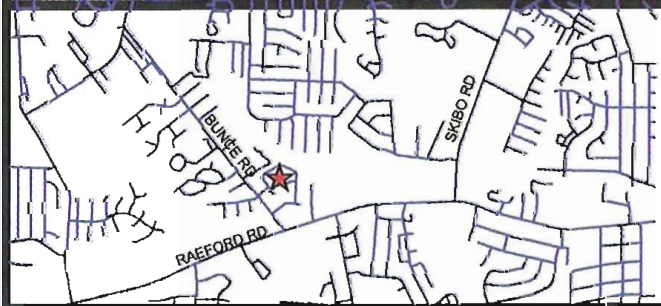
# Site Map

6229 CANADIAN AVE  
GRAYS CREEK TOWNSHIP



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THE PRODUCT LIES WITH THE USER.





5



# Site Map

FREDRICK DR  
SEVENTY FIRST TOWNSHIP

50 0 50 Feet



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6



## Site Map

325 BONNIE ST  
SEVENTY FIRST TOWNSHIP

50 0 50 Feet

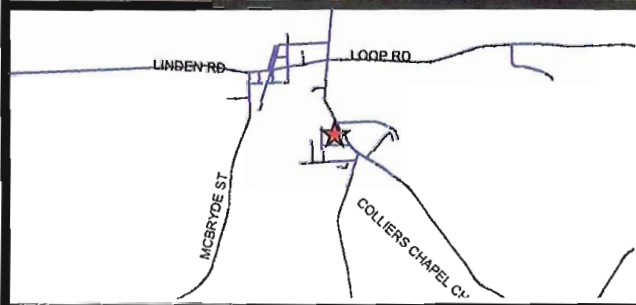


THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ANY LIABILITY FOR THE ACCURACY AND MAINTENANCE OF THE DATA OR THE RESULTS OF ANY ANALYSIS OR INTERPRETATION AND APPLICATION OF THE DATA TO THE USER.





0574-75-0999



7



# Site Map

WALL ST  
CARVERS CREEK TOWNSHIP

50 0 50 Feet



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2



## Site Map

MALONEY AVE  
CROSS CREEK TOWNSHIP

100 0 100 Feet



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9



## Site Map

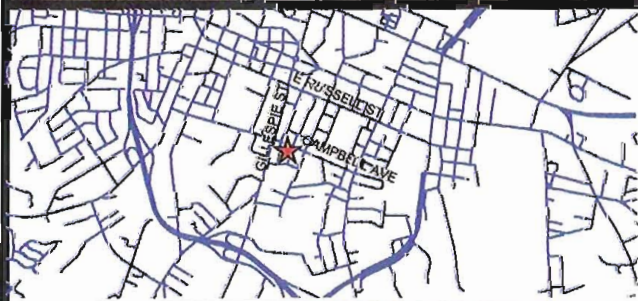
1700 STANSBERRY DR  
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ANY LIABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THE PRODUCT LIES WITH THE USER.





10



## Site Map

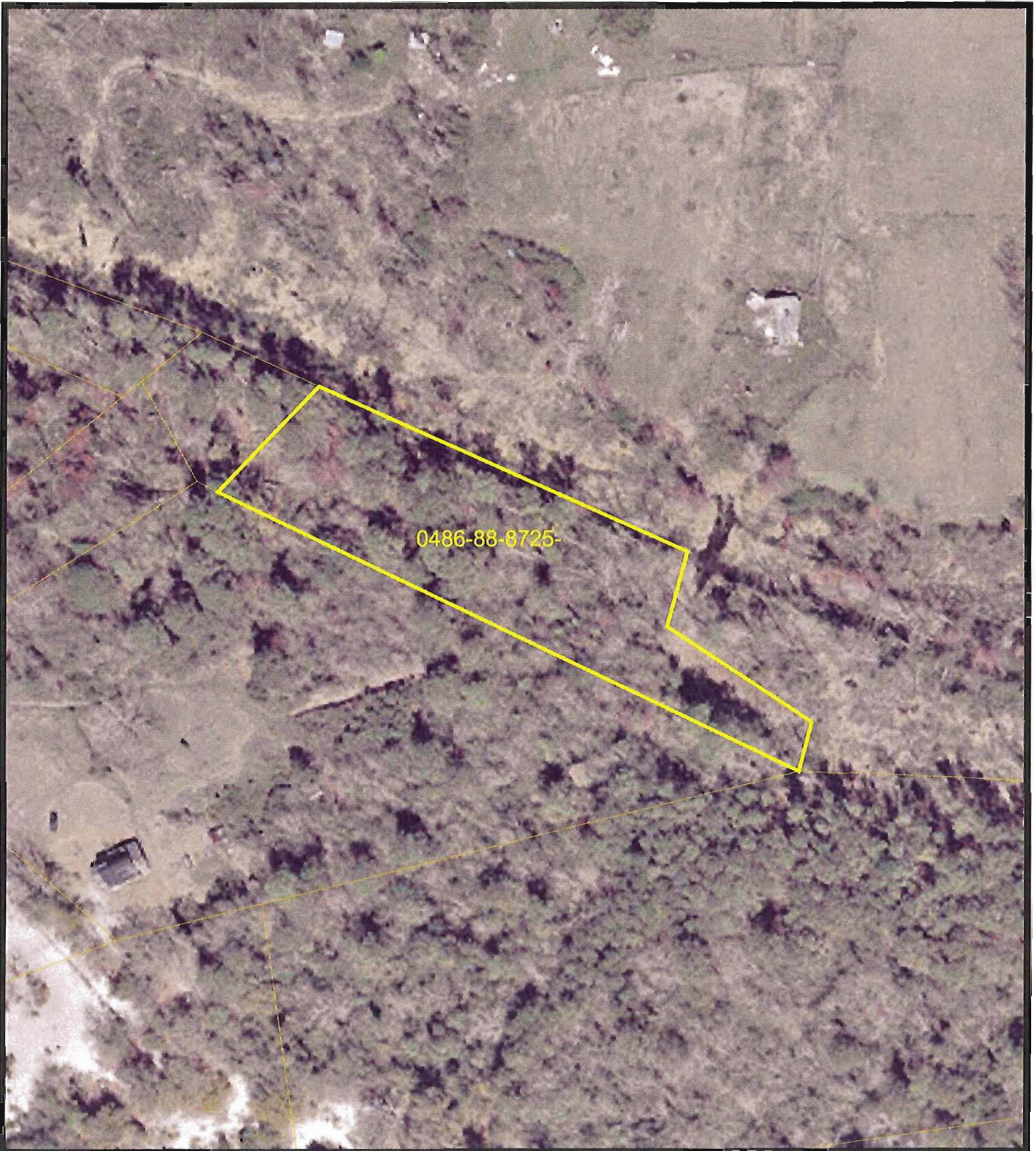
204 CAMPBELL AVE  
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS  
DEPARTMENT MAKES NO WARRANTY  
FOR THIS PRODUCT AND MAKES NO  
EXPRESS OR IMPLIED WARRANTY  
ABOUT THE DATA. RESPONSIBILITY  
FOR INTERPRETATION AND APPLICATION OF THE  
PRODUCTS WITH THE USER.





Site Map

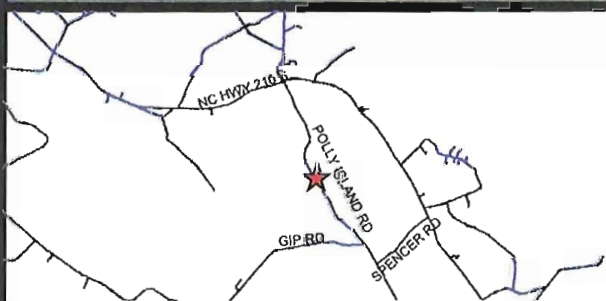
CEDAR CREEK TOWNSHIP

100 0 100 Feet



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12



## Site Map

2331 POLLY ISLAND RD  
CEDAR CREEK TOWNSHIP

100 0 100 Feet



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THE COUNTY OF CLATSOP AND ITS GIS  
DEPARTMENT DISCLAIMS ANY LIABILITY  
FOR THIS PRODUCT AND MAKES NO WARRANTY  
EXCEPT ON THE PART OF THE  
ACCURACY THEREOF. RESPONSIBILITY FOR  
INTERPRETATION AND APPLICATION OF THE  
PRODUCT LIES WITH THE USER.



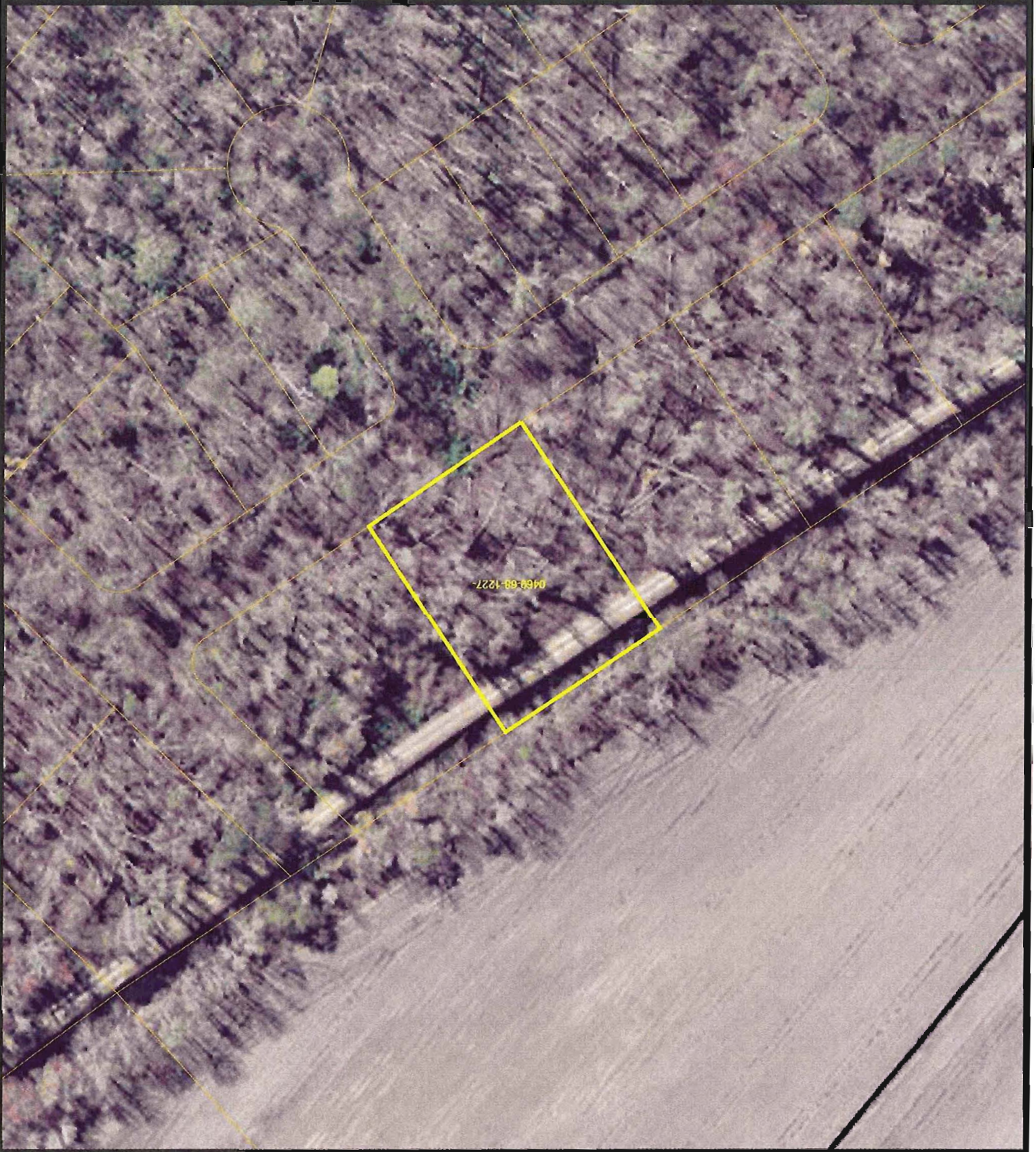
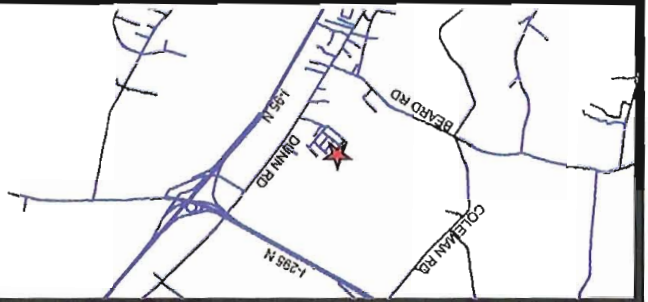
# Site Map



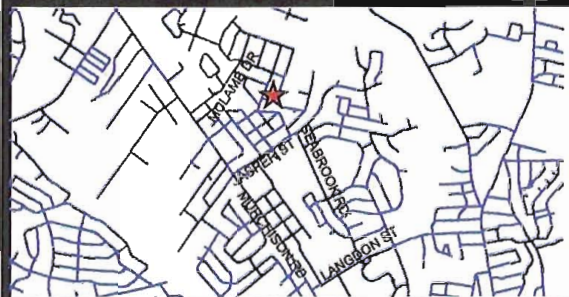
13

MEADOW VIEW RD  
EASTOVER TOWNSHIP

100 0 100 Feet







14



## Site Map

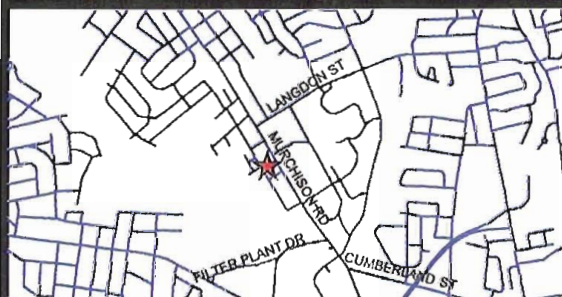
822 VARSITY DR  
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.





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## Site Map

2266 COLEY DR  
CROSS CREEK TOWNSHIP

50 0 50 Feet



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THIS COUNTY OF CLATSOP AND ITS GIS  
COMMITMENT REGARDING ACCURACY  
FOR THIS PRODUCT AND MAKES NO WARRANTY  
EXPRESS OR IMPLIED CONCERNING THE  
INTERPRETATION AND APPLICATION OF THIS  
PRODUCT UNLESS WITH THE USER.



# CROSS CREEK TOWNSHIP

## 112 MARY ST

### Site Map

01







17



## Site Map

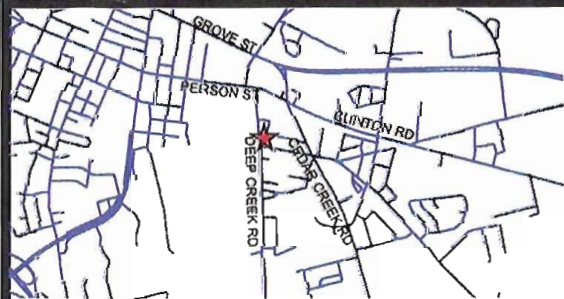
203 JOHNSON ST  
CROSS CREEK TOWNSHIP

100 0 100 Feet



THE COUNTY OF CUMBERLAND AND ITS OFFICIALS MAKE NO WARRANTY, EXPRESS OR IMPLIED, REGARDING THE ACCURACY OF THE DATA, REPRESENTATIONS, INTERPRETATIONS AND APPLICATIONS OF THIS PRODUCT. THE USER IS RESPONSIBLE FOR THE ACCURACY OF THE DATA.





18



# Site Map

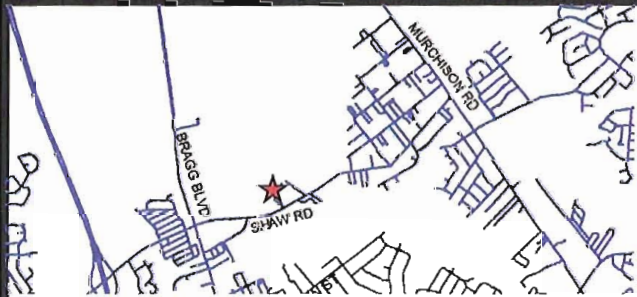
219 DEEP CREEK RD  
CROSS CREEK TOWNSHIP

50 0 50 Feet



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## Site Map

5771 FOXTROT DR  
CROSS CREEK TOWNSHIP

50 0 50 Feet



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20



## Site Map

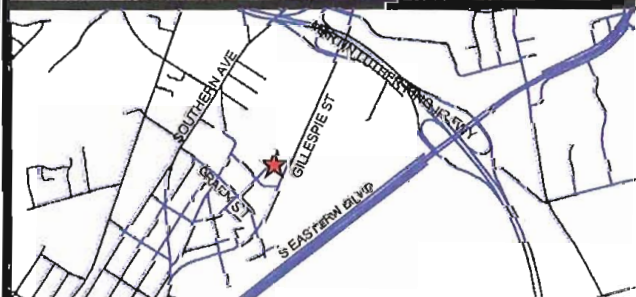
TURNPIKE RD  
CROSS CREEK TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS BOARD OF COMMISSIONERS DISCLAIM ANY LIABILITY FOR THIS PRODUCT AND MAKE NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.





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## Site Map

1229 HAMLET ST  
CROSS CREEK TOWNSHIP

50 0 50 Feet



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THE COUNTY OF CLAY AND ITS GIS  
DEPARTMENT SHALL BE RESPONSIBLE  
FOR THIS PRODUCT AND MAKES NO  
WARRANTY, EXPRESS OR IMPLIED,  
CONCERNING THE  
ACCURACY THEREOF. RESOLUTION  
INTERPRETATION AND APPLICATION OF THE  
PRODUCT LIES WITH THE USER.

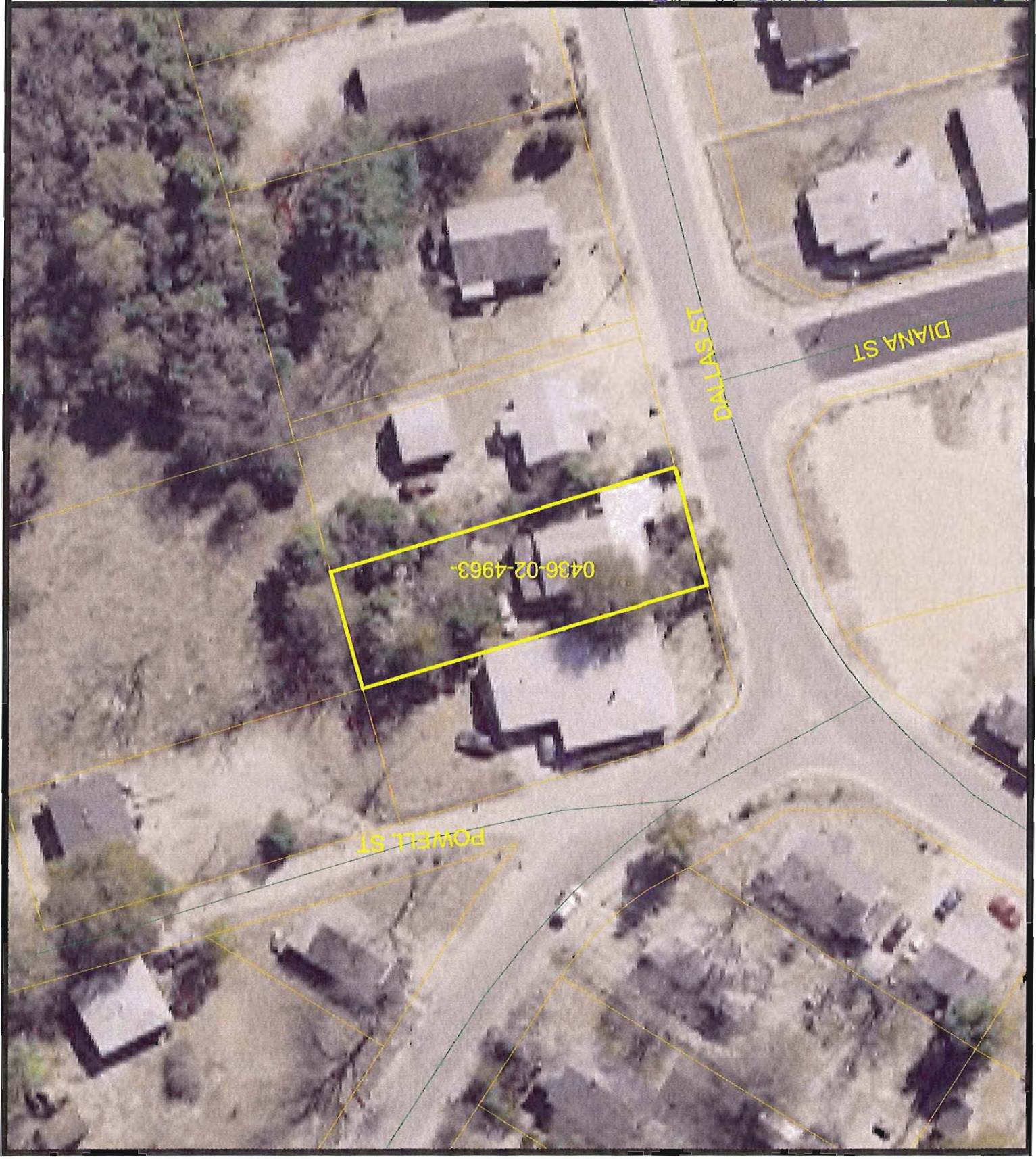
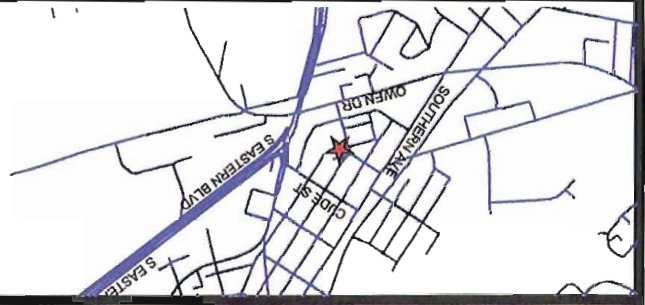


# Site Map

222 DALLAS ST  
CROSS CREEK TOWNSHIP



aa







23



## Site Map

1167 SUN VALLEY DR  
SEVENTY FIRST TOWNSHIP

50 0 50 Feet



THE COUNTY OF CUMBERLAND AND ITS GIS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RESPONSIBILITY FOR INTERPRETATION AND APPLICATION OF THE PRODUCT LIES WITH THE USER.



ITEM NO. 34


## COUNTY of CUMBERLAND

*Office of the County Attorney*

November 30, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' DECEMBER 17, 2007 AGENDA:**

TO: BOARD OF COMMISSIONERS

FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY 

SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL  
PROPERTY ACQUIRED BY TAX FORECLOSURE

0.5 MAYNOR LAND (LOCATED ON FOXTROT DR OFF SHAW RD)  
PIN NO. 0419-43-9402

**BACKGROUND:** On or about November 20, 2006, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$3,595.48.

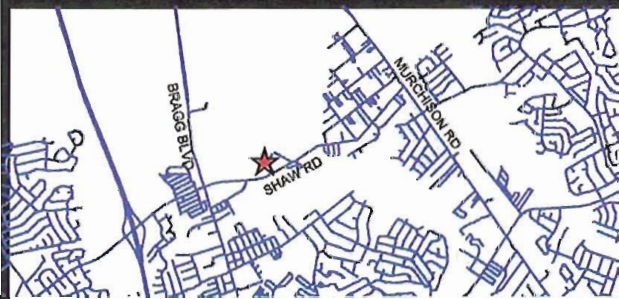
Nathan Turbyfill was the last and highest bidder offering to purchase the County's interest in the property for **\$3,595.48** and has deposited \$360.00 in the Finance Office. The tax value of the property is \$5,931.00.

This property is surplus to the needs of the County and, according to N.C.G.S. 153A-176 and N.C.G.S. 105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Mr. Turbyfill's bid. The property has been advertised and Mr. Turbyfill was the highest bidder. The bid period is now closed.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board of Commissioners consider whether to accept the offer of Nathan Turbyfill to purchase the above property for the sum of **\$3,595.48**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment





## Site Map

SEVENTY FIRST TOWNSHIP

100 0 100 Feet



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ITEM NO. 3I


## COUNTY of CUMBERLAND

*Office of the County Attorney*

December 4, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' DECEMBER 17, 2007 AGENDA:**

TO: BOARD OF COMMISSIONERS

FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY 

SUBJECT: APPROVAL OF SALE OF SURPLUS-COUNTY OWNED REAL  
PROPERTY ACQUIRED BY TAX FORECLOSURE

LOT 19 WINDFIELD SEC. 1  
(LOCATED ON DRAGONFLY DR OFF NC HWY 87 S)  
PIN 0441-41-0343; GRAYS CREEK TOWNSHIP

**BACKGROUND:** On or about September 5, 2006, the County acquired by tax foreclosure the above property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$4,275.64.

Upton Tyson was the last and highest bidder offering to purchase the County's interest in the property for **\$8,679.33** and has deposited \$867.93 in the Finance Office. The tax value of the property is \$68,100.00.

This property is surplus to the needs of the County and, according to N.C.G.S. 153A-176 and N.C.G.S. 105-376, the County has the authority to sell such property. Management has reviewed this offer and it is now being submitted for the Board to consider whether or not to accept Mr. Tyson's bid. The property has been advertised and has received several bids; however, Mr. Tyson was the final and highest bidder. The bid period is now closed.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board of Commissioners consider whether to accept the offer of Upton Tyson to purchase the above property for the sum of **\$8,679.33**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment



## Site Map

5716 DRAGONFLY DR  
GRAYS CREEK TOWNSHIP

50 0 50 Feet

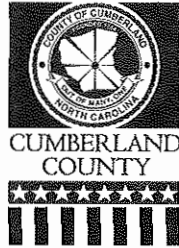


THE COUNTY OF CUMBERLAND AND ITS DEPARTMENT DISCLAIMS ACCOUNTABILITY FOR THIS PRODUCT AND MAKES NO WARRANTY, EXPRESS OR IMPLIED, CONCERNING THE ACCURACY THEREOF. RE: MEASUREMENT FOR INTERPRETATION AND APPLICATION OF THIS PRODUCT LIES WITH THE USER.

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

JEANNETTE M. COUNCIL  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

November 29, 2007

**AGENDA ITEM FOR DECEMBER 17, 2007**

TO: Board of Commissioners

FROM: Representative Rick Glazier

THRU: Marsha Fogle, Clerk

RE: Resolution requesting the NCDOT to name the bridge on the Hope Mills Bypass in honor of Sgt. James Heath Hardin, Hope Mills Police Department

**BACKGROUND:** Representative Rick Glazier has requested that the Board of Commissioners adopt a Resolution to be forwarded to the NCDOT asking that the bridge on the Hope Mills Bypass be named for Sgt. James Heath Hardin.

Sgt. Harden died in the line of duty on January 11, 2007. He had been employed by the Hope Mills Police Department since August, 1997.

NCDOT has indicated it would hear this request at its meeting on January 10, 2008 upon receipt of a Resolution from the Board of Commissioners.

**ACTION:** Adopt the Resolution

Attachment



COUNTY OF CUMBERLAND

NORTH CAROLINA

RESOLUTION

WHEREAS, Sgt. James Heath Hardin joined the Hope Mills Police Department in August, 1997; and

WHEREAS, Sgt. James Heath Hardin received may police commendations during his career to include the 2000 Law Enforcement Officer of the Year; and

WHEREAS, he was a member of the Hope Mills Police Department Honor Guard; and

WHEREAS, he would go out of his way to help a victim of crime; and

WHEREAS, he was a father, husband, and friend and deeply loved by all who knew him; and

WHEREAS, he was a member of the Lumbee Indian Nation; and

WHEREAS, he was held in high esteem by everyone who met him; and

WHEREAS, Sgt. James Heath Hardin died in the line of duty on January 11, 2007.

NOW, THEREFORE, the Board of Commissioners of Cumberland County requests the NCDOT to name the bridge on the Hope Mills Bypass in honor of Sgt. James Heath Hardin.

Adopted this 17<sup>th</sup> day of December, 2007.

---

J. Breeden Blackwell, Chairman

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

**Budget Office Use**

Budget Revision No.	B08-163
Date Received	11/28/2007
Date Completed	

Fund No. 240 Agency No. 424 Organ. No. 4251

Organization Name: Injured Animal Control

ITEM NO. 3K(1)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated		4,500	

4,500

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3204	671	Medical	2,500	4,500	7,000

Total	2,500	4,500	7,000
-------	-------	-------	-------

**Justification:**

Revision in the amount of \$4,500 to appropriate fund balance to cover unexpected bills for injured animals.

**Funding Source:**

State: \_\_\_\_\_  
Other: \_\_\_\_\_

Federal: \_\_\_\_\_  
Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
Prior Year: 16,303

Other: \_\_\_\_\_

Submitted By: [Signature]  
Department Head

Date: 11/28/07

Reviewed By: [Signature]  
Finance

Date: 12.3.07

Reviewed By: [Signature]  
Deputy/Assistant County Mgr

Date: 12/12/07

**Approved By:**

County Manager

Board of County Commissioners

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	B08-165
Date Received	12/4/2007
Date Completed	

Fund No. 492 Agency No. 429 Organ. No. 4284

Organization Name: Pearces Mill Fire District

ITEM NO. 3 K(2)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	528,360	200	528,560
Total		528,360	200	528,560

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	849	Tax Refunds	450	200	650
Total			450	200	650

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 200

Federal: \_\_\_\_\_  
Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_ New: \_\_\_\_\_  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: \_\_\_\_\_

Date: \_\_\_\_\_

Department Head

Reviewed By: Kelly Autry

Date: 12/4/07

Finance Department

Reviewed By: Amy Cannon

Date: 12/12/07

Deputy Assistant County Mgr

Approved By: \_\_\_\_\_

Date: \_\_\_\_\_

County Manager

Board of County

Commissioners

Date: \_\_\_\_\_

COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST

Budget Office Use	
Budget Revision No.	<u>808-158</u>
Date Received	<u>11-27-07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4308  
Organization Name: N.C. BIOTERRORISM REGIONAL RESPONSE TEAM

ITEM NO. 3K(3)a

REVENUE

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4187	N.C. BIOTERRORISM RESPONSE TEAM	418,782	10,000	428,782
		418,782	10,000	428,782

EXPENDITURES

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2510	168	FUEL - VEHICLE	2,000	3,333	5,333
3445	168	TELEPHONE	4,300	6,667	10,967
Total			6,300	10,000	16,300

Justification:

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL STATE FUNDING THAT THE DEPARTMENT HAS RECEIVED NOTIFICATION THAT IT CAN EXPECT TO RECEIVE.

Funding Source: State: 10,000 Federal: \_\_\_\_\_ Fees: \_\_\_\_\_ Fund Balance: County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature] 11-14-07 Date:  
Department Head  
Reviewed By: [Signature] 11-27-07 Date:  
Finance Department  
Reviewed By: [Signature] 12/12/07 Date:  
Deputy Assistant County Mgr

Approved By: _____	
County Manager	Date: _____
Board of County Commissioners	Date: _____



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>308-164</u>
Date Received	<u>12-3-07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432G  
 Organization Name: BREAST AND CERVICAL CANCER CONTROL PROGRAM

ITEM NO. 3K(3)b

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4171	N.C. BREAST AND CERVICAL CANCER CONTROL PROGRAM	49,350	18,270	67,620
		49,350	18,270	67,620

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
NEW	205	DESIGNATED AGE GROUP SPECIAL PROJECT	0	18,270	18,270
Total			0	18,270	18,270

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL STATE FUNDING THAT THE DEPARTMENT HAS BEEN NOTIFIED THAT IT CAN EXPECT TO RECEIVE FOR THE SCREENING OF DESIGNATED AGE GROUPS.

Funding Source: State: 18,270 Federal: \_\_\_\_\_ Fund Balance: County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature]  
 Department Head  
 Reviewed By: [Signature]  
 Finance Department  
 Reviewed By: [Signature]  
 Deputy Assistant County Mgr

11/29/07

Date: \_\_\_\_\_

12-3-07

Date: \_\_\_\_\_

12/12/07

Date: \_\_\_\_\_

Approved By: \_\_\_\_\_

Date: \_\_\_\_\_

County Manager

Board of County Commissioners

Date: \_\_\_\_\_

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>308-1166</u>
Date Received	<u>12-4-07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4323  
 Organization Name: FAMILY PLANNING CLINIC

ITEM NO. 3K(3)c

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4145	N.C. FAMILY PLANNING	422,968	46,555	469,523

422,968      46,555      469,523

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2379	225	INCENTIVES	0	3,000	3,000
2381	225	PRESCRIPTION DRUGS	60,000	15,523	75,523
2994	225	MISCELLANEOUS FURNITURE / EQUIPMENT	0	778	778
3390	225	CONTRACTED SERVICES	1,300	24,254	25,554
3470	225	TRAVEL	6,000	2,000	8,000
3474	225	TRAINING	5,000	1,000	6,000

Total      72,300      46,555      118,855

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL STATE FUNDING THAT THE DEPARTMENT HAS NOTIFICATION THAT IT CAN EXPECT TO RECEIVE FOR THE FAMILY PLANNING PROGRAM.

Funding Source: State: 46,555 Federal: \_\_\_\_\_ Fund Balance: County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature]  
 Department Head  
 Reviewed By: [Signature]  
 Finance Department  
 Reviewed By: [Signature]  
 Deputy Assistant County Mgr

12-4-07  
 Date:

Date: 12-4-07

Date:

Approved By:

Date:

County Manager

Board of County  
Commissioners

Date:

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>B08-1167</u>
Date Received	<u>12.4.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. NEW  
 Organization Name: BIOTERRORISM CITIES READINESS INITIATIVE

ITEM NO. 3 K(3)d

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
NEW	BIOTERRORISM CITIES READINESS INITIATIVE	0	20,000	20,000
		-	20,000	20,000

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2510		FUEL VEHICLE	0	2,500	2,500
299A		COMPUTER HARDWARE	0	2,500	2,500
2995		COMPUTER SOFTWARE	0	7,500	7,500
3474		TRAINING	0	5,000	5,000
3445		TELEPHONE	0	2,500	2,500
					-
					-
Total			0	20,000	20,000

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL STATE FUNDING THAT THE DEPARTMENT HAS BEEN NOTIFIED THAT IT CAN EXPECT TO RECEIVE FOR THE BIOTERRORISM CITIES READINESS INITIATIVE PROJECT.

Funding Source: State: 20,000 Federal: \_\_\_\_\_ Fund Balance: County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: Margaret Ryan  
 Department Head  
 Reviewed By: Kelly Autry  
 Finance Department  
 Reviewed By: Amy Cannon  
 Deputy Assistant County Mgr

12-3-07  
 Date:

Date: 12/4/07

Date: 12/12/07

<b>Approved By:</b>	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-171</u>
Date Received	<u>12.7.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432X

Organization Name: BIOTERRORISM PANDEMIC INFLUENZA

ITEM NO. 3K(3)e

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4194	BIOTERRORISM PANDEMIC INFLUENZA	0	53,000	53,000
		-	53,000	53,000

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4194		PANDEMIC INFLUENZA	0	23,000	23,000
NEW		PANDEMIC INFLUENZA - PHRST 3 SPECIAL PROJECT	0	30,000	30,000
Total			0	53,000	53,000

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL STATE FUNDING THAT THE DEPARTMENT HAS BEEN NOTIFIED THAT IT CAN EXPECT TO RECEIVE FOR THE BIOTERRORISM PANDEMIC INFLUENZA PROJECT.

Funding Source: State: 53,000 Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature] Date: 12-4-07  
Department Head

Reviewed By: [Signature] Date: 12.7.07  
Finance Department

Reviewed By: [Signature] Date: 12/12/07  
Deputy Assistant County Mgr

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>308-159</u>
Date Received	<u>11.27.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4312

Organization Name: SCHOOL HEALTH

ITEM NO. 3K(3)f

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4115	SCHOOL HEALTH INITIATIVE	100,000	40,909	140,909
		100,000	40,909	140,909

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	176	SALARIES - REGULAR	555,394	16,760	572,154
1810	176	FICA MATCH	42,906	1,282	44,188
1820	176	RETIREMENT	27,480	821	28,301
1824	176	401-K COUNTY	5,611	168	5,779
1830	176	MEDICAL INSURANCE	65,501	2,273	67,774
1860	176	WORKERS COMPENSATION	16,744	521	17,265
2706	177	SCHOOL HEALTH INITIATIVE	8,958	19,084	28,042
Total			722,594	40,909	763,503

**Justification:**

THIS BUDGET REVISION REQUESTS TO BUDGET FOR ADDITIONAL RECURRING STATE FUNDING THAT THE DEPARTMENT HAS BEEN NOTIFIED THAT IT CAN EXPECT TO RECEIVE IN ORDER TO CREATE A NEW TEN( 10 ) MONTH PERMANENT SCHOOL HEALTH NURSE POSITION.

**Funding Source:**

State: 40,909  
Other: \_\_\_\_\_

Federal: \_\_\_\_\_  
Fees: \_\_\_\_\_

**Fund Balance:**

County: \_\_\_\_\_

New: \_\_\_\_\_  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: [Signature]  
Department Head

Reviewed By: [Signature]  
Finance Department

Reviewed By: [Signature]  
Deputy Assistant County Mgr

11-13-07  
Date:

12.7.07  
Date:

12/12/07  
Date:

<b>Approved By:</b>	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-160</u>
Date Received	<u>11-27-07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4329

Organization Name: ADULT HEALTH PRIMARY CARE CLINIC

ITEM NO. 3 K(3)g  
pg 1 of 3

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
6008	ESCROW - PRIMARY CARE COUNTY FUNDING	64,000	15,000 42,886	79,000
		64,000	57,886	79,000

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	237	SALARIES - REGULAR	424,174	44,845	469,019
1810	237	FICA MATCH	32,996	3,431	36,427
1820	237	RETIREMENT	22,140	2,197	24,337
1824	237	401K COUNTY	4,521	448	4,969
1830	237	MEDICAL INSURANCE	47,889	4,925	52,814
1860	237	WORKERS COMPENSATION	4,992	1,440	6,432
1991	237	SALARY ADJUSTMENT	582	600	1,182
Total			537,294	57,886	595,180

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER POSITION # PHD-1307 AND PHD-1219 ( PART TIME PUBLIC HEALTH NURSE I's ) FROM THE COMMUNICABLE DISEASE CLINIC AND THE TUBERCULOSIS CHEST CLINIC INTO THE ADULT HEALTH PRIMARY CARE CLINIC AND TO INCREASE POSITION # PHD-1219 FROM PART TIME INTO FULL TIME BY DELETING POSITION # PHD-1307. THE REQUESTED FULL TIME POSITION IS BEING BUDGETED AT 10% ABOVE THE MINIMUM SALARY TO ACCOUNT FOR THE NURSES EXPERIENCED BASED HIRING PLAN.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: 42,886 Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: 15,000 Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: [Signature] Date: 11-14-07  
Department Head  
Reviewed By: [Signature] Date: 12-7-07  
Finance Department  
Reviewed By: [Signature] Date: 12/12/07  
Deputy Assistant County Mgr

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-160A</u>
Date Received	<u>11.28.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4325

Organization Name: COMMUNICABLE DISEASE CLINIC

Pg 2 of 3

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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COUNTY FUNDING			(28,945)	
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-	(28,945)	-
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1265	228	SALARIES - PART TIME	23,153	(23,153)	-
1810	228	FICA MATCH	16,168	(1,772)	14,396
1820	228	RETIREMENT	9,934	(695)	9,239
1824	228	401K COUNTY	2,026	(142)	1,884
1830	228	MEDICAL INSURANCE	25,956	(2,463)	23,493
1860	228	WORKERS COMPENSATION	2,995	(720)	2,275
1991	228	SALARY ADJUSTMENT	0	0	-
Total			80,232	(28,945)	51,287

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER POSITION # PHD-1307 AND PHD-1219 ( PART TIME PUBLIC HEALTH NURSE I's ) FROM THE COMMUNICABLE DISEASE CLINIC INTO THE ADULT HEALTH PRIMARY CARE CLINIC.

Funding Source: State: \_\_\_\_\_ Federal: \_\_\_\_\_ Fund Balance: County: \_\_\_\_\_ New: (28,945) Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: [Signature] 11-14-07  
Department Head Date: \_\_\_\_\_  
Reviewed By: [Signature] 12.7.07  
Finance Department Date: \_\_\_\_\_  
Reviewed By: [Signature] 12/12/07  
Deputy Assistant County Mgr Date: \_\_\_\_\_

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>808-160B</u>
Date Received	<u>11-29-07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4321

Organization Name: TUBERCULOSIS CHEST CLINIC

*pg 3 of 3*

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
603B	TUBERCULOSIS FEES COUNTY FUNDING	52,400	(15,000) (13,941)	37,400
		52,400	(28,941)	37,400

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1265	221	SALARIES - PART TIME	23,152	(23,152)	-
1810	221	FICA MATCH	8,416	(1,770)	6,646
1820	221	RETIREMENT	5,137	(695)	4,442
1824	221	401K COUNTY	1,049	(142)	907
1830	221	MEDICAL INSURANCE	12,478	(2,462)	10,016
1860	221	WORKERS COMPENSATION	2,254	(720)	1,534
1991	221	SALARY ADJUSTMENT	0	0	-
Total			52,486	(28,941)	23,545

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER POSITION # PHD-1307 AND PHD-1219 ( PART TIME PUBLIC HEALTH NURSE I's ) FROM THE TUBERCULOSIS CHEST CLINIC INTO THE ADULT HEALTH PRIMARY CARE CLINIC.

**Funding Source:**

State: \_\_\_\_\_  
Other: \_\_\_\_\_

Federal: \_\_\_\_\_  
Fees: (15,000)

**Fund Balance:**

County: \_\_\_\_\_

New: (13,941)  
Prior Year: \_\_\_\_\_

Other: \_\_\_\_\_

Submitted By: *[Signature]*  
Department Head

Reviewed By: *[Signature]*  
Finance Department

Reviewed By: *[Signature]*  
Deputy Assistant County Mgr

12-14-07  
Date:

12-7-07  
Date:

12/12/07  
Date:

Approved By:	
_____	Date: _____
County Manager	
_____	Date: _____
Board of County Commissioners	
_____	Date: _____



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-172</u>
Date Received	<u>12-7-07</u>
Date Completed	

Fund No. 101 Agency No. 420 4215

Organization Name: Emergency Services Grants

ITEM NO. 3 K(4)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
402B	Dept. of Homeland Security-CIP (Part 1) Grant - Buffer Zone Grant	0	6,916	6,916
Total		0	6,916	6,916

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
459N	110	Dept. of Homeland Security-CIP (Part 1) Grant - Buffer Zone Grant		6,916	6,916
Total			0	6,916	6,916

**Justification:**

Re-allocate the remaining balance. The grant initially expired in September 2007, however has been extended.

**Funding Source:**

State: \_\_\_\_\_ Federal: 6,916 County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: [Signature]

Department Head

Date: 12/10/07

Reviewed By: [Signature]

Budget Analyst

Date: 12-7-07

Reviewed By: [Signature]

Deputy/Assistant County Mgr

Date: 12/12/07

Reviewed By: \_\_\_\_\_

Information Services

Date: \_\_\_\_\_

**Approved By:**

County Manager

Board of County  
Commissioners

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-174
Date Received	12/6/2007
Date Completed	

Fund No. 101 Agency No. 470 Organ. No. 4702

Organization Name: Education

ITEM NO. 3 K(5)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated		73,891	

Total 0 73,891 -

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3855	378	BOE Sales Tax Equalization	606,381	73,891	680,272

606,381 73,891 680,272

**Justification:**

Revision to adjust sales tax reimbursement based on FY2007 actual State sales tax distributions. Ref: 2003 Sales Tax Interlocal Agreement

**Funding Source:** State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_

Reviewed By: Haward Alton  
Department Head

Date: 12/11/07

Reviewed By: Amy N. Cannon  
Finance Department  
Deputy Assistant County Mgr

Date: 12/12/07

<b>Approved By:</b>	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-173
Date Received	12/6/2007
Date Completed	

Fund No. 220 Agency No. 450 Organ. No. 4529

Organization Name: Industrial Inducement

ITEM NO. 3 K(6)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4556	One NC Industrial Recruitment Grant	0	34,000	34,000

Total 0 34,000 34,000

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
340G	647	Nitta Gelatin	88,000	34,000	122,000

88,000 34,000 122,000

**Justification:**

Revision to recognize State grant for Nitta Gelatin.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
Reviewed By: Howard A. Brer Date: 12/10/07  
Reviewed By: Amy N. Cannon Date: 12/12/07  
Deputy Assistant County Mgr

<b>Approved By:</b>	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-176
Date Received	12/11/2007
Date Completed	

Fund No. 106 Agency No. 470 Organ. No. 4704  
 Organization Name: School C.O. Category I - Buildings

ITEM NO. 3K(7)a

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4580	NC School Building Fund	0	1,875,000	1,875,000
9901	Fund Balance Appropriated (Sales Tax)	6,837,916	553,745	7,391,661
Total		6,837,916	2,428,745	9,266,661

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3836	406	School C.O. Category I	11,237,916	2,428,745	13,666,661
Total			11,237,916	2,428,745	13,666,661

**Justification:**

Revision to award bids and to approve current year budget for classroom additions at Honeycutt Elementary, Owen Drive Elementary, and Eastover Central Elementary as approved by the Cumberland County Board of Education on December 12, 2007. Note: The Eastover Central project is also being funded with lottery proceeds (B08-176A). In addition, the associated Capital Project Ordinances are submitted for approval.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Department Head  
 Reviewed By: Bob Tucker Date: 12/11/07  
 Finance Department  
 Reviewed By: Amy Cannon Date: \_\_\_\_\_  
 Deputy/Assistant County Mgr

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-176A
Date Received	12/11/2007
Date Completed	

Fund No. 106 Agency No. 470 Organ. No. 4718  
 Organization Name: School C.O. - Lottery

ITEM NO. 3 K(7) b

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4578	Lottery Proceeds	2,035,160	1,960,000	3,995,160
Total		2,035,160	1,960,000	3,995,160

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
383B	410	School Capital Outlay - Lottery	2,832,756	1,960,000	4,792,756
Total			2,832,756	1,960,000	4,792,756

**Justification:**

Revision to award bid and to approve current year lottery budget for classroom additions at Eastover Cental Elementary School as approved by the Cumberland County Board of Education on December 12, 2007. This project is also funded using sales tax proceeds. (B08-176). In addition, the Capital Project Ordinance is submitted for approval.

Funding Source: State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Reviewed By: Hert Department Head Date: 12/11/07  
 Reviewed By: Bob Incher Finance Department Date: 12/12/07  
 Reviewed By: Amy Cannon Deputy Assistant County Mgr

Approved By:	
County Manager	Date: _____
Board of County Commissioners	Date: _____

BOARD OF EDUCATION

HONEYCUTT ELEMENTARY SCHOOL CLASSROOM ADDITION  
CAPITAL PROJECT ORDINANCE  
NC PUBLIC SCHOOL BUILDING FUND AND SALES TAX  
(December 17, 2007)

REVENUES	FY2006-07	FY2007-08	TOTAL
NC Public Building Fund		1,275,000	1,275,000
Sales Tax	42,900	486,100	529,000
TOTAL	42,900	1,761,100	1,804,000

EXPENDITURES	FY2006-07	FY2007-08	TOTAL
Honeycutt Elementary (Addition of 8 Classrooms)	42,900	1,761,100	1,804,000
TOTAL	42,900	1,761,100	1,804,000

Fund: 106  
Agency: 470  
Organization: 4704

BOARD OF EDUCATION

OWEN DRIVE ELEMENTARY SCHOOL CLASSROOM ADDITION  
CAPITAL PROJECT ORDINANCE  
NC PUBLIC SCHOOL BUILDING FUND AND SALES TAX  
(December 17, 2007)

REVENUES	FY2006-07	FY2007-08	TOTAL
NC Public Building Fund		600,000	600,000
Sales Tax	<u>10,000</u>	<u>238,250</u>	<u>248,250</u>
TOTAL	<u><u>10,000</u></u>	<u><u>838,250</u></u>	<u><u>848,250</u></u>

EXPENDITURES	FY2006-07	FY2007-08	TOTAL
Owen Drive Elementary (Addition of 4 Classrooms)	<u>10,000</u>	<u>838,250</u>	<u>848,250</u>
TOTAL	<u><u>10,000</u></u>	<u><u>838,250</u></u>	<u><u>848,250</u></u>

Fund: 106  
Agency: 470  
Organization: 4704

BOARD OF EDUCATION

EASTOVER CENTRAL ELEMENTARY SCHOOL CLASSROOM ADDITION  
CAPITAL PROJECT ORDINANCE  
LOTTERY PROCEEDS AND SALES TAX  
(December 17, 2007)

REVENUES	FY2006-07	FY2007-08	TOTAL
Lottery Proceeds		1,960,000	1,960,000
Sales Tax	92,095	34,400	126,495
TOTAL	92,095	1,994,400	2,086,495

EXPENDITURES	FY2006-07	FY2007-08	TOTAL
Eastover Central Elementary (Addition of 8 Classrooms)	92,095	1,994,400	2,086,495
TOTAL	92,095	1,994,400	2,086,495

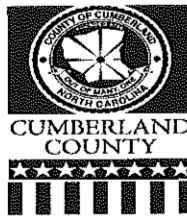
Fund: 106  
Agency: 470  
Organization: 4718 (Lottery)  
4704 (Sales Tax)



Donovan McLaurin,  
Chair  
Wade, Falcon & Godwin

Lori Epler,  
Vice-Chair  
Cumberland County

Garland C. Hostetter,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman  
Patricia Hall,  
Town of Hope Mills  
Charles C. Morris  
Town of Linden



## COUNTY of CUMBERLAND

### *Planning and Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Clifton McNeill, Jr.,  
Roy Turner,  
Sara E. Piland,  
Cumberland County

Benny Pearce  
Town of Eastover

DECEMBER 7, 2007

ITEM NO. 4A

**MEMO TO:** CUMBERLAND COUNTY BOARD OF COMMISSIONERS

**FROM:** CUMBERLAND COUNTY JOINT PLANNING BOARD

**SUBJECT:** **P07-81:** REZONING OF 11.81 ACRES A1 TO R40A OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 3484 A. B. CARTER ROAD, SUBMITTED BY MAPS, INC., OWNED BY JERALD D. ROBERTSON.

**ACTION:** MEMBERS PRESENT AT THE NOVEMBER 20, 2007 MEETING VOTED UNANIMOUSLY TO DENY THE STAFF RECOMMENDATION AND APPROVE R40 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** **Area:** 11.81 acres; **Frontage & Location:** 368 feet on A. B. Carter Road; **Depth:** 1,420 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** September 14, 1979 (Area 9); **Zoning Violation(s):** None; **Surrounding Zoning:** North-A1, PND, East-A1, RR, R10, South-A1, R20/DD/CUD, R10, M(P), and West-A1, A1/CU, RR, R15; **Surrounding Land Use:** Single family residential, farmland, woodland and vacant land; **2010 Land Use Plan:** Low Density Residential; **Urban Services Area:** No; **Water/Sewer Availability:** PWC water exists 2,270 feet west of site, no sewer in the area. (Water and sewer is being extended from Clark-West Road to serve the property zoned R20/DD/CUD to the southeast of the subject site upon development.); **Soil Limitations:** Yes – Le (Leon sand), TR (Torhunta and Lynn Haven soils) and Wo (Woodington loamy sand); **School Capacity/Enrolled:** Sunnyside Elementary 245/303, Mac Williams Middle 1274/1158, Cape Fear High 1400/1475; **Subdivisions:** Subdivision or group development review will be required upon development; **Military Impact Area:** No; **Highway Plan:** No road improvements or new construction specified for this area; **Average Daily Traffic Count (2004):** 1,600 on A. B. Carter Road; **Notes:** Density minus 20%: A1 – 4 lots, Density minus 10%: A1 – 5 lots (9.43 acs), R40A – 10 lots (10.63 acs), R40A – 11 lots

#### MINUTES OF NOVEMBER 20, 2007

Mr. Lloyd reviewed the site information and stated the staff recommends approval of the R40A district based on the following:

1. Although the request is not consistent with the 2010 Land Use Plan, which calls for Low Density Residential at this location, the request is consistent with current and proposed developments in this area; and
2. The R40A district is in character with the current uses and zoning of the properties in the general area.

Case P07-81 Continued

The R40 zoning district is the other suitable zoning district to be considered for this site.

Mr. Lloyd stated there was one person to speak in opposition. Neither the applicant nor owner was present.

Public Hearing opened.

Mr. George R. Hatcher spoke in opposition. Mr. Hatcher stated that this rezoning is not consistent with the 2010 plan. Mr. Hatcher stated that a plan should be provided and he will continue on with his opposition. Mr. Hatcher stated that to his knowledge there have been no tests done as to the suitability of the land for structures to be placed on it. He has not been furnished with any information about what is going on with the land around him. Mr. Hatcher stated that there is a water table problem in the area. In order for him to accept the zoning, it should be rezoned to R40. Mr. Hatcher also recommended city water be in place before the first mobile home is built. Rezoning R40 with septic tanks is acceptable, but there should be some kind of approved drainage system in place.

Vice-Chair Epler asked Mr. Hatcher how large the property is that Mr. Hatcher owns, with the single wide mobile home.

Mr. Hatcher responded 2.43 acres.

Vice-Chair Epler stated that within that 200 ft. stretch of highway, there are 8 mobile homes. Vice-Chair Epler asked if Mr. Hatcher felt that the proposed mobile homes would not be consistent with the 8 that are currently there.

Mr. Hatcher stated that he owned a mobile home, owned three at one time and has one left, which he will not have much longer.

Mr. Turner asked Mr. Hatcher how much of the area is wetlands on the subject property.

Mr. Hatcher said 3 acres and the wetlands is scattered throughout.

Mr. Lloyd stated that the wetlands would have to be delineated.

Mr. Lloyd stated that we now fall under Phase II Stormwater regulations. The development of the subject property is going to be more than an acre; therefore, the NC Department of Environment and Natural Resources (DENR) will have to approve drainage plans of all subdivisions approved since July 1. With respect to stormwater drainage, it will be reviewed by DENR at the State level. R40 is also a suitable district.

Vice-Chair Epler asked if R40 was low density.

Mr. Lloyd stated that R40 would be a lot less units than this. R15 and R10 are considered low density.

Vice-Chair Epler asked if the 2010 Land Use Plan calls for this property to be low density.

Mr. Lloyd stated that this would be fewer units than the 2010 Plan recommendation.



Public Hearing closed.

Mr. McLaurin stated that there have been a lot of single and double wide mobile homes in this area, but there are also quite a few abandoned homes in the area right now. It seems that the whole road has been evolving for quite some time. It seems that the direction that this road is going, from what I see, as well as what the 2010 Plan asks for, the staff said it is consistent with proposed developments, what proposed developments that I know of and developments that are going on right now, are not consistent with anything that's happening. Everything that's going on out there is stick built type dwellings and there are some very nice dwellings down Cedar Mills Road from there all the way up. Things are evolving, so I would not say that this zoning request is consistent with the direction that this neighborhood is headed, and it's not consistent with the 2010 Plan.

Mr. McNeill stated that since the applicant is not here, and I know he is not requesting R40, he's requesting R40A, has the possibility of R40 been discussed?

Mr. Lloyd stated that it had been discussed with the applicant's agent. The agent said that that R40 would be alright.

Ms. Speicher stated that the agent said R40 would be alright with him, but he couldn't get in contact with his client, so he couldn't say how the client would feel.

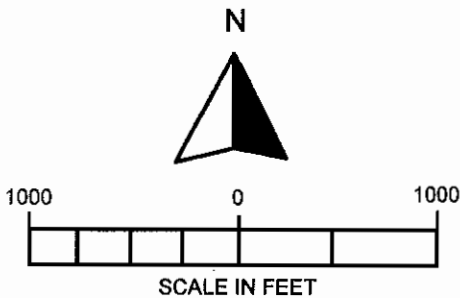
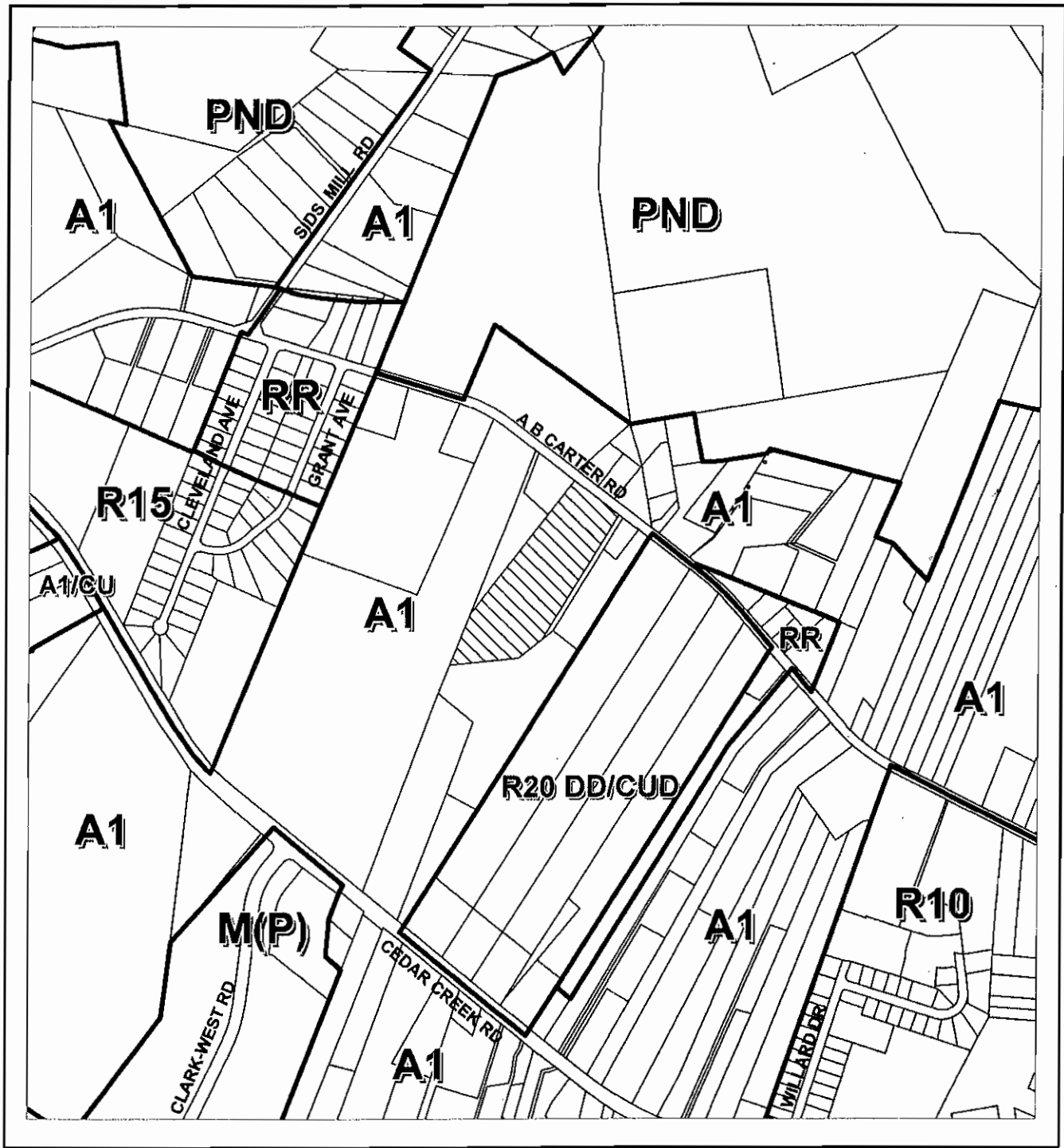
Mr. McNeill stated that it looked like R40 zoning would satisfy at least two of the three parties involved. I always think that R40 is preferable to R40A, simply because there is more protection for the surrounding property owner. But, I'm a little disappointed that the petitioner is not here and has not responded, and his agent did not give a definitive answer. I would like to see the petitioners answer the question, and that may answer some of Mr. Hatcher's concerns, if R40 is acceptable to the petitioner.

Mr. Lloyd stated that the petitioner was notified and knew the meeting was tonight.

Vice-Chair Epler said the applicant did say they would accept R40, the property is owned by Gerald Robertson, but the application was submitted by Maps, Inc.

Mr. Lloyd said that the agent and applicant say that R40 is acceptable, the owner we haven't heard from.

**A motion was made by Mr. McNeill, seconded by Mrs. Piland to deny the staff recommendation and approve rezoning R40 for case P07-81. Unanimous approval.**



## REQUESTED REZONING A1 TO R40A

ACREAGE: 11.81 AC. +/-

HEARING NO: P07-81

ORDINANCE: COUNTY

HEARING DATE

ACTION

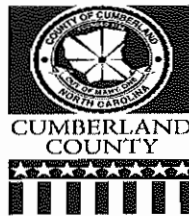
PLANNING BOARD

GOVERNING BOARD

Dónovan McLaurin,  
Chair  
Wade, Falcon & Godwin

Lori Epler,  
Vice-Chair  
Cumberland County

Garland C. Hostetter,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman  
Patricia Hall,  
Town of Hope Mills  
Charles C. Morris  
Town of Linden



## COUNTY of CUMBERLAND

### *Planning and Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Clifton McNeill, Jr.,  
Roy Turner,  
Sara E. Piland,  
Cumberland County

Benny Pearce  
Town of Eastover

DECEMBER 7, 2007

ITEM NO. 43

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-88: REZONING OF FIVE PARCELS TOTALLING 5.77 ACRES FROM R6A TO R5 OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED ON THE NORTH SIDE OF SHAW ROAD, SOUTHWEST OF HOLLAND STREET, SUBMITTED BY CHRIS FRAZEE, OWNED BY KAEI GRAY PROPERTIES LLC.**

ACTION: MEMBERS PRESENT AT THE NOVEMBER 20, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND APPROVE R5 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** Area: 5.77 acres; **Frontage & Location:** 577 feet on Shaw Road; **Depth:** 436 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Vacant manufactured home park and residential; **Initial Zoning:** September 17, 1973 (Area 2A); **Zoning Violation(s):** None; **Nonconformities:** Yes – accessory structure on a parcel of land without a principal structure; **Surrounding Zoning:** North-PND, R6A, East-PND, R6, R6A, R6A/CU, C1, C1(P), South-R10, R6, R6A, and West-R10; **Surrounding Land Use:** Manufactured home parks (9), Duplex, churches (2), apartments (2), tire shop, auto repair shop, greenhouse and office, single-family residential, woodland and vacant; **2010 Land Use Plan:** Medium Density Residential (the proposed Shaw Road Study Area Detailed Land Use Plan calls for Multi-Family); **Designated 100-Year Floodplain or Floodway:** No Flood; **Watershed Area:** Yes; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** None; **School Capacity/Enrolled:** Westarea 620/394, Spring Lake Middle 706/481, Pine Forest High 1750/1658; **Subdivisions:** A subdivision or group development review will be required; **Military Impact Area:** Yes; **Ft Bragg/Pope AFB:** Pope AFB has no objection to this case; **Highway Plan:** Shaw Road is identified as a Major Thoroughfare. The proposal calls for interconnection and a multi-lane facility. Road improvements are included in the 2007-2013 MTIP (Priority 1); **Average Daily Traffic Count (2004):** 15,000 on Shaw Road; **Notes:** A street closing is in the process for the small road (Gray Street) east of Peele Street; Density: R6A – 61 units, R5A – 83 units, R5 – 162 units

#### MINUTES OF NOVEMBER 20, 2007

The Planning & Inspections Staff recommends approval of the R5 district based on the following:

1. Although the request is not consistent with the 2010 Land Use Plan, which calls for Medium Density Residential at this location, the draft Shaw Road Study Area Detailed Land Use Plan proposes multi-family dwellings at this location;

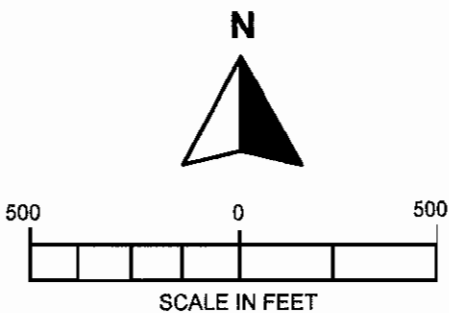
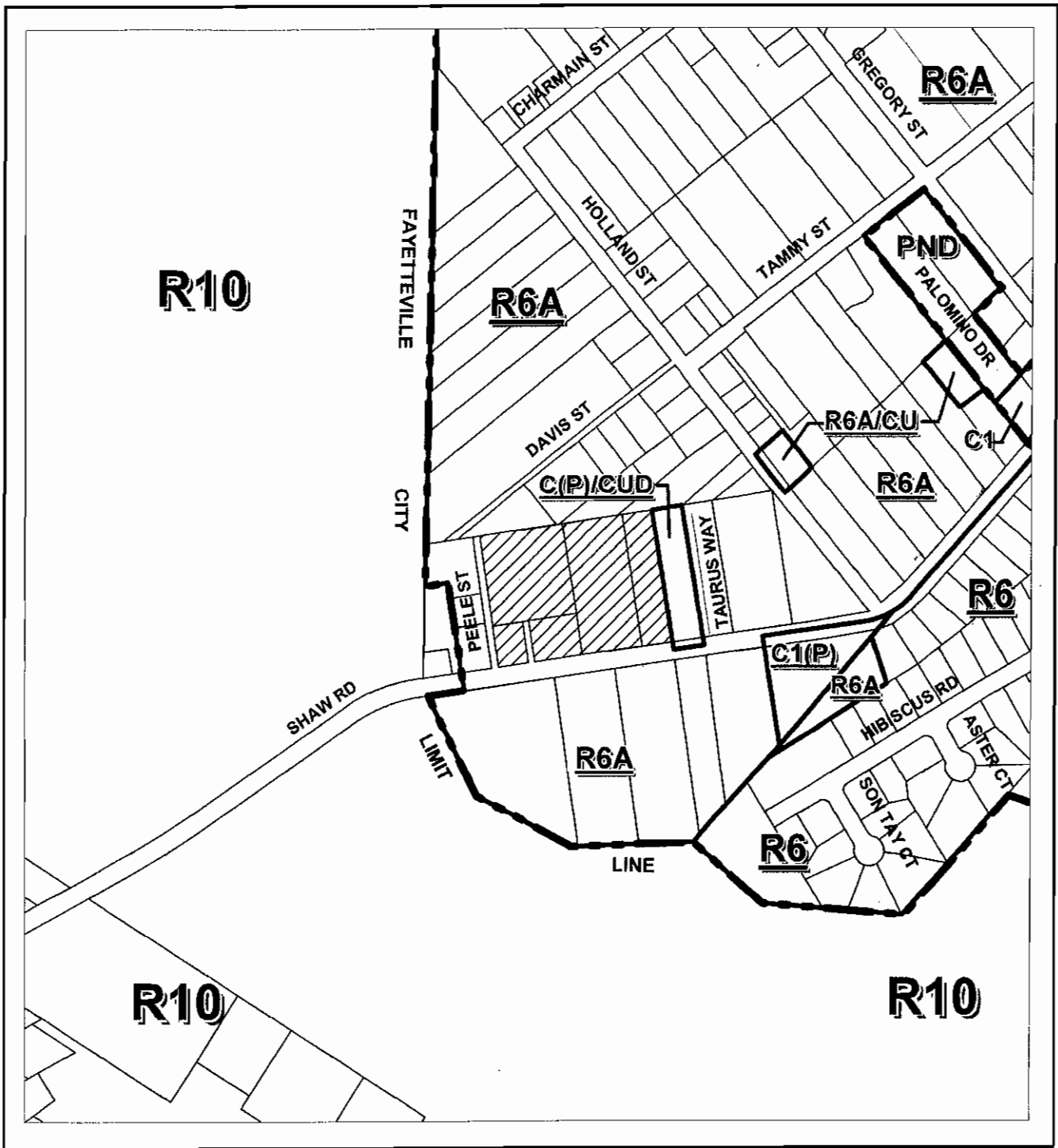


Case P07-88 Continued

2. Shaw Road is a Major Thoroughfare; and
3. Public utilities are available to the subject property.

The R40, R30 and R20 zoning districts are the other suitable zoning districts to be considered for this site.

**A motion was made by Mrs. Piland, seconded by Mr. Hostetter to follow the staff recommendation and approve case P07-88 as submitted. Unanimous approval.**



## REQUESTED REZONING: R6A TO R5

ACREAGE: 5.77 AC.+/-

HEARING NO: P07-88

ORDINANCE: COUNTY

HEARING DATE

ACTION

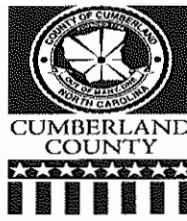
PLANNING BOARD

GOVERNING BOARD

Donovan McLaurin,  
Chair  
Wade, Falcon & Godwin

Lori Epler,  
Vice-Chair  
Cumberland County

Garland C. Hostetter,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman  
Patricia Hall,  
Town of Hope Mills  
Charles C. Morris  
Town of Linden



## COUNTY of CUMBERLAND

### Planning and Inspections Department

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Clifton McNeill, Jr.,  
Roy Turner,  
Sara E. Piland,  
Cumberland County

Benny Pearce  
Town of Eastover

DECEMBER 7, 2007

ITEM NO. 4C

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-89: REZONING OF A 4.87 ACRE PORTION OF A 24.93 ACRE TRACT FROM C(P) TO R5 OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 3429 BLACK AND DECKER ROAD, SUBMITTED BY THOMAS J. GOODEN, OWNED BY CHRISTIAN LIFE CHURCH WORLD MINISTRIES, INC.**

ACTION: MEMBERS PRESENT AT THE NOVEMBER 20, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND APPROVE R5 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** Area: 4.87 acres; **Frontage & Location:** 346 feet on Black and Decker Road; **Depth:** 528 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Undeveloped; **Initial Zoning:** November 11, 1975 (Area 4); **Zoning Violation(s):** None  
**Surrounding Zoning:** North-R10, C1(P), C(P), M(P), East-R5, R10, M(P), South-R10, C(P), M(P), and West-R10, C(P), M(P); **Surrounding Land Use:** Stadium, shopping center, day care, church, parcel service, truck rental, woodland and vacant land; **2010 Land Use Plan:** Heavy Industrial; **Designated 100-Year Floodplain or Floodway:** No Flood; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC – due to topography and depth of the existing sewer, it may not be able to be served by gravity; **Soil Limitations:** Yes – the portion to be rezoned is Ra (Rains sandy loam); **School Capacity/Enrolled:** Elizabeth Cashwell Elementary 581/758, South View Middle 822/954, South View High 1800/1872; **Subdivisions:** A subdivision or group development review will be required upon development; **Military Impact Area:** No  
**Highway Plan:** No road improvements or new construction specified for this area.  
**Average Daily Traffic Count (2004):** 13,000 on Black and Decker Road; **Notes:** Density: R5 – 136 units, Density minus 20% for roads: R5 - 33 lots (3.90 acres), Density minus 10% for roads: R5 - 38 lots (4.38 acres)

#### MINUTES OF NOVEMBER 20, 2007

The Planning & Inspections Staff recommends approval of the R5 district based on the following:

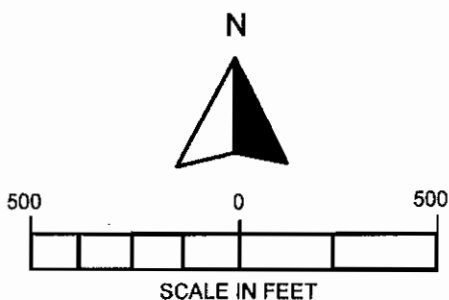
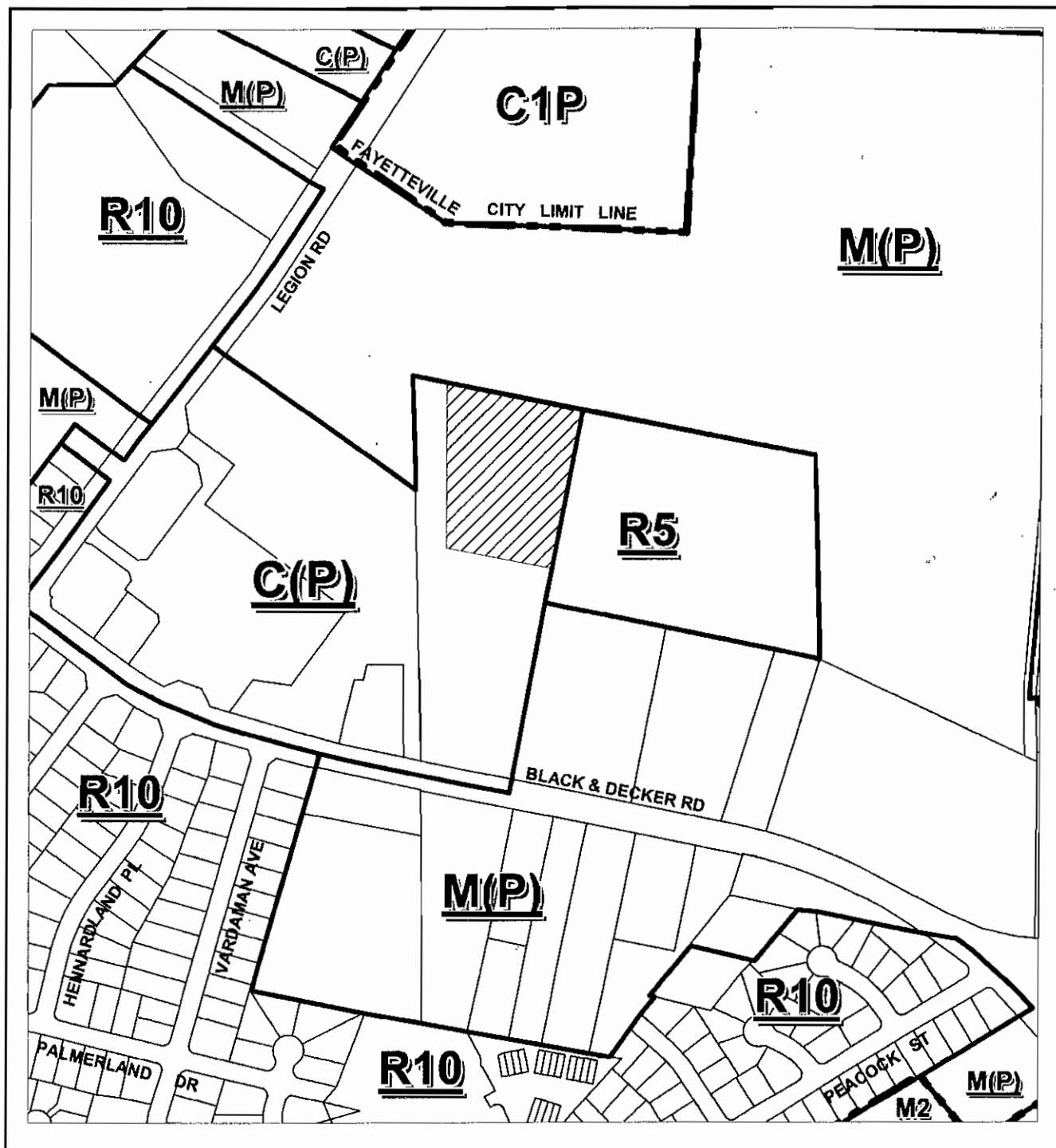
1. Although the request is not consistent with the 2010 Land Use Plan, which calls for Heavy Industrial at this location, the request will allow for the majority of this tract to be zoned to the same zoning classification;
2. The request for the residential zoning district is a logical extension of the R5 district; and
3. Public utilities are available to the subject property.

There are no intervening zoning districts to be considered for this site.



Case P07-89 Continued

**A motion was made by Mrs. Piland, seconded by Mr. Hostetter to follow the staff recommendation and approve case P07-89 as submitted. Unanimous approval.**



## REQUESTED REZONING C(P) TO R5

ACREAGE: 4.87 AC.+/-

HEARING NO: P07-89

ORDINANCE: COUNTY

HEARING DATE

ACTION

PLANNING BOARD

GOVERNING BOARD

Donovan McLaurin,  
Chair  
Wade, Falcon & Godwin

Lori Epler,  
Vice-Chair  
Cumberland County

Garland C. Hostetter,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman  
Patricia Hall,  
Town of Hope Mills  
Charles C. Morris  
Town of Linden



## COUNTY of CUMBERLAND

### Planning and Inspections Department

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Clifton McNeill, Jr.,  
Roy Turner,  
Sara E. Piland,  
Cumberland County

Benny Pearce  
Town of Eastover

DECEMBER 7, 2007

ITEM NO. 4D

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-90:** REZONING OF 6.07 +/- ACRES FROM RR/CU TO R7.5 OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 682 AND 698 PHILODENDRON DRIVE, SUBMITTED BY HARVEY ALLEN, OWNED BY KAS DEVELOPERS LLC.

ACTION: MEMBERS PRESENT AT THE NOVEMBER 20, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND APPROVE R7.5 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** Area: 6.07 acres; **Frontage & Location:** 50 feet on Crosswinds Drive; **Depth:** 606 feet; **Jurisdiction:** County; **Adjacent Property:** Yes; **Current Use:** Vacant; **Initial Zoning:** November 17, 1975 (Area 4); **Zoning Violation(s):** No; **Surrounding Zoning:** North-R10, R5, R5A, East-R10, R6A, South-R10, C(P), and West-R10, R5A, C(P), C(P)/CU; **Surrounding Land Use:** Apartments (3), greenhouse, insulation and supply company, single family residential, woodland and vacant land; **2010 Land Use Plan:** Low Density Residential; **Designated 100-Year Floodplain or Floodway:** No Flood; **Municipal Influence Area:** Hope Mills; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** None; **School Capacity/Enrolled:** Baldwin Elementary 790/632, South View Middle 822/954, South View High 1800/1872; **Subdivisions:** A subdivision review has been submitted, Case 07-161; **Military Impact Area:** No; **Highway Plan:** No road improvements or new construction specified for this area; **Average Daily Traffic Count (2004):** 9,700 on Legion Road; **Notes:** The existing Conditional Use is for "Trades Contractor Activities."; Density minus 20% for roads: RR - 10 lots minus 10%: RR - 11 lots (4.86 acs), R15 - 14 lots, (5.46 acs), R15 - 15 lots, R7.5 - 28 lots, R7.5 - 31 lots

#### MINUTES OF NOVEMBER 20, 2007

The Planning & Inspections Staff recommends approval of the R7.5 district based on the following:

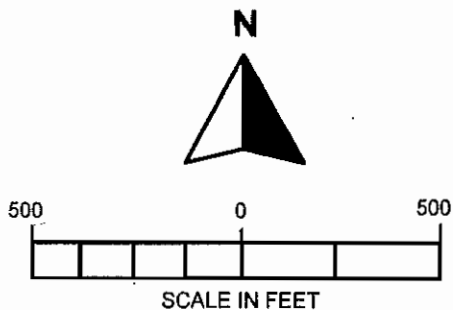
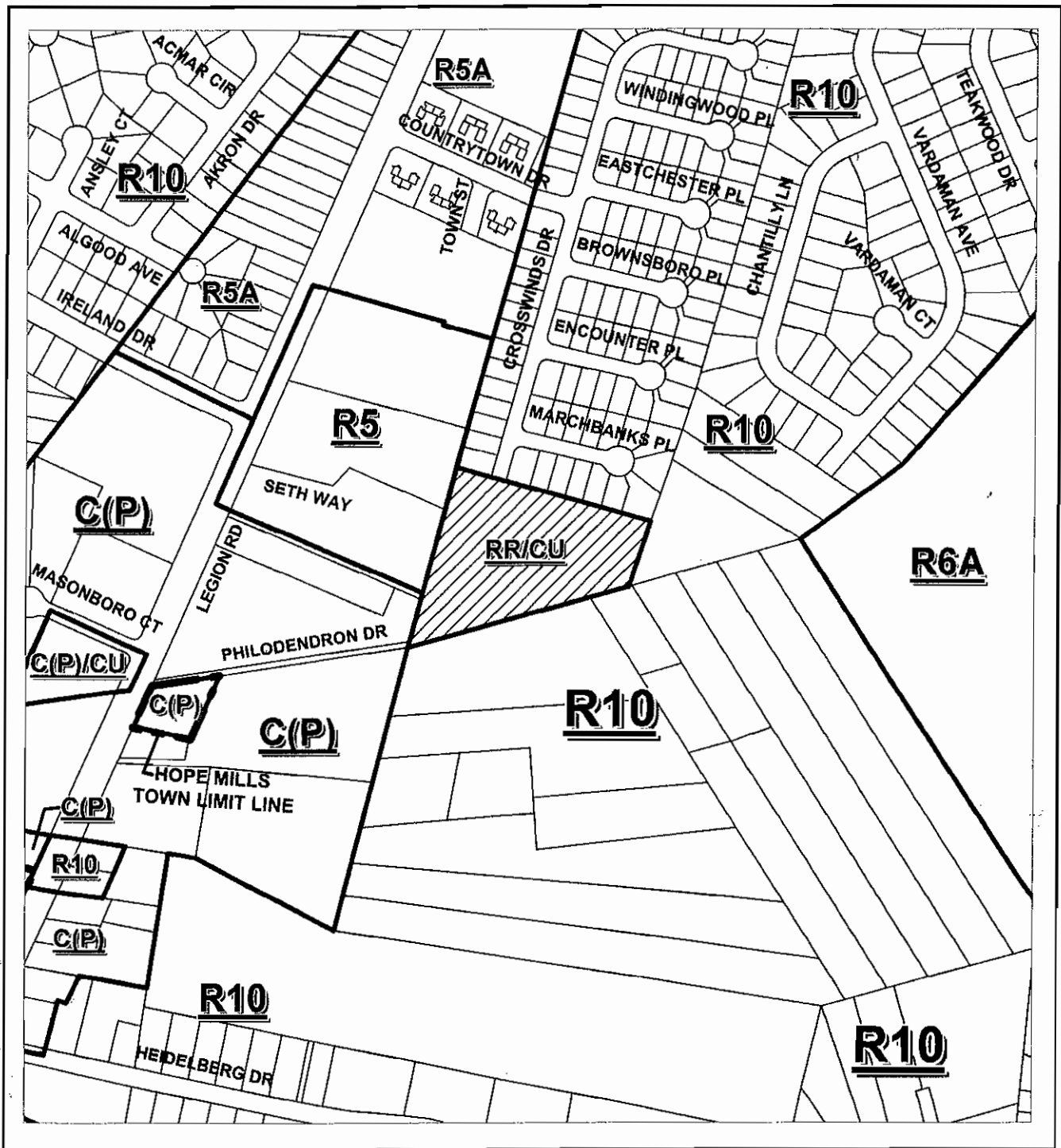
1. The request is consistent with the 2010 Land Use Plan, which calls for Low Density Residential at this location;
2. The R7.5 zoning district is in character with the current zoning of the adjacent properties; and
3. Public utilities are available to the subject property.

The R15 zoning district is the only other suitable zoning district to be considered for this site.



Case P07-90 Continued

**A motion was made by Mrs. Piland, seconded by Mr. Hostetter to follow the staff recommendation and approve case P07-90 as submitted. Unanimous approval.**



## REQUESTED REZONING: RR/CU TO R7.5

ACREAGE: 6.07 AC. +/-

HEARING NO: P07-90

ORDINANCE: COUNTY

HEARING DATE

ACTION

PLANNING BOARD

GOVERNING BOARD

Donovan McLaurin,  
Chair  
Wade, Falcon & Godwin

Lori Epler,  
Vice-Chair  
Cumberland County

Garland C. Hostetter,  
Town of Spring Lake  
Harvey Cain, Jr.,  
Town of Stedman  
Patricia Hall,  
Town of Hope Mills  
Charles C. Morris  
Town of Linden



## COUNTY of CUMBERLAND

### *Planning and Inspections Department*

Thomas J. Lloyd,  
Director

Cecil P. Combs,  
Deputy Director

Clifton McNeill, Jr.,  
Roy Turner,  
Sara E. Piland,  
Cumberland County

Benny Pearce  
Town of Eastover

DECEMBER 7, 2007

ITEM NO. 4E

**MEMO TO:** CUMBERLAND COUNTY BOARD OF COMMISSIONERS

**FROM:** CUMBERLAND COUNTY JOINT PLANNING BOARD

**SUBJECT:** **P07-91: REZONING OF A 10.22 ACRE PORTION OF A 13.30 ACRE TRACT FROM CD TO A1, LOCATED AT THE END OF BOYCE'S LANDING ROAD, EAST OF SOUTH RIVER SCHOOL ROAD, SUBMITTED BY WILLIAM B. SNIVELY, OWNED BY HENRY F. WILLIAMS ET AL.**

**ACTION:** MEMBERS PRESENT AT THE NOVEMBER 20, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND APPROVE A1 AGRICULTURAL DISTRICT.

**SITE INFORMATION:** **Area:** 10.22 acres; **Frontage & Location:** 600+/- feet on Boyce's Landing Road; **Depth:** 500+/- feet; **Jurisdiction:** County; **Adjacent Property:** Yes; **Current Use:** Vacant; **Initial Zoning:** August 23, 1994 (Area 19); **Zoning Violation(s):** No; **Surrounding Zoning:** Primarily CD and A1; **Surrounding Land Use:** Single family residential, woodland, farmland and vacant land; **2010 Land Use Plan:** Farmland and Open Space; **Designated 100-Year Floodplain or Floodway:** Yes; **Watershed Area:** No; **Urban Services Area:** No; **Water/Sewer Availability:** Well / Septic; **Soil Limitations:** Yes – JT (Johnston loam); **School Capacity/Enrolled:** District 7 Elementary 241/245, Mac Williams Middle 1274/1158, Cape Fear High 1400/1475; **Military Impact Area:** No; **Highway Plan:** No road improvements or new construction specified for this area; **Notes:** Boyce's Landing Road is an approved Class "C" Private Street – will require upgrading of the private street for any future divisions of this tract. Density: A1 – 5 lots

#### MINUTES OF NOVEMBER 20, 2007

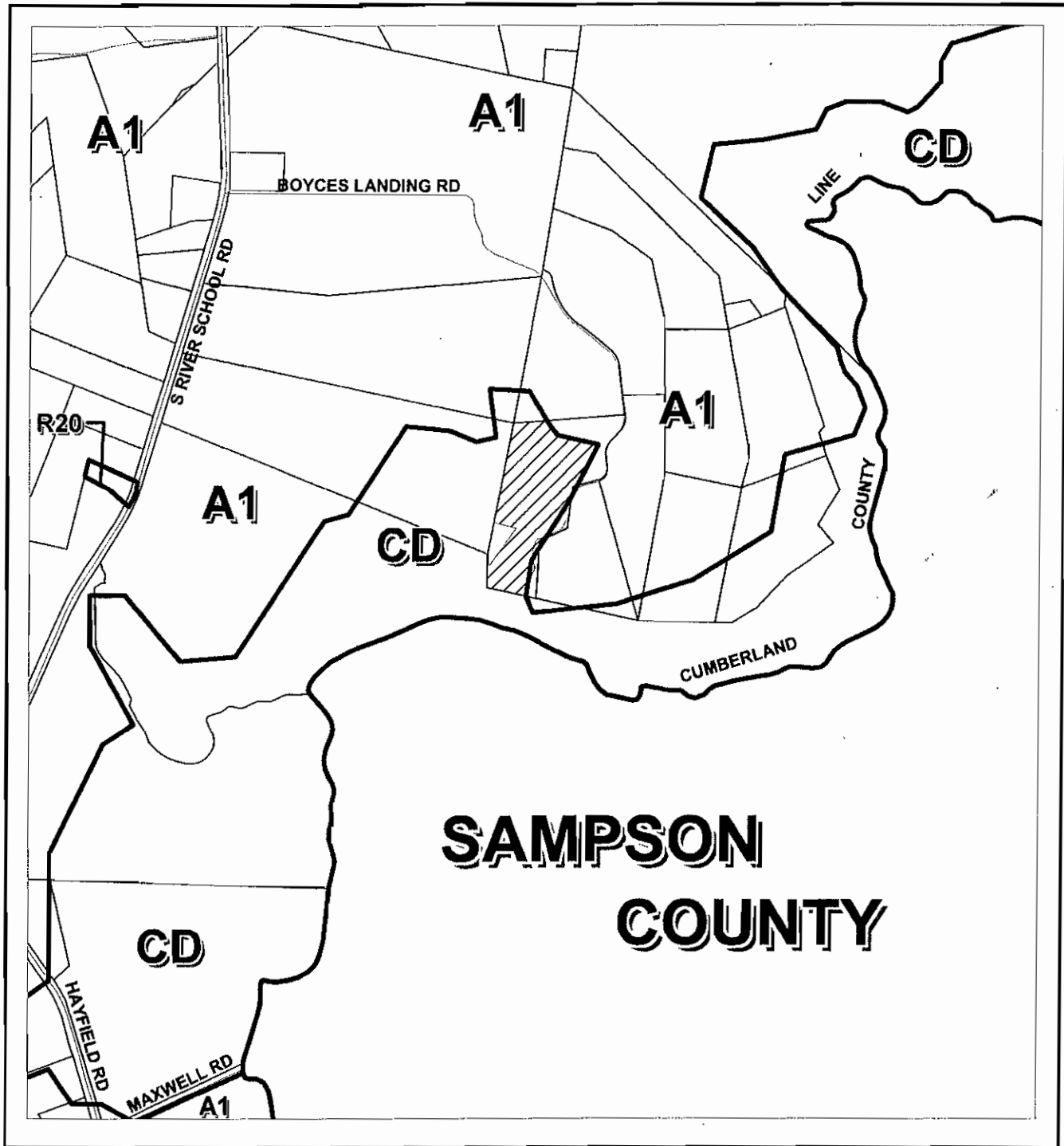
The Planning & Inspections Staff recommends approval of the A1 district based on the following:

1. The request is consistent with the 2010 Land Use Plan, which calls for Farmland and Open Space at this location; and
2. The January 2007 flood maps no longer reflect the majority of this tract as being located within the Special Flood Hazard Area.

There are no other suitable zoning districts to be considered for this site.

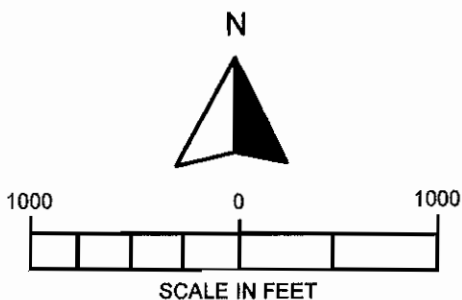
**A motion was made by Mrs. Piland, seconded by Mr. Hostetter to follow the staff recommendation and approve case P07-91 as submitted. Unanimous approval.**





# **SAMPSON COUNTY**

## **REQUESTED REZONING CD TO A1**



**ACREAGE: 10.22 AC.+/-**

**HEARING NO: P07-91**

**ORDINANCE: COUNTY**

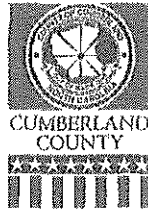
**HEARING DATE**

**ACTION**

**PLANNING BOARD**

**GOVERNING BOARD**

ROBERT N. STANGER, P.E.  
County Engineer



SAM LUCAS  
Engineering Technician II  
WAYNE DUDLEY, CFM  
Engineering Technician

ENGINEERING DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
Telephone (910) 678-7636 • Fax (910) 678-7635

December 12, 2007

**MEMORANDUM**

**TO:** BOARD OF COUNTY COMMISSIONERS  
**FROM:** ROBERT N. STANGER, COUNTY ENGINEER *Bob*  
**THROUGH:** AMY H. CANNON, ASSISTANT COUNTY MANAGER  
**SUBJECT:** PUBLIC HEARING FOR DECEMBER 17, 2007  
FOR REVISED FLOOD DAMAGE PREVENTION ORDINANCE  
AND REVISED FLOOD INSURANCE RATE MAPS (FIRMS)

BACKGROUND:

The Board of Commissioners at its November 19, 2007 meeting set December 17, 2007 as the date for the required public hearing on the proposed revisions to the Flood Damage Prevention Ordinance and new Flood Insurance Rate Maps (FIRMs) for Cumberland County that have been corrected subsequent to the FIRMs that became effective on January 5, 2007. Refer to the attached memorandum dated November 9, 2007.

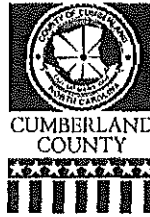
RECOMMENDATION/PROPOSED ACTION:

At the conclusion of the Public Hearing, the recommendation of the County Engineer, County Attorney and management is to adopt the new Flood Damage Prevention Ordinance and revisions to the FIRMs.

The proposed action by the Board is to follow the staff recommendation.

*Celebrating Our Past...Embracing Our Future*

ROBERT N. STANGER, P.E.  
County Engineer



SAM LUCAS  
Engineering Technician II  
WAYNE DUDLEY, CFM  
Engineering Technician

ENGINEERING DEPARTMENT

Historic Courthouse, 130 Gillespie Street • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
Telephone (910) 678-7636 • Fax (910) 678-7635

November 9, 2007

**MEMORANDUM**

**TO:** BOARD OF COUNTY COMMISSIONERS

**FROM:** ROBERT N. STANGER, COUNTY ENGINEER *Bob*

**SUBJECT:** APPROVAL TO SET PUBLIC HEARING FOR DECEMBER 17, 2007  
FOR REVISED FLOOD DAMAGE PREVENTION ORDINANCE  
AND REVISED FLOOD INSURANCE RATE MAPS (FIRMS)

**BACKGROUND:**

On October 16, 2006, the Board of Commissioners adopted a revised Flood Damage Prevention Ordinance and new Flood Insurance Rate Maps (FIRMs) for Cumberland County resulting from the North Carolina State 2001 Floodplain Mapping Program initiative. The revised ordinance and maps became effective on January 5, 2007.

Subsequent to this action, several errors in the FIRMs, which were identified during the public comment period prior to adoption, have now been corrected resulting in new FIRMs being published. The revisions of maps/indexes to the FIRMs include:

- Revised map index 37051CIND0B effective June 18, 2007, 37051CIND0C effective July 17, 2007, and 37051CIND0D effective December 18, 2007.
- Revised FIRMs map panels 3720044700K and 3720051300L effective June 18, 2007, 3710956000M effective July 17, 2007 and 3710956000L effective December 18, 2007.

The County's Flood Damage Prevention Ordinance does not have an automatic adoption clause for updates, therefore any changes to the FIRMs or ordinance requires that the FIRMs be readopted and that the ordinance be reapproved with the changes. Attached is a copy of the draft revised Flood Damage Prevention Ordinance. The ordinance has been revised to incorporate changes in the NC Model Flood Damage Prevention Ordinance developed by NCDDEM - Floodplain Management Branch in 2007 as well as to incorporate the map revisions. The significant changes are marked in bold typeface. NCDDEM recommends that communities use the model ordinance and tailor it to the specifics of the community.

*Celebrating Our Past...Embracing Our Future*



The County must adopt the revised ordinance and FIRMs on or before December 18, 2007. Failure to do so may result in suspension from the National Flood Insurance, revocation of all flood policies, and becoming ineligible for Federal and State disaster assistance.

In addition, to the County's requirements for amending our ordinances, there is a procedure from NCDEM and FEMA which must be followed that includes:

- Publication of the Notice of Public Hearing which must be no less than a one-half page notice in a newspaper with general circulation in the community. We intend to combine the notice for the unincorporated portion of the County together with the notice for the small municipalities (Falcon, Godwin, Linden, Stedman, Wade and Eastover (pending)) whose floodplain management programs we administer through interlocal agreement.
- Notice of Public Hearing must be posted throughout the community. We intend to post the notice at the Volunteer Fire Departments.
- Property Owners within the SFHA that do not reside in the community must be given notice by first class mail. The small towns will be responsible for any first class mailings required in their community.

The proposed schedule to complete these tasks is as follows:

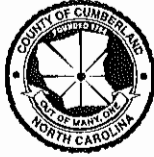
- Present the draft ordinance to the Board of Commissioners at its November 19, 2007 meeting and request the date for the public hearing be set for December 17, 2007.
- Publish Notice of Public Hearing in the Fayetteville Observer on November 26, 2007.
- Post Notice of Public Hearing at volunteer fire departments during the week of November 26-30, 2007.
- Develop list of property owners in the SFHA that do not reside in the community and require notification by first-class mail. Notification of the public hearing will be mailed no later than November 30, 2007.
- Public Hearing on December 17, 2007 at which time the Board adopts the revised ordinance and FIRMs.

The revised ordinance has been reviewed by the County Attorney's Office for legal sufficiency.

#### RECOMMENDATION/PROPOSED ACTION:

The recommendation of the County Engineer, County Attorney and management is to set the date for the required public hearing on the proposed revisions to the Cumberland County Flood Damage Prevention Ordinance and FIRMs for 7:00 pm, December 17, 2007 and instruct staff to proceed with the tasks outlined above in the proposed schedule.

The proposed action by the Board is to follow the staff recommendation.



ITEM NO. 46

## COUNTY of CUMBERLAND

*Office of the County Attorney*

November 28, 2007

**MEMORANDUM FOR COMMISSIONERS' AGENDA OF DECEMBER 17, 2007**

**TO: BOARD OF COMMISSIONERS**

**FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY** *GRB*

**SUBJECT: PUBLIC HEARING ON REQUEST TO CLOSE GRAY STREET**

**BACKGROUND:** The property owner adjacent to both sides of Gray Street located off of the northern margin of Shaw Rd (formally Bonnie Doone Rd) in Carvers Creek Township has petitioned that Gray Street be closed.

The Cumberland County Planning Department approves of the closing provided the following condition is complied with:

The property owner who will be titled as the owner of the land within the right-of-way must ensure that a "No Approval Required" recombination plat be approved by the Planning and Inspections Department and recorded in the Cumberland County Registry, thus absorbing the land area within the right-of-way to be closed into the adjoining properties.

The Board has called a public hearing to consider this request. The Board may close the road if it finds that no person will be denied reasonable egress or ingress to his/her property.

**RECOMMENDATION AND PROPOSED ACTION:** If the Board of Commissioners makes the required statutory finding and decides to close Gray Street, that the Board adopt the attached resolution and direct the staff to record it in the Cumberland County Registry.

GB/lrc  
Attachments

## **RESOLUTION CLOSING GRAY STREET**

WHEREAS, a petition has been submitted to the Cumberland County Board of Commissioners (the "Board") by an adjoining landowner to close Gray Street located off of the northern margin of Shaw Rd (formally Bonnie Doone Rd) in Carvers Creek Township, in Cumberland County;

WHEREAS, following proper notice, the Board held a public hearing on the question of the closing of such street on the 17<sup>th</sup> day of December, 2007, and heard all interested persons who appeared with respect to whether the closing would be detrimental to the public interest or to any individual's property rights; and

WHEREAS, following the public hearing the said Board found and determined that such public street is not under the control of the North Carolina Department of Transportation; that no person would be deprived of reasonable means of ingress and egress to his property by such closing, but that the reservation of certain easements would be appropriate and desirable; and that it is therefore not contrary to the public interest to close such street, subject to the reservation of the easements described below;

WHEREAS, the Cumberland County Planning Department approves of the closing provided the following conditions are complied with:

The property owner who will be titled as the owner of the land within the right-of-way must ensure that a "No Approval Required" recombination plat be approved by the Planning and Inspections Department and recorded in the Cumberland County Registry, thus absorbing the land area within the right-of-way to be closed into the adjoining properties.

NOW THEREFORE, the Cumberland County Board of Commissioners hereby RESOLVES, pursuant to authority granted by G.S. 153A-241, that the public street more particularly described below be, and it is hereby, closed, subject, however to the continued dedication and preservation of an easement therein for existing and future utilities, and of an easement therein for public safety emergency vehicle access:

Beginning at the southwest corner of Lot 4 as shown on Plat Book 14, Page 9, entitled Property of Brooks Peele as recorded in the Cumberland County Registry; thence with the eastern most margin of Gray Street North 435.6 feet to the northwest corner of



Lot 10 of said plat; thence with a northwestern direction 22 feet along the southern property line of Charles M. Dent property (Book 5178, Page 888) to the northeast corner of Lot 11 of said plat; thence with the western most margin of Gray Street South 435.6 feet to the southeast corner of lot 3 of said plat; thence with the northern margin of Bonnie Doone Road (now Shaw Rd) 22 feet east to the beginning.

And the Board further RESOLVES, that a certified copy of this Resolution be recorded in the Cumberland County Registry.

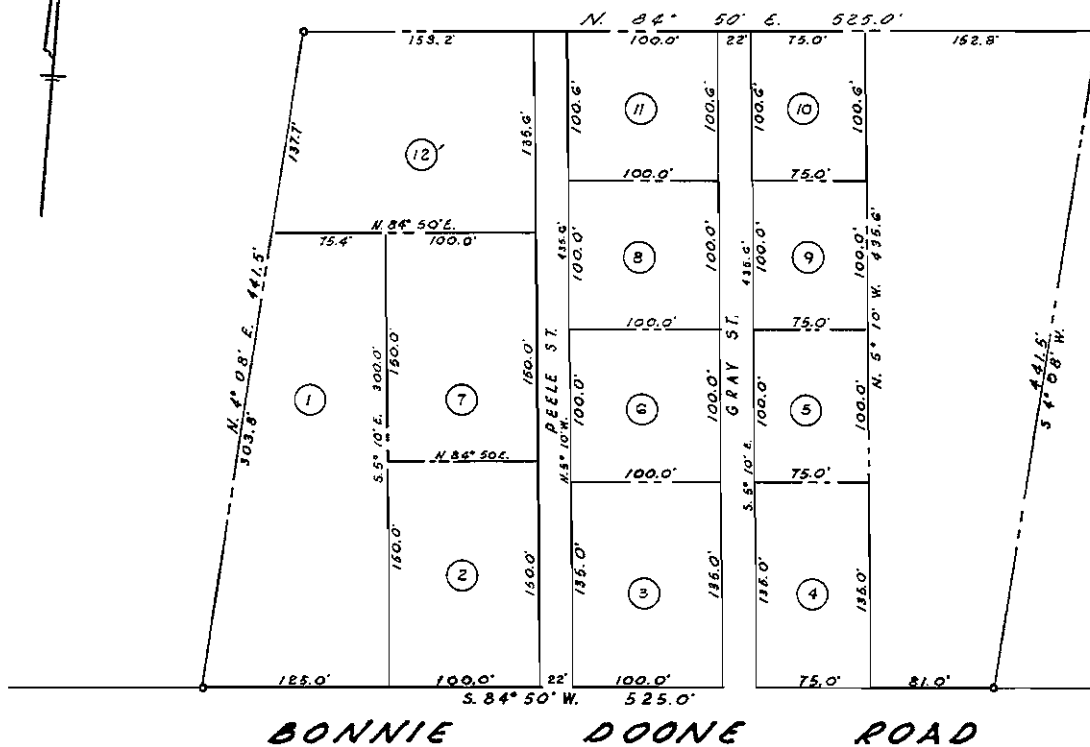
Adopted this 17<sup>th</sup> day of December, 2007.

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J. BREEDEN BLACKWELL, Chairman  
Board of Commissioners

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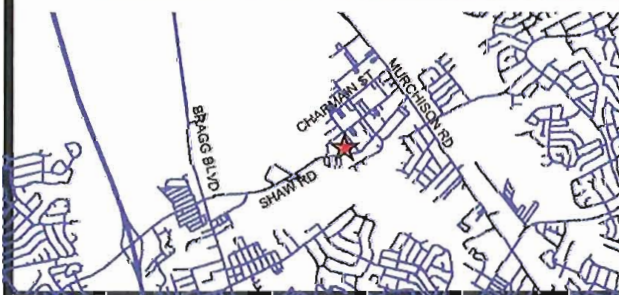
Marsha Fogle, Clerk to the Board of  
Commissioners



Received for registration  
 May 29 11:30 A.M.  
 29 May 52  
 1135 A  
 9 plate  
 J. W. Johnson

STATE OF NORTH CAROLINA  
 COUNTY OF CUMBERLAND:  
 I, C. Rose, being duly sworn, depose and say that the foregoing map was prepared by him from an actual survey made by him, and that the same is true and correct to the best of his information and belief.  
 The foregoing certificate of Charles E. Jackson  
 a Notary Public in and for the State of North Carolina, is subject to be sworn to an subscribed before me this 29th day of May, 1952.  
 at this 29th day of May, 1952.  
Charles E. Jackson  
 Notary Public  
 My Commission Expires May 1953





## Site Map

CARVERS CREEK TOWNSHIP

100 0 100 Feet



THE COUNTY OF CUMBERLAND, NORTH CAROLINA, DEPARTMENT OF LAND MANAGEMENT, OFFICE OF THE COUNTY ENGINEER, HEREBY CERTIFIES THAT THE INFORMATION CONTAINED HEREIN IS A TRUE AND CORRECT REPRESENTATION OF THE INFORMATION RECEIVED FROM THE SUBMITTER OF THE INFORMATION AND IS NOT TO BE USED FOR ANY OTHER PURPOSE WITHOUT THE WRITTEN CONSENT OF THE COUNTY ENGINEER.





ITEM NO. 5

## COUNTY of CUMBERLAND

*Office of the County Attorney*

December 11, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' AGENDA OF DECEMBER 17, 2007**

**TO: BOARD OF COMMISSIONERS**

**FROM: GRAINGER R. BARRETT, COUNTY ATTORNEY**

**SUBJECT: CONSIDERATION OF APPROVAL OF ADDITIONAL SCHOOL CONSTRUCTION PROJECTS TO BE INCLUDED IN SALES TAX REIMBURSEMENT AGREEMENT**

**BACKGROUND:** In October, 2007, the Board of Commissioners approved a Sales Tax Reimbursement Agreement with the Board of Education for reimbursement of state sales tax on school construction projects. At that time, the only project for which reimbursement was requested and approved was the new school construction project for Gray's Creek Middle School. The Board of Education has now submitted additional requests for classroom addition projects at Cliffdale Elementary School, Glendale Acres Elementary School, Honeycutt Elementary School, Owen Elementary School and Eastover Central Elementary School.

**RECOMMENDATION:** Consider whether to add projects listed above, as Exhibits B through F, to Sales Tax reimbursement Agreement dated October 15, 2007 between County and Board of Education.

**NORTH CAROLINA  
CUMBERLAND COUNTY**

**FIRST AMENDMENT TO  
SALES TAX AGREEMENT**

**THIS FIRST AMENDMENT TO THAT CERTAIN SALES TAX AGREEMENT DATED AS OF OCTOBER 15, 2007**, (hereinafter called "Agreement") is made and entered into this \_\_\_\_\_ day of December, 2007 by and between Cumberland County (hereinafter called "County") and the Cumberland County Board of Education (hereinafter called "Board").

**WITNESSETH:**

**WHEREAS**, the County and the Board entered into the Agreement in order to enable the County to reclaim state sales and use taxes paid by the various contractors and vendors on equipment and materials used in school construction or renovation projects and refund such state sales and use tax to the Board to be used as supplemental funding for additional school construction projects, and

**WHEREAS**, the parties wish to designate additional school construction projects as being subject to the Agreement,

**NOW, THEREFORE**, for and in consideration of the mutual promises contained herein, the parties agree that the Agreement is amended by adding Exhibits B through F, attached, as integral parts of the Agreement. Except as expressly amended or revised herein, the terms and provisions of the Agreement shall remain in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed in their corporate names by their duly authorized officers, all as of the date first above written.

ATTEST:

THE CUMBERLAND COUNTY  
BOARD OF EDUCATION

\_\_\_\_\_  
Secretary to the Cumberland County  
Board of Education

BY: \_\_\_\_\_  
Chairman

ATTEST:

CUMBERLAND COUNTY  
BOARD OF COMMISSIONERS

\_\_\_\_\_  
Clerk

BY: \_\_\_\_\_  
Chairman

APPROVED FOR LEGAL SUFFICIENCY

BY: \_\_\_\_\_  
County Attorney's Office



**“EXHIBIT B”**

**Attached and made a part hereof by reference  
to that certain Sales Tax Agreement dated October 15, 2007,  
by and between Cumberland County and Cumberland County Board of Education.**

**PROPERTY DESCRIPTION:** Being all that certain tract or parcel of  
land located in the City of Fayetteville,  
Seventy First Township, Cumberland  
County, N.C., and consisting of  
16.80 acres.

**SCHOOL PROPERTY NAME:** Cliffdale Elementary School

**SCHOOL PROPERTY ADDRESS:** 6450 Cliffdale Road  
Fayetteville, NC 28304

**Conveyed by Special Warranty Deed  
dated : \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, at  
Page \_\_\_\_\_, Cumberland County Registry.**

**"EXHIBIT C"**

**Attached and made a part hereof by reference  
to that certain Sales Tax Agreement dated October 15, 2007,  
by and between Cumberland County and Cumberland County Board of Education.**

**PROPERTY DESCRIPTION:**

Being all that certain tract or parcel of  
land located in the City of Fayetteville,  
Cross Creek Township, Cumberland  
County, N.C., and consisting of  
14.89 acres.

**SCHOOL PROPERTY NAME:**

Glendale Acres Elementary School

**SCHOOL PROPERTY ADDRESS:**

2915 Skycrest Drive  
Fayetteville, NC 28304

**Conveyed by Special Warranty Deed**

**dated : \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, at  
Page \_\_\_\_\_, Cumberland County Registry.**

**“EXHIBIT D”**

**Attached and made a part hereof by reference  
to that certain Sales Tax Agreement dated October 15, 2007,  
by and between Cumberland County and Cumberland County Board of Education.**

**PROPERTY DESCRIPTION:** Being all that certain tract or parcel of  
land located in the City/Town of  
Fayetteville, Rockfish Township,  
Cumberland County, N.C., and consisting  
of 27.3 +/- acres.

**SCHOOL PROPERTY NAME:** Honeycutt Elementary School

**SCHOOL PROPERTY ADDRESS:** 4665 Lakewood Drive  
Fayetteville, NC 28306

**Conveyed by Special Warranty Deed  
dated : \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, at  
Page \_\_\_\_\_, Cumberland County Registry.**



**“EXHIBIT E”**

**Attached and made a part hereof by reference  
to that certain Sales Tax Agreement dated October 15, 2007,  
by and between Cumberland County and Cumberland County Board of Education.**

**PROPERTY DESCRIPTION:** Being all that certain tract or parcel of  
land located in the City/Town of  
Fayetteville, Seventy-First Township,  
Cumberland County, N.C., and consisting  
of 15.10 +/- acres.

**SCHOOL PROPERTY NAME:** Owen Elementary School

**SCHOOL PROPERTY ADDRESS:** 4533 Raeford Road  
Fayetteville, NC 28304

**Conveyed by Special Warranty Deed  
dated : \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, at  
Page \_\_\_\_\_, Cumberland County Registry.**

**“EXHIBIT F”**

**Attached and made a part hereof by reference  
to that certain Sales Tax Agreement dated October 15, 2007,  
by and between Cumberland County and Cumberland County Board of Education.**

**PROPERTY DESCRIPTION:** Being all that certain tract or parcel of  
land located in the City/Town of  
Fayetteville, Eastover Township,  
Cumberland County, N.C., and consisting  
of 12.71 +/- acres.

**SCHOOL PROPERTY NAME:** Eastover Central Elementary School

**SCHOOL PROPERTY ADDRESS:** 5174 Dunn Road  
Fayetteville, NC 28301

**Conveyed by Special Warranty Deed  
dated : \_\_\_\_\_, and recorded in Deed Book \_\_\_\_\_, at  
Page \_\_\_\_\_, Cumberland County Registry.**



ITEM NO. 6

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

Juanita Pilgrim  
Deputy County Manager

Amy H. Cannon  
Assistant County Manager

### *Office of the County Manager*

#### **MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF DECEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: JAMES E. MARTIN, COUNTY MANAGER**

**DATE: DECEMBER 12, 2007**

**SUBJECT:**

Management expects to provide an interim report on the accessibility of Tax Records on the Cumberland County Website as a follow-up to the public comments at the November 19, 2007 Board of Commissioners meeting.

/ct

CM121207-1



J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



ITEM NO. 7A

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

December 5, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Board of Adjustment Vacancies (2)

The Board of Adjustment has the following vacancies:

Regular Member

**Joe Potts** has resigned and the Board of Adjustment is recommending that Joseph Dykes, an Alternate Member, replace Mr. Potts.

Alternate Member

It is also the Board of Adjustment's recommendation that **A. Johnson Chestnutt** replace Mr. Dykes as the Alternate Member.

I have attached the current membership list and applicant list for this Board.

**PROPOSED ACTION:** Make nominations to fill the vacancies (2).

Attachments

pc: Tom Lloyd, Planning/Inspections Director

*Celebrating Our Past...Embracing Our Future*

BOARD OF ADJUSTMENT  
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Joe Potts(C/M) 1200 Goodview Avenue Fayetteville, NC 28305 484-6506/818-3783(Cell)	6/06	1 <sup>st</sup> full	June/09 6/30/09	Yes
Oscar L. Davis, III (C/M) 3320 Rustburg Drive Fayetteville, NC 28303 867-2950/977-3101(W)	6/07	2 <sup>nd</sup>	June/10 6/30/10	No
Melree Hubbard Tart (W/F) 300 Andrews Road Fayetteville, NC 28311 488-1208/497-3712 (W)	6/07	1 <sup>st</sup>	Aug/10 8/31/10	Yes
Steve Parsons(W/M) 3701 Clearwater Drive Fayetteville, NC 28311 822-4155/822-2000(W)	9/06	2 <sup>nd</sup>	Sept/09 9/30/09	No
George Quigley (W/M) 618 Blawell Circle Stedman, NC 28391 485-2980/321-6882	6/06	1 <sup>st</sup>	June/09 6/30/09	Yes
<u>Alternate Members:</u> Steve Burnett (W/M) 438 Grape Arbor Drive Fayetteville, NC 28312-7205 486-9325/485-2100(W)	8/07	2 <sup>nd</sup>	Aug/10 8/31/10	No
Joseph Dykes (B/M) 5764 Pepperbush Drive Fayetteville, NC 28304 423-5255/322-0602(W)	08/07	2 <sup>nd</sup>	Aug/10 8/31/10	No
James Ingram (B/M) PO Box 87671 Fayetteville, NC 28304 257-1831/488-8415 (W)	6/07	1 <sup>st</sup>	June/10 6/30/10	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
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Alternate Members Continued:

John R. Swanson (W/M) 6416 Coachman's Way Fayetteville, NC 28303 987-1972/822-2000 (W)	6/07  (filling unexpired term)	1 <sup>st</sup>	Jan/10 1/31/10	Yes
Martin J. Locklear (I/M) 1611 Four Wood Drive Fayetteville, NC 28312 672-0323/893-7525(W)	8/06	1 <sup>st</sup>	Aug/09 8/31/09	Yes

Meets 3<sup>rd</sup> Thursday of each month at 7:00 PM – Historic Courthouse, Room 3

Contact: Tom Lloyd, Planning Department - 678-7618



APPLICANTS FOR  
BOARD OF ADJUSTMENT

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CHESTNUTT, A. JOHNSON (W/M) 578 MILDEN ROAD FAYETTEVILLE, NC 28314 484-6365/323-1040(W)	ACCOUNTANT	BSBA

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 78

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 11, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk  
SUBJECT: Civic Center Commission Vacancies (2)

The Civic Center Commission will have the following vacancies on 1-1-08:

Bruce Armstrong – Completes second term and is not eligible for reappointment.  
The Civic Center Commission recommends **Ryan Aul** for his replacement.

Laurie Bondshu – Completes second term and is not eligible for reappointment.  
The Civic Center Commission recommends **George Turner** for her replacement.

I have attached the current membership list and applicant list for this Commission.

**PROPOSED ACTION:** Make nominations to fill the vacancies (2).

Attachments

pc: CEO – Civic Center

*Celebrating Our Past...Embracing Our Future*

CIVIC CENTER COMMISSION  
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Alicia S. Chisolm (AA/F) 1855 Cascade Street Fayetteville, NC 28301 488-7820/488-5935(W)	02/07	1st	Jan/10 1/1/10	Yes
C. Bruce Armstrong (W/M) 5431 Thompson Circle Hope Mills, NC 28348 424-2581/433-2000(W)	12/04	2nd	Jan/08 1/1/08	No
Laurie Bondshu (W/F) 109 Lamb Street Fayetteville, NC 28305	12/05	2 <sup>nd</sup>	Jan/08 1/1/08	No
Ken Lancaster Lancaster Real Estate 2413 Robeson Street, Unit 1 Fayetteville, NC 28305 323-2181(W)	1/04	2 <sup>nd</sup>	Jan/10 1/1/10	No
Dr. Jack Freeman 203 Chloe Drive Fayetteville, NC 28301 488-4744/672-1797(W)	01/04	2 <sup>nd</sup>	Jan/10 1/1/10	No
Richard L. Player, III (W/M) 2220 Bayview Drive Fayetteville, NC 28305 678-8772/868-2121(W)	12/04	1st	Jan/08 1/1/08	Yes
Ralph Spivey (W/M) 3113 Baker Street Fayetteville, NC 28303 867-3201	2/05	1st	Jan/08 1/1/08	Yes
William E. Tew, Jr. 6233 Loop Road Linden, NC 28356 980-0740(H)	12/05	2nd	Jan/09 1/1/09	No



<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Ann Mitchell (B/F) P.O. Box 1808 Fayetteville, NC 28301	12/05	2nd	Jan/09 1/1/09	No
Floyd L. Shorter (AA/M) 6438 Touchstone Drive Fayetteville, NC 28311 822-6403/222-8915(W)	02/07	1 <sup>st</sup>	Jan/10 1/1/10	Yes
Elizabeth Varnedoe (W/F) 6028 Bartlett Court Fayetteville, NC 28314 864-5144	04/06 (to fill unexpired term)	1st	Jan/09 1/1/09	Yes
John L. Elliott (W/M) 6224 Kirkwall Road Fayetteville, NC 28311 822-4458/433-9379	12/04	1st	Jan/08 1/1/08	Yes
Bob Smith (W/M) 1100 Clarendon Street # 612 Fayetteville, NC 28305 423-6400/494-3900(W)	12/05	2nd	Jan/09 1/1/09	No
Jon Warren (W/M) 2603 N. Edgewater Drive Fayetteville, NC 28303 485-4363/892-6405(W)	12/05	2nd	Jan/09 1/1/09	No
<u>Restaurant Owner</u> Ronnie Matthews (W/M) 1046 Bragg Blvd. Fayetteville, NC 28301 980-1420/323-9700(W)	01/04	2 <sup>nd</sup>	Jan/10 1/1/10	No

Commissioner Liaisons: Diane Wheatley

Ex Officio Member: James Martin, County Manager

Meetings: 4th Tuesday of the month at 5:30 PM, Coliseum Board Room

Contact: Rick Reno, CEO, Coliseum Complex (or Nancy Robles – 438-4102/Fax 323-8423)

APPLICANTS FOR  
CIVIC CENTER COMMISSION

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCOUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
AUL, RYAN C. (W/M) 163 S. CHURCHILL DRIVE FAYETTEVILLE, NC 28303 487-1000/321-7772 (W)	ATTORNEY	BS – BUSINESS ADMIN. JD
FADDIS, JAMES M. (W/M) 1871 WINDLOCK DRIVE FAYETTEVILLE, NC 28304 425-5739/396-6511 (W)	INFO TECH SUPERV. RETIRED ARMY	AS – ELECTRONICS TECH AA – GENERAL EDUCATION
FLEMING JR., REV. JOE B/M) 7235 RYAN STREET FAYETTEVILLE, NC 28314 868-1428/583-1695	MINISTER	16 YEARS
HIGHT, ROBERT K. (W/M) 3210 PLAYER AVENUE FAYETTEVILLE, NC 28304 322-2414/484-1151 X620 (W)	TEACHER	BA & MA – POLITICAL SCIENCE
HUMPHREY, HORACE (B/M) 1852 CASCADE STREET FAYETTEVILLE, NC 28301 488-5143/850-5170 (CELL)	RETIRED	BACHERLORS – SCIENCE
INGRAM, JAMES (B/M) PO BOX 87671 FAYETTEVILLE, NC 28304 257-1831/488-8415(W) <b>**SERVES ON THE ADULT CARE HOME COMMUNITY ADVISORY COUNCIL**</b>	EDUCATION ADMIN.	BA/MA/ED.S
JAMES, THEADY E. ( / ) 3523 WORLEY STREET FAYETTEVILLE, NC 28311 480-0513	RETIRED (UNKNOWN)	HS GRAD, 1 YR-FTCC
JOHANNES, ULRICH (W/M) 516 THORNGATE DRIVE FAYETTEVILLE, NC 28303 864-0420/433-1718(W)	ASSOC. NETWORK ADMINISTRATOR	BACHELORS – INFORMA- TION TECHNOLOGY
MERCER, CARLON G. (W/M) 1846 WAYNE LANE FAYETTEVILLE, NC 28304 425-0243/624-4334 (C)	RETIRED	HS, CONTINUING EDUC COURSES
POOLE, ROBERT E. (W/M) 2700 BRIARCREEK PLACE FAYETTEVILLE, NC 28304 678-8197/483-1367(W)	PRESIDENT/MANAGER POOLE OFFICE INTERIORS	HS/40 YRS OF BUSINESS MANAGEMENT

CIVIC CENTER, PAGE 2

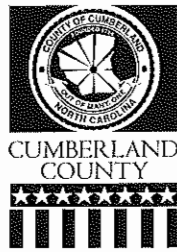
<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCOUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
TURNER, GEORGE (W/M) 1012 CAIN ROAD FAYETTEVILLE, NC 28303 977-3228 (M)/867-1100 or 867-2116 (W)	REALTOR/BUSINESSMAN	UNKNOWN



J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 7C

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 11, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk  
SUBJECT: Cumberland Co. Juvenile Crime Prevention Council Vacancy (1)

The Cumberland County Juvenile Crime Prevention Council will have the following vacancy on 1-31-08:

United Way or Non-Profit

The Juvenile Crime Prevention Council is requesting that the term for **Margarita Dostall** be extended to 8-31-08 in order to concur with other expirations on the Board.

I have attached the current membership and applicant list for this Council.

**PROPOSED ACTION: Make nomination to fill the vacancy.**

Attachments

pc: Sarah Hemingway, CCJCPC Coordinator

*Celebrating Our Past...Embracing Our Future*

CUMBERLAND COUNTY  
JUVENILE CRIME PREVENTION COUNCIL  
(Two year terms)

Name/Address	Date Appointed	Term	Expires	Eligible For Reappointment
<u>Local School Superintendent or designee</u>				
Carol Hudson Cumberland County Schools P.O. Box 2357 Fayetteville, North Carolina 28302 Phone: 678-2495	1/99			
<u>Chief of Police or designee</u>				
Lt. Sherry Sparks Fayetteville Police Department 467 Hay Street Phone: 433-1910	11/05			
<u>Local Sheriff or designee</u>				
Lt. Lynette Hodges Cumberland County Sheriff's Office 131 Dick Street Fayetteville, North Carolina 28301 Phone: 677-5474	1/07			
<u>District Attorney or designee</u>				
Cheri Siler-Mack Assistant District Attorney District Attorney's Office 117 Dick Street, Suite 427 Fayetteville, North Carolina 28301 Phone: 678-2915	1/99			
<u>Chief Court Counselor or designee</u>				
Michael Strickland Department of Juvenile Justice P.O. Box 363 Fayetteville, North Carolina 28302 Phone: 678-2947	08/07			
<u>Director of Mental Health or designee</u>				
Debbie Jenkins Cumberland County Mental Health Center P.O. Box 3069 Fayetteville, North Carolina 28302 Phone: 323-0510	10/03			

Cumberland County Juvenile Crime Prevention Council Page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Director of Social Services or designee</u>				
Ms. Lee Roberts	1/99			
Child Protection and Placement Treatment Program Manager				
Cumberland County Department of Social Services				
P.O. Box 2429				
Fayetteville, North Carolina 28302-2429				
Phone: 677-2422				
<u>County Manager or designee</u>				
Juanita Pilgrim, Deputy Co. Mgr.	1/99			
Cumberland County Courthouse				
P.O. Box 1829				
Fayetteville, North Carolina 28302-1829				
Phone: 678-7726				
<u>Chief District Judge or designee</u>				
Judge Ed Pone	1/99			
P.O. Box 363				
Fayetteville, North Carolina 28302				
Phone: 678-2901				
<u>Health Director or designee</u>				
Archie Malloy	3/06			
Jail Health Administrator				
205 Gillespie Street				
Fayetteville, North Carolina 28301				
Phone: 672-5723				
<u>Parks and Recreation Representative</u>				
Melvin Lindsay	2/05			
City of Fayetteville				
Parks and Recreation Dept.				
433 Hay Street				
Fayetteville, North Carolina 28301				
Phone: 433-1547				
<u>County Commissioner</u>				
Billy R. King	1/99			
P.O. Box 1829				
Fayetteville, NC 28302-1829				
Phone: 678-7771				



<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Substance Abuse Professional</u>				
Gregory Pitts	8/07	1 <sup>st</sup> full	Aug/09	Yes
CC Mental Health - TASC			8/31/09	
PO Box 3069 (filling unexpired term – eligible for 2 full terms)				
Fayetteville, NC 28302				
323-6136(W)				
<u>Member of Faith Community</u>				
Rev. Brian Thompson	5/07	1st	Aug/09	No
3942 Gaithersburg Lane			8/31/09	
Hope Mills, NC 28348 (5/07 – term extended to 8/31/07 and renewed to 8/09)				
436-2462/867-2708(W)				
<u>Person Under Age 21</u>				
vacant (vacated by Shakeema Burns)				
<u>Juvenile Defense Attorney</u>				
Beth A. Hall	9/06	1st	Aug/08	Yes
4508 Weaverhall Drive		full	8/31/08	
Fayetteville, NC 28314				
257-0847(Cell)				
<u>Member of Business Community</u>				
Gene Hallock	8/07	2 <sup>nd</sup>	Aug/09	No
173 Aloha Drive			8/31/09	
Fayetteville, NC 28311				
822-5409				
<u>United Way or Non-Profit</u>				
Margarita Dostall	2/06	2nd	Jan/08	No
CC Schools			1/31/08	
P.O. Box 2357				
Fayetteville, NC 28302				
678-2300				
<u>At Large Representatives</u>				
Henry Berry	8/07	1 <sup>st</sup>	Aug/09	Yes
1722 Eldridge Street			8/31/09	
Fayetteville, NC 28301				
396-5521 (W)				

Cumberland County Juvenile Crime Prevention Council, Page 4

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
John Clark Juvenile Assessment Center 121 Lamon Street Fayetteville, North Carolina 28301 Phone: 323-5070/433-1116	9/06	1st full	Aug/08 8/31/08	Yes
Dr. Polly Davis FTCC P.O. Box 35236 Fayetteville, North Carolina 28303 Phone: 678-8322	8/07	1st	Aug/09 8/31/09	No
Bernard Condlin 309 Person Street Fayetteville, North Carolina 28304 Phone: 484-8195	8/07	1 <sup>st</sup>	Aug/09 8/31/09	Yes
Sue Thomas 3741 Harrisburg Drive Fayetteville, North Carolina 28306 Phone: 425-8868	8/07	1st	Aug/09 8/31/09	No
Geneva Mixon PO Box 1829 Fayetteville, North Carolina 28302 Phone: 323-3421(W)	8/07	1 <sup>st</sup>	Aug/09 8/31/09	Yes
Krista Hancock 4H Agent – Cooperative Extension 301 E. Mountain Drive Fayetteville, North Carolina 28306 Phone: 321-6867	4/06	2nd	Apr/08 4/30/08	No

Non-Voting Member

Cindy Holmes  
DJJDP Regional Consultant  
108 N. Orange Street  
Dunn, North Carolina 28334  
Phone: 919-733-3388(W)

Meetings: Second Wednesday of each month at 8:00 AM. CC CommuniCare Conference Room – 711B  
Executive Place

Contact: Sarah Hemingway – Phone: 829-9017 - Fax: 485-4752

APPLICANTS FOR  
JUVENILE CRIME PREVENTION COUNCIL

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
BAPTISTE, OSIRIS ( /M) 15 N. BRENDA STREET SPRING LAKE, NC 28390 496-3222/518-330-6560	RETIRED US ARMY	CRIMINAL JUSTICE
BRIGGS, BENITA Y. (B/F) 1116 BINGHAM DRIVE FAYETTEVILLE, NC 28304 822-1154/672-1294 (W) <b>**SERVES ON THE ADULT CARE HOME ADVISORY BOARD**</b>	OFFICE ASSISTANT IV	BA IN HISTORY; 08 GRAD – BA IN SOCIOLOGY
BROWN, KRAIG A. (B/M) 2909 WYCLIFFE COURT FAYETTEVILLE, NC 28306 426-3885/964-0503 (W)	ARMY	BS – CRIMINAL JUSTICE MA – CRIMINAL JUSTICE
CARTER, JAMES M. (W/M) 1212 CASTLEROCK DRIVE FAYETTEVILLE, NC 28304 484-4550/678-9896 (W)	PART-TIME TEACHER MEDIA PRODUCTION	BS - COMMUNICATIONS MINOR IN ART CONTINUING EDUC.
DAVIS, CHRISTOPHER (W/M) 7441 WILKINS DRIVE FAYETTEVILLE, NC 28311 482-4106/433-1825	POLICE OFFICE	BS, CRIMINAL JUSTICE M.P.A. – PUBLIC ADMIN
DILLON, MARY E. ( /F) 3209 MCCHOEN DRIVE FAYETTEVILLE, NC 28301 822-2045/678-8348(W)	BASIC SKILLS INSTRUCTOR	BS – ELEM. EDUCATION
FENNER, SHANESSA L. (B/F) 5710-08 IVANHOE COURT FAYETTEVILLE, NC 28314 487-9603/436-4381(W)	PRINCIPAL	BA – ELEM. EDUCATION MA – ELEM. EDUCATION MSA – SCHOOL ADMIN.
FLEMING JR., DR. REV. JOE (B/M) 7235 RYAN STREET FAYETTEVILLE, NC 28314 868-1428/583-1695	MINISTER	16 YEARS
JACKSON, CRYSTAL EVE (B/F) 6422 KINCROSS AVENUE FAYETTEVILLE, NC 28304 426-3351	SITTER FOR THE ELDERLY	EXPECTED BA 12/07 IN CRIMINAL JUSTICE
KELLER, BEVERLY N. (B/F) 7721 DUNDENNON DRIVE FAYETTEVILLE, NC 28306 867-7009/485-8326(W)	REALTOR/BROKER	STUDENT: MAJOR CRIMINAL JUSTICE

JUVENILE CRIME PREVENTION COUNCIL APPLICANTS, PAGE 2

EDUCATIONAL

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>BACKGROUND</u>
MACK, DAVID J. (B/M) 5479 LYNBROOK COURT FAYETTEVILLE, NC 28314 867-1214	RETIRED SCHOOL ADMINISTRATOR	MS – SCHOOL ADMIN.
<b>**SERVES ON THE EQUALIZATION &amp; REVIEW BOARD**</b>		
MARSHALL, BARBARA SUMMEY (B/F) 7640 WILKINS DRIVE FAYETTEVILLE, NC 28311 488-2615/977-2303(W)	NAVY RESERVE CHAPLAIN	BA – PSYCHOLOGY MA – RELIGIOUS ED. DR. OF MINISTRY
<b>**SERVES ON THE BOARD OF HEALTH**</b>		
McALLISTER, MEREDITH (B/F) 553 HOLLYBERRY LANE FAYETTEVILLE, NC 28314 867-8564/222-8751 (W)	CERTIFIED PERSONAL FINANCE COUNSELOR	BUSINESS – UNC AT CHAPELL HILL
MITCHELL, SANDRA (B/F) 121 MULLINS AVENUE FAYETTEVILLE, NC 28301 483-2978/323-2732 (W)	BUSINESS OWNER	HS; VOCATIONAL TRNG
MOORE, SYLVIA L. (B/F) 1115 LANDAU ROAD FAYETTEVILLE, NC 28311 822-4493/584-4553 (C)	RETIRED TEACHER	BS/MASTER – ELEMENTARY EDUCATION
PAUL, ROBIN (B/F) 363 KIMBERWICKE DRIVE FAYETTEVILLE, NC 28311 424-2278/237-2829 (W)	SELF-EMPLOYED CARE FINDERS FIRST	MASTERS-TEACHING READING K-6
POPE, RITA J. (B/F) 679 BARTON'S LAND PL #4 FAYETTEVILLE, NC 28314 864-4993	RETIRED JAILER	SOME COLLEGE
SALLEY, LUKE (B/M) 104 UNIVERSITY AVENUE FAYETTEVILLE, NC 28301 364-8505/483-0121 (W)	RETIRED CORRECTIONAL CAPTAIN	BA – ECONOMICS & ACCOUNTING
SULLIVAN, JOSEPH (Joe) (W/M) 2906 HIGH PLAINS DRIVE HOPE MILLS, NC 28348 717-1619/723-9227 (C)	SUBSTITUTE – RETIRED TEACHER	2 YR MASTERS
THOMPSON-PINCKNEY, TERESA (A/F) 472 BRANDERMILL ROAD FAYETTEVILLE, NC 28314 867-7409	HIGH EDUCATION ADMINISTRATOR	BA-CRIMINOLOGY & CRIMINAL JUSTICE MA-SOCIOLOGY



JUVENILE CRIME PREVENTION COUNCIL APPLICANTS, PAGE 3

EDUCATIONAL

NAME/ADDRESS/TELEPHONE

OCCUPATION

BACKGROUND

VASILOPOULOS, NATALIE  
1833 CAMELOT DRIVE  
FAYETTEVILLE, NC 28304  
425-5116/(828) 467-9300 (C)

HOMEMAKER

BA – CRIMINAL JUSTICE

WIGGS, CECIL (W/M)  
6213 STONEY POINT LOOP  
FAYETTEVILLE, NC 28306  
425-8557

RETIRED SCHOOL  
TEACHER

MASTERS -EDUCATION

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO.

70

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 5, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *Me*  
SUBJECT: Nursing Home Advisory Board Vacancy (1)

The Nursing Home Advisory Board has the following vacancy:

Barbara Randolph was removed by the above Board due to non-attendance.

I have attached the current membership and applicant lists for this board.

**PROPOSED ACTION: Make nomination to fill the vacancy.**

Attachments

pc: Andrea Wright-Valdez, Mid-Carolina Area Agency on Aging

*Celebrating Our Past...Embracing Our Future*

NURSING HOME ADVISORY BOARD  
3 Year Term  
(Initial Appointment One Year)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Mandella Edwards ( /F) 4151 Village Drive Fayetteville, NC 28304 429-0790(H)	4/07	1 <sup>st</sup>	April/10 4/30/10	Yes
Tom Lloyd (W/M) 1306 Berkshire Road Fayetteville, NC 28305 484-6762/678-7618(W)	9/07	Initial	Sept/08 9/30/08	Yes
Martha McKoy P.O. Box 42152 Fayetteville, NC 28309 423-0771	9/05	1st	Sept/08 9/30/08	Yes
Edgar F. Merritt (B/M) 1506 Boros Drive Fayetteville, NC 28303 822-2976/286-2552 (W)	12/06	Initial	Dec/07 12/31/07	Yes
William R. Nichols(W/M) 1240 Magnolia Church Road Stedman, NC 28391 483-3934/433-1924(W)	2/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
Hervenna Pannell (B/F) 1821 Eichelberger Drive Fayetteville, NC 28303 822-8516/907-9355(W)	2/06	1st	Feb/09 2/28/09	Yes
Clyde E. Hammond (W/M) 1802 Flintshire Road Fayetteville, NC 28304 425-2774	09/07	Initial	Sept/08 09/30/08	Yes
Teresa Rena McNeill (B/F) 3518 Pickerel Street Fayetteville, NC 28306 480-0313/483-3648 x1109 (W)	9/07	Initial	Sept/08 9/30/08	Yes
Barbara Randolph (W/F) P.O. Box 36113 Fayetteville, NC 28303 484-3602 (H)	4/06	1st	April/09 4/30/09	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Stephanie Hodges (W/F) 3424 Harrisburg Road Fayetteville, NC 28306 429-9300/292-5651 (C)	6/07	Initial	June/08 6/30/08	Yes
Lora L. Watson 1516 Chedington Road Hope Mills, NC 28348 485-3558/824-0993	4/07	2 <sup>nd</sup>	April/10 4/30/10	No

CONTACT: Andrea Wright-Valdez, Mid-Carolina Area Agency on Aging  
P. O. Box 1510, Fayetteville, NC 28302, (Phone: 323-4191, ext. 25)

Quarterly, (March, June, September & December) at 10:00 AM on the first Wednesday - at various nursing homes in the county.



APPLICANTS FOR  
NURSING HOME ADVISORY BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
EDWARDS, TONEY (B/M) 3622 CLEARWATER DRIVE FAYETTEVILLE, NC 28311 822-4261/864-6262	REAL ESTATE BROKER	PUBLIC ADMIN DEGREE MORTUARY SCIENCE DEGREE
PAUL, ROBIN (B/F) 363 KIMBERWICKE DRIVE FAYETTEVILLE, NC 28311 424-2278/237-2829 (W)	SELF-EMPLOYED CARE FINDERS FIRST	MASTERS-TEACHING READING K-6

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



BOARD OF COMMISSIONERS

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 7E

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 11, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *mc*  
SUBJECT: Senior Citizens Advisory Board Vacancy (1)

The Senior Citizens Advisory Board has the following vacancy:

Joe Potts resigned his position. The Senior Citizens Advisory Board is recommending that **Annette Wilson-Renteria** fill his unexpired term.

I have attached the current membership list and applicant list for this Board..

**PROPOSED ACTION:** Make nomination to fill the vacancy (1).

pc: James McMillan, Special Projects Coordinator  
City of Fayetteville

Attachments

*Celebrating Our Past...Embracing Our Future*

SENIOR CITIZENS ADVISORY COMMISSION  
(Joint Fayetteville/Cumberland County)  
2 Year Term  
(County Appointees)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Eleanora Ashby (B/F) 6529 Senator Drive Fayetteville, NC 28304 860-1017	2/07	1 <sup>st</sup>	Feb/09 2/28/09	Yes
Eleanor Ayers P.O. Box 220 Stedman, NC 28391 323-1892	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes
Rhonda Batten(W/F) 1811 McGougan Road Fayetteville, NC 28303 483-4388/678-2920(W)/583-0392(Cell)	10/06	2 <sup>nd</sup>	Sept/08 9/30/08	No
Tom Cain 2786 Baywood Road Fayetteville, NC 28312 630-3970(H)	10/06	1 <sup>st</sup>	Sept/08 9/30/08	Yes
George Hatcher, Sr.(C/M) 3534 A.B. Carter Road Fayetteville, NC 28312 483-5896/818-8263(Cell)	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes
E. C. (Chip) Modlin (W/M) 2811 Millbrook Road Fayetteville, NC 28303 485-5262(H)	9/07	2 <sup>nd</sup>	Sept/09 9/30/09	No
Dineen Morton-Tarplee 5835 Pettigrew Drive Fayetteville, NC 28314 494-5761/890-0969(W)	9/07	2 <sup>nd</sup>	Sept/09 9/30/09	No
Joe Potts (W/M) 1200 Goodview Avenue Fayetteville, NC 28305 484-6506/818-3783 (Cell)	10/06	2 <sup>nd</sup>	Sept/08 9/30/08	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Carolyn Tracy (W/F) 718 Southview Circle Fayetteville, NC 28311 323-4191, x26 (W)	10/06	1st	Sept/08 9/30/08	Yes
Kristine Wagner (W/F) 130 Gillespie Street Fayetteville, NC 28301 436-0340/678-7624(W)	11/06	1 <sup>st</sup>	Nov/08 11/30/08	Yes

Contact: James McMillan, Special Programs Supervisor, City of Fayetteville.  
Phone: 433-1560 - Fax: 433-1560 – Email: [jmcmillan@ci.fay.nc.us](mailto:jmcmillan@ci.fay.nc.us)  
Mary Brymer – Senior Citizens Center Director – Phone: 433-1574  
Commissioner Liaison: John Henley, Jr.

Regular Meetings: 2nd Tuesday of each month at 2:30 PM  
LaFayette Room – City Hall

\*NOTE: This Board was expanded in 2006. The City & County agreed to expand from 10 to 20 members.  
The BOC had responsibility to appoint 2 new members to a 1 yr. term & 3 new members to a 2 yr. term.



APPLICANTS FOR  
SENIOR CITIZENS ADVISORY BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
CAMPBELL, REBECCA (W/F) 7027 DARNELL STREET FAYETTEVILLE, NC 28314 487-1555/432-6393 (W)	DIRECTOR, FT BRAGG DEPT OF EDUC AND LIBRARIES	Ed.D – SPECIAL EDUC.
MACK, DAVID J. (B/M) 5479 LYNBROOK COURT FAYETTEVILLE, NC 28314 867-1214	RETIRED SCHOOL ADMINISTRATOR	MS – SCHOOL ADMIN.

\*\*SERVES ON THE EQUALIZATION & REVIEW BOARD\*\*

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
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ITEM NO. 8A

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 4, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *me*  
SUBJECT: Air Quality Stakeholders' Committee

BACKGROUND: On December 3, 2007, the Board of Commissioners nominated the following to fill one vacancy on the Air Quality Stakeholders' Committee:

M.J. Soffe Company Stakeholder: **Scott Reynolds** (new appointment)

I have attached the current membership list for this committee.

**PROPOSED ACTION: Appoint the above vacancy.**

Attachment

pc: Tom Lloyd, Planning & Inspections Director

*Celebrating Our Past...Embracing Our Future*

AIR QUALITY STAKEHOLDERS COMMITTEE  
3-year terms

<u>NAME</u>	<u>STAKEHOLDER</u>	<u>DATE APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>ELIGIBLE FOR REAPPOINT.</u>
Commissioner Eleanor Ayers PO Box 220 Stedman, NC 28391 323-1892	Town of Stedman	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Councilman Keith Bates 5404 Chesapeake Road Fayetteville, NC 28311 494-2256 <a href="mailto:Kbates05@nc.rr.com">Kbates05@nc.rr.com</a>	City of Fayetteville	1/07	1 <sup>st</sup>	Dec/09 12/31/09	Yes
Mayor Pro-Tem James O'Garra 614 Duncan Road Spring Lake, NC 28390 (filling unexpired term) 797-7145 <a href="mailto:ogarraone@aol.com">ogarraone@aol.com</a>	Town of Spring Lake	8/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
Commissioner Jerry Legge Town of Hope Mills PO Box 367 Hope Mills, NC 28348 424-8821/424-4555/527-7497 <a href="mailto:pcregister@town.hope-mills.nc.us">pcregister@town.hope-mills.nc.us</a>	Town of Hope Mills	2/07	1 <sup>st</sup>	Feb/10 2/28/10	Yes
Colonel Gregory Bean Director of Public Works Bldg 3-1631, Butner Road Fort Bragg, NC 28310-5000 396-4009 <a href="mailto:beanqg@bragg.army.mil">beanqg@bragg.army.mil</a>	Fort Bragg	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Steven Blanchard, CEO Public Works Commission 8768 Coats Road Linden, NC 28356 223-4002 <a href="mailto:steve.blanchard@faypwc.com">steve.blanchard@faypwc.com</a>	PWC	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
George Breece PO Box 2801 Fayetteville, NC 28302 484-5430(H); 484-5431(Fax) <a href="mailto:george@breece.com">george@breece.com</a>	Citizen	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Mayor Edwin S. Deaver 5770 Rockfish Road Hope Mills, NC 28348 424-4554; 424-2384(H) <a href="mailto:pcregister@town.hope-mills.nc.us">pcregister@town.hope-mills.nc.us</a>	Citizen	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Scott Peters Goodyear Tire & Rubber Company 6655 Ramsey Street Fayetteville, NC 28311	Major Industry	4/06	1 <sup>st</sup>	April/09 4/30/09	Yes

AIR QUALITY STAKEHOLDERS COMMITTEE – Page 2

<u>DATE</u> <u>NAME</u>	<u>ELIGIBLE FOR</u> <u>STAKEHOLDER</u>	<u>APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>REAPPOINT.</u>
Joseph Follet, MD Lafayette Clinic 1756 Metromedical Drive Fayetteville, NC 28304	Medical Rep.	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Michael Green P.O. Drawer 510 Fayetteville, NC 28302 483-1371 <a href="mailto:mgreen6592@aol.com">mgreen6592@aol.com</a>	Cohen & Green	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Henry Holt 1709 Clinton Road Fayetteville, NC 28301 483-5137 <a href="mailto:hwhwork@netquick.net">hwhwork@netquick.net</a>	Petroleum Distributor	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Karl Legatski 122 Magnolia Avenue Fayetteville, NC 28305 484-8684(H) 867-8675 <a href="mailto:karl@celtechinc.net">karl@celtechinc.net</a>	Citizen	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Gary Cooper Cumberland Co. Business Council P.O. Box 9 (filling unexpired term) Fayetteville, NC 28302 484-4242	CCBC	9/07	1 <sup>st</sup>	April/09 4/30/09	Yes
Dr. Harold Maxwell 227 Fountainhead Lane Fayetteville, NC 28301 433-3600 <a href="mailto:hamaco@nc.rr.com">hamaco@nc.rr.com</a>	Board of Health	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Donovan McLaurin PO Box 97 Wade, NC 28395 484-0116; 428-6066(fax) <a href="mailto:mclaurin@outdrs.net">mclaurin@outdrs.net</a>	Homebuilders Association	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Joe Levister, Jr. FTCC PO Box 35236 Fayetteville, NC 28303 678-8321	FTCC	4/06	1 <sup>st</sup>	April/09 4/30/09	Yes
Denise Sykes Planning/Inspections Department 130 Gillespie Street Fayetteville, NC 28301 678-7629 <a href="mailto:dsykes@co.cumberland.nc.us">dsykes@co.cumberland.nc.us</a>	Towns of Wade Falcon, Godwin	4/06	2 <sup>nd</sup>	April/09 4/30/09	No



AIR QUALITY STAKEHOLDERS COMMITTEE – Page 3

<u>DATE</u> <u>NAME</u>	<u>ELIGIBLE FOR</u> <u>STAKEHOLDER</u>	<u>APPT'D</u>	<u>TERM</u>	<u>EXPIRES</u>	<u>REAPPOINT.</u>
Stephen C. Waters, Sr. 4377 Ferncreek Drive Fayetteville, NC 28314 485-2135 <a href="mailto:scwaters@ashland.com">scwaters@ashland.com</a>	APAC aka Crowell Construction	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
Scott Reynolds M.J. Soffe Company PO Box 2507 Fayetteville, NC 28302 483-2500 x6447 <a href="mailto:Scott.reynolds@mjsoffe.com">Scott.reynolds@mjsoffe.com</a>	M.J. Soffe Co.				
Jeannette Council Board of Commissioners PO Box 1829 Fayetteville, NC 28302 488-0691	County of Cumberland	12/06	2 <sup>nd</sup>	April/09 4/30/09	No

Original appointments made March 17, 2003.

Committee will be active for about 3 years.

Contact/Staff: Rick Heicksen and Maurizia Chapman – Planning Department – x7615 (fax 678-7638)

Meetings: Quarterly (Jan, Apr, July, Oct) 2<sup>nd</sup> Thursday at 6 pm. (FTCC Advanced Tech Ctr)

J. BREEDEN BLACKWELL  
Chairman

JEANNETTE M. COUNCIL  
Vice Chairman

KENNETH S. EDGE  
JOHN T. HENLEY, JR.  
BILLY R. KING  
EDWARD G. MELVIN  
DIANE WHEATLEY



**BOARD OF COMMISSIONERS**

5th Floor, New Courthouse • P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 678-7771 • Fax: (910) 678-7770

ITEM NO. 8B

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

December 4, 2007

**December 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *mc*  
SUBJECT: Board of Health – 2 Vacancies

**BACKGROUND:** On December 3, 2007, the Board of Commissioners nominated the following to fill two vacancies on the Board of Health:

Optometrist: **Barbara Ciampa** (new appointment)

Engineer: **Jimmy Kizer** (new appointment)

I have attached the current membership list for this board.

**PROPOSED ACTION:** **Appoint the above two (2) vacancies.**

Attachment

pc: Wayne Raynor, Health Director

*Celebrating Our Past...Embracing Our Future*

BOARD OF HEALTH  
3 Year Term

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Veterinarian</u>				
Dr. Ennis V. Williams (B/M) 4617 Bent Grass Drive Fayetteville, NC 28312 867-2248/578-1877(W)	01/07	1 <sup>st</sup>	Dec/09 12/31/09	No
(already served a term as a General Public Rep)				
<u>Physician</u>				
Dr. Cynthia Norris (W/F) 6525 Windy Creek Way Fayetteville, NC 28306 429-3258/323-9111 (W)	06/07	1 <sup>st</sup>	Dec/08 12/31/08	Yes
(filling unexpired term)				
<u>Dentist</u>				
Dr. Walter S. Scott, III (B/M) 686 Stockbridge Court Fayetteville, NC 28311 811-3543/323-3133(W)	01/07	1 <sup>st</sup>	Dec/09 12/31/09	Yes
<u>Registered Nurse</u>				
Kim S. McDonald (W/F) VA Medical Center 2300 Ramsey Street Fayetteville, NC 28311 482-5183/488-5989(W)	01/07	1 <sup>st</sup>	Dec/09 12/31/09	Yes
<u>Optometrist</u>				
Dr. William C. Philbrick(W/M) 321 Springbrooke Place Fayetteville, NC 28305 485-4580/484-6178(W)	12/04	2 <sup>nd</sup>	Dec/07 12/31/07	No
<u>Pharmacist</u>				
Catherine S. Roach (W/F) 3890 Cedar Creek Road Fayetteville, NC 28312 437-5149/609-1172(W)	12/05	1 <sup>st</sup>	Dec/08 12/31/08	Yes
<u>Engineer</u>				
Jeff Reitzel (W/M) 331 E. Loch Haven Fayetteville, NC 28314 864-1218/484-5191(W)	12/04	2 <sup>nd</sup>	Dec/07 12/31/07	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>General Public Reps.</u>				
Cureton L. Johnson (AA/M) 1909 Bellemeade Road Fayetteville, NC 28303 485-3025/483-6505(W)	12/05	1st	Dec/08 12/31/08	Yes
Barbara S. Marshall (B/F) 7640 Wilkins Drive Fayetteville, NC 28311 488-2615/977-2303 (W)	01/07	1 <sup>st</sup>	Dec/09 12/31/09	Yes
Carol E. Schaeffer (W/F) 1704 Cherokee Drive Fayetteville, NC 28303 223-3030/483-1437 (W)	01/07	1 <sup>st</sup>	Dec/09 12/31/09	Yes

COMMISSIONER LIAISON: John Henley

Contact: Wayne Raynor, Health Director  
Tracy Gurganus, Secretary  
Phone: 433-3721  
Fax: 433-3659

Meetings: 3rd Tuesday of the month 6:00 PM, Board Room, Health Department



ITEM NO. 9A

# CLOSED SESSION

**Economic Development Matter(s)  
Pursuant to NCGS 143-318.11(a)(4)**

ITEM NO. 9B

# CLOSED SESSION

**Real Property Matter(s) Pursuant  
to NCGS 143-318.11(a)(5)**