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

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INVOCATION - Commissioner Diane Wheatley

PLEDGE OF ALLEGIANCE

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

Special Recognition: Cumberland County Cares Award - RSVP – Meals to the Homebound

1. Consent Agenda
  - A. Approval of minutes of the September 4, 2007 regular meeting.
  - B. Approval of Correction to Minutes.
  - C. Approval of Report and Recommendation of the Cumberland County Policy Committee:
    - 1) Cumberland County Information Technology Policy
    - 2) Revisions to Cumberland County Seal
  - D. Approval of Declaration of Surplus Equipment and Authorization to Accept Trade-In Allowance for 911 Dictaphone Freedom Recovery System.
  - E. Approval of Extension of Centerplate Contract for Concessionaire Services at the Crown Center.
  - F. Approval of Appointment of Deputy Finance Officer for Department of Social Services.
  - G. Approval of Sale of Surplus County-Owned Real Properties Acquired by Tax Foreclosure:
    - 1) 0.75 Acres – Kenneth E. & Kathryn D. Fisher – PIN: 0452-45-2455, Grays Creek Township

- 2) Lot 5 Joe Robinson Ext. 6.3 Acre – PIN: 1400-63-8555, Cedar Creek Township
- 3) Lot 92-93 Simmons Hgts 2517 Providence Street – PIN: 0428-67-6283, Cross Creek Township
- 4) Lot Idlewild – PIN: 0436-06-9862, Cross Creek Township

H. Approval of Ordinance Assessing Property for the Cost of Demolition:

Case No:	MH 4959 and 4960-2006
Property Owner:	Oscar Moses Warren
Mobile Home Owner:	Oscar Lee Warren
Property Location:	5540 Leitha Lane, Godwin, NC
Parcel ID Number:	1503-02-2761

I. Approval of a Proclamation Designating the Fourth Monday in September as “Family Day – A Day to Eat Dinner With Your Children” in Cumberland County.

J. Budget Revisions:

(1) Health

Revisions in the total amount of \$23,500 to reallocate budgeted expenditures to fund salary increase for Medical Director. (B08-056 thru B08-056F) **Funding Source – Reallocation of Budgeted Expenditures**

(2) Pearces Mill Fire District

Revision in the amount of \$300 to increase expenditure to cover unanticipated refunds to taxpayers. (B08-057) **Funding Source – Fire District Taxes**

(3) Water and Sewer

Revision in the amount of \$250,000 to appropriate fund balance to rebudget a transfer approved in FY2007. (B08-047) **Funding Source – Water and Sewer Fund Balance**

(4) Community Development

- a. Housing - Revision in the amount of \$554,606 to rebudget grant funds from FY2007. (B08-059) **Funding Source – Federal**
- b. Economic Development – Revision in the amount of \$200,000 to rebudget grant funds from FY2007. (B08-060) **Funding Source – Federal**
- c. Public Facilities – Revision in the amount of \$470,340 to rebudget grant funds from FY2007. (B08-061) **Funding Source – Federal**
- d. Support Housing Program – Revision in the amount of \$13,439 to rebudget grant funds from FY2007. (B08-062) **Funding Source – Federal**
- e. Home Administration – Revision in the amount of \$35,052 to rebudget grant funds from FY2007. (B08-063) **Funding Source – Federal**
- f. Home Program/General Government Other – Revisions in the amount of \$2,071,327 to rebudget grant funds (\$1,663,945) from FY2007 and County's match (\$407,382). (B064 and B064A) **Funding Source – Federal and General Fund Fund Balance**

2. Public Hearings

**Uncontested Cases**

**Rezoning**

- A. Case P07-64. The rezoning of a 1.49 acre portion of a 34.11 acre tract from RR to C(P), or to a more restrictive zoning district, northeast of North Main Street, south of Camden Road, owned by Neil E. Smith.
- B. Case P07-66. The rezoning of a 2.64 acre portion of a 40.43 acre tract from C(P) to R7.5, or to a more restrictive zoning district, at 6473 Ramsey Street, owned by Edgewood Development Group, Inc.

**Conditional Use Permit Cases**

- C. Case P07-53. The rezoning of 4.33 acres from A1 to C(P), or to a more restrictive zoning district, at 2545 Sand Hill Road, owned by Harold J. Kidd.

### **Other Public Hearings**

- D. Community Development Department 2006 Consolidated Annual Performance Evaluation Report (CAPER).

#### Items of Business

3. Presentation of Revised Cumberland County Seal to the Town of Eastover.
4. Presentation of the Annual Report of the Tourism Development Authority (TDA) by Billy Wellons, Chairman.
5. Presentation of Proposed EPA Revisions to the Ozone Standard by Emilie Helms Air Quality Coordinator and Approval of Resolution.
6. Presentation of Cumberland County Facilities Committee Report and Recommendation on the Courthouse Plaza Renovations and Parking Lot Improvements.
7. Nominations to Boards and Committees
  - A. Adult Care Home Community Advisory Committee (1 Vacancy)
  - B. Minimum Housing Appeals Board (4 Vacancies)
  - C. Southeastern Economic Development Commission (1 Vacancy)
8. Appointments to Boards and Committees
  - A. Air Quality Stakeholders' Committee (1 Vacancy)

Nominee: Gary Cooper
9. Closed Session:
  - A. Attorney-Client Matters  
Pursuant to NCGS 143-318.11(a)(3).

#### **ADJOURN**

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

**MEETINGS:           October 1, 2007 (Monday) - 9:00 AM  
                          October 15, 2007 (Monday) - 6:45 PM**



KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

JEANNETTE M. COUNCIL  
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. 1B

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

September 7, 2007

**Agenda Item for September 17, 2007**

TO: Board of Commissioners

FROM: Marsha Fogle, Clerk

RE: Correction to Minutes

**BACKGROUND:** On September 19, 2005, the Board approved release of the sealed minutes of the September 19, 2001 meeting. There was no September 19, 2001 meeting, so those Minutes need to be corrected to delete that reference.

In addition, we approved unsealing minutes for October 18, 2001 at the August 6, 2007 meeting. The correct date of the minutes to be unsealed is October 15, 2001.

**ACTION:** Approve corrections as noted above.

*Celebrating Our Past...Embracing Our Future*

JAMES E. MARTIN  
County Manager

JUANITA PILGRIM  
Deputy County Manager




ITEM NO. 1C(1)  
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

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF SEPTEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: SEPTEMBER 10, 2007**

**SUBJECT: CONSIDERATION OF INFORMATION TECHNOLOGY MANAGEMENT  
POLICY APPROVED BY THE POLICY COMMITTEE ON 9/6/07**

**BACKGROUND:**

Attached you will find a copy of the proposed Information Technology Management Policy presented to the Policy Committee on September 6, 2007. The policy was developed by the County Information Services (I.S.) Department. In summary, the policy establishes a centralized coordination point for the County network, which allows connectivity between the courthouse and 25 other county buildings for information technology purposes. This policy sets forth the procedures for our County I.S. Department to manage and coordinate all functions related to this network.

We believe this is important to maintain the integrity of the system as well as enhance system security. As an example, changes may be made at any point in the system that can positively or negatively impact other points in the system. It is only at this central point, that all enhancements or changes can be viewed and evaluated as to the potential system-wide impact. Additionally, we feel that standardization of equipment at all points in the system is also important for continuity of the network. Based upon an initial review by County I.S. we believe there may also be opportunities to provide more efficient network services and save money.

The Policy Committee unanimously approved this policy at their meeting on September 6, 2007.

**RECOMMENDATION:**

Management recommends that the Board of County Commissioners follow the recommendation of the Policy Committee and approve the Information Technology Management Policy and that the policy becomes effective upon approval.

/Attachment

*Celebrating Our Past...Embracing Our Future*

CUMBERLAND COUNTY POLICY COMMITTEE  
September 6, 2007 – 9:00 AM  
REGULAR MEETING

PRESENT: Commissioner Diane Wheatley  
Commissioner Jeannette Council  
Commissioner Ed Melvin  
James Martin, County Manager  
Juanita Pilgrim, Deputy County Manager  
Cliff Spiller, Assistant County Manager  
Amy Cannon, Assistant County Manager  
Grainger Barrett, County Attorney  
Sara VanderClute, Public Information Officer  
Betty Clark, Information Services Director  
Clay Mosley, Information Services  
Marie Colgan, Deputy Clerk

Commissioner Wheatley called the meeting to order at 9:05 AM

1. Approval of Minutes: June 7, 2007

**MOTION:** Commissioner Melvin moved to approve.  
**SECOND:** Commissioner Council  
**VOTE:** UNANIMOUS

2. Revision of County Seal to Incorporate Town of Eastover

County Manager Martin advised that with the incorporation of the Town of Eastover, the County's seal needs to be revised. A handout with the proposed revision was provided. The Committee agreed that the seal will be phased in as items that contain the seal are depleted. Commissioner Council requested that a formal presentation of the seal to the Town be made and Mrs. Colgan was asked to place this item on an upcoming Commissioners' agenda.

**MOTION:** Commissioner Council moved to recommend the revision of the County Seal and for it to be phased in as appropriate.  
**SECOND:** Commissioner Melvin  
**VOTE:** UNANIMOUS

3. Consideration of Interdepartmental Network Policy (renamed - Information Technology Management Policy)

County Manager Martin called on Mrs. Cannon to introduce this item. She advised that this policy has been created due to the County's growth to centralize the coordination of the County technology network. By centralizing the network among the various county agencies, it will alleviate redundancy and thereby create a potential for cost savings, plus enhance the security aspect of the network. Mrs. Clark provided a handout and explained how her department already works with the County agencies and explained the advantages in detail for having a centralized network. County Manager Martin and County Attorney Barrett both praised Mrs. Clark and her staff for the excellent work that the Information Services Department provides.

**MOTION:** Commissioner Melvin moved to recommend the approval of the  
Information Technology Management Policy to the full Board.  
**SECOND:** Commissioner Council  
**VOTE:** UNANIMOUS

4. Other Matters of Concern

Commissioner Wheatley questioned whether the new Animal Control Facility was opened and Mr. Spiller advised that it should be opened by the first of October. County Attorney Barrett informed members that the old facility was leased from the City and it has inquired what plans the County now will have for the building. At some time in the future, a decision will need to be made and a response given to the City. Mr. Spiller also advised that Bobby Howard has requested that when the existing facility is closed that he be given first chance for the modular unit on the premises and by consensus the members agreed.

MEETING ADJOURNED: 9:25 AM

# County of Cumberland



## Policies & Procedures

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Policy Title: Information Technology Management Policy

Date: 7/10/07

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### I. **PURPOSE**

The purpose of this policy is to establish standards by which the Cumberland County Network shall be managed. This shall include but is not limited to network security, data integrity, and the continuity of operations. In addition, this policy is to insure the proper allocation of funding for the acquisition of network equipment and services.

### II. **DEFINITIONS**

- A. **Cumberland County Network** refers to the production network that is used in the daily business of Cumberland County which includes any network that is connected to the corporate backbone, either directly or indirectly. This is inclusive of any network whose impairment would result in direct loss of functionality to Cumberland County employees or impact their ability to perform their work-related duties properly.
- B. A department or building will be said to have a **connection to the Cumberland County Network** if any one of the following holds true:
1. Any building under the department's management has an installed PWC switch which provides connectivity to the fiber backbone.
  2. Any building under the department's management has an installed Metasys Control system for HVAC controls which is maintained by a Cumberland County Maintenance Department.
  3. The department requires access to the Cumberland County Mainframe for keying time card information.
  4. The department requires access to the Cumberland County Mainframe for keying budget data into applications such as BRASS.
  5. The department has at least one employee who requires some type of access to the Cumberland County Network.
- C. **Network equipment** shall be defined as devices including but not limited to routers, switches, hubs, firewalls, wireless access points, and wireless bridges. This shall include any device that controls communication or may affect, allow, or alter access to the Cumberland County Network.
- D. **Network Services** shall be defined as services including but not limited to internet service providers, frame relay, leased lines, leased fiber lines, PWC connections, wireless network

connections, T1 lines for telephony, cable connections, and any other network or telecommunication service, lease, contract or product.

### **III. SCOPE**

The scope of this policy is to include all buildings, departments, and/or personnel that have any connection to the Cumberland County Network, where such connections are defined in the definitions section of this document. In addition, this policy is to also include any department that receives any funding through or requiring the approval of the Cumberland County Finance Department. Furthermore, this policy is inclusive of all Cumberland County Departments that fall within the realm of Cumberland County Management.

### **IV. PROCEDURES**

#### **A. General**

The Cumberland County Information Services Staff will be responsible for evaluating network product solutions, vendor contracts, and obtaining quotes. CCIS will also be responsible for the planning, designing, or modifying of existing network infrastructure or new construction. For new construction, CCIS will coordinate the IT design in conjunction with the project Architect and/or IT Consultant.

All network equipment purchases will be processed through the Cumberland County Information Services Department.

All network maintenance and installations shall be performed by or with the expressed prior approval of the Cumberland County Information Services Department. The decision to perform work internally (using County Information Services Personnel), or through contract shall be at the discretion of Cumberland County Information Services.

#### **B. Unacceptable Use**

The following activities are strictly prohibited.

1. Any network modifications, installations, or planning without approval from CCIS.
2. Logging into any switch, router, wireless device, or other network equipment by anyone other than a member of CCIS.
3. Purchasing any network device, equipment, or service by anyone other than a member of CCIS.
4. Entering into any contract regarding internet services, telephony services, communication related services, or other network contract by anyone other than a member of CCIS.

#### **C. Policy Revision**

Modifications to this agreement as recommended by the Cumberland County Information Services Director may be approved by the County Manager.

#### **D. Penalty**

Violations of this policy may be internally punishable by disciplinary measures up to and including termination of employment. Local, state, and federal laws still apply to violators who commit a criminal offense.



ITEM NO. 1 C(2)

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

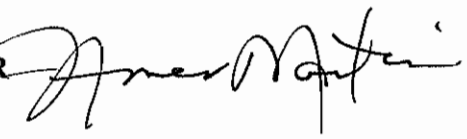
Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Amy H. Cannon  
Assistant County Manager

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

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: SEPTEMBER 10, 2007**

**SUBJECT: APPROVAL OF CUMBERLAND COUNTY POLICY COMMITTEE  
REPORT AND RECOMMENDATION – REVISION OF COUNTY SEAL  
TO INCORPORATE TOWN OF EASTOVER**

### BACKGROUND

The Policy Committee met on Thursday, September 6, 2007 to discuss a revision to the current County seal to incorporate the Town of Eastover. The Policy Committee agreed that the seal will be phased in as items that contain the seal are depleted. Commissioner Council requested that a formal presentation of the seal to the Town of Eastover be made at the September 17, 2007 meeting.

The Committee voted unanimously to revise the current seal to incorporate the Town of Eastover and for it to be phased in as appropriate.

### RECOMMENDATION/PROPOSED ACTION

Accept and approve the Policy Committee report and recommendations.

Attachment: Minutes

/ct

CM091007-1



CUMBERLAND COUNTY POLICY COMMITTEE  
September 6, 2007 – 9:00 AM  
REGULAR MEETING

PRESENT: Commissioner Diane Wheatley  
Commissioner Jeannette Council  
Commissioner Ed Melvin  
James Martin, County Manager  
Juanita Pilgrim, Deputy County Manager  
Cliff Spiller, Assistant County Manager  
Amy Cannon, Assistant County Manager  
Grainger Barrett, County Attorney  
Sara VanderClute, Public Information Officer  
Betty Clark, Information Services Director  
Clay Mosley, Information Services  
Marie Colgan, Deputy Clerk

Commissioner Wheatley called the meeting to order at 9:05 AM

1. Approval of Minutes: June 7, 2007

**MOTION: Commissioner Melvin moved to approve.**  
**SECOND: Commissioner Council**  
**VOTE: UNANIMOUS**

2. Revision of County Seal to Incorporate Town of Eastover

County Manager Martin advised that with the incorporation of the Town of Eastover, the County's seal needs to be revised. A handout with the proposed revision was provided. The Committee agreed that the seal will be phased in as items that contain the seal are depleted. Commissioner Council requested that a formal presentation of the seal to the Town be made and Mrs. Colgan was asked to place this item on an upcoming Commissioners' agenda.

**MOTION: Commissioner Council moved to recommend the revision of the County Seal and for it to be phased in as appropriate.**  
**SECOND: Commissioner Melvin**  
**VOTE: UNANIMOUS**

3. Consideration of Interdepartmental Network Policy (renamed - Information Technology Management Policy)

County Manager Martin called on Mrs. Cannon to introduce this item. She advised that this policy has been created due to the County's growth to centralize the coordination of the County technology network. By centralizing the network among the various county agencies, it will alleviate redundancy and thereby create a potential for cost savings, plus enhance the security aspect of the network. Mrs. Clark provided a handout and explained how her department already works with the County agencies and explained the advantages in detail for having a centralized network. County Manager Martin and County Attorney Barrett both praised Mrs. Clark and her staff for the excellent work that the Information Services Department provides.

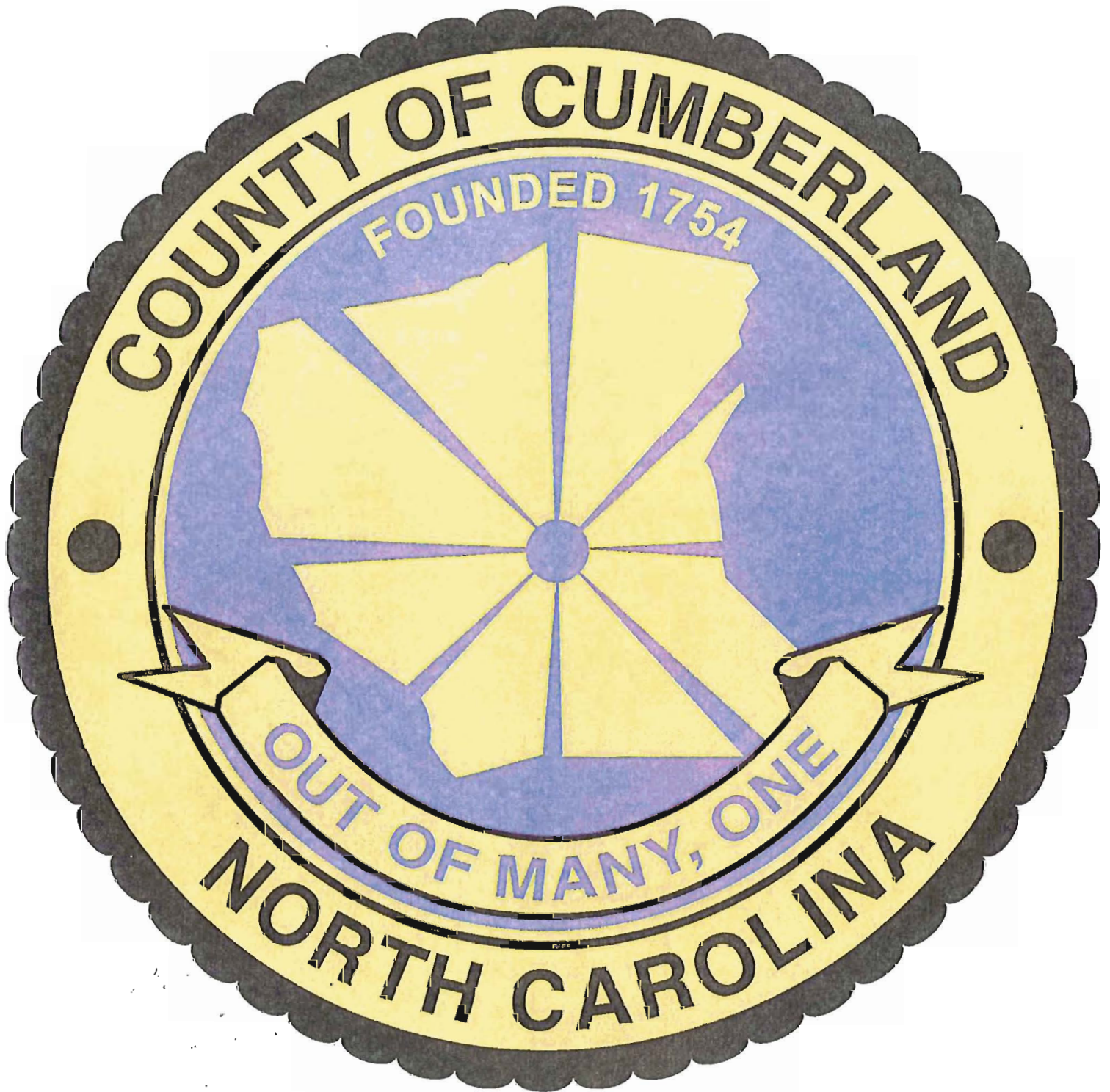
**MOTION:** Commissioner Melvin moved to recommend the approval of the  
Information Technology Management Policy to the full Board.  
**SECOND:** Commissioner Council  
**VOTE:** UNANIMOUS

4. Other Matters of Concern

Commissioner Wheatley questioned whether the new Animal Control Facility was opened and Mr. Spiller advised that it should be opened by the first of October. County Attorney Barrett informed members that the old facility was leased from the City and it has inquired what plans the County now will have for the building. At some time in the future, a decision will need to be made and a response given to the City. Mr. Spiller also advised that Bobby Howard has requested that when the existing facility is closed that he be given first chance for the modular unit on the premises and by consensus the members agreed.

MEETING ADJOURNED: 9:25 AM

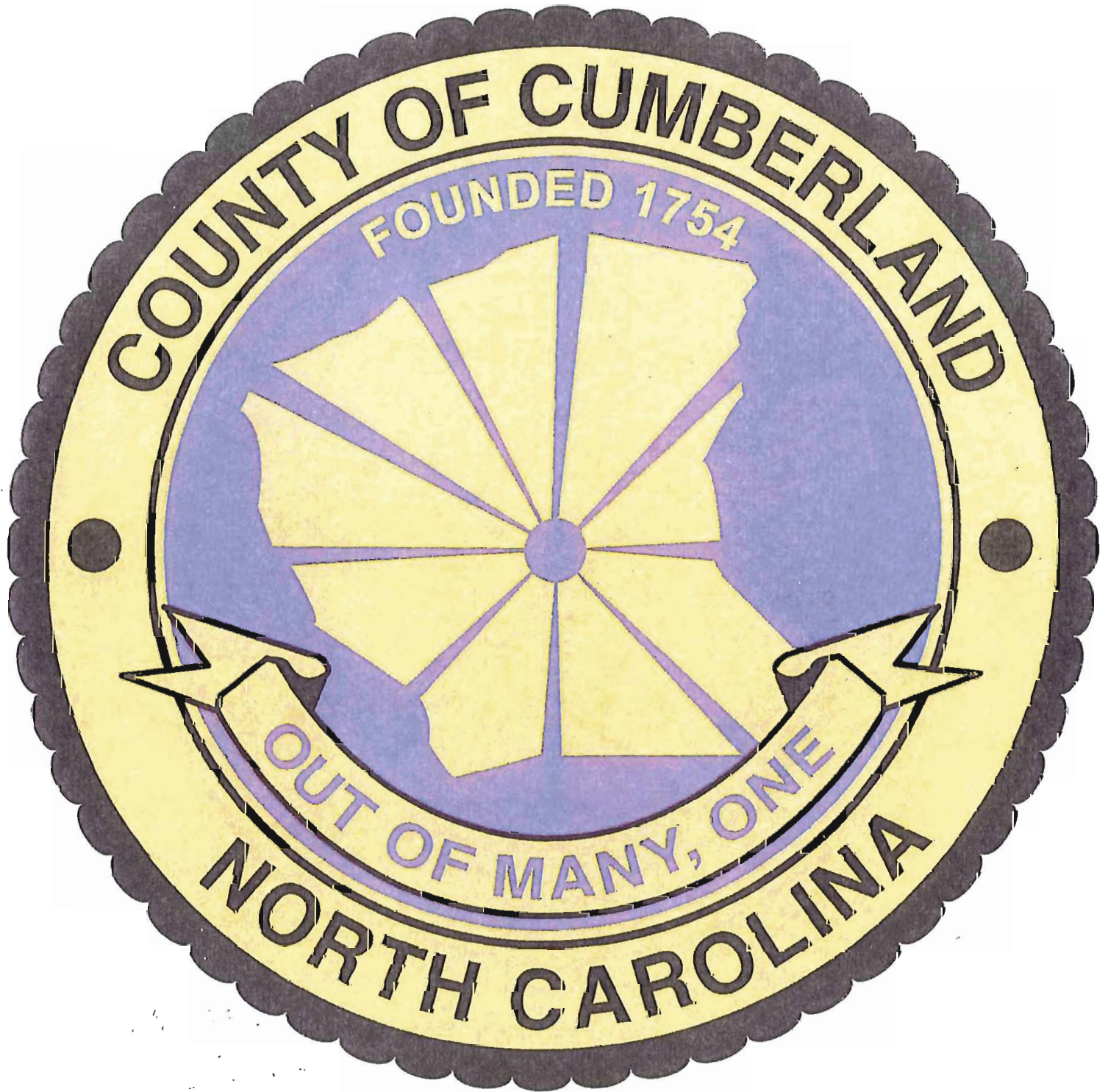
CURRENT SEAL



County Divided into 8 sections to  
represent 8 municipalities.



NEW SEAL WITH EASTOVER INCLUDED



County Divided into 9 sections to  
represent 9 municipalities



ITEM NO. 1D

## 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 SEPTEMBER 17, 2007

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** SEPTEMBER 10, 2007

**SUBJECT:** APPROVAL OF DECLARATION OF SURPLUS DICTAPHONE  
FREEDOM RECORDING EQUIPMENT AND AUTHORIZATION OF  
TRADE-IN ALLOWANCE

#### BACKGROUND:

Purchasing and the Emergency Services Department has received bids to upgrade the current 9-1-1 Dictaphone Freedom Recording System.

The successful bidder has offered a \$12, 774 trade-in allowance on the existing equipment.

#### RECOMMENDATION/PROPOSED ACTION:

That the Board of Commissioners does declare the equipment set-out below surplus and that said equipment be allowed as trade-in on upgraded 9-1-1 Dictaphone Freedom Recovery System in the amount of \$12, 774.

- 1) Two (2) Dual Telecom Blocks w/8 analog cards @ \$3,387 each = \$6,774  
and w/ 8 Compression cards in each block, part #1SA000  
Serial #691862 and #691863
- 2) One (1) Freedom FT chassis w/ 2 power supplies, part # 3AB010 = \$6,000  
w/4 FT recorder blades, part # 428537, serial # 692479

Total \$12,774

CS/cps  
CS091007-1



# COUNTY OF CUMBERLAND

## EMERGENCY SERVICES DEPARTMENT

Ronald "DOC" Nunnery  
Director  
Fire Marshal

-----  
P.O. DRAWER 1829  
FAYETTEVILLE, NORTH CAROLINA

Kenneth Currie  
Deputy Director

September 4, 2007

### MEMORANDUM

To: Cliff Spiller, Assistant County Manager

From: *Doc* Nunnery, Director  
Emergency Services

Subject: Equipment Trade-in Allowance

Bid information was sent out twice, to upgrade the current 9-1-1 Dictaphone Freedom Recording System. One bid, Nice Systems (bought Dictaphone), has responded to the request and offered a trade-in allowance of \$12,774.00 on the old equipment hardware.

I am requesting that the current Dictaphone Freedom Recording equipment hardware be declared Surplus, and traded in on the new updated system.

The items that will no longer be needed when the system is upgraded, that will be traded in are:

- 1) Two (2) Dual Telecom Blocks w/8 analog cards @ \$3,387 each = \$ 6,774.  
and w/8 Compression cards in each block, part #1SA000  
Serial # 691862 and #691863
- 2) One (1) Freedom FT chassis w/ 2 power supplies, part #3AB010 = \$ 6,000.  
w/4 FT recorder blades, part #428537, Serial #692479

(Total Allowance) \$12,774.

Please review this request and contact Kenny Currie at 678-7688.

/gs





ITEM NO. 1E

## COUNTY of CUMBERLAND

*Office of the County Attorney*

September 7, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' MEETING OF SEPTEMBER 17, 2007**

**TO: BOARD OF COMMISSIONERS**

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

**SUBJECT: APPROVAL OF EXTENSION OF CENTERPLATE CONTRACT FOR CONCESSIONAIRE SERVICES AT CROWN CENTER**

**BACKGROUND:** The Civic Center Commission has unanimously approved an extension of the concessionaire contract with Centerplate for the Crown center. The contract approves an extension for a term of 10 years, commits Centerplate to make \$750,000 in upgrades and/or improvements to concession facilities over the term, and provides for other improvements such as an additional manager position dedicated solely to overseeing and supervising concession services at events. Please refer to the attached summary of essential contract points prepared by Crown Center CEO Rick Reno for the Civic Center Commission.

**RECOMMENDATION:** Approve the extension of the concessionaire contract with Centerplate as approved by the Civic Center Commission.

Encl.

**CONCESSIONAIRE EXTENSION**  
**Primary Talking Points**

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- (4) Term - 10 years (same as original)  
Begin: October 1, 2007      End: September 30, 2017
- (5) Performance - \$250,000 held by Board (same as original)
- (6) Control - Board through Board's manager --- final authority --- all aspects
- (7) Exclusivity - All food service activities --- all facilities --- buy out options for  
certain events for local community caterers/vendors
- (12) Staffing - 12.2 General manager and two other managers – 1 assigned to  
concessions
- (22) Capital Investment by Concessionaire - Total: \$750,000  
Upon Execution of Contract: \$550,000 (on or before September 1, 2008 shall be  
completely used....)  
Conclusion of Year 5: \$200,000 (on or before October 1, 2012 the sum of two hundred  
thousand dollars (\$200,000) shall be used.....)

**\*\* (37.1) Commissions -**

Centerplate shall pay to the Crown Center the following commissions (same as original):

Concessions - 40% of Centerplate's Adjusted Gross Receipts

Catering - 25% of Centerplate's Adjusted Gross Receipts

Alcoholic Beverages- 40% of Centerplate's adjusted gross receipts

**\*\* (37.3) Marketing and Promotional Reserve Fund (MPRF) –**

Centerplate will fund a MPRF at the rate of 1% of the Annual Adjusted Gross Receipts  
(excluding any amounts paid to Centerplate by a third party contractor)

**\*\*** *These items were inadvertently omitted from the original document circulated during the  
Executive Committee meeting.*

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JAMES E. MARTIN  
County Manager

JUANITA PILGRIM  
Deputy County Manager



ITEM NO. 1 F

CLIFF SPILLER  
Assistant County Manager

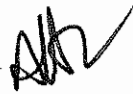
AMY H. CANNON  
Assistant County Manager

OFFICE OF THE COUNTY MANAGER

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**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF SEPTEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

**FROM: AMY CANNON, ASSISTANT COUNTY MANAGER** 

**DATE: SEPTEMBER 5, 2007**

**SUBJECT: APPOINTMENT OF DEPUTY FINANCE OFFICER FOR  
DEPARTMENT OF SOCIAL SERVICES**

**BACKGROUND:**

North Carolina General Statutes Chapter 159, Article 3, entitled "The Local Government Budget and Fiscal Control Act" requires all checks drawn on an official depository to be signed by the Finance Officer or a properly designated Deputy Finance Officer and countersigned by another official of the local government designated for this purpose by the Governing Board. The act also requires the Deputy Finance Officer to have a faithful performance bond in an amount not less than \$10,000 or more than \$250,000.

I recommend that Ms. Rosemary Zimmerman, be appointed to sign checks and conduct financial transactions for the Cumberland County Department of Social Services effective September 1, 2007.

**RECOMMENDATION AND PROPOSED ACTION:**

1. Approve the appointment of Ms. Rosemary Zimmerman as Deputy Finance Officer;
2. Provide a faithful performance bond in the amount of \$20,000 for Ms. Rosemary Zimmerman;
3. Approve the attached resolution implementing the above recommendations.

Attachment (Resolution)

*Celebrating Our Past...Embracing Our Future*

**STATE OF NORTH CAROLINA**

**COUNTY OF CUMBERLAND**

**RESOLUTION**

**WHEREAS**, due to the operation requirements unique to the Cumberland County Department of Social Services; and

**WHEREAS**, the timing, amounts, or payees of these checks cannot be anticipated and, in most cases, the checks must be issued immediately; and

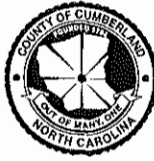
**WHEREAS**, the timing of the checks requires the appointment of a Deputy Finance Officer and, in addition, more than one person must be authorized to countersign each check; and

**WHEREAS**, North Carolina General Statute Chapter 159, Article 3, entitled “The Local Government Budget and Fiscal Control Act”, authorizes the Governing Board to appoint Deputy Finance Officers to designate individual(s) to countersign the checks, and to fix the amount of the faithful performance bond to be provided by the appointee.

**NOW THEREFORE**, to facilitate the operational requirement of the Cumberland County Department of Social Services, the Board of County Commissioners hereby RESOLVES that:

- Ms. Rosemary Zimmerman is appointed a Deputy Finance Officer and is authorized to sign the checks/drafts issued on the checking and savings accounts maintained by the Cumberland County Department of Social Services.
- The appointee will provide a faithful performance bond in the amount of \$20,000.00.

*Celebrating Our Past...Embracing Our Future*



ITEM NO. 16(1)

## COUNTY of CUMBERLAND

*Office of the County Attorney*

September 10, 2007

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

TO: BOARD OF COMMISSIONERS

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

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

0.75 KENNETH E. & KATHRYN D. FISHER  
(LOCATED ON HIDDEN OAKS DR. OFF BUTLER NURSERY RD.)  
PIN 0452-46-2455; GRAYS CREEK TOWNSHIP

**BACKGROUND:** On or about September 18, 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 \$3,934.24.

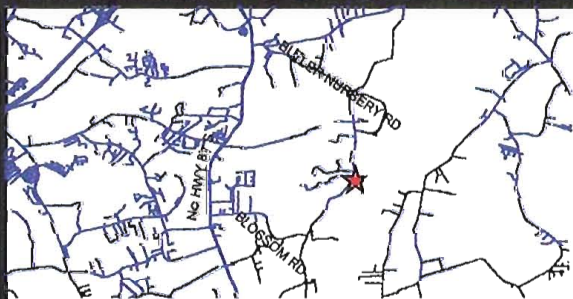
Sondra Roberts was the last and highest bidder offering to purchase the County's interest in the property for **\$3,934.24** and has deposited \$393.42 in the Finance Office. The tax value of the property is \$9,775.00.

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 Ms. Roberts' bid. The property has been advertised and Ms. Roberts' 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 Sondra Roberts to purchase the above property for the sum of **\$3,934.24**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment





Site Map

GRAYS CREEK TOWNSHIP

100 0 100 Feet



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ITEM NO. 1G(2)

## COUNTY of CUMBERLAND

*Office of the County Attorney*

August 30, 2007

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

TO: BOARD OF COMMISSIONERS

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

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

LOT 5 JOE ROBINSON EXT. 6.3 ACRE  
(LOCATED OFF TURNBULL RD.)  
PIN 1400-63-8555; CEDAR CREEK TOWNSHIP

**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 \$3,339.69.

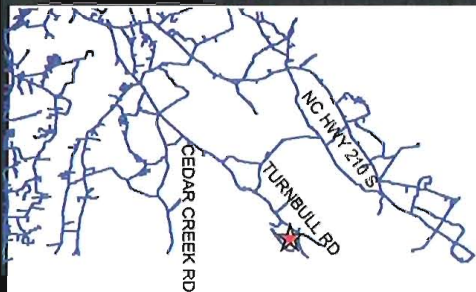
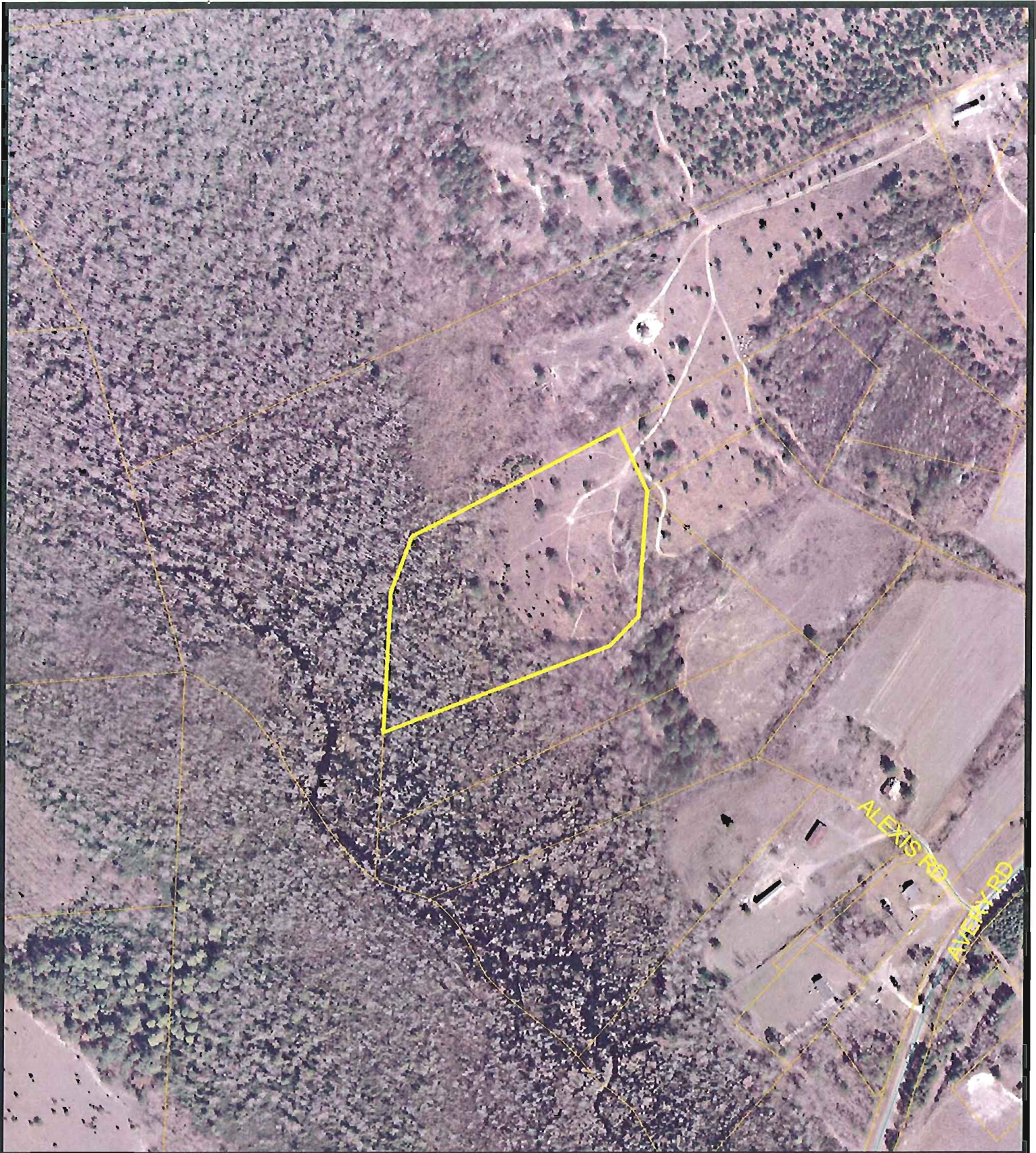
Maria Lugo was the last and highest bidder offering to purchase the County's interest in the property for **\$5,000.00** and has deposited \$500.00 in the Finance Office. The tax value of the property is \$16,069.00.

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 Ms. Lugo's bid. The property has been advertised and had received several bids; however, Ms. Lugo 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 Maria Lugo to purchase the above property for the sum of **\$5,000.00**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment





## Site Map

# CEDAR CREEK TOWNSHIP

300 0 300 Feet



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ITEM NO. 16(3)

## COUNTY of CUMBERLAND

*Office of the County Attorney*

September 10, 2007

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

TO: BOARD OF COMMISSIONERS

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

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

LOT 92-93 SIMMONS HGTS 2517 PROVIDENCE ST  
(LOCATED ON PROVIDENCE ST OFF MURCHISON RD.)  
PIN 0428-67-6283; CROSS CREEK TOWNSHIP

**BACKGROUND:** On or about December 8, 2005, 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 \$8,502.67.

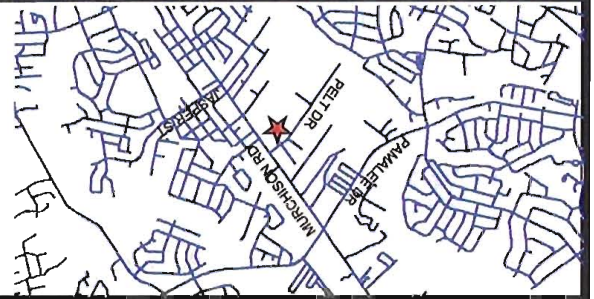
Abner Cervera was the last and highest bidder offering to purchase the County's interest in the property for **\$8,502.67** and has deposited \$850.27 in the Finance Office. The tax value of the property is \$27,900.00.

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. Cervera's bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board of Commissioners consider whether to accept the offer of Abner Cervera to purchase the above property for the sum of **\$8,502.67**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment





50 0 50 Feet

# CROSS CREEK TOWNSHIP

## Site Map



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0428-67-6283-

PROVIDENCE ST







ITEM NO. 16(4)


## COUNTY of CUMBERLAND

*Office of the County Attorney*

September 10, 2007

**MEMORANDUM FOR BOARD OF COMMISSIONERS' SEPTEMBER 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 IDLEWILD  
(LOCATED ON CAMDEN RD.)  
PIN 0436-06-9862; CROSS CREEK TOWNSHIP

**BACKGROUND:** On or about March 14, 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 \$1,965.43.

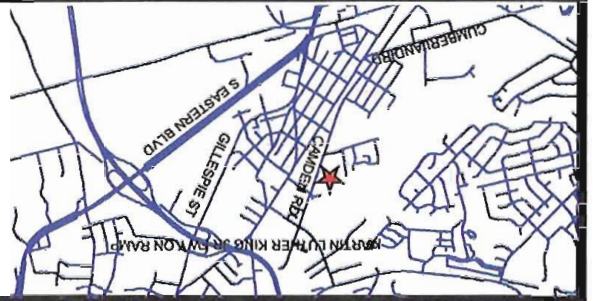
Sondra Roberts was the last and highest bidder offering to purchase the County's interest in the property for **\$1,965.43** and has deposited \$196.54 in the Finance Office. The tax value of the property is \$1,969.00.

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 Ms. Roberts' bid. The property has been advertised and this office has not received any upset bids. The bid period is now closed.

**RECOMMENDATION AND PROPOSED ACTION:** That the Board of Commissioners consider whether to accept the offer of Sondra Roberts to purchase the above property for the sum of **\$1,965.43**, plus costs, and authorize the Chairman to execute a deed upon receipt of the balance of the purchase price.

GRB/hnw  
Attachment





50 0 50 Feet

CROSS CREEK TOWNSHIP

Site Map



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OR INFORMATION STORED IN OR  
TRANSMITTED BY THIS PRODUCT.







ITEM NO. 14

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

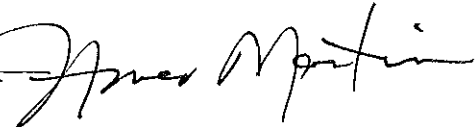
Juanita Pilgrim  
Deputy County Manager

Amy H. Cannon  
Assistant County Manager

### Office of the County Manager

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

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** SEPTEMBER 7, 2007

**SUBJECT:** APPROVAL OF ORDINANCE ASSESSING  
PROPERTY FOR THE COST OF DEMOLITION

#### BACKGROUND

On March 19, 2007, the Board of County Commissioners enacted an ordinance directing that the structure(s) located at 5540 Leitha Lane, Godwin, NC (PIN: 1503-02-2761) be demolished by the owners, Oscar Moses Warren & Oscar Lee Warren. The owner(s) failed to comply with the demolition order within the specified time period and, accordingly, the Minimum Housing Inspector had the structure demolished as required by the ordinance at a cost of \$1,650.

In accordance with the requirements of the Demolition Ordinance and the authority granted by G.S. 160-A-443(6), the cost of the demolitions shall be assessed to the properties and shall constitute a lien against the properties upon which the costs were incurred.

#### RECOMMENDATION/PROPOSED ACTION

Adopt the attached ordinance assessing the abovementioned properties for the cost of demolition.

/ct

CM090707-1

ORDINANCE ASSESSING PROPERTY FOR THE COSTS  
OF DEMOLITION OF A STRUCTURE PURSUANT TO  
THE MINIMUM HOUSING CODE OF CUMBERLAND COUNTY

WHEREAS, the Board of County Commissioners of Cumberland County, North Carolina, on March 19, 2007, enacted an ordinance directing the demolition by the owner(s) of the structure(s), Oscar Moses Warren & Oscar Lee Warren, located at 5540 Leitha Lane (frame structure and mobile home) (PIN: 1503-02-2761), said ordinance being recorded at Book 7572, page 135, of the Cumberland County Registry of Deeds;

WHEREAS, the time within which said demolition was to be performed has expired and the owner(s) failed to comply with the ordinance within such period; and

WHEREAS, the said ordinance further directed the Minimum Housing Inspector to effect the demolition of the structure(s) in the event the owner(s) failed to do so;

WHEREAS, the Minimum Housing Inspector has reported to this Board that:

- (1) Said work had been accomplished.
- (2) The cost of such work was \$1,650.00.
- (3) There were no salable materials resulting from said work.

NOW THEREFORE, the above report coming on to be considered and the Board of County Commissioners finding it to be a true and accurate accounting, the said Board hereby ORDAINS:

(1) That the real property on which the work was performed be, and it hereby is, assessed in the amount of \$1,650.00, said sum being the unpaid balance of the cost of the work set forth in the Inspector's Report;

(2) That as provided in the Ordinance of Cumberland County dated March 19, 2007, and in Section 160A-443(6) of the General Statutes of North Carolina, the amount of the foregoing assessment be, and hereby does constitute, a lien against the real property upon which such costs were incurred, such property being more particularly described as follows:

The structure and premises located at 5540 Leitha Lane, Godwin, NC, as described in Deed Book 5169, page 698, of the Cumberland County Registry and identified in County tax records as PIN 1503-02-2761.

(3) That as further provided in Section 160A-443(6) of the General Statutes of North Carolina, such lien shall be filed, have the same priority, and be collected as the lien for special assessment provided in Article 10 of Chapter 160A of said General Statutes;

(4) That one copy of this resolution be filed in the minutes of this Board of County Commissioners and another copy certified and delivered by the Clerk as a charge to the Tax Collector, who shall thereupon enter the amount of the assessment set forth above upon the Tax Books of the County as a special assessment against the above described property.

\* \* \* \* \*

I certify that the foregoing Ordinance was adopted and ordered by the Board of Commissioners of Cumberland County, North Carolina, this 17<sup>th</sup> day of September, 2007, at 6:45'clock P.M.

\_\_\_\_\_  
Cumberland County Clerk

COUNTY OF CUMBERLAND

NORTH CAROLINA

**PROCLAMATION DESIGNATING THE FOURTH MONDAY IN SEPTEMBER  
“FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN”**

**WHEREAS, the use of illegal drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America’s children; and**

**WHEREAS, surveys conducted by The National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs; and**

**WHEREAS, teenagers who virtually never eat dinner with their families are 72% more likely than the average teenager to use illegal drugs, alcohol and cigarettes; and**

**WHEREAS, teenagers who almost always eat dinner with their families are 31% less likely than the average teenager to use illegal drugs, alcohol and cigarettes; and**

**WHEREAS, the correlation between family dinners and reduced risk for teen substance abuse are well documented; and**

**WHEREAS, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and**

**WHEREAS, family dinners have long constituted a substantial pillar of family life in America;**

**NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cumberland County PROCLAIMS the fourth Monday in September “FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN” and urges all citizens to recognize and participate in the observance.**

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

---

**Kenneth S. Edge, Chairman  
Board of Commissioners**

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-056</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4301

Organization Name: ADMINISTRATION

ITEM NO. 15(1)

**REVENUE**

Pg 1 of 7

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	150	SALARIES - REGULAR	1,013,700	27,772	1,041,472
1270	150	LONGEVITY	11,971	0	11,971
1810	150	FICA MATCH	74,132	403	74,535
1820	150	RETIREMENT	50,748	1,361	52,109
1824	150	401-K COUNTY	10,358	278	10,636
1830	150	MEDICAL INSURANCE	109,827	0	109,827
1860	150	WORKER'S COMPENSATION	7,629	99	7,728
1991	150	SALARY ADJUSTMENTS	8,500	(6,413)	2,087
Total			1,286,865	23,500	1,310,365

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM VARIOUS HEALTH DEPARTMENT ORGANIZATIONS INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD-0901 ( MEDICAL DIRECTOR ).

**Funding Source:**

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

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

**Fund Balance:**

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

New: 23,500  
Prior Year: \_\_\_\_\_

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

Submitted By: [Signature]  
Department Head

Date: 8/31/07

Reviewed By: [Signature]  
Finance Department

Date: 9.6.07

Reviewed By: [Signature]  
Deputy Assistant County Mgr

Date: 9/11/07

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08.056A</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4310

Organization Name: ENVIRONMENTAL HEALTH

Pg. 2 of 7

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1991	170	SALARY ADJUSTMENTS	9,159	(6,500)	2,659

Total	9,159	(6,500)	2,659
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**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 4310( ENVIRONMENTAL HEALTH ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ) .

**Funding Source:**

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

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

**Fund Balance:**

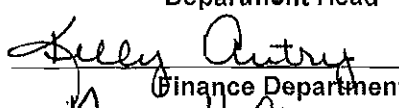
County: \_\_\_\_\_

New: (6,500)  
Prior Year: \_\_\_\_\_

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

Submitted By:   
Department Head

Date: 8/31/07

Reviewed By:   
Finance Department

Date: 9.6.07

Reviewed By:   
Deputy Assistant County Mgr

Date: 9/11/07

Approved By:

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

County Manager

Board of County Commissioners

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



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-056B</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4315

Organization Name: CHILD HEALTH CLINIC

*Pg. 3 of 7*

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	181	SALARIES - REGULAR	537,062	(7,000)	530,062

Total      537,062      (7,000)      530,062

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 4315( CHILD HEALTH CLINIC ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ) .. POSITION # PHD - 0604 ( PRACTICAL NURSE I ) IS CURRENTLY BUDGETED AT \$ 26,240. , THE HEALTH DEPARTMENT ANTICIPATES TO FILL THIS POSITION AT A SALARY OF \$ 19,240.

**Funding Source:**

State: \_\_\_\_\_ Federal: \_\_\_\_\_ County: \_\_\_\_\_ New: (7,000) Other: \_\_\_\_\_  
Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: *[Signature]*  
Department Head

Date: 8/31/07

Reviewed By: *[Signature]*  
Finance Department

Date: 9.6.07

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

Date: 9/11/07

Approved By:

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

County Manager

Board of County Commissioners

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B.08-056C</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4319

Organization Name: MATERNAL HEALTH CLINIC

Pg. 4 of 7

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
---------------------	-------------	----------------	---------------------	----------------

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1210	190	SALARIES - REGULAR	316,187	(3,000)	313,187

Total      316,187      (3,000)      313,187

**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 4315( CHILD HEALTH CLINIC ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ) .. POSITION # PHD - 0604 ( PRACTICAL NURSE I ) IS CURRENTLY BUDGETED AT \$ 11,246. , THE HEALTH DEPARTMENT ANTICIPATES TO FILL THIS POSITION AT A SALARY OF \$ 8,246.

**Funding Source:**

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

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

**Fund Balance:**

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

New: (3,000)  
Prior Year: \_\_\_\_\_

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

Submitted By: *Wayne R. Ramey*  
Department Head

Date: 8/31/07

Reviewed By: *Kelly Autrey*  
Finance Department

Date: 9.6.07

Reviewed By: *Amy Cannon*  
Deputy Assistant County Mgr

Date: 9/11/07

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

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

County Manager

Board of County Commissioners

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-056D</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4314

Organization Name: WELLNESS

pg. 5 of 7

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1991	179	SALARY ADJUSTMENTS	3,578	(2,000)	1,578

Total	3,578	(2,000)	1,578
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**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 4314( WELLNESS ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ) .

**Funding Source:**

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

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

**Fund Balance:**

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

New: (2,000)  
Prior Year: \_\_\_\_\_

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

Submitted By: [Signature]  
Department Head

Date: 8/3/07

Reviewed By: [Signature]  
Finance Department

Date: 9.6.07

Reviewed By: [Signature]  
Deputy Assistant County Mgr

Date: 9/11/07

Approved By:

County Manager

Board of County Commissioners

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

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-056E</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 432C  
 Organization Name: SEXUALLY TRANSMITTED DISEASE CLINIC

Pg. 6 of 7

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
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**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
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1991	196	SALARY ADJUSTMENTS	3,600	(2,500)	1,100
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Total	3,600	(2,500)	1,100
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**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 432C ( STD CLINIC ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ).

<b>Funding Source:</b>	<b>Fund Balance:</b>	<b>New:</b>	<b>Other:</b>
State: _____	County: _____	(2,500)	_____
Other: _____	Fees: _____	Prior Year: _____	

Submitted By: *Wayne Gayman*  
 Department Head

Date: 8/31/07

Reviewed By: *Kelly Autry*  
 Finance Department

Date: 9.6.07

Reviewed By: *Amy C. Cannon*  
 Deputy Assistant County Mgr

Date: 9/11/07

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-056F</u>
Date Received	<u>9.6.07</u>
Date Completed	

Fund No. 101 Agency No. 431 Organ. No. 4323

Organization Name: FAMILY PLANNING CLINIC

*pg. 7 of 7*

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
---------------------	-------------	----------------	---------------------	----------------

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
1991	224	SALARY ADJUSTMENTS	3,500	(2,500)	1,000

Total	3,500	(2,500)	1,000
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**Justification:**

THIS BUDGET REVISION REQUESTS TO TRANSFER COUNTY FUNDING FROM ORGANIZATION # 4323 ( FAMILY PLANNING CLINIC ) INTO ORGANIZATION # 4301 ( ADMINISTRATION ) IN ORDER TO FUND A SALARY INCREASE FOR POSITION # PHD - 0901 ( MEDICAL DIRECTOR ) .

Funding Source:	Fund Balance:			
State: _____	Federal: _____	County: _____	New: <u>(2,500)</u>	Other: _____
Other: _____	Fees: _____		Prior Year: _____	

Submitted By: Wayne Rayner  
Department Head

Date: 8/31/07

Reviewed By: Kelly Autry  
Finance Department

Date: 9.6.07

Reviewed By: Amy Cannon  
Deputy Assistant County Mgr

Date: 9/1/07

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	B08-057
Date Received	9/6/2007
Date Completed	

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

Organization Name: Pearces Mill Fire District

ITEM NO. 15(2)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	528,060	300	528,360
Total		528,060	300	528,360

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	849	Tax Refunds	150	300	450
Total			150	300	450

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 300

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

**Fund Balance:**

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

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

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

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

Reviewed By: Keely Astry  
Finance Department

Date: 9.6.07

Reviewed By: Amber Cannon  
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.	B08-047
Date Received	8/28/2007
Date Completed	

Fund No. 250 Agency No. 450 Organ. No. 4590

Organization Name: Water and Sewer

ITEM NO. 1J(3)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	224,348	250,000	474,348
Total		224,348	250,000	474,348

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
387N	683	Transfer to Fund 012 (ESD Sewer)	0	250,000	250,000
Total			0	250,000	250,000

**Justification:**

Revision in the amount of \$250,000 to rebudget a transfer originally approved by the BOCC on April 16, 2007. The transfer will be made as an interest bearing loan to the Eastover Sanitary District to be used towards construction of the ESD sewer project. The transfer will be made in one lump sum after construction begins and after receiving a written request for disbursement from the Chairman of the District. (Note: The ESD Sewer Project (Fund 012) is a capital project with a multi-year budget which carries forward, therefore no budget revision is required in Fund 012).

**Funding Source:**

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

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

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

Reviewed By: Bob Tucker  
Finance Department

Date: 8/28/07

Reviewed By: Amy Cannon  
Assistant County Mgr

Date: 9/11/07

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

County Manager

Board of County Commissioners

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

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>308-059</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 446 Agency No. 450 Organ. No. 4580  
 Organization Name: Community Development - Housing

ITEM NO. 1J(4)a

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4539	CDBG Entitlement	262,360	554,606	816,966
Total		262,360	554,606	816,966

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341F	745	Housing Rehab	100,000	395,000	495,000
341H	745	1st Home Buyers	0	25,000	25,000
3419	745	Misc	9,813	34,606	44,419
343A	745	Emergency Housing Repair	50,000	100,000	150,000
Total			159,813	554,606	714,419

**Justification:**

To carryforward FY 06-07 grant funds into FY 07-08 budget.

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

Submitted By: Sharon S. Johnson Date: 9/7/07  
9/7/2007  
 Reviewed By: [Signature] Date: 9-7-07  
Department Head  
 Reviewed By: [Signature] Date: 9/11/07  
Budget Analyst  
 Reviewed By: [Signature] Date: \_\_\_\_\_  
Deputy Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
Information Services

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



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>308-060</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 446 Agency No. 450 Organ. No. 4581  
 Organization Name: Community Development - Economic Dev

ITEM NO. 1J(4)6

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4539	CDBG Entitlement	97,723	200,000	297,723
Total		97,723	200,000	297,723

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341P	749	Economic Development	87,898	200,000	287,898
Total			87,898	200,000	287,898

**Justification:**

To carryforward FY06-07 grant funds into FY 07-08 budget.

**Funding Source:**

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

**Fund Balance:**

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

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

New: \_\_\_\_\_

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

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

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

9/7/2007

Department Head

Date: 9/7/07

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

Budget Analyst

Date: 9/7/07

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

Deputy Assistant County Mgr

Date: 9/11/07

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

Information Services

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

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

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

County Manager

Board of County Commissioners

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-061</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 446 Agency No. 450 Organ. No. 4582  
 Organization Name: Community Development - Public Facilities

ITEM NO. 1J(4)c

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4539	CDBG Entitlement	477,039	470,340	947,379
Total		477,039	470,340	947,379

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341T	751	Public Facility Projects	300,000	470,340	770,340
Total			300,000	470,340	770,340

**Justification:**

To carryforward FY06-07 grant funds into FY 07-08 budget.

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

Submitted By: Margaret S. Johnson Date: 9/7/07  
9/7/2007  
 Reviewed By: Todd Holliman Date: 9/7/07  
 Reviewed By: Amy D. Cannon Date: 9/11/07  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-002</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 448 Agency No. 450 Organ. No. 4589

Organization Name: Community Development - SHP

ITEM NO. 1J(4)d

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriation	0	13,439	13,439
Total		0	13,439	13,439

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
344Z	781	Robins Meadow Local	0	13,439	13,439
Total			0	13,439	13,439

**Justification:**

Carryforward miscellenous rents FY 06-07 from Robins Meadow project into FY 07-08 budget.

**Funding Source:**

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

Submitted By: Sharon S. Smith Date: 9/7/07  
9/7/2007 Department Head  
 Reviewed By: [Signature] Date: 9/7/07  
 Budget Analyst  
 Reviewed By: Amy Cannon Date: 9/11/07  
 Deputy Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services  
 shp08-01

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B08-063</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 447 Agency No. 450 Organ. No. 4586

Organization Name: Community Development - HOME Admin

ITEM NO. 1J(4)e

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4538	HOME Grant	94,423	35,052	129,475
Total		94,423	35,052	129,475

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
2510	762	Fuel Vehicles	1,000	2,000	3,000
2601	762	Office Supplies	1,000	3,000	4,000
2992	762	Department Supplies & Materials	1,000	3,000	4,000
2994	762	Misc Furniture & Equipment	1,000	4,000	5,000
2995	762	Computer Software	0	1,000	1,000
3390	762	Contracted Services	10,500	10,000	20,500
3401	762	Advertising	1,000	1,000	2,000
3406	762	Dues & Subscriptions	0	2,000	2,000
3419	762	Misc	1,987	1,052	3,039
3420	762	Ins & Bonds	2,596	1,000	3,596
3438	762	Maintenance / Repair Vehicles	1,000	2,000	3,000
3455	762	Printing	500	1,000	1,500
3470	762	Travel	2,000	2,000	4,000
3474	762	Training	2,000	2,000	4,000
Total			25,583	35,052	60,635

**Justification:**

To carryforward grant funds FY 06-07 into FY 07-08 budget.

**Funding Source:**

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

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

**Fund Balance:**

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

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

Submitted By: Theresa S. Johnson  
9/7/2007 Department Head

Date: 9/7/07

Reviewed By: Todd L. Thompson  
Budget Analyst

Date: 9/7/07

Reviewed By: Amy D. Cannon  
Deputy/Assistant County Mgr

Date: 9/11/07

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.	<u>1308-064</u>
Date Received	<u>9/7/07</u>
Date Completed	

Fund No. 447 Agency No. 450 Organ. No. 4587  
 Organization Name: Community Development - HOME Prog

ITEM NO. 1J(4)f

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4538	HOME Grant	607,705	1,663,945	2,271,650
9110	Transfer from Fund 101	139,326	407,382	546,708
Total		747,031	2,071,327	2,818,358

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
341H	765	1st Home Buyers	0	100,000	100,000
344S	765	Tenant Based Rental Assistance	0	25,000	25,000
341K	765	American Dream Downpayment Init.	12,901	84,415	97,316
342X	765	Housing Rehab	318,025	529,275	847,300
3425	765	Affordable Housing	375,000	950,000	1,325,000
346T	765	CHDO Kingdom CDC	50,000	382,637	432,637
Total			755,926	2,071,327	2,827,253

**Justification:**

To carryforward FY 06-07 grant funds and match funds into FY 07-08 budget.

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

Submitted By: Shawana S. Hobbs Date: 9/7/07  
 9/7/2007 Department Head  
 Reviewed By: Todd H. Harkins Date: 9/7/07  
 Budget Analyst  
 Reviewed By: Amy H. Cannon Date: 9/11/07  
 Deputy Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services  
 prog08-01

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

**Budget Office Use**

Budget Revision No. B08-064A

Date Received 9/7/2007

Date Completed \_\_\_\_\_

Fund No. 101 Agency No. 412 Organ. No. 4195

Organization Name: General Government Other

*Pg 2 of 2*

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated		407,382	

Total

407,382

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3893	091	Transfer to 447	139,326	407,382	546,708

Total

139,326

407,382

546,708

**Justification:**

To budget the HOME match transfer for Community Development's carry forward of FY 06-07 grant funds into FY 07-08.

**Funding Source:**

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

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

**Fund Balance:**

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

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

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

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

Reviewed By: [Signature] Department Head

Date: 9-7-07

Reviewed By: [Signature] Finance  
Deputy Assistant County Mgr.

Date: 9/14/07

**Approved By:**

County Manager

Board of County  
Commissioners

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

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

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

ITEM NO. 2A

SEPTEMBER 7, 2007

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

**FROM:** CUMBERLAND COUNTY JOINT PLANNING BOARD

**SUBJECT:** **P07-64:** REZONING OF A 1.49 ACRE PORTION OF A 34.11 ACRE TRACT FROM RR TO C(P) OR TO A MORE RESTRICTIVE ZONING DISTRICT, NORTHEAST OF NORTH MAIN STREET, SOUTH OF CAMDEN ROAD, OWNED BY NEIL E. SMITH.

**ACTION:** MEMBERS PRESENT AT THE AUGUST 21, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATIONS AND APPROVE C(P) PLANNED COMMERCIAL DISTRICT.

**SITE INFORMATION:** **Area:** 1.49 acres; **Frontage & Location:** 269 feet wide (no frontage); **Depth:** 230 feet; **Jurisdiction:** County; **Adjacent Property:** Yes; **Current Use:** Vacant and 90 foot powerline easement; **Initial Zoning:** November 17, 1975 (Area 4); **Zoning Violation(s):** None; **Surrounding Zoning:** North-RR, R10, Hope Mills town limit-R10, C(P), C3, East-RR, R10, R6A, town limit-RR, R10, R5A, O&I, C1(P), C(P), South-town limit-R10, R6A, R5A, O&I(P), C1(P), C(P), and West-R10, R6A, town limit-C(P); **Surrounding Land Use:** Drug store, fast food restaurants (5), retail businesses (2), shopping center, pawn shop, auto parts store, gas station, strip mall, vacant commercial, and real estate business; **2010 Land Use Plan:** Medium Density Residential and Open Space; **Municipal Influence Area:** Hope Mills; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** Yes, but not the portion being rezoned; **Subdivisions:** A site plan review and/or NAR will be required; **Military Impact Area:** No; **Highway Plan:** North Main Street is identified as a Major Thoroughfare. This proposal calls for a multi-lane facility. Road improvements are not included in the 2007-2013 MTIP (Priority 1). **Average Daily Traffic Count (2004):** 14,000 on Camden Road and 30,000 on North Main Street **Notes:** A Conditional Use District and Permit was explained to the applicant; declined the application - 7/20/07; **Note:** The subject property will be severely restricted for development purposes due to the 90 foot powerline easement.

MINUTES OF AUGUST 21, 2007

The Planning & Inspections Staff recommends approval of the C(P) district based on the following:

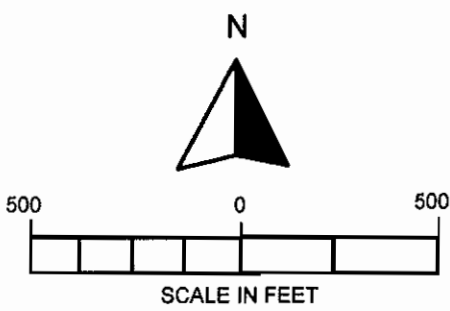
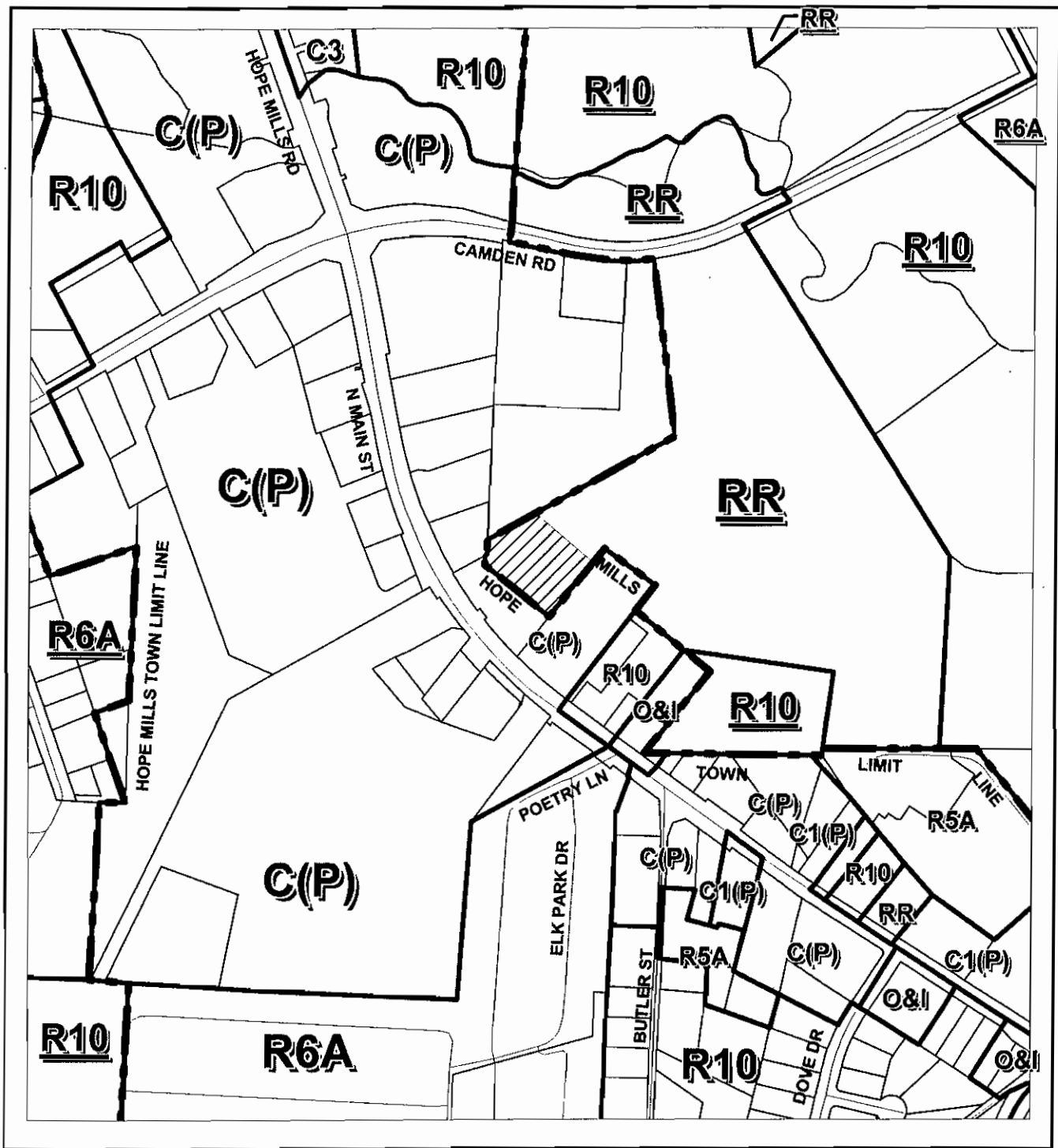
1. Although the request is not consistent with the 2010 Land Use Plan, which calls for Medium Density Residential and Open Space at this location, the request is consistent with the zoning of the adjacent properties; and
2. Approval of this request would be consistent with similar requests in the general area.



Case P07-64 Continued

The O&I(P) and C1(P) zoning districts are also suitable zoning districts to be considered for this site.

**A motion was made by Mr. McNeill, seconded by Vice-Chair Epler, to follow the staff recommendation and approve case P07-64 as submitted. Unanimous approval.**



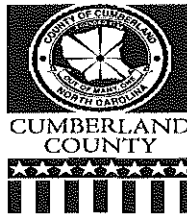
## REQUESTED REZONING RR TO C(P)

ACREAGE: 1.49 AC.+/-		HEARING NO: P07-64	
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

ITEM NO. 23

SEPTEMBER 7, 2007

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-66: REZONING OF A 2.64 AC PORTION OF A 40.43 ACRE TRACT FROM C(P) TO R7.5 OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 6473 RAMSEY STREET, SUBMITTED BY PATRICK J. MCKEE, OWNED BY EDGEWOOD DEVELOPMENT GROUP, INC.**

ACTION: THE MEMBERS PRESENT AT THE AUGUST 21, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND APPROVE R7.5 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** Area: 2.64 acres; **Frontage & Location:** 400 feet on Ramsey Street; **Depth:** 300 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Vacant commercial; **Initial Zoning:** August 21, 1972 (Area 1); **Zoning Violation(s):** None; **Surrounding Zoning:** North-R10, PND, O&I(P), C(P), M(P), Fayetteville city limits-C1(P), East-R15, R10, C(P), M(P), city limit-R10, South-R15, R10, R6A, C1(P), C(P), city limit-R6, R6MH, R5, R5A, C1, C(P), and West-R10, PND, C1(P), city limit-R6; **Surrounding Land Use:** Electric company, school, single family residential and wood land  
**North Fayetteville Study Area Land Use Plan:** Heavy Commercial; **Watershed Area:** Yes - site restricted for development, impervious surface limitations; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** None; **School Capacity/Enrolled:** Raleigh Road Elementary 258/238, Long Hill Elementary 452/517, Pine Forest Middle 763/761, Pine Forest High 1750/1659; **Subdivisions:** Case 07-123 has been submitted showing 88 units (condominiums) and an office; utilizing the front half of the 40.43 acres; **Military Impact Area:** Yes; **Ft Bragg/Pope AFB:** Pope AFB has no objection to this case; **Highway Plan:** North Ramsey Street is identified as a Major Thoroughfare. This is a multi-lane facility with a proposed 120-foot right-of-way. Road improvements are included in the 2007-2013 MTIP. Right-of-way and Construction: Unfunded; **Average Daily Traffic Count (2004):** 23,000 on Ramsey Street; **Notes:** Density (maximum): 2.64 acres - 15 lots / units, 40.43 acres - 234 lots / 235 units.

MINUTES OF AUGUST 21, 2007

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

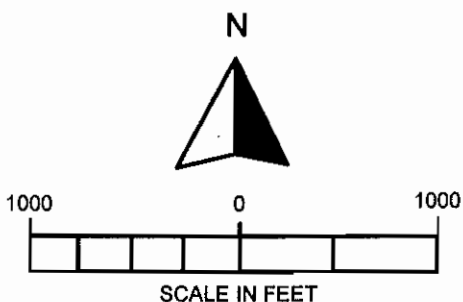
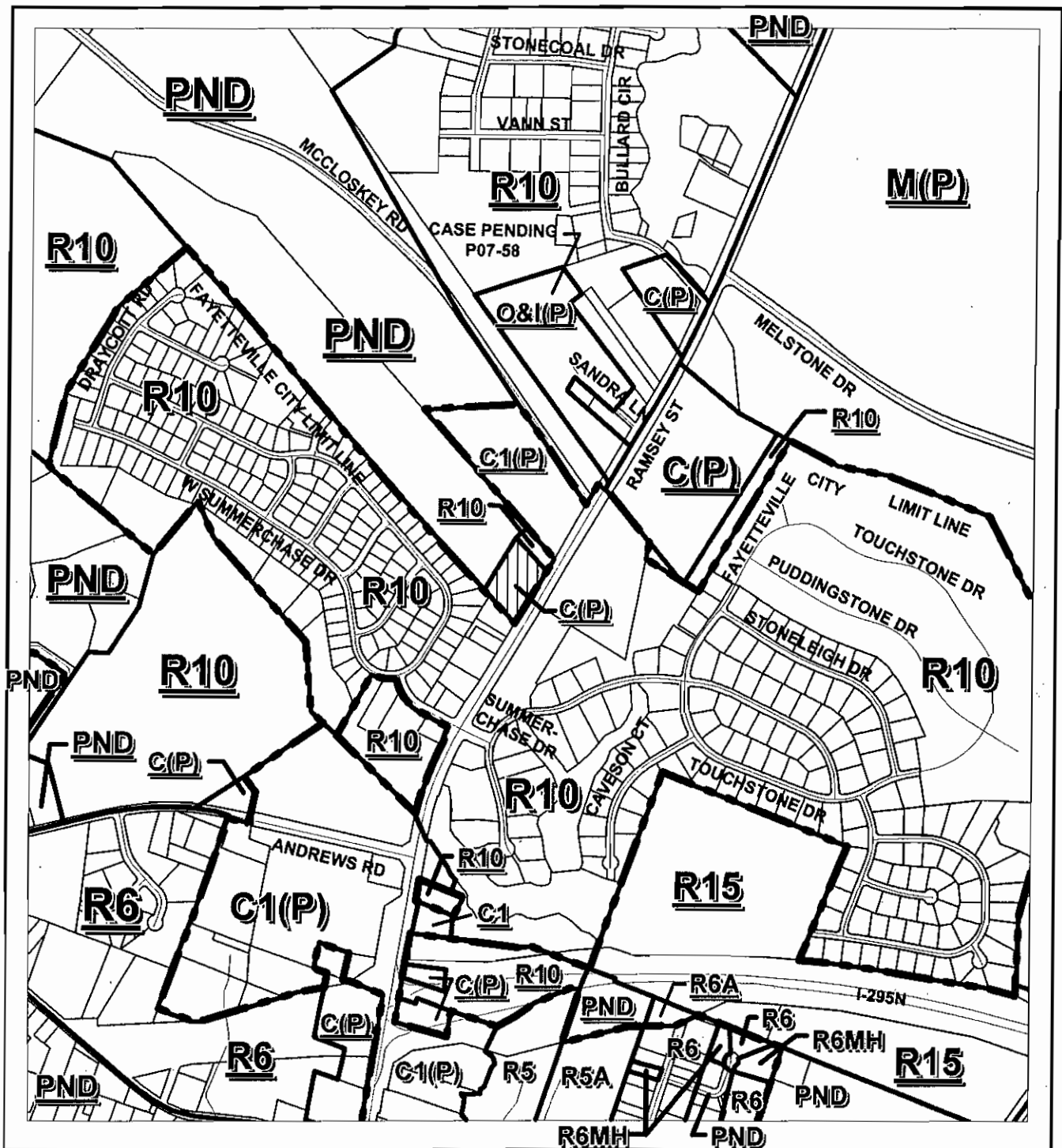
1. Although the request is not consistent with the North Fayetteville Study Area Land Use Plan, which calls for Heavy Commercial at this location, the request is more consistent with the zoning of the remaining portion of the subject property;
2. This parcel is located on a Major Thoroughfare; and

Case P07-66 Continued

3. Public utilities are available to the subject property.

The O&I(P) and C1(P) zoning districts could also be considered suitable zoning districts for this site.

**A motion was made by Mr. McNeill, seconded by Vice-Chair Epler, to follow the staff recommendation and approve case P07-66 as submitted. Unanimous approval.**



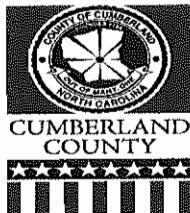
## REQUESTED REZONING C(P) TO R7.5

ACREAGE: 2.64 AC.+/-		HEARING NO: P07-66	
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

ITEM NO. 2C

SEPTEMBER 7, 2007

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-53: REZONING OF 4.33 ACRES FROM A1 TO C(P) OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 2545 SAND HILL ROAD, SUBMITTED BY ROBERT M. BENNETT, OWNED BY HAROLD J. KIDD.**

ACTION: MEMBERS PRESENT AT THE SEPTEMBER 4, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATIONS AND APPROVE C(P)/CONDITIONAL USE DISTRICT AND PERMIT.

**SITE INFORMATION:** **Area:** 4.33 acres; **Frontage & Location:** 325 feet on Sand Hill Road; **Depth:** 545 feet (average); **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** June 25, 1980 (Area 13); **Zoning Violation(s):** None; **Surrounding Zoning:** North-A1, RR, East-A1, RR, R6A, South-A1, RR, C(P), and West-A1, R40A, RR, RR/CU; **Surrounding Land Use:** Manufactured home parks (2), store, day care facility, shopping center, single family residential, woodland, and farmland; **2010 Land Use Plan:** Low Density Residential; **Urban Services Area:** Yes

**Water/Sewer Availability:** PWC / PWC sewer available on 1100 +/- feet east on NC Hwy 87 South (mandatory connection to sewer cannot be required); **Soil Limitations:** Yes – Johnston loam, only on a small portion on the northern end; **Military Impact Area:** No; **Highway Plan:** There are no road improvements or new construction specified for this area; **Average Daily Traffic Count (2004):** 810 on Sand Hill Road; **Notes: Conditions of the Revised Application:**

1. Requested Uses: Mini-warehousing with commercial storage of vehicles, mini-warehousing without commercial storage of vehicles, office use, truck and trailer rentals, single-family dwelling (2<sup>nd</sup> floor apartment), and retailing or servicing, excluding all other uses allowed in the C(P) district. 2. Mini-warehouse Hours of Operation: Monday – Saturday, 8:00am to 6:00pm 3. Fencing: 6ft high, wood. 4. Parking: 38 spaces (approximate)

#### **Conditional Use District & Permit** (Ordinance Related Requirements):

1. Prior to commencement of construction of this development and/or application for any permits, plans must be submitted to the Planning & Inspections Staff for site plan review and approval.

#### **Permit-Related:**

2. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130

Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.

3. The County Health Department must approve sewer plans prior to application for any permits. Site and soil evaluations must be conducted on the property by the County Environmental Health Department prior to application for permits. A copy of the Health Department approval must be provided to Code Enforcement at the time of application for any building/zoning permits. All Health Department requirements must be met prior to issuance of final permits.

Note: Public sewer does serve the shopping center on the south side of SR 2238 (Sand Hill Rd), the developer is encourage to contact the owner of the shopping center site to explore the feasibility of extending public sewer to the subject property.

4. Connection to public water is required, the Public Works Commission (PWC) must approve water plans prior to application for any permits. A copy of the PWC approval must be provided to Code Enforcement at the time of application for building/zoning permits.
5. The developer must provide the Code Enforcement Section with an approved NC Department of Environment and Natural Resources (NCDENR) sedimentation and erosion control plan (S&E) prior to any application for permits. (Note: If any retention/detention basins are required for state approval of this plan, then three (3) copies of a revised plan must be submitted and approved by Planning & Inspections prior to application for any building/zoning permits.) A copy of the NCDENR approval must be provided to Code Enforcement at the time of application for any building/zoning permits.
6. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
7. The building final inspection cannot be accomplished until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.

**Site-Related:**

8. All uses, dimensions, and setbacks approved for the C(P)/Conditional Use District and the Permit must be complied with upon development, to include compliance with the minimum yard setbacks for the C(P) zoning district.
9. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). A copy of the approved driveway permit must be provided to Code Enforcement at the time of application for building/zoning permits.

**Note: NCDOT has stated that this development will only receive a permit for one driveway in addition to the existing drive for Hondo Dr.**

10. The NC Department of Transportation (NCDOT) may require turn lanes to be installed.
11. The location and size of any proposed freestanding sign(s) must be included on the site plan when submitted for Staff review.
12. All lighting is required to be directed internally within this development and comply with the provisions of Section 1102 M, Outdoor Lighting, County Zoning Ordinance.



Case P07-53 Continued

13. Upon development, a solid buffer must be provided and maintained in accordance with the provisions of Section 1102 G, County Zoning Ordinance, along both sides and the rear property lines. The type of buffer, location and width must be noted on the site plan when submitted for Staff approval.
14. Upon development, the developer will be required to include the required landscaping on the site plan. The minimum landscape requirements are:
  - a. One large shade tree or two small ornamental trees will be required on this tract along the length of the right-of-way of SR 2238 (Sand Hill Rd);
  - b. One ornamental tree for every 50 linear feet and two shrubs for every 10 linear feet of any building length or width fronting on SR 2238 (Sand Hill Rd) will be required within the building front yard area;
  - c. One large shade tree or two small ornamental trees for every 20 off-street parking spaces will be required within any parking area having 20 or more spaces;
15. All notes and calculations as shown on the site plan and contained within the application are to be considered as a part of this conditional approval with the exception of the driveways and the building envelope. The building envelope must comply with the provisions of the C(P) zoning district.
16. Additional conditions and requirements may apply dependant upon the layout of the site plan when submitted for Staff review and approval.
17. The second floor dwelling unit is to comply with Section 914.1 Mixed Use Building, Cumberland County Zoning Ordinance.

**Other Relevant Conditions:**

18. The open storage may only consist of materials related to the approved use as stated in the application or any change in use approved in the future. Any open storage areas must be included on the site plan when submitted for staff approval; upon development all open storage will be required to be completely screened.

MINUTES OF SEPTEMBER 4, 2007

The Planning Board deferred this case on July 17, 2007 to allow the applicant an opportunity to discuss a Conditional Use District and Permit with the Planning & Inspections Staff. The applicant chose to keep his original rezoning request; therefore, the Staff recommendation was to deny the C(P) district based on their original recommendation.

At the Planning Board meeting on August 21, 2007, further discussion ensued with the applicant, resulting in the case being deferred by the Board, again requesting the applicant consider submission for a Conditional Use District and Permit. The applicant has since revised his application to the C(P)/Conditional Use District and Permit. The Planning & Inspections Staff has reviewed the revision and recommends approval of the C(P)/Conditional Use District for the uses listed in the application which are mini-warehousing with commercial storage of vehicles, office use, truck and trailer rentals, 2<sup>nd</sup> floor dwelling and retailing or servicing, excluding all other uses allowed in the C(P) district. This recommendation is based on:

- Although the request is not consistent with the 2010 Land Use Plan, which calls for Low Density Residential at this location, the revised request is more consistent with the general area which is transitioning to non-residential uses at this location.

The Staff also recommends approval of the Conditional Use Permit, provided that the minimum setbacks for the C(P) zoning district are met, based on the following:

1. The use will not materially endanger the public health and safety if located according to the plan submitted;
2. The use will meet all required conditions and specifications if constructed according to the site plan, all federal and state mandates, and the County Zoning and Subdivision Ordinances, the requirements of which are attached to this recommendation;
3. The use will maintain or enhance the value of adjoining or abutting properties in that this development, if approved, will compliment the area in which it is proposed, allowing for additional retail and storage uses with protective measures in place, i.e., buffers, landscaping, etc., to protect the general area; and
4. The location and character of the use, if developed according to the plan as submitted, will be in harmony with the area in which it is to be located.

The Planning and Inspections Staff also recommends the Planning Board consider this location as a "stop point" for the stripping of commercial zoning along Sand Hill Road.

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

**A motion was made by Vice-Chair Epler and seconded by Mr. McNeill to follow the staff recommendations and approve C(P)/Conditional Use District because the application is reasonable, neither arbitrary nor unduly discriminatory and in the public interest and that the following conditional uses be approved: Mini-warehousing with commercial storage of vehicles, office use, truck and trailer rentals, single-family dwelling (2<sup>nd</sup> floor apartment), and retailing or servicing, excluding all other uses allowed in the C(P) district. The motion passed unanimously.**

**A motion was made by Vice-Chair Epler and seconded by Mr. McNeill that the Joint Planning Board finds that this Conditional Use Permit Application, if completed as proposed and subject to the conditions recommended by the Planning & Inspections staff (1) Will not materially endanger the public health and safety, and (2) will not substantially injure the value of adjoining or abutting property, and (3) will be in harmony with the area in which it is to be located, and(4) will be in conformity with the Land Use Plan, Thoroughfare Plan or other plan officially adopted by the Board of Commissioners.**

The applicant was not present to testify that he voluntarily consents to the conditions of the application.

Mr. McNeill asked about buffers that the applicant stated were on the site plan. He didn't see where they were on the site plan.

Chair McLaurin asked what was expected on the site plans in regards to buffers.

Mr. Lloyd stated that the applicant would have to provide a buffer because it's a non-residential use adjacent to a residential area.

Chair McLaurin asked if that has to be indicated on the site plan.

Mr. Lloyd said it could, but will automatically have to be done.

Vice-Chair Epler stated that it was condition thirteen on the condition sheet. Chair Epler stated that she thought it was on there. She thought she saw it along the western property line indicated by x marks. It just wasn't noted on the legend.

**The motion passed unanimously.**

#### MINUTES OF AUGUST 21, 2007

The Planning Board deferred this case on July 17, 2007 to allow the applicant time the opportunity to discuss a Conditional Use District and Permit with the Planning & Inspections Staff. The applicant has decided against it, keeping to his original rezoning request; therefore, the Staff recommendation has not changed.

The Planning & Inspections Staff recommends denial of the C(P) district based on the following:

1. The request is not consistent with the 2010 Land Use Plan, which calls for Low Density Residential at this location;
2. The request, if approved, will encourage the encroachment of non-residential zoning and uses along Sand Hill Road; an area that is primarily residential.

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

There was one person to speak in favor.

Public hearing opened

**Mr. Harold Kidd**, owner, spoke in favor. Mr. Kidd stated that he wanted a mini-warehouse project similar to the ones he has in Hope Mills and on Cliffdale Road. Mr. Kidd acknowledged that mini-storage is a permitted use A1, but cannot get outside storage which is needed for boats and cars. Mr. Kidd stated that a privacy fence will engulf the property with exception of the front. Mr. Kidd affirmed that all the outside storages will be in the back of the property. Mr. Kidd wants the flexibility to run it as a business with future prospects of adding a U-haul franchise. Mr. Kidd feels with the C(P) it would be more flexible. Mr. Kidd pointed out that on each end of Sand Hill Road there is commercial, with Wal-mart Distribution on Sand Hill Road. Mr. Kidd asked that the Board keep in mind that there is a major artery between Hwy 87 and Chicken Foot Road and he predicts that road will be going from a two-lane road to a four-lane road with a turning lane in the middle. Mr. Kidd pointed out businesses located on Chicken Foot Road and Hwy 87. Mr. Kidd conveyed his intent to invest substantially in the property; approximately 1.5 million dollars. Mr. Kidd stated he cannot put a mini-storage with the present zoning, A1, and with a C(P) zoning district he would be more restricted, from the standpoint of the abutting residential areas, which would require buffers. Mr. Kidd pointed out that nobody has come forward to contest. Mr. Kidd stated that he felt it would be discriminatory to deny him C(P) because there is already C(P) zoning in the general area.

**Mr. McNeill** asked Mr. Kidd what objection he had to doing a CUD.

**Mr. Kidd** stated his objection was that he would like to have more flexibility. Mr. Kidd believed that in a CUD district, if he did the development in phases, he would have to present it to the Planning Board accordingly. Mr. Kidd stated he would like the flexibility to provide a U-haul franchise. Mr. Kidd stated the major thing he does not agree with is he is making a substantial investment in the area, and being in an A1 district goes against his grain.

**Mr. McNeill** asked Mr. Lloyd what zoning would be needed for rental uses like U-haul.

**Mr. Lloyd** stated that rental use would be outside storage. Mr. Lloyd confirmed that everything that Mr. Kidd was requesting could be accomplished with a in C(P)/CUD.

**Mr. McNeill** requested confirmation from Mr. Barrett that a CUD would be a C(P) zoning and would eliminate certain uses that are allowed in the C(P).

**Mr. Barrett** concurred with Mr. McNeill's conclusion adding that a CUD states specific facts, requires site plan and assures conditions are met.

**Mr. Lloyd** reiterated the staff's logic, in reference to commercial uses in the area, stating there is commercial use across the street but it is at the intersection of a major highway and Sand Hill Road. Mr. Lloyd stated that introducing commercial this far in not near the major intersection is not desirous. Mr. Lloyd declared the C(P)/CUD will appear as C(P)/CUD it does not introduce a whole zoning classification. Mr. Lloyd affirmed that if the mini-warehousing is going to be done in phases, Mr. Kidd would not have to come back because staff would work with him on a buildable envelope of where the mini-warehouse units and outside storage would be located. Mr. Lloyd stated that when Mr. Kidd would come in to add another mini-warehouse there are alternatives that can correspond with the original plan.

**Mr. McNeill** asked Mr. Kidd if the information Mr. Lloyd conveyed had changed his decision and if he understood.

**Mr. Kidd** acknowledged he understood. Mr. Kidd asked how far in was the Wal-Mart Distribution Center in on Sand Hill Road. Mr. Kidd restated that he feels as C(P) is in order.

Public Hearing closed.

**Mr. Morris** stated that this area in transition with mobile home parks, an increase in traffic and commercial areas across and down the street. Mr. Morris stated if this property remains A1 we could get a lot of uses in A1 and stated if he had his choice between A1 and C(P) he would take the C(P) and if he had everything, he would take the C(P)/CUD. Mr. Morris stated that he disagreed with the staff's recommendation. Mr. Morris stated that he felt C(P) would be appropriate in the area and would help the transition and the values of the adjacent property.

**Mr. McLaurin** stated Sand Hill Road is a well traveled road with subdivisions being developed further down the road. Mr. McLaurin referenced the zoning districts in the County Zoning Ordinance. Mr. McLaurin described the businesses in the surrounding areas and stated the district that this is in is A1 Agricultural District. Mr. McLaurin quoted the description of A1 Agriculture District from the County Zoning Ordinance. Mr. McLaurin disclosed that the A1 Agricultural District was set up to promote and protect agricultural land. Mr. McLaurin stated that this was not the objective and agreed with Mr. Morris' sentiments stating this is a commercial venture in an area that is already heading in a commercial way.

**Mrs. Epler** asked Mr. Lloyd if C(P) would require site plan approval by staff.

**Mr. Lloyd** confirmed that site plan approval by staff is required.

**Mr. McNeill** expressed no problems with the mini-storage or the outside storage. Mr. McNeill stated he felt outside storage should be allowed anywhere mini-storage is permitted. Mr. McNeill stated he was concerned about several uses that are permitted in C(P) that are not desirable in the area, therefore, if the property is sold in the future the new owner would be entitled to any uses in the C(P). Mr. McNeill stated the commercial on the property on the other side of Sand Hill Road does not go away from Hwy 87 and stated he does not want to see Sand Hill Road becoming commercial strip in the future. Mr. McNeill stated the Wal-Mart Distribution Center was put in as part of the Industrial Park and the primary access is accordingly. Mr. McNeill reiterated that his concerns were not with the mini-storage but with the other uses permitted in the C(P) district. Mr. McNeill acknowledged that there was no individuals present in opposition. Mr. McNeill stated he would prefer a CUD application be submitted to exclude undesirable uses. Mr. McNeill disagreed with straight rezoning.

**Mrs. Piland** agreed with Mr. McNeill sentiments. Mrs. Piland stated some residents are not informed. Mrs. Piland expressed her concerns in reference to introducing C(P) in what is now primarily residential.

**Mr. Lloyd** stated most of residents in the area were not present because most are renters in the Mobile Home Park.

**Mrs. Hall** reiterated what was stated at the meeting on July 17, 2007, that the CUD use was more conducive to any other use and that Mr. Bennett (Mr. Kidd's representative at the meeting on July 17, 2007) stated he thought the property owner would be willing to do whatever was required.

**Mr. Lloyd** concurred with Mr. McNeill in reference farm use involves outside storage (equipment).

**Mr. McNeill** asked Mr. Kidd to consider CUD.

**Mr. Kidd** asked Mr. Lloyd what would be the additional cost.

**Mr. Lloyd** stated what the difference would be depending on the acreage.

**Mr. Barrett** stated the Board can waive the fee.

**Mr. Lloyd** informed Mr. Kidd that staff would not restrict him too much in the number of units but basically show a buildable envelope inside in which the units were built and where the outside storage would be located. Mr. Lloyd informed Mr. Kidd that he would not be required to come back if he decided to make changes to the number of units.

**Mr. Morris** stated that he felt Mr. Kidd was concern about the flexibility within the property to operate other businesses other than mini-storage. Mr. Morris informed Mr. Kidd that the staff will informed him of the uses allowed.

**Mr. McLaurin** questioned if this was referring to a CUD in a C(P) where objectionable uses would be eliminated.

**Mr. Lloyd** stated that a CUD will go at the same time as this current case next month. Mr. Lloyd stated that it may or may not get approved at the Commissioners but they will see, that in good faith, you came back with a CUD.

**Mrs. Epler** informed Mr. Kidd that the land would be rezoned C(P) with a CUD.

**Mr. Lloyd** informed the Board if they desire to address the fee, this subject should be conveyed in the motion.

**A motion was made by Mr. McNeill, seconded by Mr. Morris, to defer Case P07-53 to allow Mr. Kidd opportunity to apply for a CUD and permit with waiver of any additional fees over straight rezoning versus Conditional Use. Unanimous approval.**

MINUTES OF JULY 17, 2007

The Planning & Inspections Staff recommends denial of the C(P) district based on the following:

1. The request is not consistent with the 2010 Land Use Plan, which calls for Low Density Residential at this location;
2. The request, if approved, will encourage the encroachment of non-residential zoning and uses along Sand Hill Road; an area that is primarily residential.

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

There was one person to speak in favor.

Public Hearing opened

Mr. Lloyd stated that the staff had worked with the applicant on this. The use that the applicant wanted would have been allowed in A1 with the exception of outside storage of vehicles in conjunction with mini warehousing (self storage) which is not permitted in the A1 district, but he decided to go with a straight rezoning to C(P) and the staff recommended denial.

Robert Bennett spoke in favor and represented the owner. Mr. Bennett stated that the mini storage facilities are included as a permitted use in A1 zoning, of course proper screening either fenced or green screen is required. He would like for the Board to recognize that the public needs storage places. Especially in the Fayetteville area where there are a lot of military people coming and going overseas and need a place to store their vehicles. Mr. Bennett doesn't feel that can be done with A1 zoning, but it is permitted in C(P). The only difference is that the setbacks are not the same, but the screening all the way around is required in both A1 and C(P). All of the residential areas abutting this site will be screened. Mr. Bennett stated that he believes the

Planning Board should recognize that the public needs these mini storage facilities. Mr. Bennett doesn't feel that a screened off public area degrades the surrounding area. Mr. Bennett would appreciate it if the Board would consider the request to zone C(P). Mr. Bennett also advised that right across from the proposed area is a commercial zone being used as a shopping center so he doesn't feel that they are breaking new ice, this is already an existing condition.

Public Hearing closed

Mr. Morris asked if this case was heard about 18 months ago.

Mr. McLaurin responded that there was a case on Chicken Road with the same situation.

Mr. McNeill stated that the problem the Board has had to deal with in the past is that there are so many other uses in C(P) that may be objectionable in a residential neighborhood. A couple of years ago they ended up putting mini storage in an A1. He can't see a lot of difference with the screening in place that this would really be that objectionable in an A1 area. Seems like the staff may want to consider in the future possibly considering putting outside storage in conjunction with mini storage in an A1 as a special use where that option could be put in and the Board could allow this type of project without going to C(P) and opening the door for a whole lot of other uses which might be objectionable. Mr. McNeill stated that he feels Mr. Bennett is right in this case, there is C(P) across the street, and asked if there would be a site plan review as a part of any C(P).

Case P07-53 Continued

Chair McLaurin asked Mr. Bennett if Conditional Use had been considered to allow mini storage with outside storage rather than a straight rezoning.

Mr. Bennett stated that he believed that mini warehousing could go in the present zoning without Planning Board action.

Chair McLaurin asked if Mr. Bennett was aware of the possibility of getting a conditional use overlay to allow for outside storage.

Mr. Bennett stated that that had not been considered.

Mr. Lloyd stated that a Conditional Use District is always recommended when there is only a small part of the overall use not permitted in a zoning district. The staff would be more amiable to the Conditional Use District. Mr. Lloyd stated that, yes, there is commercial across the street, but it is at an intersection. Mr. Lloyd stated that a Conditional Use District would be more conducive in this case in light of the condition where outside storage is only a portion of what the applicant is proposing.

Mrs. Epler asked Mr. Lloyd if the applicant chose Conditional Use, would a site plan need to be provided in order to be approved as a Conditional Use District.

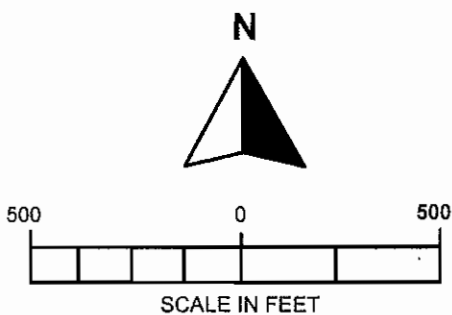
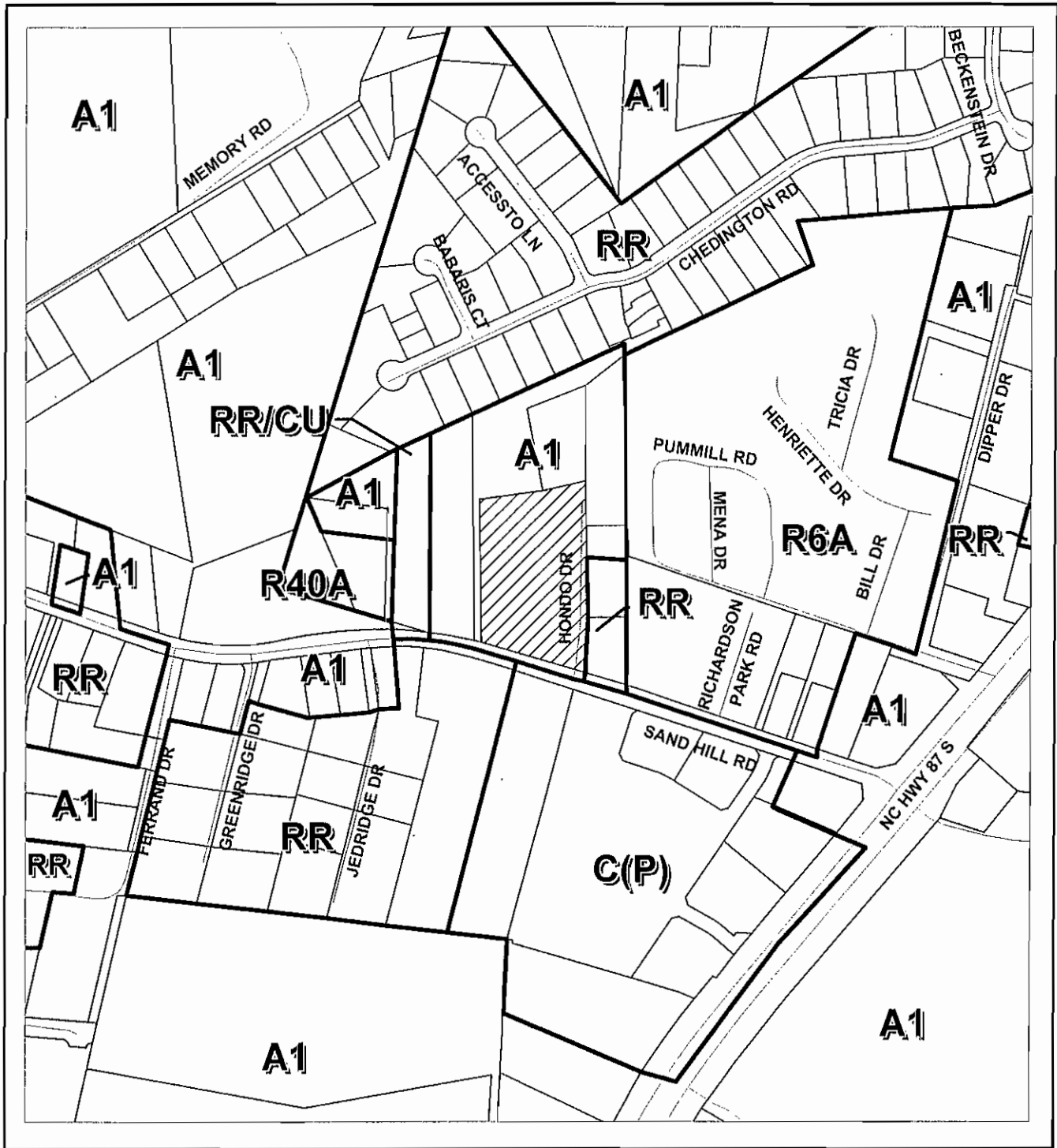
Mr. Lloyd stated that yes a site plan would need to be provided.

Chair McLaurin asked if the property owner would be interested in doing that.

Mr. Bennett stated that they would do whatever is required.

Chair McLaurin stated that he would be more comfortable with the uses of A1 and outside storage but not the other uses of C(P). What the Board looks at is all the uses involved with a straight Commercial zoning. What Chair McLaurin would like to do is give Mr. Bennett a deferral so he and the owner could go back and get with the staff to consider the options.

**A motion was made by Mr. McNeill, seconded by Mr. Morris to defer case P07-53 for 30 days. Unanimous approval.**



## REQUESTED REZONING: A1 TO C(P)/CUD

ACREAGE: 4.33 AC.+/-

HEARING NO: P07-53

ORDINANCE: COUNTY

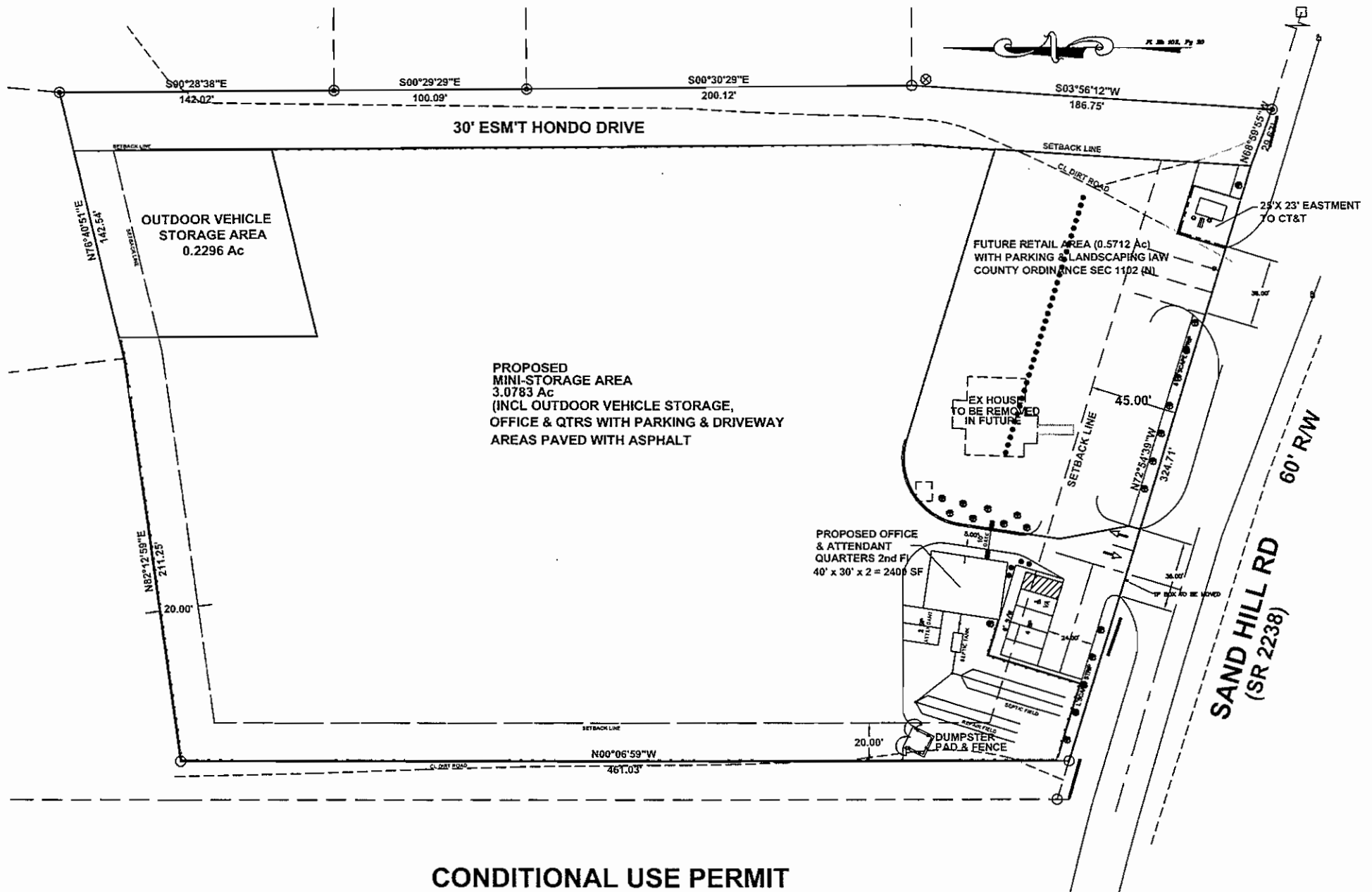
HEARING DATE

ACTION

PLANNING BOARD

GOVERNING BOARD





**CONDITIONAL USE PERMIT**  
**REQUEST: MINI-WAREHOUSING WITH COMMERCIAL STORAGE OF**  
**VEHICLES, OFFICE USE, TRUCK & TRAILER RENTALS, SECOND**  
**FLOOR DWELLING, AND RETAILING OR SERVICING**  
**CASE: P07-53 ACREAGE: 4.33±**  
**SCALE: NTS PARKING: AS SHOWN**

TO THE CUMBERLAND COUNTY JOINT PLANNING BOARD AND THE BOARD OF  
COUNTY COMMISSIONERS OF CUMBERLAND COUNTY, NC:

I (We), the undersigned, hereby submit this application, and petition the County Commissioners to amend and to change the zoning map of the County of Cumberland as provided for under the provisions of the County Zoning Ordinance. In support of this petition, as hereinafter requested, the following facts are submitted:

1. APPLICANT/AGENT: Harold Kidd
2. ADDRESS: 6885 Cliffdale Rd <sup>Fayetteville, NC</sup> ZIP CODE: 28314
3. TELEPHONE: (Home) 910 867-9002 (Work) 910 864-9727
4. Location of Property: N. side of Sandhill Rd, 1300  
ft W of NC Hwy 875
5. Parcel Identification Number (PIN #) of subject property: 0443-20-6358  
(also known as Tax ID Number or Property Tax ID)
6. Acreage: 4.33 Frontage: 354.42' Depth: 461'
7. Water Provider: P W C
8. Septage Provider: On Site Septic
9. Deed Book \_\_\_\_\_, Page(s) \_\_\_\_\_, Cumberland County Registry. (Attach copy of deed of subject property as it appears in Registry).
10. Existing use of property: One Rental House
11. Proposed use(s) of the property: Mini Storage, outside  
Vehicle storage, Truck & Trailer  
Rental and Retailing or Servicing  
NOTE: Be specific and list all intended uses.
12. It is requested that the foregoing property be rezoned FROM: A-1 to CP

TO: (select one)

- ☒ Conditional Use District, with an underlying zoning district of CP  
(Article V)
- ☐ Mixed Use/Conditional Use District (Article VI)
- ☐ Planned Neighborhood District/Conditional Use District (Article VII)
- ☐ Density Development/Conditional Use District, at the \_\_\_\_\_ Density  
(Article VIII)

APPLICATION FOR  
CONDITIONAL USE PERMIT

1. PROPOSED USE(S):

- A. List the use(s) proposed for the Conditional Use Permit. (Use of the underlying district will be restricted only to the use(s) specified in this application.)

Mini. Storage, Outside Vehicle Storage,  
Truck & Trailer Rentals and Retailing  
or servicing, 2nd Floor apartment

- B. Density: List the amount of acreage that will be residential, commercial, and/or open space, and the number of lots and/or dwelling units proposed, and the square footage of the non-residential units.

see site plan with areas  
designated for each proposed  
use

2. DIMENSIONAL REQUIREMENTS:

- A. Reference either the dimensional requirements of the district, Sec. 1104 or list the proposed setbacks.

Front: 45.0'

E. side 30.0', W. side 20.0'

Rear 20'

- B. Off-street parking and loading, Sec. 1202: List the number of spaces, type of surfacing material and any other pertinent information.

4 Mini Storage Office  
2 " " Resident 2  
32 Retail

3. SIGN REQUIREMENTS:

Reference the district sign regulations proposed from Article XIII.

Applicable portion of county  
Zoning Ordinances Section 1306

4. LANDSCAPE AND BUFFER REQUIREMENTS:

- A. For all new non-residential and mixed use development abutting a public street, indicate the number and type of large or small ornamental trees used in the streetscape, yard space, and/or parking areas, plus the number and type of shrubs (Sec. 1102N). NOTE: All required landscaping must be included on the site plan.

As shown on site plan and in accordance with zoning ordinance section 1102 G.

- B. Indicate the type of buffering and approximate location, width and setback from the property lines.

6' High Wood Fence as shown on site plan.

5. MISCELLANEOUS:

List any information not set forth above, such as the days and hours of the operation, number of employees, exterior lighting, noise, odor and smoke, emission controls, etc.

Waste storage will operate 8:00AM  
till 6:00PM Monday - Saturday  
Exterior lighting will be directed  
inward. No smoke, odors or  
abnormal noise will be created.

6. SITE PLAN REQUIREMENTS:

The application shall include a site plan drawn to the specifications of Sec. 1402. If the proposed uses involve development subject to the County Subdivision Ordinance, the site plan required may be general in nature, showing a generalized street pattern, if applicable, and the location of proposed uses. If the proposed uses include development not subject to the Subdivision Ordinance, the site plan shall be of sufficient detail to allow the Planning and Inspections Staff and the Planning Board to analyze the proposed uses and arrangement of uses on the site. It shall also include the footprints of all buildings (proposed and existing), the proposed number of stories, location and number of off-street parking and loading spaces, proposed points of access to existing streets and internal circulation patterns. In addition, the location of all proposed buffers and fences and landscaping shall be included on the site plan.

7. ACKNOWLEDGEMENT:

It is understood by the undersigned that the official zoning map, as originally adopted and subsequently amended, is presumed to be appropriate to the property involved and that the burden of proof for a zoning amendment (change) rests with the petitioner.

It is the responsibility of the petitioner (personally or by agent) to submit to the Planning and Inspections Department a valid request, not incompatible with existing neighborhood zoning patterns.

In order for the Planning Board to offer a favorable recommendation, and for the Board of Commissioners to approve, any Conditional Use District and Permit they must find from the evidence presented at their respective public hearing that:

- A. The use will not materially endanger the public health or safety if located according to the plan submitted and recommended;
- B. The use meets all required conditions and specifications;
- C. The use will maintain or enhance the value of adjoining or abutting properties, or that the use is a public necessity; and
- D. The location and character of the use, if developed according to the plan as submitted and recommended, will be in harmony with the area in which it is to be located and in general conformity with Cumberland County's most recent Comprehensive Land Use Plan and adopted planning policies.

I further understand I must voluntarily agree to all conditions proposed for the Conditional Use Permit.

The undersigned hereby acknowledge that the Planning and Inspections Staff has conferred with the petitioner or assigns, and the application as submitted is accurate and correct.

Harold J. Kidd  
NAME OF OWNERS (PRINT OR TYPE) Fayetteville, NC

6885 Cliffdale Rd. 28314  
ADDRESS OF OWNER(S)

910-867-9022 910-864-9727  
HOME TELEPHONE # WORK TELEPHONE #

Harold J. Kidd \_\_\_\_\_  
SIGNATURE OF OWNER(S) SIGNATURE OF OWNER(S)

# SECTION 403 USE MATRIX

## CUMBERLAND COUNTY ZONING ORDINANCE

P - PERMITTED USE

S - SPECIAL USE (Sec. 1606 Board of Adjustment approval required)

X - CONDITIONAL USE (Article V - County Commissioners approval required)

LAND USES	ZONING CLASSIFICATIONS																			
	CD	AI	AM	RM	RAM	R20	R20A	R20	R20	R20A	R20	R20	R20	R20A	R20	R20	R20	R20	R20	R20
ACCESSORY USES, incidental to any permitted use (Sec. 1602)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
ADDRESSING SERVICE/BULK MAILING																				
AGRICULTURAL OR RURAL FARM USE	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
AIRPORT OPERATIONS, minor (Sec. 983)		S																		
AIRPORT OPERATIONS, major																				
ALCOHOLIC BEVERAGE CONTROL SALES																				
APPAREL AND ACCESSORY SALES																				
ASSEMBLIES, Community, assembly hall, assembly, stadium, outdoor, community center, fairgrounds etc. (Sec. 916)		P	P	S	S	S	S	S	S	S	S	S	S	S	S	S	S	P	P	P
AUCTION SALES, excluding livestock including a motor vehicle																				
BAKERY PRODUCTION AND WHOLESALE SALES																				
BAKING, no premium and retail only																				
BANKS, SAVINGS AND LOAN COMPANY AND OTHER FINANCIAL ACTIVITIES																				
BARBERING AND HAIRDRESSING SERVICES/SALONS (Sec. 916)		S																		
BARS & NIGHT CLUBS, except as regulated by Sec. 924																				
BED AND BREAKFAST (Sec. 983), except as regulated by Sec. 924		P		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
BILLBOARDS (SEC 1307)																				
BINGO																				
BOOKS & PRINTED MATTER SALES, except as regulated by Sec. 924																				
BORROW SOURCE OPERATIONS (Sec. 944)		S																		
BOTTLED GAS DISTRIBUTING, bulk storage																				
BOTTLING																				
BUILDING SUPPLY																				
BUS STATION ACTIVITIES, storage terminal activities																				
CABINET MAKING AND OTHER WOODWORKING																				
CALL CENTER																				
CEMETERY, public (Sec. 916)	P		S	S				S										P	P	P

(Amended 2-28-06)

County Zoning Ordinance  
June 20, 2005 (with amendments through 12-31-2006)

\* TOM:

I would like to have the option in addition to the mini-storage to be able to build a row of shops (suitable for a strip shopping facility) as well as to certain business on the front) only if there is a need.  
Again, my primary need is mini-storage as a stand alone abltv. IF any

Option only

32



# SECTION 403 USE MATRIX

## CUMBERLAND COUNTY ZONING ORDINANCE

P = PERMITTED USE

S = SPECIAL USE (Sec. 1606 Board of Adjustment approval required)

X = CONDITIONAL USE (Article V - County Commissioners approval required)

LAND USES	ZONING CLASSIFICATIONS																							
	CD	A1	ALL	B00	B00A	B20	B20A	B22	B22A	B22B	B22C	B22D	B22E	B22F	B22G	B22H	B22I	B22J	B22K	B22L	B22M	B22N	B22O	B22P
CLUB OR LODGE (Sec. 905), except as regulated by Sec. 924		S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
CONVENIENCE RETAIL W/ GASOLINE SALES, including drive thru motor vehicle washing (Sec. 916)		P																						
COTTON GIN (Sec. 916)		P	P																					
CREMATORIUM																								
BAY CARE FACILITY (Sec. 906)		D	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
DETENTION FACILITIES/PRISONS (Sec. 907)		X	X																					
DRY CLEANING AND LAUNDRY COLLECTION, as cleaning on premises except in conjunction with service counter, provided not more than twenty-five hundred (2500) square feet are devoted to these processes																								
DRY CLEANING/LAUNDRY, self service																								
DRY CLEANING OR LAUNDRY, commercial																								
DWELLING, SINGLE FAMILY & MULTIPLE FAMILY		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
EXTERMINATING SERVICES																								
EQUESTRIAN FACILITIES				P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
FARM SUPPLIES MERCHANDISING & MACHINERY SALES/REPAIRING (Sec. 916)		P																						
FIRE STATION OPERATIONS/EMERGENCY SERVICES (Sec. 916)		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
FISH HATCHERY (Sec. 916)		P	P																					
FLOWER SHOP																								
FOOD PROCESSING																								
FOOD PRODUCTION, with on premises retail sales of product																								
FOOD PRODUCTION/WHOLESALE SALES																								
FOOD SALES/GROCERY STORES (Sec. 916)		P																						
FUNERAL HOME, including incidental crematorium		P																						
GOLF COURSES (Sec. 908)		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
GROUP HOME, six or less clients (Sec. 909)			P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
GROUP QUARTERS (Sec. 910)		S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
HARDWARE, PAINT AND GARDEN SUPPLIES SALES																								
HAZARDOUS WASTE STORAGE/DEPOSAL FACILITY (Sec. 911)																								
HOME FURNISHING AND APPLIANCE SALES																								

<sup>1</sup> Only in approved industrial parks

<sup>2</sup> Second floor and above only, see Section 214.1

(Am. 2-21-06)

County Zoning Ordinance

June 20, 2005 (with amendments through 12-31-2006)

Will have an office manager - lives in Apartment over Mini storage office

# SECTION 403 USE MATRIX

## CUMBERLAND COUNTY ZONING ORDINANCE

P - PERMITTED USE

S - SPECIAL USE (Sec. 1606 Board of Adjustment approval required)

X - CONDITIONAL USE (Article V - County Commissioners approval required)

LAND USE	ZONING CLASSIFICATIONS																			
	CP	AS	A1A	R1B	R2A	R2B	R2C	R2D	R2E	R2F	R2G	R2H	R2I	R2J	R2K	R2L	R2M	R2N	R2O	R2P
HOME OCCUPATIONS, Incidental (Sec. 1601A)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
HOSPITAL/SANITARIUM																				
HOTEL/MOTEL, except as regulated by Sec. 924																				
INDUSTRIAL OPERATIONS NOT OTHERWISE PROHIBITED																				
INDUSTRIAL SALES OF EQUIPMENT OF REPAIR SERVICE																				
JANITORIAL SERVICE																				
KENNEL OPERATIONS (Sec. 912)		P	P	P	P															
LABORATORY OPERATIONS, medical or dental																				
LABORATORY, RESEARCH																				
LIBRARY (SEC. 916)		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
LIVESTOCK SALES AND AUCTIONING (SEC. 916)		P	P																	
LOCKSMITH, GUNSMITH																				
MACHINE TOOL MANUFACTURING OR WELDING																				
MANUFACTURED HOME CLASS A, for residential occupancy		P	P		P		P	P		P					P					
MANUFACTURED HOME CLASS B, for residential occupancy		P			P			P							P					
MANUFACTURED HOME CLASS C, for residential occupancy (Sec. 913)															P					
MANUFACTURED HOME PARK (County Subdivision Ordinance), including any manufactured home sales															P					
MANUFACTURED HOME SALES																				
MASSAGE & BODYWORK THERAPY																				
MILLING OR GRINDING GRAIN AND SEED INTO FOOD (SEC. 916)		P	P																	
MINI-WAREHOUSING (SELF-STORAGE FACILITY) (no commercial storage or motor vehicles) (Sec. 916)		P	P																	
MINI-WAREHOUSING (SELF-STORAGE FACILITY) (including commercial storage of motor vehicles)																				
MONUMENT SALES																				
MONUMENT WORKS																				
MOTOR VEHICLE STORAGE YARD																				

(Amended 2-21-06)

County Zoning Ordinance

June 20, 2005 (with amendments through 12-31-2006)

**SECTION 403 USE MATRIX****CUMBERLAND COUNTY ZONING ORDINANCE****P = PERMITTED USE****S = SPECIAL USE (Sec. 1606 Board of Adjustment approval required)****X = CONDITIONAL USE (Article V - County Commissioners approval required)**

LAND USES	ZONING CLASSIFICATIONS																			
	CD	A1	A1A	B1	B2A	B2B	B2C	B2D	B2E	B2F	B2G	B2H	B2I	B2J	B2K	B2L	B2M	B2N	B2O	B2P
MOTOR VEHICLE PARKING LOT, commercial																				
MOTOR VEHICLE PARTS AND ACCESSORIES SALES, contained within a building and without storage																				
MOTOR VEHICLE REPAIR AND/OR BODY WORK (Sec. 916), excluding commercial wrecking/dismantling/storage of junked vehicles		P																		
MOTOR VEHICLE RENTALS																				
MOTOR VEHICLE SALES, new and used, including motor vehicle auctions																				
MOTOR VEHICLE SERVICE STATION OPERATIONS (Sec. 916)																				
MOTOR VEHICLE WASHING																				
MOTOR VEHICLE WRECKING YARDS AND JUNKYARDS (Sec. 915) including sale of parts																				
NURSERY OPER/PLANT																				
NURSERY/GREENHOUSES (Sec. 916)	P	P																		
NURSING HOME/CONVALESCENT HOME/HOSPITAL/SANITARIUM		S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
RETIREMENT HOME, etc. (Sec. 917)																				
OFFICE SUPPLIES AND EQUIPMENT SALES AND SERVICE/MAILBOX SERVICE																				
OFFICE USE - of a doctor, dentist, osteopath, chiropractor, optometrist, physiotherapist, or other medically oriented profession, clinics (Sec. 916)		P	P	P	P				P											
OFFICE USE - with no on-premise stock or goods for sale to the general public and the operations and services of which are continuously conducted and conducted by means of written, verbal or mechanically reproduced communications material																				
FEET SALES, excluding indoor activities or outside storage of vehicles																				
PHOTOGRAPHY STUDIO																				
PRINTING AND REPRODUCTION SMALL SCALE, <4000 sq. ft.																				
PRINTING AND REPRODUCTION LARGE SCALE, > 4000 sq. ft.																				
PUBLIC/COMMUNITY UTILITY STATIONS/SUBSTATIONS	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
PUBLIC UTILITY WORKS, SHOPS OR STORAGE YARDS (Sec. 918)		S																		
PUBLISHING																				

(Amended 2-21-06)

County Zoning Ordinance  
June 29, 2005 (with amendments through 12-31-2006)

# SECTION 403 USE MATRIX

## CUMBERLAND COUNTY ZONING ORDINANCE

P - PERMITTED USE

S - SPECIAL USE (Sec. 1606 Board of Adjustment approval required)

X - CONDITIONAL USE (Article V - County Commissioners approval required)

LAND USES	ZONING CLASSIFICATIONS																				
	CD	AI	AI-A	BO	BOA	RM	RM-A	RE	REO	RM-A	RE	REO	RM-A	RE	REO	RM-A	RE	REO	RM-A	RE	REO
QUARRY (Sec. 919)	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
RADIO OR TELEVISION STUDIO ACTIVITIES ONLY																		P	P	/	/
RAILROAD STATION/OPERATIONS																				/	/
RECREATION/AMUSEMENT INDOOR (Sec. 920) conducted inside building for profit, not otherwise listed & not regulated by Sec. 924																				/	/
RECREATION/AMUSEMENT OUTDOOR (Sec. 920) conducted outside building for profit, not otherwise listed & not regulated by Sec. 924	P	P																		/	/
RECREATION OR AMUSEMENT PUBLIC/PRIVATE (Sec. 920) not operated as a business for profit including playgrounds, neighborhood center buildings, parks, museums, swimming pools, etc., & not regulated by Sec. 924	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	/	/
RECREATION VEHICLE PARK AND/OR CAMPGROUNDS (Sec. 921)	S	S	S					S												/	/
RELIGIOUS WORSHIP ACTIVITIES		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	/	/
REPAIR, RENTAL AND/OR SERVICING, of any product the retail sale of which is a use by right in the same district																			P	/	/
RESIDENTIAL HABILITATION SUPPORT FACILITY (Sec. 922)		S	S		S			S										P	P	/	/
RESTAURANT, operated as commercial enterprise, except as regulated by Section 924																			P	/	/
RETAILING OR SERVICING, with operations conducted and merchandise stored entirely within a building and not otherwise listed herein																				P	/
SAWMILL AND/OR PLANING OPERATION (Sec. 916)	P	P																		P	P
SCHOOL, business and commercial for nursing or other medically related professions, trade, vocational & fine arts																		P	P	/	/
SCHOOLS, public, private, elementary or secondary (Sec. 916)		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	/	/
SECOND-HAND, PAWN AND FLEA MARKET (Sec. 923)																				/	/
SEPTAGE DISPOSAL SITE		P	P																	/	/
SEXUALLY ORIENTED BUSINESSES (Sec. 924)																				/	/
SHEET METAL FABRICATION																					P
SOLID WASTE DISPOSAL FACILITY (Sec. 925)		S	S																		S

(Am. 2-21-05)

County Zoning Ordinance

June 20, 2003 (with amendments through 12-31-2006)

## SECTION 403 USE MATRIX

## CUMBERLAND COUNTY ZONING ORDINANCE

P = PERMITTED USE

S = SPECIAL USE (Sec. 1506 Board of Adjustment approval required)

X = CONDITIONAL USE (Article V - County Commissioners approval required)

LAND USES	ZONING CLASSIFICATIONS																			
	CD	A1	A1A	R20	R20A	R20	R20A	R20	R20A	R20	R20A	R20	R20A	R20	R20A	R20	R20A	OSM	CLD	CD
SPECIAL INFORMATION SIGNS (Sec. 1304 D)	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
STORAGE-FLAMMABLE																				
STORAGE-OPEN																				
STORAGE-WAREHOUSE																				
SWIMMING POOLS, incidental to a principal use, (Sec. 1003C)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
TAILORING (Dressmaking)																				
TAXICAB STAND OPERATION																				
TELEPHONE SWITCHING/BOOSTER STATION		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
THEATER PRODUCTIONS, indoor, which show only films previously submitted to & rated by the Motion Picture Association of America & not including theaters regulated by Section 924																				
THEATER PRODUCTIONS, outdoor (Sec. 924), which show only films previously submitted to & rated by the Motion Picture Association of America & not including theaters regulated by Section 924		S	S																	
TIRE RECAPING																				
TOWER (Sec. 927)	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
TRADES CONTRACTOR ACTIVITIES, with or without outside storage of equipment or supplies																				
TRAILER RENTALS, including terminal activities, hauling and/or storage, incidental to same, but excluding mail-warehousing as defined herein																				
TRUCK TERMINAL ACTIVITIES, repair & hauling and/or storage																				
UPHOLSTERING OR FURNITURE REUPHOLSTERING																				
VARIETY, GIFT AND HOBBY SUPPLY SALES																				
VENDING MACHINE RENTAL																				
VETERINARIAN (Sec. 919)		P	P	P	P															
WIRELESS COMMUNICATIONS & ACCESSORY SALES																				
WHOLESALE SALES, with operations conducted and merchandise stored entirely within a building and not otherwise listed herein																				

(Amd. 2-21-06)

## MOTIONS ON CONDITIONAL USE DISTRICT REZONING APPLICATIONS

### IF TO APPROVE CONDITIONAL USE **DISTRICT**:

I MOVE THAT THE BOARD OF COMMISSIONERS FINDS THAT THIS CONDITIONAL USE DISTRICT APPLICATION IS REASONABLE, NEITHER ARBITRARY NOR UNDULY DISCRIMINATORY, AND IN THE PUBLIC INTEREST, AND THAT THE FOLLOWING CONDITIONAL USE(S) BE APPROVED [OR, IN THE ALTERNATIVE, DELETED]:

---

PLANNING STAFF TO NAME USES TO BE APPROVED OR, IN ALTERNATIVE, DELETED

### IF TO DENY CONDITIONAL USE **DISTRICT**:

I MOVE THAT THE BOARD OF COMMISSIONERS FAILS TO FIND THAT THIS CONDITIONAL USE DISTRICT APPLICATION IS REASONABLE, NEITHER ARBITRARY NOR UNDULY DISCRIMINATORY, AND IN THE PUBLIC INTEREST, AND THAT IT THEREFORE BE DENIED.

**[\*\*\*IF CONDITIONAL USE DISTRICT IS DENIED, DO NOT MAKE ANY MOTION ON CONDITIONAL USE PERMIT].**

### IF TO APPROVE CONDITIONAL USE **PERMIT**:

I MOVE THAT THE BOARD OF COMMISSIONERS FINDS THAT THIS CONDITIONAL USE PERMIT APPLICATION, IF COMPLETED AS PROPOSED AND SUBJECT TO THE CONDITIONS RECOMMENDED BY THE PLANNING BOARD:

- (I) WILL NOT MATERIALLY ENDANGER THE PUBLIC HEALTH AND SAFETY, AND
- (II) WILL NOT SUBSTANTIALLY INJURE THE VALUE OF ADJOINING OR ABUTTING PROPERTY, AND
- (III) WILL BE IN HARMONY WITH THE AREA IN WHICH IT IS TO BE LOCATED, AND
- (IV) WILL BE IN CONFORMITY WITH THE LAND USE PLAN, THOROUGHFARE PLAN OR OTHER PLAN OFFICIALLY ADOPTED BY THE BOARD OF COMMISSIONERS.





ITEM NO. 2D

COMMUNITY DEVELOPMENT  
245 Person Street, 2nd Floor - P.O. Box 1829 • Fayetteville, North Carolina 28302-1829  
(910) 323-6112 • Fax: (910) 323-6114

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA**  
**SEPTEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

**THRU: JUANITA PILGRIM, DEPUTY COUNTY MANAGER**

**FROM: THANENA S. WILSON, COMMUNITY DEVELOPMENT DIRECTOR** *TS Wilson*

**DATE: SEPTEMBER 7, 2007**

**SUBJECT: 2006 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION  
REPORT (CAPER)**

**BACKGROUND**

Community Development has prepared an abbreviated version of the draft CAPER for the 2006 Program Year (Exhibit 1). This document is available for public review and comment during the period September 6, 2007 through September 20, 2007. Copies of the draft CAPER in its entirety will be available for review in the County Commissioners office and at the Community Development office beginning September 13, 2006. Copies of the abbreviated version have been distributed to several locations throughout the County in compliance with our Citizen Participation Plan (see Exhibit 2-Public Notice). The final CAPER is due to HUD on September 28, 2007.

The 2006 CAPER details program accomplishments and assessments of our efforts in meeting the goals and objectives set forth in our Consolidated Plan and Annual Action Plan for the period July 1, 2006 through June 30, 2007. Performance reporting meets three basic purposes: 1) It provides HUD with necessary information for the Department to meet its statutory requirement to assess each grantee's ability to carry out relevant community development programs in compliance with all applicable rules and regulations; 2) It provides information necessary for HUD's Annual Report to Congress, also statutorily mandated; and 3) It provides grantees an opportunity to describe to citizens their successes in revitalizing deteriorated communities and meeting objectives outlined in their Consolidated Plan. This reporting tool assures that citizens, community groups, and other interested stakeholders in the community development process are accurately informed of the use of these federal funds (i.e. CDBG, HOME, etc.).

**RECOMMENDATION AND PROPOSED ACTION**

Community Development requests that the Board of Commissioners hold a public hearing on the 2006 CAPER. No other action is necessary.

Attachments: Exhibit 1 – 2006 Draft CAPER (abbreviated version)  
Exhibit 2 – Public Notice

*Celebrating Our Past...Embracing Our Future*

## THE FAYETTEVILLE OBSERVER

Published Date: September 2, 2007

Topic: Public Notice

Cumberland County Community Development 2007 Consolidated Annual Performance and Evaluation Report

THE FAYETTEVILLE OBSERVER

Sunday, September 2, 2007

7G

## THE FAYETTEVILLE OBSERVER

## 410 Public Notice

## PUBLIC NOTICE

Cumberland County  
Community Development  
2007 Consolidated Annual  
Performance and  
Evaluation Report

A public hearing on the Cumberland County Community Development (CCCC) Consolidated Annual Performance and Evaluation Report (CAPER) will be held on September 17, 2007, 6:45 p.m. in the Commissioners' Room, at the New Courthouse, 117 Dick Street, Fayetteville, NC.

The CAPER provides information on Cumberland County's use of the Community Development Block Grant and Home Investment Partnership Grant funds during the 2006 Program Year. This allows the County an opportunity to evaluate its overall progress in carrying out the priorities and specific objectives identified in its Consolidated Plan and 2006 Annual Action Plan. All citizens are encouraged to attend and offer comments.

A complete version of the CAPER will be available at the County Commissioners' office and CCCD. Copies of the condensed version of the CAPER are available for public review and comment from September 8, 2007 through September 20, 2007 at the following locations:

Cumberland County  
Community Development  
245 Person St. (2nd Floor)  
Fayetteville

Cliffdale Branch Library  
6882 Cliffdale Road  
Fayetteville, NC

Falcon Town Hall  
Hwy 82/Southwest St.  
Falcon, NC

Godwin Post Office  
Hwy 301 S. Main St., Godwin

Headquarters Library  
300 Maiden Ln., Fayetteville

Hope Mills Branch Library  
3411 Golfview Road  
Hope Mills

North Regional  
Branch Library  
855 McArthur Road  
Fayetteville

Spring Lake Branch Library  
101 Laketree Blvd.  
Spring Lake

Stedman Town Hall  
5110 Front St., Stedman

Wade Town Hall  
7128 Main St. (Hwy 301 N)  
Wade

For more information, contact Cumberland County Community Development at (910) 323-6112 or visit the CCCD office at 245 Person St., 2nd Floor, Fayetteville, NC 28301. Office hours are 8:00 a.m. to 5:00 p.m., Monday through Friday.

\*\*\*\*\*

# **Consolidated Annual Performance & Evaluation Report**

Presented by:

Cumberland County Community Development



**CAPER Public Review Period: September 6, 2007 thru September 20, 2007**  
**Public Hearing Before the Board of Commissioners: September 17, 2007 @ 6:45 p.m.**

# *Mission Statement*

The goal of Cumberland County Community Development is to provide programs that will address and improve the quality of life for our citizens through private, public and local government partnerships.

## *Executive Summary*

### PROGRAM SUMMARY

Cumberland County is pleased to present its Consolidated Annual Performance and Evaluation Report (CAPER) for the 2006 Program Year (PY). During the past year, Cumberland County Community Development (CCCD) has expended approximately \$2,792,433 helping low and moderate income residents. As an Urban County Entitlement designated by the U.S. Department of Housing and Urban Development (HUD), Cumberland County receives annually Community Development Block Grant and HOME Investment Partnership Act funds. In addition to its entitlement funds, CCCD also received competitive grant funds awarded from HUD through the Supportive Housing Program. CCCD uses its entitlement funds to focus on affordable housing development, housing rehabilitation, support for human service programs, public facility/infrastructure programs, and economic development activities. The competitive grant funds were used for 2 projects to support transitional housing programs for homeless families.

### COMMUNITY DEVELOPMENT BLOCK GRANT

The Community Development Block Grant (CDBG) is used for projects that address housing, economic development, public services/facilities, and infrastructure (water/sewer) needs. Projects must also meet one of the following three National Objectives:

- Principally benefit low and moderate income persons;
- Aid in the elimination of slum and blight; or
- Meet community development needs having a particular urgency.

### HOME INVESTMENT PARTNERSHIP ACT

The Home Investment Partnership Act Program (HOME) is used to expand the supply, availability and affordability of decent, safe, and sanitary housing serving citizens who are 80% and below the area median income. The median income for a family of 4 in Cumberland County for PY 2006 was \$47,600.

### SUPPORTIVE HOUSING PROGRAM

Funds provided through the Supportive Housing Program (SHP) are awarded on a competitive basis for either a one, two, or three year grant term. The purpose of SHP funding is to assist homeless persons in the transition from homelessness to permanent housing and to enable them to live as independently as possible.

Projects funded under SHP must meet three goals:

- Assist program participants to obtain and remain in permanent housing;
- Assist program participants to increase skills and/or income; and
- Assist program participants to achieve greater self-determination.



# *Executive Summary*

## **PRIORITY NEEDS IN CUMBERLAND COUNTY**

Every five years, CCCD must prepare a Consolidated Plan to identify the priority needs in Cumberland County and develop strategies that will be implemented to address those needs. In order to identify the needs of the community, citizens were encouraged to participate by completing surveys that were distributed throughout Cumberland County. CCCD also consulted with local officials and agencies to assess the needs of the community. Based on the data received from these sources and community meetings, the following were identified as priority needs in Cumberland County (in no order of preference):

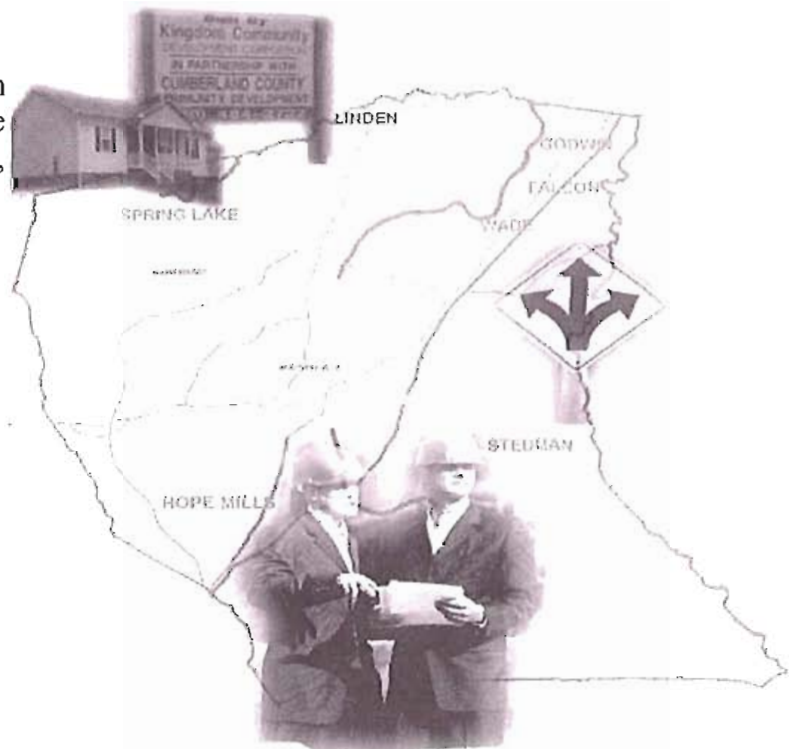
- Services for disabled persons;
- Services for the homeless;
- Street/sidewalk improvements;
- Water/sewer improvements;
- Parks/recreational facilities;
- Transportation services;
- Youth services;
- Senior services;
- Mental health services; and
- Health care services.

In addition, CCCD will continue to address affordable housing and economic development needs.

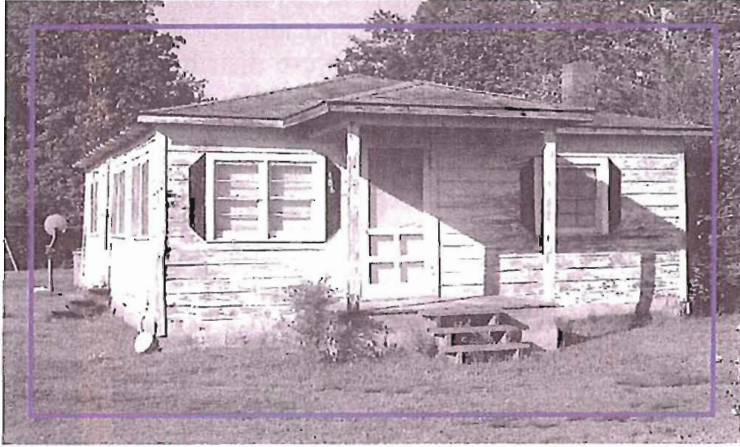
For PY 2006, CCCD received \$1,423,167 in CDBG funds, \$631,472 in HOME funds, and administered SHP grants in the amount of \$231,922. In addition, \$12,935 was received to administer the American Dream Down payment Initiative (ADDI). With the continued partnership of community groups, nonprofit agencies, and other units of local government, CCCD used these funds to continue to meet the needs of the community and improve the quality of life for the low and moderate income citizens of Cumberland County.

## **SERVICE AREA**

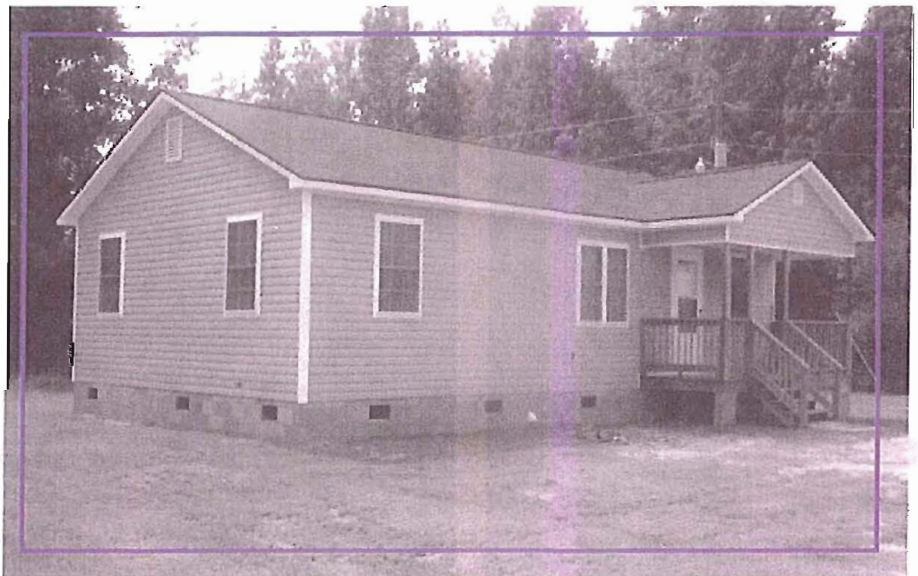
Funds were used in our designated area, which includes the Towns of Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, Wade, and the unincorporated areas of the County.



*Home repaired through the Housing Rehabilitation Program*



*Before*



*After*



# Housing Programs

## HOUSING REHABILITATION

### Owner-Occupied

The Homeowner Rehabilitation Program addresses homes that do not meet minimum housing code standards. Examples of the types of repairs that would qualify are plumbing, electrical, insulation, painting, and siding. Assistance is provided in the form of a deferred loan with repayment determined on the applicant's ability to meet additional financial obligations.

### Investor-Owner

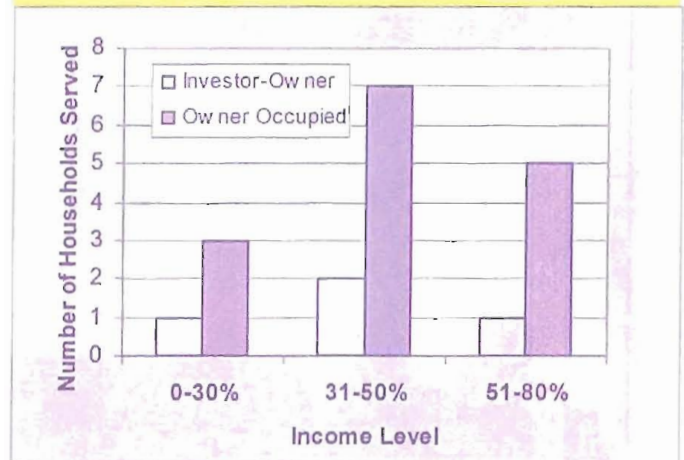
The Rental Rehabilitation Program provides assistance to investors to acquire and repair units that will be leased to tenants earning 80% and below the area median income.

For the 2006 Program Year, \$963,895 was expended to assist 15 owner-occupied households and 4 investors with the acquisition/rehabilitation of housing units to serve 4 low to moderate income tenants.

## EMERGENCY REPAIR

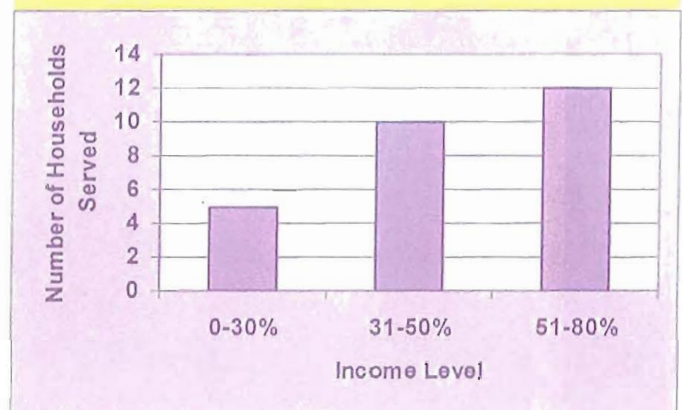
Funding up to \$7,500 per unit is available for housing repair projects that address households with immediate health or safety risks. Examples of the types of repairs that would qualify are faulty electrical systems that would lead to fire hazards, constructing a ramp that would make the home accessible for the disabled, and plumbing problems that could create an unsafe living environment for the occupants. A total of \$131,744 was expending for PY 2006 to assist 27 owner-occupied homeowners.

### Housing/Rental Rehabilitation Programs



*"It has been a blessing."* - Mildred Melvin, a recipient through the housing rehabilitation program.

### Emergency Repair Program









# *Housing Programs (cont'd)*

## COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS

Regulations require that 15% of the County's HOME Investment Partnership Act (HOME) funds be designated for use by nonprofit organizations in the development and promotion of affordable housing—rental and homeownership. Once certain guidelines are met, these organizations are designated as Community Housing Development Organizations or CHDOs.

The County has designated Kingdom Community Development Corporation (KCDC) as a qualified CHDO. For PY 2006, CCCD committed \$483,546 to KCDC to construct 6 single family homes in the Holly Hills community of Spring Lake.

## HOME BUYER PROGRAM

The First-time Homebuyer Program facilitates homeownership for low to moderate income households in Cumberland County. Loans up to \$5,000 are provided for down payment and/or closing cost assistance. Another form of loan, GAP financing, pays the difference between the purchase price of the home and what the lending institution approves for the applicant. The amount of assistance that can be provided is up to \$20,000—for maximum of \$25,000 per applicant. Funding for these programs are provided through the use of Community Development Block Grant (CDBG), HOME Investment Partnership Act (HOME), and American Dream Down payment Initiative (ADDI) funds. This year, 165 potential homebuyers received training through the First Time Home Buyer's class as the first step towards preparing them for homeownership.

## AFFORDABLE HOUSING PROGRAM

During the 2006 Program Year, \$98,000 was expended to complete the construction of Legion Crossings off Legion Road in Hope Mills. Legion Crossings is a 48-unit multi-family apartment complex that will provide 2 and 3 bedroom affordable housing units for tenants earning between 40% to 60% of the area median income. Rents range between \$315 and \$415 per month.



Legion Crossings Apartments located in Hope Mills, NC.





# *Fair Housing*

## FAIR HOUSING

The goal of the Fair Housing Program is to promote, market, and encourage equal access to housing and housing related transactions regardless of race, color, national origin, religion, sex, familial status or handicap. Cumberland County has partnered with the City of Fayetteville to provide Fair Housing services County-wide through its Human Relations Department. During the 2006 Program Year, the following activities were undertaken:

### Outreach

In PY 2006, CCCD's Fair Housing Specialist conducted outreach activities throughout the local community by running public service announcements through local television stations and newsletters. During Fair Housing Month in April, a Fair Housing Workshop was held to provide information to buyers, sellers, renters, and other interested parties about fair housing and fair lending practices. There were a total of 52 attendees.

### Counseling

Counseling was also provided to persons inquiring about housing related matters. This past program year, the Fair Housing Specialist investigated 16 cases of alleged housing discrimination complaints. In addition, there were 32 housing related calls which did not result in a investigation.

If you feel your rights have been violated or for more information regarding fair housing laws, contact the Fayetteville-Cumberland County Human Relations Department at (910) 433-1698.











# *Supportive Housing*

## **SUPPORTIVE HOUSING PROGRAM**

Since 1995, CCCD and other service agencies have worked collaboratively to create an array of housing options and services to support the homeless. The Continuum of Care Planning Council (COCPC) is the leading entity in this movement. The ultimate goal is to have a seamless system that provides the services needed to move a person from homelessness into permanent housing.

The following programs were funded through Supportive Housing Program grants administered by the County:

The Salvation Army - The Care Center Transitional Housing Program

Location: Scattered Site/Suppressed due to confidentiality

Census Tract: N/A

Population Served: Homeless individuals who are victims of domestic violence

# Families Assisted: 12

Funds Expended: \$49,082 (includes CDBG funds)

The Salvation Army - Robin's Meadow

Location: 515/519 Candleberry Court, Fayetteville, NC

Census Tract: 1

Population Served: Homeless Families

# Families Assisted: 12

Funds Expended: \$96,474 (includes CDBG funds)



# *Public Services*

Fifteen percent of CDBG funds can be designated to assist with the start-up or expansion of programs provided by non-profit agencies (or units of local government under certain conditions) in the County. Eligible activities include the provision of job skills training, health services, mental health services, transportation, or other services identified in CCCD's Consolidated Plan. The activities funded must address at least one of the three CDBG national objectives.

The following agencies provide services to improve the quality of life for 4,574 County residents during the 2006 Program Year:

**Better Health of Cumberland County/Emergency Prescriptions and Medical Assistance**

Location: 1422 Bragg Blvd., Fayetteville, NC

Census Tract: 9

Population Served: Low/Moderate Persons

# Assisted: 355

Funds Expended: \$20,000

**City Rescue Mission/Housing and Services for the Homeless**

Location: 120 N. Cool Springs St., Fayetteville, NC

Census Tract: 1

Population Served: Homeless Men

# Assisted: 94

Funds Expended: \$11,205

**Coordinating Council on Older Adults/In-home Aides for the Elderly**

Location: 339 Devers St., Fayetteville, NC

Census Tract: 21

Population Served: Elderly (62 yrs +)

# Assisted: 11

Funds Expended: \$23,432







## *Public Services (cont'd)*

Additional agencies that improved the quality of life of County residents include:

Cumberland County Communicare, Inc./Youth Leadership Program

Location: 103 Laketree Blvd., Spring Lake, NC

Census Tract: 35

Population Served: Low/Moderate Youth

# Assisted: 19

Funds Expended: \$8,463

Cumberland County Medication Access Program (CCMAP)/

Prescription Drugs

Location: 227 Fountainhead Ln., Fayetteville, NC

Census Tract: 18

Population Served: Low/Moderate Persons

# Assisted: 3,452

Funds Expended: \$25,000

Lisa's House of Care, Inc./Housing Services for Persons with HIV/AIDS

Location: Suppressed due to confidentiality

Census Tract: 10

Population Served: Homeless Individuals with HIV/AIDS

# Assisted: 29

Funds Expended: \$11,036

The Salvation Army Shelter

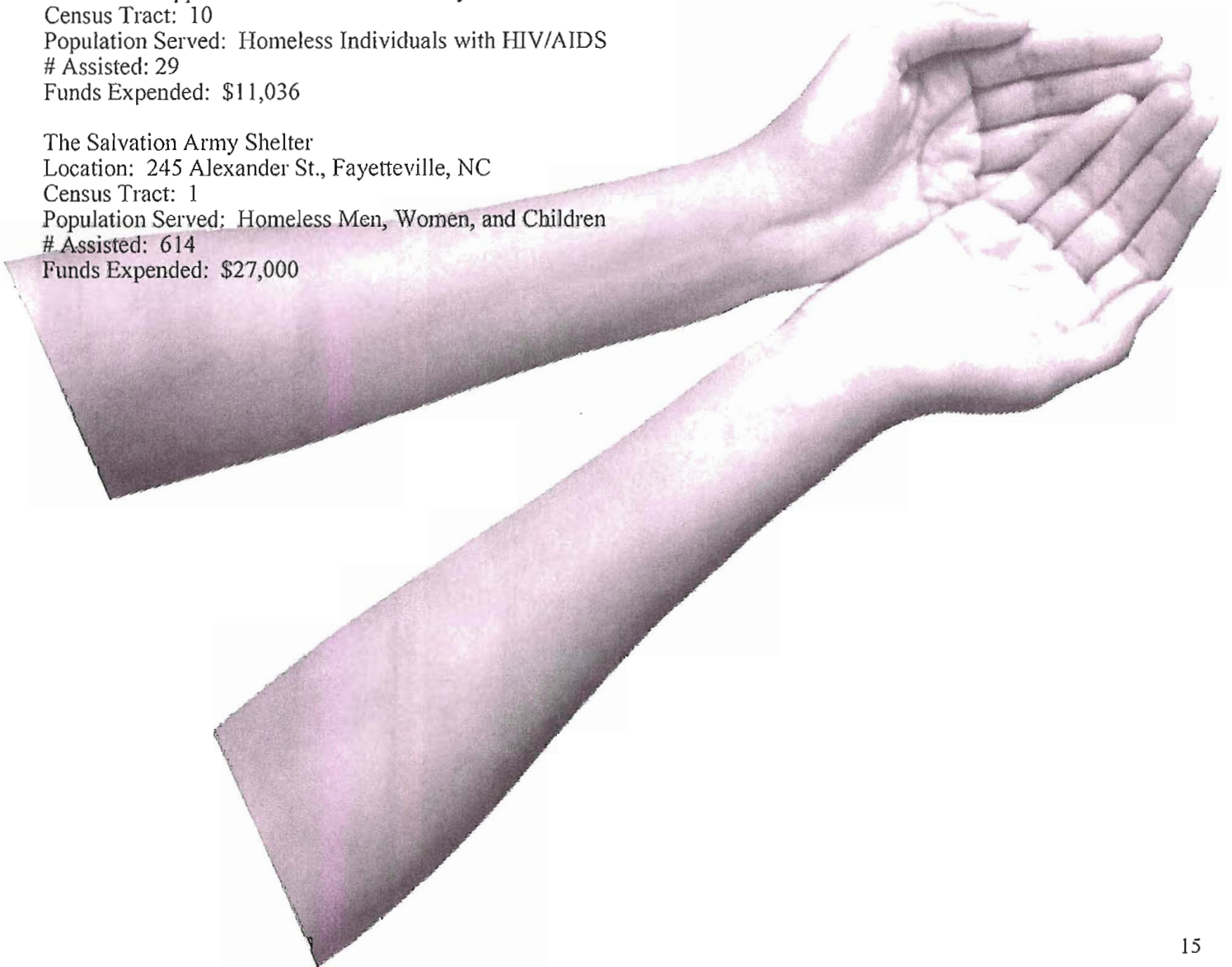
Location: 245 Alexander St., Fayetteville, NC

Census Tract: 1

Population Served: Homeless Men, Women, and Children

# Assisted: 614

Funds Expended: \$27,000







# *Public Facilities*

## **PUBLIC FACILITIES**

Funds in the amount of \$252,070 were used to renovate the Spring Lake Community Center. The center will be used to serve senior citizens in the Spring Lake community.

In addition, funds in the amount of \$198,504 were also expended for the debt service on the Spring Lake Family Resource Center Section 108 Loan.



CDBG funds were used to renovate the interior of the Spring Lake Community Center.





Happy Hound Grooming Salon

# *Economic Development*

## ECONOMIC DEVELOPMENT

During the 2006 Program Year, Community Development expended \$37,524 in providing financial assistance through its economic development program. Funding provided to one business created 4 full time equivalent jobs for the community.



An employee of Happy Hound Grooming Salon poses with a pet. Happy Hound Grooming Salon received assistance to expand its pet grooming site.





# *Citizen Participation*

CCCD alone cannot solve the issues that affect Cumberland County. It takes the partnership between government, community service agencies and citizens of Cumberland County to strengthen our community and create a positive change. Citizens of Cumberland County have several ways of participating in the activities that are conducted by CCCD. Citizens may attend public meetings/hearings, community fairs, or visit the CCCD office located at 245 Person Street, Fayetteville, North Carolina.

## **PUBLIC MEETINGS/HEARINGS**

Each year several public meetings are held throughout Cumberland County. The purpose of these meetings is to provide information on programs available to low and moderate income residents and to assess the needs of the community. This past year, CCCD held four public meetings throughout Cumberland County:

- |                    |                                    |
|--------------------|------------------------------------|
| • January 30, 2007 | Pine Forest Recreation Center      |
| • February 1, 2007 | Stedman Recreation Center          |
| • February 6, 2007 | Grays Creek Recreation Center      |
| • February 8, 2007 | Spring Lake Family Resource Center |

The public meetings are advertised through several radio stations, television stations, and newspapers. Flyers were also sent to town halls, libraries, schools, churches, and different agencies in Cumberland County. If you are interested in attending any future Community Development Public Meetings or have comments on any of our programs, please contact our office at (910) 323-6112.

# Financial Summary - CDBG

Housing	Allocations	Expenditures
Emergency Repairs	150,000	131,744
Housing Rehabilitation	650,000	381,688
Project Delivery Costs	311,803	274,666
Homebuyers	20,000	0
<b>Total Housing Activities</b>	<b>1,131,803</b>	<b>788,098</b>

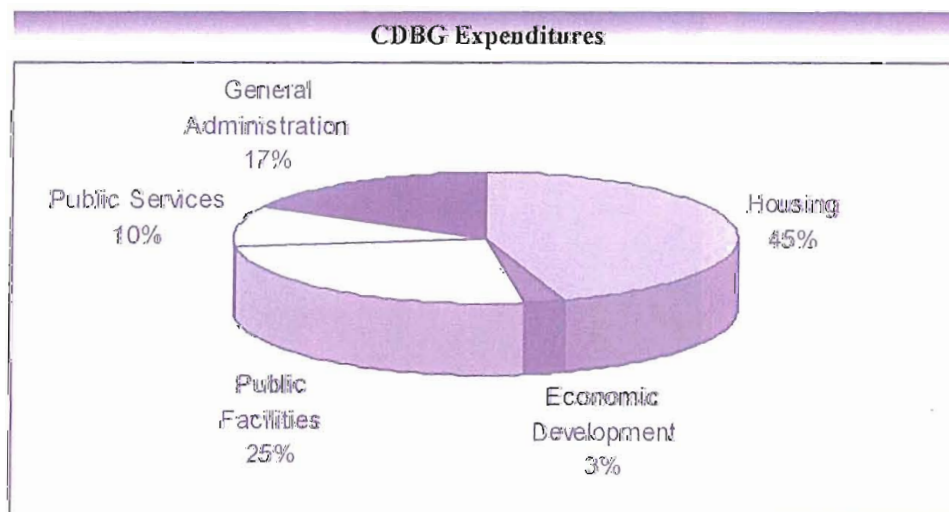
Public Facilities/ Infrastructure	Allocations	Expenditures
Public Facilities - Manchester Road Sanitary Sewer	240,340	0
Public Facilities - Ruth Street Center	252,070	252,070
Public Facility - Misc. Activities	253,590	7,054
Section 108 Debt Service	187,802	187,802
Public Facilities - Eastover Sanitary Sewer	300,00	0
<b>Total Public Fac./Infra. Activities</b>	<b>1,233,802</b>	<b>446,926</b>

Economic Development	Allocations	Expenditures
Project Delivery Costs	9,570	8,869
Economic Development Loans	45,000	37,524
<b>Total Economic Develop. Activities</b>	<b>54,570</b>	<b>46,392</b>

Public Services	Allocations	Expenditures
Better Health of Cumberland Co.	20,000	20,000
City Rescue Mission	12,436	11,205
Communicare, Inc.	15,000	8,463
Coord. Council on Older Adults	25,000	23,432
Lisa's House of Care	12,000	11,036
Project Delivery Costs	57,539	42,349
CCMAP	25,000	25,000
Robin's Meadow	20,000	3,321
Salvation Army—Shelter	27,000	27,000
<b>Total Public Services Activities</b>	<b>213,975</b>	<b>171,806</b>

General Administration	Allocations	Expenditures
General Administration	304,633	299,489
<b>Total General Administration</b>	<b>304,633</b>	<b>299,489</b>

	Allocations	Expenditures
<b>Total CDBG Activities</b>	<b>2,938,783</b>	<b>1,752,710</b>



Note: The financial information has not been audited.

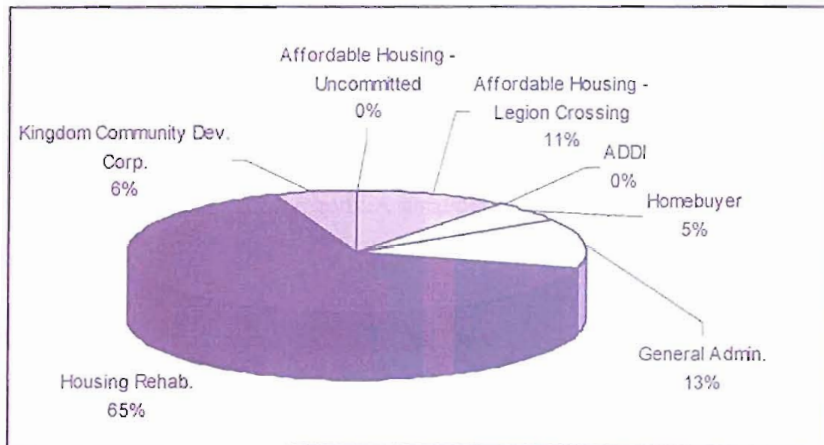


# Financial Summary - HOME & SHP

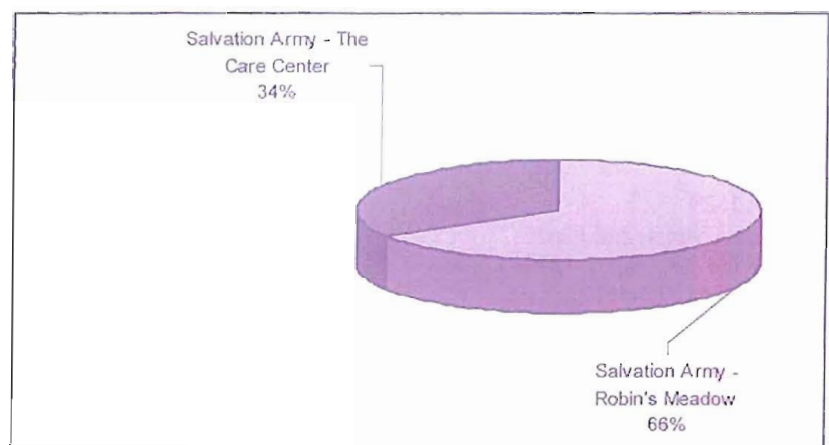
HOME	Allocations	Expenditures
Affordable Housing - Legion Crossing	98,000	98,000
ADDI	84,415	0
Homebuyer	184,176	45,807
General Admin.	156,675	116,971
Housing Rehab.	1,085,921	582,207
Kingdom Community Dev. Corp.	483,546	50,908
Affordable Housing - Uncommitted	777,000	0
<b>Total HOME Activities</b>	<b>2,869,733</b>	<b>893,894</b>

SHP	Allocations	Expenditures
Salvation Army - Robin's Meadow	168,802	96,747
Salvation Army - The Care Center	127,714	49,082
<b>Total SHP Activities</b>	<b>296,516</b>	<b>145,829</b>

**HOME Expenditures**



**SHP Expenditures**



Note: The financial information has not been audited.

# County Government



## GOVERNING BODY

Kenneth S. Edge, Chairman  
J. Breeden Blackwell, Vice Chairman  
Jeannette M. Council  
Dr. John T. Henley, Jr.  
Billy R. King  
Edward Melvin  
Diane Wheatley

## LOCAL GOVERNMENT PARTNERS

Town of Falcon	Town of Spring Lake
Town of Godwin	Town of Stedman
Town of Hope Mills	Town of Wade
Town of Linden	

## COUNTY ADMINISTRATION

James Martin, County Manager  
Juanita Pilgrim, Deputy County Manager  
Amy Cannon, Assistant County Manager  
Cliff Spiller, Assistant County Manager

## COUNTY OF CUMBERLAND COMMUNITY DEVELOPMENT

PO Box 1829  
245 Person Street, 2nd Floor  
Fayetteville, NC 28302-1829  
Phone: (910) 323-6112  
Fax: (910) 323-6114  
<http://www.co.cumberland.nc.us>

## CCCD STAFF

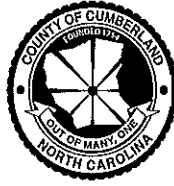
Thanena Wilson, Director  
Gary Belton, Fair Housing Specialist  
Sonya Green, Community Services Manager  
Phil Leffew, Housing Program Coordinator  
Sylvia McLean, Accountant  
Carlis Sweat, Housing Rehabilitation Specialist  
Delores Taylor, Compliance Officer  
William Taylor, Housing Rehabilitation Specialist  
Bobby Thomas, Housing Services Manager  
Mary Alice Underwood, Senior Loan Analyst

## FREQUENTLY CALLED NUMBERS

Emergency Calls .....	911
Board of Commissioners .....	678-7771
County Manager .....	678-7723
Cumberland County Dept. of Social Services .....	323-1540
Cumberland County Health Department .....	433-3600
Cumberland County Human Resources .....	678-7653
Cumberland County Mental Health .....	323-0601
Cumberland County Planning & Inspections .....	678-7610
Fayetteville-Cumberland Parks & Recreation .....	433-1547
Fayetteville Metropolitan Housing Authority .....	483-3648
USDA Rural Development .....	483-4405, ext. 4







ITEM NO. 3

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

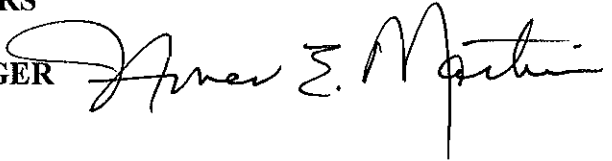
Juanita Pilgrim  
Deputy County Manager

Amy H. Cannon  
Assistant County Manager

### *Office of the County Manager*

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

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: SEPTEMBER 12, 2007**

**SUBJECT: PRESENTATION OF REVISED CUMBERLAND COUNTY SEAL TO THE TOWN OF EASTOVER**

The Policy Committee met on Thursday, September 6, 2007 to discuss a revision to the current County seal to incorporate the Town of Eastover. The Policy Committee agreed that the seal will be phased in as items that contain the seal are depleted. Commissioner Council requested that a formal presentation of the seal to the Town of Eastover be made at the September 17, 2007 meeting. The Committee voted unanimously to revise the current seal to incorporate the Town of Eastover and for it to be phased in as appropriate.

The Cumberland County Board of Commissioners would like to present the revised County Seal to the Honorable Mayor Charles McLaurin and members of the Eastover Town Board.

/ct

CM091207-2

ITEM NO. 4

**CUMBERLAND COUNTY  
TOURISM DEVELOPMENT AUTHORITY**

PO Drawer 1829  
Fayetteville, NC 28302-1829

William S. Wellons, Jr., Chairman  
Gwen Holloman, Vice Chairman

James E. Martin  
Daniel E. Roberts  
Vivek Tandon

**July 12, 2007**

**SEPTEMBER 17, 2007 AGENDA ITEM**

**To: Board of Commissioners**  
**From: Billy Wellons, Chair, Tourism Development Authority**  
**Re: Annual report on TDA funding**

**BACKGROUND:** The TDA is required to make an annual report each year to the Board of Commissioners. Attached for your information is the report.

**I will be present to review the report and answer any questions.**

**ACTION:** Accept the Report.

**Attachment: Report for fiscal year ending June 30, 2007.**



CUMBERLAND  
COUNTY

FINANCE DEPARTMENT

4<sup>TH</sup> Floor Courthouse, PO Box 1829, Fayetteville, North Carolina 28302-1829  
(910) 678-7753 Fax (910) 323-6120

July 05, 2007

MEMORANDUM

To: Tourism Development Authority

From: Terry A. Gagnon, Assistant Finance Director *TAG*

Subject: Fiscal Year 06-07 Annual Status

For the fiscal year ended June 30, 2007 the Occupancy Tax has netted \$3,495,873.15 in revenue.

These funds have been distributed as follows:

Cumberland County Crown Coliseum	\$ 873,968.30
Arts Council of Fayetteville	873,968.31
Fayetteville Area Visitors and Convention Bureau	1,574,771.99
TDA Discretionary Funds	173,164.55
Total	<u>\$ 3,495,873.15</u>

TDA Discretionary Funds:

Balance July 1, 2006 (unobligated)	\$ 321,572.00
Funds received for the fiscal year	173,164.55
Funds returned to TDA by recipient	10,250.00
Less obligations during the fiscal year	(180,236.00)
Less minimum balance	(50,000.00)
Balance June 30, 2006 (unobligated)	<u>\$ 274,750.55</u>

During the year, the TDA obligated funds for the following projects:

City of Fayetteville - League of Municipalities	\$ 13,500.00
Airborne & Special Operations Museum	51,736.00
North Carolina Assoc of County Commissioners	15,000.00
Fayetteville State University - HMS Pinafore	25,000.00
Cape Fear Botanical Garden	25,000.00
LaFayette 250th Birthday Celebration	25,000.00
Fayetteville Business & Professional League	25,000.00
Total	<u>\$ 180,236.00</u>

As of June 30, 2007 the TDA had the following outstanding obligations:

NC Civil War Trails / FAVCB	13,900.00
Fayetteville Business & Professional League	25,000.00
Total	<u>\$ 38,900.00</u>

Note; some of the obligations mentioned above span more than one fiscal year.

*Celebrating Our Past...Embracing Our Future*

FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE



ITEM NO. 5

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Juanita Pilgrim  
Deputy County Manager

*Office of the County Manager*

Cliff Spiller  
Assistant County Manager

Amy H. Cannon  
Assistant County Manager

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

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: SEPTEMBER 12, 2007**

**SUBJECT: PRESENTATION OF PROPOSED EPA REVISIONS TO THE OZONE  
STANDARD AND APPROVAL OF RESOLUTION**

#### BACKGROUND

Ms. Emilie Helms, Cumberland County Air Quality Coordinator will be making a presentation on the Proposed EPA Revisions to the Ozone Standard. Air Quality Stakeholders have recommended action of all Cumberland County jurisdictions to approve and sign a Resolution requesting the ability to have an Early Action Compact.

Additional information is included as attachments.

#### RECOMMENDATION / PROPOSED ACTION

Accept the report as presented and approve the associated Resolution in support of an Early Action Compact.

/ct

CM091207-3



**Emilie E. Helms**  
 Air Quality Coordinator  
 130 Gillespie Street, Fayetteville, NC 28301  
 Telephone (910) 678-7614  
 E-mail: ehelms@co.cumberland.nc.us  
 Website: <http://www.fampo.org/airquality>

## AIR QUALITY STAKEHOLDERS OF CUMBERLAND COUNTY

Date: August 17, 2007

### Memorandum

To: Cumberland County Commissioners  
 From: Emilie E. Helms, Air Quality Coordinator  
 Subject: Proposed EPA Revisions to the Ozone Standard

#### 1. Proposed EPA Revisions to the Ozone Standard

- Announcement on June 20, 2007.
- EPA last updated the ozone standards in 1997, and must make periodic revisions according to the Clean Air Act.
- The proposed revisions reflect new scientific evidence about ozone and its effects on people and public welfare.
- Current Standard is 0.08 ppm (parts per million).
- **Proposed Standard is a currently a range between 0.070 - 0.075 ppm**
- EPA is accepting public comment on the entire range between 0.065 - 0.080 ppm through October 9, 2007.
- Air Quality Stakeholders have recommended action of all Cumberland County jurisdictions signing a Resolution requesting the ability to have an Early Action Compact.
- For more information check the EPA website, <http://epa.gov/groundlevelozone/> click on the "Announcements" block in the top right corner.

#### Current Cumberland County Ozone Levels

2002-2004	0.084 ppm
2003-2005	0.083 ppm
2004-2006	0.080 ppm
2005-2007 (Through Aug 15)	0.082 ppm
<b>Projected 2009</b>	<b>0.0751 ppm</b>

**George Breece**  
 Chairman

**Steven Blanchard**  
 Vice-Chairman

**Commissioner Eleanor Ayers**  
 Town of Stedman

**Councilman Keith Bates**  
 City of Fayetteville

**COL Gregory Bean (Retired)**  
 Fort Bragg Military Reservation

**Commissioner Jeannette Council**  
 Cumberland County

**Edwin Deaver**  
 Citizen

**Dr. Joseph Follet, MD**  
 Lafayette Clinic

**Michael Green**  
 Cohen and Green

**Henry Holt**  
 Holt Oil Company

**Karl Legatski**  
 Citizen

**Commissioner Jerry Legge**  
 Town of Hope Mills

**Joseph W. Levister, Jr.**  
 Fayetteville Technical Community College

**William A. Martin**  
 Cumberland County Business Council

**Dr. Harold Maxwell, DDS**  
 Cumberland County Board of Health

**Donovan McLaurin**  
 Homebuilders Association

**Alderman James O'Garra**  
 Town of Spring Lake

**Scott Peters**  
 Goodyear Tire & Rubber Company

**Denise Sykes**  
 Towns of Falcon, Godwin, Linden and Wade

**Stephen Waters**  
 Barnhill Contracting Co.

*A healthful environment for all current and future citizens of Cumberland County*



# Projected schedule

<b>December 2007</b>	<b>Cumberland County Ozone Data from 2005-2007 is analyzed to determine if we will become attainment.</b>
March 12, 2008	EPA will issue final revised ozone standard.
<b>April 2008</b>	<b>Cumberland County is projected to become an attainment community.</b>
June 2008	Effective date of revised ozone standard
June 2009	States make recommendations for areas to be designated attainment and nonattainment.
June 2010	EPA makes final designations of attainment and nonattainment areas. Those designations would become effective 60 days after publication in the Federal Register.
2013	State Implementation Plans, outlining how states will reduce pollution to meet the standards, are due to EPA (three years after designations).
2013 - 2030	States are required to meet the standard, with deadlines depending on the severity of the problem.



Emilie E. Helms  
Air Quality Coordinator  
130 Gillespie Street, Fayetteville, NC 28301  
Telephone (910) 678-7614  
e-mail: ehelms@co.cumberland.nc.us

## AIR QUALITY STAKEHOLDERS OF CUMBERLAND COUNTY

**GEORGE BREECE**  
Chairman  
(910) 484-5430

**STEVEN BLANCHARD**  
Vice-Chairman  
(910) 223-4002

### Memorandum

Date: August 17, 2007

To: Docket No. EPA-HQ-OAR-- 2005-0172, Environmental Protection Agency,  
Mail Code 6102T, 1200 Pennsylvania Ave., NW, Washington, DC 20460

From: Cumberland County Board of Commissioners

Subject: Current EPA Ozone Standard

The Cumberland County Air Quality Stakeholder and Technical Committees understand and appreciate the proposed EPA decision to revise the current ozone standards to better protect public health and welfare. If the EPA decides to lower the ozone standard, we request an opportunity to form an Early Action Compact (EAC), similar to the one established in December 2002.

The EPA lowered the ozone standard in 1997 to 0.08 parts per million (ppm), which would have made Cumberland County a nonattainment community. However, in 2002, the Board of County Commissioners, NC Department of Environment and Natural Resources and the EPA entered into an EAC to voluntarily curb ozone emissions. The creation of the EAC, designated Cumberland County as "deferred nonattainment."

In 2006, the EPA commended the Cumberland County EAC for successful efforts to improve local air quality. Cumberland County is on-track to achieving the December 31, 2007 emissions goal, and being designated an attainment community. The community wide effort to minimize ozone emissions and public education will continue following our attainment status.

On June 20, 2007, the EPA proposed a revision of the level of the 8-hour ozone standard to a level within the range of 0.070 to 0.075 parts per million (ppm). The revision was published in the Federal Register, 40 CFR Part 50, Page 37818 and public comment will be accepted through October 9, 2007.

If the EPA makes a decision next year to set the ozone standards at 0.075 ppm or lower, Cumberland County will again be in nonattainment for ozone. Nonattainment is the designation given by the EPA to areas in violation of a criteria pollutant standard. For ozone nonattainment, three regulatory measures must be implemented: transportation conformity, general conformity, and new source review.

#### Transportation Conformity

Transportation planning agencies must demonstrate that planned road infrastructure expansion will not result in vehicle nitrogen oxide emissions over the level allowed by the State Implementation Plan. If this cannot be shown, the area will lose Federal highway dollars.

#### General Conformity

Non-transportation emission sources using Federal funds must demonstrate that modifications will not result in emissions exceeding the State Implementation Plan (SIP) emissions budget for the area.

#### New Source Review (NSR)

Any new major emitting industry wishing to locate within the non-attainment area, or any existing industry wishing to expand operation, faces more stringent permitting and emission control requirements. Because projects at existing sources cannot increase emissions in the nonattainment area, new or expanding industry will need to purchase emissions credits from other industry in the area.

As a result, if Cumberland County is designated nonattainment, surrounding counties become more attractive to new business and growth. The 2005 Base Realignment and Closure Commission will result in the significant movement of both personnel and business from Atlanta to Fort Bragg. A nonattainment designation would be extremely detrimental to Cumberland County.

Enclosed is a resolution asking the EPA to endorse an Early Action Compact. Please contact Emilie E. Helms, Air Quality Coordinator if you have any questions.

Encl: Resolution

**Resolution  
by  
Cumberland County, North Carolina**

Whereas, the Federal Clean Air Act, through the Environmental Protection Agency (EPA), establishes air quality standard to protect public health and welfare; and

Whereas, the EPA must regularly update the air quality standards to provide increased protection for children and other at risk populations against an array of ozone related adverse health effects; and

Whereas, the EPA proposes to revise the level of the 8-hour standard to a level within the range of 0.070 to 0.075 parts per million (ppm); and

Whereas, the proposed 40 CFR Part 50, Page 37818, Docket ID EPA-HQ-OAR-2005-0172, "National Ambient Air Quality Standards for Ozone" rule; and

Whereas, North Carolina has acknowledged the importance of air quality standards in promoting quality of life, economic development and health; and

Whereas, the benefits of a continued Early Action Compact include: clean air sooner, delaying or avoiding nonattainment designation, minimizing the impact of air quality standards on new industrial and transportation construction, less complicated conformity plans, development of local standards in partnership with stakeholders and the state; and

Whereas, the past, present and continued cooperative efforts of the 2002 Cumberland County Early Action Compact have made *significant improvements in Air Quality*; and

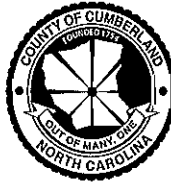
Now, therefore be it resolved by the Board of Commissioners, that should the EPA select a new ozone standard of 0.075 ppm or lower, we request the ability to join with the other Cumberland County municipalities to enter into an Early Action Compact.

Adopted \_\_\_\_\_.

\_\_\_\_\_  
**Kenneth S. Edge**  
Chairman

ATTESTED:

\_\_\_\_\_



ITEM NO. 6

## 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 SEPTEMBER 17, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**

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

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

**DATE: SEPTEMBER 12, 2007**

**SUBJECT: BIDS FOR COURTHOUSE PLAZA RENOVATIONS & PARKING LOT IMPROVEMENTS**

#### **BACKGROUND**

Bids were received on July 12, 2007, for the Courthouse Plaza Renovations & Parking Lot Improvements Project. Attached is a copy of the certified bid tabulation together with the engineer's letter of recommendation. In addition to the base bid, alternate bids were taken for the following:

- Alternate #1 - Relocate Backflow Prevention Devices
- Alternate #2 - Landscaping Improvements in Dick Street Median
- Alternate #3 - Tinted Concrete
- Alternate #4 - Sand Blasted Concrete
- Alternate #5 - Canopy at North portico
- Alternate #6 - 2 Year Maintenance Agreement on Security Gates

The low base bid was submitted by Cardinal Landscaping, Inc., in the amount of \$3,195,148.90. A 2.5% construction contingency in the amount of \$80,000 is recommended. References provided by Cardinal Landscaping have been verified by the project engineer as well as information provided by the contractor's surety. Although Cardinal Landscaping has not managed a project of the scope and dollar value of the Courthouse Plaza Renovations & Parking Lot Improvements Project, the project engineer, MK&R, believes it is in the best interest of the County to accept their bid given the cost differential (+\$132,202) between the low bid and second low bid and past experience with the second low bidder.



This item was presented to the Cumberland County Facilities Committee on August 14, 2007 and again on September 11, 2007. At the August 14<sup>th</sup> meeting, the Facilities Committee asked for additional information on the difference between the bid amount and the engineer's estimate. The Committee also requested that Management and Engineering staff review the project and find ways to reduce the project cost.

At the September 11<sup>th</sup> Facilities Committee meeting, the project engineer gave a summary of the project, with specific details on how the significant expansion of the project scope impacted the actual cost compared to the original engineers project estimate. Additionally, it was determined that \$280,000 could be reduced from the project without significantly impacting the scope of the project.

At the present time, our budget includes an appropriate of \$1,810,791 for this project. The Engineering estimate was not revised after the project scope changed significantly, and accordingly, the budget appropriation was still reflective of very early project estimates. The Facilities Committee did unanimously agree to accept the lowest base bid submitted from Cardinal Landscaping, Inc. in the amount of \$3,195,148.90. Further, the project engineer made recommendations to reduce the base bid by \$280,000 eliminating several items that would not materially change the scope of the project.

The recommendation also included the establishment of a project contingency in the amount of \$80,000. The project engineer and our County engineer also recommend acceptance of Alternates #4 and #5 in the total amount of \$144,932. The base bid, less the project reductions of \$280,000, plus the alternates and the contingency, bring the construction contract to a total of \$3,140,080.90. Additional funds needed for this project will be reallocated from Roof Maintenance (\$350,000) and from Fund Balance set aside for Medicaid (\$979,290).

### **RECOMMENDATION/PROPOSED ACTION**

Follow the recommendation of the Facilities Committee and also approve the associated budget revision.

Attachments:     Budget Revision  
                         Facilities Committee Meeting Minutes

/ct

CM091207-1

ENGINEERS  
PLANNERS  
SURVEYORS



MOORMAN, KIZER & REITZEL, INC.

115 Broadfoot Ave.

P.O. Box 53774

Fayetteville, NC 28305

(910) 484-5191

Fax: (910) 484-0388

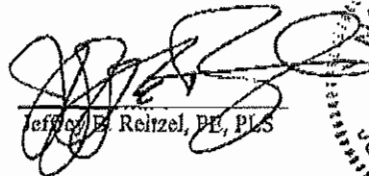
www.mkrinc.com

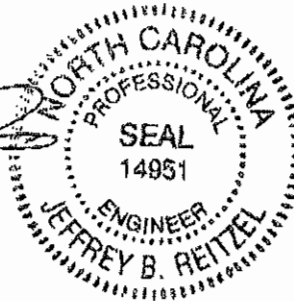
COURTHOUSE PLAZA RENOVATIONS  
PLAZA AND PARKING LOT IMPROVEMENTS

Bids opened Thursday, July 12, 2007 at 2:30 p.m. in Hearing Room 3 located in the Old County Courthouse, 130 Gillespie Street, Fayetteville, NC

<u>BIDDER</u>	<u>LICENSE NO.</u>	<u>ADD. 1, 2, 3 &amp; 4 ACK.</u>	<u>BID BOND</u>	<u>POWER OF ATTORNEY</u>	<u>TOTAL BID</u>
<u>Cardine Landscaping Inc</u>	<u>47465</u>	<u>X</u>	<u>5%</u>	<u>X</u>	<u>\$3,195,148.90</u>
<u>Valley Crest Companies</u>	<u>36038</u>	<u>X</u>	<u>5%</u>	<u>X</u>	<u>\$3,327,351.27</u>
<u>Paul Howard Construction Co Inc</u>	<u>80</u>	<u>X</u>	<u>5%</u>	<u>X</u>	<u>\$3,974,843.00 (No Alternate #6)</u>

I hereby certify that the bid prices and amounts shown hereon are true and correct to the best of my knowledge and belief and that the bids were opened and publicly read at the time, place and date specified.

  
Jeffrey B. Reitzel, PE, PLS



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B08-067
Date Received	9/12/2007
Date Completed	

Fund No. 101 Agency No. 412 Organ. No. 4195

Organization Name: General Government Other

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9905	Fund Balance- Deferred Maint & Renovations	633,492	1,810,791	2,444,283
9901	Fund Balance- Medicaid Reserve		979,290	

Total 633,492 2,790,081 3,423,573

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3735		Roof Repairs	1,281,024	(350,000)	931,024
361J		Plaza & Parking Lot	183,426	3,140,081	3,323,507

1,464,450 2,790,081 4,254,531

**Justification:**

Revision to fund contract with Cardinal Landscaping for repair and renovation to the Courthouse Plaza and rear parking lots.

**Funding Source:**

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

**Fund Balance:**

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
Reviewed By: Howard C. Bar Date: 9/18/07  
Reviewed By: Amy N. Cannon Date: 9/12/07  
Deputy/Assistant County Mgr

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

CUMBERLAND COUNTY FACILITIES COMMITTEE

September 11, 2007 – 8:30 AM

REGULAR MEETING

PRESENT: Commissioner Diane Wheatley  
Commissioner Billy King  
Commissioner John Henley  
James Martin, County Manager  
Juanita Pilgrim, Deputy County Manager  
Amy H. Cannon, Assistant County Manager  
Cliff Spiller, Assistant County Manager  
Grainger Barrett, County Attorney  
Sara VanderClute, Public Information Officer  
Sam Lucas, Engineering Technician II  
Al Brunson, Director of Electrical & Mechanical  
Marshall Isler, CCBC, Exec.VP of Downtown Dev. Div.  
Bill Martin, Martin, Alexiou Bryson Engineering Firm  
Jeff Reitzel, Moorman, Kizer & Reitzel, Inc.  
Shannon McDonald, Moorman, Kizer & Reitzel, Inc.  
Bob Peters, Landscape Architect  
Andrew Barksdale, Reporter – The Fayetteville Observer  
Marie Colgan, Deputy Clerk

Commissioner King gave an invocation, wished Commissioner Henley a Happy Birthday and called the meeting to order at 8:35 AM.

1. Approval of Minutes: June 12, 2007

**MOTION:** Commissioner Henley moved to approve.  
**SECOND:** Commissioner Wheatley  
**VOTE:** Unanimous

2. Report on Parking Deck

County Manager Martin gave a brief background on the proposed Parking Deck and introduced Mr. Isler for details on the current status. Mr. Isler introduced Mr. Martin, advising that his company, Martin, Alexio, Bryson (engineering firm that specializes in transportation), along with Walker Parker Construction (national firm that specializes specifically in parking decks) makes up the team providing technical input for a decision on building a parking deck. Mr. Isler asked Mr. Martin to provide an interim report, stating that a full report is expected by the end of the year. Mr. Martin advised that the Parking Committee has completed one out of five tasks assigned (determined parking needs and made tentative recommendation for location). After reviewing the information that led to the recommendation, Mr. Martin advised that 350-400 new spaces are recommended for the near term and that 500-600 (total new spaces) is recommended for the medium term (one deck now and a smaller deck later). He advised that 18 sites were reviewed and that the Donaldson Street parking lot was selected as the top selection for the parking deck with a net gain of about 300 spaces. The Maiden Lane/Ray Avenue location came in a close second as a possible future site for a smaller parking deck, with a net gain of about 240-290 spaces. Mr. Martin suggested a liner building (development of other activities in a liner building around the deck) for the proposed 3-bay deck on the Donaldson Street lot, which would be beneficial if the tax increment financing method is used. County Attorney Barrett advised the financing method should be looked at cautiously as tax increment financing is not being used very much yet in this state and the LGC recommends

against it for smaller debt issues. He noted, however, if a tax increment district is used, the risk of revenue shortfalls is on debtholders; if the city and county adopt a policy to pay debt service from the additional taxes in a downtown area, however, the risk of revenue shortfalls would be on the city and county. After questions from members regarding cost, payment methods and timeframes, Mr. Martin advised that those areas will be looked at next and that a proposal will be submitted by the end of the year. Commissioners Henley and Wheatley expressed the need to move slowly on approving the parking deck as there are changes affecting the downtown and/or the Courthouse being discussed which would affect the need for additional parking. County Manager Martin advised that this presentation is for information only.

### 3. Courthouse Plaza and Parking Lot Renovations

County Manager Martin introduced Mr. Reitzel, project engineer, for a power point presentation reviewing expectations for the original project, how the project and its cost evolved and recommendations for potential reductions in the increased cost. A handout was distributed and Mr. Reitzel provided information on the individual components of the project and reminded members that, in the 2005 budget, the engineer's projected cost was \$2,524,800 which included design fees, based on schematic drawings only and not taking increased contractor mobilization costs due to phasing. However, shortly afterwards the Courthouse Security Subcommittee suggested additional recommendations based on expanded security considerations, and the plan was revised significantly. In July, 2007, the County received a low bid of \$3,195,148.90. An estimate at today's cost, however, would be \$3,362,074, indicating that the low bid received was reasonable. Mr. Reitzel went over potential reductions which would result in a decrease of \$280,000.00, stating that this figure is recommended in order not to substantially impact the project. Mr. Reitzel answered questions from members. County Manager Martin explained that the changes would revise the bid to \$2,915,148, leaving a budget shortfall of \$1,104,000; he recommended that the bid be accepted with the reductions.

**MOTION: Commissioner Wheatley moved, in order to get this before the full Board, to approve the manager's recommendation to accept the bid with the reductions of \$280,000 presented and to forward this recommendation to the full Board.**

**SECOND: Commissioner King**

**VOTE: Unanimous**

Other Matters of Concern - Commissioner Henley noted that after receiving information today on plans for the parking lot on Donaldson Street he sees no need to pave the temporary lots recently acquired off of Person Street. County Manager Martin agreed that only gravel should be used. By consensus, the members agreed to use gravel only for these lots.

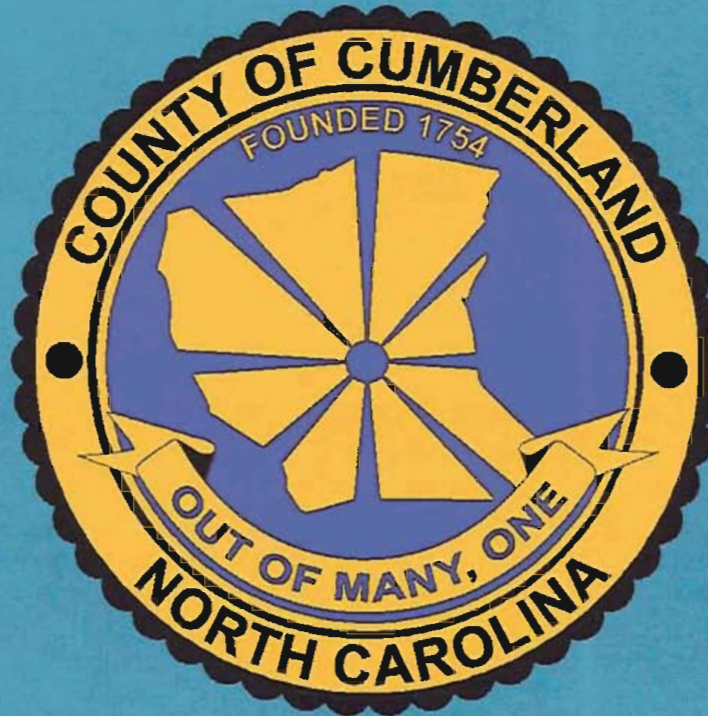
**MEETING ADJOURNED: 9:45 AM**



# COURTHOUSE PLAZA RENOVATION

## COUNTY COMMISSIONERS

DR. JOHN T. HENLEY, JR  
BILLY R. KING  
TALMAGE S. BAGGETT, JR  
KENNETH S. EDGE  
J. BREEDEN BLACKWELL  
DR. JEANNETTE M. COUNCIL  
DIANE WHEATLEY



## COMMITTEE

CLIFF SPILLER  
AMY CANNON  
ROBERT N. STANGER, PE  
JEFF DEVORE

JUNE 2005

## DESIGN TEAM

MOORMAN, KIZER & REITZEL, INC.  
LITTLE & LITTLE LANDSCAPE ARCHITECTS  
GORDON JOHNSON ARCHITECTURE  
DIBBLE & PLEDGER ELECTRICAL ENGINEERS

ENGINEERS  
PLANNERS  
SURVEYORS





## Project Purpose (June 2005)

Correct existing deficiencies through a comprehensive design

- Improve site and building signage
- Improve Courthouse and LEC entrances
- Improve ADA compliant accessibility
- Improve Courthouse and parking lot security
- Improve existing retaining wall
- Improve site lighting
- Improve the drainage
- Improve the hardscape area
- Improve the existing parking lots
- Create controlled access parking

The secondary benefit of correcting deficiencies

- Create an aesthetically pleasing plaza
- Create a new *face-lift* to the Courthouse



# Project Scope





# Wayfinding and Signage



*Looking South from the Plaza toward the LEC Main Entrance*

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SURVEYORS





# Wayfinding and Signage



*Looking South from the Plaza toward the LEC Main Entrance*

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PLANNERS  
SURVEYORS





# Wayfinding and Signage



*Looking East to LEC Building from Dick Street*



# Wayfinding and Signage



*Rear Entrance to Courthouse Building / Public Parking Lot*



# Wayfinding and Signage



*Rear Entrance to Courthouse Building /Public Parking Lot*

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PLANNERS  
SURVEYORS

**M&R**



# Wayfinding and Signage



*Front of Courthouse from Ottis Jones Parkway*



# Wayfinding and Signage and Main Entrance



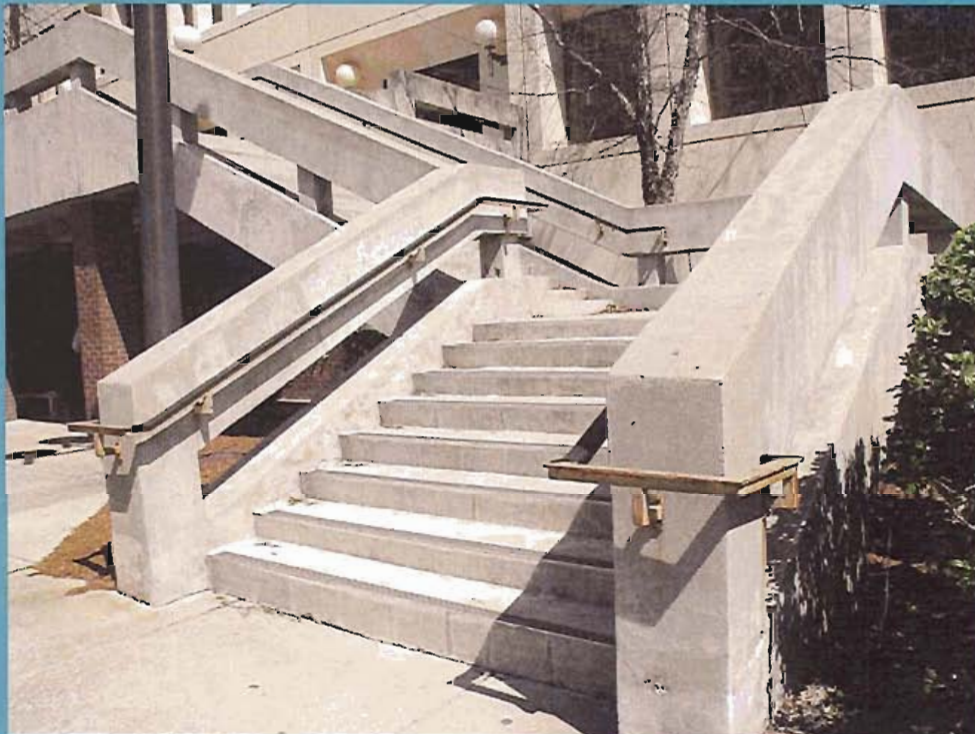
*Front of Courthouse from Ottis Jones Parkway*





## Handrails / Concrete Repairs

- Handrails in need of repair or replacement
- Large openings in rails
- Concrete spalding
- Heated treads on steps (North Entrance)
- Remove smoking cage





# Handrails / Concrete Repairs

- Handrails replaced
- Slats in rails
- Concrete spalding repaired and painted
- Heated treads on steps (North Entrance)
- Remove smoking cage



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SURVEYORS

**M&R**



# Handicap Access



*Existing Path to ADA Accessible Entrance  
not Identified*



*Main (West) Entrance Not ADA Compliant*



# Passive Security Improvements



- Low-impact; un-intrusive
- Low freestanding walls
- Removable bollards (limit access)
- Outside air intake protection
- Additional perimeter security measures are being considered







# Retaining Wall

- Top wall section cracked and leaning
- Possibly caused by magnolia trees
- Propose to remove magnolia trees
- Propose to rebuild top section of wall and add railing for safety

cracked wall  
outward lean



magnolia tree lean  
creating pressure  
on wall



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**M&R**





## Plaza Lighting

- Existing lighting nearly 30 years old; deteriorated; mismatched; inefficient lighting
- New metal halide light enhances security
- Sharp cut-off fixtures direct lighting – reduce light pollution
- Uniform fixtures for Courthouse/LEC area and buildings
- Up-lighting for flag poles and monument(s)
- Up-lighting for Courthouse façade







# Plaza Drainage

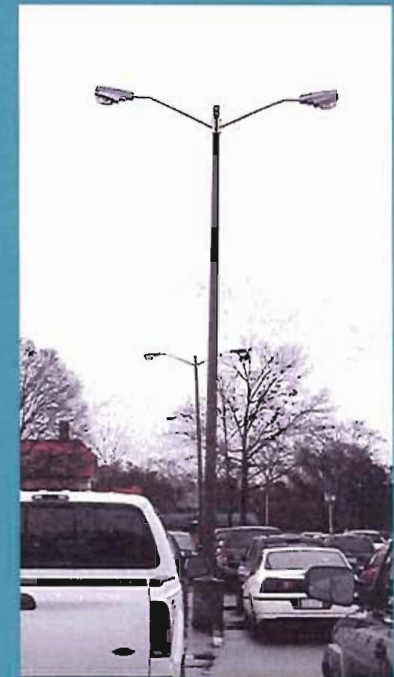
- Diminished capacity due to blockage
- Subsurface drains require maintenance or replacement
- Cleaning of existing system necessary
- Hardscape maintenance
  - Localized ponding due to settlement
  - Heaving sub-grade due to freeze/thaw cycles
  - Leakage of water lines under brick pavers



# Parking Lot Lighting



- Existing lighting nearly 30 years old; deteriorated pedestals and leaning poles; inefficient lighting
- Propose removal of existing fixtures, poles and pole bases
- New metal halide light enhances security, appearance and maintenance
- Sharp cut-off fixtures direct lighting
- Life expectancy of repair 5-7 years







## Parking Lot Repairs

- Numerous small cracks
- Failed areas with alligator cracking
- Catch basins settled
- Future sealing of parking area as preventative maintenance



*Alligator Cracking*

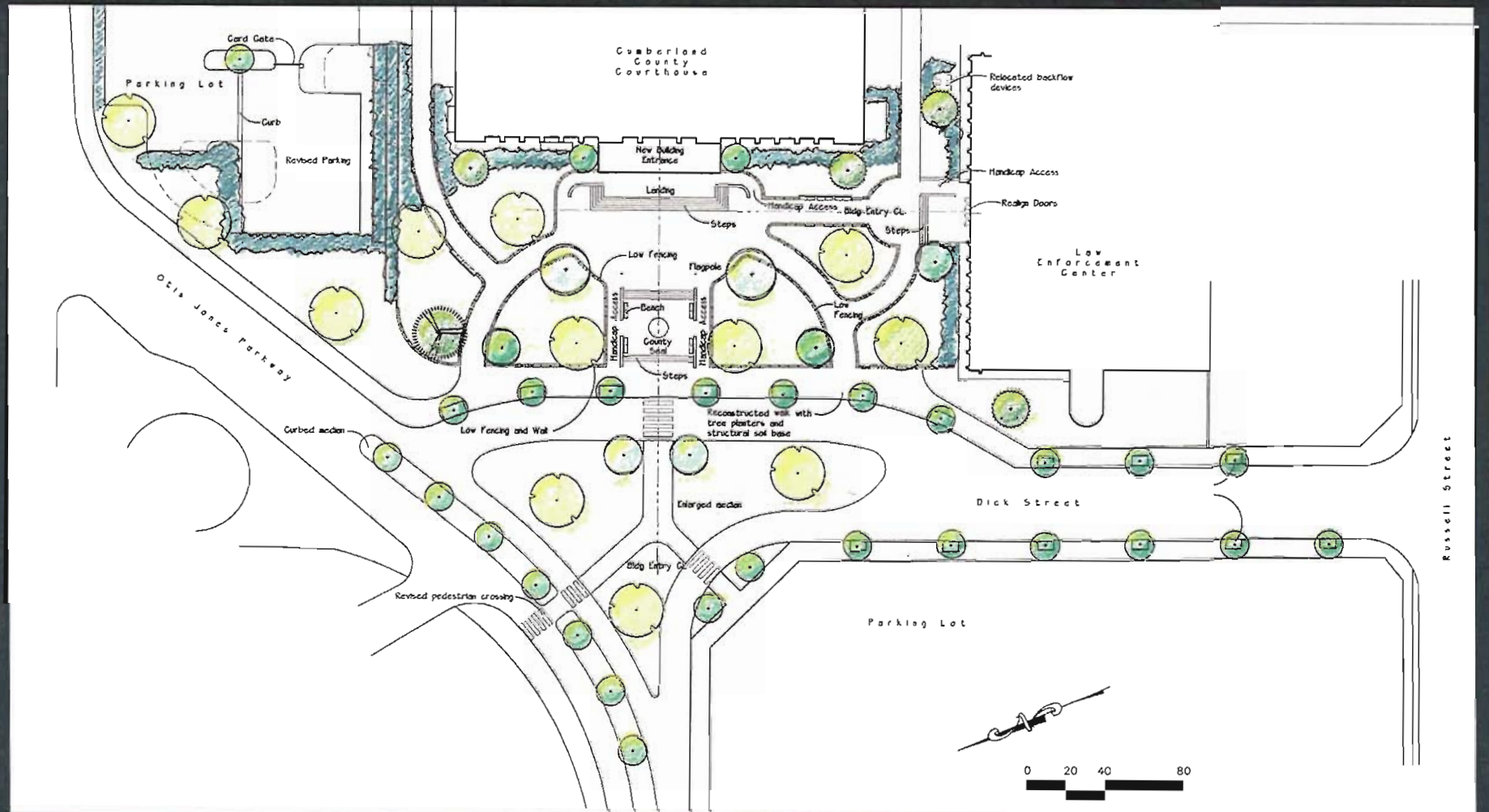


*Severe Pavement Crack*



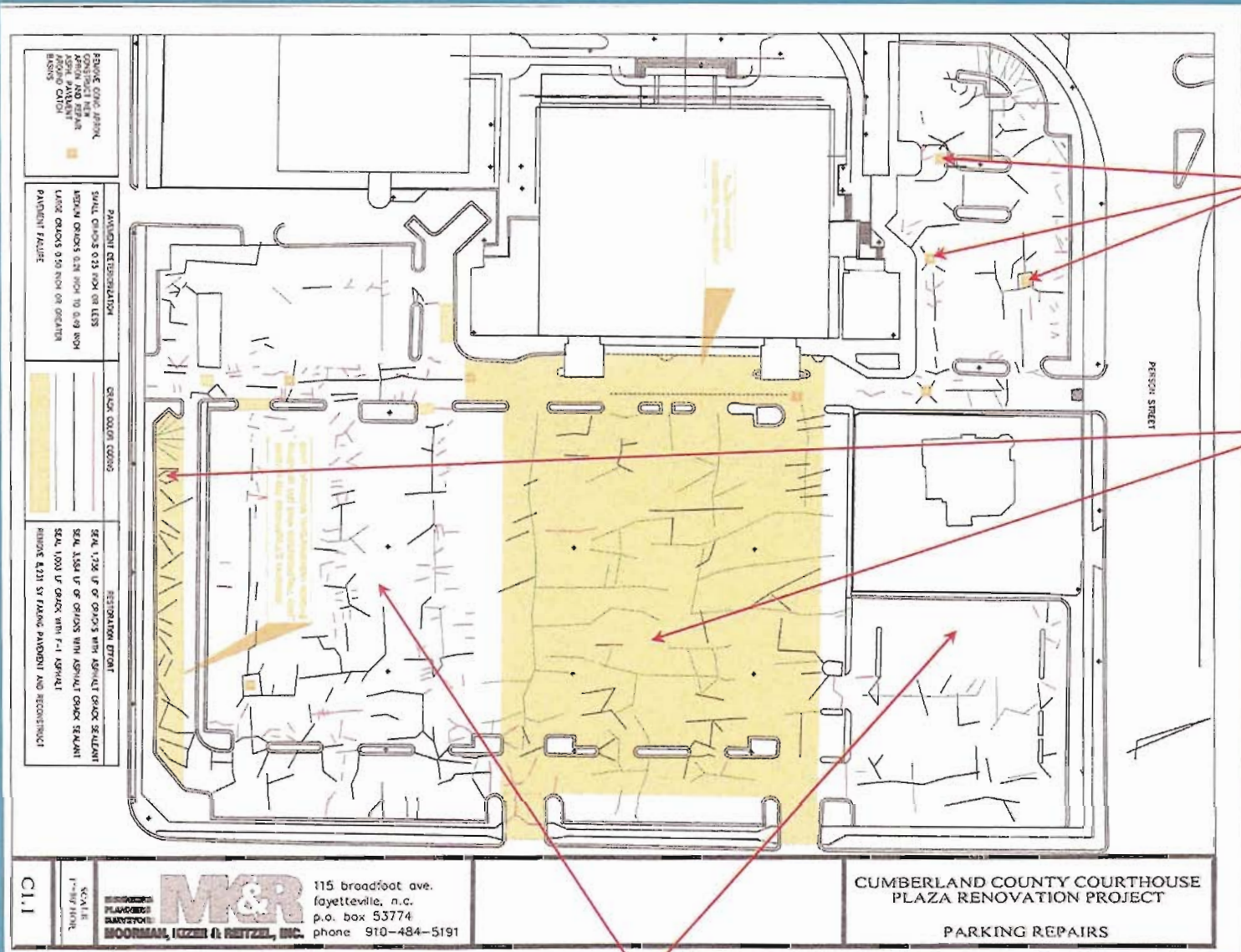
*Settled Catch Basin and Pavement*

# Plaza Plan





- remove and reconstruct



repair with sealant

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SURVEYORS

MK&amp;R

# Conceptual Budget



Courthouse Plaza	\$ 866,750
Streetscape	152,370
Wayfinding/Signage	64,400
Building Entrance Improvements	460,000
Retaining Wall Repairs	55,000
Lighting Improvements	318,000
Storm Drainage and Water Improvements	78,350
Passive Security Improvements	12,500
Secure Parking Area	13,700
Parking Lot Pavement Repairs	266,480
Design Fees	237,250
 Estimated Total Budget	 \$ 2,524,800



# Courthouse Plaza Renovations

## Conceptual Summary by Construction Phase



### Conceptual Budget June 2005

Lobby Expansion (Under Contract \$877,778)	\$ 460,000
Parking Improvements	\$ 588,330
Plaza Improvements	\$ 1,239,220
Design Fees	<u>\$ 237,250</u>
Estimated Totals	\$ 2,524,800

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**M&R**



## Expanded Security Measures (May 2005)

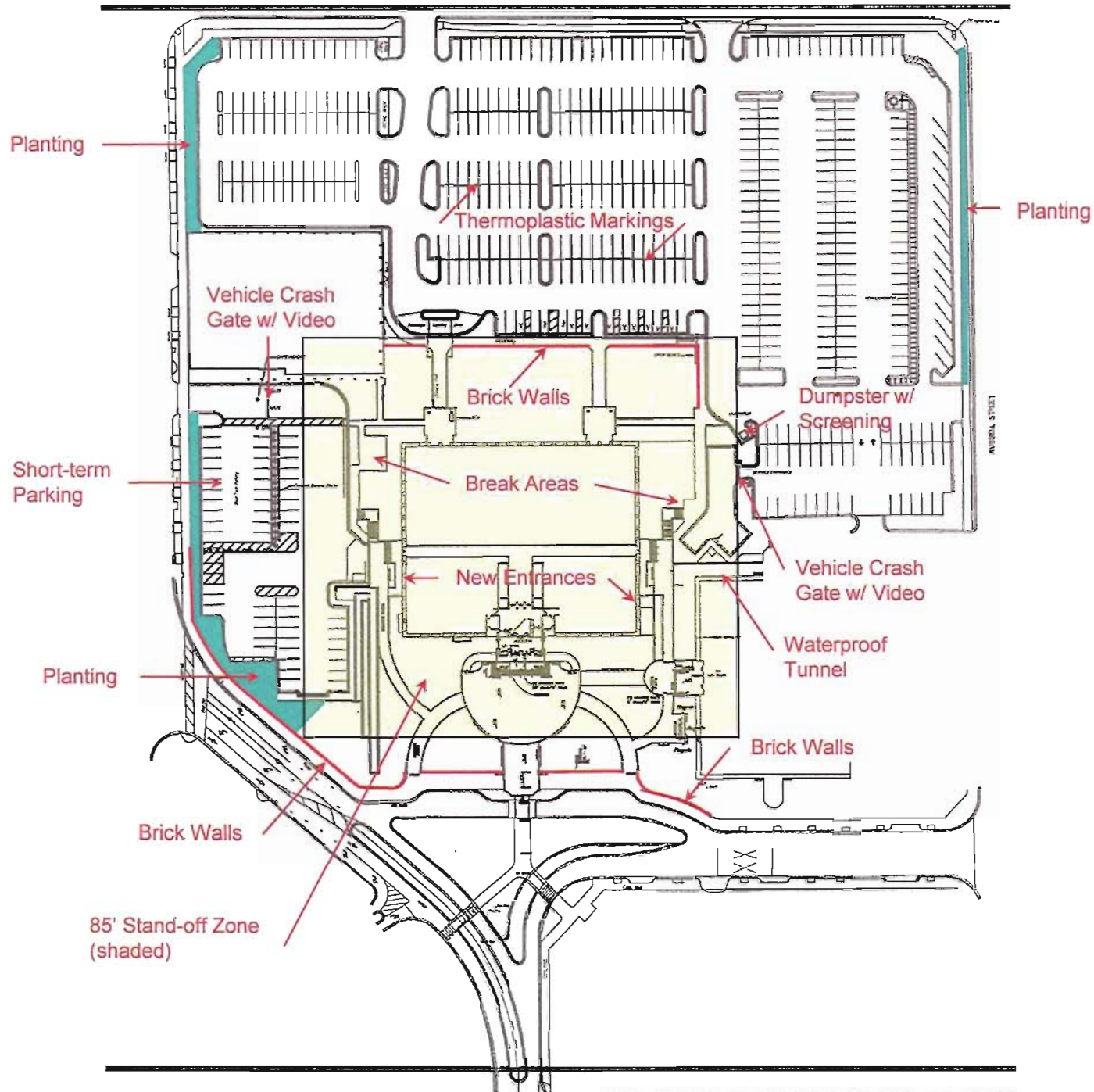
As recommended by the Courthouse Security Subcommittee

- Exterior security measures around the building perimeter
- Expand pavement removal and replacement in rear lot
- Dumpster relocation and screening, service entrance modifications
- Security gate with remote operation and video surveillance
- Modifications to Secure Parking Area

### Additional Scope of Work

- Waterproofing tunnel between the Courthouse and LEC Building
- Painting walls and expanded railing installation
- Expand outdoor break areas
- Additional landscaping and irrigation at Ottis Jones Parkway
- Relocation of ATM, mailboxes, express delivery boxes
- Additional tree removals and replacement landscaping
- Concrete existing narrow parking lot islands, etc.







Alternate bid  
Not recommended



# Courthouse Plaza Renovations Construction Cost Summary



	Bid <u>July 2007*</u>	Designer's Estimate <u>Sept 2007*</u>	Budget <u>June 2006</u>
Parking & Plaza Improvements	\$ 3,195,148.90	\$ 3,362,074	\$ 2,494,780

\* Does not include contingencies



# Significant Cost Differences



<u>Parking &amp; Plaza Improvements</u>	<u>2006 Budget</u>	<u>Bid</u>	<u>Difference</u>
Traffic Control	\$ 11,500	\$ 61,000	\$ 49,500
Earthwork (Soil Compaction)	46,550	220,180	173,630
Asphalt & Base Material	160,790	229,960	69,170
Storm Drainage	118,340	168,930	50,590
Vehicle Gates	25,000	200,000	175,000
Video Surveillance (Equipment)	0	est. 50,000	est. 50,000
Furnishings/Signage	54,500	137,950	83,450
Flag Pole	3,000	35,400	32,400
<u>Total Parking Lot &amp; Plaza</u>	\$ 419,680	\$ 1,103,420	\$ 683,740



## Option A - Potential Reductions

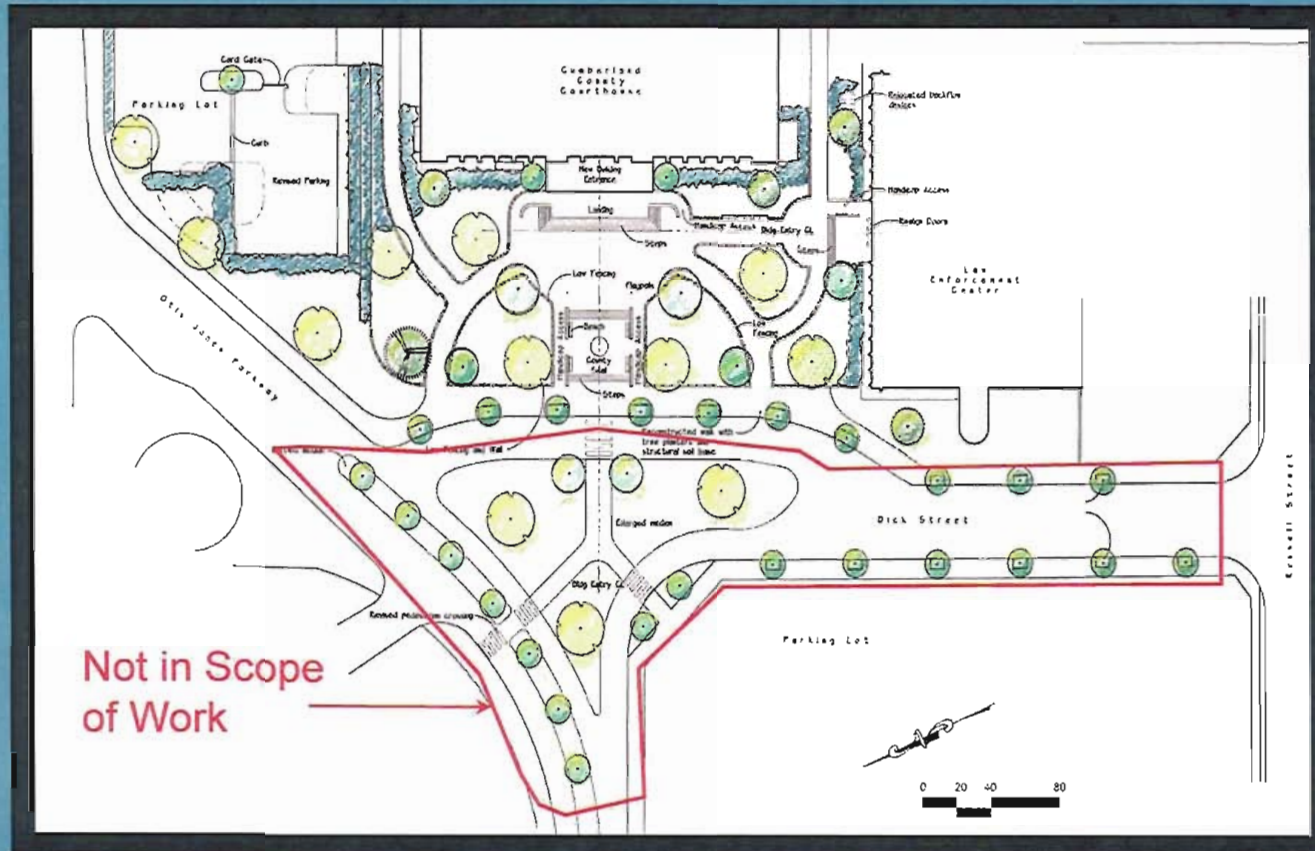


	<u>Potential</u>	<u>Recommended</u>
Vehicle Crash Gates (est.)	\$ 100,000	\$ 100,000
Parking Lot Thermoplastic	45,000	45,000
Site Furnishings/Signage	137,950	25,000
Dumpster Enclosure	10,000	
Replace Retaining Wall	19,425	
Brick Columns & Walls	170,940	
Front	75,570	
Rear	72,600	
Person St.	22,770	
Irrigation	74,360	
Front	37,680	
Rear	36,680	
Landscaping	234,359	
Front	102,850	
Rear	101,438	
Person St.	30,071	
Video Surveillance (Equip. & Infrastructure, est.)	150,000	10,000
Stone Base	50,000	50,000
Earthwork	50,000	50,000
Total	992,034	280,000

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SURVEYORS

**M&R**

## Option B - Potential Reductions (Plaza Only)



### Plaza Improvements and Electrical Budget

Estimated Construction Cost

\$ 1,450,000

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SURVEYORS

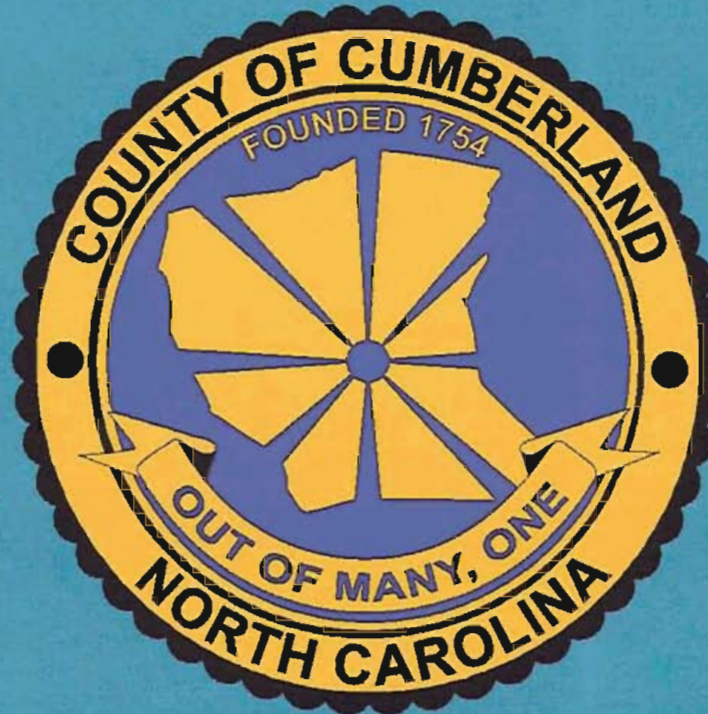




# COURTHOUSE PLAZA RENOVATION

## COUNTY COMMISSIONERS

KENNETH S. EDGE  
J. BREEDEN BLACKWELL  
DR. JOHN T. HENLEY, JR  
BILLY R. KING  
DR. JEANNETTE M. COUNCIL  
DIANE WHEATLEY  
EDWARD MELVIN



## COMMITTEE

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AMY CANNON  
ROBERT N. STANGER, PE  
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SEPTEMBER 2007

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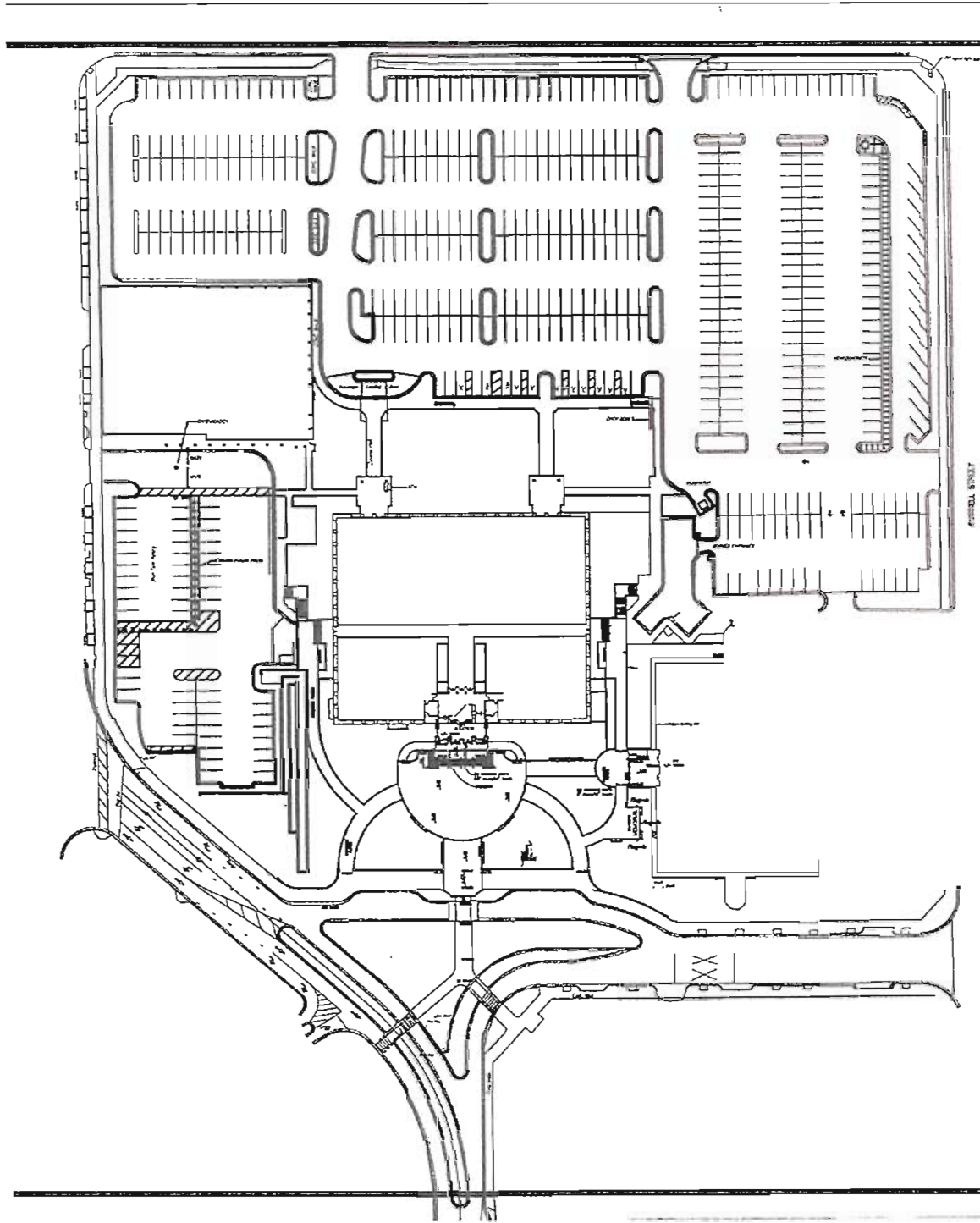
ENGINEERS  
PLANNERS  
SURVEYORS







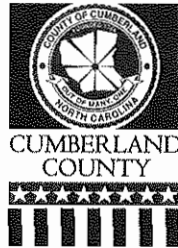




KENNETH S. EDGE  
Chairman

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

September 6, 2007

**September 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *mc*  
SUBJECT: Adult Care Home Community Advisory Committee Vacancy (1)

The Adult Care Home Community Advisory Committee will have the following vacancy as of October 31, 2007:

**Edgar F. Merritt** – has completed his initial appointment and is eligible for reappointment.

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

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

Attachments

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

*Celebrating Our Past...Embracing Our Future*

ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE  
Initial Appointment 1 Year/Subsequent Term 3 Years

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Ernestine Mack ( /F) 6916 Kizer Drive Fayetteville, NC 28314 717-4229	2/07	Initial	Feb/08 2/28/08	Yes
Lonnie E. Johnson (B/M) 5206 Landmark Drive Fayetteville, NC 28311 488-8372/224-4841(C)	02/07	Initial	Feb/08 02/28/08	Yes
Mary Ann Brown-Jackson 1959B James Hamner Way Fayetteville, NC 28311 822-1311/893-8151 x330 (W)	1/06	1 <sup>st</sup>	Jan/09 1/31/09	Yes
Edgar F. Merritt (B/M) 1506 Boros Drive Fayetteville, NC 28303 822-2976/286-2552(W)	10/06	Initial	Oct/07 10/31/07	Yes
Herma Jean Bradley ( /F) 714 Topeka Street Fayetteville, NC 28301 822-3689	6/06	1 <sup>st</sup>	June/09 6/30/09	Yes
Mexie Fields ( /F) 1815 Primrose Drive Fayetteville, NC 28301 488-8432	1/06	1 <sup>st</sup>	Jan/10 1/31/10	Yes
James Ingram (B/M) P.O. Box 87671 Fayetteville, NC 28304 257-1831/488-8415(W)	1/05	1 <sup>st</sup>	Jan/10 1/31/10	Yes
Benita Briggs 1116 Bingham Drive Fayetteville, NC 28304 822-1154/672-1294	5/07	1 <sup>st</sup>	May/08 5/30/08	Yes

Adult Care Home Community Advisory Committee, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Jacqueline S. Wolfe (W/F) 1812 Manchester Street Fayetteville, NC 28303 484-8588/484-5146 (W)	2/07	Initial	Feb/08 2/28/08	Yes
Stephanie Hodges (W/F) 3424 Harrisburg Road Fayetteville, NC 28306 <b>**serves on the Nursing Home Advisory Board</b> 429-9300/584-0358 (C)	10/06	1 <sup>st</sup>	Nov/09 11/30/09	Yes
Wynella A. Myers (B/F) 706 Sarazan Drive Fayetteville, NC 28303 822-5526/273-8483 (C)	8/07	1 <sup>st</sup>	Aug/10 8/31/10	Yes
Janet Pelley 6131 Lochview Drive Fayetteville, NC 28311 488-4947	4/06	2 <sup>nd</sup>	April/09 4/30/09	No
John Poulos (W/M) 3025 Brechin Road Fayetteville, NC 28303 867-2622/424-4242(W)	6/06	2 <sup>nd</sup>	June/09 6/30/09	No
Teresa R. McNeill (B/F) 3518 Pickerel Street Fayetteville, NC 283068 480-0313/483-3648, Ext. 1109 (W)/229-7981 (C)	2/07	Initial	Feb/08 2/28/08	Yes
Dr. Claudett Tompkins (B/F) 260 Old Farm Road Fayetteville, NC 28314 864-5336/424-4797(W)	9/06	2 <sup>nd</sup>	Aug/09 8/31/09	No
Kim Howard ( _/F) 6018 Lakaway Drive Fayetteville, NC 28306 308-5974	4/07	Initial	Apr/08 4/30/08	Yes

CONTACT: Andrea Wright-Valdez, Regional Ombudsman, Mid-Carolina Area Agency on Aging,  
P. O. Box 1510, Fayetteville, NC 28302. Phone: 323-4191, x 25, fax # 323-9330  
MEETINGS: Quarterly: March, June, September, December 1st Thursday of Particular Month,  
10:00 AM, Blue Street Senior Center



APPLICANTS FOR  
ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE

NAME/ADDRESS/TELEPHONE	OCCUPATION	EDUCATIONAL BACKGROUND
EDWARDS, MANDELLA ( /F) 4151 VILLAGE DRIVE FAYETTEVILLE, NC 28304 429-0790	FULL TIME STUDENT	
<b>**SERVES ON THE NURSING HOME ADVISORY BOARD</b>		
EDWARDS, TONEY (B/M) 3622 CLEARWATER DRIVE FAYETTEVILLE, NC 28311 822-4261/864-6262	REAL ESTATE BROKER	PUBLIC ADMIN DEGREE MORTUARY SCIENCE DEGREE
LLOYD, TOM (W/M) 1306 BERKSHIRE RD FAYETTEVILLE, NC 28305 484-6762/678-7618(W)	PLANNING DIRECTOR	BA/MA – GEOGRAPHY/ PLANNING; MINOR PSYCHOLOGY & STATS
<b>**SERVES ON THE TRANSPORTATION ADVISORY BOARD** and the Nursing Home Advisory Board**</b>		
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
THOMAS, NAVY (B/F) 7208 REEDYCREEK DRIVE FAYETTEVILLE, NC 28314 867-4531/483-2222(W)/224-1332(CELL)	MAINTENANCE TECH.	2 YR TECH. COLLEGE
<b>**SERVES ON THE NURSING HOME ADVISORY BOARD</b>		

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

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



**BOARD OF COMMISSIONERS**

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ITEM NO. 7B

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

August 27, 2007

**September 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *me*  
SUBJECT: Minimum Housing Appeals Board Vacancies (4)

The Minimum Housing Appeals Board will have the following vacancies as of October 31, 2007:

**Regular Members**

Willie McKoy will complete his second term and is not eligible for reappointment. The Minimum Housing Appeals Board recommends that alternate member, **Charles Lewis**, fill this position.

Jimmy Ragland will complete his first term but will be unable to continue to serve. The Minimum Housing Appeals Board recommends that alternate member, **Linda J. Miller**, fill this position.

**Alternate Members**

Inasmuch as Charles Lewis and Linda J. Miller have been recommended to fill the Regular Member slots, please fill these 2 (two) vacant slots.

I have attached the membership list and applicant list for this board.

**PROPOSED ACTION: Make nomination to fill the vacancies (4).**

pc: Charisse Brown, Planning/Inspections Department

Attachments

*Celebrating Our Past... Embracing Our Future*

MINIMUM HOUSING APPEALS BOARD  
3 Year Staggered Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Willie McKoy (B/M) 1632 Greenock Avenue Fayetteville, NC 28304-2930 423-2196	09/04	2nd	Oct/07 10/31/07	No
I. J. McNeil(B/M) 821 Oakcrest Drive Fayetteville, NC 28301 822-3152	10/06	2 <sup>nd</sup>	Oct/09 10/31/09	No
Jimmy Ragland (B/M) 906C Greenleaf Drive Fayetteville, NC 28314 867-6972	09/04	1st	Oct/07 10/31/07	Yes
Clyde V. Vaughan (W/M) 126 West Circle Court Fayetteville, NC 28301 497-8237 or 8238	9/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
John Williams (B/M) 7712 Guinevere Court Fayetteville, NC 28314 864-9536/944-7612(W)	11/05	1st	Nov/08 11/30/08	Yes
<b><u>(Alternate Members)</u></b>				
Deborah Ann Dantzler (B/F) 421 Old Farm Road Fayetteville, NC 28314 487-2548/488-2120, ext. 7494(W)	8/05 to fill unexp. term	1st	Dec/07 12/31/07	Yes
Louis L. King (W/M) 1004 Greenhouse Drive Hope Mills, NC 28348 425-3732	12/05	1 <sup>st</sup>	Dec/08 12/31/08	Yes
Charles Lewis (B/M) 3300 Morganton Road Fayetteville, NC 28303 485-7755/257-9656(W)	2/05 to fill unexp. term	1 <sup>st</sup>	Oct/07 10/31/07	Yes

Minimum Housing Appeals Board, Page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
Anthony L. Maccy (W/M) 2026 Poplar Drive Fayetteville, NC 28304 425-4989	10/05	1 <sup>st</sup>	Oct/08 10/31/08	Yes
Linda J. Miller 5815 Cherrystone Drive Fayetteville, NC 28311 480-0063/822-7923(W)	1/05	1 <sup>st</sup>	Jan/08 1/31/08	Yes

Meetings: Quarterly - Second Tuesday of the first month of each quarter per calendar year -  
(January, April, July, October)  
Old Courthouse, 130 Gillespie St., 6:30 PM

Contact: Charisse Brown, ext. 6643, Planning and Inspections Department



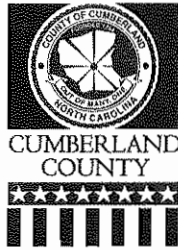
APPLICANTS FOR  
MINIMUM HOUSING APPEALS BOARD

<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
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	A IN HISTORY; 08 RAD – BA IN SOCIOLOGY
BURRISS, JR, CLAYTON OLIVER (C/M) 2026 FOREST HILLS DRIVE FAYETTEVILLE, NC 28303 822-2800	RETIRED DESIGN ENGR	DEGREE – BUSINESS ADMIN/MGMT MAJOR
JENSEN, LEESA (W/F) 719 ASHFIELD DRIVE FAYETTEVILLE, NC 28311 630-0253/433-1695(W) <b>**SERVES ON THE CRIMINAL JUSTICE PARTNERSHIP ADVISORY BOARD**</b>	UMAN RELATIONS SPECIALIST	MASTERS: BUSINESS ADMINISTRATION
LOWE, CLABON RODELL (B/M) 512 KENTWELL COURT FAYETTEVILLE, NC 28303 864-7145/396-5710/5663(W)	US ARMY	2 YR DEGREE

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

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



**BOARD OF COMMISSIONERS**

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ITEM NO. 7c

MARSHA S. FOGLE  
Clerk to the Board

MARIE COLGAN  
Deputy Clerk

September 6, 2007

**September 17, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk *MC*  
SUBJECT: Southeastern Economic Development Commission Vacancy (1)

The Southeastern Economic Development Commission will have the following vacancy effective October 31, 2007:

Kenneth Edge – Completed second term. Not eligible for reappointment.

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

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

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SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION  
COUNTY APPOINTEES  
(4 year terms)

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
*Juanita Pilgrim (B/F) Deputy County Manager P.O. Box 1829 Fayetteville, North Carolina 28302 678-7723	12/05	2 <sup>nd</sup>	Sept/09 9/30/09	No
Erik Wells (W/M) Chief Executive Officer, Schoollink 3641 Sycamore Dairy Road Fayetteville, North Carolina 28303 223-2116 ext. 104	09/04	2 <sup>nd</sup>	Sept/08 9/30/08	No
Kenneth Edge (W/M) County Commissioner P.O. Box 1829 Fayetteville, North Carolina 28302 678-7771 or 678-7772	10/03	2 <sup>nd</sup>	Oct/07 10/31/07	No
Jeannette Council (B/F) County Commissioner P.O. Box 1829 Fayetteville, North Carolina 28302 678-7771 or 678-7772	09/06	1 <sup>st</sup>	Sept/10 9/30/10	Yes

\*Designated to serve on the Executive Committee.

Meets the 4<sup>th</sup> Tuesday at 10 am – Elizabethtown Airport, Airport Rd. (Commissioner Edge and Council only attends the annual meeting-usually in April)

Members appointed by the Board of Commissioners in November of 2001.

Terms were staggered initially when members were appointed on 11/5/01.

Contact: Juanita Pilgrim or Pamela Bostic – 862-6985/fax # 862-6986

APPLICANTS FOR  
SOUTHEASTERN ECONOMIC DEVELOPMENT COMMISSION

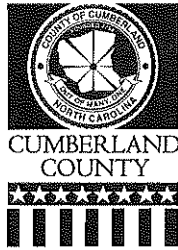
<u>NAME/ADDRESS/TELEPHONE</u>	<u>OCCUPATION</u>	<u>EDUCATIONAL BACKGROUND</u>
MATTHEWS, GEORGE (B/M) 6984 KINGS LYNN LOOP FAYETTEVILLE, NC 28304 487-3904/396-8169	GOVT. CONTRACT EMPLOYEE	BS – TECH. AERONAUTICS MS – HUMAN RELATIONS
SOUISSI, MOHSEN ( /M) 436 CHESTER LAKE PLACE FAYETTEVILLE, NC 28301 488-7292/672-1362(W)	ACCOUNTING INSTRUCTOR	PhD – ACCOUNTING
THOMPSON-PINCKNEY, TERESA (AA/F) 472 BRANDERMILL ROAD FAYETTEVILLE, NC 28314 867-7409	HIGH EDUCATION ADMINISTRATOR	BA-CRIMINOLOGY & CRIMINAL JUSTICE MA-SOCIOLOGY



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

ITEM NO. 8A

**BOARD OF COMMISSIONERS**

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September 4, 2007

**September 17, 2007 Agenda Item**

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

BACKGROUND: On September 4, 2007, the Board of Commissioners nominated the following to fill one vacancy on the Air Quality Stakeholders' Committee:

CCBC Stakeholder: **Gary Cooper** (filling unexpired term)

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>	4/09 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>	12/09 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>	2/10 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>	2/10 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:beangg@bragg.army.mil">beangg@bragg.army.mil</a>	Fort Bragg	4/06	2 <sup>nd</sup>	4/09 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>	4/09 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>	4/09 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>	4/09 4/30/09	No
Scott Peters Goodyear Tire & Rubber Company 6655 Ramsey Street Fayetteville, NC 28311	Major Industry	4/06	1 <sup>st</sup>	4/09 4/30/09	Yes

<u>DATE NAME</u>	<u>ELIGIBLE FOR 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>	4/09 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>	4/09 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>	4/09 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>	4/09 4/30/09	No
William A. Martin Cumberland Co. Business Council P.O. Box 9 Fayetteville, NC 28302 484-4242	CCBC	4/06	2 <sup>nd</sup>	4/09 4/30/09	No
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>	4/09 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>	4/09 4/30/09	No
Joe Levister, Jr. FTCC PO Box 35236 Fayetteville, NC 28303 678-8321	FTCC	4/06	1 <sup>st</sup>	4/09 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>	4/09 4/30/09	No

<u>DATE NAME</u>	<u>ELIGIBLE FOR 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>	4/09 4/30/09	No
Jeannette Council Board of Commissioners PO Box 1829 Fayetteville, NC 28302 488-0691	County of Cumberland	12/06	2 <sup>nd</sup>	4/09 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)



ITEM NO. 9

# CLOSED SESSION

**Attorney-Client Matter(s) Pursuant  
to NCGS 143-318.11(a)(3)**