

CUMBERLAND COUNTY BOARD OF COMMISSIONERS
APRIL 20, 2009, 6:45PM
REGULAR/REZONING MEETING

PRESENT: Chairman Jeannette Council
Vice Chairman Billy R. King
Commissioner Breeden Blackwell
Commissioner Kenneth Edge
Commissioner Marshall Faircloth
Commissioner Jimmy Keefe
Commissioner Ed Melvin
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Amy Cannon, Asst. County Manager
Grainger Barrett, County Attorney
Harvey Raynor, Asst. County Attorney
Tom Lloyd, Planning/Inspections Director
Marsha Fogle, Clerk to the Board

INVOCATION - Commissioner Jeannette Council, Chairman

PLEDGE OF ALLEGIANCE

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

NO SPEAKERS

Recognition of Outgoing Board Members:

Wendall Troy, Cumberland County Workforce Development Board

REVISIONS TO AGENDA:

Item 2K will be heard after Item 2A

Add: Personnel Matter to Closed Session

MOTION: Commissioner Blackwell moved to approve the above revisions.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

1. Consent Agenda

MOTION: Commissioner Edge move to follow staff recommendations on the items on the Consent Agenda.

SECOND: Commissioner King

VOTE: UNANIMOUS

A. Approval of minutes for the April 6, 2009 regular meeting.

ACTION: APPROVE

B. Approval of Proposed Additions to the State Secondary Road System:

Stone Creek Subdivision: Holloman Drive, Rockrose Drive
Lemuel Farm Road, Bexley Court

ACTION: APPROVE

C. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – PIN: 0428-97-5847, Cross Creek Township.

BACKGROUND: On or about March 5, 2007, the County acquired by tax foreclosure the above noted property. The amount currently owed on the foreclosure judgment including interest and cost for the property is \$12,462.61. Alice P. Hinson has offered to purchase the County's interest in the property for \$13,708.87 and has deposited \$13,708.87 in the finance Office. The tax value of the property is \$48,500.

ACTION: Accept the offer for the sum of \$13,708.87, plus costs, and authorize the Chairman to execute the deed upon receipt of the balance of the purchase price.

D. Approval of Sale of Surplus County-Owned Real Property Acquired by Tax Foreclosure – PIN: 9495-08-9444, Seventy-First Township.

BACKGROUND: On or about October 26, 2005, the County acquired by tax foreclosure the above noted property. The amount currently owed on the foreclosure judgment including interest and cost is \$5,693.69. Abner Cervera has offered to purchase the property for \$5,693.69 and has deposited \$569.37 in the Finance Office. The tax value of the property is \$10,000.

ACTION: Accept the offer noted above plus costs and authorize the Chairman to execute the deed upon receipt of the balance of the purchase price.

E. Approval of Insurance Claim for Grahams Construction - Courthouse Lobby Addition Project.

BACKGROUND: For the past several months the stairs at the Person Street entrance to the Courthouse have been out of service waiting on resolution of a dispute between Grahams Construction, the prime contractor, and his electrical subcontractor who failed to properly

install the heat strips in the concrete stairs and landing. The heat strips have been repaired; however, the precast terrazzo stair treads and rises and the terrazzo landing have not been repaired. Grahams Construction forwarded a claim to its insurance company, Nautilus Insurance Group. As the owner of the project, Nautilus must settle the claim with the County. Nautilus is prepared to settle the claim with the County in the amount of \$35,638.00 which is the cost to cast, deliver and install the terrazzo stair treads and rises and repair the landing.

ACTION: Accept the settlement as noted above, execute the Release of all Claims, and authorize payment to Grahams Construction, Inc. in the amount of \$35,638.00 upon satisfactory installation of the stairs and landing and receipt of the insurance proceeds.

- F. Approval of Community Development Affirmative Marketing Policy and Procedures.

BACKGROUND: Under the HOME Program, each participating jurisdiction must adopt affirmative marketing procedures and requirements for rental and homebuyer projects containing five or more HOME-ASSISTED housing units. The Board first approved the Policy and Procedures in April, 2004. Some changes have been made that are allowed or disallowed according to HUD's policy guidelines under the Code of Federal Regulations.

ACTION: Approve updated Plan

- G. Approval of Transfer of Ten (10) MTS-2000 Radios from Cumberland County Sheriff's Office to the Bethany Rural Fire Department.

BACKGROUND: The Sheriff's Office is requesting that ten MTS-2000 Radios be transferred from the Sheriff's Office to the Bethany Fire Department.

ACTION: Approve the transfer.

- H. Approval of Declining Right of First Refusal for Board of Education Surplus Property, Eastover Civic Center, Proposed to be Conveyed to the Town of Eastover.

BACKGROUND: The Board of Education wishes to declare property owned by it at the corner of School and Middle Roads in the Town of Eastover, the Eastover Civic Center, to be surplus and to convey it to the town of Eastover to be used as a Town Hall. By statute, the Board of Education must first provide to the County a right of first refusal to acquire property declared surplus by the Board of Education. It would be appropriate for the Board of Commissioners to decline to exercise that right of first refusal.

ACTION: Approve declining right of first refusal to acquire property declared surplus by the Board of Education, PIN 0648-29-9123.

- I. Approval of Request to Schedule a Public Hearing on May 4, 2009 for Taxpayers' Request for a Refund for Overpayment of Excise Tax Pursuant to NCGS 105-228.37.

BACKGROUND: Attorneys F. Stuart Clark and Joel Jenkins have filed written request to the Register of Deeds to be refunded the County's portion of excise taxes paid when deeds were incorrectly recorded in Cumberland County. The excise tax paid was \$436.00 and the County's portion was \$218.00 in Mr. Clark's matter and \$170.00 and \$85.00 in Mr. Jenkins' matter. NCGS 105-228.37 requires a public hearing be held prior to the Board taking any action.

ACTION: Set the date of May 4, 2009, 9:00AM as the public hearing date and following the public hearing determine whether or not you wish to refund the County portions - \$218.00 and \$85.00, respectively. Deputy County Attorney Harvey Raynor will appear as the only witness.

- J. Approval of PWC Request for Grant of a Water and Sewer Easement at Western Elementary School and County Library Site.

BACKGROUND: PWC has a policy of requiring landowners to grant an easement to the City of Fayetteville for the installation, maintenance and improvement of any utility service provided by PWC to the landowner's property. PWC is providing water/sewer service to the above referenced property.

ACTION: Approve the Resolution granting the easement.

A RESOLUTION OF THE CUMBERLAND COUNTY BOARD OF COMMISSIONERS GRANTING WATER & SANITARY SEWER EASEMENTS TO THE CITY OF FAYETTEVILLE FOR WESTERN ELEMENTARY SCHOOL AND LIBRARY SITE

WHEREAS, the PWC has agreed to supply water & sanitary sewer service to the Western Elementary and Library site; and

WHEREAS, PWC has a policy of supplying such services to a property only after the landowner has granted the City of Fayetteville, PWC's owner, an easement for the services to be supplied; and

WHEREAS, PWC has requested the County as landowner of the site grant such easements; and

WHEREAS, the Board of Commissioners approves granting the easements as requested;

NOW, THEREFORE, BE IT RESOLVED by the Cumberland County Board of Commissioners that it approves conveyance of the water and sanitary sewer easements described in the PWC Drawing No. EWS – 14184; Pin No. 9485-07-48-3897; "Western Elementary School – Public Library and Information Center" which lie within the utility easements as shown on plats recorded in Plat Book 123 at pages 11 & 12 and Plat Book 124 at pages 16 & 17, all in the Cumberland County Registry; and

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the Chair of the Board to execute and the Clerk to the Board to acknowledge easement deed satisfactory to the County Attorney conveying said water & sanitary sewer easements to the City of Fayetteville.

- K. Approval of a Resolution of Intent to Exchange with Shooters Supply Certain Personal Property Declared Surplus by Sheriff.

BACKGROUND: The Sheriff's Department requests that the Board of Commissioners authorize his Office to approve an exchange of certain personal property declared surplus by his Office with Shooters Supply, Fayetteville, NC for certain specialized equipment. The estimated value of the property changing hands is \$5,440.

ACTION: Approve the Resolution of Intent to exchange the property and direct staff to publish notice of intent in the paper. Final action may be taken at the May 4, 2009 meeting.

RESOLUTION OF INTENT TO EXCHANGE CERTAIN PERSONAL PROPERTY WITH SHOOTERS SUPPLY, PURSUANT TO GS 160A-271

BE IT RESOLVED that at its next regular meeting to be held at the Cumberland County Courthouse on May 4, 2009 at 9:00AM, the Cumberland County Board of Commissioners intends to adopt a resolution authorizing the exchange of certain personal property declared surplus by the Cumberland County Sheriff's Office for specialized equipment to be exchanged with Shooters Supply, Fayetteville, NC, as more particularly described in the memorandum from Sheriff Butler as noted above.

BE IT FURTHER RESOLVED THAT the Clerk to the Board shall advertise notice of this intent on conformance with GS 160A-271.

- L. Approval of Resolution of Approval of Tax-Exempt Loan to Cotton Fire Department to Build an Addition to Its Fire Station.

BACKGROUND: Cotton Fire Department wishes to build an addition to its fire station. It has asked the Board of Commissioners to adopt a resolution of approval of a tax-exempt loan in order for it to qualify for \$350,000 financing. This approval does not in any way obligate the County regarding repayment of the financing.

ACTION: Approve the Resolution

RESOLUTION APPROVING THE FINANCING BY COTTON VOLUNTEER FIRE DEPARTMENT, INC., OF UP TO \$350,000.00 FOR AN ADDITION TO THE COTTON FIRE DEPARTMENT

WHEREAS, Cotton Volunteer Fire Department, Inc., has determined to finance an amount of up to \$350,000 for 15 years. The US Internal Revenue Code requires that for such financing to be carried out on a tax-exempt basis, the Board of Commissioners must first approve the financing. The Fire Department held a public hearing on the financing after

published notice, as required by the Code. The Fire Department has reported the proceedings of such hearing to this Board.

BE IT HEREBY RESOLVED by the Cumberland County Board of Commissioners that the County approves the Cotton Volunteer Fire Department entering into financing, as required under the Code, to be carried out on a tax-exempt basis. The Fire Department's conduct of the required public hearing is approved.

- M. Approval of a Proclamation Proclaiming April 26-May 2, 2009 as "Air Quality Week" in Cumberland County.

ACTION: Approve

PROCLAMATION

Air Quality Awareness Week

WHEREAS, clean air is essential to public health, the environment and the economy in Cumberland County; and

WHEREAS, we need clean air to protect and improve the quality of our forests, streams and lakes for public recreation and wildlife; and

WHEREAS, we need clean air to sustain tourism, agriculture and other aspects of the economy; and

WHEREAS, the U.S. Environmental Protection Agency (EPA) and the National Weather Service urge Americans to "Be Aware of Our Air" during Air Quality Awareness Week, April 27 through May 1, 2008; and

WHEREAS, following a requirement of the Clean Air Act, the EPA recently strengthened the national air quality standard for ozone from 0.08 to 0.075 parts per million for improved human health and safety; and

WHEREAS, taking immediate action to improve air quality is of major concern to the Cumberland County Board of Commissioners and all the Municipal Governments; and

WHEREAS, the citizens and businesses of Cumberland County are invited to participate in the countywide effort to lower emissions of ozone precursors; and

WHEREAS, daily air quality forecasting will be available from the Department of Environment and Natural Resources Division of Air Quality from April 30 through September 30, 2008.

NOW, THEREFORE, BE IT RESOLVED, that the Cumberland County Board of Commissioners PROCLAIMS the week of April 26 through May 2, 2009, "AIR QUALITY AWARENESS WEEK" and calls upon citizens to observe the week with activities that promote clean air and take part in making our community a cleaner, healthier place to live, work, and play.

- N. Approval of a Proclamation Proclaiming May 2009 as Industry Appreciation Month.

ACTION: Approve

PROCLAMATION

WHEREAS, the existing industries of Fayetteville and Cumberland County are an essential segment of the area’s economy, providing employment for local residents, contributing revenues and greatly enhancing the area’s quality of life; and

WHEREAS, the various industries existing in Fayetteville and Cumberland County have an influence either directly or indirectly upon the lives of every one of the county’s citizens; and

WHEREAS, the potential for growth comes in part from within through the expansion of existing industries and the establishment of new, homegrown industries; and

WHEREAS, public awareness and understanding of the importance of industry to our local economy and quality of life are vital to the preservation of a favorable industrial climate; and

WHEREAS, a favorable industrial climate is a major factor in the decision made by officials of existing plants to expand their operations and in our area’s ability to attract new industry.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cumberland County proclaims the month of **May 2009 “INDUSTRY APPRECIATION MONTH”** in Cumberland County and urges its citizens to salute the industries located in our area and the employees of those industries for their important role in the growth and prosperity of Cumberland County.

- O. Approval of a Proclamation Proclaiming May as Workforce Development Professionals Month.

ACTION: Adopt Proclamation

**PROCLAMATION
WORKFORCE DEVELOPMENT PROFESSIONALS MONTH**

WHEREAS, the economic development of every region in North Carolina and the ability of our businesses and industries to compete in the global economy is more than ever before dependent on the availability and quality of a skilled workforce; and

WHEREAS, the complexity and fast-paced change in our economy and labor markets puts new demands on individuals and employers at all levels; and

WHEREAS, job seekers need the assistance of knowledgeable and dedicated professionals to facilitate the process by which our workforce identifies, prepares for, obtains and maintains employment and self-sufficiency; and

WHEREAS, employers depend on similar levels of professional services to help them recruit and retain a competitive workforce and continually upgrade the skill sets of their incumbent employees;

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Cumberland County joins with the State of North Carolina, the North Carolina Commission on Workforce Development, the North Carolina Employment and Training Association and the North Carolina Society for Human Resource Management in proclaiming the month of May as **“WORKFORCE DEVELOPMENT PROFESSIONALS MONTH”** to honor all those individuals in all the Workforce Development organizations and partnerships who play such a vital role in our economy.

P. Approval of a Resolution recognizing 2009 as the “Year of the NCO”.

ACTION: Adopt Resolution

RESOLUTION

Acknowledging the long and proud history of the Association of the United States Army – Braxton Bragg Chapter - and its contributions to Fort Bragg, local soldiers and their families, we the Cumberland County Board of Commissioners hereby resolve that

WHEREAS, the Secretary of the Army has established 2009 as the Year of the NCO (non-commissioned officer) in recognition of their commitment to service and willingness to make great sacrifice on behalf of our nation and

WHEREAS, since 1775, the Army has set apart its NCOs from other enlisted soldiers by distinctive insignia and

WHEREAS, with more than 200 years of service, the US Army’s Non-commissioned Officer Corps has distinguished itself as the world’s most accomplished group of military professionals and

WHEREAS, NCOs have been celebrated for decorated service in military events spanning centuries, and

WHEREAS, the NCO Corps of the United States Army is one of America’s great assets,

NOW, THEREFORE, BE IT RESOLVED, the Cumberland County Board of Commissioners expresses deep appreciation for all the soldiers who make up the US Army, and for the Association of the United States Army, who represents them so well. Our heartfelt best wishes are extended to all those who serve, especially the non-commissioned officer ranks.

Q. Budget Revisions:

ACTION: Approve

(1) Soil Conservation Cost Share

Revision in the amount of \$521 to appropriate fund balance to roll forward the unexpended Technical Assistance Grant from FY2008. (B09-335) **Funding Source - Grant**

(2) Civic Center/Hotel Motel Occupancy Tax Fund

Revisions in the amount of \$250,000 to transfer funds from Hotel/Motel Occupancy Tax Fund to fund necessary capital replacement items at the Crown Coliseum. (B09-340 and B09-340A) **Funding Source –Hotel/Motel Occupancy Tax**

(3) Governing Body

Revision in the amount of \$16,500 to appropriate fund balance to budget costs associated with the retirement of the Clerk to the Board of County Commissioners and the training of a replacement.
(B09-344) **Funding Source – Fund Balance – General Fund**

2. Public Hearings

Contested Cases – Conditional Use

- A. Case P09-06. Rezoning of 99.63+/- acres from PND Planned Neighborhood Development and R6 Residential to MXD Mixed Use Development/CUD Conditional Use District and the Permit, or to a more restrictive zoning district, located on the south side of SR 1611 (Andrews Road) and west of SR 1612 (Farmers Road), submitted by Attorney and General Partner Alfred E. Cleveland, owned by Andrews Road Company, Limited Partnership

The Planning Board recommends approval of the Mixed Use Development/Conditional Use district and approval of the Conditional use Permit with deletion of the Ordinance Related Conditions.

The Chairman opened the Public Hearing.

All Speakers were administered an Oath.

Speakers:

Al Cleveland - Mr. Cleveland, the petitioner, asked the Board to approve this request subject to the conditions set forth by the Planning Board. He said he was the managing partner of Andrews Road Company, a Limited Partnership, formed in 1970. He said Mr. John Koenig and Jimmy Kizer would be speaking more specifically about the project. Supports the rezoning.

Jimmy Kizer – Mr. Kizer noted that an issue of concern raised at the Planning Board meeting was traffic on Andrews Road. He stated he had spoken with the NC Department of Transportation and that Andrews Road will be widened and will include a turning lane. He also noted that there is water/sewer available in the area. The gravity sewer that goes up to Andrews Road serves Inverness Subdivision; a lift station is there. In the first phase of the project, an office building will be constructed to house defense contractors. He also spoke to the storm water issue, noting detention ponds will be necessary. These ponds will have to be maintained by the Homeowners Association. He stated generally these Homeowners Associations are not aware of how to maintain these ponds. He did say that storm water runoff should not be an issue because it will not be going in the direction of Inverness Subdivision. In response to a question Mr. Kizer said he was not aware of any noise issues. Supports the rezoning.

John Koenig – Mr. Koenig and Mr. Walsh will be developing this project which will consist of office building, single family dwellings and apartment complex. Mr. Walsh has military contracts and will be utilizing the office building. He will have around 1100 employees. He is a defense contractor and needs this new office space. Mr. Koenig reviewed the design and noted there is

more green space than is actually required. Sidewalks will be constructed. He noted there will be a gate between the apartment complex and single family homes for emergency vehicles. The homes will be of average size and cost in the \$200,000 range. Wetland issues have already been addressed. Supports the rezoning.

Todd Lyden (representing the Chamber of Commerce) – Mr. Lyden noted the Chamber of Commerce supports this project and he is pleased to see that sidewalks will go in as well as a third lane for turning on Andrews Road. He said this is a great plan and less density is a positive factor. Supports the rezoning.

Richard Baird – Mr. Baird stated his opposition to the rezoning. He noted there is already enough land set aside for a military business park, as well as office space in the area. Concerned about increased traffic congestion on Andrews Road as well as endangering the children who are walking to and from school each day. Also area schools are already above capacity. He said the conditions set out by the Planning Staff and Board do not address the preservation of trees (Policy 10.13 of the 2030 Vision Plan). He said the Woodbridge Subdivision loves its trees. He noted there is an over abundance of apartments in the area with vacancies. He said the community would rather see single family dwellings. He also noted that Policy 8.14 of the 2030 Plan (not yet adopted) encourages greater resident involvement and closer attention to area specific issues and needs.

Terry Samperton – Mr. Samperton noted the County Storm Water Plan is inadequate and there is not enough drainage, more drains are needed. He stated apartments will have a severe impact in the area and they are not needed. He also spoke of low water pressure currently being experienced by residents and stated more residents will further exasperate the problem. Opposed to rezoning.

Thea Hines (Inverness Subdivision) – Opposed to rezoning. She said the residents move to this area because of the trees and quiet nature of the community. More housing will affect the quiet nature of the community, safety and traffic. Traffic and safety issues are a concern especially in the school zone. She said she echoed Mr. Baird's concerns.

Alex Rogers – Opposed to the rezoning. He noted that a traffic figure of 17,500 vehicles was misleading because it was a traffic count in 2006. He said this rezoning is not "in harmony" with the community. Also concerned about property values; most homes in the community are valued more than the price for these new homes. Concerned that I-295 will also affect property values in the area. Concerned that at this time lot sizes have not been determined. Would rather see all single family dwellings in the area.

Dwight Utley – Opposed to rezoning. Mr. Utley noted there are vacant commercial buildings and apartments with vacancies within 2-5 miles of this proposed project. Should be more cautious and wait to see where BRAC will take us. He said if this is approved we should require that only North Carolinians can work on the project.

Gina Voorhees – Opposed to rezoning. Lives in the Woodbridge Subdivision. Commercial does not fit into the neighborhood. Violates Ramsey Street Plan. Opposed to multi-family housing (apartments). She noted this type of project would better be suited to Ramsey Street.

Debbie Haley – Opposed to rezoning. Storm water currently floods property. Drains are placed at the top of the hill not the bottom. Concerned that more construction will make the problem worse.

Marcia Dole – Lives in the Inverness Subdivision at the bottom of the hill. Storm water drains in the wrong place, should be at the lowest point not the highest point. Concerned about safety and traffic issues. Suggested a traffic light be installed. Three hundred more homes/apartments not needed.

Jimmy Kizer – (rebuttal) – Mr. Kizer noted that design plans for this project are approved by the NCDOT and the County Engineer. He said there are always maintenance issues for detention ponds because generally the citizens do not know how to take care of them. He noted the project should not cause any additional storm water concerns as water will not be flowing toward the neighborhoods.

The Public Hearing was closed.

Commissioner Keefe noted that right now with the current zoning classification 492 homes could go into this tract of land. In addition, he noted that if Mr. Koenig combines other property with this tract the developer could develop 10 acres as commercial. Commissioner Keefe noted this land is not going to stay vacant. Commissioner Edge noted that the Storm Water regulations are governed by the State of North Carolina. Commissioner Blackwell noted that development is inevitable but understands the debate of single family vs. commercial. He noted that people want to locate near Ft. Bragg and Pope. He reiterated the fact that at this point with the current zoning 492 homes could be built and there could be 10 acres of commercial land. He also noted that the NCDOT decides about stop light and addresses road deterioration. He said he has seen developments done by Mr. Koenig and has been impressed with all of his projects. He said he believed this project would enhance the neighborhoods. Commissioner King said he understood the concerns about the safety of the children. He inquired how the Planning Staff came to its conclusion to approve the rezoning. Tom Lloyd, Planning/Inspections Director, noted they reviewed the information and while the MXD/CUD is inconsistent with the North Fayetteville Land Use Plan, which calls for open space at this location, staff felt the request was reasonable because the proposed development would be in harmony with the surrounding development and it would protect the area from strip non-residential development. In addition this project would allow less development than could currently be developed based on the current zoning in the area. With the proposed rezoning, there would be less curb cuts and less congestion in the area.

MOTION: Commissioner Edge moved that the Board of Commissioners finds that his conditional use district application is reasonable, neither arbitrary nor unduly discriminatory, and in the public interest and that the conditional use(s) be approved or deleted as described in the staff agenda memorandum.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

MOTION: Commissioner Edge moved 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 will not materially endanger the public health and safety, will

not substantially injure the value of adjoining or abutting property, will be in harmony with the area in which it is to be located, will be in conformity with the Land Use Plan, Thoroughfare Plan or other plan officially adopted by the Board of Commissioners, and that it be approved.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

THE BOARD TOOK A THREE MINUTE RECESS. THE CHAIRMAN CALLED THE MEETING BACK TO ORDER.

Minimum Housing Code Enforcement Cases

- B. Case Number: MH5632-2008
Property Owner: Willie B. & Rosalyn Y. Shaw
Property Location: 2301 Enloe Street, Fayetteville, NC
Parcel Identification Number: 0416-81-8119

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORN, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5632-2008:

PROPERTY OWNER(s): Willie B. & Rosalyn Y. Shaw
PROPERTY ADDRESS: 2301 Enloe Street, Fayetteville, NC
PIN: 0416-81-8119

SYNOPSIS: This property was inspected on August 29, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on October 1, 2008. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than December 1, 2008. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant (and has been vacant since January, 2005) and unsecured. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$65,000. The Assessor for Cumberland County has this structure presently valued at \$17,619.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished, the in-ground pool be eliminated and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

- C. Case Number: MH5666-2008
Property Owner: Luther & Catherine Whitehead
Property Location: 7635 Cannery Drive, Dunn, NC (Cumberland County)
Parcel Identification Number: 1504-60-7465

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORN, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5666-2008:

PROPERTY OWNER(s): Luther and Catherine Whitehead
PROPERTY ADDRESS: 7635 Cannery Drive, Dunn, NC (Cumberland County)
PIN: 1504-60-7465

SYNOPSIS: This property was inspected on September 29, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on November 12, 2008. Catherine Stewart and Frederick Carpenter attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than January 12, 2009. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently destroyed by fire, vacant and unsecured. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$50,000. The Assessor for Cumberland County has this structure presently valued at \$812.00.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

- D. Case Number: MH5565-2008
Property Owners: Beulah H. Gerhart, Michael D. & Peggy T. Canady
Property Location: 5136 Matt Hair Road, Fayetteville, NC
Parcel Identification Number: 0452-92-5181

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORN, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5565-2008:

PROPERTY OWNER(s): Beulah H. Gerhart, Michael D. Canady & Peggy T. Canady
PROPERTY ADDRESS: 5136 Matt Hair Road, Fayetteville, NC
PIN: 0452-92-5181

SYNOPSIS: This property was inspected on July 8, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on August 14, 2008. Michael Canady attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than November 14, 2008. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant and reasonably secured. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$15,000. The Assessor for Cumberland County has this structure presently valued at \$500.00. The structure was used for storage which is prohibited. Any repairs must be reviewed/approved by a third party engineer. In addition, the Minimum Housing Inspector told the Board that there were two structures on this one lot, which is illegal. One will have to be removed.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing.

SPEAKERS: (All Speakers were administered an Oath)

Michael Canady – Mr. Canady said the mobile home was moved on the lot 4 years ago. A storm blew off the roof. He said he tried to fix it but was told he would need to hire an engineer and he did not think he needed one, nor can he afford one. He can't get a permit to fix it because he can't hire an engineer; so, he can't correct the problem. He said a subcontractor told him he could make the mobile home like new for \$500. He said he wanted to use the mobile home as a residence for his daughter. In response to a question, Mr. Canady noted that he will be receiving money from a settlement and will be able to get someone to fix up the mobile home within 60 days. In response to a question Mr. Canady noted the mobile home had been used as a dwelling for three months in 2005.

The Chairman closed the Public Hearing.

MOTION: Commissioner Melvin moved that the Board adopt the order and report of the Minimum Housing Director, order the owner to remove or demolish the property within 60 days, order the Inspector to remove or demolish the dwelling if the owners fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the foregoing findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Keefe

VOTE: FAVOR: Commissioners Melvin, Blackwell, Keefe, Council, King, Faircloth
OPPOSED: Commissioner Edge

- E. Case Number: MH5551-2008
Property Owner: Carole B. Marshall Life Estate
Property Location: 6159 Butler Nursery Road, Fayetteville, NC
Parcel Identification Number: 0451-08-0289

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTION DEPARTMENT, ACTING IN MY OFFICIAL CAPACITY, BEING DULY SWORN, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5551-2008:

PROPERTY OWNER(s): Carole B. Marshall Life Estate
PROPERTY ADDRESS: 6159 Butler Nursery Road
PIN: 0451-08-0289

SYNOPSIS: This property was inspected on June 23, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on July 16, 2008. Carole Marshall attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than October 16, 2008. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant and unsecured. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$50,000. The Assessor for Cumberland County has this structure presently valued at \$7,921.00.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing.

SPEAKER: (Oath administered)

Carole Marshall – Ms. Marshall said she agreed with the recommendation of the Code Enforcement Officer that the building should be demolished. She apologized that she had not taken care of it, but noted some health related issues with her and her husband.

The Chairman closed the Public Hearing.

MOTION: Commissioner Melvin moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

- F. Case Number: MH5703-2008
Property Owner: Alberta C. Baker Heirs
Property Location: 1828 Smith Road, Fayetteville, NC
Parcel Identification Number: 0433-91-2146

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORM, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5703-2008:

PROPERTY OWNER(s): Alberta C. Baker Heirs
PROPERTY ADDRESS: 1828 Smith Road, Fayetteville, NC
PIN: 0433-91-2146

SYNOPSIS: This property was inspected on November 14, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on December 11, 2008. James Baker attended the Hearing via telephone. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than February 11, 2009. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently unsecured and being occupied by vagrants. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$20,000. The Assessor for Cumberland County has this structure presently valued at \$2,644.00.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell
VOTE: UNANIMOUS

G. Case Number: MH5530-2008
Property Owner: Diane Crisp Godwin
Property Location: 3943 Camden Road
Parcel Identification Number: 0425-14-5774

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORM, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5530-2008:

PROPERTY OWNER(s): Diane Crisp Godwin
PROPERTY ADDRESS: 3943 Camden Road (lot to the right of 3939 Camden Road), Fayetteville, NC
PIN: 0425-14-5774

SYNOPSIS: This property was inspected on May 27, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on June 25, 2008. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than August 25, 2008. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant and unsecured.. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$15,000. The Assessor for Cumberland County has this structure presently valued at \$500.00 (for salvageable materials).

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

H. Case Number: MH5512-2008
Property Owner: N. J. Thaggard Heirs, c/o Elvoir Fisher
Property Location: 7011 Huffman Drive, Fayetteville, NC
Parcel Identification Number: 0460-10-1862

AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT BEFORE THE BOARD OF COMMISSIONERS

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORM, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5512-2008:

PROPERTY OWNER(s): N.J. Thaggared Heirs, c/o Elvoir Fisher
PROPERTY ADDRESS: 7011 Huffman Drive, Fayetteville, NC
PIN: 0460-10-1862

SYNOPSIS: This property was inspected on April 29, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on May 28, 2008. Elvoir & Frank Fisher attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than August 28, 2008. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant and unsecured.. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$20,000. The Assessor for Cumberland County has this structure presently valued at \$500.00.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

- I. Case Number: MH5729-2008
Property Owner: Stephanie L. Baker
Property Location: 5905 St. Michaels Drive, Fayetteville, NC
Parcel Identification Number: 0454-51-5679

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORM, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5729-2008:

PROPERTY OWNER(s): Stephanie L. Baker
PROPERTY ADDRESS: 5905 St. Michaels Drive, Fayetteville, NC
PIN: 0454-51-5679

SYNOPSIS: This property was inspected on December 17, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on January 15, 2009. No one attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than February 15, 2009. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structure is presently vacant and reasonably secured. In its present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is \$15,000. The Assessor for Cumberland County has this structure presently valued at \$3,580.00.

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that this structure be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell
VOTE: UNANIMOUS

J. Case Numbers: MH5716 and MH5717-2008
Property Owner: Betty R. Smith, c/o Charles Allen Smith
Property Location: 1395, 1399, 1403 and 1407 Tom Starling Road, Fayetteville, NC
Parcel Identification Numbers: 0433-85-2853 and 0433-85-4831

**AFFIDAVIT OF THE HOUSING INSPECTOR'S REPORT
BEFORE THE BOARD OF COMMISSIONERS**

I, GEORGE HATCHER, CODE ENFORCEMENT OFFICER FOR THE COUNTY OF CUMBERLAND PLANNING & INSPECTON DEPARTMENT, ACTING INMY OFFICIAL CAPACITY, BEING DULY SWORM, DEPOSE AND SAY:

BACKGROUND: That the following is a report on Minimum Housing Case Number 5716 & 5717-2008:

PROPERTY OWNER(s): Betty R. Smith, c/o Charles Allen Smith
PROPERTY ADDRESS: 1395, 1399, 1403, 1407 Tom Starling Road, Fayetteville, NC
PIN: 0433-85-2853 and 0433-85-4831

SYNOPSIS: This property consisting of one single-wide manufactured home and four structures, was inspected on December 10, 2008. All property owners and parties of interest were legally served the Notice of Violations and afforded a hearing on January 8, 2009. Charles Smith attended the Hearing. It was ordered that the structure be repaired to a minimum standard for human habitation or be demolished and the debris removed from the premises no later than February 9,2009. The property owners and parties of interest were notified of the appeal procedures when they were served with the Findings of Fact and Order. No Appeal was filed. Upon my visit to the property on April 9, 2009, no corrective action has been made to the structure. The structures are presently vacant and unsecured and being frequented by vagrants. In their present state this structure constitutes a fire, health and safety hazard. The estimated cost to repair the structure to a minimum standard for human habitation is as follows:

Cost to repair Bldg. 1:	\$34,000	Value of Bldg. 1	\$644.00
Cost to repair Bldg. 2:	\$15,000	Value of Bldg. 2	\$490.00
Cost to repair Bldg. 3:	\$22,000	Value of Bldg. 3	\$749.00
Cost to repair Bldg. 4:	\$11,000	Value of Bldg. 4	\$662.00
Cost to repair MH:	\$15,000	Value of MH	\$1,500

RECOMMENDATION: It is the recommendation of the Planning & Inspection Department that these structures be demolished and the debris removed from the lot.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the order and report of the Minimum Housing Inspector as the true facts in this case, order the property owner to remove or demolish the dwelling within 30 days, order the Inspector to remove or demolish the dwelling if the owner fails to do so and impose a lien on the real property for the cost of such action, and direct the Clerk to incorporate the findings and orders in an ordinance certified by the Chairman and record the same in the Register of Deeds.

SECOND: Commissioner Blackwell
VOTE: UNANIMOUS

Other Public Hearings

- K. Consideration of the Cumberland County 2030 Growth Vision Plan and the Land Use Policies Plan. (Both documents are intended to give direction to County and Municipal Governments within Cumberland County in reviewing development proposals; planning growth-related facilities and services; preparing standards and regulations; working together on growth management issues, and establishing applicable budget and work program priorities.)

BACKGROUND: Tom Lloyd, Planning/Inspections Director reviewed the process in preparation of the proposed Plan and stated it was unanimously approved by the Planning Board. The Plan is effective upon adoption by the Board of Commissioners.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

MOTION: Commissioner King moved to adopt the Cumberland County 2030 Growth Vision Plan and the Land Use Policies Plan.
SECOND: Commissioner Blackwell
VOTE: UNANIMOUS

- L. Public Hearing – 2009 Draft Community Development Annual Action Plan.

BACKGROUND: The Community Development 2009 Annual Action Plan must be submitted to HUD by May 15, 2009. The draft Plan has been made available for a 30-day citizen review and comment period throughout Cumberland County since April 7, 2009. Any comments received regarding the Plan will be addressed by the Community Development Director within 15 days of receipt and then forwarded to HUD with the Action Plan.

The Chairman opened the Public Hearing. There were no speakers. The Chairman closed the Public Hearing.

No action needed.

Items of Business

3. Consideration of Amending Chapter 3 of the Cumberland County Code to Refer to the “Animal Services Department” and the “Animal Services Director”.

BACKGROUND: The new department director of the County’s Animal Control Department, Scottie Harris, proposes that the Board of Commissioners change the name

from Animal Control Department and Animal Control Director to Animal Services Department and Animal Services Director, respectively.

ACTION: Adopt ordinance amending the Code as noted above. (Ordinance may be found in the County Ordinance Book and will be codified).

MOTION: Commissioner Blackwell moved to approve the amendment as noted above.

SECOND: Commissioner King

VOTE: UNANIMOUS

4. Nominations to Boards and Committees:

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

Vacancy Position: Brenda Douglas needs to be replaced because of non-attendance.

Nominee: Daniel Rodriquez

B. Criminal Justice Partnership Advisory Board (2 Vacancies)

Vacancies: Captain David Houp, Police Chief Designee, is no longer able to fill this slot, and William David McFadyen, at-large representative, has resigned. Replacements are needed.

Nominees: Captain Charles Kimble – Police Chief Designee
Kraig Brown – At-large representative

C. Transportation Advisory Board (2 Vacancies)

Vacancies: The Urban Transit Provider representative slot has been vacant for some time, and Wally Ainsworth, Emergency Medical Services Representative is no longer working at the Ambulance Service and his term has expired.

Nominees: Wendy Nunnery – Urban Transit Provider representative
Michael Roye – Emergency Medical Services representative

5. Appointments to Boards and Committees

MOTION: Commissioner King moved to appoint the nominees in Items A-F, below.

SECOND: Commissioner Faircloth

VOTE: UNANIMOUS

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

Nominee: Terri Thomas

B. Cumberland County Home and Community Care Block Grant (1 Vacancy)

Nominee:

Aging Service Provider: Mary Brymer

C. Joint Senior Citizens Advisory Board (1 Vacancy)

Nominee: Marlene Jacobs

D. Mental Health Board (1 Vacancy)

Nominee:

Alcoholism, Family Consumer: Dr. Jo Beth Cain

E. Nursing Home Advisory Board (1 Vacancy)

Nominee: Cassandra W. Haire

F. Tourism Development Authority (1 Vacancy)

Nominee:

Hotel/Motel Under 100 Rooms Representative: William S. Wellons, Jr.

6. Closed Session:
- A. Attorney-Client Matter(s)
Pursuant to NCGS 143-318.11(a)(3).
 - B. Personnel Matter – NCGS 143-318.11(a)(6)
 - C. Report on criminal investigation – NCGS 143-318.11(A)(7)

MOTION: Commissioner Edge moved to go into closed session for the above noted matters.

SECOND: Commissioner Melvin

VOTE: UNANIMOUS

MOTION: Commissioner Blackwell moved to go back into Open Session.

SECOND: Commissioner King

VOTE: UNANIMOUS

MOTION: Commissioner Blackwell moved to adjourn.

SECOND: Commissioner King

VOTE: UNANIMOUS

MEETING ADJOURNED: 9:40PM

Clerk to the Board

