
**ACTION AGENDA
CUMBERLAND COUNTY BOARD OF COMMISSIONERS
COURTHOUSE – ROOM 118
FEBRUARY 20, 2017
6:45 PM**

INVOCATION - Commissioner Marshall Faircloth

PLEDGE OF ALLEGIANCE

Recognition of Cumberland County Indoor Track State Champions:

Janay Hall, South View High School - Indoor Track State Champion – 1000-Meter Run
Jade Jordon, Pine Forest High School - Indoor Track State Champion – Long Jump

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

**REQUEST TO CHANGE PUBLIC HEARING ITEM 3.A. P17-06 TO A CONTESTED
REZONING CASE AND PUBLIC HEARING ITEM 3.C. P17-05 TO AN
UNCONTESTED REZONING CASE**

1. Approval of Agenda – **APPROVED WITH CHANGES ARE REQUESTED**

**REQUEST TO ADD TO CONSENT AGENDA APPROVAL OF THE DRAFTING OF A
RESOLUTION TO BE BROUGHT BACK TO THE BOARD IN SUPPORT OF
LEGISLATION TO ANNEX SHAW HEIGHTS INTO THE CITY OF FAYETTEVILLE**

2. Consent Agenda – **APPROVED CONSENT AGENDA ITEMS 2.A. – 2.K TO
INCLUDE APPROVAL OF THE DRAFTING OF A RESOLUTION AS
REQUESTED**
 - A. Approval of minutes of the January 30, 2017 special meeting and the February 6, 2017 regular meeting.
 - B. Approval of Health Department Delinquent Accounts to be Turned Over to the N.C. Debt Set-Off Program. **(Pg. 7)**
 - C. Approval of Reappointment of Tax Administrator. **(Pg. 9)**
 - D. Approval of Reclassification of a Cooperative Extension Service Administrative Position from a State “Send-In” Classification to its Original County Position Classification and Budget Ordinance Amendment B1790291. **(Pg. 10)**
 - E. Approval of Ordinance Assessing Property for the Cost of Demolition: **(Pg. 11)**

1) Case Number: MH 1391-2016
Property Owner: Linda Enlow Jackson
Property Location: 2519 Penny Drive, Fayetteville, NC
Parcel Identification Number: 0415-27-4122

- F. Approval of a Resolution in Support of Funding to Meet the Mental Health, Intellectual/Developmental Disabilities, and Substance Use Disorder Service Needs of the Citizens of Cumberland County. **(Pg. 13)**
- G. Approval of Proclamation Proclaiming March 2017 as “American Red Cross Month” in Cumberland County. **(Pg. 14)**
- H. Approval of Proclamation Recognizing May 20, 2017 as the 100th Anniversary of the Beth Israel Congregation. **(Pg. 15)**
- I. Approval of the Cumberland County Finance Committee Report and Recommendations (for Information Purposes Only). **(Pg. 16)**
- J. Budget Revisions: **(Pg. 28)**

General Fund 101

- 1) **Social Services - Budget Ordinance Amendment B170011 to recognize grant funds in the amount of \$25,000 from Casey Family Programs (CFP) for research and data analysis regarding foster children.**

The Board is requested to approve Budget Ordinance Amendment B170011 in the amount of \$25,000 awarded by CFP, a nationally accredited non-profit corporation that engages states and counties involved in child welfare initiatives. These funds will be used to identify and analyze administrative data in order to understand why children come into care and to identify opportunities to prevent care or reduce the length of care.

Please note this amendment requires no additional county funds.

- 2) **Public Health - Budget Ordinance Amendment B170240 to recognize grant funds in the amount of \$26,942 from the U.S. Department of Agriculture (USDA), Food and Nutrition Services to be used for Women Infants and Children (WIC) programs.**

The Board is requested to approve Budget Ordinance Amendment B170240 in the amount of \$26,942 awarded by the USDA Food and Nutrition Services. These funds will be used primarily for medical and educational supplies for the WIC – Client Services program.

Please note this amendment requires no additional county funds.

- 3) **Public Health - Budget Ordinance Amendment B170236 to recognize state funds in the amount of \$193,806 to support the delivery of Public Health services.**

The Board is requested to approve Budget Ordinance Amendment B170236 in the amount of \$193,806 received from the North Carolina Department of Health and Human Services – Division of Public Health. These funds will be used to purchase medications, provide laboratory services and provide medical care to the citizens of Cumberland County.

Please note this amendment requires no additional county funds.

- 4) **Public Health - Budget Ordinance Amendment B170199 to recognize Medicaid Cost Settlement funds of \$120,626 to upgrade the Health Department's Information Technology Infrastructure.**

The Board is requested to approve Budget Ordinance Amendment B170199 in the amount of \$120,626 from Medicaid Cost Settlement funds received from NC Department of Health and Human Services – Division of Medical Assistance. These funds will be used to purchase additional computer hardware and software to increase storage capacity and operating efficiency of the Electronic Health Records software and Document Management System. Funds will also be used towards the implementation of the system improvements.

Please note this amendment requires no additional county funds.

- 5) **Contingency Funds Report**

There was no usage of contingency funds to report this period.

2.K. APPROVAL OF THE DRAFTING OF A RESOLUTION TO BE BROUGHT BACK TO THE BOARD IN SUPPORT OF LEGISLATION TO ANNEX SHAW HEIGHTS INTO THE CITY OF FAYETTEVILLE

3. Public Hearings (Pgs. 30-65)

Rezoning Cases

Uncontested-CONTESTED Rezoning Case

- A. **Case P17-06:** Rezoning of 43.23+/- acres from A1 Agricultural & CD Conservancy District to R30 Residential or to a more restrictive zoning district,

located at 1440 Canady Pond Road, submitted by Charles T. Gardner (owner).
(Pg. 30)

Planning Board Action: Approve the staff recommendation.

Staff Recommendation: 1st motion for Case P17-06: Move to find the request for rezoning not consistent with the 2030 Growth Vision Plan or any other applicable land use plan, but R40 and CD would be consistent and reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-06: Move to deny the rezoning for R30 Residential district and approve R40 & CD Conservancy for the SFHA.

ACTION: APPROVED PLANNING BOARD ACTION

Contested Rezoning Case

- B. **Case P17-04:** Rezoning of 2.80+/- acres from R6A Residential to C(P) Planned Commercial, or to a more restrictive zoning district; located at the southwest quadrant of the NC HWY 295 Murchison Road off-ramp and NC HWY 210 (Murchison Road), north of Bernadine Street; submitted by Lateon Still (owner) and Lori Epler & Ralph Huff (agents). **(Pg. 33)**

Planning Board Action: 1st motion for Case P17-04: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan; however, the request is not reasonable or in the public interest considering all uses allowed within the C(P) district now that Murchison Road is a major gateway; amended staff recommendation of C2(P) is reasonable.

2nd motion for Case P17-04: Deny the staff recommendation for C(P) Planned Commercial and approve rezoning to C2(P) Planned Commercial.

3rd motion for Case P17-04: Send a strong recommendation that sewer be extended to make it economically feasible as a gateway community.

Staff Recommendation: 1st motion for Case P17-04: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land

use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-04: Move to approve the rezoning for C(P) Planned Commercial district.

ACTION: APPROVED PLANNING BOARD ACTION

Contested UNCONTESTED Rezoning Case

- C. **Case P17-05:** Rezoning of 74.46+/- acres from A1 Agricultural & CD Conservancy District to A1 Agricultural, or to a more restrictive zoning district, located at 1237 Joe Hall Road, submitted by Dick McInnis individually and on behalf of Ann McInnis and Josie Parnell (owners) and Tim Evans (agent).

(Pg. 37)

Planning Board Action: Follow the staff recommendation.

Staff Recommendation: 1st motion for Case P17-05: Move to find the request for rezoning consistent with the 2030 Growth Vision Plan, and any other applicable land use plan, reasonable and in the public interest for the reasons stated in the recommendations of the Planning Staff.

2nd motion for Case P17-05: Move to approve the rezoning for A1 Agricultural except that area located within the SFHA should be rezoned to CD Conservancy District.

ACTION: APPROVED PLANNING BOARD ACTION

Minimum Housing Code Enforcement

- D. Case Number: MH 1467-2016 **(Pg. 41)**
Property Owner: Mary L. Cockrell
Property Location: 1230 Shaw Road, Fayetteville, NC
Parcel Identification Number: 0419-84-3046

ACTION: 120 DAYS WITH PROPERTY TO BE SECURED AS SOON AS POSSIBLE

- E. Case Number: MH 1634-2016 **(Pg. 47)**
Property Owner: Tanisha S. Jordan
Property Location: 7332 Bronstein Drive, Parkton, NC
Parcel Identification Number: 9493-35-9087

ACTION: 60 DAYS

F. Case Number: MH 1311-2016 **(Pg. 54)**
Property Owner: Grady C. & Patricia A. Elliot
Property Location: 7647 Dunn Road, Godwin, NC
Parcel Identification Number: 0581-37-0916

ACTION: 30 DAYS

G. Case Number: MH 1608-2016 **(Pg. 60)**
Property Owner: Maria E. Eppler
Property Location: 2524 Pinnacle Drive, Fayetteville, NC
Parcel Identification Number: 0415-56-1230

ACTION: 30 DAYS

ITEMS OF BUSINESS **(Pgs. 66-79)**

4. Consideration of Reactivating the Public Safety Task Force – **APPROVED** **(Pg. 66)**
5. Nominations to Boards and Committees **(Pg. 70-74)**
- A. Animal Control Board (2 Vacancies) **(Pg. 70)**

NOMINEE(S): **SHELLY BRYANT**
CINDY JACKSON COLLINS

6. Appointment of Officers - Equalization and Review Board: **(Pg. 75)**

Chairman: Harvey (Butch) Raynor

First Vice Chairman: William (Bill) Holland

Second Vice Chairman: William Carroll Beard, Jr.

APPOINTEE(S): **HARVEY (BUTCH) RAYNOR, CHAIRMAN**
WILLIAM (BILL) HOLLAND, FIRST VICE CHAIRMAN
WILLIAM CARROLL BEARD, JR., SECOND VICE CHAIRMAN

7. Appointments to Boards and Committees **(Pg. 79)**

****THERE ARE NO APPOINTMENTS FOR THIS MEETING****

8. CLOSED SESSION: IF NEEDED

ADJOURNED