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**Minutes**  
**Cumberland County Board of Commissioners**  
**November 16, 1999, 3:00PM**  
**Special Meeting**

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**PRESENT:** Thomas B. Bacote, Chairman  
Ed Melvin, Vice Chairman  
Commissioner Billy R. King  
Commissioner Talmage Baggett  
Commissioner J. Breeden Blackwell  
Commissioner H. Mac Tyson II  
Commissioner J. Lee Warren, Jr.  
Cliff Strassenburg, County Manager  
James Martin, Deputy County Manager  
Cliff Spiller, Asst. County Manager  
Grainger Barrett, County Attorney  
Marsha Fogle, Clerk to the Board

**INVOCATION:** Commissioner J. Breeden Blackwell  
**PLEDGE OF ALLEGIANCE**

**RECOGNITION:** The Board of Commissioners welcomed Mr. William Scarlett to Cumberland County as the new Director of our Social Services Department.

Commissioner Talmage Baggett thanked Mr. E.C. Modlin for his EXEMPLARY service as Director of the Social Services Department and for his contributions to this community.

**1. CONSENT AGENDA**

**MOTION:** Commissioner Melvin moved to follow staff recommendations for the items on the Consent Agenda.

**SECOND:** Commissioner Tyson

**VOTE:** UNANIMOUS

**A. Approval of Minutes: October 25, 1999, November 1, 1999**

**ACTION:** Approve

**B. Approval of sale of surplus county-owned real property acquired by tax foreclosure – Lots 1,15,&16, Block C, Colonial Heights, Addition 5, located in the Rockfish Township**

**BACKGROUND:** The property was acquired by tax foreclosure in 1997. The amount owed on the foreclosed judgment plus interest and cost is \$1,054.30. The appraised tax value for this parcel is \$560.00. This property has previously been declared surplus. Mr. William Caulkins has bid \$468.00 on the property. The bid was advertised; no upset bids were received.

**ACTION:** Accept Mr. Caulkins' bid of \$486.00 and upon receipt of the purchase price execute a deed to William Caulkins.

**C. Approval of an Agreement extending the contract for John T. Carlisle as Chief Executive Officer for Cape Fear Valley Health System**

**BACKGROUND:** On October 27, 1999, the Hospital Board of Trustees approved an agreement extending the contract for John Carlisle. Since it is unclear as to whether a new CEO will be hired prior to January 15, 2000, (date of expiration of Mr. Carlisle's contract), the Board has approved an agreement for him to continue his employment from month to month in the event a new CEO has not been hired and assumed the duties as of 1/15/2000.

**ACTION:** Approve the agreement.

**D. Approval of salary for new Social Services Director**

**BACKGROUND:** On November 10, 1999, the DSS Board officially offered the position of Cumberland County DSS Director to Mr. William F. Scarlett, effective 12/1/99, at a salary of \$92,500 per annum. Mr. Scarlett will serve a six-month probationary period.

**ACTION:** Approve the salary for Mr. Scarlett.

**E. Approval of modification to PY99 Welfare to Work Plan**

**BACKGROUND:** This modification is required to incorporate the second year PY99 allocation in the amount of \$969,795.

**ACTION:** Approve modification.

**F. Approval of declaration of surplus county property and authorization to accept insurance settlement**

**BACKGROUND:** Accident: 10/29/99  
Vehicle: Ford Taurus (1990)  
VIN: 1FACP50UOLA158531  
Mileage: 81,878  
Department: Sheriff's Office  
Settlement Offer: \$3,136.00  
Insurance Company: Nationwide Mutual Insurance

**ACTION:** Declare the vehicle surplus, authorize acceptance of settlement and allow Nationwide to take possession of the vehicle.

**G. Budget Revisions:**

**(1) Public Health:**

**(a) Various Departments: Revisions in the total amount of \$71,822 to transfer lapsing salaries from: School Health (\$19,622; Wellness (\$12,000), Health Education (\$22,000), & Aids Control (\$8,000) to purchase drugs in Communicable Disease (B00-184-184D) Funding Source – County**

**(b) WIC: Increase in revenue/expenditures in the net amount of \$450 to reconcile the County budget to the State budget (B00-229) Funding Source – Federal**

**(c) Rape Prevention: Decrease in revenue/expenditures in the amount of \$5,375 to reconcile the County budget with the State budget (B00-233) Funding Source – State**

**(d) TB Chest Clinic: Increase in revenue/**

**expenditures in the net amount of \$5,750 to recognize additional State funding for TB medical services (B00-232) Funding Source – State**

**(2) Mental Health-Alcohol & Drug Women: Increase in revenue/expenditures in the amount of \$40,000 to recognize an additional allocation to contract with Maranatha House for supported living services (B00-245) Funding Source – Federal**

**(3) Sheriff's Office: Increase in revenue/expenditures in the net amount of \$14,319 to recognize an insurance settlement to replace a wrecked motorcycle (B00-241) Funding Source – Other**

**(4) Federal Forfeiture – Justice: Increase in revenue/expenditures in the net amount of \$57,000 to recognize forfeiture funds to be used to purchase 12 video camera systems for sheriff patrol vehicles and a bomb protection suit (B00-240) Funding Source – Federal**

**(5) Soil Conservation – Cost Share: Revision in the amount of \$1,490 to appropriate fund balance to cover an unanticipated reduction in State funding (B009-237) Funding Source – County**

**(6) Fire Marshal: Increase in revenue/expenditures in the amount of \$2,554 to recognize a reimbursement from FEMA to purchase computer equipment (B00-235) Funding Source – Federal**

**(7) Injured Animal Stabilization: Increase in revenue/expenditures in the amount of \$1,000 to recognize a contribution from the Cumberland County Veterinary Medicine Association to be used to establish an organization to provide medical attention to injured animals struck by vehicles (B00-243) Funding Source – Other**

**(8) Community Development Block Grant:**

**(Supportive Housing Program) Increase in revenue/ expenditures in the amount of \$183,032 to reprogram funds unspent in FY99 (B00-236) Funding Source – Federal**

**(9) Cooperative Extension: Increase in revenue/ expenditures in the amount of \$31,091 to recognize a grant from Communicare, Inc (\$24,874) and in-kind match of \$6,217 for the Baby-Think-It-Over program (B00-253) Funding Source – Grant**

## **REGULAR AGENDA**

### **2. Nomination to Recreation Advisory Board (1 vacancy)**

**BACKGROUND:** Michael Sessoms has resigned his position on this Board. His term will expire June 30, 2000.

**ACTION:** Nominate to fill the vacancy.

**Nominees:** Commissioner Warren nominated J.D. Pone

### **3. Appointments to Boards/Committees:**

#### **A. Library Board of Trustees (2 vacancies)**

**Nominees/Voting:** Cynthia T. Harlan: Commissioners Bacote & King

Jim Hankins: Commissioners Blackwell Tyson, Melvin, Warren & Baggett

Sabrina Moulden: Commissioners Bacote and King

Gail A. Riddle: Commissioners Blackwell, Tyson, Melvin, Warren  
And King

Mr. Hankins and Ms. Riddle were appointed to the Library Board of Trustees.

#### **B. Civic Center Commission (5 vacancies)**

**MOTION:** Commissioner Warren moved to appoint the nominees in Item 3B, 3C, 3D and 3F.

**SECOND:** Commissioner King

**VOTE:** UNANIMOUS

Nominees/Voting: Gene S. Ammons, Jr.  
(reappointment):

Dr. Ralph E. Burns: (reappointment):

Jim Peterson: (reappointment):

Marshall H. Waren: (reappointment):

Sharon Drake: Commissioner King withdrew Ms. Drake's name.

Ernie Grooms: Commissioner Tyson withdrew Mr. Grooms' name.

**C. Adult Care Home Community Advisory Committee (5 vacancies)**

Nominees/Voting: Gale R. Allen (reappointment)  
Vikki Andrews (reappointment)  
Mildred F. Bonner (reappointment)  
Sallie Jones (reappointment)  
Anita Rowles (reappointment)

See MOTION in Item B. (Reappointments made)

**D. Fayetteville Area Convention & Visitors Board of Directors (2 vacancies)**

Nominees/Voting: Gene S. Ammons, Sr. (reappointment – motel under 100 rooms):

Susan Wooster (hotel/motel over 100 rooms)

See MOTION in Item B. (Mr. Ammons and Ms. Wooster were appointed)

**E. Board of Health (3 vacancies)**

Nominees/Voting: Dr. Larry Harris (physician position): Unanimous  
Brenda Fonville (reappointment – Pharmacist position):  
Unanimous  
James Cashwell (general public position): Commissioners  
Tyson,  
Blackwell, Warren, Baggett, & Melvin  
Mary A. Hales (general public position): Commissioners  
Bacote, King

Dr. Harris, Ms. Fonville, and Mr. Cashwell were appointed to the Board of Health.

**F. Cumberland County Area Mental Health Board (1 vacancy)**

Nominee/Voting: Moses Benjamin Watson (reappointment – drug  
abuse family consumer position)

See MOTION in B. (Mr. Watson was reappointed).

**4. Presentation by MCD on neighborhood activities**

Appearing: Anna Green, Multi-Cultural Community Development Services

Ms. Anna Green told the Board she would like some funding to continue her program. She asked for \$30,000 which would be divided among three low wealth neighborhoods in Cumberland County (Pine Tree Lane, Sleep Hollow and Bonnie Doone)

The goal of MCD is to develop leadership within these communities to empower people at the neighborhood level to deal with their problems.

**MOTION: Commissioner King moved to refer Ms. Green to the County's Community Development Department to see if they would qualify for any community development money.**

**SECOND: Commissioner Tyson**

**VOTE: UNANIMOUS**

**5. Consideration of a request from the Joint Planning Board for direction regarding the remaining unzoned areas of the county**

**BACKGROUND:** The Joint Planning Board seeks guidance from the Board of Commissioners on how to proceed with the remaining unzoned areas of the county. The Planning Board has identified three potential alternatives:



1. postpone any further initial zoning efforts until the Commissioners reassign it as a high priority;
2. skip over Area 15C and start the process in the remaining unzoned portion of Area 15 and all of Area 16; and
3. determine if the number of property owners requesting to be zoned is sufficient to meet statutory requirements defining a zoning area (i.e., 640 acres or one square mile and a minimum of ten property owners).

Since the initial zoning for area 15C was not approved in September, the Planning Board is requesting direction from the Board as to whether to proceed with zoning the final portions of the County.

**RECOMMENDED ACTION:** Provide direction concerning initial zoning.

Commissioner Tyson suggested we not force zoning on those who do not want it. Commissioner King stated the Linden area should not be treated differently than the rest of the County. He said zoning the Linden area is the right thing to do.

Mr. John Gillis, a member of the Planning Board, said because of the direction from the Board of Commissioners to proceed with initial zoning for the entire county, and the vote not to zone Area 15C, the Planning Board would like to have further direction from the Board of Commissioners on whether or not to proceed. Mr. Gillis noted that with the zoning of Harnett County and increased activity and growth, the Linden area may ultimately perceive that zoning would be beneficial.

**MOTION:** Commissioner Melvin moved to postpone zoning until the people are educated to the point they want to be zoned.

**SECOND:** Commissioner Tyson

**DISCUSSION:** Commissioner Baggett said he would like to see some effort put forth to provide information about the positive aspects of zoning. In addition, he said he would like to be able to identify those people in the unzoned areas who do want to be zoned, and consider their feelings. Commissioner Warren noted the zoning of Linden has been an issue for a long time. He noted there may very well be some areas that do want to be zoned and those areas should be identified. Commissioner Melvin noted his motion would allow for that to happen.

**VOTE:** **FAVOR:** Commissioners Melvin, Tyson, Blackwell, Warren, Tyson  
**OPPOSED:** Commissioners Bacote and King

**6. Consideration of approval of an agreement for engineering services to prepare a master plan for the new County Industrial Park**

**BACKGROUND:** The Industrial Property Committee of FAEDC solicited qualification statements from engineering/planning consultants to prepare a master plan for the new Industrial Center located on Cedar Creek Road. Moorman, Kizer, Reitzel, Inc. was selected as the most qualified firm. Services to be provided include:



1. Kickoff meeting with the County, FAEDC, and consultant team to discuss the design elements of the park;
2. Review of Ross Boyle Industry Study to determine best target industries for the park and develop parcel sizes accordingly;
3. Prepare two conceptual sketches of the park layout for review and finalization of the plan;
4. Prepare the final master plan layout to include parcel configuration, road network, preliminary sanitary sewer, water and storm drainage systems;
5. Evaluate on site storm water retention versus regional detention;
6. Develop a landscaping theme for the park including a recommended streetscape;
7. Assist the County in developing restrictive covenants for the park;
8. Develop a conceptual entrance design to include signage and graphics to enhance the image of the park;
9. Provide FAEDC with a target list of companies in the cluster industry to assist in marketing the park;
10. Prepare conceptual cost estimates and construction phasing for the park improvements;
11. Prepare 15 copies of the final master plan report and present to the County and FAEDC.

Compensation will be direct labor times a 2.5 multiplier. Special consultants and reimbursable expenses shall be billed at direct cost. The total not to exceed contract amount is \$92,142.00.

**ACTION:** Approve the agreement and associated budget revision (B00-254).

**MOTION:** Commissioner Warren moved to approve.

**SECOND:** Commissioner King

**DISCUSSION:** Commissioner Baggett noted the importance of the widening of HWY 53 to accommodate additional traffic for the new Industrial Center.

**VOTE:** UNANIMOUS

## **7. Consideration of County Personnel Committee recommendations and report**

**BACKGROUND:** The Personnel Committee, on November 10, 1999, approved a proposed classification change and new position as follows:

Community Development: New Position Sr. Loan Analyst/Grade 70  
Salary: \$35,700

**Note:** This position was in the budget in FY96. It was not filled; and therefore, was not included in the next fiscal year budget. The need for this position has continued to increase with the development of the growing Community Development programs. This position will be funded with federal funds.

Engineering Department: Assistant Engineering Tech – Grade 61 to Grade 63

Note: This upgrade recognizes responsibilities associated with preparing/ updating maps/drawings. This position will be responsible for the preparation and maintenance of files related to floodplain activities and for becoming certified as a Floodplain Manager. Sufficient salaries exist in this vacant position to fund the increase for the remainder of this fiscal year.

**ACTION:** Approve the new position, classification change and associated budget revision (B00-251).

**MOTION:** Commissioner King moved to approve.

**SECOND:** Commissioner Melvin

**VOTE:** UNANIMOUS

**8. Consideration of County Policy Committee report and recommendations regarding amendments to the County Storm Water Management Ordinance**

**BACKGROUND:** The County Policy Committee met on November 4, 1999 to review the amendments to the Ordinance. Attending the meeting were Mr. Walter Moorman, Storm Water Board member, Mr. Marcus Ingram, Chairman of the Storm Water Board and Mr. Greg Caison, Storm Water Utility Director. All of those in attendance recommended that the Board of Commissioners approve the amendments as drafted by the County Attorney.

**ACTION:** Adopt the amendments to the Ordinance as drafted by the County Attorney and approve the Interlocal Agreement with the City of Fayetteville for joint operation of the Storm Water Utility.

**MOTION:** Commissioner Baggett moved to approve the amendments as presented and the Interlocal Agreement with the City of Fayetteville for joint operation of the Storm Water Utility.

**SECOND:** Commissioner King

**VOTE:** UNANIMOUS

**MEETING ADJOURNED: 4:25PM.**

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