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**AGENDA**  
**CUMBERLAND COUNTY BOARD OF COMMISSIONERS**  
**COURTHOUSE – ROOM 118**  
**APRIL 16, 2007**  
**6:45 PM**

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INVOCATION - Commissioner Kenneth Edge, Chairman

PLEDGE OF ALLEGIANCE – Anna Perko - 2nd Grade  
Kate Perko - Kindergarten

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

Certificate of Recognition to Outgoing Board Members:

W. Carroll Beard, Jr. – Equalization and Review Board

**Special Recognition:**

Cumberland County Cares- CONTACT of Fayetteville, Inc.

**Special Recognition:**

South View High School (Lady Hoops)- State 4-A Varsity Basketball Champions – Amber Calvin, Nikoll Wilson, Samantha Ramirez, Whitney Jordan, Ta’nele Walker, Tyffani Fenwick, Rakhee Smith, Debrisha Morris, Amanda Morrill, Jasmine Price, Angelica Rodriguez, Brittany Wade

1. Presentation by Ms. Rosimar Melendez of the Women’s Center.
2. Consent Agenda
  - A. Approval of minutes for the April 2, 2007 regular meeting.
  - B. Approval of Report of the Finance Committee.
  - C. Approval of Deputy Finance Officer for Crown Center.
  - D. Approval of Proposed Additions to the State Secondary Road System:  
Woodlington Subdivision: Skip A Rock Lane  
Vanilla Bar Drive

- E. Approval of Lease of Real Property Located at 226 Bradford Avenue.
- F. Approval of a Proclamation Proclaiming May 1-7, 2007 as “Air Quality Week” in Cumberland County.
- G. Approval of a Proclamation Proclaiming May 2007 as “Mental Health Month” in Cumberland County.
- H. Approval of a Proclamation Proclaiming May 2007 as Existing Industry Appreciation Month.
- I. Approval of Declaration of Surplus Property and Authorization to Accept Insurance Settlement.
- J. Budget Revisions:

- (1) Social Services Other/Rural Operating Assistance Program

Revision in the amount of \$2,120 to reallocate budgeted expenditures from ROAP to Social Services for the Workfirst Transportation Program. (B07-299 and B07-299A) **Funding Source – Reallocation of Budgeted Expenditures**

- (2) Industrial Development Inducement Fund

Revision in the amount of \$46,000 to appropriate fund balance to reimburse the Cumberland County Business Council for property taxes and interest expense on the adjustable rate loan for the Industrial Park Shell Building. (B07-304) **Funding Source – Industrial Development Inducement Fund Balance**

- (3) Mental Health Adult Contracts

Revisions in the amount of \$80,500 to budget additional state funding. (B07-313 and B07-314) **Funding Source – State**

- (4) Library

Revision in the amount of \$31,385 to appropriate fund balance for the replacement of the courier van. (B07-306) **Funding Source – General Fund Fund Balance**

(5) Fire Districts

- a. Special Fire District - Revision in the amount of \$150 to increase expenditure to cover unanticipated refunds to taxpayers. (B07-307)  
**Funding Source – Fire District Taxes**
- b. Eastover Fire District - Revision in the amount of \$100 to increase expenditure to cover unanticipated refunds to taxpayers. (B07-308)  
**Funding Source – Fire District Taxes**
- c. Pearces Mill Fire District - Revision in the amount of \$100 to increase expenditure to cover unanticipated refunds to taxpayers. (B07-309)  
**Funding Source – Fire District Taxes**
- d. Stoney Point Fire District - Revision in the amount of \$2,300 to increase expenditure to cover unanticipated refunds to taxpayers. (B07-310) **Funding Source – Fire District Taxes**
- e. Westarea Fire District - Revision in the amount of \$800 to increase expenditure to cover unanticipated refunds to taxpayers. (B07-311)  
**Funding Source – Fire District Taxes**

3. Public Hearings

**Uncontested Cases**

Rezoning

- A. Case P07-16. The rezoning of 1.19 acres from C1(P)/CU to C1(P), or to a more restrictive zoning district, at 4582 Cumberland Road, owned by Smith-Warren Properties.
- B. Case P07-18. The rezoning of 2.25 acres from A1 to RR, or to a more restrictive zoning district, at 3557 Cedar Creek Road, owned by Charles D. and Diane Rozier.

**Conditional Use District**

- C. Case P07-12. The rezoning of .58 acres from R6A to C(P)/Conditional Use District and Permit to Allow Permitted Uses with Exclusions at 144 Airport Road, owned by Mark and Kim Warren.

**Contested Cases**

- D. Case P06-79. The rezoning of two parcels totaling 68.12 acres from A1 to R20, or to a more restrictive zoning district, at 2835 John McMillan Road, owned by Lawrence C. and Phillip C. Smith.
- E. Case P07-14. The rezoning of 3.0 +/- acres from A1 to R20A, or to a more restrictive zoning district, at 1770 Yarborough Road, owned by Dennis K and Linda G. Dobbins.
- F. Case P07-19. The rezoning of 9.12 acres from A1 to R30, or to a more restrictive zoning district, located on the west side of Wade-Stedman Road, south of Kennel Road, owned by Tammy C. and George Barry.

**Other Public Hearing**

- G. Community Development 2007 Annual Action Plan.

**Items of Business**

- 4. Consideration of a Request from the Eastover Sanitary District for a \$250,000 County Loan for Phase I - Sanitary Sewer Project.
- 5. Appointments to Boards and Committees
  - A. Cumberland County Home and Community Care Block Grant Committee (4 Vacancies)

**Nominees:**

Older Consumer Representative: Mary L. Mack  
Ethel Hennessee

Acting Service Provider: Rosa Crowe  
Tina Dicke

- B. Local Emergency Planning Committee (3 Vacancies)

**Nominees:**

Print and Broadcast Media Representative: Doug Hewitt

Emergency Management Representative: Kenny Currie

Operators of Facilities Representative: Gary Thorpe

C. Tourism Development Authority (1 Vacancy)

Nominee:

Hotel/Motel Under 100 Rooms Representative: Daniel Roberts

6. Closed Session:
- A. Attorney-Client Matter(s)  
Pursuant to NCGS 143-318.11(a)(3).
  - B. Real Estate Matters Pursuant  
to NCGS 143-318.11(a)(5).

**ADJOURN**

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

**MEETINGS: May 7 2007 (Monday) - 9:00 AM  
May 21, 2007 (Monday) - 6:45 PM**



ITEM NO. 1

February 1, 2007

Attn: James Martin  
County Manager  
P.O. Box 1829  
Fayetteville, NC 28302

Mr. Martin:

The Women's Center of Fayetteville is interested in being part of the agenda during the County Commissioners' meeting scheduled for Monday April 16, 2007. We would like to take this opportunity to not only thank the County Commissioners for their support of the business center, but also update you on clients served, programs, and future goals. We'd like to keep you abreast of the significant impact and contribution the Women's Business Center makes to the small business community in Cumberland County.

If you have any questions please do not hesitate to contact me. We look forward to your response.

Very Respectfully,

Rosimar Meléndez  
WBC, Director

**BOARD OF DIRECTORS**

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Sylvia G. Ray, *Executive Director*

Post Office Box 2384 • Fayetteville, North Carolina 28302 • 230 Hay Street • Telephone (910) 323-3377 • Fax (910) 323-8828 • Web Site: [www.wcof.org](http://www.wcof.org)



# COUNTY of CUMBERLAND



*Office of the County Manager*

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

Juanita Pilgrim  
Deputy County Manager

Amy H. Cannon  
Assistant County Manager

## MEMORANDUM

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** APRIL 9, 2007

**SUBJECT:** APPROVAL OF REPORT OF THE FINANCE COMMITTEE

### BACKGROUND

Attached are the minutes of the April 5, 2007 Finance Committee Meeting. The consensus of the committee was that the Botanical Garden request for funding be considered as part of the FY2008 budget. The committee was also presented with a financing plan for school projects, a branch library and a new Health Department building.

### RECOMMENDATION/PROPOSED ACTION

Consider the report of the Finance Committee.

AHC:cas

Attachment

CUMBERLAND COUNTY FINANCE COMMITTEE  
APRIL 5, 2007, 8:30AM

PRESENT: Chairman Jeannette Council  
Commissioner Breeden Blackwell  
Commissioner John Henley  
James Martin, County Manager  
Juanita Pilgrim, Deputy County Manager  
Amy Cannon, Asst. County Manager for Finance  
Grainger Barrett, County Attorney  
Sara VanderClute, PIO  
Jerry Thrasher, Library Director  
Tim Kinlaw, School System  
Edward Beale, Health Department  
Marsha Fogle, Clerk

1. Approval of Minutes: March 1, 2007

MOTION: Commissioner Henley moved to approve.  
SECOND: Commissioner Blackwell  
VOTE: UNANIMOUS

2. Consideration of a request from the Cape Fear Botanical Garden for funding

Jennifer Sullivan reviewed the need for expansion of the Cape Fear Botanical Garden. She noted that programs and tours are running at capacity, lack of space for administrative operations, need for indoor space for tours and private events and a visitors' center at the entrance to the Garden are the prime reasons for the expansion. A firm was hired to do a feasibility study; the firm found that community leaders are supportive of the expansion plans and that it seemed reasonable that the community could raise \$10 million for the expansion. Revenues to be used as follows:

\$7 Million	Construction cost for visitors pavilion complex;
\$1 Million	Furnish the building
\$2 Million	Administrative cost to support the new program initiatives

The Garden has already raised \$2.5 million from private sources. The projected impact on the operating budget of the Garden is as follows:

EXPENSES: \$288,095	Personnel Costs
\$117,220	Facility Support
REVENUES: \$185,200	Facility revenues
\$222,500	Other funds raised

The above figures include increases over and above the current operating budget.

Ms. Sullivan said that 70% of the expansion cost would come from private sources. The Botanical Garden is requesting 30% from public funds (\$500,000 from the City and the County to be paid over a five year period). In addition, the Garden will receive State funding – hopefully in the amount of \$2.5 million spread out over multiple budget sessions. The Garden currently receives \$300,000 from the State through FTCC. In addition the Garden receives a total of \$120,000 paid over a three year period from the Community Foundation.

The Visitors Pavilion Complex will have 28,455 square feet and will include a special events/education center, a gift shop, office space, board room and greenhouse space.

It is anticipated that this expansion will impact the Garden by increasing the number of visitors from 17,000 annually to 68,000 annually. In addition more school age children will be served as well as more adult education participants. The number of employees will increase from 11 to 21 at an average salary of from \$24,000 to \$42,000 a year. Some of these employees may be part-time.

Construction is projected to begin in 2009.

Commissioner Blackwell inquired about the Garden's annual income. Ms. Sullivan indicated it was \$500,000. Commissioner Blackwell also noted some concern about \$2 million for administrative purposes.

Ms. Sullivan said the consultant told them that revenues from the expansion may not be stable for the first couple of years; therefore, the need for some operating money to assure the program will run smoothly.

The Botanical Garden would like to have enough money in hand to operate for the first two years, in case revenues did not cover expenses. It receives \$300,000 from the State of North Carolina through FTCC. In addition it will receive \$120,000 over a three year period from the Community Foundation.

In response to a question about endowment, it was noted that the Garden currently has three endowments, one in the amount of \$38,000 and two others in the amount of \$3,000 and \$4,000 each.

Commissioner Henley noted that not all 11 new people would need to be hired right away.

The consensus of the Finance Committee was that this request could be discussed during budget deliberations.

3. Update on and funding options for capital projects (schools, library, health building)

Amy Cannon, Assistant County Manager for Finance, told the Committee that the State has revised its lottery fund projections for this budget year from \$7.7 million to \$6 million. Also, the Governor's budget and proposed legislative revisions to the lottery formula could further decrease lottery proceeds that to go the school system in fiscal year 2008. As a result the Board of Education revised the COPS Series 1 Plan Schedule to one project – the new Gray's Creek Middle School. Project cost has been revised from \$18 million to 20 million. Following approval of the state budget other projects proposed in Series 1 and 2 Plans will be considered by the Board of Education. It will consider a "pay as you go" plan for the balance of the Series 1 classroom addition projects. Bidding for the Grays Creek Project is scheduled for August, 2007; funds will be needed in September, 2007.

The original plan called for two separate COPS issues. In order to reduce issuance cost, Mrs. Cannon recommended that the County get a bank loan in the amount of \$18-20 million, to be repaid in fifteen years, with a no prepayment penalty clause, for the new Grays Creek Middle School. Series II for the Board of Education includes a new western elementary school project at a cost of \$14 million. This project will be bid in January of 2008, with funding needed in February 2008. Additionally, the Library and Board of Education are working collaboratively to incorporate a joint use library into the Western Elementary. The estimate of County funds needed for the Library is approximately \$6-8 million. Also, plans and specifications are moving forward with a new Health Department Building. This project is also scheduled for bid in January of 2008.

The Finance Director recommends a COPS issue in February 2008 to fund the new Western Branch Elementary, the branch Library incorporated in the Western Branch Elementary and the new Health Department building. At that time, management will evaluate the financial benefit of refinancing the bank loan with the COPS issue or maintaining the bank loan for the 15-year period. Financing the middle school with a bank loan will reduce issuance costs and allow flexibility in the financing alternatives.

Commissioner Blackwell inquired if the manager and staff felt good about the financing option. The Manager indicated he was ok with this option; however, he did note that at some point in the next several years there may be a need to adjust the tax rate to service the debt and provide operating funds.

Mr. Martin said that a meeting is being held in the next week with department heads in the courthouse to discuss space needs and how we might utilize the old health department building once the new one is built. Commissioner Henley suggested that Mr. Martin may want to include the Hospital in space needs meeting.

MEETING ADJOURNED



# COUNTY of CUMBERLAND



*Office of the County Manager*

Cliff Spiller  
Assistant County Manager

Amy H. Cannon  
Assistant County Manager

James E. Martin  
County Manager

Juanita Pilgrim  
Deputy County Manager

April 3, 2007

## MEMORANDUM

**To:** Board of County Commissioners

**From:** Amy H. Cannon, Assistant County Manager 

**Subject:** Deputy Finance Officer for Crown Center

### 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 Mr. Peter Dembowski, Director of Ticketing for the Crown Center, be appointed to sign checks for the Crown Center's checking and savings account.

### RECOMMENDATION AND PROPOSED ACTION:

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

/Attachment (Resolution)

**STATE OF NORTH CAROLINA**

**COUNTY OF CUMBERLAND**

**RESOLUTION**

WHEREAS, due to the operation requirements unique to the Cumberland County Crown Center, a need exists for checks to be issued during all hours of the day and night. These checks are drawn on official depositories that contain funds held on behalf of others; 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 Crown Center, the Board of County Commissioners hereby RESOLVES that:

- Mr. Peter Dembowski 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 Crown Center.
- The appointee will provide a faithful performance bond in the amount of \$20,000.00.



March 28, 2007

To: Amy Cannon, Assistant County Manager

From:  Rick Reno, Chief Executive Officer

Subject: Deputy Finance Officer

Please place on the next Board of County Commissioners' agenda the appointment of Peter Dembowski, Director of Ticketing as a Deputy Finance Officer. This will give him the authority to sign checks for the Crown Center.

Thank you for your assistance in this matter.



ITEM NO. 2D

## 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 APRIL 16, 2007

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** APRIL 3, 2007

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

#### BACKGROUND

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

Woodlington Subdivision:

Skip A Rock Lane  
Vanilla Bar Drive

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

#### RECOMMENDATION

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

#### PROPOSED ACTION

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

/ct  
Attachments



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY  
GOVERNOR

LYNDO TIPPETT  
SECRETARY

March 28, 2007

Division Six - District Two  
Cumberland County

Mr. Billy R. King, Chairman  
Cumberland County Board of Commissioners  
Post Office Box 1829  
Fayetteville, North Carolina 28302

Subject: Secondary Road Addition

Dear Mr. King,

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

**Woodington Subdivision**

- Skip A Rock Lane
- Vanilla Bar Drive

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

Sincerely,

A handwritten signature in black ink that reads "Christopher W. McGee".

Christopher W. McGee, P.E.  
District Engineer

CWM:rdp



ITEM NO. 2E

## COUNTY of CUMBERLAND

*Office of the County Attorney*

**MEMO RE: LEASE OF PROPERTY AT 226 BRADFORD AVE.  
FOR APRIL 16, 2007, AGENDA**

**TO: BOARD OF COMMISSIONERS**  
**THROUGH: COUNTY ATTORNEY** *RS*  
**FROM: RICK MOOREFIELD** *RM*  
**SUBJECT: RESOLUTION AUTHORIZING LEASE TO CAROLINA  
RESIDENTIAL SERVICES, INC., A FOR-PROFIT  
CORPORATION**

### BACKGROUND

Per Juanita Pilgrim, the County's Mental Health LME has contracted with Carolina Residential Services, Inc., a for-profit corporation headquartered in Garner, NC, to provide psychosocial rehabilitation services to adults in Cumberland County. The county-owned building at 226 Bradford Ave. was formerly used for providing these services.

In discussion with the service provider, I was told that it now only wants to lease the Bradford Ave. building for six months to give it time to find a suitable building at a lower rental rate. According to Real Estate Appraiser Supervisor in County Tax Office, \$12/ft. rental rate is within the market range of rents for this sort of building. The Board adopted a resolution of intent at its April 2<sup>nd</sup> meeting, which notice has been duly advertised.

Lease contains following provisions:

- Initial term of six months commencing May 1, 2007
- Rent of \$4,996 per month (\$12/ft. per annum)
- Tenant pays utilities and business personal property taxes (if applicable)
- Alterations only with consent of County
- Assignment allowed for substantially same use with tenant remaining liable
- Use restricted to provision of services with priority to Cumberland County residents

- Tenant to maintain premises and general liability insurance in amount not less than \$500,000 per occurrence; County to maintain hazard insurance
- Appropriate rent abatement in event of damage or condemnation, with County to elect whether to restore premises
- County maintains roof, exterior walls, parking lot and major repairs to electrical, plumbing, heating, air conditioning and mechanical systems
- Tenant provides all routine building and landscaping maintenance
- County will consider extensions of lease terms
- Appropriate indemnification agreement in event County is made party to litigation arising out of use of premises

### RECOMMENDATION

Management recommends adoption of Resolution set out below:

CUMBERLAND COUNTY BOARD OF COMMISSIONERS  
RESOLUTION AUTHORIZING THE LEASE OF CERTAIN REAL PROPERTY TO  
CAROLINA RESIDENTIAL SERVICES, INC., PURSUANT TO G.S. 160A-272

Whereas, the Board of Commissioners hereby determines that the county-owned property located at 226 Bradford Avenue, Fayetteville, NC, will not be needed by the county for any purpose during the term of the lease proposed herein; and

Whereas, the Board of Commissioners further determines that the proposed lease of the above described property to Carolina Residential Services, Inc., a for-profit corporation, for the purpose of providing psychosocial rehabilitation services to adults will benefit the citizens of the county; and

Whereas, the Board of Commissioners finds that the Clerk to the Board has duly advertised the Board's intent to authorize the lease of this property in accordance with G.S. 160A-272.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners does hereby authorize the County Manager to execute a lease of the real property located at 226 Bradford Avenue, Fayetteville, NC, to Carolina Residential Services, Inc., a for-profit corporation, for an initial term of up to 14 months at a rental of \$4,996 per month and upon such further terms and conditions as the County Manager deems reasonable and prudent.

Adopted at a regular meeting held April 16, 2007.

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Kenneth S. Edge, Chairman  
Cumberland County Board of Commissioners

***Proclamation  
Air Quality Week  
May 1 – 7, 2007***

WHEREAS, The quality of life of all current and future residents of Cumberland County is of utmost importance; and

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

WHEREAS, The social and economic vitality of Cumberland County is dependent upon the quality of the air in the county; and

WHEREAS, The citizens and businesses of Cumberland County are invited to participate in the County's efforts to attain lower levels of ozone and to identify means to lower emissions of ozone precursors; and

WHEREAS, On December 13, 2002, the Cumberland County Board of Commissioners, supported by all of the municipalities, entered into an agreement (the Early Action Compact) with the North Carolina Department of Environment and Natural Resources (NC-DENR) and the Environmental Protection Agency (EPA), in which the agreement specifies ways to acquire cleaner air through implementation of strategies; and

WHEREAS, The Air Quality Stakeholders and Air Quality Technical Committees developed an Early Action Plan identifying 25 specific strategies for possible implementation and this Plan has been approved by the State and Federal authorities; and

WHEREAS, As a voluntary member of The EPA's Early Action Compact, Cumberland County is ahead of schedule in efforts to reduce ground-level ozone to protect the health and quality of life for our community. Efforts have resulted in an EPA deferral of the December 31, 2007 pollution requirements effect date; and

WHEREAS, Awareness of air quality and ozone issues plays a big role in improving conditions, and the ozone season for this area begins May 1, 2007 and ends September 30, 2007;

***NOW, THEREFORE, BE IT RESOLVED, That \_\_\_\_\_  
proclaims May 1 through 7, 2007 "AIR QUALITY WEEK" and urges its citizens to  
take part in making our community a cleaner, healthier place to live, work, and  
play.***

**Adopted this the \_\_\_\_\_ of \_\_\_\_\_, 2007 by the \_\_\_\_\_**



ITEM NO. 26

## COUNTY of CUMBERLAND

James E. Martin  
County Manager

Cliff Spiller  
Assistant County Manager

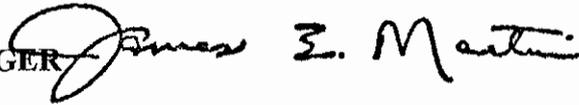
Juanita Pilgrim  
Deputy County Manager

Office of the County Manager

Amy H. Cannon  
Assistant County Manager

### MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA OF APRIL 16, 2007

**TO:** BOARD OF COUNTY COMMISSIONERS

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

**DATE:** APRIL 10, 2007

**SUBJECT:** APPROVAL OF A PROCLAMATION PROCLAIMING MAY 2007  
AS "MENTAL HEALTH MONTH" IN CUMBERLAND COUNTY

#### BACKGROUND

The Cumberland County Mental Health Association is requesting that the County Commissioners consider proclaiming May 2007 as "Mental Health Month" in Cumberland County.

#### RECOMMENDATION/PROPOSED ACTION

Approve the attached proclamation proclaiming May 2007 "Mental Health Month" in Cumberland County.

/ct

CM041007-1

*PROCLAMATION*

*MENTAL HEALTH MONTH*

*WHEREAS, mental health is essential to everyone's overall physical health and emotional wellbeing; and*

*WHEREAS, mental illness will strike one in five adults and children in a given year regardless of age, gender, race, ethnicity, religion or economic status; and*

*WHEREAS, people who have mental illnesses can recover and lead full, productive lives; and*

*WHEREAS, an estimated two-thirds of adults and young people who have mental health disorders are not receiving the help they need; and*

*WHEREAS, the cost of untreated and mistreated mental illnesses and addictive disorders to American businesses, governments and families has grown to \$113 billion annually; and*

*WHEREAS, community-based services that respond to individual and family needs are cost effective, and beneficial to consumers and the community; and*

*WHEREAS, the National Mental Health Association and its national partners observe Mental Health Month every May to raise awareness and understanding of mental health and illness.*

*NOW, THEREFORE, the Cumberland County Board of Commissioners hereby proclaims May 2007 as "MENTAL HEALTH MONTH" in Cumberland County, NC. The Board also calls upon the citizens, government agencies, public and private institutions, businesses and schools in Cumberland County, NC, to recommit our community to increasing awareness and understanding of mental health, and the need for appropriate and accessible services for all people who have mental illnesses.*

*IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Cumberland County to be affixed this 16<sup>th</sup> day of April 2007.*



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

COUNTY OF CUMBERLAND

NORTH CAROLINA

**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 its 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 2007 "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.

Adopted this \_\_\_\_ day of \_\_\_\_\_ 2007

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Kenneth Edge  
Board of Commissioners



ITEM NO. 21

## COUNTY of CUMBERLAND

Office of the Risk Manager

April 5, 2007

### MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS

FROM: JAMES B. SILMAN, RISK MANAGEMENT DIRECTOR *JS*

SUBJECT: CONSIDERATION OF DECLARATION OF SURPLUS  
COUNTY PROPERTY AND AUTHORIZATION TO ACCEPT  
INSURANCE SETTLEMENT

#### BACKGROUND

DATE OF ACCIDENT	March 22, 2007
VEHICLE	1998 Ford Crown Victoria
VIN	2FAHP71WXWX116985
FLEET #	FL241
MILEAGE	157,115
DEPARTMENT	Sheriff
SETTLEMENT OFFER	\$4,474.00
INSURANCE COMPANY	Auto Owners Insurance

This is a total loss settlement offer.

#### RECOMMENDATION/PROPOSED ACTION

Management recommends that the Board of Commissioners:

1. declare the vehicle described above as surplus
2. authorize the Risk Manager to accept \$4,474.00 as settlement
3. allow Auto Owners Insurance to take possession of the wrecked (surplus) vehicle.

AUTO-OWNERS INSURANCE COMPANY  
AUTO-OWNERS LIFE INSURANCE COMPANY  
HOME-OWNERS INSURANCE COMPANY  
OWNERS INSURANCE COMPANY  
PROPERTY-OWNERS INSURANCE COMPANY  
SOUTHERN-OWNERS INSURANCE COMPANY



Date: 4/4/2007

James Silman  
P.O. Box 1829  
Fayetteville, NC 28302

**BRANCH CLAIM OFFICE**  
P.O. Box 37841 • 1130 Situs Court, Suite 220  
Raleigh, NC 27627-7841  
919-854-1240 FAX 919-854-1305  
[WWW.AUTO-OWNERS.COM](http://WWW.AUTO-OWNERS.COM)

RE:            Claim #:        60-782-07  
  
                  DOL:            3/22/2007  
  
                  Subject:        Total Loss to Vehicle

Dear County of Cumberland:

Please be advised that in order to avoid any delays in issuing your claim settlement that the enclosed Bill of Sale must be complete and correct. Please review this Bill of Sale and verify that the amount on the first line is commensurate with our conversation. On the second line, following the word (to), print the name **AS IT APPEARS ON THE TITLE**. The vehicle year, make and style must match the vehicle as well as the serial number should match the VIN. A complete Bill of Sale should have the mileage stated in the blank provided as well as one of the three corresponding boxes checked. The Bill of Sale needs three signatures from the owner of the vehicle. Two of the signatures need to be witnessed and the final portion of the Bill of Sale, should be completed by a notary who witnesses the signature of the seller. Once completed, please return in the envelope provided. Feel free to detach the pink copy and retain it for your records. The white and yellow copies should be returned with the title as soon as possible. Also, please attach your keys to the blank sheet and return it with the Bill of Sale.

If you have any questions regarding the completion of this Bill of Sale, feel free to give me a call at 800-660-2303.

Sincerely,

Rob Taylor  
Claim Representative  
Auto-Owners Insurance



60-782-07

FILE NUMBER

**AUTOMOBILE BILL OF SALE & POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS:

In consideration of Four thousand four hundred seventy four & 00/100 Dollars (\$ 4,474 )  
 to County of Cumberland in hand paid by Auto-Owners INSURANCE COMPANY  
 the receipt of which is hereby acknowledged, We  
 do Hereby bargain, sell and convey to the said Auto-Owners INSURANCE COMPANY  
 one 1998 Ford Crown Victoria 2FAFP71WXWX116985  
(Year) (Make) (Style) (NAME) Serial No.

I certify that the odometer reading is 157,115 miles/kilometers. Check only one:

- 1. To the best of my knowledge, the odometer reading reflects the actual cumulative distance traveled by the vehicle described herein.
- 2. The odometer reading stated is in excess of 99,999.
- 3. The odometer reading does not reflect the actual cumulative distance traveled.

Under the terms of the Federal Motor Vehicle Information and Cost Savings Act and applicable State Law, incorrect information may result in Civil Liability and Civil or Criminal Penalties.

X \_\_\_\_\_ (L.S.)  
*Signature of Seller*

And do hereby covenant and agree to warrant and defend the sale of said automobile unto the said  
 \_\_\_\_\_ INSURANCE COMPANY against any lawful claims and demands of all  
(NAME)  
 and every person or persons whatsoever. (This car is sold as accepted and is not guaranteed.)

Witness \_\_\_\_\_ hand this \_\_\_\_\_ day of \_\_\_\_\_  
 SIGNED X \_\_\_\_\_  
 SIGNED \_\_\_\_\_  
 SIGNED \_\_\_\_\_

I/We hereby appoint \_\_\_\_\_ INSURANCE COMPANY  
(NAME)  
 of \_\_\_\_\_  
 as my/our attorney-in-fact for certificate or duplicate title and to register, and/or to transfer the motor vehicle described above;  
 and for said purpose(s) to sign my/our name to all things necessary to this appointment.

Witness \_\_\_\_\_ hand this \_\_\_\_\_ day of \_\_\_\_\_  
 SIGNED X \_\_\_\_\_  
 SIGNED \_\_\_\_\_  
 SIGNED \_\_\_\_\_

STATE OF \_\_\_\_\_ COUNTY OF \_\_\_\_\_  
 On this \_\_\_\_\_ day of \_\_\_\_\_, before me personally came \_\_\_\_\_  
 \_\_\_\_\_ to me known, and known to me to be the individual(s) described in  
 and who executed the foregoing instruments, and he/they thereupon duly acknowledged to me that he/they executed the same.

NOTARY PUBLIC

My Commission Expires \_\_\_\_\_

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-299
Date Received	3/26/2007
Date Completed	

Fund No. 101 Agency No. 437 Organ. No. 4366  
 Organization Name: Social Services Other

ITEM NO. 2J(1)

**REVENUE**

Pg 1 of 2

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4361	Workfirst Transportation	28,836	2,120	30,956
Total		28,836	2,120	30,956

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4361	265	Workfirst Transportation	28,836	2,120	30,956
Total			28,836	2,120	30,956

**Justification:**

Revision in the amount of \$2,120 to increase Workfirst Transportation funds allocated to Social Services at the discretion of the County. Originally, \$28,836 was allocated to Social Services and \$20,000 was allocated to ROAP, however, ROAP will not be able to fully expend these funds in the current year. Therefore the County, using its discretion, will reallocate \$2,120 to Social Services to be spent on transportation for Workfirst clients. (Funds unspent at year end must be returned to the State).

**Funding Source:**

State: \_\_\_\_\_ Federal: 2120 County: \_\_\_\_\_ New: \_\_\_\_\_ Other: \_\_\_\_\_  
 Other: \_\_\_\_\_ Fees: \_\_\_\_\_ Prior Year: \_\_\_\_\_

**Fund Balance:**

Submitted By: [Signature] Date: 4-5-07  
 Department Head  
 Reviewed By: [Signature] Date: 4/10/07  
 Budget Analyst  
 Reviewed By: [Signature] Date: 4/10/07  
 Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-299A
Date Received	3/26/2007
Date Completed	

Fund No. 454 Agency No. 450 Organ. No. 457B

Organization Name: Rural Operating Assistance Program

**REVENUE**

Pg 2 of 2

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4361	Workfirst Transportation	20,000	(2,120)	17,880
Total		20,000	(2,120)	17,880

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
5052	823	Rural General Public Transportation	125,511	(2,120)	123,391
Total			125,511	(2,120)	123,391

**Justification:**

Revision in the amount of \$2,120 to reduce Workfirst Transportation funds allocated to the ROAP at the discretion of the County. ROAP will not be able to spend these funds, therefore the County, using its discretion, will reallocate \$2,120 to Social Services to be spent on transportation of Workfirst clients. (Funds unspent at year end must be returned to the State).

**Funding Source:**

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

Submitted By: *Thomas J. Ford* Date: 3/27/07  
 Department Head  
 Reviewed By: *Bob Sucher* Date: 3/27/07  
 Budget Analyst  
 Reviewed By: *Amy D. Cannon* Date: 4/10/07  
 Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-304
Date Received	4/2/2007
Date Completed	

Fund No. 220 Agency No. 450 Organ. No. 4529  
 Organization Name: Industrial Development Inducement Fund

ITEM NO. 25(2)

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	2,632,787	46,000	2,678,787
Total		2,632,787	46,000	2,678,787

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
350T	742	Industrial Park Shell Building	144,000	46,000	190,000
Total			144,000	46,000	190,000

**Justification:**

Revision in the amount of \$46,000 to increase budget to reimburse the Cumberland County Business Council for property taxes and interest expense on the adjustable rate loan for the Industrial Park Shell Building.

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

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Department Head  
 Reviewed By: HAH Bob Tacher Date: 4/2/07  
 Budget Analyst  
 Reviewed By: Amy A. Cannon Date: 4/10/07  
 Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>B07-313</u>
Date Received	<u>4.5.07</u>
Date Completed	

Fund No. 112 Agency No. 43E Organ. No. 434R  
 Organization Name: MH - Adult Contracts

ITEM NO. 25(3)

**REVENUE**

Pg 1 of 2

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4246	NC Adult Mental Health State	392,650	35,500	428,150
Total		392,650	35,500	428,150

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	598	Contracted Services	842,819	35,500	878,319
Total			842,819	35,500	878,319

**Justification:**

The state has allocated additional funds for Carolina Residential Services to purchase vans for transport of clients. If the provider discontinues using the vans for that purpose, they revert to Mental Health.

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

Submitted By: <u>Donald McHanna</u> Department Head	Date: <u>4-4-07</u>	Approved By:  _____ Date: _____ County Manager  Board of County Commissioners Date: _____
Reviewed By: <u>Kelly Autrup</u> Budget Analyst	Date: <u>4-5-07</u>	
Reviewed By: <u>Amy Cannon</u> Deputy/Assistant County Mgr	Date: <u>4/10/07</u>	
Reviewed By: _____ Information Services	Date: _____	

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	<u>807-314</u>
Date Received	<u>4-5-07</u>
Date Completed	

Fund No. 112 Agency No. 43E Organ. No. 434R  
 Organization Name: MH - Adult Contracts

REVENUE				
Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
4246	NC Adult Mental Health State	428,150	45,000	473,150
Total			45,000	

*pg 2 of 2*

EXPENDITURES					
Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3390	598	Contracted Services	878,319	45,000	923,319
Total				45,000	

**Justification:**  
 Additional state funds for support of Mobil Crisis Services.

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

Submitted By: Donald Horne Date: 4-4-07  
 Department Head  
 Reviewed By: Kelly Aubrey Date: 4-5-07  
 Budget Analyst  
 Reviewed By: Amyl Cannon Date: 4/10/07  
 Deputy/Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	<u>B07-306</u>
Date Received	<u>4.2.07</u>
Date Completed	

Fund No. 101 Agency No. 440 Organ. No. 4402  
 Organization Name: LIBRARY

ITEM NO. 25(4)

**REVENUE**

*pg 1 of 2*

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance	0	31,385	
Total		0		

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
3603		Capital Outlay Vehicles	0	31,385	31,385
Total			0		

**Justification:**

The Courier Van (1994 Chevrolet ID#1GBHP32K4R3324819) is in need of replacement. A replacement vehicle has been located and is available via State contract. The new 2007 Ford E350 Econoline Van has been recommended by Ron Cooper, Central Maintenance.

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

Submitted By: [Signature] Date: 4-2-07  
 Department Head  
 Reviewed By: [Signature] Date: 4-3-07  
 Budget Analyst  
 Reviewed By: [Signature] Date: 4/10/07  
 Deputy Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-307
Date Received	4/3/2007
Date Completed	

Fund No. 469 Agency No. 429 Organ. No. 4261

Organization Name: Special Fire District

ITEM NO. 2J(5)a

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	203,515	150	203,665
Total		203,515	150	203,665

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	836	Tax Refunds	100	150	250
Total			100	150	250

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 150

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

**Fund Balance:**

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

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

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

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

Department Head

Reviewed By: Heather Geely Outrey

Date: 4/3/07

Budget Analyst

Reviewed By: Amy D Cannon

Date: 4/10/07

~~Deputy~~ Assistant County Mgr

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

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

Information Services

**Approved By:**

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

County Manager

Board of County  
Commissioners

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-308
Date Received	4/3/2007
Date Completed	

Fund No. 478 Agency No. 429 Organ. No. 4270

Organization Name: Eastover Fire District

ITEM NO. 2 J(5)b

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	275,099	100	275,199
Total		275,099	100	275,199

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	842	Tax Refunds	100	100	200
Total			100	100	200

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 100

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

**Fund Balance:**

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

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

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

Department Head

Reviewed By: Kelly C. [Signature] Date: 4.3.07

Budget Analyst

Reviewed By: Amy D. Cannon Date: 4/10/07

Deputy Assistant County Mgr

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

Information Services

Approved By:

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

County Manager

Board of County  
Commissioners

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-309
Date Received	4/3/2007
Date Completed	

Fund No. 492 Agency No. 429 Organ. No. 4284  
 Organization Name: Pearces Mill Fire District

ITEM NO. 2J(5)c

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	544,772	100	544,872
Total		544,772	100	544,872

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	849	Tax Refunds	150	100	250
Total			150	100	250

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
 Other: 100

**Fund Balance:**

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

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

Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Department Head  
 Reviewed By: Heft Kelly Autry Date: 4.3.07  
 Budget Analyst  
 Reviewed By: Amyrd Coulson Date: 4/10/07  
 Deputy Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

<b>Budget Office Use</b>	
Budget Revision No.	B07-310
Date Received	4/3/2007
Date Completed	

Fund No. 495 Agency No. 429 Organ. No. 4290

Organization Name: Stoney Point Fire District

ITEM NO. 2 J (5) d

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	461,989	2,300	464,289
<b>Total</b>		461,989	2,300	464,289

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	852	Tax Refunds	200	2,300	2,500
<b>Total</b>			200	2,300	2,500

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 2,300

**Fund Balance:**

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

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

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

Department Head

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

Reviewed By: Kelly Outrey

Budget Analyst

Date: 4-3-07

Reviewed By: Arnold Cannon

Deputy Assistant County Mgr

Date: 4/10/07

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.	B07-311
Date Received	4/3/2007
Date Completed	

Fund No. 499 Agency No. 429 Organ. No. 4296

Organization Name: Westarea Fire District

ITEM NO. 2 J(5)e

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
1000	Taxes Current Year	693,640	800	694,440
Total		693,640	800	694,440

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
4027	855	Tax Refunds	700	800	1,500
Total			700	800	1,500

**Justification:**

Increase expenditure line to cover unanticipated refunds to taxpayers.

**Funding Source:**

State: \_\_\_\_\_  
Other: 800

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

**Fund Balance:**

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

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

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

Department Head

Reviewed By: HCA Kelly Autrey

Budget Analyst

Reviewed By: Amy H. Cannon

Deputy/Assistant County Mgr

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

Information Services

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

Date: 4.3.07

Date: 4/10/07

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

Approved By:

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

County Manager

Board of County  
Commissioners

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

Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Faleon & Godwin

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



## COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,  
Director  
Cecil P. Combs,  
Deputy Director

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

APRIL 4, 2007

ITEM NO. 3A

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-16:** REZONING OF 1.19 ACRES FROM C1(P)/CU TO C1(P) OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 4582 CUMBERLAND ROAD, OWNED BY SMITH-WARREN PROPERTIES.

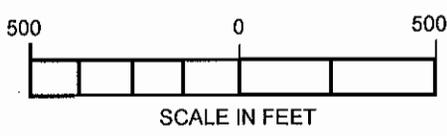
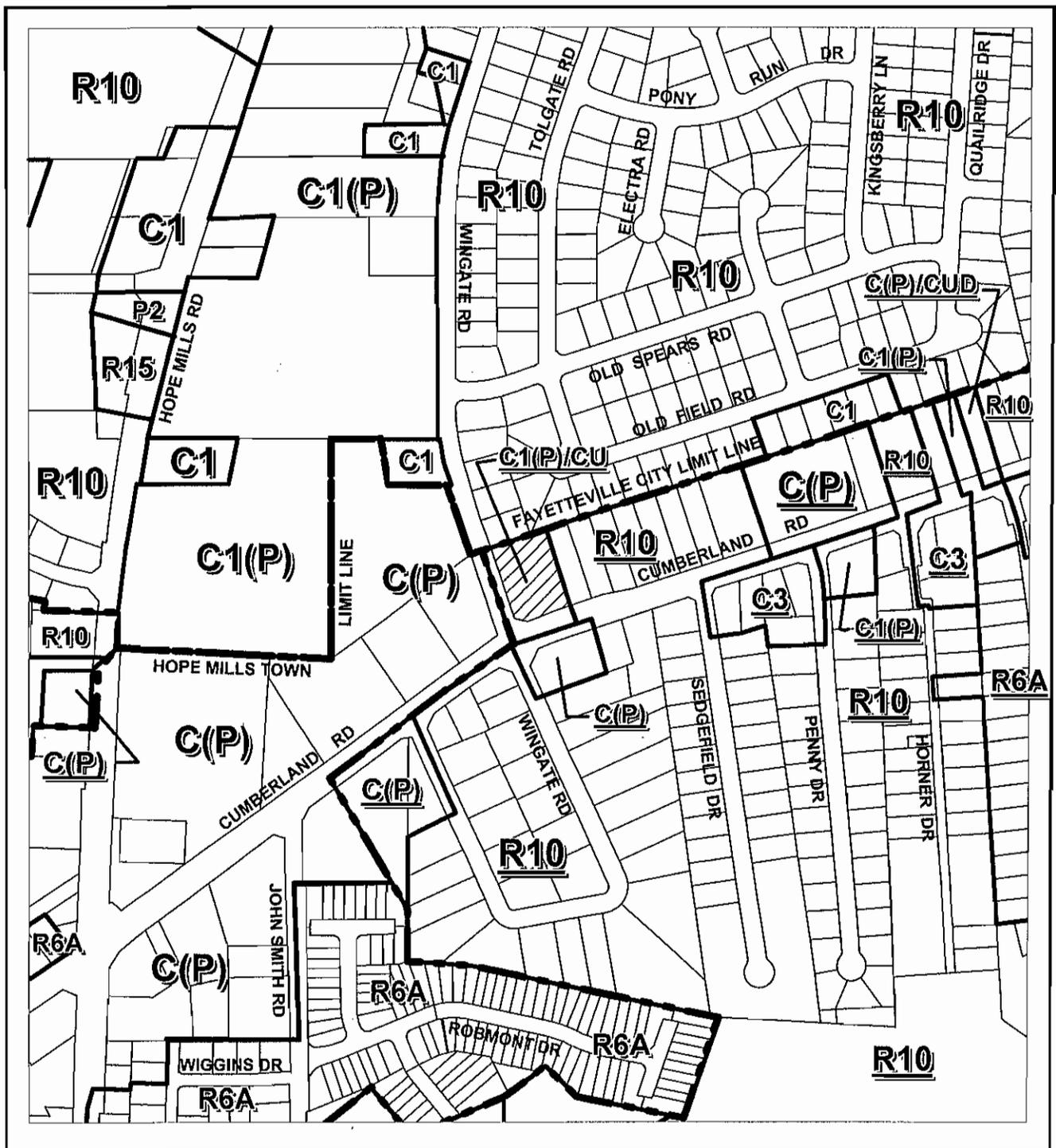
ACTION: THE MEMBERS PRESENT AT THE MARCH 20, 2007 MEETING VOTED UNANIMOUSLY TO APPROVE C1(P) PLANNED COMMERCIAL DISTRICT

**SITE INFORMATION:** Area: 1.19 acres; **Frontage & Location:** 106 feet on Cumberland Road and 269 feet on Wingate Road; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Commercial; **Initial Zoning:** July 31, 1975 (Area 3); **Zoning Violation(s):** None; **Surrounding Zoning:** North-Fayetteville city limit-R10, C1, C1(P), East-R10, R6A, C1(P), C(P)/CUD, C3, South-R10, C(P), Hope Mills city limit-R6A, C(P), and West-Fayetteville city limit-R15, R10, P2, C1, C1(P), Hope Mills city limit-R6A, C(P); **Surrounding Land Use:** Post office, health care center, duplexes (2), awards and commercial business, church, bingo and single family residential; **2010 Land Use Plan:** Low Density Residential; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** None; **Subdivisions:** A site plan review will be required prior to any development of this property; **Military Impact Area:** No; **Highway Plan:** Cumberland Road is identified as a Major Thoroughfare. It is a multi-lane facility with a current 90-110 foot right-of-way. Road improvements have been completed; **Average Daily Traffic Count (2004):** 22,000 on Cumberland Road and 4,700 on Wingate Road; **Notes:** The Conditional Use Permit was to allow carpet sales in the front suites; the carpet sales have since vacated the site.

### MINUTES OF MARCH 20, 2007:

Mr. Lloyd reviewed the site information and stated that staff recommends approval of the C1(P) zoning district based on the findings that this rezoning case is a staff initiated case to remove a Conditional Use Overlay for a carpet sales business that is no longer operating at this location; although the rezoning is not consistent with the 2010 Land Use Plan, the rezoning is in character with the current zoning and uses in the general area; and the subject property is located on a Major Thoroughfare. There are no other suitable zoning districts to be considered for this request.

**Mrs. Piland made a motion, seconded by Mr. McLaurin, to approve case P07-16 as submitted. Unanimous approval.**



## REQUESTED REZONING C1(P)/CU TO C1(P)

<b>ACREAGE: 1.19 AC.+/-</b>	<b>HEARING NO: P07-16</b>	
ORDINANCE: COUNTY	HEARING DATE	ACTION
PLANNING BOARD		
GOVERNING BOARD		



Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Falcon & Godwin

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



## COUNTY of CUMBERLAND

*Planning and Inspections Department*

Thomas J. Lloyd,  
Director  
Cecil P. Combs,  
Deputy Director

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

APRIL 4, 2007

ITEM NO. 3B

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-18: REZONING OF 2.25 ACRES FROM A1 TO RR OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 3557 CEDAR CREEK ROAD, OWNED BY CHARLES D. AND DIANE ROZIER.**

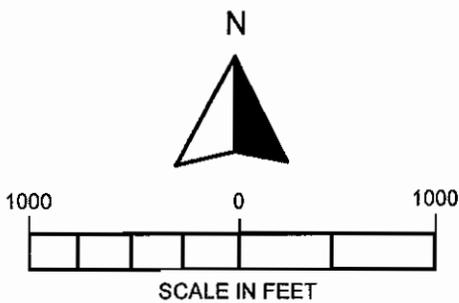
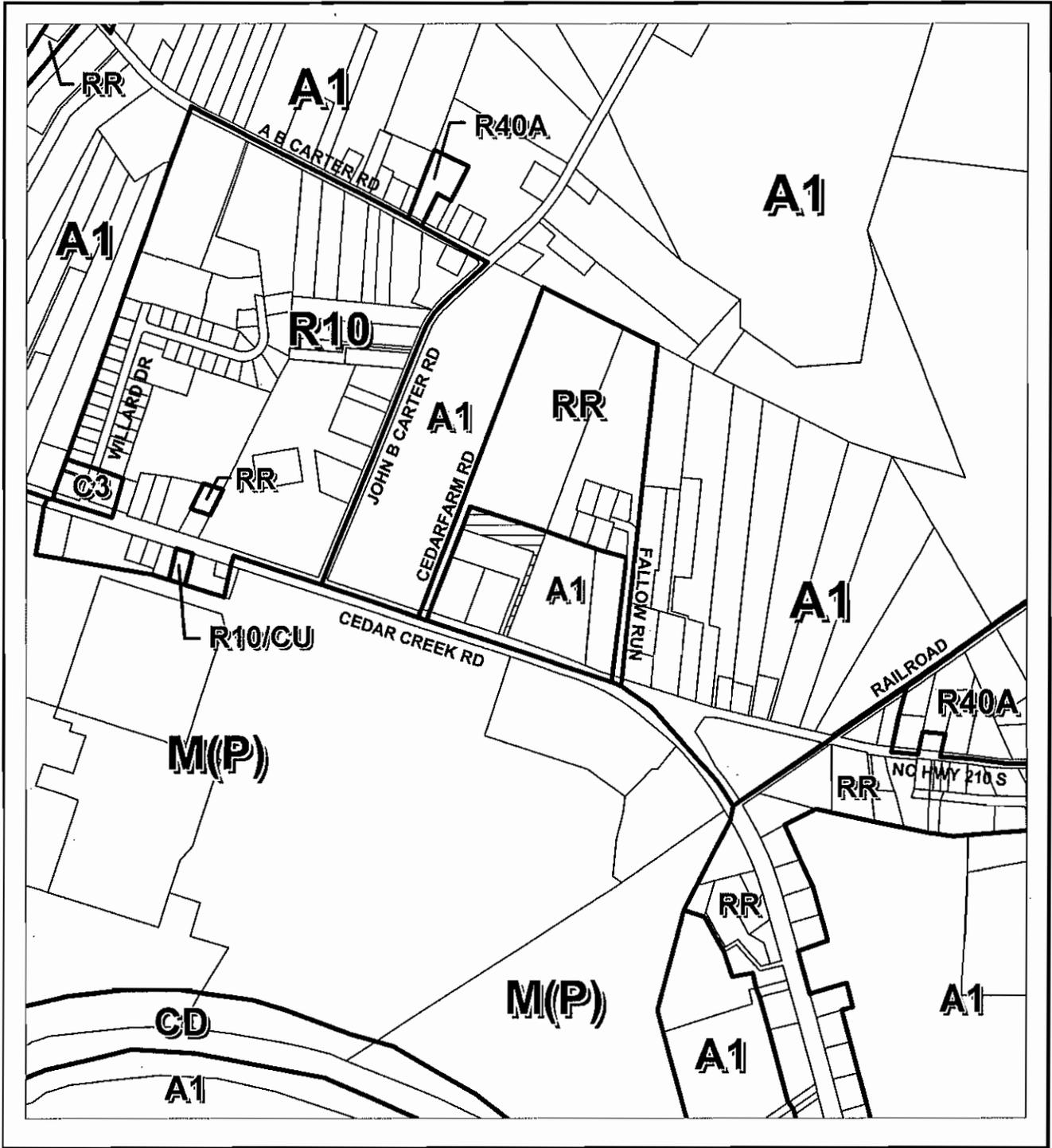
ACTION: THE MEMBERS PRESENT AT THE MARCH 20, 2007 MEETING VOTED UNANIMOUSLY TO FOLLOW THE STAFF RECOMMENDATION AND DENY THE RR RURAL RESIDENTIAL DISTRICT AND APPROVE THE R40A RESIDENTIAL DISTRICT

**SITE INFORMATION:** Area: 2.25 acres; **Frontage & Location:** 30 feet on Cedar Creek Road; **Depth:** 732 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** September 13, 1979 (Area 9); **Zoning Violation(s):** None; **Surrounding Zoning:** North-A1, R40A, RR, R10, East-A1, R40A, RR, South-CD, A1, RR, M(P), and West-A1, RR, R10, R10/CU, C3; **Surrounding Land Use:** Sign company, industrial business, cell tower and single family residential; **2010 Land Use Plan:** Farmland; **Urban Services Area:** No; **Water/Sewer Availability:** Well / Septic – PWC water is available; **Soil Limitations:** Yes – Leon sand (Le) and Stallings loamy sand (St); **School Capacity/Enrolled:** Seabrook Elementary 340/358, Mac Williams Middle 1274/1162, Cape Fear High 1400/1489; **Subdivisions:** A group development review will be required for any additional structures. Development is restricted due to limited road frontage; **Military Impact Area:** No; **Highway Plan:** Cedar Creek Road is identified as a Major Thoroughfare. A proposal calls for a multi-lane facility with a 100 foot right-of-way. Road improvements are included in the 2007-2013 MTIP. Right-of-way and Construction: Unfunded; **Average Daily Traffic Count (2004):** 5000 on Cedar Creek Road; **Notes:** Density: A1 – 1 unit; A1A – 2 units; R40A – 2 units; R30A – 3 units; RR – 5 units.

### MINUTES OF MARCH 20, 2007:

Mr. Lloyd reviewed the site information and stated that staff recommends denial of the RR district and approval of R40A district based on the findings that the R40A zoning district is consistent with the 2010 Land Use Plan which calls for Farmland at this location, whereas the RR is not consistent; the property is located on a Major Thoroughfare; and there are some hydric soils on the subject property. The applicant has verbally indicated they are in agreement with the staff recommendation and the A1A zoning district is the only other suitable zoning district to be considered for this request.

**Mrs. Piland made a motion, seconded by Mr. McLaurin, to follow the staff recommendation approve case P07-18 as submitted. Unanimous approval.**



## REQUESTED REZONING A1 TO RR

<b>ACREAGE: 2.25 AC.+/-</b>		<b>HEARING NO: P07-18</b>	
ORDINANCE: COUNTY	HEARING DATE	ACTION	
PLANNING BOARD			
GOVERNING BOARD			

Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Vade, Falcon & Godwin

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



## COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,  
Director  
Cecil P. Combs,  
Deputy Director

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

APRIL 4, 2007

ITEM NO. 30

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-12: REZONING OF .58 ACRES FROM R6A TO C(P)/CONDITIONAL USE DISTRICT AND PERMIT TO ALLOW PERMITTED USES WITH EXCLUSIONS AT 144 AIRPORT ROAD, OWNED BY MARK AND KIM WARREN.**

ACTION: THE MEMBERS PRESENT AT THE MARCH 20, 2007 MEETING VOTED UNANIMOUSLY TO APPROVE THE C(P)/CONDITIONAL USE DISTRICT & PERMIT

**SITE INFORMATION:** **Area:** .58 acres; **Frontage & Location:** 150 feet on Airport Road; **Depth:** 170 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** March 15, 1979 (Area 6); **Zoning Violation(s):** None; **Surrounding Zoning:** North-R10, R6A, R5A, C(P), C(P)/CU, M(P), M(P)/CU, East-RR, R6A, M(P), Fayetteville city limit-M2, South-R6A, C(P), M(P), and West-R6A, C(P), M(P), M(P)/CU; **Surrounding Land Use:** Industrial supply store, manufactured home parks (2), fuel service, express delivery service, single family residential and vacant land; **2010 Land Use Plan:** Heavy Industrial; **Urban Services Area:** Yes; **Water/Sewer Availability:** PWC / PWC; **Soil Limitations:** None; **School Capacity/Enrolled:** Cashwell Elementary 707/738, South View Middle 822/922, South View High 1800/1866; **Subdivisions:** A recombination plat will be required prior to any development of these lots; **Military Impact Area:** No; **Airport Area Plan:** We are not opposed to commercial zoning on Airport Road, however, we would request that it be approved with conditional use, so as to avoid outside retail, like permanent yard sale activity; **Highway Plan:** No road improvements or new construction are specified for this area; **Average Daily Traffic Count (2004):** 5,900 on Airport Rd. **Notes: Conditions in the Permit Application:** 1. Buffering: A mix of shrubs and privacy fence, 2. No outside storage or displays. **Conditional Use District & Permit - Ordinance Required Conditions:** 1. A recombination plat (also known as a "No Approval Required or NAR" must be submitted to Land Use Codes for review and approved for recording with the County Register of Deeds; this plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development. (Note: The NAR was required under Case No.06-088.) 2. Prior to any permit application, five copies of a site plan must be submitted to the Planning & Inspection Department for Staff approval for the first proposed use and every change of use thereafter to assure the site is developed in compliance with the standards of the Zoning and Subdivision Ordinances for each specific use. **Permit-Related:** 3. 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. 4. Connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans prior to application for any permits. 5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application. 6. The Certificate of Occupancy will not be issued until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans. **Site-Related:** 7. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Zoning Ordinances for the C(P) zoning district must be complied with. 8. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT). 9. The NC Department of Transportation (NCDOT) may require turn lanes to be installed. 10. The number of off-street parking spaces are calculated based on the "use" of the property and will be addressed on the revised site plan; however, as a standard all spaces are required to measure 9' x 20', surfaced with a permanent material such as asphalt or concrete, and striped prior to application for the *Certificate of Occupancy*. 11. Off-street loading spaces

will be provided in accordance with Section 1203, County Zoning Ordinance, for the non-residential sites. 12. A solid buffer must be provided and maintained in accordance with the provisions of Section 1102 G, County Zoning Ordinance. The buffer will be required along both sides and the rear of the site when it is developed. 13. Upon development, the site must comply with the requirements for landscaping as required under Section 1102.N, County Zoning Ordinance. (Note: Required landscaping must be shown on the site plan.) 14. All notes and calculations as shown on the site plan are to be considered as a part of this conditional approval. 15. Alternate yard approval granted for the existing structure so long as it is not destroyed by more than 50%. In the event the existing structure is destroyed by more than 50% regardless of the circumstance, any replacement structure will be required to comply with all yard setback requirements. **Plat-Related:** 16. "Airport Road" also must be labeled as SR 2260" on the NAR. 17. Any/All easements shall be reflected on the NAR and labeled as to type of easement, reference number for document creating the easement, and the name of the agency, individual, etc. who holds the easement. 18. The notarized signature(s) of all current tax record owner(s) and notary certifications appear on the NAR when submitted for approval for recordation. **Plat-Required Statement:** 19. All structures are required to be shown on the NAR or the NAR shall reflect the following statement: "Nonconforming structures have not been created by this subdivision." **Note:** List of Permitted/Excluded Uses attached.

#### MINUTES OF MARCH 20, 2007:

Mr. Lloyd reviewed the site information and stated that staff recommends approval of the C(P)/Conditional Use District based on the findings that although the request is not consistent with the 2010 Land Use Plan, which calls for heavy industrial at this location, the planned commercial district is less obtrusive to the surrounding residential neighborhood; and public utilities are available to the site. Staff also recommends approval of the Conditional Use Permit based on the findings that the contents of the application and site plan for the Conditional Use Permit is consistent with the airport gateway and the recommendations of the Airport Director; and the request is reasonable because the applicant is offering aesthetically pleasing measures to protect the gateway and prevent any detrimental impacts to the surrounding area. *There are no other suitable zoning districts to be considered for this request.*

**Mrs. Epler made a motion, seconded by Mr. McNeill, to find that the Conditional Use District application is neither arbitrary nor unduly discriminatory, in the public interest and that the Conditional Use District application be approved. Unanimous approval.**

**Mrs. Epler made a motion, seconded by Mr. McNeill, to find that the Conditional Use District Permit application, if developed as proposed and voluntarily agreed to, will not materially endanger the public health and safety, will not substantially injure the value of adjoining or abutting property, will be harmony with the area in which it is to be located, will be in conformity with the Land Use Plan, Highway Plan or other plan officially adopted by the Board of Commissioners, and that it be approved according to the conditions listed. Unanimous approval.**

**Permitted Uses in the C(P) District**

Accessory Uses  
Addressing Service/Bulk Mailing  
Apparel and Accessory Sales  
Baking  
Banks, Savings and Loan Company and other  
Financial Activities  
Barbering and Hairdressing Services/Salons  
Bed and Breakfast  
Books and Printed Matter Sales  
Bus Station Activities  
Convenience Retail w/Gasoline Sales  
Day Care Facility  
Dry Cleaning and Laundry Collection  
Dry Cleaning/Laundry, self service  
Dwelling, Single Family and Multiple Family  
(2<sup>nd</sup> floor and above only)  
Exterminating Service  
Fire Station Operations/Emergency Services  
Flower Shop  
Food Production, with on premises retail  
sales of product  
Food Sales/Grocery Stores  
Hardware, Paint and Garden Supply Sales  
Home Furnishing and Appliance Sales  
Hotel/Motel  
Janitorial Service  
Laboratory Operations  
Laboratory, Research  
Library  
Locksmith, Gunsmith  
Massage and Bodyworks Therapy  
Motor Vehicle Parts and Accessories Sales  
Motor Vehicle Service Station Operations  
Motor Vehicle Washing  
Nursing home/Convalescent Home/Hospital/  
Retirement Home  
Office Supplies and Equipment Sales and  
Service/Mailbox Service  
Office Use-of doctor, dentist, etc., or other  
medically oriented profession, clinics  
Office Use-with no on-premises stock or  
goods for sale to the general public, etc.

Photography Studio  
Printing and Reproduction Small Scale  
<4,000 sq. ft.  
Public/Community Utility Stations/  
Substations  
Radio or Television Studio Activities Only  
Recreation/Amusement Indoor  
Religious Worship Activities  
Repair, Rental and/or Servicing  
Restaurant  
Retailing or Servicing  
School  
Swimming Pools, incidental  
Tailoring (Dressmaking)  
Taxicab Stand Operation  
Telephone Switching/Booster Station  
Upholstering or Furniture Refinishing  
Variety, Gift and Hobby Supply Sales  
Wireless Communications and Accessory Sales

**Permitted Uses to be Excluded**

Alcoholic Beverage Control Sales  
Assemblies  
Auction Sales  
Bakery Production and Wholesale Sales  
Bars & Night Clubs  
Bingo  
Building Supply  
Cemetery  
Club or Lodge  
Crematorium  
Dry Cleaning or Laundry, commercial  
Farm Supplies Merchandising & Machinery  
Sales/Service  
Golf Courses  
Food Production/Wholesale Sales  
Funeral Home  
Kennel Operations  
Manufactured Home Sales  
Mini-warehousing (Self-Storage Facility)  
Mini-warehousing (Self-Storage Facility)  
(including commercial storage of motor  
vehicles)  
Monument Sales  
Motor Vehicle Parking Lot  
Motor Vehicle Repair and/or Body Work  
Motor Vehicle Rentals  
Motor Vehicle Sales  
Nursery Ops/Plant Husbandry/Greenhouses  
Pet Sales  
Printing and Reproduction Large Scale  
>4,000 sq. ft.  
Railroad Station/Operations  
Recreation/Amusement Outdoor  
Recreation Vehicle Park and/or Campgrounds  
Residential Habilitation Support Facility  
Sanitarium  
Second-Hand, Pawn and Flea Market  
Sexually Oriented Businesses  
Theater Productions, indoor  
Theater Productions, outdoor  
Tower  
Trades Contractor Activities, without  
outside storage of equipment or supplies

Trailer Rentals  
Truck Terminal Activities  
Trades Contractor Activities, with outside  
storage of equipment or supplies  
Vending Machine Rental  
Veterinarian  
Wholesale Sales

**Special Uses in the C(P) District to be  
Excluded**

Billboards  
Recreation or Amusement Public/Private  
Special Informational Sign

**Conditional Uses in the C(P) District to be  
Excluded**

Detention Facilities  
Quarry

## **Conditional Use District & Permit**

### Ordinance Required Conditions:

1. A recombination plat (also known as a "No Approval Required or NAR" must be submitted to Land Use Codes for review and approved for recording with the County Register of Deeds; this plat must be recorded prior to any permit application for any structure and/or prior to the sale of any lot or unit within this development. (Note: The NAR was required under Case No.: 06-088.)
2. Prior to any permit application, five copies of a site plan must be submitted to the Planning & Inspection Department for Staff approval for the first proposed use and every change of use thereafter to assure the site is developed in compliance with the standards of the Zoning and Subdivision Ordinances for each specific use.

### **Permit-Related:**

3. 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.
4. Connection to public water and sewer is required, the Public Works Commission (PWC) must approve water and sewer plans prior to application for any permits.
5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
6. *The Certificate of Occupancy* will not be issued until a Code Enforcement Officer inspects the site and certifies that the site is developed in accordance with the approved plans.

### **Site-Related:**

7. All uses, dimensions, setbacks and other related provisions of the County Subdivision and Zoning Ordinances for the C(P) zoning district must be complied with.
8. The developer must obtain a driveway permit from the NC Department of Transportation (NCDOT).
9. The NC Department of Transportation (NCDOT) may require turn lanes to be installed.
10. The number of off-street parking spaces are calculated based on the "use" of the property and will be addressed on the revised site plan; however, as a standard all spaces are required to measure 9' x 20', surfaced with a permanent material such as asphalt or concrete, and striped prior to application for the *Certificate of Occupancy*.
11. Off-street loading spaces will be provided in accordance with Section 1203, County Zoning Ordinance, for the non-residential sites.
12. A solid buffer must be provided and maintained in accordance with the provisions of Section 1102 G, County Zoning Ordinance. The buffer will be required along both sides and the rear of the site when it is developed.
13. Upon development, the site must comply with the requirements for landscaping as required under Section 1102.N, County Zoning Ordinance. (Note: Required landscaping must be shown on the site plan.)

14. All notes and calculations as shown on the site plan are to be considered as a part of this conditional approval.
15. Alternate yard approval granted for the existing structure so long as it is not destroyed by more than 50%. In the event the existing structure is destroyed by more than 50% regardless of the circumstance, any replacement structure will be required to comply with all yard setback requirements.

**Plat-Related:**

16. "Airport Road" also must be labeled as SR 2260" on the NAR.
17. Any/All easements shall be reflected on the NAR and labeled as to type of easement, reference number for document creating the easement, and the name of the agency, individual, etc. who holds the easement.
18. The notarized signature(s) of all current tax record owner(s) and notary certifications appear on the NAR when submitted for approval for recordation.

**Plat-Required Statement:**

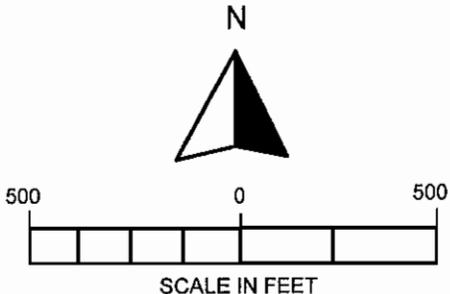
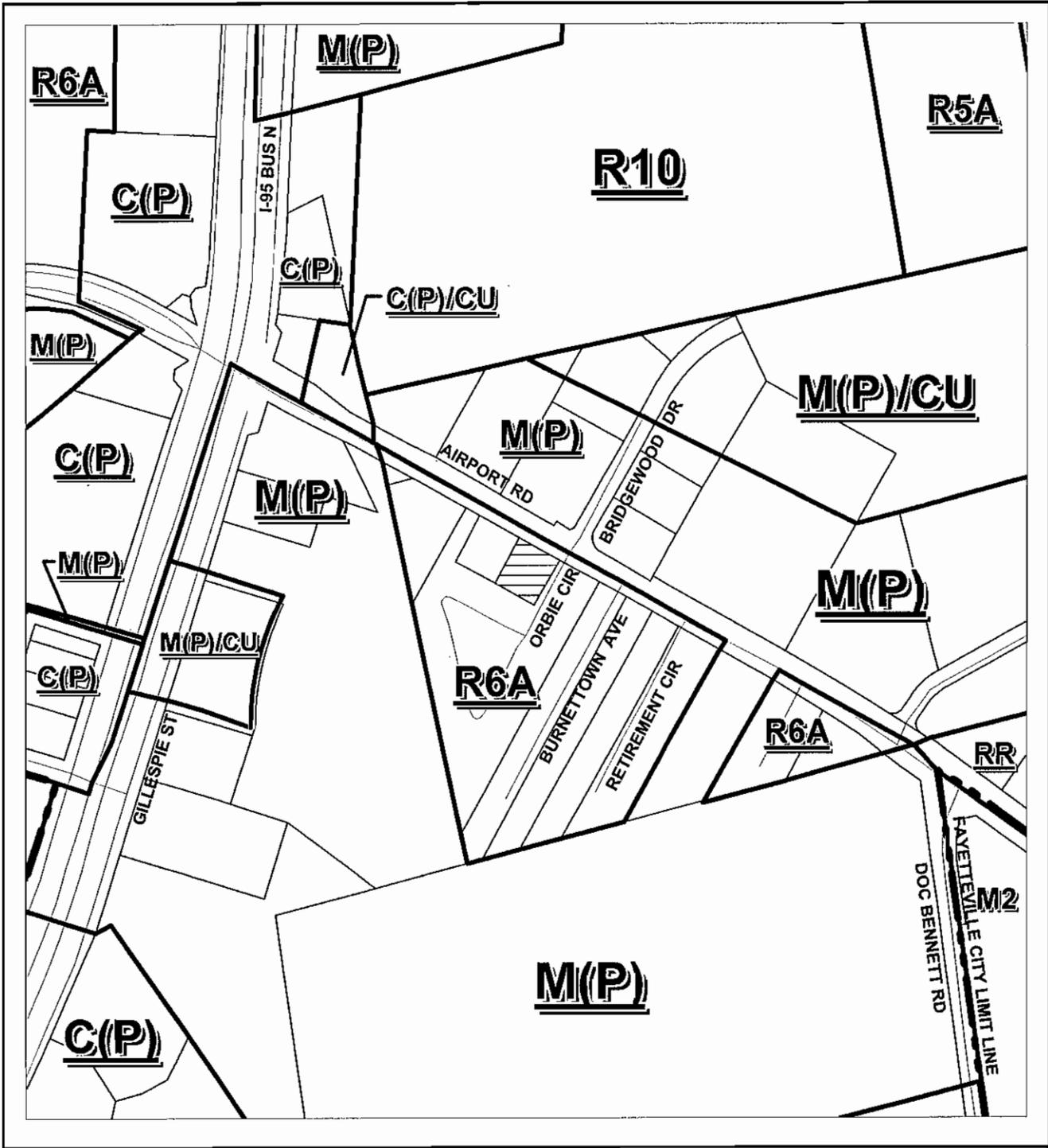
19. All structures are required to be shown on the NAR or the NAR shall reflect the following statement:

"Nonconforming structures have not been created by this subdivision."

**If you need clarification and/or negotiation of conditions, please contact Ed Byrne at 910-678-7609 or Patti Speicher at 910-678-7605.**

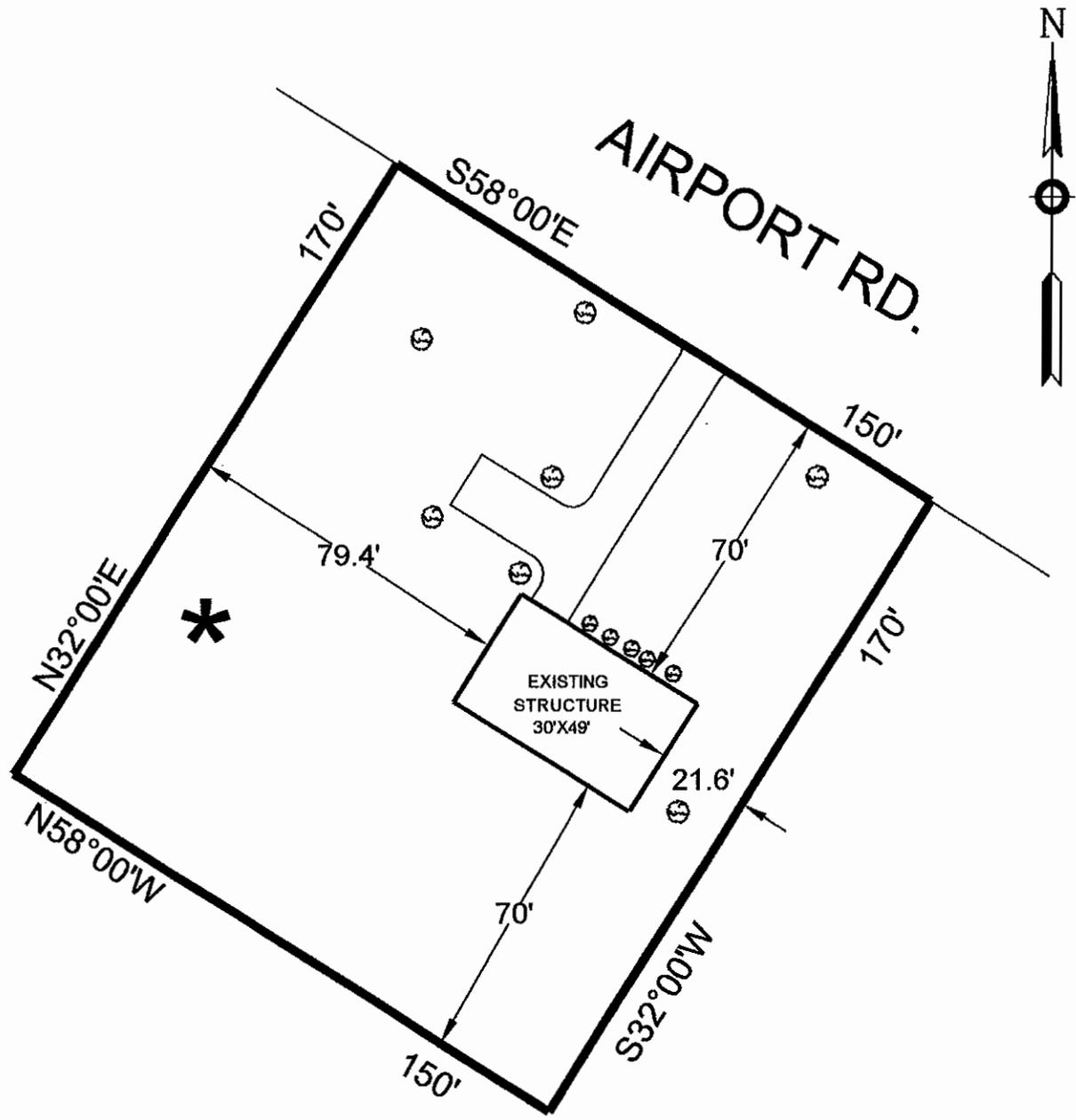
Contact Information (Area Code is 910 unless otherwise stated):

Subdivision/Site Plan/Plat	Ed Byrne	678-7609
Code Enforcement (Permits):	Ken Sykes	321-6654
PWC:	Heidi Maly	483-1401
Corp of Engineers (wetlands):	Ronnie Smith	(910) 251-4829
NCDENR (E&S)		486-1541
E911 Site-Specific Address:	Ron Gonzales	678-7616
Tax Parcel Numbers:		678-7549
NCDOT (driveways/curb-cuts)	Gary Burton	486-1496



## REQUESTED REZONING R6A TO C(P)/CUD

ACREAGE: 0.58 AC.+/-		HEARING NO: P07-12	
ORDINANCE: COUNTY	HEARING DATE	ACTION	
PLANNING BOARD			
GOVERNING BOARD			



\* SINGLE WIDE MANUFACTURED HOME TO BE REMOVED UPON APPROVAL OF ZONING

## CONDITIONAL USE DISTRICT & PERMIT

REQUEST: TO ALLOW PERMITTED USES WITH EXCLUSIONS

CASE: P07-12 ACREAGE: 0.58±

ZONED: R6A SCALE: 1"=40'

PARKING: AS SHOWN

MOTIONS ON CONDITIONAL USE OVERLAY DISTRICT REZONING  
APPLICATION

If the motion is to approve:

I move that the Board of Commissioners finds that this conditional use district overlay application is reasonable, neither arbitrary nor unduly discriminatory, and in the public interest, and that it be approved.

If the motion is to deny:

I move that the Board of Commissioners fail to find that this conditional use district overlay application is reasonable, neither arbitrary nor unduly discriminatory, and in the public interest, and that it be denied.

See Zoning Ordinance Sec. 4.23.1(b).

MOTIONS ON CONDITIONAL USE OVERLAY PERMIT APPLICATION

If the motion is to approve:

I move that the Board of Commissioners finds that this conditional use district overlay permit application, if completed as proposed,

- (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,

and that it be approved.

If the motion is to deny:

I move that the Board of Commissioners fails to find that this conditional use district overlay permit application, if completed as proposed,

[Specify one or more of (i) through (iv) above AND state a reason for the failure to make such finding(s) based on substantial, material and competent evidence in the record on the application before the Board]

and that it be denied.

See Zoning Ordinance Sec. 4.23.2(a).

Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Falcon & Godwin

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



## COUNTY of CUMBERLAND

Planning and Inspections Department

Thomas J. Lloyd,  
Director  
Cecil P. Combs,  
Deputy Director

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

APRIL 4, 2007

ITEM NO. 3D

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P06-79: REZONING OF TWO PARCELS TOTALING 68.12 ACRES FROM A1 TO R20 OR TO A MORE RESTRICTIVE ZONING DISTRICT AT 2835 JOHN MCMILLAN ROAD, OWNED BY LAWRENCE C. AND PHILLIP C. SMITH.**

ACTION: THE MEMBERS PRESENT AT THE FEBRUARY 20, 2007 MEETING VOTED UNANIMOUSLY TO DENY THE R20 RESIDENTIAL DISTRICT AND APPROVE THE R40 RESIDENTIAL DISTRICT.

**SITE INFORMATION:** Area: 68.12 acres; **Frontage & Location:** 1,985 feet on John McMillan Road; **Depth:** 1,845 feet  
**Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Farming and Residential; **Initial Zoning:** June 25, 1980 (Area 13); **Zoning Violation(s):** None; **Surrounding Zoning:** North-A1, A1/CU, East-A1, R40, R40A, South-A1, A1/CU, R40, and West-A1, R40; **Surrounding Land Use:** Cell tower, horse boarding, single family residential, vacant land and farmland; **2010 Land Use Plan:** Farmland; **Urban Services Area:** No; **Water/Sewer Availability:** Well / Septic Tank; **Soil Limitations:** Yes-Jt (Johnston loam) and Ra (Rains loamy sand); **School Capacity/Enrolled:** Gray's Creek Elementary 764/728, Gray's Creek Middle 495/614, Gray's Creek High 1270/1099; **Subdivisions:** A subdivision review will be required prior to development of these lots; **Military Impact Area:** No; **Highway Plan:** No road improvements or new construction are specified for this area; **NCDOT:** A driveway permit will be required, turn lanes may be required, and all lots will be required to be served internally; **Average Daily Traffic Count (2004):** 730 on John McMillan Road; **Notes:** Density minus 20% for roads: 42 Ac to R40: A1 – 16 lots; R40 – 36 lots; R30 – 48 lots; R20 – 73 lots; 26 Ac to R30: A1 – 10 lots; R40 – 22 lots; R30 – 30 lots; R20 – 45 lots; Total: A1 – 26 lots; R40 – 58 lots; R30 – 78 lots; R20 – 118 lots.

### MINUTES OF NOVEMBER 21, 2006 MEETING:

Mr. Lloyd stated that the applicant had requested a deferral for P06-79 until December 19<sup>th</sup>.

### MINUTES OF DECEMBER 19, 2006 MEETING:

Mr. Lloyd stated that the applicant had requested a deferral for P06-79 until February 20, 2007.

### MINUTES OF FEBRUARY 20, 2007:

Mr. Combs reviewed the case information and stated that staff recommendation for the November 21, 2006 Planning Board meeting was for denial of the R20 district and approval of R40 district based on the findings that the R40 zoning district is consistent with the 2010 Land Use Plan which calls for "Farmland" at this location, R20 is not; the subject property is not served by public water or sewer; Hydric soils are present on the subject property; and the R40 zoning district is consistent with the current zoning, lot sizes and character of the general area. Due to time constraints, the requested another deferral on December 19, 2006 to be heard on February 20, 2007. Subsequently, Mr. Smith has decided to request R30 on the rear 26+/- acres and R40 on the 42+/- acres.

The Public Hearing opened.

Mr. Phillip Smith spoke in favor of the request and displayed a contour map to the Board. He stated that effective drainage would not be a problem. He further stated that he was willing to consider R30 zoning on the back portion of the property.

Ms. Patty Nunnery spoke in opposition. She stated that she wanted to preserve the rural character of the area and that the existing road is overwhelmed. She further stated that schools are already overcrowded and that area homeowners have existing drainage and runoff problems. She advised the Board that 90 new homes have been built in the last 5 years within a ½ mile radius of her home. She quoted a Greensboro study done for the Fayetteville Homebuilders Association that reported a lack of area public services in keeping with the amount of recent development. She also referred to recent newspaper articles addressing the school situation and to a previous petition for a case heard before the Board earlier this year.

Ms. Wendy Boudreaux addressed the Board in opposition. She is opposed to further development and asked that A1 zoning be preserved in the area. She noted that there are numerous vacant new homes in the area *and more construction is not needed.*

Mr. Smith spoke in rebuttal and pointed out that R20 is not inconsistent with the different zonings that have been approved in the area over the years. He stated that his interest was in preserving the community and that his plans for the property would enhance the area.

The Public Hearing closed.

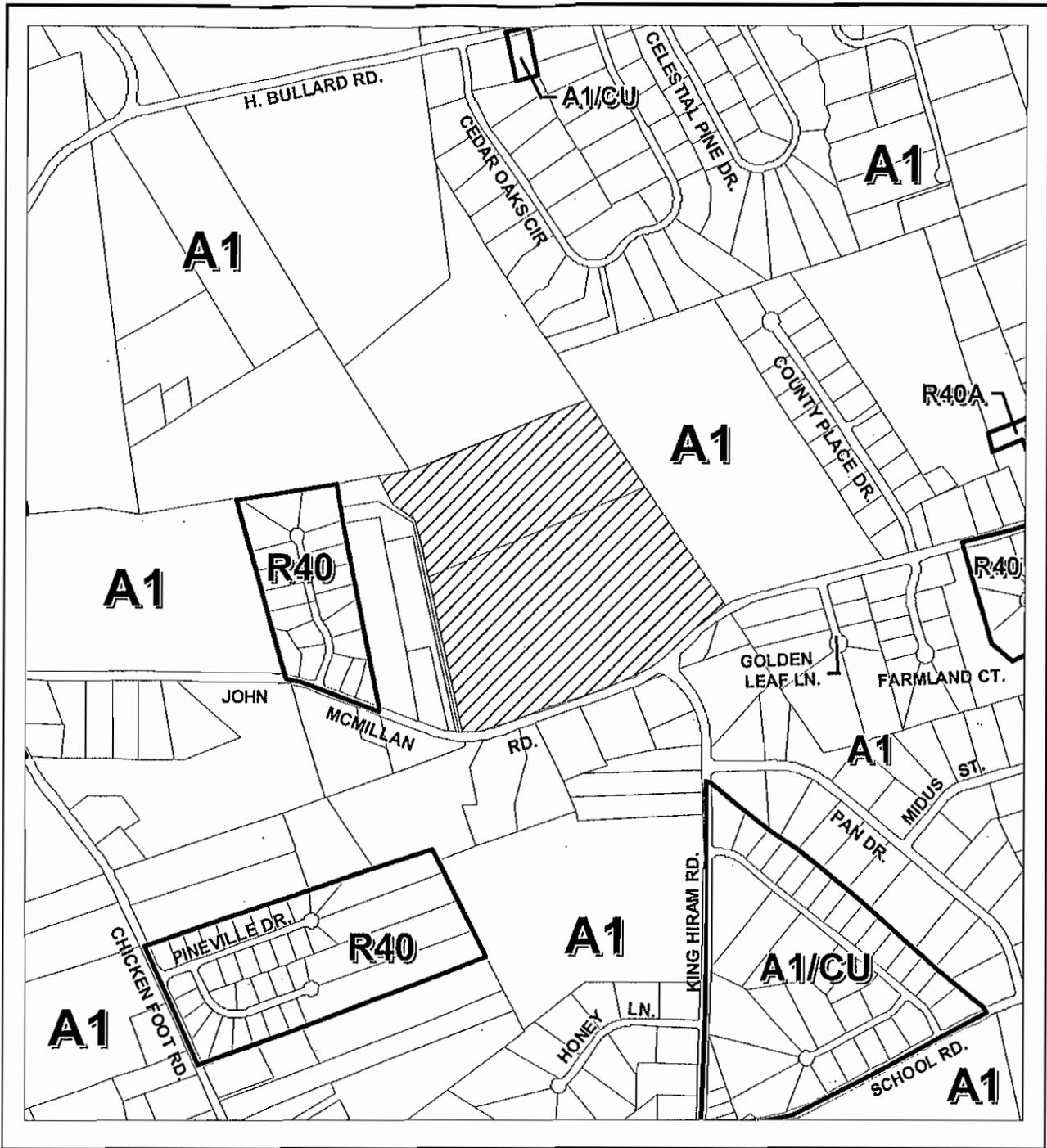
Mr. McNeill stated that he lives in the area and is very familiar with the tract of land being considered. He shares the residents' concerns for the area but believes that Mr. Smith's development plans will actually help to improve the drainage problems in the area. He stated that he was concerned with R20 or R30 on the property and would be more willing to consider R40 for the entire tract.

Mr. McLaurin asked for the definition of hydric soil. Mr. Lloyd stated that hydric soil was considered to be soil that would not perk well during the wet season and was not suitable to supporting septic systems.

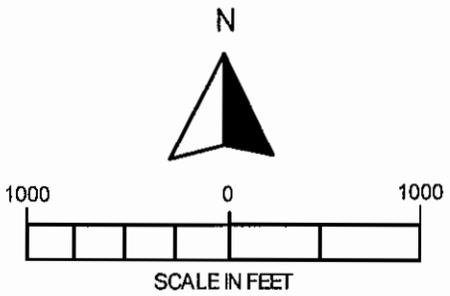
Mr. McLaurin stated that he would not be as concerned with this request if the area had public water, but that it does not. He further stated that the 68 acres has approximately 10 acres of hydric soils. This would leave only about 58 acres of possible suitable soils for septic systems. If you deduct 15% for roads this would leave approximately 49.5 acres for 58 homes, on lots averaging approximately 37,000 square feet in a zero lot line subdivision at a density of R40. Due to the lack of public water and the hydric soils he stated that 58 homes with wells and septic on 49.5 acres was probably all that should be allowed from an environmental standpoint.

**Mr. McLaurin made a motion, seconded by Mrs. Piland, to deny R20 and approve R40 Residential for the entire tract. Unanimous approval.**

**\*\*NOTE: THIS CASE DEFERRED FROM MARCH COMMISSIONER'S MEETING**



# REQUESTED REZONING A1 TO R20



ACREAGE: 68.12 AC.+/-		HEARING NO: P06-79	
ORDINANCE: COUNTY	PLANNING BOARD	HEARING DATE	ACTION
GOVERNING BOARD			

PIN: 0431-39-4250  
 PIN: 0431-38-8328

Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Towns of Falcon & Godwin

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



## COUNTY of CUMBERLAND

Planning and Inspections Department

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

APRIL 4, 2007

ITEM NO. 3E

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-14: REZONING OF 3.0+/- ACRES FROM A1 TO R20A OR TO A MORE RESTRICTIVE ZONING DISTRICT, AT 1770 YARBOROUGH ROAD, OWNED BY DENNIS K. AND LINDA G. DOBBINS.**

ACTION: THE MEMBERS PRESENT AT THE MARCH 20, 2007 MEETING VOTED UNANIMOUSLY TO DENY THE R20A DISTRICT AND APPROVE THE R40 RESIDENTIAL DISTRICT

**SITE INFORMATION:** Area: 3.0 +/- acres; **Frontage & Location:** 581 feet on Yarborough Road; **Depth:** 200 feet; **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Residential; **Initial Zoning:** June 25, 1980 (Area 13); **Zoning Violation(s):** none; **Surrounding Zoning:** Primarily CD and A1; **Surrounding Land Use:** Single family residential, farmland and woodland; **2010 Land Use Plan:** Farmland and Open Space; **Designated 100-Year Floodplain or Floodway:** No Flood; **Urban Services Area:** No; **Water/Sewer Availability:** Well / Septic; **Soil Limitations:** Yes -- Johnston loam (JT); **School Capacity/Enrolled:** Gray's Creek Elementary 764/708, Gray's Creek Middle 495/614, Gray's Creek High 1270/1087; **Subdivisions:** A subdivision or group development review will be required on this property prior to any development; **Military Impact Area:** No; **Highway Plan:** No road improvements or new construction specified for this area; **Average Daily Traffic Count (2004):** 1200 on Yarborough Road; **Notes:** Density: A1 - 1 lot; A1A - 3 lots; R40A - 3 lots; R30A - 4 lots; R20A - 6 lots.

### MINUTES OF MARCH 20, 2007:

Mr. Lloyd reviewed the site information and stated that staff recommends denial of the R20A district and approval of A1A district based on the findings that the A1A zoning district is consistent with the 2010 Land Use Plan which calls for "farmland" at this location, R20A is not consistent; the subject property is not served by public water or sewer; there are some hydric soils on the subject property; and the A1A zoning district is consistent with the general character and lot sizes in the general area. The applicant has verbally indicated they are in agreement with this staff recommendation. There are no other suitable zoning districts to be considered for this request.

The Public Hearing opened.

Mr. Tom Bonti, realtor, addressed the Board in favor of the request. He stated that he was representing the owner, who could not attend. He further stated that the request was being made to allow the owner to subdivide the property and place additional homes on the lots. The owner is also in agreement with the staff recommendation of A1A or any zoning that will allow him to have 1 acre lots.

Mr. Franklin D. McLamb addressed the Board in opposition. He advised the Board that the petitioner's wife had informed him that she was unaware of this request until recently and was not in favor of it but that her

husband had told her it was already approved. Mr. McLamb stated the owner plans to place mobile homes on the property as rentals and that this would hurt the neighborhood. He stated there is already a rising crime problem in the area.

Mr. Tommy Tatum spoke in opposition. He stated that the area was already facing increased problems with noise and traffic and that adding more rental property would only hurt the neighborhood. He stated that he had no problems with mobile homes but rental mobile homes and renters would eventually hurt the area.

Mr. Clifford Spell spoke in opposition. He stated he had lived on his lot since 1983, originally in a mobile home, and eventually built his own home. He stated that 2-acre lots have always been the standard in this area and that most people have very nice stick-built homes on their property. Changing the area to mobile home rentals will destroy their neighborhood and hurt their investment.

Mr. Bonti spoke in rebuttal and stated that his only knowledge of the intention for the property was to subdivide the lots to allow for 3 homes. He was unaware of any mobile home placement or rental plans.

The Public Hearing closed.

The Board discussed adjacent lot sizes and types of homes in the area. Mr. Lloyd verified that surrounding homes were stick-built. Mr. McLaurin verified with the opposing speakers that the trend in the neighborhood was away from mobile homes and towards placement of stick-built homes. All opposing speakers agreed with that statement. Mr. McLaurin stated that in the interest of preserving the integrity of the neighborhood, he would support an R40 zoning. He advised the speakers that the current zoning already allowed for the placement of mobile homes but an R40 zoning would not.

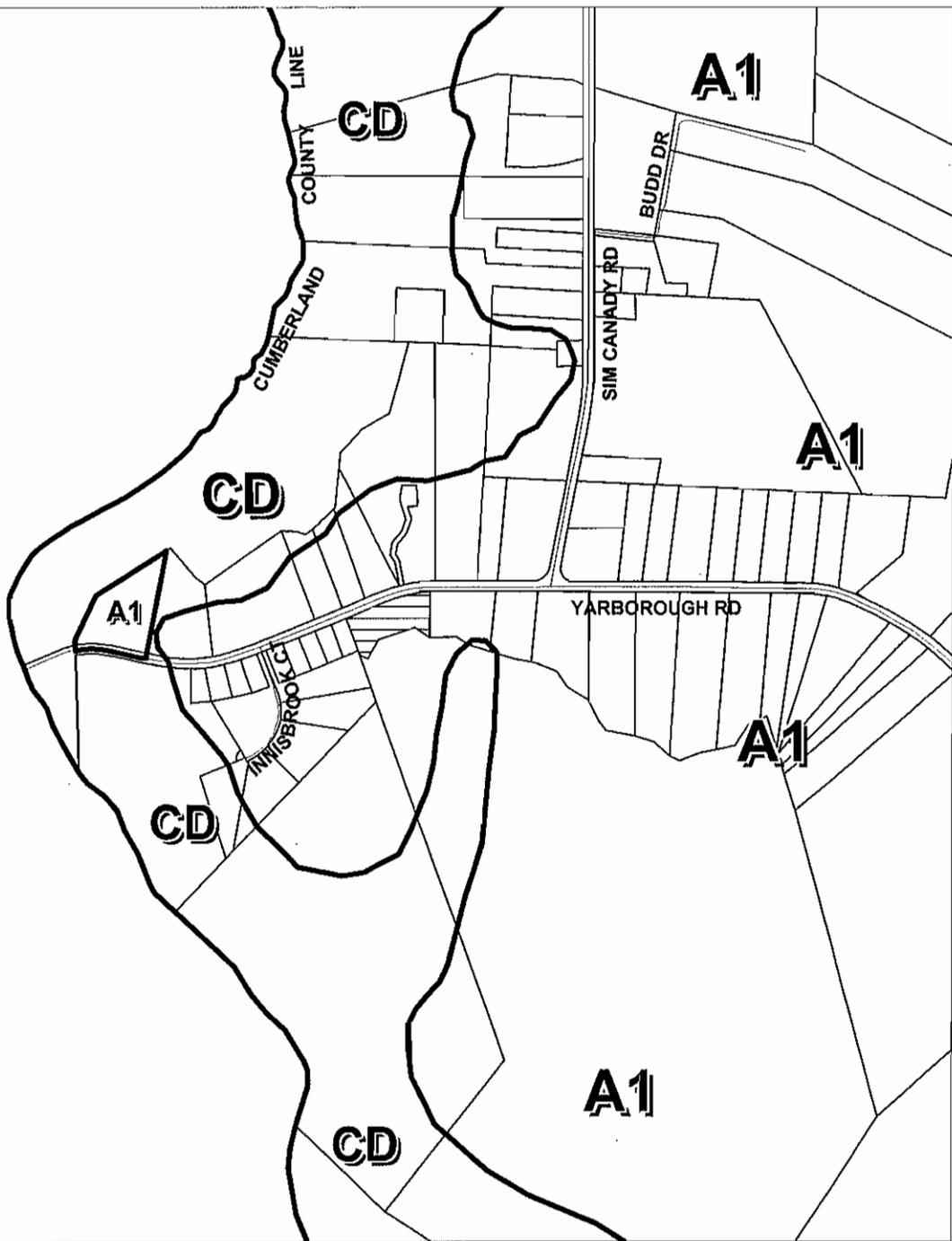
Mrs. Piland verified that an R40 zoning would only allow stick-built or modular homes. She asked if the existing mobile home on the request parcel would be allowed to remain. Mr. Lloyd stated that it would, but it would become legally non-conforming.

Mr. McNeill clarified for the audience that the petitioner did not request R40 but that the Board felt it would guarantee a higher level of housing on the adjacent property and alleviate their concerns. He further stated that in support of the petitioner's needs, R40 would allow for the 3 lots he desired.

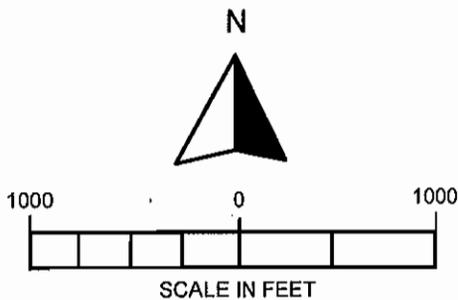
Mr. McLaurin stated that R40 is consistent with the 2010 Land Use Plan and with development in the area.

**Mr. McLaurin made a motion, seconded by Mrs. Piland, to deny the R20A Residential District and approve the R40 Residential District. Unanimous approval.**

ROBERTSON COUNTY



## REQUESTED REZONING A1 TO R20A



ACREAGE: 3.00 AC.+/-		HEARING NO: P07-14	
ORDINANCE: COUNTY		HEARING DATE	ACTION
PLANNING BOARD			
GOVERNING BOARD			

Charles C. Morris,  
Chair  
Town of Linden  
Donovan McLaurin,  
Vice-Chair  
Falcon & Godwin



Thomas J. Lloyd,  
Director  
Cecil P. Combs,  
Deputy Director

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

## COUNTY of CUMBERLAND

### Planning and Inspections Department

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

APRIL 4, 2007

ITEM NO. 3F

MEMO TO: CUMBERLAND COUNTY BOARD OF COMMISSIONERS

FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD

SUBJECT: **P07-19: REZONING OF 9.12 ACRES FROM A1 TO R30 OR TO A MORE RESTRICTIVE ZONING DISTRICT, LOCATED ON THE WEST SIDE OF WADE-STEDMAN ROAD, SOUTH OF KENNEL ROAD, OWNED BY TAMMY C. AND GEORGE BARRY.**

ACTION: THE MEMBERS PRESENT AT THE MARCH 20, 2007 MEETING VOTED UNANIMOUSLY TO DENY THE R30 DISTRICT AND APPROVE THE R40 RESIDENTIAL DISTRICT

**SITE INFORMATION:** Area: 9.12 acres; **Frontage & Location:** 485 feet on Wade-Stedman Road; **Depth:** 926 feet (average); **Jurisdiction:** County; **Adjacent Property:** No; **Current Use:** Agricultural; **Initial Zoning:** August 22, 1994 (Area 19); **Zoning Violation(s):** None; **Surrounding Zoning:** Primarily A1; **Surrounding Land Use:** Single family residential and farmland; **2010 Land Use Plan:** Farmland; **Urban Services Area:** No; **Water/Sewer Availability:** Well / Septic (Eastover Sanitary District - Phase II); **Soil Limitations:** None; **School Capacity/Enrolled:** District 7 Elementary 241/255, Mac Williams Middle 1274/1162, Cape Fear High 1400/1489; **Subdivisions:** A subdivision or group development review will be required prior to any development; **Military Impact Area:** No; **Highway Plan:** Wade-Stedman Road is identified as a Major Thoroughfare. The plan calls for widening to a multi-lane facility. No road improvements are included in the 2007-2013 MTIP (Priority 2); **Average Daily Traffic Count (2004):** 1300 on Wade-Stedman Road; **Notes:** Density minus 20% for roads: A1 – 3 lots; A1A – 7 lots; R40 – 7 lots; R30 – 10 lots.

#### MINUTES OF MARCH 20, 2007:

Mr. Lloyd reviewed the site information and stated that staff recommends denial of the R30 district and approval of R40 district based on the findings that the R40 zoning district is consistent with the 2010 Land Use Plan which calls for "farmland" at this location, R30 is not consistent; the subject property is not served by public water or sewer; the R40 zoning district is consistent with the lot sizes and character of the general area; and the applicant has verbally indicated they are in agreement with this staff recommendation. The A1A zoning district is the only other suitable zoning district to be considered for this request.

The Public Hearing opened.

Ms. Tammy Barry, owner, addressed the Board. She stated that she and her brother had already developed a similar parcel in the area and that it had turned out very nicely. She plans to do the same with this parcel, if approved. The plans include stick-built homes, minimum square footage and restrictive covenants. She foresees no problems with the development.

Mr. McLaurin asked Ms. Barry if she was agreeable to the staff recommendation of R40. She stated that at first she was but has recently found out that there is already existing R30 in the area and feels that she should be granted the same zoning. Ms. Barry stated that "fair is fair".

Ms. Gwen McGee spoke in opposition. She states the area is primarily farmland with low density housing and should remain that way. She is concerned with preserving the agricultural nature of the land and keeping the minimum lot sizes. Ms. McGee expressed her concerns with drainage and runoff problems and a change in property values. She distributed a written statement of her concerns to the Board.

Mr. McNeill asked if she had any knowledge of current or prior drainage problems in the area. Ms. McGee stated that the area has wetlands and that heavy rains have always produced standing water pools.

Mr. Donald Collier spoke in opposition. He stated that he is also concerned with preserving the wetlands and with drainage problems.

Ms. Donna Stringfellow spoke in opposition. She stated the land has been in her family for 5 or more generations. Her concerns are density, overcrowded schools, feasibility of septic tanks and reduction of required lot sizes. She was also concerned with smaller lots bringing in less desirable housing and manufactured homes.

Mr. McLaurin asked Ms. Stringfellow if she was aware that the current zoning already allows mobile homes. Ms. Stringfellow stated that she hoped people would build "larger nice homes".

Mr. Wayne Stewart spoke in opposition. He stated that he was the Public Health Director for Bladen County and had previously been employed with Environmental Health in Cumberland County. He stated that loam soils in this area would not support septic tanks. There was also a high water table which could result in ground water contamination with the placement of wells and septic tanks. He urged the Board to preserve the 2 acre requirement and keep the character of the A1 area by denying the request.

Ms. Gail Collier spoke in opposition. He stated she lived in the area because of the rural setting and that the Board should help to keep it that way.

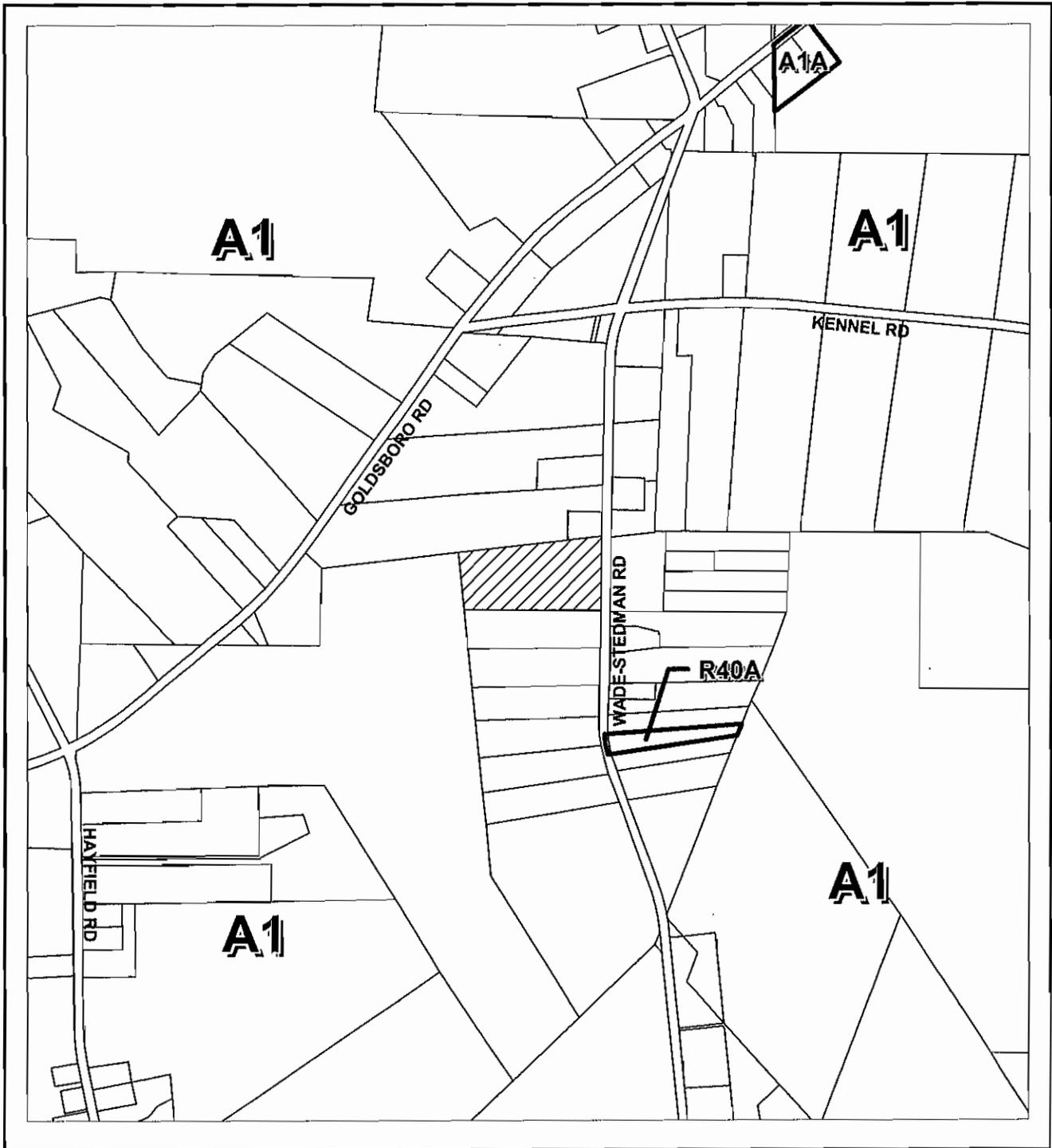
Ms. Barry addressed the Board in rebuttal. She stated she was from the area and therefore very familiar with it. She stated that she couldn't afford to develop larger lots and that today's younger families couldn't buy them. She stated that R30 is already existing 3 miles down the road and that she is not asking for anything that is not already in the area. Ms. Barry advised that the runoff problems could be addressed in the development process as they were in her previous development. She stated that the previous development has shown no drainage problems to date. Ms. Barry stated that the Department of Transportation and the County Health Department would have regulations for her to follow during the development process that would assure the concerns were addressed properly.

The Public Hearing closed.

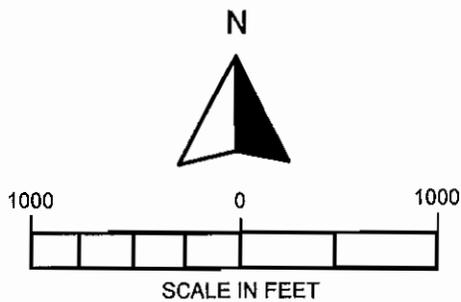
Mrs. Piland stated that she was familiar with the site and that R30 was not consistent with the area. She stated that R40 would better protect the area with a guarantee of the type of buildings constructed on the lots.

Mr. McNeill asked for verification of an existing group development on the site plan. Mr. Lloyd verified the group development. Mr. McNeill stated that he understood the concerns of the residents. He noted that R40 would offer protection against manufactured housing but preserving A1 would not. He further stated that although approving R40 would allow 7 lots it should not cause additional runoff problems. Mr. McNeill stated that R40 was more appropriate for the area and would protect the rights of all parties involved.

**Mr. McNeill made a motion, seconded by Mrs. Piland, to deny the R30 Residential District and approve the R40 Residential District. Unanimous approval.**



## REQUESTED REZONING A1 TO R30



<b>ACREAGE: 9.12 AC.+/-</b>		<b>HEARING NO: P07-19</b>	
ORDINANCE: COUNTY	HEARING DATE	ACTION	
PLANNING BOARD			
GOVERNING BOARD			



ITEM NO. 36

# COUNTY of CUMBERLAND

Community Development

**MEMORANDUM FOR BOARD OF COMMISSIONERS AGENDA**  
**APRIL 16, 2007**

**TO: BOARD OF COUNTY COMMISSIONERS**  
**THRU: JUANITA PILGRIM, DEPUTY COUNTY MANAGER**  
**FROM: THANENA S. WILSON, COMMUNITY DEVELOPMENT DIRECTOR**  
**DATE: APRIL 5, 2007**  
**SUBJECT: PUBLIC HEARING – 2007 DRAFT ANNUAL ACTION PLAN**

*Juanita Pilgrim*  
*Thanena S. Wilson*

**BACKGROUND**

The Community Development 2007 Annual Action Plan must be submitted to HUD by May 15, 2007. This document will be available for a 30-day citizen's review and comment period throughout Cumberland County from April 9 - May 8, 2007. All comments received will be addressed by the Community Development Director within 15 days of receipt and then forwarded to HUD with the Action Plan.

The final draft of the Action Plan will be brought before the Board of Commissioners on May 7, 2007 for approval.

**RECOMMENDATION AND PROPOSED ACTION**

Community Development requests that the Board of County Commissioners hold a public hearing on the draft 2007 Annual Action Plan.

Attachment: Draft 2007 Annual Action Plan

**DRAFT**

**CUMBERLAND COUNTY**

**2007 ANNUAL ACTION PLAN**

Prepared by: Cumberland County Community Development

Public Review Period: April 9, 2007 – May 8, 2007

(Public Hearing 4/16/2007)

**CUMBERLAND COUNTY**  
**2007-2008 ACTION PLAN BUDGET**  
 2007 PROGRAM YEAR (7/1/07 – 6/30/08)

<b><u>HOUSING ACTIVITIES</u></b>	<b><u>CDBG</u></b>	<b><u>HOME</u></b>
• Emergency Repair	\$ 39,256	
• Housing Rehabilitation	\$ 80,000	\$ 164,420
• New Construction		\$300,000
• Homeownership Assistance		\$
• CHDO Set-Aside		\$ 92,884
• American Dream Down Payment Init.		\$ 12,901
• Housing Project Delivery		
	\$212,360	
<b><u>PUBLIC FACILITIES</u></b>		
• Debt Service for the Spring Lake Family Resource Center	\$177,039	
<b><u>ECONOMIC DEVELOPMENT</u></b>		
• Economic Development Loans	\$387,898	
• Activity Delivery	\$ 9,835	
<b><u>PUBLIC SERVICES</u></b>		
Agencies:	\$179,166	
• CC MAP		
• Lisa's House of Care		
• Communicare		
• City Rescue Mission		
• Better Health		
• Salvation Army		
• CC Older Adults		
• Activity Delivery	\$30,000	
<b>ADMINISTRATION / PLANNING</b>	\$278,889	\$ 61,923
<b>PROGRAM INCOME</b>	\$100,000	\$ 125,000
<b>COUNTY MATCH REQUIREMENT</b>	-0-	\$139,454
<b>TOTAL</b>	<b>\$1,494,443</b>	<b>\$896,454</b>

**COMPETITIVE GRANT FUNDS**

<b>PROJECT</b>	<b>TYPE FUNDS</b>	<b>GRANT TERM EXTENSIONS</b>	<b>GRANT AWARD Estimated Balance</b>
Robin's Meadow Transitional Housing Program	SHP	1 YR 4/1/07-3/31/08	\$84,184

# CUMBERLAND COUNTY COMMUNITY DEVELOPMENT 2007 ANNUAL ACTION PLAN

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## A. PURPOSE

Cumberland County Community Development's Annual Action Plan provides a narrative description of the projects and activities that are expected to be implemented and funded with entitlement funding that Cumberland County Community Development will receive from the United States Department of Housing and Urban Development for the 2007 Program Year. The projects described on the following pages will be provided by Community Development with Community Development Block Grant (CDBG), Home Investment Partnership Act (HOME), and Emergency Shelter Grant (ESG) entitlement funds.

The 2007 Annual Action Plan strives to reflect the County's continued efforts and commitment to address Affordable Housing issues, public facility and infrastructure improvements, and the provision of homeless services as a part of the Continuum of Care for the residents of Cumberland County. Additionally, Cumberland County will continue to undertake specific actions in order to address the National Objectives outlined by the U.S. Department of Housing and Urban Development by providing for increased activity involving resident initiatives, evaluation and reduction of lead-based paint hazards, increased employment opportunities, the further development of community based institutional facilities and the enhancement of coordination between public, private housing and human service agencies.

## B. GEOGRAPHIC DISTRIBUTION

The towns of Falcon, Godwin, Hope Mills, Linden, Spring Lake, Stedman, and Wade have all elected to remain parties to Cumberland County's designation as an Urban County. All of the programs described on the following pages, with the exception of certain Public Service Program and Supportive Housing Program projects, will be accomplished in one of these municipal areas of the County.

## C. SOURCES OF FUNDS

**FEDERAL SOURCES:** The following information describes the sources and amounts that will be made available to Cumberland County for the implementation of 2007-2008 program goals and objectives:

### **Entitlement Grants**

**Source: Community Development Block Grant (CDBG) - Amount \$1,394,443**

**Source: Home Investment Partnership Act (HOME) - Amount \$619,227 (\$12,901 ADDI)**

### **Local Sources**

Matching Requirements - As a federal requirement, Cumberland County is to provide matching funds for the HOME entitlement program in the amount of \$61,923.

### **Program Income**

Cumberland County Community Development projects that it will receive program income from repayment of loans for the housing rehabilitation and first-time homebuyer programs, and economic development loans:

- CDBG Entitlement Program: \$100,000
- HOME Entitlement Program: \$125,000

Community Development Block Grant, Home Investment Partnership Act [including American Dream Down payment Initiative(ADDI)] Funds, local sources match, and program income will be used to address priority needs identified in the Consolidated Plan by conducting the following eligible activities:

## D. DESCRIPTION OF PROJECTS

1. **HOUSING ACTIVITIES:**

a. **Housing Rehabilitation Program - Housing Goal 1, Housing Goal 4 - CDBG: \$80,000. National Objective: Low/Mod Housing, Eligibility Citation: 24 CFR Part 570.202; HOME: \$164,423. Eligibility Citation: 24 CFR Part 92.205(a)(1);**

**1) Owner-Occupied Rehabilitation:** This program will address housing repair needs of households whose annual income is at or below 80% of the median income for Cumberland County based on household size (\$47,500 for a family of four). The types of repairs to be addressed are those items that do not meet Minimum Housing Code Standards, and general property improvements. All Housing Rehabilitation Program funds will be in the form of loans with repayment obligations determined by the applicant's ability to meet additional financial obligations. Loans are qualified as 100% Deferred Loans (re-certified every five years). Applications for this program are accepted on an on-going basis.

**2) Rental Rehabilitation (Investor-Owner):** Property owners with 10 or fewer units are able to access low-interest housing rehabilitation loans for rental property. The types of repairs to be addressed are those items that do not meet Minimum Housing Code Standards and general property improvements. Funds are in the form of:

- 3% amortized loan for 15 years (standard rehabilitation, refinance/rehabilitation, or acquisition/rehabilitation)
- 5% amortized loan for 30 years (refinance/rehabilitation or acquisition/rehabilitation).

Property owners are required to lease to renters with incomes at or below 80% of the median income for Cumberland County. Applications for this program are accepted on an on-going basis.

**3. Purchase/ Rehab / Resale:** This program establishes a mechanism that may be used to acquire properties for future development as affordable housing. The objectives of the of the program are to remove blighting conditions in low and moderate income neighborhoods, increase the county's stock of standard affordable housing units, increase the county's tax base, and create homeownership opportunities for first-time homebuyers. Properties will be acquired through donation, deed and tax sales, the foreclosure of government liens, and through private purchases. Community Development will acquire substandard single-family units, rehabilitate the units to meet Community Development Rehabilitation Standards, and then sell the units to income eligible first-time homebuyers. Community Development may also acquire vacant lots or substandard units not suitable for rehabilitation for demolition. This will allow the Department to take advantage of infill housing opportunities to further stabilize and strengthen our low and moderate-income neighborhoods through homeownership

b. **Housing Rehabilitation Emergency Repair Program. Housing Goal 1; Housing Goal 4 - CDBG: \$39,256, National Objective: Low/Mod Housing, Eligibility Citation: 24 CFR Part 570.202.**

This program will address immediate health and safety risks for residents with an annual household income that is at or below 80% of the median income for Cumberland County based on household size (\$47,500 for a family of four). Each project will have a maximum of \$7,500 per housing unit. Applications for this program are accepted on an on-going basis.

c. **New Construction (Affordable Housing Program) Priority Need: Affordable Housing, Housing Goal 3, - HOME: \$300,000, Eligibility Citation: 24 CFR Part 92.205(a)(1).**

This program provides funds to local housing providers to assist with acquisition, rehabilitation and/or construction costs of an affordable housing development for low/moderate income residents. A Request for Proposals (RFP) for eligible projects was held in October 2005. One application was submitted and approved for funding.

- d. **Homeownership Assistance (The First Time Home Buyer Program). Priority Need: Affordable Housing; Housing Goal 2, Housing Goal 4 - HOME: \$12,901. Eligibility Citation: 24 CFR Part 92.205(a)(1); ADDI:**

**1) Down Payment/Closing Costs Assistance.** *This program coordinates with local financial institutions in order to provide up to \$5,000 to first time homebuyers for down payment and/or closing costs. Applicants must meet income requirements (earning no more than 80% of the median income) as well as attend a class on homeownership. All assistance is in the form of a loan at a 4% interest rate (which is deferred for the first five years) amortized over a 15 or 20-year (if new construction) period. Applications are accepted on an on-going basis.*

**2) Gap Financing.** *CCCD will continue to offer Gap financing assistance to very low and low-income residents seeking homeownership. The amount of assistance that can be provided will not exceed \$20,000 per applicant. Such assistance will be used as a subsidy to make up the difference between the market value of the property and the sales price that is affordable to the purchaser. Gap Financing Assistance shall be in the form of a first, second, or third mortgage (whichever is applicable) for a term of thirty (30) years at an interest rate not to exceed four percent (4%). Applications for this program are accepted on an on-going basis.*

**3) American Dream Down payment Assistance Initiative (ADDI)**

*ADDI is a new component under the HOME Investment Partnerships Program (HOME) through which HUD has made formula grants to certain participating jurisdictions (PJ's) for the purpose of making down payment assistance to low-income families who are first-time homebuyers for the purchase of single-family housing that will serve as the family's residence. ADDI may be used for the purchase and rehabilitation of single-family housing. Through the Cumberland County Community Development Program (CCCD), ADDI funds will be made available to potential first-time homebuyers for down payment and/or closing cost assistance up to \$5,000. Funds will be provided as a loan with an interest rate of 4% for a 10- year term. Payments of principal and interest are deferred for the first 5 years. In the 61<sup>st</sup> month, amortized payments will begin over the remaining 5 years of the 10-year term.*

**GENERAL PROGRAM GUIDELINES**

**Principal Residence:** *The property must be occupied by the homebuyer and retained as the principal residence by the owners for the full period of affordability, which is contingent upon the amount of per unit subsidy received and may be 5, 10, or 15 years (20 if new construction). The property owner agrees to allow Cumberland County Community Development to verify principle residence status annually. Homeowner agrees to provide Community Development with a written certification of residence status to become a permanent part of the applicant file. Subletting or renting is not permitted.*

**Refinance:** *During the period of affordability, a homebuyer will not be permitted to refinance the property without the approval of Cumberland County Community Development, nor will the department agree to a subordination of its lien interest at any time.*

**Recapture Provision:** *All units receiving HOME Program subsidies are required to comply with a designated affordability period as described above. CCCD can ensure continued affordability through the recapture of its initial investment (plus interest, if debt is structured to be repaid with interest). The proceeds will be reprogrammed and used for other HOME eligible activities (i.e., assisting another eligible homebuyer in obtaining a home). Once the HOME funds are repaid, the property is no longer subject to the affordability requirements.*

*CCCD will make every effort to preserve affordability and avoid project default; however, in the event of a foreclosure, a transfer in lieu of foreclosure, or an assignment to HUD, the*

PJ must repay the HOME account. If the ownership of the housing is conveyed pursuant to a foreclosure sale, the amount of recapture due will be only the net proceeds from the sale. The recapture provisions and period of affordability on each HOME-assisted unit are enforced through the deed restrictions that are recorded as a part of each real estate closing.

**Homeownership Counseling:** As a requirement of the CCCD First-time Homebuyers Program, applicants are required to successfully complete a *First-time Homebuyers Class* prior to being awarded community development funding. CCCD contracts with a local agency qualified to provide homeownership education classes. The following services are included in the scope of services of the contract:

- Provide monthly homeownership education workshops
- Coordinate all preparation of the workshops, including advertising
- Conduct the workshop with certified housing counselors
- Provide evaluations of workshop effectiveness

**Marketing:** In keeping with special outreach activities outlined in CCCD's Affirmative Fair Housing Marketing Plan, certain marketing efforts (i.e. direct mailings, postings on community bulletins, PSA's, coordination with the Fayetteville Area Metropolitan Housing Authority and the Fayetteville Apartment Association, etc.) will be undertaken to ensure that residents and tenants of public and manufactured housing, and other families assisted by public housing agencies, are aware of the ADDI program.

**e. Community Housing Development Organization (CHDO) Set-Aside. Priority Need: Affordable Housing; Housing Goal 2 - HOME: \$92,884. Eligibility Citation: 24 CFR Part 92.300**

Federal regulations require that 15% of the HOME entitlement funds be set-aside for affordable housing development by CHDOs. In order to be designated a CHDO, a non-profit organization must meet the qualifying criteria as established by HUD. CCCD continues to meet and seek qualified organizations to identify possible CHDOs.

- f. Housing Project Delivery Costs** – CCCD staff and overhead costs directly related to carrying out housing projects, such as work specifications preparation, loan processing, inspections, and other services related to assisting potential owners, tenants, and homebuyers. Staff and overhead costs directly related to providing advisory and other relocation services to persons displaced by the project, including timely written notices to occupants, referrals to comparable and suitable replacement property, property inspections, counseling and other assistance necessary to minimize hardship.

ITEM NO. 4

# 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 APRIL 16, 2007

**TO: BOARD OF COUNTY COMMISSIONERS**

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

**DATE: APRIL 10, 2007**

**SUBJECT: CONSIDERATION OF A REQUEST FROM THE EASTOVER  
SANITARY DISTRICT FOR A \$250,000 COUNTY LOAN FOR  
PHASE I - SANITARY SEWER PROJECT**

### BACKGROUND

Attached you will find a request from the Eastover Sanitary District for a loan for their Phase I Sewer Project. Based upon a shortfall in grant funds and increased construction costs, the project as designed is over the original budget. To address this budget deficit, the District is seeking additional grant funds and is proposing a reduction in the project scope.

The Rural Center has tentatively agreed to an increase of \$200,000 in grant funds. With these additional funds and a reduction in the project, they are still facing a deficit of approximately \$400,000.

County Management is committed to the sewer needs in the Eastover community. Community Development has agreed to increase their commitment from the original \$150,000 to \$300,000 contingent upon verifying and documenting the national objectives. With this additional \$150,000, Management recommends loaning the Eastover Sanitary District the remaining \$250,000 to complete this project. The funds can be repaid from debt service collected from each customer after the project is complete and is operational.

### RECOMMENDATION/PROPOSED ACTION

Approve the attached budget revision reflecting additional Community Development Funds and a loan from the County Water and Sewer Fund, contingent upon confirmation of additional funds from the Rural Center. Authorize the County Manager to finalize the terms of the loan through, and execute, an Interlocal Agreement consistent with the conditions reflected above, and to include interest at the prevailing rate at the time the funds are needed for the loan.

/ct  
CM041107-1

# ***EASTOVER SANITARY DISTRICT***

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*P.O. Box 1083 • Fayetteville • North Carolina • 28302-1083*

March 27, 2007

Chairman Kenneth Edge  
Cumberland County Board of Commissioners  
PO Box 1829  
Fayetteville, NC 28302-1829

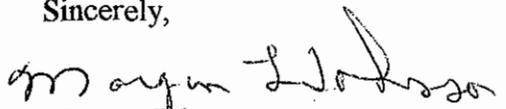
Dear Mr. Chairman,

The Eastover Sanitary District has been working with Cumberland County, the Fayetteville PWC, and the North Carolina Rural Center for several years to fund and construct the first phase of a sanitary sewer system. In the fall of 2002 we applied for a \$3,000,000 grant from the NC Rural Center Unsewered Communities program, received a commitment of \$350,000 in Facility Investment Fee Credits from Cumberland County, received a commitment from Cumberland County Community Developments for \$150,000, and committed \$34,500 in expected tap fees for the project.

In February of 2004 we received a grant of \$2,325,285 from the Rural Center. Due to the shortfall in initial funding and rapidly rising utility construction costs, the designed project has come in well over budget. The NC Rural Center has indicated that they may be able to provide an additional \$200,000 grant. We have also proposed reducing the project's scope, while still providing service to over 75% of the originally proposed customers—as required by the Rural Center. The proposed reduced construction contract would be \$2,549,100—which is still \$400,000 over our current budget.

The Eastover Sanitary District therefore requests your assistance in funding the remaining \$400,000. While we would greatly appreciate any grant funding that might be available, we will be charging all sewer customers a debt service payment of \$10.65 per month, so we would be able to repay a loan from the County Water and Sewer fund. We would be glad to meet with your staff to further review the project and options for funding. I can be reached at 323-3973 to further the project and the project engineer, Kevin Lindsay, can be reached at 692-5616. Thank you very much for your continuing support to the Eastover Sanitary District.

Sincerely,

  
Morgan Johnson  
Eastover Sanitary District Chairman



**COUNTY OF CUMBERLAND  
BUDGET REVISION REQUEST**

Budget Office Use	
Budget Revision No.	B07-319A
Date Received	4/11/2007
Date Completed	

Fund No. 250 Agency No. 450 Organ. No. 4590  
 Organization Name: Water and Sewer Fund

**REVENUE**

Revenue Source Code	Description	Current Budget	Increase (Decrease)	Revised Budget
9901	Fund Balance Appropriated	3,433,948	250,000	3,683,948
Total		3,433,948	250,000	3,683,948

**EXPENDITURES**

Object Code	Appr Unit	Description	Current Budget	Increase (Decrease)	Revised Budget
387N	756	Transfer to Fund 012	0	250,000	250,000
Total			0	250,000	250,000

**Justification:**

Revision in the amount of \$250,000 to appropriate County Water & Sewer fund balance to transfer funds to the Eastover Sanitary District Sewer Project (Fund 012). This transfer is a loan to the Eastover Sanitary District to be paid back with interest per promissory note.

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

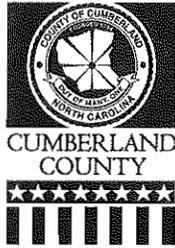
Submitted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Department Head  
 Reviewed By: Bob Sucher Date: 4/11/07  
 Budget Analyst  
 Reviewed By: Amy H. Cannon Date: 4/11/07  
 Assistant County Mgr  
 Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Information Services

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

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

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Clerk to the Board

MARIE COLGAN  
Deputy Clerk

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ITEM NO. 5A

April 3, 2007

**April 16, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk  
SUBJECT: Cumberland County Home and Community Care Block Grant  
Committee

BACKGROUND: On April 2, 2007, the Board of Commissioners nominated the following to serve on the Cumberland County Home and Community Care Block Grant Committee.

Nominee: Older Consumer Representative: **Mary L. Mack**  
**Ethel Hennessee**

Nominee: Acting Service Provider: **Rosa Crowe**  
**Tina Dicke**

I have attached the current membership list for this Committee.

**PROPOSED ACTION: Appoint the above four (4) vacancies.**

Attachment

cc: Carolyn Tracy, Mid-Carolina Area Agency on Aging

*Celebrating Our Past... Embracing Our Future*

CUMBERLAND COUNTY  
HOME AND COMMUNITY CARE BLOCK GRANT COMMITTEE  
(PLANNING COMMITTEE FOR AGING SERVICES)  
4 Year Term

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment
<u>Older Consumer</u>				
Elma Jorgensen 2321 Colgate Drive Fayetteville, NC 28305	1/07	1st	Dec/10 12/31/10	Yes
Janice Lucas P.O. Box 61 Falcon, NC 28342 980-1296	1/07	2nd	Dec/10 12/31/10	No
(Ms.) Willie Loftin 491 Slocomb Road Fayetteville, NC 28311 488-2202	5/04	1 <sup>st</sup>	April/08 4/30/08	Yes
Edwin Deaver P.O. Box 127 Hope Mills, NC 28348	5/06	1st	May/10 5/31/10	Yes
Edith B. Melvin (B/F) 3016 Piney Mountain Drive Hope Mills, NC 28348 481-9951	4/05	1st	April/09 4/30/09	Yes
Gretta Reese 1721 Bridger Street Fayetteville, NC 28301 488-5909	5/04	2nd	April/08 4/30/08	No
Carolyn Kitts 545 Tablerock Drive Fayetteville, NC 28303 867-6182	12/03	1st	Dec/07 12/31/07	Yes
Virginia Kelly 615 Regina Avenue Spring Lake, NC 28390 497-0494	12/03	1st	Dec/07 12/31/07	Yes

Home and Community Care Block Grant Committee, page 2

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Aging Service Provider</u> Karin Simkin Department of Social Services PO Box 2429 Fayetteville, NC 28302-2429	4/05	1st	April/09 4/30/09	Yes
Belinda Davis P.O. Box 3069 Fayetteville, NC 28302-3069	4/05	2nd	April/09 4/30/09	No
Sam Hutchison Senior Health Services 101 Robeson Street, Suite 202 Fayetteville, NC 28301	4/05	2nd	April/09 4/30/09	No
Toney McCray Bethel Adult Day Health Care 1065 Progress Street Fayetteville, NC 28306 484-8727	12/03	1st	Dec/07 12/31/07	Yes
Katherine VanSickle CCCCOA, INC. 339 Devers Street Fayetteville, NC 28303 484-0111	1/06	1st	Dec/09 12/31/09	Yes
Angie Yates Home Health Services of CC 235 N. McPherson Church Road, Suite 210 Fayetteville, NC 28303	4/05	1st	April/09 4/30/09	Yes
Judy Dawkins RSVP 739 Blue Street Fayetteville, NC 28301 433-1136	1/07	2nd	Dec/10 12/31/10	No
Patricia Edwards Hope Mills Sunshine Center 3226 Davis Street Hope Mills, NC 28348	1/07	2nd	Dec/10 12/31/10	No

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Aging Service Provider</u>				
Kristine Wagner (W/F) 130 Gillespie Street Fayetteville, NC 28301 436-0340/678-7624 (W)	1/07	1st	Dec/10 12/31/10	Yes
<u>Civic Representative</u>				
Crystal McNair United Way of Cumberland Co. PO Box 303 Fayetteville, NC 28302-0303	11/03	1st	Nov/07 11/30/07	Yes
<u>Elected Official</u>				
Richard Higgins Town of Spring Lake 1309 Mack Street Spring Lake, NC 28390 497-1027	2/07	1st	Dec/10 12/31/10	Yes
<u>County Representatives</u>				
Amy Cannon Assistant County Manager PO Box 1829 Fayetteville, NC 28302-1829				
Juanita Pilgrim Deputy County Manager PO Box 1829 Fayetteville, NC 28302-1829				

Meets the 3<sup>rd</sup> Thursday, 2<sup>nd</sup> month of quarter, at 2 pm at various service providers within county  
 Contact: Carolyn Tracy – 323-4191 x26; fax # 323-9330

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

JEANNETTE M. COUNCIL  
JOHN T. HENLEY, JR.  
BILLY R. KING  
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April 3, 2007

ITEM NO. 5B

**April 16, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk  
SUBJECT: Local Emergency Planning Committee

BACKGROUND: On April 2, 2007 the Board of Commissioners nominated the following to serve on the Local Emergency Planning Committee:

Nominees:

Print and Broadcast Media Representative: Doug Hewitt  
Emergency Management Representative: Kenny Currie  
Operators of Facilities Representative: Gary Thorpe

I have attached the current membership list for this committee.

**PROPOSED ACTION: Appoint the above three (3) vacancies.**

Attachment

cc: Doc Nunnery, Emergency Services Director

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CUMBERLAND COUNTY  
EMERGENCY PLANNING COMMITTEE  
3 Year Term  
(Staggered Terms Initially)

Name/Address	<u>Date</u> Appointed	Term	Expires	<u>Eligible For</u> Reappointment
<u>Print and Broadcast Media Representative</u>				
Jason Brady City of Fayetteville 433 Hay Street Fayetteville, NC 28301 Phone: 433-1998	8/04	1 <sup>st</sup>	Aug/07 8/31/07	Yes
Sarah VanderClute CC Public Information Officer P.O. Box 1829 Fayetteville, NC 28302 Phone: 437-1921	8/04	1 <sup>st</sup>	Aug/07 8/31/07	Yes
<u>Operators of Facilities Representative</u>				
Rayford Hunt, Jr. Safety Manager Borden Chemical, Inc. 1411 Industrial Drive Fayetteville, NC 28301 485-9270	10/05	2nd	Nov/08 11/30/08	No
Jay Jarvis Univar, Inc. 420 Worth Street Fayetteville, NC 28304 483-2107/988-2801	9/03	1st	Sept/06 9/30/06	Yes
Joel Blake Dupont 22828 NC Hwy 87W Fayetteville, NC 28306 424-4083/678-1285(W)	12/03	1st	Dec/06 12/31/06	Yes
Scott Lester Purolator Corp. 3200 Natal Road Fayetteville, NC 28306 423-5691/426-4283(W)	12/03	1st	Dec/06 12/31/06	Yes

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Law Enforcement Representative</u>				
Sgt. Vincent Terry NC Highway Patrol 2435 Gillespie Street Fayetteville, NC 28306-3053 486-1334	9/06	1st	Sept/09 9/30/09	Yes
Capt. Larue Windham Cumberland Co. Sheriff's Office 131 Dick Street Fayetteville, NC 28301-5750 677-5412	8/04	1 <sup>st</sup>	Aug/07 8/31/07	Yes
Charles Hunter Fayetteville Police Department 467 Hay Street Fayetteville, NC 28301 433-1792	9/06	1st	Sept/09 9/30/09	Yes
<u>Emergency Management Representative</u>				
Michael Costa Cumberland County Emergency Services 131 Dick Street Fayetteville, NC 28301 321-6736	8/04	1st	Sept/07 9/30/07	Yes
<u>Community Group Representative</u>				
Jeffrey Womble Fayetteville State University Office of Public Relations 1200 Murchison Road Fayetteville, NC 28301 Phone:	8/04	1st	Aug/07 8/31/07	Yes
<u>Transportation Representative</u>				
David Boyette 466 Baywood Road Fayetteville, NC 28301 485-2439/433-4468(W)	12/03	1st	Dec/06 12/31/06	Yes
<u>Health Representative</u>				
Jane Stevens Cumberland County Health Dept. 227 Fountainhead Lane Fayetteville, NC 28301-5417 433-3673(W)/987-2892(Cell)	2/06	1st	Jan/09 1/31/09	Yes

Cumberland County Emergency Planning Committee, page 3

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Hospital Representative</u>				
Steve Schultz Cape Fear Valley Health System P.O. Box 2000 1638 Owen Drive Fayetteville, NC 28302-2000 Phone: 609-6170	9/06	2nd	Sept/09 9/30/09	No
<u>Fire Fighting Representative</u>				
Capt. Benjamin Major Fire/Emergency Management City of Fayetteville 433 Hay Street Fayetteville, NC 28301 433-1730	10/05	2nd	Nov/08 11/30/08	No
<u>First Aid Representative</u>				
Scott Blecke Cumberland County EMS 610 Gillespie Street Fayetteville, NC 28306-1544 485-4191	8/04	1st	Aug/07 8/31/07	Yes
<u>At-Large Representative</u>				
Ruth Rice 7535A Overbook Drive Fayetteville, NC 28303 826-9025	12/03	1st	Dec/06 12/31/06	Yes
Dawn O'Donnell 2072 Birchcreeft Drive Fayetteville, NC 28304 425-3619/864-2470(W)	8/04	1 <sup>st</sup>	Aug/07 8/31/07	Yes
<u>Local Environmental Representative</u>				
Hughie White NC Dept. of Environment, Health & Natural Resources 225 Green Street, Suite 714 Fayetteville, NC 28301-5043 486-1541	9/06	2nd	Sept/09 9/30/09	No

Cumberland County Emergency Planning Committee, page 4

Utilities Representative

John Ezzelle	9/06	1st	Sept/09 9/30/09	Yes
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Public Works Commission  
955 Old Wilmington Road  
Fayetteville, NC 28301  
223-4116

Danny F. Terry	8/04	1st	Aug/07 8/31/07	Yes
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Public Works Business Center  
Department of the Army, Installation Management Agency  
HQ Ft Bragg Garrison Command (Airborne)  
Fort Bragg, NC 28310  
396-7432/263-2955(Cell)

Ex-Officio Members

Elected Official Representative

Ed Melvin, County Commissioner

Emergency Management

Doc Nunnery, Cumberland County Emergency Services

Fayetteville Fire/Emergency Management

Bennie Nichols, Interim Chief, Fayetteville Fire Department

Dale Iman, City Manager

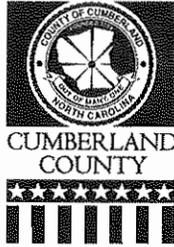
James Martin, County Manager

Meets quarterly, 4<sup>th</sup> Thursday in January, April, July & October at 10:00 am – PWC Bldg.

KENNETH S. EDGE  
Chairman

J. BREEDEN BLACKWELL  
Vice Chairman

JEANNETTE M. COUNCIL  
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ITEM NO. 5C

April 3, 2007

**April 16, 2007 Agenda Item**

TO: Board of Commissioners  
FROM: Marie Colgan, Deputy Clerk  
SUBJECT: Tourism Development Authority

BACKGROUND: On April 2, 2007 the Board of Commissioners nominated the following to serve on the Tourism Development Authority:

Nominee:  
Hotel/Motel under 100 rooms Representative: **Daniel Roberts**

I have attached the current membership list for this Board

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

Attachment

*Celebrating Our Past... Embracing Our Future*

TOURISM DEVELOPMENT AUTHORITY  
3 Year Terms

<u>Name/Address</u>	<u>Date Appointed</u>	<u>Term</u>	<u>Expires</u>	<u>Eligible For Reappointment</u>
<u>Commissioner Appointees:</u>				
<u>Hotel/Motels under 100 rooms Representatives:</u>				
Vacant				
Katherine Keefe Jensen (W/F) 4808 Ramsey Street - Ste. 109 Fayetteville, NC 28311 488-5323/822-5500(W)	4/04	2nd	March/07 3/31/07	No
<u>Hotel/Motel over 100 rooms Representatives:</u>				
Vivek Tandon (A/M) 2857 Skye Drive Fayetteville, NC 28303 323-9070/436-1900(W)	4/07	1st	March/10 3/31/10	No
William S. Wellons, Jr. (W/M) P.O. B ox 766 Spring Lake, NC 28390 868-5425/436-3131(W)	3/05	2nd	March/08 3/31/08	No
<u>Member of the Public Not Affiliated with Travel/Tourism</u>				
Gwen Holloman (B/F) 721 Edgehill Road Fayetteville, NC 28314 868-1691/488-2120(W)	3/05	2nd	March/08 3/31/08	No

**Others:**

President of the Fayetteville Area Chamber of Commerce (ex officio)

Bill Martin  
Cumberland County Business Council  
P.O. Box 9  
Fayetteville, NC 28302

Cumberland County Manager (ex officio)

James Martin  
P.O. Box 1829  
Fayetteville, NC 28302

Authority was created by the Board of Commissioners on January 28, 2002.

Board was appointed on March 11, 2002.

Meetings: Quarterly – 4<sup>th</sup> Wednesday – 8:00 AM – Room 564

ITEM NO. 6A

# CLOSED SESSION

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

ITEM NO. 6B

# CLOSED SESSION

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