

CUMBERLAND COUNTY POLICY COMMITTEE
MINUTES
JULY 2, 2002

Members Present: Chairman Jeannette Council
Commissioner Talmage Baggett
Commissioner John T. Henley, Jr.
Others: James Martin, County Manager
Amy Cannon, Asst. County Manager
Cliff Spiller, Asst. County Manager
Grainger Barrett, County Attorney
Marsha Fogle, Clerk

1. Approval of Minutes: April 4, 2002

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

2. Discussion of Eastover Community Land Use Development Plan

BACKGROUND: On June 25, 2002 a meeting was held at FAEDC to follow up discussions regarding the Newport Generation Project. One of the issues of concern within the Eastover Community is that the City of Fayetteville will annex them some time in the future. Following some discussion about the issue it became evident that the Board of Commissioners can have a major impact through its zoning controls by limiting the amount and density of development in order to keep the community rural. It was noted that there needs to be 2.4 people per acre to meet the annexation standards.

Commissioner Baggett, who was present at the June 25 meeting, noted that the Eastover Community Land Use Plan is a good plan and if followed by the Board of Commissioners will offer protection against annexation by the City of Fayetteville. Commissioner Baggett said the Board of Commissioners does not need to take any action that would trigger the criteria causing the City of Fayetteville to look at annexing Eastover.

No action needed on this item.

- 3 Discussion of the use of County Buildings

The County Attorney noted that the impetus for a policy on use of county facilities is to limit any argument that county facilities are unlimited public forums where anyone or any group can disseminate their message. Groups and individuals do

not have an unlimited right to use county facilities as a platform for propagation of their messages; county facilities are provided to conduct the county's business.

In addition, the County Attorney told the Committee that our county facilities and groups that use them are notable for their variety. Because of that, he suggests that each department head or county official that is custodian of a county facility adopt a policy for the use of that facility, using some overall criteria established by the Board of Commissioners, i.e., no alcohol is to be allowed in a county building, no smoking is allowed in county buildings, no discrimination can be allowed because of race, creed, sex, age, national origin or disability. In addition, the buildings could be used by governmental groups, or groups closely connected with the mission of the facility and complementary to the mission and goals of the county agencies using it.

Issues of whether costs for staffing or cleanup should be recovered may vary from facility to facility and should be addressed within specific facility use policies.

The consensus of the Committee was to allow county facilities to adopt specific policies using the criteria approved by the Board of Commissioners as guidelines.

The County Attorney will bring back to the Committee some proposed criteria which can be used to develop specific policies for use of specific buildings.

4. Discussion on the naming of county buildings

The consensus of the committee is to decide each request for the naming of a building on its merit, which is how the Board currently addresses the issue.

5. Discussion of Animal Control Ordinance amendments

The Animal Control Board and the Animal Control Department recommend revising the Animal Control Ordinance to prohibit the keeping or display of animals or hybrids of the wolf, bear, tiger/lion, or crocodile orders and any venomous reptile.

In addition, the County Attorney recommends an amendment that would make it a violation of the ordinance to submit any fraudulent statement concerning the sterilization of any animal in connection with listing it or otherwise applying for a privilege license. The other amendment would require persons administering rabies vaccinations to submit those records to the Animal Control Director. This is also required by stat law, but placing it in the ordinance would allow the Animal Control Director to impose a civil penalty of \$100 per vaccination record not submitted.

Commissioner Baggett noted that there is at least one resident in the County that houses "wild" animals in appropriate cages. He said this particular resident is responsible and there have been no complaints against him. He inquired if this particular person could be grandfathered in if in fact the amendment against the keeping of wild animals is approved. The Attorney said he would add language to the amendment to grandfather in those who have wild animals, and who register them and keep them in appropriate cages. In addition, the ordinance should address appropriate liability insurance.

The Attorney will bring back an amended ordinance to the committee addressing the concerns.

MOTION: Commissioner Henley moved that the Committee recommend approval of the amendment to the Ordinance imposing a civil penalty if fraudulent statements concerning the sterilization of any animal or if rabies vaccinations certificates are not forwarded to the County Animal Control Department, effective October 1, 2002.

SECOND: Commissioner Baggett

VOTE: UNANIMOUS

6. Discussion of due date for business listing forms

Commissioner Baggett noted that a CPA had expressed concern that the due date for business listing forms is April 15, the same time as state and federal taxes. The CPA said it is difficult for them to get the personal business listing forms in by April 15 because it is such a busy time for them. He noted that some of the clients do not bring in their listing forms until the 15th of April, making it impossible to file on time.

It was noted that the business listing forms go out in January and are due by January 31. Many CPA's request as do many businesses an extension of time to April 15 to file. So in effect they are receiving more time when they file for an extension.

Commissioner Baggett suggested that the forms be made available on the county's web site, so they could be downloaded by the CPA's or anyone who needs them.

The consensus of the committee was to take no action other than to ask staff if the forms could be put on the web site.

MEETING ADJOURNED: 10:00AM

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