

**MINUTES OF MECKLENBURG COUNTY BOARD OF COMMISSIONERS**

**APRIL 1, 2008**

**5:00 P.M.**

**NORTH CAROLINA  
MECKLENBURG COUNTY**

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street at 5:00 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:00 p.m. on Tuesday, April 1, 2008.

**ATTENDANCE**

**Present:** Chairman Jennifer Roberts and Commissioners Karen Bentley, J. Daniel Bishop, Dumont Clarke H. Parks Helms, Bill James, Norman A. Mitchell, Sr. Dan Ramirez and Valerie C. Woodard County Manager Harry L. Jones, Sr. County Attorney Marvin A. Bethune Clerk to the Board Janice S. Paige

**Absent:** None.



**-INFORMAL SESSION-**

*Commissioners Bishop and Woodard were absent when the meeting was called to order and until noted in the minutes.*

*The meeting was called to order by Chairman Roberts, after which the matters below were addressed.*

**(1A) STAFF BRIEFINGS - PROPOSED COMMITTEE OF 21**

The Board received information regarding the formation of a proposed Committee of 21, a Roads Prioritization and Funding Study Task Force for Charlotte and Mecklenburg County.

County Manager Jones introduced Bob Morgan, President of the Charlotte Chamber of Commerce to address the proposed Committee of 21.

*Commissioner Woodard entered the meeting.*

Mr. Morgan addressed transportation infrastructure and funding needs, locally and on the state level.

He then gave an overview of the proposed Committee of 21.

Purpose:

- 1) To prioritize top local and state road needs in Mecklenburg County
- 2) To identify and build consensus around a long term funding option(s) to build local and state roads in Mecklenburg County
- 3) Advocate for anticipated local and/or state approval of a proposed funding option(s)

Composition:

- Seven recommended by the City Manager (one of whom would serve as Vice Chair)

- Seven recommended by the County Manager (one of whom would serve as Vice Chair)
- Seven recommended by the Charlotte Chamber of Commerce (one of whom would serve as Chair)

Members to Represent:

- Geographic balance
- Demographic balance
- Mecklenburg towns
- Neighborhood leaders
- Environmental leaders
- Business community
  - Large employers
  - Residential real estate
  - Commercial real estate
  - Distribution industry

Staff Support:

- CDOT
- NCDOT
- Mecklenburg County
- Town Managers/Planners
- MUMPO
- Piedmont Public Policy Institute
- Charlotte Chamber of Commerce
- Charlotte Mecklenburg Planning Department
- CATS

Other:

- Professional facilitation
- Open and inclusive process
- Recommendations arrived at by mid-November

Comments

Commissioner Ramirez asked would consideration be given to the Pennies for Progress concept used in S. C. *The response was yes. It was explained that Pennies for Progress is a concept where a project(s) is submitted to the voters for approval. It has been very successful in S.C. The approved funding was an increase in the sales tax.*

Commissioner Ramirez said if Pennies for Progress is considered by the committee, that an increase in the sales tax would be better than an increase in the property tax.

Commissioner Clarke asked that the committee take into consideration the following points:

- Where Mecklenburg County stands with respect to compliance with ozone standards and other related matters
- Have representatives from MUMPO on the committee, the city and county representatives
- Use the gas tax as a means of funding road needs
- Commuters should share in the cost.

***Commissioner Bishop entered the meeting.***

Commissioner Bentley noted the interest of the northern towns in road improvements. Also, that it's important that there be representatives from the northern part of the County on the committee.

Commissioner Clarke asked how do you make sure NCDOT doesn't abandon its responsibility if a dedicated funding source is approved locally. *The response was that this could occur, but, every effort will be made to ensure that this doesn't happen. It was pointed out,*

*however, that the NCDOT could abandon its responsibility at any time, whether a dedicated funding source is approved or not.*

Motion was made by Commissioner Ramirez, seconded by Commissioner Mitchell and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to approve the formation of the Committee of 21, a Roads Prioritization and Funding Study Task Force for Charlotte and Mecklenburg County; and to authorize the County Manager to move forward as outlined with respect to the committee.

Board members were encouraged to submit names of potential members to the County Manager for consideration via Deborah Goldberg, Assistant to the County Manager.

*Commissioner Woodard left the meeting and was absent until noted in the minutes.*

**(2A, B) CLOSED SESSION - A) TO PREVENT DISCLOSURE OF INFORMATION THAT IS CONFIDENTIAL PURSUANT TO G.S. 105-259. (G.S. 143-318.11(A) (1) B) CONSULT WITH ATTORNEY**

Prior to going into Closed Session Attorney Bethune said the Consult with Attorney matters concerned 1) Jerry Alan Reese vs. Mecklenburg County, the Mecklenburg County Public Facilities Corporation, 300 South Church Street, LLC, and R.B.C. Corporation, 2) Jerry Alan Reese vs. Mecklenburg County and Knights Baseball, LLC and 3) Cleveland Construction, Inc. vs. Mecklenburg County, FN Thompson/Turner/WBD, BE&K Building Group, Inc., Turner Construction Company, and Walter B. Davis Company.

Motion was made by Commissioner Ramirez, seconded by Commissioner Bentley and carried 8-0 with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, and Roberts voting yes, to go into Closed Session for the following purposes: A) To Prevent Disclosure of Information that is Confidential Pursuant to G.S. 105-259. (G.S. 143-318.11(a) (1) and B) Consult with Attorney.

*The Board went into Closed Session at 5:57 p.m. and came back into Open Session at 6:27 p.m.*

*Commissioner Woodard was present when the Board came back into Open Session. She returned to the meeting during Closed Session.*

**(3) REMOVAL OF ITEMS FROM CONSENT**

The Board identified items they wanted removed from consent and voted upon separately. The items identified were Items 16 and 18.

*The Board then proceeded to the Meeting Chamber for the remainder of the meeting.*

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**-FORMAL SESSION-**

*Invocation was given by Commissioner Helms, which was followed by the Pledge of Allegiance to the Flag and introductions; after which, the matters below were addressed.*

**CITIZEN PARTICIPATION**

**PROCLAMATIONS AND AWARDS**

**(1A) PARTNERS FOR PARKS, INC. SCHOLARSHIP CHECK PRESENTATION**

The Board recognized representatives from Partners for Parks, Inc. for a check presentation in the amount of \$14,810 for Mecklenburg County Park and Recreation, Therapeutic Recreation Summer Day Camp Scholarships 2007 and a check in the amount of \$2,100 for 14 scholarships to underprivileged children to attend Rays Splash Planet Summer Camp Program.

Karla Gray, Senior Therapeutic Recreation Manager, introduced Partners for Parks, Inc. representatives Doug Youngblood and Priscilla Walters.

*Note: This scholarship fund helps to ensure that children who have barriers to participating in traditional summer programs (specifically children who have disabilities and those children who are currently homeless or in transitional housing) do not have an additional financial barrier limiting their participation. Noted also was an upcoming event in September to build an all inclusive playground at Nevins Park. Partners For Parks, Inc., Park and Recreation, NASCAR and others will come together and construct an accessible playground using the Habitat for Humanity concept.*

**(1B) HEALTH CARE DECISIONS WEEK**

Motion was made by Commissioner Helms, seconded by Commissioner Woodard and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to adopt a proclamation designating April 13-19, 2008 as “Health Care Decisions Week” in Mecklenburg County.

*The Proclamation was read by Commissioner Helms and received by Debora Sparks, Executive Director Council on Aging and Pam Barrett, Executive VP Organizational Excellence Hospice & Palliative Care Charlotte Region.*

*A copy of the proclamation is on file with the Clerk to the Board*

**(1C) MINORITY HEALTH MONTH**

Motion was made by Commissioner Mitchell, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to adopt a proclamation designating April 2008 as “Minority Health Month” in Mecklenburg County.

*The Proclamation was read by Commissioner Mitchell and received by Dr. Wynn Mabry, Health Director, Cheryl Emanuel with the Health Dept., Patricia Lambright with Sickle Cell Regional Network, and LaTonya Chavis with Carolinas Association for Community Health Equity.*

*A copy of the proclamation is on file with the Clerk to the Board.*

**(1D) CHILD ABUSE AWARENESS AND PREVENTION MONTH**

Motion was made by Commissioner Bentley, seconded by Commissioner Ramirez and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to adopt a proclamation designating April 2008 as “Child Abuse Awareness and Prevention Month” in Mecklenburg County.

*The Proclamation was read by Commissioner Bentley and received by Janice Allen Jackson, General Manager and Interim DSS Director and Paul Risk with Youth and Family Services.*

*A copy of the proclamation is on file with the Clerk to the Board.*

**(1E) ALCOHOL AWARENESS MONTH**

Motion was made by Commissioner Bishop, seconded by Commissioner Ramirez and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to adopt a joint proclamation designating April 2008 as Alcohol Awareness Month in Charlotte/Mecklenburg County.

*The Proclamation was read by Commissioner Bishop and received by Winona Chestnut, Director of Fighting Back, members of her staff, Karen Simon, Director of Substance Abuse Prevention Agency, and Libby Guise with Charlotte-Mecklenburg Schools.*

*Note: A schedule of upcoming events was provided as information.*

***A copy of the proclamation and schedule of events is on file with the Clerk to the Board.***

## **(2) PUBLIC APPEARANCE**

The following persons spoke during public appearance:

Chatham Olive with the Charlotte Clean and Green Committee invited the Board and the public to an event being sponsored by the Committee on Saturday, April 19, 2008 at Central Piedmont Community College Central Campus. The event is being called Charlotte's inaugural green education festival.

Dave Cable with the Catawba Lands Conservancy presented a plaque to the Board in appreciation of the Boards' support of the Conservancy.

Jeff Beaver, Executive Director, Charlotte Regional Sports Commission addressed the success of recent basketball tournaments held in Charlotte/Mecklenburg County and the prospect of these types of events continuing. He thanked the Board for its support, as well as, others in the community.

## **(3) APPOINTMENTS**

### **COMMUNITY RELATIONS COMMITTEE**

The vote was taken on the following nominees for appointment to the Charlotte-Mecklenburg Community Relations Committee:

Nathaniel Anderson, Jr.	Commissioners Bentley, Clarke, Helms, James, Ramirez, Roberts, and Woodard
Gee Barker	None
Henry Black	Commissioners Clarke and Woodard
Shannon Burns	None
Patrick Burris	Commissioner Helms
Tonya Curry	Commissioners Bentley, Bishop, James, Ramirez, and Roberts
John Davis	None
Robin Edgar	None
Earl Foxworth, Jr.	None
Steve Goodrich	Commissioners Bishop, James, Mitchell, Ramirez, Roberts, and Woodard
Stephen Gray	None
Catherine Kennedy	None
Barry Kirby	Commissioners Bentley and Ramirez
Jeannie Lee	None
Clara Mayfield	None
Hope McKinney	None
Shannon McKnight	None
Holly Neil	None
Doretta Owens	None
Andy Silver	Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard
Tami Snipe	None
Michelle Sterling	None

Ruth Stevenson	Commissioner Helms
Owen Sutkowski	Commissioners Bentley, Bishop, Clarke, James, Mitchell, Roberts, and Woodard
Carolyn Swiger	None
Rhonda Taylor	None
Mary Ward	None

Chairman Roberts announced the appointment of Nathaniel Anderson to the Charlotte-Mecklenburg Community Relations Committee to fill an unexpired term expiring September 3, 2008, Tonya Curry to fill an unexpired term expiring July 2, 2008, Steve Goodrich to fill an unexpired term expiring July 2, 2008, Owen Sutkowski to fill an unexpired term expiring July 2, 2008, and Andy Silver to fill an unexpired term expiring September 1, 2010.

*They are replacing Rebecca Cherry, Gretchen Easton, Lawanda Horton, Shawn Kimble and Kathleen Smith.*

### **LIBRARY BOARD OF TRUSTEES**

Motion was made by Commissioner Helms, seconded by Commissioner Bishop and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to appoint Charles Bowman and Belva Greenage to the Library Board of Trustees for a four-year term expiring December 31, 2012.

*Note: They are replacing Patricia Norman and Gregory Curl.*

*Note: Owen Sutkowski was a nominee, however, he was appointed to the Community Relations Committee as noted in the minutes.*

### **(3B) FIRE COMMISSION**

Motion was made by Commissioner Helms, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts and Woodard voting yes, to appoint Thomas Glynn III to the Fire Commission for a three-year term expiring January 31, 2011.

*He is replacing William Griffin.*

### **(4) PUBLIC HEARINGS – NONE**

### **(5) ADVISORY COMMITTEE REPORTS – NONE**

## **MANAGER’S REPORT**

### **(6B) PRELIMINARY FY2009 REVENUE PROJECTIONS/FUNDING REQUESTS**

The Board received a presentation on the preliminary FY2009 revenue projections/funding requests.

The presentation was given by County Manager Jones, Budget/Management Director Hyong Yi, and Finance Director Dena Diorio.

The presentation addressed Preliminary Revenue Projections

- Funding Requests
- Revenue-Expense Gap

- Next Steps

**Highlights:**

- This will be a difficult budget year.
- Work is continuing on the development of the County Manager’s recommended budget.
- As of today, there is a \$63 million difference between growth revenues and requests for funding.
- Revenue growth is slower than in prior years and in some cases declining, however, the need for County services and funding continues to grow.
- As always, the Board will have choices to make.
- The County Manager will present a balanced budget that prioritizes these choices based on the Board’s 3 Year Emphasis.

*A copy of the presentation is on file with the Clerk to the Board.*

**(6A) WTVI/PUBLIC SQUARE**

The Board received a report on the proposed WTVI Public Square channel.

*Note: Following program review results, the Board asked the Charlotte-Mecklenburg Public Broadcasting Authority (CMPBA), also referred to as WTVI, to work with the County Manager in developing a long-term plan and new business model that maximizes the community value of a publicly owned TV station. This plan and business model also would consider the most appropriate business relationship between WTVI and Mecklenburg County. After several months of planning and discussions between WTVI and County staff, WTVI is proposing a new concept to create a channel dedicated to local programming (Public Square).*

**Highlights:**

- This new channel is designed to greatly increase the amount of locally-created programming and to further the County’s Vision 2015 goals.
- This would be a free, over-the-air broadcast channel; a whole new TV station focused on citizen-based values
- Available to cable and satellite customers
- Public Square would supersede the current WTVI Mecklenburg County content
- Programs
  - Promote Mecklenburg Vision 2015 Goals
  - Live current local events
  - In-dept political discourse
  - Interviews with elected officials
  - Civic and consumer education
  - Showcase local nonprofits and the arts
  - Continuous public input and citizen feedback
- There would be mutually agreed performance metrics, including viewership, outcomes, and efficiency, shall gauge the value of Public Square
- The proposed timeline was reviewed.
- The projected budget was reviewed.

The report was presented by General Manager John McGillicuddy, Elsie Garner, WTVI President and CEO and Edmund Driggs, WTVI Board member.

*A copy of the report is on file with the Clerk to the Board.*

Commissioner James said the following information should be included in the agreement when it comes back before the Board: viewership goals, benchmarks, and cost per viewer.

Motion was made by Commissioner Helms, seconded by Commissioner Mitchell and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to authorize the County Manager to negotiate

revisions to the Memorandum of Understanding (MOU) between Mecklenburg County and the Charlotte-Mecklenburg Public Broadcasting Authority for consideration by the Board at a future meeting; and request the County Manager consider the WTVI/Public Square proposal when developing funding recommendations for WTVI within the County Manager's FY09 Recommended Budget.

*Note: The revisions to the MOU will concern Public Square and therefore, if approved, would supersede previous arrangements between the County and WTVI.*

#### **(6C) SECURITY AT GOVERNMENT CENTER**

County Manager Jones informed the Board that beginning Monday, April 7, 2008, Charlotte-Mecklenburg Government Center security personnel will begin using hand-held metal detectors on persons entering the building after 5:00 p.m. when meetings of Charlotte City Council are being held. Security personnel will be stationed at the public entrances at Davidson Street and 4<sup>th</sup> Street.

County Manager Jones said he was asked to find out whether or not the County Commission would like this same level of security when holding its meetings.

It was the consensus of the Board that the County's security procedures be consistent with Charlotte City Council's. Questions were raised, however, regarding whether or not security personnel would be armed or unarmed; will it be current security personnel or police officers; whether it only applies to the entrances off of the lobby.

County Manager Jones said he would obtain more details and inform the Board via e-mail.

#### **CONSENT ITEMS**

**Motion was made by Commissioner Helms, seconded by Commissioner Ramirez and unanimously carried, with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to approve the following item(s) with the exception of Items 16 and 18 to be voted upon separately:**

#### **(7) APPROVAL OF MINUTES**

Approve minutes of Regular Meeting held March 18, 2008; Closed Session minutes of March 18, 2008; Special Meetings held January 11, 2008 and March 5, 2008.

#### **(8) AUCTION FOR DISPOSAL OF EQUIPMENT**

1) Approve the list (Exhibit A) of vehicles and equipment as presented to the Board as surplus; and

2) Adopt a resolution authorizing sale of personal property by public auction conducted by Rogers Realty and Auction Company Inc. on April 19, 2008 at 10:00 a.m. at 3301 Rotary Drive, Charlotte, N.C.

***Resolution and Exhibit A recorded in full in Minute Book 44-A, Document # \_\_\_\_\_.***

#### **(9) AGREEMENT – RAMBLEWOOD SOCCER, INC.**

Authorize the County Manager to negotiate and execute a management agreement with Ramblewood Soccer Inc. to operate and maintain the soccer fields at Ramblewood Park.



**(10) BUDGET AMENDMENT – PARK AND RECREATION**

Amend the Park and Recreation Department budget to recognize and appropriate \$4,170 (a National Recreation and Park Association (NRPA) football hub grant) revenue and expense for the purchase of football equipment to help promote youth tackle and flag football around Mecklenburg County.

*Note: These funds will be used to purchase equipment to introduce youth to football and to promote higher participation.*

**(11) EASEMENT – TOWN OF HUNTERSVILLE**

Authorize the County Manager to negotiate and receive a permanent easement from the Town of Huntersville at Ranson Park (Tax Parcel 017-152-20) for greenway and stream restoration purposes.

*Note: The easement will encompass the 100-foot SWIM Buffer on both sides of the creek (+/- 2.7 acres) and will provide a critical link in the greenway land assemblage between Gilead Road and I-77.*

**(12) SHERRILL PROPERTY ACQUISITION – DAVIDSON ETJ**

1) Approve purchase of +/- 4.0 acres of Tax Parcel 003-051-03 at 21525 Shearer Road for \$30,000 per acre from Jimmy M. Sherrill and Jimmy Allen Sherrill.

2) Approve leasing the +/- 4.0 acres of Tax Parcel 003-051-03 to the Town of Davidson as an expansion of the Allison Farm park property.

*Note: The subject property is a portion of a 7.55-acre parcel of land located adjacent to the Allison Farm park property on Shearer Road in the Davidson ETJ. The Allison Farm property was purchased by the County in December 2005 and subsequently leased for 99 years to the Town of Davidson in January 2006 for future parkland development. The acquisition of the subject property will improve the Allison Farm park configuration and preserve additional open space in the Davidson ETJ. Per approval of this acquisition, the current lease will be amended to include the subject property; however, the term of the lease will remain the same and expire on February 1, 2105.*

**(13) PURCHASE CONTRACT – ON-LINE COMPUTER PRODUCTS, INC**

Approve unit price contract for providing LTO2 and LTO4 backup tapes based on available funding to Information Services & Technology for a term of two years and authorize the County Manager to renew contract up to three (3) additional one-year terms with On-Line Computer Products, Inc. The contract should not exceed \$378,000.

*Note: Mecklenburg County Information Services & Technology is under a data freeze due to legal actions and may not reuse tapes. IST orders \$12,000 - \$15,000 of tapes every 6-8 weeks. There is no current contract.*

**(14) GREENWAY DONATIONS – IRWIN CREEK AND REEDY CREEK**

Accept donation of the following properties on Irwin Creek from Liberty Oak, Inc. and on Reedy Creek from Beazer Homes Corporation:

- 1) Tax Parcel 045-422-25 (+/- 2.25 acres) *donated by Liberty Oak, Inc*
- 2) Tax Parcel 045-328-97 (+/- 6.92 acres) *donated by Liberty Oak, Inc*

*Note: Tax Parcels 045-422-25 and 045-328-97 are donated by Liberty Oak, Inc. based on approved subdivision plans for the Nevin Glen subdivision. This parcel will add to greenway assemblage along Irwin Creek, and is located in the Northeast Park District.*

3) Tax Parcel 111-382-99 (+/- 6.933 acres) *donated by Beazer Homes Corporation*

*Tax Parcel 111-382-99 is donated by Beazer Homes Corporation based on approved subdivision plans for the Kirkley Glen at Cambridge subdivision. This parcel will add to greenway assemblage along Reedy Creek, and is located in the Northeast Park District.*

**(15) PURCHASE CONTRACT - MECHANICS TRUCK**

Authorize the County Manager to negotiate and execute a one- time contract for the purchase of one (1) Mechanics Truck for a total amount of \$109,696 to the following lowest responsible bidder:

Volvo & GMC Truck Center of Carolina \$109,696

*Note: A mechanic's truck currently used for maintaining stationary and mobile yard waste and recycling equipment needs to be replaced in order to support these operations.*

**(17) DESTRUCTION OF DOCUMENTS – LUESA**

Approve the disposal of LUESA (Code Enforcement Department) records and plans in accordance with North Carolina records retention policies. These records are comprised of:

- 318 commercial plans permitted Mar 2006
- Nine (9) boxes of permitting and inspections records. These records have been imaged, stored and migrated to an online system for secure retrieval over the Internet.

**(19) HEALTH DEPARTMENT RECORDS RETENTION AND DISPOSITION SCHEDULE**

Approve the new County Health Department Records Retention and Disposition Schedule effective September 2007.

*Note: The Local Records Unit of the Government Records Branch published a new County Health Department Records Retention and Disposition Schedule in September 2007. This new schedule has been recommended by Leah Devlin, State Health Director, and approved by Dempsey Benton, Secretary of the Department of Health and Human Services, for all local Health Departments. Since the Board sits as the Mecklenburg County Board of Health, its approval is requested.*

*A copy of the schedule is on file with the Clerk to the Board.*

**(20) GREENWAY DONATION – WALKERS BRANCH AT RIVERGATE CENTER**

Accept the fee simple donation of 3.018-acre Tax Parcel 219-061-26 from Rivergate Shopping Center LLC/Childress Klein as a greenway donation along Walkers Branch.

**(21) GREENWAY EASEMENT DONATION – STEELE CREEK**

Accept a donated +/-3.45-acre greenway easement over Tax Parcel 203-152-09 (Springs

Apartments) from Steele Creek Apartment Properties, LLC et al.

*Note: The subject easement is one of several expected to be donated along Steele Creek in the southwestern portion of the County to accommodate the trails along both Steele Creek and Walkers Branch. The easement includes the SWIM buffer plus some extra width at South Tryon Street to accommodate pedestrian access from the creek area up to the sidewalk at street level.*

**(22) AREA MENTAL HEALTH AUTHORITY MONTHLY FINANCIAL REPORTS**

Recognize and receive Area Mental Health Authority Monthly Financial Reports.

*Note: In accordance with the Performance Agreement with the North Carolina Department of Health and Human Service, the program director of the county program shall present to each member of the board of county commissioners a budgetary statement and balance sheet. This information shall be read into the minutes of the meeting at which it is presented.*

**AREA MENTAL HEALTH AUTHORITY  
Statement of Revenues and Expenses  
FY 2008 for the period ending July 31, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	57,786	0.47%
State and Federal	33,555,316	383,587	1.14%
Third Party/Other	181,293	10,692	5.90%
Grants	3,924,281	105,390	2.69%
County	42,922,330	638,629	1.49%
<b>Total Revenues</b>	<b>92,815,128</b>	<b>1,196,085</b>	<b>1.29%</b>

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,139,473	205,412	2.88%
Child & Adolescent Services	16,440,041	172,117	1.05%
Adult Mental Health	7,659,921	146,027	1.91%
Adult Substance Abuse	12,226,998	220,858	1.81%
Local Management Entity	11,869,338	406,761	3.43%
BHC Randolph	18,925,133	0	0.00%
Developmental Disabilities	18,554,224	44,910	0.24%
<b>Total Expenditures</b>	<b>92,815,128</b>	<b>1,196,085</b>	<b>1.29%</b>

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

**AREA MENTAL HEALTH AUTHORITY  
Statement of Revenues and Expenses  
FY 2008 for the period ending August 31, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>%Received</b>
Medicaid & CAP	12,231,908	866,759	7.09%
State and Federal	33,929,286	306,774	0.90%
Third Party/Other	181,293	18,862	10.40%
Grants	4,391,357	332,726	7.58%
County	42,922,330	7,583,151	17.67%
<b>Total Revenues</b>	<b>93,656,174</b>	<b>9,108,272</b>	<b>9.73%</b>

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	1,023,070	14.31%
Child & Adolescent Services	16,444,461	752,002	4.57%
Adult Mental Health	8,487,647	714,385	8.42%
Adult Substance Abuse	12,226,998	1,075,991	8.80%
Local Management Entity	11,869,338	1,534,364	12.93%
BHC Randolph	18,925,133	3,111,212	16.44%
Developmental Disabilities	18,554,224	897,249	4.84%
Total Expenditures	93,656,174	9,108,272	9.73%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

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**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending September 30, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	2,120,619	17.34%
State and Federal	34,116,068	1,953,412	5.73%
Third Party/Other	181,293	24,001	13.24%
Grants	5,625,304	461,196	8.20%
County	42,922,330	11,544,043	26.90%
Total Revenues	95,076,903	16,103,271	16.94%

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	1,585,439	22.18%
Child & Adolescent Services	16,589,348	1,444,654	8.71%
Adult Mental Health	9,763,489	1,238,702	12.69%
Adult Substance Abuse	12,226,998	2,522,676	20.63%
Local Management Entity	11,869,338	2,311,655	19.48%
BHC Randolph	18,925,133	4,681,032	24.73%
Developmental Disabilities	18,554,224	2,319,113	12.50%
Total Expenditures	95,076,903	16,103,271	16.94%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

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**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending October 31, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	2,651,193	21.67%
State and Federal	34,116,068	3,229,429	9.47%
Third Party/Other	181,293	26,817	14.79%
Grants	4,391,357	674,383	15.36%
County	43,422,330	13,022,952	29.99%
Total Revenues	94,342,956	19,604,775	20.78%

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	1,867,348	26.12%
Child & Adolescent Services	16,640,726	1,844,169	11.08%
Adult Mental Health	9,029,542	1,782,015	19.74%
Adult Substance Abuse	12,274,920	3,267,530	26.62%
Local Management Entity	11,869,338	3,017,825	25.43%
BHC Randolph	18,925,133	5,175,273	27.35%
Developmental Disabilities	18,454,924	2,650,615	14.36%
Total Expenditures	94,342,956	19,604,775	20.78%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

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**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending November 30, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	3,821,838	31.24%
State and Federal	34,226,079	10,524,678	30.75%
Third Party/Other	181,293	40,945	22.59%
Grants	4,391,357	844,300	19.23%
County	43,422,330	12,524,953	28.84%
Total Revenues	94,452,967	27,756,715	29.39%

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	2,452,979	34.32%
Child & Adolescent Services	16,476,726	2,676,811	16.25%
Adult Mental Health	9,029,542	2,261,371	25.04%
Adult Substance Abuse	12,617,836	4,328,497	34.30%
Local Management Entity	11,790,422	3,843,272	32.60%
BHC Randolph	18,925,133	7,784,882	41.14%
Developmental Disabilities	18,464,935	4,408,903	23.88%
Total Expenditures	94,452,967	27,756,715	29.39%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

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**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending December 31, 2007**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	4,675,882	38.23%
State and Federal	34,226,079	13,048,706	38.13%
Third Party/Other	181,293	43,763	24.14%
Grants	4,391,357	844,301	19.23%
County	43,422,330	1,739,778	4.01%

Total Revenues	94,452,967	20,352,430	21.55%
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<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	1,490,996	20.86%
Child & Adolescent Services	16,476,726	2,286,265	13.88%
Adult Mental Health	9,029,542	1,742,107	19.29%
Adult Substance Abuse	13,125,732	3,688,306	28.10%
Local Management Entity	11,282,526	2,084,524	18.48%
BHC Randolph	18,925,133	4,735,351	25.02%
Developmental Disabilities	18,464,935	4,324,881	23.42%
Total Expenditures	94,452,967	20,352,430	21.55%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending January 31, 2008**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	5,831,860	47.68%
State and Federal	34,430,899	15,765,422	45.79%
Third Party/Other	181,293	52,848	29.15%
Grants	4,391,357	954,180	21.73%
County	43,422,330	18,921,265	43.57%
Total Revenues	94,657,787	41,525,576	43.87%

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,148,373	3,457,013	48.36%
Child & Adolescent Services	16,434,925	4,515,955	27.48%
Adult Mental Health	9,049,092	3,398,088	37.55%
Adult Substance Abuse	13,167,533	6,966,067	52.90%
Local Management Entity	11,321,296	5,042,568	44.54%
BHC Randolph	18,946,633	10,913,791	57.60%
Developmental Disabilities	18,589,935	7,232,095	38.90%
Total Expenditures	94,657,787	41,525,576	43.87%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

**AREA MENTAL HEALTH AUTHORITY**  
**Statement of Revenues and Expenses**  
**FY 2008 for the period ending February 29, 2008**

<b>Revenue Source</b>	<b>Budget</b>	<b>Actual</b>	<b>% Received</b>
Medicaid & CAP	12,231,908	7,655,125	62.67%
State and Federal	36,111,965	18,821,875	52.12%
Third Party/Other	181,293	77,940	42.99%
Grants	4,391,357	1,720,466	39.18%
County	43,422,330	20,155,118	46.42%
Total Revenues	96,338,853	48,440,524	50.28%

<b>Service Continuum</b>	<b>Budget</b>	<b>Actual</b>	<b>% Spent</b>
Children's Developmental Services	7,105,879	4,115,688	57.92%

Child & Adolescent Services	14,949,254	5,489,517	36.72%
Adult Mental Health	11,322,069	3,814,616	33.69%
Adult Substance Abuse	14,021,762	8,148,181	58.11%
Local Management Entity	11,821,021	5,995,084	50.72%
BHC Randolph	18,946,633	12,488,349	65.91%
Developmental Disabilities	18,172,235	8,389,089	46.16%
Total Expenditures	96,338,853	48,440,524	50.28%

Note: All revenue received from outside sources plus County revenue covers total expenditures incurred.

**(23) AMEND CAPITAL PROJECT ORDINANCES**

- 1) Amend the *School Facilities - 2006* capital project ordinance.
- 2) Amend the *Library Facilities - 2006* capital project ordinance.

*Ordinances recorded in full in Minute Book 44-A, Documents # \_\_\_\_\_ & \_\_\_\_\_.*

**(24) MCALPINE CREEK LAND ACQUISITION**

Approve the purchase of 5.036-acre Tax Parcel 211-201-73 from Charlotte South, LLC for \$64,000.

*Note: The addition of the above property will bring the total County-owned open space along McAlpine Creek on the northerly side of Pineville-Matthews Road (NC Highway 51) to +/- 59 acres.*

**THIS CONCLUDED ITEMS APPROVED BY CONSENT**

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**(16) RYAN WHITE TREATMENT MODERNIZATION ACT OF 2006, PART A**

Motion was made by Commissioner Woodard, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to

- 1) Approve the reduction of the Year One Ryan White Grant to the actual expenditures at the end of the grant period.
- 2) Recognize, receive and appropriate Year Two Grant of \$4,286,519 from the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA) under the Ryan White Treatment Modernization Act of 2006.
- 3) Approve the carry forward to the next fiscal year of any unspent Year Two Grant funds at June 30, 2008, and at the end of the grant period, reduce the grant to the actual expenditures incurred.
- 4) Approve the allocation process involving regional participation in accordance with HRSA of the US Department of Health and Human Services guidelines.

*Note: Commissioner Woodard removed this item from Consent for clarification with respect to the reduction of funding, the receipt of funding, and the carry forward of funding, which was addressed by Health Director Wynn Mabry.*

**(18) LITTLE SUGAR CREEK GREENWAY – KINGS DRIVE SECTION –  
PURCHASE OF EXTERIOR LIGHT FIXTURES**

Motion was made by Commissioner Woodard, seconded by Commissioner Mitchell and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to award a contract in the amount of \$249,972 to Graybar, Inc. for the purchase of exterior light fixtures for the Little Sugar Creek Greenway-Kings Drive section.

*Note: Commissioner Woodard removed this item from Consent to note for the public's awareness why there was no MWSBE participation with this contract. The reason was because of this particular contract did not require and/or involve subcontracting.*

**STAFF REPORTS AND REQUESTS**

**(25) LITTLE SUGAR CREEK GREENWAY AND STREAM RESTORATION EAST  
7<sup>TH</sup> STREET TO MOREHEAD STREET**

The Board received an update on the construction progress and schedule for the stream restoration and greenway components along Little Sugar Creek between 7<sup>th</sup> Street and Morehead Street.

*Commissioner James left the dais and was away until noted in the minutes.*

It was noted that progress becomes more evident each month and completion of construction of this entire greenway and stream restoration project is planned for Spring 2010.

*A copy of the PowerPoint presentation is on file with the Clerk to the Board.*

*Commissioner James returned to the dais.*

**(26) 2008 N.C. LEGISLATIVE AGENDA**

Motion was made by Commissioner Helms, seconded by Commissioner Mitchell and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to approve the following Mecklenburg County priorities to be included in the County's Legislative Agenda for the 2008 session of the N.C. General Assembly:

- Adopt legislation to allow Mecklenburg County to refund Law Enforcement Service District Taxes in the case of annexation.
- Increase the daily reimbursement rate for housing state inmates in county jails.
- Adopt legislation to allow Boards of Health (or Boards of County Commissioners in counties where the duties of the Board of Health have been assumed by the Board of County Commissioners) in counties with populations in excess of 695,000 at the 2000 census to adopt ordinances regulating smoking in public places.
- Seek changes to Section 14.16(a) of the 2007 Appropriations Act which makes counties responsible for court telephone costs beginning July 2008.
- Reinstate the exemption for counties and municipalities for advancing facilities fees, General Court of Justice fees and miscellaneous fees enumerated in G.S. 7A-308.

Motion was made by Commissioner Helms, seconded by Commissioner Clarke and unanimously carried with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, to include in the County's Legislative Agenda for the 2008 session of the N.C. General Assembly that Mecklenburg County supports the following requests of partner organizations:



- Support legislation to provide greater discretion at the county level to establish fees for the inspection of food and lodging facilities. (*NC Association of County Commissioners & NC Association of Local Health Directors*)
- Increase state funding for child care subsidies. (*NC Association of County Directors of Social Services*)
- Revise elder abuse statutes and launch Adult Protective Service pilot program. (*NC Association of County Directors of Social Services*)
- Support restoration of funding for Juvenile Crime Prevention Councils (*NC Association of County Commissioners*). *Note: This item was added at the suggestion of Chairman Roberts*

Prior to the above vote, Deborah Goldberg, Assistant to the County Manager, addressed each of the above requests.

*A copy of the Legislative Agenda report is on file with the Clerk to the Board.*

## **COUNTY COMMISSIONERS REPORTS AND REQUESTS - NONE**

## **COMMISSION COMMENTS – NONE**

## **ADJOURNMENT**

Motion was made by Commissioner Clarke, seconded by Commissioner Helms, and unanimously carried, with Commissioners Bentley, Bishop, Clarke, Helms, James, Mitchell, Ramirez, Roberts, and Woodard voting yes, that there being no further business to come before the Board that the meeting be adjourned at 10:37 p.m.

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Janice S. Paige, Clerk

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Jennifer Roberts, Chairman