

JANUARY 21, 2009

MINUTES OF MECKLENBURG COUNTY BOARD OF COMMISSIONERS

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 Wednesday, January 21, 2009.

ATTENDANCE

Present: Chairman Jennifer Roberts and Commissioners
Karen Bentley, Dumont Clarke, Harold Cogdell, Jr.
Neil Cooksey, George Dunlap, Bill James
Wilma Leake and Daniel Murrey
County Manager Harry L. Jones, Sr.
County Attorney Marvin A. Bethune
Clerk to the Board Janice S. Paige

Absent: None.

-INFORMAL SESSION-

Commissioner Leake was 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.

(1) STAFF BRIEFINGS - NONE

(2A, B, C) CLOSED SESSION – A) LAND ACQUISITION, B) BUSINESS LOCATION AND EXPANSION AND C) CONSULT WITH ATTORNEY

Prior to going into Closed Session, Attorney Bethune announced that none of the matters to be discussed in Closed Session required any further disclosure, other than the topic.

Motion was made by Commissioner Bentley, seconded by Commissioner Cooksey and carried 8-0 with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Murrey and Roberts voting yes, to go into Closed Session for the following purposes: A) Land Acquisition, B) Business Location and Expansion and C) Consult with Attorney.

The Board went into Closed Session at 5:23 p.m. and came back into Open Session at 6:25 p.m.

Commissioner Leake was present when the Board came back into Open Session. She entered the meeting during Closed Session.

(3) REMOVAL OF ITEMS FROM CONSENT

The Board did not identify any item(s) they wanted removed from consent and voted upon separately.

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

-FORMAL SESSION-

Invocation was given by Commissioner Roberts 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) AWARD FOR EXCELLENCE MANAGING FOR RESULTS

The Board received the 2008 Award for Excellence from the Balanced Scorecard Institute in recognition of Mecklenburg County's performance management system - Managing for Results using the balanced scorecard.

Note: Each year, the Balanced Scorecard Institute recognizes one organization that exemplifies the intent and goals of the balanced scorecard. The balanced scorecard was created in the early 1990s by Harvard Business School leaders to help businesses set key measures that drive performance. The balanced scorecard is now used by many organizations in the private, public and non-profit sectors. In 2001, County Manager Harry Jones introduced Managing for Results (M4R) as a means of achieving the long-term goals established by the Board of County Commissioners. As part of M4R, the Mecklenburg Board of County Commissioners adopted its Community & Corporate Scorecard using the balanced scorecard system to establish goals, set strategies and measure success.

The award was presented by Howard Rohm, Executive Director of the Balanced Scorecard Institute. He was introduced by General Manager John McGillicuddy.

(2) PUBLIC APPEARANCE

The following person appeared to speak during the Public Appearance portion of the meeting:

Martin Davis said his original intent was to talk about crime in the community, specifically, why would the county and city give \$3 million a year of taxpayer money to the Arts and Science Council, while the District Attorney's Office dismisses "half the felonies submitted to his office by the Charlotte/Mecklenburg Police Dept. because he lacks the money to prosecute." Mr. Davis said he decided instead, after reading the Charlotte Observer, to talk about the state of the economy as a result of the last eight years of the Bush administration, which he criticized.

(3A) NOMINATIONS/APPOINTMENTS

ADULT CARE HOME ADVISORY COMMITTEE

Motion was made by Commissioner James, seconded by Commissioner Cogdell and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James,

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Leake, Murrey and Roberts voting yes, to reappoint Carol Barry and Linda Olige to the Adult Care Home Advisory Committee for a three-year term expiring January 31, 2012.

INFORMATION SERVICES & TECHNOLOGY COMMITTEE

Motion was made by Commissioner Cogdell, seconded by Commissioner James and failed 8-1 with Commissioners Bentley, Clarke, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes and Commissioner Cooksey voting no, to reappoint John Lillard to the Information Services & Technology Committee for a three-year term expiring February 28, 2012.

Note: Per Board policy, it takes a unanimous vote to get reappointed, however, that individual can be nominated for consideration at the next meeting.

Motion was made by Commissioner Cogdell, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to waive the Board's term policy and reappoint Christy Bryant to the Information Services & Technology Committee for a two-year term expiring February 28, 2011.

Note: It was noted that Ms. Bryant has served two three-year terms, but is the Chair for 2009. A letter received regarding the reappointment of Ms. Bryant said it would be disruptive to replace her at this time and that she had done an excellent job; and that the Committee really needs her service and leadership.

The following persons were nominated for appointment consideration to the Information Services & Technology Committee:

Dennis Callan	by Commissioner Cooksey
Jenifer Daniels	by Commissioner Cooksey
Pamela Gordon	by Commissioner Cogdell
Gregory Hardin	by Commissioner Cooksey
Bill Hodges	by Commissioner Cooksey
Marcia Lane	by Commissioner Cooksey
John Lillard	by Commissioner Cogdell
David Morgan	by Commissioner Cooksey
Craig Richardville	by Commissioner Cooksey
Aaron Sanders	by Commissioner Cogdell

Note: Appointments will occur on February 3, 2009.

Prior to the above action, Jerry Pinkard, Director of Information Services and Technology addressed the issue of attendance failures of members, for which he was recommending the Board waive its policy and allow these persons to continue to serve.

Commissioner Dunlap questioned the fairness of this request, when there are qualified applicants.

After discussion of this matter, the Board did not elect to waive its policy, to allow those persons who had failed to meet attendance continue to serve.

Commissioner Leake asked that the qualifications to serve on the various boards be made clear to applicants.

PERSONNEL COMMISSION

Motion was made by Commissioner Cogdell, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James,

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Leake, Murrey and Roberts voting yes, to appoint Jane Childrey and John McLeod to the Personnel Commission for a three-year term expiring January 31, 2012.

They are replacing Edwin Holland and Mary Shank.

WASTE MANAGEMENT ADVISORY BOARD

Motion was made by Commissioner James, seconded by Commissioner Cogdell and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to reappoint Corine Thomas to the Waste Management Advisory Board for a three-year term expiring February 28, 2012.

(4) PUBLIC HEARINGS – NONE

(5) ADVISORY COMMITTEE REPORTS (#15)

(15) CHANGE IN STRUCTURE FOR THE DOMESTIC VIOLENCE ADVISORY BOARD, WOMEN'S COMMISSION ADVISORY BOARD AND SHELTER FOR BATTERED WOMEN ADVISORY COMMITTEE

Motion was made by Commissioner Leake, seconded by Commissioner Cogdell and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to receive report on CHANGE IN STRUCTURE FOR THE DOMESTIC VIOLENCE ADVISORY BOARD, WOMEN'S COMMISSION ADVISORY BOARD AND SHELTER FOR BATTERED WOMEN ADVISORY COMMITTEE and approve recommendations from the Joint Ad Hoc Committee which studied the Domestic Violence Advisory Board, Women's Commission Advisory Board and Shelter for Battered Women Advisory Committee.

Recommendations

United Family Services Resource Committee: Recommendations to BOCC and Charlotte City Council

- Dissolve committee
- Appoint members to DVAB

Domestic Violence Advisory Board: Recommendations to BOCC and Charlotte City Council

- Maintain mission
- City and County appoint one additional member to increase membership to 12
- Review and recommend applicants for appointment

- Appoint interested current members of United Family Services Resource Committee
- Align more closely with Women's Summit goals and activities

Women's Commission Advisory Board: Recommendations to BOCC

- Align more closely with Women's Summit goals and activities
- Undertake comprehensive process to develop mission and goals for current environment
- Retain 12-member format
- Reappoint interested recent members
- Review and recommend applicants for appointment
- Add secretary and parliamentarian functions
- Rename: **Women's Advisory Board**

The report was given by Nancy Klein, Kelly Forney, Marage Blakeney, and Natheley McElrath.

Note: Last year, executive leadership from the Office of the County Manager and the Department of Community Support Services met with the members of the Domestic Violence Advisory Board, the Shelter for Battered Women Advisory Committee (also referred to as the Domestic Violence Resource Committee), and the Women's Commission Advisory Board (WCAB). County staff and board representatives present agreed to (1) review challenges facing the three boards and (2) make recommendations to the County Manager and the Board of County Commissioners on the best way to organize the three advisory boards to achieve the appropriate missions and purposes of each board while fulfilling their anticipated roles as advisory boards. A joint ad hoc committee (the "Committee") was formed, comprised of two members from each advisory board and an independent member. Recommendations from the committee and staff were approved by the County Manager in November.

While the review was on-going, no new appointments to those advisory boards were made. This approval allows the Board to appoint new members, and would further allow the DVAB and WCAB to continue their activities with a renewed focus and structure.

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

MANAGER'S REPORT

(6A) COMMITTEE OF 21 UPDATE

The Board received an update on Committee of 21 recommendations.

The update was given by Ned Curran, chair of the committee.

Note: The Committee of 21 was established by the Charlotte Chamber, Mecklenburg County and the City of Charlotte in response to the need to find solutions to the county's transportation infrastructure needs. The Committee was appointed by Chamber President Bob Morgan, County Manager Harry Jones and City Manager Curt Walton.

As sponsors, the Charlotte Chamber, City of Charlotte and Mecklenburg County set a three-prong charge for the Transportation Committee of 21.

- Prioritize top local and state road needs in Mecklenburg County
- Identify and build consensus around a long-term funding option(s) to build local and state roads in Mecklenburg County
- Advocate for anticipated local and/or state approval of a proposed funding option(s)

The sponsors also assigned a deliverable: recommended solutions to Mecklenburg County's transportation infrastructure and funding needs.

The Committee has worked over the last nine months, meeting regularly to develop recommendations in two areas – financing and governance for planning and constructing roads. In preparation for its final report, the committee has:

- Reviewed local and state transportation issues
- Completed a 25 year gap analysis of road needs (The County faces a \$12 billion shortfall between identified roads needs and identified funding sources for those needs.)
- Reviewed and prioritized revenue options for building roads (Conclusion reached on funding sources are as follows: 1) An auto registration fee with a request to increase the existing fee of up to \$30.00. This would generate approximately \$18 million, if fully implemented, to be used exclusively for road maintenance needs. 2) A half-cent increase in the sales tax. This would require legislative approval. It would raise approximately \$50

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- \$80 million per year. Funds generated would be committed to local roads within the County. 3) Toll roads to be implemented on “virtually” all of our interstate highways, including the outer beltway. It was noted that toll roads is the only way the county can significantly “get at that \$12 billion shortfall.” Funds generated from the toll would be used to improve, enhance, and maintain the interstate highways. 4) A vehicle miles traveled fee. This is not a fee that’s being sought immediately, but one the Committee feels needs further study. If this fee were approved, it would be in lieu of the gas tax and not in addition to it.

- Discussed governance issues (A subcommittee has been formed to review this issue more specifically.)

The Committee is continuing its deliberations and anticipates a final report in the next eight to ten weeks.

Comments

Commissioner Murrey asked for clarification on the vehicle registration fee, the half-cent sales tax, and keeping the state accountability for the continued maintenance of state roads, which was all addressed.

Commissioner Dunlap asked was it true the state has taken money from the Highway Trust Fund to balance the state budget. *The response was that “for years there have been suggestions that an allocation is made from the Highway Trust Fund to fund elements,” such as state troopers and the like. It’s hoped that under the new administration this will be a “thing of the past.”*

Commissioner Dunlap expressed concern with respect to funds allocated for roads being used for other purposes.

Commissioner Dunlap, with respect to regionalism, asked would funds generated be used outside of Mecklenburg County. *The response was no.*

Commissioner Dunlap asked for clarification on the vehicle registration fee, which was addressed.

Commissioner Bentley, with respect to the half-cent sales tax, asked about the Pennies for Progress Program in S. C., especially as it relates to the sunset clause, and whether this was discussed by the Committee. *The response was yes, extensively. It was noted that the Pennies for Progress Program was a sales tax that was implemented with a sunset clause, with specific roads identified for expansion or installation in some cases. Further, that it passed overwhelmingly. It has since come back up for a vote, having met its original timeline criteria. South Carolina is considering bringing this back before the voters to have it become a permanent tax. It was noted that the problem with putting in a sunset clause is that it significantly impairs your ability to bond the revenue stream.*

Commissioner Bentley, with respect to the Governance issue, suggested that consideration be given to having elected officials on that board.

Commissioner Leake expressed concern for the proposed increase in the vehicle registration fee and the impact this will have on residents.

Commissioner Leake asked how would persons working in Mecklenburg County, but do not live in Mecklenburg County be taxed other than via the toll. *The response was that it’s estimated that 30% of the sales tax collected would come from persons living outside of Mecklenburg County.*

Commissioner Leake suggested having an income tax for individuals that work in Mecklenburg County but reside outside of the County. *The response was that a payroll tax was considered by the Committee, but there were concerns, such as, the fact that there’s no current*

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system in place; there's no current legislative authority; the impact of this with respect to competitiveness; and it could hurt the county in terms of recruitment of businesses.

Commissioner Cooksey said it will be a challenge trying to get public support for the proposed tax increases as recommended by the Committee.

Commissioner Cooksey, in light of the fact that some of recommendations will require approval from the legislature, said he was not comfortable with going to the legislature until the legislature "gets its house in order." Commissioner Cooksey said he feels the legislature needs to first "fix the equity formula," so urban counties like Mecklenburg aren't penalized. Secondly, that the Highway Trust Fund needs to be used for the purposes for which it was created.

Commissioner Cooksey asked about the relationship between the Committee and the 21st Century Committee, which was addressed.

Commissioner Cogdell suggested the Committee consider having a sliding fee scale with respect to the vehicle registration recommendation, based on the vehicle's value. Commissioner Cogdell said this would probably have less retrogressive impact on citizens of the community. *The response was that there was discussion of a sliding fee scale based on vehicular weight but not value.*

Commissioner Clarke asked how much has been lost by putting a cap on the gas tax. *The response was that the specific amount is not known; and it's believed the cap is scheduled to expire June 30th.*

Commissioner Clarke asked did the Committee want there to be a County vehicle registration fee as well. *The response was no. They're seeking to increase what currently exists.*

Commissioner Clarke asked about the Governance structure, which was addressed.

This concluded the discussion. No action was taken or required at this time.

(18) NAMING THE COUNTY'S FREEDOM MALL FACILITY AS THE "VALERIE C. WOODARD BUILDING" (CHAIRMAN ROBERTS)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to approve naming the County's Freedom Mall facility as the "Valerie C. Woodard Building."

Note: Valerie C. Woodard served the county as a commissioner for a term of eight (8) years, which ended with her untimely passing while in office in October of 2008. She was the first female African American commissioner to serve on the Mecklenburg County Board. While a commissioner, she championed many social causes, including fighting poverty, reducing the incidence of HIV/AIDS, combatting homelessness, and working to ensure that women and minorities have equal opportunities for advancement. Many of these issues are ones that DSS confronts every day, and since DSS employees will make up much of the workforce that will use the County's Freedom Drive location, it is fitting to name this facility after Commissioner Woodard in recognition of her service to Mecklenburg County.

Prior to the above vote, William Woodard, husband of the late Commissioner Valerie C. Woodard and son, Willis, thanked the Board for bestowing this honor upon Commissioner Woodard in her memory.

Dwayne Collins, former Commissioner Valerie C. Woodard's campaign manager and Chairman of the Charlotte/Mecklenburg Black Political Caucus, spoke in support of this naming.

(6B) CHARITABLE FUNDRAISING CAMPAIGN

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County Manager Jones addressed charitable fundraising campaigns conducted by the County.

It was noted that the Community Health and Safety Committee of the Board of County Commissioners directed Human Resources (HR) staff to review the feasibility of expanding the County's current charitable giving campaigns. At present, four organizations (Arts and Science Council, Red Cross, Savings Bonds, and United Way) have approval to run solicitation campaigns.

The report compiled by HR provides the findings of the review. It was noted that although HR staff has identified the operational means of conducting a unified campaign, the report also indicates that seeking input and feedback from employees and the public would be useful to the Board in making a decision on this matter.

Report Conclusions

- The Board of County Commissioners has the option of making no changes to the County's existing policy which is written to ensure that a majority of funds (95 percent) remain in the Greater Charlotte Metropolitan Area. Allowing State chartered federations to participate in the campaign would require the policy to be rewritten to reduce the percentage of funds that stays within the local community.
- Should the Board choose to expand giving options, a combined campaign model similar to the campaigns that Wake and Guilford County operate could meet the request of the Community Health and Safety Committee to offer more giving choices for County employees. In addition, it would reduce the fundraising drives to one per year.
- Staff has not engaged the employees of Mecklenburg County or its citizens to determine community sentiment should the process change. The Board may want to consider seeking employee and citizen input via a public forum prior to making a final decision.
- Should the Board elect to expand giving options, staff could conduct a Request for Proposal (RFP) process to identify a third party agency to serve as the Managing Organization for the County's fundraising campaign. Regardless of the third party vendor selected, the campaign would need to be designed and managed by County employees (just like the current charitable giving campaigns). This will continue the County's practice of conducting campaigns with a tone and tactics that are accepted and supported by employees.
- Any change to the County's existing fundraising practices would require a change in County policy. The County's legal staff indicated that any policy the County adopts would need to be similar to the Guilford/City of Greensboro policy. The Guilford/City of Greensboro policy is very inclusive; limiting agencies and federations from participation if they are not a 501(c) (3), if their administrative fees are too high or if they refuse to provide the requested financial information (among other things). In other words, their policy is neutral with respect to the mission and methods of applicant organizations. Any effort to craft requirements that would limit inclusion would require careful legal consideration.

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

Comments

Commissioner James said he feels employees should be allowed to have more choices for giving.

Commissioner Dunlap said his desire would be to give employees more choices as well and being able to do it through payroll deduction.

The following persons addressed this issue:

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Lee Keesler and Cyndee Patterson, on behalf of the Arts and Science Council (ASC), asked the Board not to support having a combined/consolidated campaign. They said they were not opposed to expanding the list of campaigns, but would like the Arts and Science campaign to remain separate. It was stated that “more causes combined in a single ask result in less money for each cause.” They also shared statistics with respect to giving by employees through the County’s annual campaign and the County’s partnership with the ASC. They asked the Board to consider the following in making its decision: 1) Will policy change result in fewer or more dollars raised? 2) Will dollars raised in a changed environment remain in or leave the community? 3) Is the current economic environment the right time to change the system?

Commissioner Leake asked ASC representatives to comment on how much of the funds raised go towards administrative cost. *The response was seven cents on every dollar raised goes for administrative cost and another seven cents on fundraising, for a total of fourteen cents, which results in 86 cents of every dollar raised going back into the community.*

Marilyn Richards, on behalf of the United Negro College Fund (UNCF), asked the Board to expand the County’s list of charitable employee campaigns. Ms. Richards said it would provide employees with more choices. Ms. Richards said UNCF would like the opportunity to be considered. Ms. Richards volunteered to participate in the feedback process.

Christopher Jackson, on behalf of United Way, spoke in support of the County Manager’s recommendation to conduct a thorough review of this issue. Mr. Jackson said United Way would be happy to support a further review in any way the Board feels would be appropriate. He said United Way wants to develop a solution that would be most effective for all stakeholders and to ensure that these resources from the employees of the County are used to support County residents. He also noted, per recent discussion with respect to the appropriateness of the County Manager’s serving on the United Way Board, that United Way feels that with the shared responsibility and partnership needed to support those in most need in the community and the agencies that provide services to these individuals and families, that it’s beneficial to have the County Manager directly involved. He noted further that United Way understands the Board will be reviewing this topic in the near future and asked that the Board takes the importance of the partnership with United Way and the County Manager’s leadership into consideration as it continues to discuss the most appropriate actions.

Jennifer Phillips, on behalf of the American Heart Association, asked the Board to expand the County’s list of charitable employee campaigns. She said it would provide employees with more choices. Ms. Phillips said the American Heart Association would like the opportunity to be considered.

Chris Hunt, on behalf of the American Cancer Society, asked the Board to expand the County’s list of charitable employee campaigns. He said it would provide employees with more choices. Mr. Hunt said the American Cancer Society would like the opportunity to be included.

Motion was made by Commissioner Dunlap, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to 1) receive the County Manager’s report on charitable fundraising campaigns. 2) Direct the Manager to implement a citizen engagement process to seek input and feedback from key stakeholders, including County employees, representatives of United Way and Arts and Science Council, and the general public. 3) Direct the Manager to provide to the Board a report on the citizen engagement input and feedback, and provide recommendations to the Board regarding charitable fundraising campaigns.

Note:

Commissioner Cogdell suggested employees be allowed to respond anonymously. Commissioner Cogdell said often when done this way you “illicit honest and genuine feedback.”

Commissioner Leake asked that the organizations represented at tonight’s meeting be included as key stakeholders.

Commissioner Murrey asked that the follow-up report include information with respect to how much of an organization’s funds go to the greater Charlotte area; and what’s their

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administrative cost; and how much goes towards program cost.

Commissioner Clarke asked that the follow-up report indicate whether a change in policy will require additional out-of-pocket cost to the County and/or be an interruption to the conducting of County business in terms of how it's structured.

County Manager Jones said it may take 120 days to complete this process. He said he would communicate to the Board through the Board Bulletin with respect to a more specific timeline.

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

(2B) CLOSED SESSION – LAND ACQUISITION

Motion was made by Commissioner Murrey, seconded by Commissioner Clarke and carried 8-0 with Commissioners Bentley, Clarke, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to approve the Historic Landmarks Commission purchase of the home and land parcel located at 1708 Park Road within the Dilworth Historic District for Historic Preservation and resale. Secondly, to recognize and appropriate up to \$465,000 for the purchase.

Commissioner Cooksey returned to the dais.

CONSENT ITEMS

Motion was made by Commissioner Murrey, seconded by Commissioner Cogdell and unanimously carried Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to approve the following item(s):

(7) APPROVAL OF MINUTES

Approve minutes of Regular Meeting held January 6, 2009.

(8) ORDINANCE PROHIBITING THE CONSUMPTION OF ALCOHOLIC BEVERAGES ON COUNTY PROPERTY – SECOND READING

Amend the County's Ordinance Prohibiting the Consumption of Alcoholic Beverages on County Property to exempt special events held in the Courthouse. Second Reading.

Ordinance recorded in full in Minute Book 44-A, Document # _____.

(9) VEHICLE PURCHASES - DSS

Approve the purchase of six 25-foot light transit vehicles equipped with wheelchair lifts.

Note: These vehicles will be used by the Department of Social Services' Mecklenburg Transportation System.

(10) GREENWAY DONATIONS – MALLARD CREEK, DIXON BRANCH AND COFFEY CREEK

Accept donation of the following properties on Mallard Creek from Hubbard Falls, LLC, on

Dixon Branch from Reames Investors, LLC, and on Coffey Creek from YFP Management, LLC

(1) Tax Parcel 027-142-81 (+/- 4.73 acres)

Note: Tax Parcel 027-142-81 is donated by Hubbard Falls, LLC based on the approved

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subdivision plan for the Hubbard Falls subdivision. This parcel will add to greenway assemblage along Mallard Creek, and is located in the Northeast Park District.

(2) Portion of Tax Parcel 025-291-03 (+/- 2.40 acres)

Note: A portion of Tax Parcel 025-291-03 is donated by Reames Investors, LLC based on the approved development plan for the Northcrest shopping center. This parcel will add to greenway assemblage along Dixon Branch, and is located in the Northwest Park District.

(3) 80' SWIM Buffer on Tax Parcel 201-372-92

Note: A portion of Tax Parcel 201-372-92 is donated by YFP Management, LLC based on the approved subdivision plan for the Stonegrove at Whitehall development. This parcel will add to greenway assemblage along Coffey Creek, and is located in the Southwest Park District.

(11) NC CLEAN WATER MANAGEMENT TRUST FUND GRANTS

Authorize the County Manager to submit two stream restoration grant applications to the North Carolina Clean Water Management Trust Fund as follows:

1. Little Sugar Creek at Cullman Avenue in an amount of \$250,000; and,
2. Torrence Creek from Gilead Road to McCoy Road in an amount of \$750,000.

(12) HAZARD MITIGATION PROGRAM - FLOODPLAIN ACQUISITION, QUICK BUY

1. Accept the "Offer of Sale of Land" from Alfreda R. Barringer owner of 2929 Dunlavin Way for \$174,919.46.
2. Accept the "Offer of Sale of Land" from Diana L. Kinney owner of 2935 Dunlavin Way for \$165,050.
3. Accept the "Offer of Sale of Land" from Michael L. Evans owner of 3217 Harrow Place for \$132,219.12.
4. Authorize the Charlotte-Mecklenburg Police and Fire Departments to utilize the structures for training exercises.

Note: This action will purchase and remove the above properties from the floodplain.

(13) DESTRUCTION OF DOCUMENTS – LUESA

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

Note: These records are comprised of:

- *Eight (8) boxes of permitting and inspections records. These records have been imaged, stored and migrated to an online system for secure retrieval over the Internet.*

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- 388 commercial plans permitted November 2008 and 351 commercial plans permitted December 2008
- Two (2) boxes of housing and junk vehicle case files closed in 2002 and earlier

(14) FISCAL YEAR 2010 GOVERNOR'S CRIME COMMISSION GRANT PRE-APPLICATIONS

Approve the submittal of grant pre-applications to the N.C. Department of Crime Control and Public Safety, Governor's Crime Commission as listed below.

<u>Applicants</u>	<u>Program Title</u>
1. IST Department	Mecklenburg County Criminal Justice Data Warehouse
2. Family Outreach & Counseling Center, Inc.	Responsible Fatherhood Access/ Visitation Program

THIS CONCLUDED ITEMS APPROVED BY CONSENT

STAFF REPORTS AND REQUESTS

(16) REAPPRAISAL PRESENTATION

Motion was made by Commissioner Cogdell, seconded by Commissioner Dunlap and carried 8-1 with Commissioners Bentley, Clarke, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes and Commissioner Cooksey voting no, to defer the reappraisal of real property until 2011.

Commissioner Cooksey noted that his preference was 2010.

Note: NCGS 105-286 requires counties to reappraise real property in accordance with the Octennial Plan, unless the Board of County Commissioners adopts a resolution to advance the scheduled octennial reappraisal by resolution. The last reappraisal was conducted January 1, 2003. The octennial date is January 1, 2011.

Attorney Bethune noted the state may want this decision conveyed in resolution form and, if so, this matter will be back on the Board's next agenda for the purpose of adopting a resolution that will then be forwarded to the state.

COUNTY COMMISSIONERS REPORTS AND REQUESTS

**(17) CONNECT REGIONAL VISION AND ACTION AGENDA RESOLUTION
(CHAIRMAN ROBERTS)**

Motion was made by Commissioner Cogdell, seconded by Commissioner Murrey and carried 7-0 with Commissioners Bentley, Clarke, Cogdell, Cooksey, Leake, Murrey and Roberts voting yes, to adopt a resolution in support of the CONNECT Council and its mission to establish a regional vision which brings together a 17-county region around common goals of sustainable development and quality of life.

Commissioners Dunlap and James left the dais prior to the above vote being taking and were absent for the remainder of the meeting.

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Also, prior to the above vote, Chairman Roberts acknowledged the presence of Al Sharp, Executive Director of the Centralina Council of Governments and Rebecca Yarborough of his staff.

Resolution recorded in full in Minute Book 44-A, Document # _____.

COMMISSION COMMENTS – No general comments were made at this time by various Commissioners regarding upcoming events and/or events they attended, as well as, other matters which they deemed note worthy.

ADJOURNMENT

Motion was made by Commissioner Bentley, seconded by Commissioner Clarke and carried 7-0 Commissioners Bentley, Clarke, Cogdell, Cooksey, Leake, Murrey and Roberts voting yes, that there being no further business to come before the Board that the meeting be adjourned at 10:30 p.m.

Janice S. Paige, Clerk

Jennifer Roberts, Chairman