

OCTOBER 20, 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 Tuesday, October 20, 2009.

ATTENDANCE

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

Absent: Commissioners Dumont Clarke and Neil Cooksey

-INFORMAL SESSION-

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

(1A) STAFF BRIEFINGS - NONE

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

Prior to going into Closed Session, Attorney Bethune announced the following Land Acquisition matters to be discussed in Closed Session: Tax Parcels 080-063-01, 080-063-04 and 080-063-08; a portion of tax parcels 080-021-05 and 080-021-07 and all of 080-021-08; Tax Parcels 080-021-10, 080-021-11, 080-021-12, 080-021-13, 080-021-14 and 080-021-15. Also, the following Consult with Attorney matters:

- Jerry Alan Reese vs. Mecklenburg County; Mecklenburg County Public Facilities Corporation; 300 South Church Street, LLC; and R.B.C. Corporation
- Jerry Allen Reese vs. Brooklyn Village LLC and Mecklenburg County
- Jerry Alan Reese vs. Mecklenburg County and Knights Baseball, LLC
- Jerry Alan Reese vs. Mecklenburg County and the Charlotte-Mecklenburg Board of Education
- Jerry Alan Reese vs. Mecklenburg County and the City of Charlotte
- Jerry Alan Reese vs. North Carolina Local Government Commission
- Sugar Creek Charter School, Inc., et al vs. State of North Carolina; Mecklenburg County; Charlotte-Mecklenburg Board of Education; Union County; Union County Board of Education; Nash County; Nash-Rocky Mount Board of Education; Halifax County; Halifax County Board of Education; Edgecombe County; Edgecombe County Board of

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Education; Rutherford County; Rutherford County Board of Education; Cleveland County, and Cleveland County Board of Education.

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

The Board went into Closed Session at 5:25 p.m. and came back into Open Session at 6:15 p.m.

(3) REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) they wanted removed from consent and voted upon separately. The items identified were Items 9, 15, 18, 19, 20, 21, 22, 25, 26, and 27.

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

-FORMAL SESSION-

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

STAFF REPORTS AND REQUESTS

(28) FIRST WARD PARK AGREEMENT – ITEM REMOVED FROM THE AGENDA

Motion was made by Commissioner Cogdell, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey, and Roberts voting yes, to remove from the agenda Item 28 – First Ward Park Agreement.

CITIZEN PARTICIPATION

PROCLAMATIONS AND AWARDS – NONE

(2) PUBLIC APPEARANCE

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

Jim Warren with the Carolina Raptor Center introduced Akai, an eastern screech owl. Mr. Warren informed the Board of bird releases taking place this upcoming weekend. The birds will be released back into the wild. Mr. Warren thanked the Board for its continued support of the Carolina Raptor Center. He said this year marks the Raptor Center's 25th anniversary as tenants at the Latta Plantation Nature Preserve. He also mentioned that Park and Recreation would be hosting its Great Outdoors Fall Festival at Latta Plantation this weekend.

Betty Allen – addressed a medical issue she's involved in with Carolina's Medical Center. Ms. Allen said she sustained an injury while at Carolinas Medical Center. Ms. Allen said her injury involved the disconnection of the inside of her throat from the esophagus. Ms. Allen said when she was discharged, she was told she had no injuries. She later found out she did. Ms. Allen said she wanted to make the public aware of what happened to her because the same thing could happen to them. Ms. Allen shared images of her injury.

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Lisa Yarrow and Kelly Fourney informed the Board of the Charlotte Mecklenburg Women's Summit's upcoming symposium on October 27, 2009. The focus of the summit will be on domestic violence, particularly in the workplace. The symposium will be held at the Hilton Charlotte Center City Hotel, 222 East 3rd Street, 8:00 a.m. – 3:00 p.m.

A copy of the press release regarding the summit is on file with the Clerk to the Board.

(3A) NOMINATIONS/APPOINTMENTS

ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE

Motion was made by Commissioner Dunlap, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to nominate and appoint Helen Standley to the Adult Care Home Community Advisory Committee for a one-year term expiring October 31, 2010.

She is replacing Lydia Mayfield.

AIR QUALITY COMMISSION

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to waive the Board's appointment policy with respect to terms of service and reappoint Kris Knudsen to the Air Quality Commission for a three-year term expiring August 31, 2012; and to also appoint Mr. Knudsen chairman of the Air Quality Commission for the duration of his term.

Note: A copy of a letter requesting the Board to waive its policy and reappointment of Mr. Knudsen is on file with the Clerk to the Board.

CMUD ADVISORY COMMITTEE

Motion was made by Commissioner James, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to nominate and appoint James Merrifield to the CMUD Advisory Committee as the Real Estate Developer representative for a three-year term expiring October 31, 2012.

He is replacing Charles Teal.

INDUSTRIAL FACILITIES & POLLUTION CONTROL FINANCING

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to reappoint Paige Burgess to the Industrial Facilities & Pollution Control Financing Authority for a six-year term expiring October 31, 2015.

LAKE NORMAN MARINE COMMISSION

Motion was made by Commissioner Bentley, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to nominate and appoint Daniel Stehle to the Lake Norman Marine Commission for a five-year term expiring October 31, 2014.

WOMEN'S COMMISSION

Motion was made by Commissioner Bentley, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to reappoint Najeedah Stover to the Women's Advisory Board for a three-year term expiring October 31, 2012. Secondly, to nominate all applicants for appointment consideration to the Women's Advisory Board, including Brenda Adams, whose application is forthcoming.

Brenda Adams, Natalie Bingham, Deborah Bosley, Takisha Boyd, Chia-Li Chien, Victoria Chopra, Jenifer Daniels, Sue Ann Davis, Zaria Davis-Humphries, Crystal Dempsey, Jill Dinwiddie, Deborah Early, Laura Everett, Andrea Ferguson, Beverly Foster, Bliss Green, Laurel Grier, Beverly Hunt, Alice Jackson, Kathryn Johnson, Angela Joyner, Marguerite King, Sharon Lachow-Blumberg, Brook Maybach, Kate Maynard, Simona Mitchell-Kelly, Mary Murphy, Mariana Nunez, Letisha Perry, Constance Purcell, Stacey Rose, Bellverie Ross, Deborah Snowdon, Melba Streeter, Janie Sumpter, Heather Swindells, Gay Thornton, JoeAnna Trotman, Melissa Wansker, Catherine Ann Wargo, and Mimi Zelman

Note: An appointment will occur on November 4, 2009.

(3B) ENVIRONMENTAL POLICY COORDINATING COUNCIL CHAIR APPOINTMENT

Motion was made by Commissioner James, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to appoint Brad Pearce chairman of the Environmental Policy Coordinating Council (EPCC) for a term of three years, or until he is no longer in an official capacity on the EPCC.

(3C) MECKLENBURG TRANSPORTATION ADVISORY BOARD (TAB) -- APPOINTMENT OF CHAIR - ITEM REMOVED FROM THE AGENDA

(3D) WASTE MANAGEMENT ADVISORY BOARD

Motion was made by Commissioner James, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to reappoint Collette Andrea Alston to the Waste Management Advisory Board as recommended by Charlotte City Council for a three-year term beginning November 4, 2009.

(4) PUBLIC HEARINGS – NONE

(5) ADVISORY COMMITTEE REPORTS

ENVIRONMENTAL POLICY COORDINATING COUNCIL (FARM PRESERVATION AND PROMOTION OF LOCAL FOODS UPDATE)

The Board received an update from the Environmental Policy Coordinating Council (EPCC) regarding farm preservation and promotion of local foods.

The report was given by Andy Zoutewelle, EPCC Chair and Heidi Pruess, Environmental Policy Administrator LUESA.

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Note: The report was being given per the request of the Board to address the priorities of: 1) Land Acquisition for Preservation exploring and developing tax incentive programs; 2) Conservation Development promotion of local food movement and equate farms to open space exploring methods to make farms profitable.

The report covered the following:

- Existing Tax Incentives
- Local Food Movement
- Equating Farms to Open Space
- Recommended Options

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

Comments

Commissioner Murrey asked about the success of the Agriburbia concept in other places around the country which was addressed. It was noted that it's still in the early development stage.

Commissioner Murrey asked about the tax incentive program associated with this concept, which was addressed.

Chairman Roberts asked if there was currently a zoning category as open space. *Mr. Zoutewelle said he believed there was, but it's clearly required for many types of land development site plans.*

Ms. Pruess said when researching this matter they found that each municipality has a different definition of what is open space. She said when they were queried regarding how and if farms would fit in there was a kind of silence. Ms. Pruess said this is something they really haven't addressed in any detail.

Mr. Zoutewelle said what the EPCC has suggested is that it would be valuable to explore the idea of farmland as being open space that might serve as a buffer and have dual use, including a productive use rather than just being vacant land sitting there forever.

Chairman Roberts said she recalls past discussions about open space and that it wasn't a separate zoning category, but was sort of a part of the way you work within parcels for water runoff, etc.

Chairman Roberts said the Board may need to look at its legislative agenda in terms of once there's more agreement on how do you work that into areas where you have urban and rural right next to each other and to figure out ways that it can help support open space and farmland even close to an urban setting. Chairman Roberts said it may take working with the state delegation to figure this out.

Commissioner Cogdell said he doesn't believe the City of Charlotte has a zoning category or classification for open space. He said that would be something good to discuss.

MANAGER'S REPORT

(6A) CHARLOTTE-MECKLENBURG BOARD OF EDUCATION FY2009-2010 ADOPTED BUDGET

Motion was made by Commissioner Dunlap, seconded by Commissioner Murrey and carried 5-2 with Commissioners Bentley, Cogdell, Dunlap, Murrey and Roberts voting yes and Commissioners James and Leake voting no, to approve CMS Budget Amendments.

Note: The Board of Education requested approval of changes in the allocation of the county

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appropriation by purpose and/or function of the amount included in the Board of County Commission (BOCC) budget ordinance on June 16, 2009. As part of the adopted FY 2010 budget, the Board of County Commissioners approved a total operating funding level of \$317,367,391 for CMS. The purpose and/or function allocations in the budget resolution were established by County staff as placeholders subject to revision by CMS. Since the Board of Education's request of \$342 million, they would have had to revise and adopt a County Budget which matches the funding approved by the BOCC. In turn, the BOCC is required to approve the Board of Education's adopted county budget if any line item varies by more than 10 percent. The amendments are the result of CMS adjustments and reductions required to adjust CMS' expenditure level to the County appropriation of \$317,367,391. These changes are only adjustments in the allocation of funds. No additional funds are being requested.

Budget/Management Director Hyong Yi presented this matter to the Board.

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

CONSENT ITEMS

Motion was made by Commissioner James, seconded by Commissioner Dunlap and unanimously carried Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey and Roberts voting yes, to approve the following item(s) with the exception of Items 9, 15, 18, 19, 20, 21, 22, 25, 26, and 27 to be voted on separately:

(7) APPROVAL OF MINUTES

Approve minutes of Regular Meeting held October 6, 2009, Special Meeting held October 6, 2009 and Closed Session held October 6, 2009.

(8) 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:

- *651 commercial plans permitted August 2007*
- *Eight (8) boxes of permitting and inspections records dated July – September 2009. These records have been imaged, stored and migrated to an online system for secure retrieval over the Internet*

(10) DONATIONS FOR ECONOMIC VALUE STUDY

Recognize, receive and appropriate \$20,000 in donations to offset the cost to conduct an extensive economic value study of the Mecklenburg County Park and Recreation Department system.

Note: The Trust for Public Land, Catawba Lands Conservancy, Partners for Parks, and Charlotte Regional Visitor's Authority have agreed to donate \$5,000 each to help pay for a study to determine the economic value of Mecklenburg County's park and recreation system. Total cost of the project is \$40,000, with \$20,000 being paid from the FY10 Park and Recreation Department operating funds. The proposed scope of the study includes specific deliverables

covering seven (7) value attributes such as Storm Water Runoff Retained, Air Pollution Absorbed, Medical Savings due to Recreational Exertion in County Parks, Increase in Property

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Value due to Proximity to Parkland, and Spending due to the Attraction of Tourists to Parks. The Park and Recreation Department will contract with the Trust for Public Land (Peter Harnik, Director, Center for City Park Excellence) to conduct the study, with a final report due in approximately nine (9) months from the date of the agreement.

(11) NATIONAL RECREATION AND PARK ASSOCIATION AND THE US PARALYMPICS – GRANT APPLICATION

Approve submission of a \$25,000 grant application to the National Recreation and Park Association (NRPA) to promote physical activity of injured service members, and recognize, receive and appropriate funds if grant is accepted and approved by NRPA and the USOC.

(12) TAX REFUNDS

Approve refunds in the amount of \$98,880.16 to be made by the Finance Department as requested by the Tax Assessor resulting from clerical errors, audits and other amendments.

A list of the refund recipients is on file with the Clerk to the Board.

(13) GREENWAY EASEMENTS – TOWN OF MATTHEWS ON FOUR MILE CREEK

1) Authorize the County Manager to negotiate and execute a permanent easement to the Town of Matthews on Tax Parcels 227-311-99 and 227-212-69 on Four Mile Creek for open space and greenway purposes.

2) Approve the Supplemental Agreement to the Development and Cooperation Agreement for Four Mile Creek Greenway, Matthews between Mecklenburg County and the Town of Matthews;

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

(14) RIGHT OF WAY ABANDONMENT PETITIONS

Authorize the County Manager to file Right of Way Abandonment petitions with the Charlotte Department of Transportation requesting closure of the following City of Charlotte streets and acceptance of residual property into adjacent Mecklenburg County owned properties for various Park and Recreation projects:

- (1) N. Myers Street ROW abandonment (+/- 22,706 SF)
- (2) East 12th Street ROW abandonment (+/- 6,839 SF)
- (3) Eveningside Drive ROW abandonment (+/- 13,937 SF)

(16) NC DIVISION OF EMERGENCY MANAGEMENT, GRANT APPROVAL – PRE-DISASTER MITIGATION

1. Recognize, receive, and appropriate \$576,638 in Hazard Mitigation Funds from the NC Department of Crime Control and Public Safety, Division of Emergency Management.

2. Authorize the County Manager to execute a contract with the NC Department of Crime Control and Public Safety, Division of Emergency Management for a Pre-Disaster Mitigation

Grant.

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3. Authorize the carry forward of unspent grant funds to subsequent years until completion of the project.

(17) NC DIVISION OF EMERGENCY MANAGEMENT, GRANT APPROVAL – FLOOD MITIGATION ASSISTANCE

1. Recognize, receive, and appropriate \$3,538,023 in Hazard Mitigation Funds from the NC Department of Crime Control and Public Safety, Division of Emergency Management.

2. Authorize the County Manager to execute a contract with the NC Department of Crime Control and Public Safety, Division of Emergency Management for a Flood Mitigation Assistance Grant.

3. Authorize the carry forward of unspent grant funds to subsequent years until completion of project.

(23) PURCHASE CONTRACTS FOR HYBRIDS, VANS AND SUVS

Approve unit price contracts for providing Hybrids, Vans and SUVs based on available funding to various County departments for a term of one year and authorize the County Manager to renew contracts up to four (4) additional one-year terms.

Note: The various types of rolling stock include hybrids automobiles and SUVs, trucks, vans and SUVs. All identified are required for work accomplished by different departments. There is no current contract. FY2010 expenditures are estimated to be a combined total of \$720,373 with the following vendors:

- *Burns Chevrolet-Cadillac, Inc., Rock Hill, SC includes 4-door hybrid compact automobile;*
- *Town and Country Toyota, Charlotte, NC includes 4-door hybrid hatchback automobile;*
- *Capital Ford of Wilmington, Wilmington, NC includes, 4-door compact automobile; ½ ton 15-passenger van and compact 4x4 SUV;*
- *Keith Hawthorne Ford of Charlotte, Charlotte, NC includes ½ ton cargo van and regular cab ½ ton pickup truck;*
- *Horace G. Ilderton, LLC, High Point, NC includes 7-passenger minivan; and*
- *Longo Toyota, El Monte, CA includes 4-door hybrid mid-size SUV and 4-door hybrid mid-size 4x4 SUV.*

Funds to purchase these vehicles will come from the County's Fleet Reserve Fund.

(24) BOND CONVERSION RESOLUTION

Motion was made by Commissioner James, seconded by Commissioner Dunlap to adopt the following resolution:

RESOLUTION AUTHORIZING THE CONVERSION OF THE COUNTY'S VARIABLE RATE GENERAL OBLIGATION BONDS, SERIES 2006A FROM A LONG-TERM INTEREST RATE TO A WEEKLY INTEREST RATE, AND AUTHORIZING RELATED DOCUMENTATION;

BE IT RESOLVED by the Board of Commissioners of the County.

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Section 1. The Board of Commissioners has determined and does hereby find and declare as follows:

(a) The County has issued its Variable Rate General Obligation Bonds, Series 2006A (the "Bonds"), which currently bear interest at a fixed interest rate until November 5, 2009.

(b) It would be advantageous to convert the interest rate on the Bonds to the weekly interest rate at the end of that fixed rate period.

Section 2. The County is hereby authorized to convert the interest rate on the Bonds to the weekly interest rate. The forms, terms, provisions and distribution and use by Wachovia Bank, National Association of the Standby Bond Purchase Agreement between the County and Wachovia Bank, National Association, with respect to the Bonds and the Remarketing Supplement with respect to the Bonds are hereby approved in all respects, and each of the officers of the Board of Commissioners, the County Manager and the County Director of Finance are hereby authorized and directed to execute and deliver the former in substantially the form presented to this meeting, together with such changes not inconsistent with the general tenor hereof and thereof as they, with the advice of counsel, may deem necessary and appropriate, such execution and delivery to evidence conclusively the authorization and approval thereof by the Board. Each of those officers and employees are also authorized and directed to execute and deliver any certificates or other documents they, with the advice of counsel, may deem necessary or appropriate to effect the transactions contemplated by this resolution and the other documents described above, such execution and delivery to be conclusive evidence of the approval and authorization thereof by the Board of Commissioners. All actions previously taken by the County and its representatives in connection therewith are hereby ratified and approved.

Section 3. This resolution shall take effect upon its passage.

The foregoing resolution was adopted by the following vote:

Ayes: Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey, and Roberts

Nays: None.

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

(29) COUNTY POLICY ON PROPERTY DISPOSAL AND REDEPLOYMENT

Amend the County Policy on Property Disposal and Redeployment to include procedures to allow for disposition of property by public auction, including electronic auction, pursuant to NCGS 160A-266(a) and GS160A-270.

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

THIS CONCLUDED ITEMS APPROVED BY CONSENT

(9) SHERIFF'S SPECIAL REVENUE FUND

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Motion was made by Commissioner James, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Cogdell, Dunlap, James, Leake, Murrey, and Roberts voting yes, to:

1. Recognize and appropriate \$158,000 from Inmate Commissary for the Sheriff's Special Revenue Fund.
2. Recognize and appropriate \$85,125 from Seized Assets for Sheriff's Special Revenue Fund.

Commissioner Leake removed this item from Consent for more public awareness.

Commissioner Murrey left the meeting and was absent for the remainder of the meeting.

(15) AMERICAN LEGION MEMORIAL STADIUM - ARCHITECT SELECTION

Motion was made by Commissioner James, seconded by Commissioner Leake and carried 6-0 with Commissioners Bentley, Cogdell, Dunlap, James, Leake, and Roberts voting yes, to:

1. Authorize the County Manager to negotiate a fee and execute a contract with Sutton-Kennerly and Associates, Inc. for architectural/engineering design services for the American Legion Memorial Stadium repairs. In the event negotiations with this firm are unsuccessful, authorize the County Manager to negotiate a fee and execute a contract with one of the other two consultants that were interviewed, Clark Nexsen Architecture and Engineering and Wagner Murray Architects, PA.
2. Authorize use of the Capital Reserve Fund for this project, and recognize and appropriate insurance reimbursements related to the damage to the Stadium to the Capital Reserve Fund.

Commissioner Leake removed this item from Consent for more public awareness.

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 6-0 with Commissioners Bentley, Cogdell, Dunlap, James, Leake, and Roberts voting yes, to approve the following items:

Commissioner Leake removed these items from Consent for more public awareness.

(18) DSS BUDGET AMENDMENT (WORK FIRST)

Amend the Department of Social Services Fiscal Year 2010 Budget to recognize, receive and appropriate \$36,000 of additional funds for the Work First Functional Assessment Program.

(19) DSS BUDGET AMENDMENT AND AMERICAN RECOVERY & REINVESTMENT ACT (ARRA) NUTRITION FUNDING PLAN

- 1) Amend the Department of Social Services' FY2010 budget to recognize, receive, and appropriate additional funding for Food and Nutrition Services revenues of \$237,997.
- 2) Approve American Recovery & Reinvestment Act (ARRA) Nutrition Funding Plan for Fiscal Year 2010.
- 3) Amend the Department of Social Services' FY 2010 budget to recognize, receive, and appropriate additional funding for Senior Nutrition revenues of \$166,068.

(20) DSS BUDGET AMENDMENT (ANNIE B. CASEY FAMILY GRANT)

Amend the Department of Social Services FY 2010 Budget to recognize, receive and appropriate \$50,000 for the Annie B. Casey Family Programs – Parent Partner.

(21) DSS BUDGET AMENDMENT (LOW INCOME ENERGY ASSISTANCE AND CRISIS INTERVENTION)

Amend the Department of Social Services FY 2010 Budget to recognize, receive and appropriate \$29,552 of additional Federal revenue for the administration of the Crisis Intervention Program (LIEAP/CIP).

(22) DSS BUDGET AMENDMENT (CHILD CARE SUBSIDY)

Amend the Fiscal Year 2010 Adopted Budget by \$3,122,838 to recognize, receive and appropriate additional subsidy funds from the American Recovery & Reinvestment Act (ARRA) and from the NC Division of Child Development (DCD).

(25) CAPITAL PROJECT ORDINANCE

Motion was made by Commissioner James, seconded by Commissioner Bentley and carried 5-1 with Commissioners Bentley, Cogdell, Dunlap, James, and Roberts voting yes and Commissioner Leake voting no, to Amend the *Jail Facilities - 2008* capital project ordinance.

Commissioner Cogdell removed this item from Consent for more public awareness and to highlight the fact that this Capital Project Ordinance reduces the size and scope of the proposed jail facility from what the consultants initially projected. He said the bed capacity for year 2020 has gone from about 2,500 beds to around 1,700. Also, that the cost is about \$110 million less than originally anticipated.

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

(26) PREVENTION/WELLNESS GRANT APPLICATION

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 6-0 with Commissioners Bentley, Cogdell, Dunlap, James, Leake, and Roberts voting yes, to approve the submission of a health prevention and wellness grant application for up to \$20 million for a two-year period from the United States Department of Health and Human Services/Centers for Disease Control for the American Recovery Reinvestment Act (ARRA) of 2009 Communities Putting Prevention to Work; and if awarded, recognize, receive and appropriate such funds.

Commissioner Leake removed this item from Consent for more public awareness.

(27) GOVERNOR'S CRIME COMMISSION GRANT

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Motion was made by Commissioner Cogdell, seconded by Commissioner James and carried 6-0 with Commissioners Bentley, Cogdell, Dunlap, James, Leake, and Roberts voting yes, to recognize, receive and appropriate the Governor's Crime Commission grant funding in the amount of \$47,681 for the Assistance League of Charlotte's Mecklenburg County Teen Court program.

Commissioner Leake removed this item from Consent for more public awareness. She also requested additional information regarding the Assistance League of Charlotte's Mecklenburg County Teen Court program.

General Manager Michelle Lancaster addressed this matter.

COUNTY COMMISSIONERS REPORTS AND REQUESTS - NONE

COMMISSION COMMENTS – 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 James, seconded by Commissioner Dunlap and carried 6-0 with Commissioners Bentley, Cogdell, Dunlap, James, Leake, and Roberts voting yes, that there being no further business to come before the Board that the meeting be adjourned at 8:00 p.m.

Janice S. Paige, Clerk

Jennifer Roberts, Chairman