

MAY 18, 2010

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, May 18, 2010.

ATTENDANCE

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

Absent: Commissioner Bill James

-INFORMAL SESSION-

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

(1) STAFF BRIEFINGS - NONE

(2A) CLOSED SESSION – CONSULT WITH ATTORNEY

Prior to going into Closed Session, Attorney Bethune announced the following Consult with Attorney matters to be discussed in Closed Session: 1) Melanie S. Sizemore, Clifton G. Settlemyer, Dawn Ballenger and Peter E. Tart on behalf of themselves and all other taxpayers and citizens of Mecklenburg County, Eli Baxter Springs, IV, individually and on behalf of all other Heirs, and the Historic Elizabeth Neighborhood Foundation vs. Mecklenburg County, the City of Charlotte, and the Trustees of Central Piedmont Community College; 2) United States of America vs. Cindy E. Brady.

Motion was made by Commissioner Murrey, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to go into Closed Session to Consult with Attorney.

The Board went into Closed Session at 5:27 p.m. and came back into Open Session at 5:50 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 10, 12, and 14.

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

-FORMAL SESSION-

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

CITIZEN PARTICIPATION

Chairman Roberts read the following statement prior to the start of the meeting.

Today the Board learned that a former Mecklenburg County employee, Cindy Brady, submitted a guilty plea in U.S. Federal Court to three counts of embezzlement, one for each year of 2007, 2008, and 2009. This results from the law enforcement investigation requested by the County Manager's Office following an audit of the Giving Tree program in the Mecklenburg County Department of Social Services. Because this audit could not determine whether misappropriation of funds had occurred, the matter was turned over to law enforcement for further investigation.

The Board is pleased that the law enforcement investigation is resulting in justice being served regarding Ms. Brady's wrongdoing. At the same time, the Board is saddened and disturbed that Ms. Brady chose to violate the public's trust and her responsibilities as a County employee by committing these actions.

The Board is also grateful to the DSS employee who reported their concerns regarding the Giving Tree to DSS management. The Board encourages all employees to come forward with any concerns they may have about potential fraud or other misuse of public funds.

PROCLAMATIONS AND AWARDS

(1A) MECKLENBURG DECLARATION OF INDEPENDENCE WEEK

Motion was made by Commissioner Clarke, seconded by Commissioner Cooksey and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to adopt a joint proclamation designating May 15 - 21, 2010 as "Mecklenburg Declaration of Independence Week" in Charlotte/Mecklenburg County.

The proclamation was read by Commissioner Clarke and received by Charles Jonas with the May 20th Society and George Dewey.

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

(2) PUBLIC APPEARANCE

The following person appeared to speak during the public appearance portion of the meeting:

Elis Belle addressed concerns she had regarding the Charlotte Housing Authority, specifically increases in rent and utility cost.

(3A) APPOINTMENTS

ALCOHOLIC BEVERAGE CONTROL BOARD

Motion was made by Commissioner Leake, but died for lack of a second to reappoint David Conway and Mary Richardson to the Alcoholic Beverage Control Board for a three-year term expiring June 30, 2013.

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley, to vote on the reappointment of David Conway and Mary Richardson to the Alcoholic Beverage Control Board for a three-year term expiring June 30, 2013 in two separate motions.

Commissioner Murrey noted the process used previously when filling recent vacancies on the Alcoholic Beverage Control Board. He asked Chairman Roberts to review the process used and the results of that process.

Chairman Roberts reviewed the process used, which involved interviewing applicants. Chairman Roberts said the committee recommended Cleve Edwards and David Conway, who were both appointed and Edward Coker. There were only two slots available at that time.

Commissioner Dunlap said the concern was that persons currently serving did not interview for their seats and are eligible for reappointment. Commissioner Dunlap said he supported the process used when filling the previous vacancies and agreed with the outcome, but what has to be considered at this point is whether the Board will follow its normal process, which is to reappoint persons who are eligible for reappointment.

Commissioner Bentley said typically the Board does reappoint those eligible for reappointment but in this case, she would take exception to the normal procedure because “we do have a very qualified candidate in Mr. Coker.” Commissioner Bentley said she’d received feedback that perhaps a different candidate would be a “better fit,” then the other candidate that was eligible for reappointment.

Commissioner Bentley said Mr. Coker went through the interview process previously, which was another reason she would recommend he be appointed, along with the reappointment of David Conway.

Commissioner Leake said those presently serving were not a part of the interview process.

Commissioner Leake said who’s to say someone is a “better fit.” She said that’s based on an individual’s own judgment. She asked what’s meant by a “better fit.”

Commissioner Leake said she hoped “we’re not penalizing people because they bring up issues that ought to be brought up.” Commissioner Leake said “sometimes you’re the bad guy because you talk to the issues.”

Commissioner Bentley said she received some “critical feedback” from current members of the ABC Board that Mrs. Richardson was not “effective” and that she “impedes the progress and effectiveness” of the board.

Commissioner Bentley said it’s her opinion that if there’s someone, regardless of who the person was, and that she highly respected the late Commissioner Jim Richardson and Mary Richardson and the work that she has done in the community, however, the Board has to acknowledge that if there’s a current member of an advisory board that was impeding the progress and effectiveness of that advisory board at large, it’s the Board’s job as elected officials to nominate and appoint

people that can be effective and move the advisory board forward. Commissioner Bentley said that was the justification for her motion and recommendation.

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Commissioner Cooksey said given what had transpired with respect to the ABC Board, it may be time to get some new people on the ABC Board.

Chairman Roberts said this was an unusual appointment because there have been statewide attention to the County's ABC Board. Chairman Roberts said there had been ethic violations, two resignations, one from the ABC Board and one from ABC Board CEO.

Chairman Roberts said this was a period of "high scrutiny, a period of reaffirmation of ethics policies and a time when it is worth the effort to look very closely at appointments in terms of people's professional qualifications and their commitment to the best interest of the County and their commitment to high ethical standards."

Commissioner Murrey said it was important that this appointment be done right and that the right process is followed, given the issues raised by Chairman Roberts.

Commissioner Murrey asked the Board to consider moving forward with appointing David Conway and allowing Mrs. Richardson to meet with the nominating committee and let the nominating committee review the entire list of applications, including Mrs. Richardson's and report back at the next meeting with a recommendation.

Chairman Roberts asked Commissioner Murrey was he making a substitute motion. His response was yes. Thus, the substitute motion was as follows:

Substitute motion was made by Commissioner Murrey, seconded by Commissioner Clarke, to reappoint David Conway and allow Mrs. Richardson to meet with the nominating committee and let the nominating committee review the entire list of applications, including Mrs. Richardson's and report back at the next meeting with a recommendation.

Commissioner Cooksey said he would like the opportunity to nominate additional applicants for consideration and that they would be put into the mix for the next round of interviews.

Commissioner Cogdell requested the nominating committee in its report back to the Board, give specific reasons as to why they're recommending a specific applicant over the other applicants.

The vote was then taken on the motion for the reappointment of David Conway to the Alcoholic Beverage Control Board for a three-year term expiring June 30, 2013 and failed 7-1 with Commissioners Bentley, Clarke, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes and Commissioner Cogdell voting no.

Note: This was referred to by the Chairman as the substitute motion but it was the original motion. Secondly, it takes the unanimous vote of all Board members present to reappoint someone that's eligible for reappointment. Since this was not the vote on the substitute motion, the above vote was declared void.

The vote was then taken on the substitute motion as follows:

Substitute motion was made by Commissioner Murrey, seconded by Commissioner Clarke, and failed 6-2 with Commissioners Bentley, Clarke, Dunlap, Leake, Murrey, and Roberts voting yes and Commissioners Cogdell and Cooksey voting no, to reappoint David Conway and allow Mrs. Richardson to meet with the nominating committee and let the nominating committee review the entire list of applications, including Mrs. Richardson's and report back at the next meeting with a recommendation.

Note: It takes the unanimous vote of all Board members present to reappoint someone that's eligible for reappointment.

The vote was then taken on the original motion which was as follows:

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Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and failed 6-2 with Commissioners Bentley, Clarke, Dunlap, Leake, Murrey, and Roberts voting yes and Commissioners Cogdell and Cooksey voting no, to reappoint David Conway to the Alcoholic Beverage Control Board for a three-year term expiring June 30, 2013.

Note: It takes the unanimous vote of all Board members present to reappoint someone that's eligible for reappointment.

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and failed 5-3 with Commissioners Bentley, Clarke, Cogdell, Cooksey, and Roberts voting no and Commissioners Dunlap, Leake, and Murrey voting yes, to reappoint Mary Richardson to the Alcoholic Beverage Control Board for a three-year term expiring June 30, 2013.

Note: It takes the unanimous vote of all Board members present to reappoint someone that's eligible for reappointment.

The following persons were nominated for appointment consideration to the Alcoholic Beverage Control Board:

David Conway	by Commissioner Cooksey
Mary Richardson	by Commissioner Cooksey
Robert Burroughs	by Commissioner Cooksey
Edward Coker	by Commissioner Cooksey
Harry Lomax	by Commissioner Cooksey
Betty Newsam	by Commissioner Cogdell
Don Reid	by Commissioner Cogdell
Lloyd Scher	by Commissioner Clarke

Note: Appointments will occur on June 1, 2010.

CENTRAL PIEDMONT COMMUNITY COLLEGE BOARD OF TRUSTEES

The following persons were nominated for appointment consideration to the Central Piedmont Community College Board of Trustees:

Judith Allison	by Commissioner Dunlap
Gerald Williams	by Commissioner Leake

Note: An appointment will occur on June 1, 2010.

CRIMINAL JUSTICE CITIZEN'S ADVISORY COMMITTEE

Commissioner Murrey nominated all applicants for appointment consideration to the Criminal Justice Citizen's Advisory Committee as follows:

DISTRICT 6 COMMITTEE REPRESENTATIVE

E. Thomas Bowers, Larry Bumgarner, Faye Carter, Scott Crytser, Greg Hagler, Sonia Howe, George Lisi, Richard Martin, Susan Oleson, Thomas Strini, JoeAnna Trotman, John Vaughan, and Henry Webb, III

FAITH COMMUNITY COMMITTEE REPRESENTATIVE

Kevin Belk, Courtney Morrison, Jerry (Geraldine) Mudge, and Julie Transou.

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Note: Appointments will occur on June 1, 2010.

PARK AND RECREATION COMMISSION – ITEM REMOVED FROM THE AGENDA

PUBLIC BROADCASTING AUTHORITY

Motion was made by Commissioner Murrey, seconded by Commissioner Cogdell and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to reappoint Tom Bickford, Hilda Gurdian and Lal Vishin to the Public Broadcasting Authority for a three-year term expiring June 30, 2013.

Motion was made by Commissioner Dunlap, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to nominate and appoint Bennie Darden to the Public Broadcasting Authority for a three-year term expiring June 30, 2013.

Note: He is replacing Edward Lewis, effective July 1, 2010.

WOMEN'S ADVISORY BOARD

Motion was made by Commissioner Cogdell, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to reappoint Julie Owens to the Women's Advisory Board for a three-year term expiring June 30, 2013.

Commissioner Murrey nominated all applicants for appointment consideration to the Women's Advisory Board as follows: Natalie Bingham, Deborah Bosley, Takisha Boyd, Victoria Chopra, Jenifer Daniels, Sue Ann Davis, Zaria Davis-Humphries, Crystal Dempsey, Jill Dinwiddie, Deborah Early, Laura Everett, Andrea Ferguson, Beverly Foster, Mary Hope, Alice Jackson, Deborah Jackson, Kathryn Johnson, Angela Joyner, Desiree Kane, Marguerite King, Sharon Lachow-Blumberg, Brook Maybach, Simona Mitchell-Kelly, Mary Murphy, Kathleen Odom, Letisha Perry, Kimberly Polkowski, Jacquelyn Powell, Constance Purcell, Stacey Rose, Bellverie Ross, Sandra Saburn, Deborah Snowdon, Melba Streeter, Janie Sumpter, Gay Thornton, JoeAnna Trotman, Aletia N. Tyson, Melissa Wansker, Catherine Ann Wargo and Mimi Zelman.

Note: An appointment will occur on June 1, 2010.

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

PUBLIC HEARINGS

(4A) REVISIONS TO THE MECKLENBURG COUNTY AIR POLLUTION CONTROL ORDINANCE (MCAPCO)

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and carried 7-0 with Commissioners Bentley, Clarke, Cogdell, Dunlap, Leake, Murrey and Roberts voting yes, to open a public hearing to receive comments on revisions to the Mecklenburg County Air Pollution Control Ordinance.

Note: The revisions are in response to State certification requirements and United States Environmental Protection Agency (USEPA) grant requirements.

A summary of the revisions is on file with the Clerk to the Board.

No one appeared to speak.

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and carried 7-0 with Commissioners Bentley, Clarke, Cogdell, Dunlap, Leake, Murrey and Roberts voting yes, to close the public hearing on revisions to the Mecklenburg County Air Pollution Control Ordinance and adopt revisions to the Mecklenburg County Air Pollution Control Ordinance.

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

(4B) STORM WATER FEE – CITY OF CHARLOTTE’S MINOR SYSTEM RATES

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and carried 6-1 with Commissioners Bentley, Clarke, Cogdell, Leake, Murrey and Roberts voting yes and Commissioner Dunlap voting no, to open a public hearing to receive comments related to a proposed increase in the City of Charlotte’s Storm Water fee for the minor system inside the City.

Commissioner Cooksey returned to the dais.

No one from the public appeared to speak.

Dave Canaan, Director of Storm Water Management and Jennifer Smith with the City of Charlotte presented this matter.

Note: By Interlocal Agreement, the minor system of the storm water system is defined as ditches, swales, pipes, etc that drain less than one square mile and is the responsibility of the City inside the City limits. The revenue generated from the minor system component of the Storm Water fee charged within the City is returned to the City to fund the storm water management programs.

To address new and backlogged citizen request for services and water quality improvements that enhance the environment, the City Manager is recommending a 7% increase to the City’s minor system component of the Storm Water fee as follows:

Tier I from \$4.21 to \$4.50

Tier II from \$6.20 to \$6.63

The per acre fee for non-single family properties will increase from \$103.27 to \$110.50

Comments

Commissioner Dunlap asked what obligation did the City of Charlotte have to repair pipes under their authority and jurisdiction. *Ms. Smith said there were several factors with respect to whether or not it qualifies for City service, such as, if it received runoff from a public street and if it’s a qualifying problem.*

Commissioner Dunlap asked what if pipes were repaired twice but there were still problems, would that still be considered an obligation to repair. *Ms. Smith said City staff would have to look at the situation to see if it’s something that’s failing in the storm drainage system or if it’s maintenance that’s required by a property owner. Ms. Smith said the City does not do routine maintenance on channels in backyards.*

Commissioner Dunlap asked who was the contact person if someone had a complaint. *Ms. Smith said persons should call 311 if they have what they think is a storm drainage problem. She said an investigator would go out and look at the problem and determine if it’s a qualifying problem or not.*

Commissioner Dunlap asked how long do they have to investigate. *Ms. Smith said five days.*

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Motion was made by Commissioner Cogdell, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to close the public hearing on a proposed increase in the City of Charlotte's Storm Water fee for the minor system inside the City.

(4C) STORM WATER FEE – TOWN OF DAVIDSON'S MINOR SYSTEM RATES

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to a open public hearing to receive comments related to a proposed increase in the Town of Davidson's Storm Water fee for the minor system inside the Town.

No one from the public appeared to speak.

Dave Canaan, Director of Storm Water Management presented this matter.

Note: Minor System Component (Town of Davidson): By Interlocal Agreement, the minor system of the storm water system is defined as ditches, swales, pipes, etc. that drain less than 1 square mile and is the responsibility of the Town of Davidson inside their Town Limits. The revenue generated from the minor system component of the Storm Water fee charged within the Town is returned to the Town to fund the storm water management programs.

The Town of Davidson also desires to generate additional revenue for infrastructure improvements, water quality projects and maintenance of water quality features. Therefore, the Town has proposed to increase the minor system non-single family rates as follows:

Tier I from \$1.33 to \$4.48

Tier II from \$1.47 to \$4.98

Tier III from \$1.99 to \$6.70

Tier IV from \$2.51 to \$8.45

The per acre fee for non-single family properties will increase from \$24.50 to \$82.51

Motion was made by Commissioner Clarke, seconded by Commissioner Cogdell and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to close the public hearing on a proposed increase in the Town of Davidson's Storm Water fee for the minor system inside the Town.

(4D) 2007 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CLOSE-OUT HEARING

Motion was made by Commissioner Clarke, seconded by Commissioner Cooksey and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to open a public hearing to receive comments on the Close-Out of the 2007 Mecklenburg County Scattered Site Housing Grant Number 07-C-1664, as required by the N.C. Department of Commerce.

Note: The County has completed its 2007 CDBG Scattered Site Housing program and all program goals and objectives have been met. This action officially closes the program.

No one appeared to speak.

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Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to close the public hearing on the Close-Out of the 2007 Mecklenburg County Scattered Site Housing Grant Number 07-C-1664 and authorize the Chairman to sign closeout documents.

(5) ADVISORY COMMITTEE REPORTS – NONE

MANAGER'S REPORT

(6A) COUNTY MANAGER'S FY2011 RECOMMENDED BUDGET

County Manager Jones presented his FY2010-2011 Recommended Budget. He was assisted in the presentation by Budget/Management Director Hyong Yi.

Highlights:

The FY 2010-2011 Recommended Budget Totals \$1.3 billion.

This is 5.7% less than the current year's adopted budget, a cut of \$81.1 million.

The recommended budget is supported by the current property tax rate of 83.87 cents per \$100 valuation per the Board's direction.

A copy of the County Manager's remarks and the recommended budget is on file with the Clerk to the Board.

Comments

The following persons addressed the County Manager's FY2010-2011 Recommended Budget.

Daniel Sherman McClerin spoke in support of library services, park and recreation, and schools. He specifically addressed the Hickory Grove Branch library.

Katherine Vest spoke in support of library services.

Commission Comments

Commissioner Dunlap asked about Child Support Enforcement funding and the impact of the program on the County's budget which was addressed.

Commissioner Dunlap asked what would a one cent increase on the tax rate result in. *Director Yi said it would generate about \$9.8 million.*

Commissioner Dunlap asked what would a one cent increase on the property tax rate mean for a homeowner. *Director Yi said on a home valued at \$200,000 it would come to about \$20 per year.*

Commissioner Bentley asked the capital projects that the County Manager felt were necessary to fund in FY2011, his rationale for recommending funding and the impact if they aren't funded. *County Manager Jones responded.*

Commissioner Bentley requested the Board receive a comparison of employee benefits, the County versus the private sector.

Commissioner Bentley asked about staff's estimated state holdback in the budget of \$2 million, which was addressed.

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Commissioner Bentley said with respect to the law enforcement service district that the Board needs to be assertive about moving the law enforcement service district out of the County's budget and into the local communities.

Commissioner Cooksey requested the additional cost of adding domestic partner benefits in FY2011 and if it's coming from taxpayer dollars or other employees premiums or a combination of both.

Chairman Roberts asked about the consolidation of services between the Library and Park and Recreation which was addressed.

Chairman Roberts asked about the Arts and Science Council and Spirit Square and what the County pays for maintenance and operational costs which was addressed.

Commissioner Murrey asked was there a sense of how much more opportunity there was for consolidation of services with the Library. Also, how much money could be saved and how many branches could be kept open if the County took over the management of library services.

Director Yi said to his knowledge the County has not done an analysis with respect to how much could be saved or number of branches that could be kept open if the County took over the management of library services. He said there still may be areas where services could be consolidated.

Commissioner Cogdell about CMS and Central Piedmont Community College funding and the amount of the County's budget that goes toward education services which was addressed.

Commissioner Clarke asked staff to compare its projections for sales tax revenues next year with the state's by consulting with the fiscal analyst at the General Assembly.

Commissioner Leake said she wants to make sure that the average citizen understands the County's budget and that it's communicated such that it could be understood.

Commissioner Leake asked was it not correct that the County Manager's recommended budget called for the continuation of the Veterans' Services Office but with less staffing. *The response was yes.*

Commissioner Leake asked what would be the impact of the reduction on the Veterans Services Office, which was addressed.

Commissioner Cogdell commented on the monthly payroll for the County. Commissioner Cogdell said he asked staff to look at what a model of an across the board pay decrease would be for county employees.

Commissioner Cogdell said a three percent decrease by his calculation across the board creates about \$570,000 per month.

Commissioner Cogdell said it would be prudent to at least have the conversation of all options, even if it's one percent.

Commissioner Cogdell said he understands you have to be competitive in the marketplace to keep talent but he doesn't "buy" that Mecklenburg County was losing "good talent" right now to the private sector.

Commissioner Cogdell said he may be wrong and was willing to be corrected and given information to the contrary, but "as it stands now the fact that someone in County management said it happens" without giving him specific data to support it doesn't mean "a whole lot" to him.

Commissioner Cogdell requested staff provide specific examples of how the County was losing or stand to lose talent to the private sector.

Commissioner Cogdell said if that's not the case then the Board has to consider all options in the budget process.

Commissioner Cogdell said he would like to see a one, two and three percent pay reduction across the board for County employees and what it would generate.

Commissioner Cogdell said he would like to see some specific data other than someone in the County Manager's Office "telling" him that the County stands the risks of losing talent.

Chairman Roberts asked about the Charlotte Regional Partnership which was addressed.

Chairman Roberts asked about the Council of Government which was addressed.

This concluded the discussion. It is not inclusive of every comment.

CONSENT ITEMS

Motion was made by Commissioner Bentley, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to approve the following item(s) with the exception of Items 10, 12, and 14 to be voted upon separately:

(7) APPROVAL OF MINUTES

Approve minutes of Regular meeting held May 5, 2010 and Closed Session held May 5, 2010.

(8) TAX REFUNDS

Approve refunds in the amount of \$43,742.24 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.

(9) AREA MENTAL HEALTH THIRD QUARTER FY 2010 REPORT

Recognize and receive the Third Quarter 2010 Area Mental Health Report.

FINANCIAL MANAGEMENT

	<u>Budget</u>	<u>Actual</u>	<u>% Received</u>
Revenue Source			
Medicaid & CAP	16,488,880	8,810,611	53.43%
State and Federal	29,996,887	17,557,008	58.53%
Third Party/Other	97,293	32,668	33.58%
County	46,298,008	31,932,790	68.97%
Total Revenues	92,881,068	58,333,077	62.80%

	<u>Budget</u>	<u>Actual</u>	<u>% Spent</u>
Service Continuum			
Children's Developmental	7,126,456	4,760,765	66.80%

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Services			
Child & Adolescent Services	14,146,364	8,113,191	57.35%
Adult Mental Health	9,494,725	4,639,330	48.86%
Adult Substance Abuse	13,586,662	9,474,396	69.73%
Local Management Entity	10,421,356	6,295,582	60.41%
BHC Randolph	19,252,016	14,310,010	74.33%
Developmental Disabilities	18,853,489	10,739,803	56.96%
Total Expenditures	92,881,068	58,333,077	62.80%

Note: In accordance with General Statute 122C-115.1(e), within 30 days of the end of each quarter of the fiscal year, the program director of the county program shall present to each member of the board of county commissioners a budgetary statement and balance sheet that details the assets, liabilities, and fund balance of the county program. This information shall be read into the minutes of the meeting at which it is presented. The program director of the county program shall provide to the board of county commissioners ad hoc reports as requested by the board of county commissioners.

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

(11) CAROLINA THREAD TRAIL GRANT APPLICATIONS

1) Approve the submission of three grant applications to the Carolina Thread Trail for funding in the amount of \$220,000 for design and acquisition along the Lakewood Greenway corridor, and for construction of Toby Creek Greenway from Rockland Drive to Highway 49; and if awarded, recognize, receive and appropriate such funds.

(13) BUDGET AMENDMENT – AREA MENTAL HEALTH (REVENUE INCREASE)

Approve, recognize, receive and appropriate funds in the amount of \$7,615 from the Veterans Administration to pay for a collaborative site visit to observe the Veterans Court in Buffalo, NY.

Note: As part of the Mecklenburg County Recovery Solutions jail diversion effort, with particular emphasis on trauma recovery and priority to veterans, a collaborative team plans to visit Buffalo, NY to observe its Veterans Court. The Veterans Administration is providing funds to pay for travel for representatives from the District Attorney's Office, Public Defender's Office, Veterans Services Office, Provided Services Organization, and two district court judges.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

(10) CADILLAC STREET GOLF DRIVING RANGE PROPERTY

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

1) Authorize the County Manager to execute a ten-year management agreement between Mecklenburg County and the Cadillac Golf Ranch, LLC for the development and operation of a golf driving range and practice facility.

2) Approve a fee schedule for 2010-2011 for the driving range.

Commissioner Cooksey removed this item from Consent to ask about future development of this

area and would it include a tennis facility.

James Alsop with Park and Recreation addressed this matter. Mr. Alsop said the inclusion of a tennis facility was possible in the future if funding was available.

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

(12) GRANT APPLICATION – AREA MENTAL HEALTH

Motion was made by Commissioner Leake, seconded by Commissioner Murrey and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to approve submission of grant application to Substance Abuse and Mental Health Services Administration (SAMHSA) for \$650,000 for the Project LAUNCH Grant Program; and approve, recognize, receive and appropriate the amount of the awards when received.

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

(14) BUDGET AMENDMENT – DSS (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to amend the Department of Social Services Fiscal Year 2010 Adopted Budget by \$650,000 to recognize, receive and appropriate additional childcare subsidy funds.

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

STAFF REPORTS AND REQUESTS

(15) DEDICATION OF RIGHT OF WAY AND SIDEWALK EASEMENT

Motion was made by Commissioner Dunlap, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to authorize the County Manager to dedicate additional Right of Way (ROW) and grant a sidewalk easement along Armory Drive to the City of Charlotte.

Julie Clark with Park and Recreation and Rich Rosenthal with Central Piedmont Community College presented this matter to the Board.

Owen Suthowski spoke in support of this matter.

Note: The proposed construction plan provides a 12' wide multi-use path and an 8' planted median wrapping around the north side of Memorial Stadium, parallel to Armory Drive and utilizing the underpass at King's Drive to connect to Little Sugar Creek Greenway. The path and median were part of the approved construction drawings for the Central Piedmont Community College (CPCC) parking deck currently under construction at the corner of 7th Street and Charlottetowne Avenue. To accommodate the proposed pathway, the current alignment of Armory Drive needs to be shifted. This dedication will allow the shifting of Armory Drive. In addition, CPCC will be responsible for constructing a sidewalk and planting strip adjacent to the parking deck. The purpose of the sidewalk easement is to allow the installation of a sidewalk and planting strip on the property.

COUNTY COMMISSIONERS REPORTS AND REQUESTS

MAY 18, 2010

(16) BOARD OF COUNTY COMMISSION BUSINESS AND SERVICE MODEL REVIEW AND MODIFICATION RETREAT (COMMISSIONERS COGDELL AND MURREY)

Motion was made by Commissioner Cogdell, seconded by Commissioner Murrey and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, to approve scheduling a local BOCC retreat in late summer or early fall of 2010 for the board to meet, discuss and consider changes in the current model of budget adoption, capital planning and debt servicing; and direct staff to plan accordingly.

COMMISSION COMENTS – 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 Cooksey, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes, that there being no further business to come before the Board that the meeting be adjourned at 10:15 p.m.

Janice S. Paige, Clerk

Jennifer Roberts, Chairman