

NOVEMBER 16, 2010

**MINUTES OF MECKLENBURG BOARD OF COUNTY 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, November 16, 2010.

ATTENDANCE

Present: Chairman Jennifer Roberts and Commissioners
Karen Bentley, Dumont Clarke, Neil Cooksey
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: Commissioner Harold Cogdell, Jr.

-INFORMAL SESSION-

Chairman Roberts and Commissioners Clarke and Dunlap were absent when the meeting was called to order and until noted in the minutes.

Motion was made by Commissioner James, seconded by Commissioner Bentley and carried 5-0 with Commissioners Bentley, Cooksey, James, Leake, and Murrey voting yes, to elect Commissioner Murrey to serve as temporary chairman until the arrival of Chairman Roberts.

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

(2) STAFF BRIEFINGS - NONE

(3A, B) CLOSED SESSION – BUSINESS LOCATION AND EXPANSION AND CONSULT WITH ATTORNEY

Prior to going into Closed Session, Attorney Bethune announced there was no Consult with Attorney matter to be discussed in Closed Session.

Motion was made by Commissioner Bentley, seconded by Commissioner James and carried 5-0 with Commissioners Bentley, Cooksey, James, Leake, and Murrey voting yes, to go into Closed Session for the following purpose: A) Business Location and Expansion.

The Board went into Closed Session at 5:09 p.m. and came back into Open Session at 5:25 p.m.

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

Chairman Roberts entered the meeting and assumed Chairmanship of the meeting.

(1) REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) they wanted removed from consent and voted upon separately. The items identified were Items 11, 12, 15, 20, 21 and 26.

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

-FORMAL SESSION-

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

Prior to the start of the meeting, Chairman Roberts expressed condolences, on behalf of the Board, to the family of Rowe Motley. Mr. Motley was the first African-American to serve on the Mecklenburg Board of County Commissioners. He served from 1974-1976. Mr. Motley was also appointed to fill the 22nd District state Senate seat in 1980. He also served on the Charlotte-Mecklenburg Planning Commission, 1990-1998. Mr. Motley was considered a local and national African-American political leader who served as chairman of the National Black Democratic Committee. Mr. Motley passed away on November 12, 2010.

CITIZEN PARTICIPATION

AWARDS/RECOGNITION

(1A) ICMA'S 2010 CERTIFICATE OF DISTINCTION

The Board acknowledged the County's receipt of the International City/County Management Association (ICMA) 2010 Certificate of Distinction for the County's Managing for Results practices and recognized employee contributions to Mecklenburg County's Managing for Results (M4R) performance management practices.

Leslie Johnson, Planning and Evaluation Director addressed the County's Managing for Results (M4R) efforts.

Note: The County was one of 18 jurisdictions awarded a 2010 Certificate of Distinction from the International City/County Management Association (ICMA) for exceeding the standards established by its Center for Performance Measurement in the application of performance data in local government management. Certificate winners were recognized during the ICMA Annual Conference, October 17 – 20, 2010, in San Jose, California.

(1B) BOARD OF COMMISSIONERS PLAQUE PRESENTATION

County Manager Jones presented plaques to members of the 2008-2010 Board of County Commissioners: Karen Bentley, Dumont Clarke, Harold Cogdell, Jr. (who was absent), Neil Cooksey, George Dunlap, Bill James, Vilma D. Leake, Daniel Murrey and Jennifer Roberts.

(1C) PRESENTATION OF GAVEL

County Manager Jones presented the Gavel to the 2008-2010 Chairman of the Mecklenburg Board of County Commissioners, Jennifer Roberts.

(1D) REMARKS BY OUTGOING COMMISSIONER

Commissioner Murrey made remarks regarding his term in office and expressed appreciation to the citizens of Mecklenburg County for allowing him the opportunity to serve. Commissioner Murrey was elected to office as an at-large member in November 2008.

(2) PUBLIC APPEARANCE

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

Tammy Hill, a concerned parent on behalf of Lincoln Heights Elementary School, expressed concern for the closing of Lincoln Heights and other schools in District 2. She questioned the use of the tax dollars for education and the fairness of the closings.

Ebony Braxton, Hillary Lacher and Nick Losito, students from Central Piedmont Community College (CPCC) enrolled in the advertising and graphic design program, presented Board members a copy of a book they prepared entitled *Cultivating A Chronicle II*. It's a collection of essays from CPCC students regarding their thoughts about the future of design in Mecklenburg County. They thanked the Board for its support of the Advertising and Graphic Design program.

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

Betty Allen addressed a medical injury she experienced. She asked about someone by the name of Allen Elliott and asked if he worked for the courts or the defense attorney. Ms. Allen said she received a letter from Mr. Elliott saying he'd spoken with the defendant's attorney, which she said was Carolinas Medical. She questioned whether this was appropriate. Ms. Allen spoke in opposition to a ruling she referred to as 9J in N. C. and said it should be repealed.

Robin Bradford said she was concerned for the level of education students were receiving in Charlotte-Mecklenburg. She asked the Board to convene a committee to address the Board of Education regarding the closing of schools, especially in Districts 2 and 3. Ms. Bradford said all children deserved a fair and equal education. She thanked Commissioner Leake for speaking at a recent Board of Education meeting regarding school closings.

John White addressed Charlotte-Mecklenburg Schools (CMS). Mr. White said all children should be afforded the same opportunities. Mr. White said the Board needed to be concerned about a "rumbling" that's in the community. Mr. White said there were "major" churches in the community that have been "pounding" CMS' process. He asked Commissioners to get involved with the process as it relates to CMS and school closings. Mr. White said he has been working with others to get the National Democratic Convention held here in Charlotte-Mecklenburg. Mr. White said he didn't want this issue to "spiral out of control" and impact efforts being made to get the National Democratic Convention here. Mr. White said this was a situation (CMS issue) that was not "economically sound," "sociologically not correct," and was "sinfully and morally wrong." He asked Board members to do what they could to mediate this situation to bring it to some type of satisfactory conclusion where everyone is satisfied. He thanked Commissioner Leake for speaking at a recent Board of Education meeting regarding school closings.

Kevin Jackson addressed Charlotte-Mecklenburg Schools (CMS). He thanked Commissioner Leake for speaking at a recent Board of Education meeting regarding school closings. He encouraged other Commissioners to "stand up for the children." Mr. Jackson said all children need a "quality education." He said there needed to be fairness throughout this CMS process. Mr. Jackson informed Board members that communities will remember those elected officials that "stood up for the children" at election time.

(3A) APPOINTMENTS

CITIZEN'S TRANSIT ADVISORY GROUP

Commissioner Cooksey nominated all applicants for appointment consideration to the Citizen's Transit Advisory Group: Rodney Conklin, Sheila Etheridge, Rhonda Odom, and Robert Watson.

Note: An appointment will occur on December 7, 2010.

Commissioner Clarke entered the meeting.

ENGINEERS AND SURVEYORS SELECTION COMMITTEE

Motion was made by Commissioner James, seconded by Commissioner Murrey and failed 7-1 with Commissioners Bentley, Clarke, Dunlap, James, Leake, Murrey and Roberts voting yes and Commissioner Cooksey voting no, to waive the Board's term limit policy and allow Edward Elliott to serve another three-year term expiring September 30, 2013.

Note: It takes a unanimous vote to be reappointed.

Motion was made by Commissioner Cooksey, seconded by Commissioner Dunlap, to defer consideration of this matter until the Board's next meeting, December 7, 2010, in the hope of receiving additional applications.

Note: Currently there aren't any applicants for this position. It was noted that staff has advertised several times but to no avail.

It was suggested that staff reach out to the engineering community directly to seek applicants.

Commissioner Cooksey withdrew his motion after further discussion regarding seeking additional applicants.

Motion was made by Commissioner Cooksey, seconded by Commissioner Clarke and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey, and Roberts voting yes, to nominate Edward Elliott and to defer appointment consideration until the Board's January nomination and appointment meeting; and in the interim direct staff to re-advertise and reach out to the engineering community directly in order to seek additional applications.

JUVENILE CRIME PREVENTION COUNCIL

Motion was made by Commissioner Leake, seconded by Commissioner Murrey and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to nominate and appoint Franklin Freeman as the Non-Profit representative and Deborah Jackson as the Juvenile Defense Attorney to the Juvenile Crime Prevention Council for a two-year term expiring November 30, 2012.

Note: They are filling two vacant slots.

PERSONNEL COMMISSION

Motion was made by Commissioner Clarke, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to nominate and appoint Michael Giddens to the Personnel Commission for a three-year term expiring November 30, 2013 and Clarissa Henderson to fill an unexpired term expiring December 31, 2011.

Note: They are replacing RC Birmingham and Jerry Brown.

WASTE MANAGEMENT ADVISORY BOARD

Motion was made by Commissioner Bentley, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to reappoint Jeremy O'Brien and Steven Pepper to the Waste Management Advisory Board for a three-year term expiring June 30, 2013 and Martin Sanford and Allison Warren for a three-year term expiring October 30, 2013.

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, Dunlap, James, Leake, Murrey and Roberts voting yes, to open a public hearing to receive comments on revisions to the Mecklenburg County Air Pollution Control Ordinance.

Commissioner Cooksey returned to the dais.

Bill Gupton with the Central Piedmont Sierra Club spoke in support of the proposed revisions. He shared a report entitled Air Modeling Report BMWNC Medical Waste Incinerator.

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

Motion was made by Commissioner James, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, 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 45-A Document # _____.

(4B) STREET LIGHTING FINAL ASSESSMENT

Motion was made by Commissioner James, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to acknowledge receipt of certification that a notice of the public hearing was mailed by first class mail to all property owners in the Capps Hollow, Cardinal Woods, Coffey Creek/Ayrshire

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Glen, Hearthstone, McGinnis Village, Mountain Point, Mountain Point Estates, Royal Oaks and Spicewood Subdivisions.

Motion was made by Commissioner James, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to open a public hearing on Street Lighting Preliminary Assessment Resolution for Mecklenburg County's participation in the Street Lighting Assessment project for the Capps Hollow, Cardinal Woods, Coffey Creek/Ayrshire Glen, Hearthstone, McGinnis Village, Mountain Point, Mountain Point Estates, Royal Oaks and Spicewood Subdivisions.

No one appeared to speak.

Motion was made by Commissioner Murrey, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to close the public hearing on Street Lighting Preliminary Assessment Resolution for Mecklenburg County's participation in the Street Lighting Assessment project for the Capps Hollow, Cardinal Woods, Coffey Creek/Ayrshire Glen, Hearthstone, McGinnis Village, Mountain Point, Mountain Point Estates, Royal Oaks and Spicewood Subdivisions and adopt the Final Assessment Resolution for Capps Hollow, Cardinal Woods, Coffey Creek/Ayrshire Glen, Hearthstone, McGinnis Village, Mountain Point, Mountain Point Estates, Royal Oaks and Spicewood Subdivisions.

Resolutions recorded in full in Minute Book 45-A Documents # _____, _____, _____, _____, _____, _____, _____, _____ and _____.

(4C) RED CITY PROPERTIES, LLC TEFRA HEARING AND BONDS

Motion was made by Commissioner James, seconded by Commissioner Murrey and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey, and Roberts voting yes, to hold a public hearing on Approval In Principle Of Special Purpose Project For Red City Properties, LLC And The Financing Thereof With Recovery Zone Facility Bonds In The Principal Amount Of Up To \$6,480,000

Note: The Bonds do not constitute a debt of the State of North Carolina or any political subdivision or any agency thereof, including Mecklenburg County, or a pledge of the faith and credit of the State of North Carolina or any political subdivision or any such agency, including the County, but are payable solely from the revenues and other funds provided by the Borrower.

Commissioner James asked for clarification of the request, which was addressed by County Attorney Bethune.

Commissioner James asked about a lawsuit between Bridge Tree and RedF, which was addressed by County Attorney Bethune.

Commissioner Clarke asked to be excused from voting on this matter to avoid a conflict of interest. He said he believed his law firm was representing the plaintiff in the lawsuit referenced by Commissioner James.

Motion was made by Commissioner Dunlap, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey, and Roberts voting yes, to excuse Commissioner Clarke from voting on this matter to avoid a conflict of interest.

Commissioner Cooksey said he had concerns regarding the lawsuit referenced by Commissioner James, if the allegations on either side were true. Commissioner Cooksey said he

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felt the County was putting itself in a position of associating itself with one of the entities to that lawsuit, which he doesn't feel is a good position to be in.

Commissioner Dunlap said he had concerns also, but based on the advice of the County Attorney, that the County would not be liable in anyway with respect to the lawsuit between the two parties, he would support the request.

No one appeared to speak.

Motion was made by Commissioner Dunlap, seconded by Commissioner Murrey and carried 5-2 with Commissioners Dunlap, James, Leake, Murrey, and Roberts voting yes and Commissioners Bentley and Cooksey voting no, to close the public hearing and adopt the resolution of Approval In Principle Of Special Purpose Project For Red City Properties, LLC And The Financing Thereof With Recovery Zone Facility Bonds In The Principal Amount Of Up To \$6,480,000 as noted below.

Commissioner Jennifer Roberts introduced the following resolution, the title of which was read:

APPROVAL IN PRINCIPLE OF SPECIAL PURPOSE PROJECT FOR RED CITY PROPERTIES, LLC AND THE FINANCING THEREOF WITH RECOVERY ZONE FACILITY BONDS IN THE PRINCIPAL AMOUNT OF UP TO \$6,480,000

WHEREAS, The Mecklenburg County Industrial Facilities and Pollution Control Financing Authority (the "Authority") proposes to assist in the financing under the North Carolina Industrial and Pollution Control Facilities Financing Act, Chapter 159C of the North Carolina General Statutes, as amended (the "Act") of a "special purpose project," the proceeds of which will be loaned to Red City Properties, LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Company"), to be used to finance the acquisition, renovation and equipping of an approximately 88,000 square foot office building (the "Project"), to be owned and operated by the Company, or an affiliated or related entity, in Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, on December 1, 2009, the Board of County Commissioners of Mecklenburg County declared the County a recovery zone for purposes of Section 1400U-1 through 1400U-3 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, under the Code, the Project constitutes "recovery zone property" because it is a depreciable property located in a recovery zone which is used in the active conduct of the Company's trade or business; and

WHEREAS the Act and the Internal Revenue Code of 1986, as amended (the "Code") require that the governing body of a county approve in principle any project to be financed under the Act after a public hearing; and

WHEREAS, the North Carolina Tax Reform Allocation Committee has reallocated \$6,480,000 of recovery zone facility bond allocation to the Project; and

WHEREAS, this Board of Commissioners today has held a public hearing with respect to the advisability of the Project and the issuance of recovery zone facility bonds therefor, as evidenced by the Certificate and Summary of Public Hearing attached hereto as Exhibit A; and

WHEREAS, the Authority intends to issue its Recovery Zone Facility Bond (Red City Properties Project), Series 2010 (the "Bond") in the principal amount of up to \$6,480,000 which is expected to be issued as a variable rate bond that is privately placed with Branch Banking and Trust Company; and

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WHEREAS, Section 147(f) of the Code requires that the Board of Commissioners approve the plan of financing for the Bond; and

WHEREAS, under Section 159C-4 of the Act the issuance of bonds under the Act must be approved by the governing body of the county in which the project to be financed is located;

NOW, THEREFORE, the Board of Commissioners of Mecklenburg County, meeting in regular session in Charlotte, North Carolina, on November 16, 2010, does the following:

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR MECKLENBURG COUNTY:

The proposed "special purpose project" consisting of the acquisition, renovation and equipping of an approximately 88,000 square foot office building (the "Project"), under the Code, to be owned and operated by Red City Properties, LLC, a North Carolina limited liability company, or an affiliated or related entity, and the issuance of recovery zone facility bonds in an amount not to exceed \$6,480,000 therefor are hereby approved in principle.

The Board of Commissioners hereby approves the plan of financing as required by Section 147(f) of the Code.

The issuance of the Bond in the principal amount of \$6,480,000 is hereby approved for purposes of Section 159C-4 of the Act.

THE BONDS DO NOT CONSTITUTE A DEBT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE AUTHORITY OR THE COUNTY, OR A PLEDGE OF THE FAITH AND CREDIT OF THE STATE OF NORTH CAROLINA OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE AUTHORITY OR THE COUNTY.

Commissioner George Dunlap moved the passage of the foregoing resolution and Commissioner Daniel Murrey seconded the motion, and the resolution was passed by the following vote:

Ayes: Commissioners George Dunlap, Bill James, Vilma Leake, Daniel Murrey, and Jennifer Roberts

Nays: Commissioners Karen Bentley and Neil Cooksey

Not voting: Commissioner Dumont Clarke

Resolution recorded in full in Minute Book 45-A Document # _____.

(5) ADVISORY COMMITTEE REPORTS – NONE

(6) MANAGER'S REPORT – NONE

STAFF REPORTS AND REQUESTS

(7A) BUSINESS INVESTMENT PROGRAM GRANT: SAERTEX USA

Motion was made by Commissioner Bentley, seconded by Commissioner Dunlap and carried 7-1 with Commissioners Bentley, Clarke, Cooksey, Dunlap, Leake, Murrey and Roberts voting yes and Commissioner James voting no, to adopt a Resolution approving a Business Investment Program Grant to Saertex USA for a total estimated amount of up to \$88,063 and authorize the County Manager to negotiate and execute a contract.

Note: Saertex USA is a manufacturer of carbon fiber fabrics. This project entails the expansion of its

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existing facility in Huntersville by investing in a building expansion and new equipment. The project will include a capital investment of \$8 million beginning in 2011. The investment will be in building improvements and new business personal property. It will create 140 new jobs over the first 3 years with a projected average annual salary of approximately \$41,500.

The County's grant is equal to 50% of the taxes that will be paid by Saertex USA over 3 years and will be subject to the County's standard contract conditions setting compliance requirements on the part of the company, including clawback provisions. A fiscal impact analysis shows a present value of net benefits to the County of \$35,068 over 6 years.

Both the Town of Huntersville and the State of North Carolina will provide financial assistance to this project.

Economic Development Director John Allen addressed this matter, prior to the above vote.

Resolution recorded in full in Minute Book 45-A Document # _____.

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

(7B) UNIFORM SCHEDULES OF VALUES, STANDARDS AND RULES AND THE PRESENT-USE VALUE SCHEDULE FOR 2011 REAPPRAISAL

Motion was made by Commissioner James, seconded by Commissioner Bentley and carried 7-0 with Commissioners Bentley, Clarke, Dunlap, James, Leake, Murrey and Roberts voting yes, to adopt the final Uniform Schedules of Values, Standards and Rules, as set forth in Exhibit B-1, B-2 and C and direct the Clerk to the Board to publish notice of adoption as outlined in the Proposed Adoption Timetable.

Orders recorded in full in Minute Book 45-A, Documents # _____ and _____.

COUNTY COMMISSIONERS REPORTS AND REQUESTS - NONE

CONSENT ITEMS

Motion was made by Commissioner Dunlap, seconded by Commissioner Bentley and carried 7-0 with Commissioners Bentley, Clarke, Dunlap, James, Leake, Murrey and Roberts voting yes, to approve the following item(s):

(9) APPROVAL OF MINUTES

Approve minutes of Regular meeting held November 3, 2010; Budget/Public Policy meeting held September 14, 2010; and Closed Session held November 3, 2010, October 19, 2010, and September 21, 2010.

(10) INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate funds in the amount of \$51,803 for Real Estate Services, \$5,162 for Park and Recreation, \$3,315 for Sheriff and \$8,743 for Land Use and Environmental Services.

Note: The County received insurance money based on claims for stolen and damaged items in the departments identified.

(13) AREA MENTAL HEALTH FIRST QUARTER FY 2011 REPORT

Recognize and receive the First Quarter 2011 Area Mental Health Report.

FINANCIAL MANAGEMENT

	<u>Budget</u>	<u>Actual</u>	<u>% Received</u>
Revenue Source			
Medicaid & CAP	13,669,072	2,893,538	21.17%
State and Federal	29,970,786	7,533,083	25.13%
Third Party/Other	97,293	3,888	4.00%
County	44,963,374	9,493,779	21.11%
Total Revenues	88,700,525	19,924,288	22.46%

	<u>Budget</u>	<u>Actual</u>	<u>% Spent</u>
Service Continuum			
Children's Developmental Services	7,163,191	1,493,345	20.85%
Child & Adolescent Services	13,145,602	1,402,777	10.67%
Adult Mental Health	6,390,258	1,074,661	16.82%
Adult Substance Abuse	13,594,395	2,649,122	19.49%
Local Management Entity	8,596,537	1,610,683	18.74%
BHC Randolph	22,887,539	9,418,263	41.15%
Developmental Disabilities	16,923,003	2,275,437	13.45%
Total Expenditures	88,700,525	19,924,288	22.46%

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 Commissioners.

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

(14) DESTRUCTION OF DOCUMENTS—INTERNAL AUDIT

Authorize the destruction of internal audit documents in accordance with the North Carolina Records Retention and Disposition Schedule.

The records are:

1985	Agricultural Extension	Workpapers
1984-2005	Area Mental Health	Workpapers
1991-2005	Board of Elections	Workpapers
1995-2003	BOCC	Workpapers
1980-2002	Building Standards	Workpapers
1985-2003	Community Development	Workpapers
1986-1999	Community Support Services	Workpapers
1981-1991	Cooperative Extension	Workpapers
1982-2004	County Attorney	Workpapers

1979-1994	County Police	Workpapers
1999-2005	Court Services	Workpapers
1993	Data Processing	Workpapers
1982-1989	Elections	Workpapers
1979-2003	Engineering	Workpapers
1982-1992	Environmental Health	Workpapers
1983-2005	Finance	Workpapers
1982-2005	Fleet Management	Workpapers
1999-2005	General Services	Workpapers
1980-2005	Health	Workpapers
2003	Tax Assessor	Workpapers
1983-2004	Historic Landmarks	Workpapers
1980-2005	Human Resources	Workpapers
1989-2004	Information Systems Technology	Workpapers
1985	Insurance and Risk Management	Workpapers
1980-2004	Internal Audit	Miscellaneous
2004	Library	Workpapers
1983-2005	LUESA	Workpapers
1986-2001	Manager's Office	Workpapers
1980-1997	Medic	Workpapers
1983-2004	Medical Examiner	Workpapers
2003	Office of Vital Records	Workpapers
1980-2004	Outside Agency	Workpapers
1981-2005	Park and Recreation	Workpapers
1982-1989	Pre-Trial Release	Workpapers
1994-2001	Public Service and Information	Workpapers
1982	Purchasing	Workpapers
1980-1989	Radio Services	Workpapers
2004-2005	Real Estate Services	Workpapers
1980-1998	Register of Deeds	Workpapers
1980-1984	Security Services	Workpapers
1980-2002	Sheriff	Workpapers
1980-2005	Social Services	Workpapers
1980-2004	Tax Collections	Workpapers
1982-2001	Veteran's Service	Workpapers
1983	Women's Commission	Workpapers

(16) WAIVER OF RIGHT-OF-FIRST REFUSAL ON HUCKS ROAD PROPERTY

Waive the County's right of first refusal on a +/- 0.174 acre portion of Tax Parcel #027-161-02 on Hucks Road for a City of Charlotte sanitary sewer project.

(17) GREENWAY DONATION – MALLARD CREEK

Accept donation of Tax Parcel #051-065-94 (+/- 13.944 acres) from The Meadows at Houston Hills, LLC and Capital Land Partners, LLC on Mallard Creek.

Note: Tax Parcel 051-065-94 is donated by The Meadows at Houston Hills, LLC and Capital Land Partners, LLC based on the approved subdivision plan for the Meadows at Houston Hills subdivision. This parcel will add to greenway assemblage along Mallard Creek, and is located in the North Park District.

(18) RENAISSANCE PARK GOLF COURSE MANAGEMENT AGREEMENT

Approve an amendment to the management agreement to revise the capital improvements projects listing and funding source, re-prioritize the construction of an impact performance

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learning center, provide for the expansion of a 3-hole learning course to a 9-hole learning course at no cost to the County, and generate funds for the golf course capital reserve fund.

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

**(19) BUDGET AMENDMENT – NC CLEAN WATER MANAGEMENT TRUST FUND (LUESA)
(REVENUE INCREASE)**

1. Recognize, receive and appropriate up to \$250,000 in funds from the NC Clean Water Management Trust Fund for the Little Sugar Creek (LSC) Stream Restoration project at Cullman Avenue and East 36th Street.

2. Authorize the carry forward of unspent grant funds for subsequent years until completion of the project.

(22) BUDGET AMENDMENT – DSS (REVENUE INCREASE)

Amend the Department of Social Services (DSS) FY11 budget to recognize, receive and appropriate TANF Domestic Violence funds in the amount of \$28,042.

(23) BUDGET AMENDMENT – REGISTER OF DEEDS SPECIAL REVENUE FUND (INCREASE)

Recognize and appropriate \$400,000 of fee revenue for automation and preservation enhancements in the Register of Deeds Special Revenue Fund.

(24) CONTRACT WITH MIDLAND VOLUNTEER FIRE AND RESCUE, INC.

Approve contract with Midland Volunteer Fire and Rescue, Inc. to provide fire coverage outside the six-mile response of the Mint Hill VFD with the FY 11 \$3,500 payment coming from the unrestricted contingency fund.

(25) PROCLAMATION – HOMELESS AWARENESS MONTH

Adopt a joint proclamation designating November 2010, as “Homeless Awareness Month.”

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

(27) NONPROFIT AWARENESS MONTH

Adopt a proclamation designating November 2010, as “Nonprofit Awareness Month” in Mecklenburg County.

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

THIS CONCLUDED ITEMS APPROVED BY CONSENT

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

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(11) GRANT APPLICATION – COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS (CDFI)/FINANCE ASSISTANCE AND HEALTHY FOOD FINANCING INITIATIVE

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 6-0 with Commissioners Bentley, Clarke, James, Leake, Murrey, and Roberts voting yes, to approve Mecklenburg County's participation in the Charlotte-Mecklenburg Housing Partnership, Inc.'s \$2 million CDFI Financial Assistance (FA) grant application to the U.S. Treasury Department for the Double Oaks Community Development project.

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

(12) GRANT APPLICATIONS – MECKLENBURG PARTNERSHIP FOR CHILDREN

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

- 1) Approve the submission of a grant application for \$299,003 to the Mecklenburg Partnership for Children (Smart Start) for the Child Care Health Coordination Program for FY 2012 due November 23, 2010.
- 2) Approve the submission of a grant application for \$558,141 to the Mecklenburg Partnership for Children (Smart Start) for the Smart Start @ Home Program for FY 2012 due November 23, 2010
- 3) Approve the submission of a grant application for \$97,470 to the Mecklenburg Partnership for Children (Smart Start) for the Pediatric Dental Program for FY 2012 due November 23, 2010.
- 4) Approve the submission of a grant application for \$30,000 to the Mecklenburg Partnership for Children (Smart Start) for the Healthy Futures, Starting in the Kitchen Program for FY 2012 due November 23, 2010.
- 5) If awarded, recognize, receive and appropriate such funds.

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

Commissioner Dunlap returned to the dais.

(15) CAPITAL RESERVE REQUEST – SYNTHETIC TURF ATHLETIC FIELDS - PARK & RECREATION

Motion was made by Commissioner Leake, seconded by Commissioner Bentley and carried 7-0 with Commissioners Bentley, Clarke, Dunlap, James, Leake, Murrey, and Roberts voting yes, to authorize and appropriate expenditure of \$75,000 from the "Synthetic Turf Field" Capital Reserve account to repair and improve the synthetic turf fields at Elon Park, William R. Davie Park, Revolution Park and Harrisburg Park.

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

(20) BUDGET AMENDMENT – PARK AND RECREATION (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 7-0 with Commissioners Bentley, Clarke, Dunlap, James, Leake, Murrey, and Roberts voting yes, to recognize, receive and appropriate \$1,800 received from Charlotte-Mecklenburg Schools (CMS) for the SW Nature Preserve program for the at-risk youth McClintock Elementary School's

REVISED

Outdoor Club.

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

Commissioner Cooksey returned to the dais.

(21) BUDGET AMENDMENT – NC DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (REVENUE INCREASE)

Motion was made by Commissioner Murrey, seconded by Commissioner Cooksey and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey, and Roberts voting yes, to recognize, receive, and appropriate a grant award of \$339,765 from the NC Department of Juvenile Justice and Delinquency Prevention to the Mecklenburg County JCPC for the Gang of One Program.

Note: The Gang of One Program will use this grant for a program it plans to conduct out of the Greenville Recreation Center. This funding will provide the means to assist gang-involved juveniles served by the Gang Reentry and Intervention Team with job readiness skills for successful employment and implement a program to teach culinary arts to them, while providing a safe environment for learning and a foundation for a productive and fulfilled life. The objective is for the Gang of One Program of the Charlotte-Mecklenburg Police Department to assume the operation and maintenance of the Greenville Center and up-fit its kitchen to support a culinary program.

Commissioner Leake removed this item from Consent for more public awareness and to ask questions.

Fran Cook with the Gang of One addressed Commissioner Leake's questions.

Chairman Roberts suggested the Gang of One make a presentation at a future meeting of the Board's Criminal Justice Committee regarding their program.

(26) JOBBOOST SUBSIDIZED EMPLOYMENT PROGRAM

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cooksey, Dunlap, James, Leake, Murrey, and Roberts **voting yes, to** approve submitting a grant application for the Department of Social Services to operate a JobBoost Subsidized Employment program for active Work First participants.

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

ADJOURNMENT

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

NOVEMBER 16, 2010

Janice S. Paige, Clerk

Jennifer Roberts, Chairman

Daniel Murrey, Temporary Chairman