

FEBRUARY 5, 2013

MINUTES OF MECKLENBURG COUNTY BOARD OF COMMISSIONERS

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, February 5, 2013.

ATTENDANCE

Present: Chairman Patricia Cotham and Commissioners Karen Bentley, Dumont Clarke, George Dunlap, Trevor Fuller, Bill James, Vilma Leake, Kim Ratliff and Matthew Ridenhour
County Manager Harry L. Jones, Sr.
County Attorney Marvin Bethune
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

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

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) they wanted removed from consent and voted upon separately. The items identified were Items 13-0800, 13-0805, 13-0809, 13-0816, 13-0817, 13-0820, 13-0821, and 13-0827.

STAFF BRIEFINGS - NONE

(13-0834, 13-0835, 13-0837) CLOSED SESSION – PERSONNEL MATTER, BUSINESS LOCATION AND EXPANSION AND CONSULT WITH ATTORNEY

Motion was made by Commissioner Bentley, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to go into Closed Session for the following purposes: Personnel Matter, Business Location and Expansion and Consult with Attorney.

The Board went into Closed Session at 5:40 p.m. and came back into Open Session at 6:55 p.m.

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

-FORMAL SESSION-

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Chairman Cotham called this portion of the meeting to order, which was followed by introductions, invocation by Commissioner Bentley, and the Pledge of Allegiance to the Flag; after which, the matters below were addressed.

Note: Cub Scouts from Pack 13, University City United Methodist Church assisted with the Pledge of Allegiance to the Flag.

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

(13-0836) PUBLIC APPEARANCE

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

Jeff Collins, President of the Board of Directors for the Carolina Carrousel Thanksgiving Day Parade and Scholarship Foundation and Executive Director Linda Vespa addressed the need for financial support in order to keep the tradition of the parade occurring.

Chairman Cotham informed Mr. Collins and Ms. Vespa that under the rules regarding Public Appearance speaking, that requests for funding was not allowed. They were directed to touch basis with staff regarding their financial request. Mr. Collins and Ms. Vespa thanked the Board for that guidance.

John Bradford, a commissioner from the Town of Cornelius addressed the 2011 Revaluation. He asked the Board to approve a resolution asking the State Legislature give the Board the authority to refund any taxpayer from 2011-2012 that overpaid. Mr. Bradford said if the Board already had such authority a resolution should be approved, nonetheless, to show the Board's commitment to do the "right thing." Mr. Bradford said persons who overpaid should be refunded with interest.

Mr. Bradford asked the Board to suspend appeals before the Property Tax Commission. He asked that Pearson's Appraisal Service be a part of the reviews, because they would take an "unbiased approach" with taxpayers, bring confidence back into the process and would get matters settled without having to go back and forth to Raleigh to the Property Tax Commission.

Mr. Bradford said he was informed the Property Tax Commission would not consider Pearson's data, which he felt they should and that the Board should ask them to.

Mr. Bradford said the current Board of Equalization and Review needed to be replaced.

Mr. Bradford said he was informed the current Board of Equalization and Review was not taking the recommendations of Pearson's. He said the Board should encourage them to do so.

Blanche Penn addressed upcoming Black History Month activities being held at the Wallace Pruitt Recreation Center, February 18-23, 2013 highlighting the achievements of African Americans.

A copy of a flyer regarding the events is on file with the Clerk to the Board.

Teri Saurer on behalf of N.C. Parents Advocating for School Health, Dr. Jessica Saxe, family physician and chair of the Child Health Committee of the Mecklenburg County Medical Society, and Cheryl Herberg, president of the School Nurses Association of N.C. addressed the need for School Nurses and thanked the Board for making this need a priority.

A copy of handouts regarding the need for School Nurses is on file with the Clerk to the Board.

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Cheryl Emanuel with the Mecklenburg County Health Department, Regina Fleenor with the American Heart Association, Jan Wagner with Presbyterian Hospital, Terrilyn Cook, and Rev. Rusty Price, addressed Heart Disease Awareness Month and thanked the Board for its efforts in this area through the Health Department. They were joined at the podium by Desirae Small with Delta Sigma Theta Sorority, and Pastor Landry Rae with New Friendship Presbyterian Church in Huntersville.

(13-0818) APPOINTMENT

WASTE MANAGEMENT ADVISORY BOARD

Motion was made by Commissioner Dunlap, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to appoint Susan Tompkins to the Waste Management Advisory Board as recommended by the Charlotte City Council to fill an unexpired term expiring May 18, 2013 and for a full three-year term expiring May 18, 2016.

Note: She replaces Rich Deming.

(13-0839) APPOINTMENT - MECKLENBURG EMS JOINT AGENCY BOARD OF COMMISSIONERS

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to appoint Dr. Matthew Hanley to the Mecklenburg EMS Joint Agency Board of Commissioners.

Note: Per the Amended and Restated Joint Undertaking Agreement between Mecklenburg County and the Charlotte-Mecklenburg Hospital Authority that created the Mecklenburg Emergency Medical Services Agency, each Joint Agency Commissioner shall be appointed for a term of three years or until such Commissioner's successor is nominated and appointed; provided, however, that any Commissioner appointed to fill a vacancy occurring for any cause prior to the expiration of the term shall serve for the remainder of the unexpired term. There is no limit to the number of successive terms in which a Commissioner may serve.

He replaces Buck Wiggins.

PUBLIC HEARINGS

(13-0825) STREET NAME CHANGE

Motion was made by Commissioner James, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to open a public hearing to receive comments on the proposed renaming of a portion of Alexanderana Road to Eastfield Road, a portion of Alexanderana Road to Dixon Farm Road, a portion of Eastfield Road to Independence Hill Road and a portion of Alexanderana Road to Arthur Davis Road.

No one appeared to speak.

Motion was made by Commissioner James, seconded by Commissioner Clarke and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting

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yes, to close the public hearing on the proposed renaming of a portion of Alexanderana Road to Eastfield Road, a portion of Alexanderana Road to Dixon Farm Road, a portion of Eastfield Road to Independence Hill Road and a portion of Alexanderana Road to Arthur Davis Road; and approve the renaming of a portion of Alexanderana Road to Eastfield Road, a portion of Alexanderana Road to Dixon Farm Road, a portion of Eastfield Road to Independence Hill Road, and a portion of Alexanderana Road to Arthur Davis Road.

(13-0832) STREET LIGHTING FINAL ASSESSMENT

Motion was made by Commissioner James, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to open a public hearing on Street Lighting Preliminary Assessment Rolls for Mecklenburg County's participation in the Street Lighting Assessment project for the Mountain Point Subdivision.

No one appeared to speak.

Motion was made by Commissioner James, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to 1) acknowledge receipt of certification that a notice of the public hearing was mailed by first class mail to all property owners in the Mountain Point Subdivision; and 2) to close the public hearing and adopt the Final Assessment Roll Resolution Street Lighting Project Mountain Point Subdivision.

Resolution recorded in full in Minute Book _____ Document # _____.

ADVISORY COMMITTEE REPORTS

(13-0819) CHARLOTTE-MECKLENBURG COALITION FOR HOUSING (CMCH) PROGRESS REPORT

The Board received a progress report from the Charlotte-Mecklenburg Coalition for Housing. Mike Rizer, chairman gave the report.

Note: The Charlotte-Mecklenburg Coalition for Housing (CMCH) is a community-based board that was appointed to implement the Charlotte-Mecklenburg Ten Year Plan to End and Prevent Homelessness. Members are appointed by the Board of County Commissioners (BOCC), the Charlotte City Council and the Charlotte Mayor. It is composed of people with experience in housing, philanthropy, finance, legal services, education, real estate development, human services and public safety. Ex-officio members are the Mecklenburg County Community Support Services Department Director, the Charlotte Neighborhood and Business Services Director and the Charlotte Housing Authority Chief Executive Officer. The Board develops strategies to meet the Ten-Year Plan goals for housing, outreach and homelessness prevention, and makes recommendations to the BOCC and Charlotte City Council for implementation of proposed strategies.

The presentation addressed the committee's charge, goals, structure, subcommittees, progress to date, number of homeless in Charlotte/Mecklenburg County; and their next steps.

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

Comments

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Commissioner Dunlap asked what challenges did the committee face as a result of the financial crisis that hit the community as it related to being able to assist those in need of affordable housing, which was addressed.

Commissioner Dunlap asked was anything being done to educate the community regarding affordable housing within respective communities, which was addressed.

Commissioner Dunlap asked was the committee doing anything to educate the public on the definition of the “working poor,” which was addressed.

Commissioner Leake asked how were things looking with seven years remaining on the Ten-Year Plan, which was addressed. *Mr. Rizer noted that the Plan was developed in 2007 and that the committee wasn't appointed until 2010, thus, there was a lot of work to be done.*

Commissioner Ratliff asked what was being done to prevent the communities’ “working poor” from becoming the next generation of homeless, which was addressed from a housing perspective.

Chairman Cotham asked about those that were homeless and had a criminal record and unable to get affordable housing, which was addressed. *Mr. Rizer acknowledged that this was an issue but not one that he was well versed on and could address specifically.*

Chairman Cotham asked that the committee consider looking at this issue. *Mr. Rizer said they would.*

Chairman Cotham thanked Mr. Rizer for the report.

MANAGER'S REPORT

(13-0846) MECKLINK MEDICAID WAIVER UPDATE

The Board received an update on the implementation of the MeckLink Medicaid Waiver.

County Manager Jones noted the Mercer Group, hired by the state, in a consultation role, came last week to conduct a review of MeckLINK and that it was a positive visit. He said Mercer was scheduled to come back on February 13, 2013 for another review.

MeckLINK Behavior Health Director Phil Endress noted the following:

- To go-live with the Medicaid Waiver on March 1, 2013, MeckLINK will submit to two additional readiness reviews by Mercer Consulting.
- Mercer is to determine whether there is a high degree of probability that MeckLINK can accomplish all critical tasks necessary to go-live on March 1, 2013, as deemed in a manner consistent with previous readiness reviews of LME-MCOs implementing the waiver.
- Mercer and DHHS gave immediate verbal feedback to continue preparation and plan for second review, per Mercer's January 30, 2013 Review.
- Per Mercer, “MeckLINK has demonstrated significant progress to implement by March 1, 2013 provided that progress continue on the same pace and that all outstanding ‘critical’ tasks be fully resolved prior to March 1, 2013.”
- 100% of interested provider agencies, group practices, and licensed independent practitioners have fully executed contracts with MeckLINK.
- 95% of all providers have completed training on the Alpha claims processing system.
- Priority Tasks for February were reviewed.
 - Dashboards and report finalization

- Program integrity implementation
- Claims payment automation

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

Comments

Commissioner Leake requested a copy of Director Endress' PowerPoint.

Commissioner Leake asked about the number of persons that had been employed to work with MeckLINK, the location of those employees, the need for additional employees and in what areas, which was addressed.

Commissioner Clarke said some providers expressed to him concerns they had regarding the fact that they do not have a lot of reserves and want to make sure their claims were paid promptly. He asked if staff was confident that claims would be paid promptly and properly, so that providers don't have to be concerned about their delivery of services being disrupted. Commissioner Clarke asked was there a back-up system if the primary system doesn't work properly.

Director Endress said per statute, claims must be paid within 30 days and that it was staff's goal to do it sooner than that. Director Endress said it was important that providers submit their claims files timely. He explained how the process would work.

Commissioner Clarke encouraged staff to solicit the cooperation from those providers who have not responded to staff's request for the necessary information to get claims processed.

Commissioner Fuller said he would have expected the following areas to have been completed when Mercer visited last:

- The Call Center Overflow contract referenced on page 4 of the Mercer report
- Claims and Information Technology issues noted on page 16 of the report
- Financial Reports and Dashboards noted on page 19 of the report
- Other reporting issues noted on page 20 of the report.

Commissioner Fuller asked had the lease been signed with respect to a centralized location to house staff. *County Manager Jones said it was put on hold, pending the decision to go-live.*

Commissioner Fuller asked which areas would be housed at the location and the expected timeframe of accomplishing this, which was addressed.

Director Endress said once MeckLINK went live there would be on-going reviews by Mercer and the State of MeckLINK operations to make sure the goals were being met.

Commissioner Ratliff asked about the hiring process, which was addressed.

This concluded the discussion. No action was taken or required. The above is not inclusive of every comment but is a summary.

STAFF REPORTS & REQUESTS

(13-0831) REVALUATION REVIEW WORK PLAN UPDATE

The Board received a status report on the 2011 Revaluation Review Work Plan. General Manager/County Assessor Bobbie Shields gave the update. He was assisted by Emmett Curl with Pearson's Appraisal Service. The following was noted:

- Goals of Revaluation Action Plan
- Assessor's Office Mission
- Summary of Key BOCC Dates
- Status Report Proposed Work/Rework Plan with respect to:
 - Legislative Issues
 - Management Issues
 - Next Revaluation
 - Appeals Process
 - Minor Issues
 - Major Issues

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

Comments

Commissioner Leake asked about homes in District Two, specifically Clanton Park.

Commissioner Leake said a lot of homes were valued less than what homeowners thought they should have been valued. *Mr. Curl said they would to address values that increased and decreased. Mr. Curl encouraged Commissioner Leake to contact him and he would be happy to sit down and address any specific concerns she had.*

Commissioner Fuller requested a copy of the PowerPoint. *General Manager/County Assessor Shields said a copy of the PowerPoint would be available on-line.*

Commissioner Fuller asked about the recruitment process for hiring a new County Assessor. *General Manager/County Assessor Shields said he would like to find out more about the Board's expectations but typically, staff would go through the application process, narrow the list of applicants down and present those to the Board for consideration.*

General Manager/County Assessor Shields reminded Chairman Cotham that per the 2011 Revaluation Review Action Plan, which was approved by the previous Board on November 27, 2012, the chairman is to appoint a subcommittee of the Board to work with the revaluation and appeals process. General Manager/County Assessor Shields said the subcommittee might want to participate in some of the interviews as well.

General Manager/County Assessor Shields recommended the subcommittee be appointed next week or no later than the first week of March because the process needs to get started.

Chairman Cotham asked had the County worked with the search firm it planned to use to recruit a new County Assessor in the past and was consideration given to local executive search firms. *General Manager/County Assessor Shields said yes and that the proposal that was sent out specifically asked for those that were experienced in hiring assessors.*

Chairman Cotham asked about the implementation status of recommendations offered by Pearson's. *Mr. Curl said the focus was on the appeals process and those neighborhoods where there were high concentrations.*

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Chairman Cotham asked about the replacement of the Board of Equalization and Review, per action taken by the previous Board. *General Manager/County Assessor Shields said discussion concerning the Board of Equalization and Review would take place at the Board's Budget/Public Policy meeting next Tuesday, February 12, 2013.*

Chairman Cotham said she was asked by a constituent would appeal hearings at the Property Tax Commission level be suspended until after Pearson's completed its evaluation. *General Manager/County Assessor Shields said staff at the Property Tax Commission were working with property owners to schedule the appeals and that they were aware of the need to talk to some of the property owners to see if things could be resolved. He said the Property Tax Commission was being flexible in its scheduling.*

Mr. Curl said staff had worked through some of the processes and that they were involved in anything that's scheduled to be heard and that staff has asked for their opinion and to be witnesses if called upon.

Commissioner Ridenhour asked was it possible that at next week's Budget/Public Policy meeting a response could be provided to answer the following questions: 1) Is it possible for recordings of Board of Equalization and Review meetings to be made available to a taxpayer to use as reference material for future appeals if needed? 2) Is it possible that decisions could be rendered immediately following a hearing rather than at the end of the day? *General Manager/County Assessor Shields said those issues could be addressed at next week's meeting.*

General Manager/County Assessor Shields said the purpose of next week's Budget/Public Policy meeting was to help set up a process and that once the Chairman appoints the Board's Subcommittee to work with the Board of Equalization and Review and the new Board of Equalization and Review was appointed, part of the charge would be to look at the process and to make changes to the process as needed.

Commissioner Bentley returned to the dais.

Commissioner Ridenhour commented on future revaluations and suggested that consideration be given to hiring an outside agency to conduct future revaluations.

Commissioner Ridenhour said there was a "tendency" for governments to over value properties because government needs those tax dollars to fund programs. Commissioner Ridenhour said if a local outside agency was used to conduct revaluations, not only would it be putting people to work, but that "natural bias" would be removed from the equation and it would come up with values more in line with what constituents and homeowners felt their property was worth.

Commissioner Dunlap asked was it possible that a taxpayer who went through the appeals process and had their values adjusted last year, would have to go through that process again and possibly be informed their values needed to be readjusted again.

General Manager/County Assessor Shields said each time the value of someone's property changed, the property owner had the right to appeal.

General Manager/County Assessor Shields said once the value was set, unless there was a change in the property or an error, then the value is set, it doesn't change again.

Commissioner James said he would like to know if there was a way to quantify the size of the error. *General Manager/County Assessor Shields said as Pearson's continues its work, it might be possible to determine how many values increased and how many decreased.*

Commissioner James said this would be important to know for budgetary reasons.

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Commissioner Clarke commented on a speaker who appeared before the Board once, who said having gone through the appeals process and reaching an acceptable determination that he would not want to go through that process again, if there was a change made due to a review of the major and minor issues by Pearson's.

Commissioner Clarke asked would the wishes of those in that same situation be considered.

General Manager/County Assessor Shields said if the value changed, the taxpayer had to be notified.

Commissioner Clarke asked was it possible the review that's taking place could impact what was settled upon with respect to someone's property that had gone through the appeals process. *The response was yes.*

Commissioner Clarke asked was that applicable to those that didn't appeal as well. *The response was yes.*

Commissioner Clarke asked was it staff's intent to provide the Board with a report on every single piece of property as to whether there was a change in value. *The response was no.*

General Manager/County Assessor Shields said the Board would receive a summary report showing the net affect of the changes.

Commissioner Clarke asked would the summary report show the percentage of those affected and the financial impact when you net out the refunds due to lower values and the additional taxes due to higher values. *The response was yes.*

Commissioner Clarke asked about the timeline for the Board's receipt of the summary report.

General Manager/County Assessor Shields said this was an on-going process because staff would soon be receiving appeals for 2013 and that they had already started to come in. Thus, a date would have to be set to end the appeals, which was something that would be discussed at next week's Budget/Public Policy meeting.

This concluded the discussion. No action was taken or required. The above is not inclusive of every comment but is a summary.

COUNTY COMMISSIONERS REPORTS & REQUEST – NONE

CONSENT ITEMS

Motion was made by Commissioner Bentley, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to approve the following item(s):

(13-0814) ORDINANCE REVISIONS - LUESA FEE ORDINANCE & BUILDING DEVELOPMENT ORDINANCE

1. Amend the LUESA Fee Ordinance to delete provisions charging for electrical, mechanical, and plumbing journeyman examinations.
2. Amend the Building-Development Ordinance to revise definitions and requirements related to mechanical and plumbing journeyman's program and contractor licenses.

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Ordinances recorded in full in Minute Book _____ Documents # _____ and _____.

(13-0822) APPOINTMENT OF REVIEW OFFICERS

Amend "Resolution Designating Review Officers to Review Each Map and Plat Recorded in the Register of Deeds Office pursuant to N.C.G.S. 47-30.2" to add the names of William R. Washam III and Wayne Herron as Review Officers and to delete the name of Karen Floyd from the Resolution adopted August 14, 1997.

Resolution recorded in full in Minute Book _____ Document # _____.

(13-0823) LAND DONATION - NORTHLAKE REAL ESTATE INVESTORS, LLC PROPERTY

Accept the donation of Tax Parcels 025-221-10 (+/- 7.565 acres) and 025-221-11 (+/- 6.218 acres) on Long Creek and Dixon Branch from Northlake Real Estate Investors, LLC Property.

Note: The subject property is a portion of a +/- 23.96 acre, mixed-use non-residential development approved through the City of Charlotte's rezoning process in 2011. As part of that approval, the developer was required to donate property (+/- 13.783 acres) to the County for future greenway construction along Long Creek and Dixon Branch.

(13-0824) CONSTRUCTION CONTRACT - AMERICAN LEGION MEMORIAL STADIUM ATHLETIC FIELD LIGHTING

Award a construction contract to MUSCO Sports Lighting, LLC in the amount of \$795,000 for the American Legion Memorial Stadium Athletic Field Lighting.

(13-0826) AD VALOREM TAX ADVERTISEMENT

Order the advertisement of delinquent 2012 real estate and personal property taxes.

Note: The advertisement is a notification to taxpayers of outstanding tax balances. As of January 22, 2013, \$46,262,318.34 of the \$863,736,383.83 levy remains unpaid. In accordance with NCGS 105-369(a), the governing board must order the tax collector to advertise the tax liens.

(13-0828) TAX REFUNDS

Approve refunds in the amount of \$103,702.48 and interest as statutorily required to be paid as requested by the Assessor resulting from clerical errors, audits and other amendments.

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

(13-0833) MINUTES

1) Approve minutes of Regular meeting held January 15, 2013; Budget Public Policy held January 8, 2013; and Closed Sessions held January 30, 2013, January 15, 2013, January 8, 2013, January 2, 2013 and December 18, 2012.

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2) Authorize the Clerk to amend the minutes of January 2, 2013 to correct the wording of the motion associated with Item 13-0762 Grant Application-NC Clean Water Management Trust Fund to reflect the revised wording that was approved by the Board, rather than the original wording of the item.

3) Authorize the Clerk to amend the minutes of November 20, 2012 to correct the wording of the motion associated with Item 12-0613 Street Lighting Final Assessment by deleting the word Coffey, which the submitting department, included by mistake.

(13-0847) BOARD BULLETIN

Receive the County Manager's Board Bulletins published since the last Board meeting.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

(13-0800) CAPITAL RESERVE REQUEST - FREEDOM PARK SIDEWALK REPAIR AND REPLACEMENT (PARK AND RECREATION)

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to authorize and appropriate expenditure of \$91,163 from the Freedom Park Capital Reserve account to repair and replace the concrete and asphalt sidewalks at Freedom Park.

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

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

(13-0805) BUDGET AMENDMENT - MECKLINK BEHAVIORAL HEALTHCARE (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, and Ratliff voting yes, to recognize, receive and appropriate additional State funds in the amount of \$44,542 for bridge funding in Mecklenburg County catchment area.

Commissioner Leake removed this item from Consent for more clarity.

(13-0809) CAPITAL RESERVE REQUEST - AQUATIC FACILITIES

Motion was made by Commissioner Leake, seconded by Commissioner Bentley and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, and Ratliff voting yes, to

1. Appropriate \$17,500 from the Consolidated Aquatic Capital Reserve Fund for swim competition timing equipment at the Mecklenburg County Aquatic Center.

2. Appropriate \$35,350 from the Consolidated Aquatic Capital Reserve Fund for fitness and pool lift equipment at Ray's Splash Planet.

3. Appropriate \$5,500 from the Consolidated Aquatic Capital Reserve Fund for pool equipment at Marion Diehl Recreation Center Pool.

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

(13-0816) GRANT APPLICATION - CLEAN AIR ACT, SECTION 103, SPECIAL PURPOSE FEDERAL GRANT

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, and Ratliff voting yes, to

1. Approve the submission of the County's FY13 CAA Section 103, Special Purpose federal grant application.
2. Upon Award of grant, recognize, receive and appropriate the CAA Section 103 grant award.

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

(13-0817) ADVISORY COMMITTEE BYLAWS/APPOINTMENT - HOME AND COMMUNITY CARE BLOCK GRANT (HCCBG)

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, and Ratliff voting yes, to

- 1) Approve the amended by-laws for an Advisory Committee for the Home and Community Care Block Grant (HCCBG) for older adults.
- 2) Appoint members to an Advisory Committee for the HCCBG for Older Adults as recommended and noted below.

Note: The amendments to the by-laws for the Advisory Committee were made to reflect that the Department of Social Services (DSS) is now serving as the designated lead agency for the administration of the Home and Community Care Block Grant (HCCBG). For several years, DSS has served as co-lead agency along with the Council on Aging (COA). However, COA does not have staff and its future is unknown, so DSS is serving in this lead agency capacity. The HCCB grant requires the annual appointment by the Board of an Advisory Committee to assist in gathering input and obtaining consensus regarding the content of the plan. This appointment will assist the lead agency in developing the County Aging Funding Plan for Fiscal Year 2014.

**Home & Community Care Block Grant Committee
2012-2013 Roster (Revised 1/14/13)**

Laura Wasson (Committee Chair,
GS) P Department of Social Services
Corsha Caughman (PP, Housing) 2013
Charlotte Housing Authority
Darrell Cunningham (GS, SC-Social
Services) 2012 Department of Social
Services
Darryl Crenshaw (CR) P - Interim Division
Director Veterans Services
Jacqueline Glenn (GS-SC-Health)P

Mecklenburg County Health Department

Mary Anne Hammond (OA-North) 2012

Tabatha Howard (CR) Carlton Watkins
Center

Dahn Jenkins (SC-Senior Centers) 2012

Executive Director Levine Senior Center

Crystal Long (GS)

Recreation Specialist for Senior Programs

Ivory Baker Recreation Center

Ann Newman (AR, OA) 2013

Evelyn Newman (OA) 2012

Gayla Woody (HCCBG Program

Administrator*)P

Centralina Area Agency on Aging

Ruby Works (PS)

Ray's Playze Adult Day Center

Carolyn Cook

LEED AP ID+C, CAPS

Live Smart Designs

Dr. Robert Shive

Legend

AR = Geographic Area

Representative

CR = Constituent Representative

GS = Public Services Provider

NP = Non-Profit

OA = Older Adult

PS = Service Category

Representative

STH = Senior Tar Heel/Alternate

* = Ex-officio

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

A copy of the By-laws is on file with the Clerk to the Board.

Commissioner Ridenhour returned to the dais.

(13-0820) BUDGET AMENDMENT - CASEY GRANT - DSS (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to amend the Department of Social Services FY13 budget to recognize, receive and appropriate \$83,000 from Casey Family Programs for the Child Welfare Initiative Program.

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

(13-0821) BUDGET AMENDMENT - DSS ENERGY PROGRAMS (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to amend the Department of Social Services (DSS) FY13 Budget to recognize, receive and appropriate additional revenue and corresponding expenditures as follows:

- A. Crisis Intervention Payment (CIP) -- \$1,000,000
- B. Low Income Energy Assistance & Crisis Intervention Payments Administration (LIEAP/CIP) -- \$279,417.

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

(13-0827) BUDGET AMENDMENT - LUESA/WATER QUALITY (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to amend the LUESA FY13 budget to recognize, receive and appropriate \$140,000 for LUESA/Water Quality and carry forward the unspent balance to FY 2014.

Note: Funds are being received from New Birth Worship Center for a violation of the Town of Huntersville Ordinance by failing to maintain and repair required Best Management Practice (BMPs). On July 31, 2009 New Birth Worship Center, located in Huntersville, submitted to Mecklenburg County and the Town of Huntersville a cash bond for maintenance of required water quality BMPs for \$140,000. The purpose of the bond is to guarantee that maintenance and repair of the right of way and BMPs as specified on the approved plans for the New Birth Worship Center in accordance with the Town of Huntersville Ordinance. New Birth Worship Center is presently in default of the terms of the maintenance bonds and is in violation of the Town of Huntersville Ordinance by failing to maintain and repair of all improvements as required by the terms of the Ordinance. Pursuant to the terms of the cash bond, Mecklenburg County will use the funds from the cash bond to complete the maintenance issues. The funds will be limited to paying for costs of repairs, including reimbursement to Mecklenburg County for any and all expenses which may have incurred after the default has occurred. Any funds remaining after completion of these improvements (including compensating the County for staff time and attorney's expenses) will be returned to the Worship Center.

Commissioner Leake removed this item from Consent for more clarity.

(13-0835) BUSINESS LOCATION AND EXPANSION

Motion was made by Commissioner Dunlap, seconded by Commissioner Fuller and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to go into Closed Session to discuss Business Location and Expansion.

The Board went into Closed Session at 9:32 p.m. and came back into Open Session at 10:17 p.m.

Commissioners Bentley, James, Leake, and Ratliff were absent when the Board came back into Open Session and for the remainder of the meeting.

ADJOURNMENT

Motion was made by Commissioner Clarke, seconded by Commissioner Fuller and carried 5-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, and Ridenhour voting yes, that there being no further business to come before the Board that the meeting be adjourned at 10:20 p.m.

Janice S. Paige, Clerk

Patricia "Pat" Cotham, Chairman