

JUNE 18, 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, June 18, 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
Interim County Manager Bobbie Shields
County Attorney Marvin Bethune
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

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

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 13-1107, 13-1130, 13-1143, 13-1144, 13-1149, 13-1158, and 13-1172.

STAFF BRIEFINGS - NONE

(13-1174, 13-1177) CLOSED SESSION – CONSULT WITH ATTORNEY AND BUSINESS LOCATION AND EXPANSION

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

Motion was made by Commissioner Leake, seconded by Commissioner Ridenhour and carried 6-0 with Commissioners Cotham, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to go into Closed Session for the following purpose: Business Location and Expansion.

The Board went into Closed Session at 5:03 p.m. and came back into Open Session at 5:20 p.m.

Commissioners Bentley, Clarke, and Dunlap were present when the Board came back into Open Session. They entered the meeting during Closed Session.

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

-FORMAL SESSION-

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

STAFF REPORTS & REQUESTS

(13-1175) PROPOSED CAPITAL PLAN -- FY2015 - FY2019

Assistant County Manager Dena Diorio presented the proposed Capital Plan FY2015 – FY2019.

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

Motion was made by Commissioner Dunlap, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to approve the five-year capital improvement plan for FY2015 through FY2019.

(13-1184) ORDINANCE REVISION – LAND USE & ENVIRONMENTAL SERVICES FEE

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to amend LUESA Fee Ordinance to revise demolition permit fees.

Note: Last year, LUESA agencies (Air Quality, Environmental Health, Code Enforcement) proposed revisions to the demolition permit fee structure. The current consolidated fee structure was created in 1997 to simplify the process for customers by creating one payment process, but has not changed in 15 years. In its April 17, 2012 meeting, the Building Development Commission (BDC) voted to support a FY13 increase of 10% followed by four annual increases of 2.5%, in each of FY14, FY15, FY16 and FY17. The Board of County Commissioners approved the initial 10% demolition permit fee increase on June 5, 2012. This is the first of the four 2.5% Demo Permit Fee increases as recommended by the BDC in its April 17, 2012 meeting. The BDC also met on March 19, 2013 and voted in support of this action

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

COUNTY COMMISSIONERS REPORTS & REQUESTS

(13-1173) FY2013-2014 BUDGET ORDINANCE

Motion was made by Commissioner Dunlap, seconded by Commissioner Ratliff, to approve the Mecklenburg County, North Carolina Budget Ordinance Fiscal Year 2013-2014.

Note: At its June 11, 2013 workshop meeting, the Board directed staff to prepare the FY2013-2014 Budget Ordinance consistent with the Board's straw voting at the workshop. Approval of the Budget Ordinance will adopt a balanced operating budget of expenditures and revenues for

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the period of July 1, 2013 through June 30, 2014 as required by the Local Government Budget and Fiscal Control Act. The Budget Ordinance is consistent with the Board's straw voting, resulting in a total budget of \$1.68 billion and a county property tax rate increased from 79.22 cents to 81.57 cents, as well as the law enforcement service district tax rate remaining at the current rate of 19.37 cents. Also, the following reflects the tax rates for the fire service districts for the following Extra Territorial Jurisdictions (ETJs): Charlotte = 6 cents; Cornelius = 5 cents; Davidson = 5 cents; Huntersville = 5 cents; and Mint Hill = 7 cents.

Substitute motion was made by Commissioner James, seconded by Commissioner Bentley, to adopt the revised Manager's budget (after the recent straw votes) as stated by Commissioner Dunlap in the original motion, but keeping the current general property tax rate of 79.22 cents adjusted for the following items:

1. Line 75 – Defer OPEB's funding for upcoming year	\$8,000,000
2. Line 187 – Reduce Facility Management and Maintenance	\$4,000,000
3. Defer Capital and Fleet Reserves for a year (use for operating)	\$6,400,000
4. Take the difference from 'fund balance' (use for operating)	<u>\$6,600,000</u>
	\$25,000,000

Note: \$12,000,000 will be cut from items 1 and 2 of the operating budget and \$13,000,000 will be temporarily taken from the fund balance to balance the budget.

In addition, the following amounts will be transferred into a restricted contingency pending the hiring of a new Assessor and future board action:

Business Personal Property Audit (CAO) 170	\$ 267,809
Property Assessment Services (CAO) 171	\$2,232,288
Real Property Valuation (CAO) 178	<u>\$4,995,212</u>
Total	\$7,495,309

Commissioner Bentley offered a friendly amendment that was accepted by Commissioner James, which was to change the amount to be placed into restricted contingency pending the hiring of a new Assessor and future board action to \$1.8 million which represents the increase of FY13 over FY14.

Interim County Manager Shields informed the Board that if Commissioner James' motion passed, there would be a \$1.25 million budget shortfall.

After discussion regarding the reasoning and impact of the substitute motion, the vote was then taken on the substitute motion as amended and noted below.

Substitute motion was made by Commissioner James, seconded by Commissioner Bentley, and failed 5-4 with Commissioners Clarke, Dunlap, Fuller, Leake, and Ratliff voting no and Commissioners Bentley, Cotham, James, and Ridenhour voting yes, to adopt the revised manager's budget (after the recent straw votes) keeping the current general property tax rate of 79.22 centers adjusted for the following items:

1. Line 75 – Defer OPEB's funding for upcoming year	\$8,000,000
2. Line 187 – Reduce Facility Management and Maintenance	\$4,000,000
3. Defer Capital and Fleet Reserves for a year (use for operating)	\$6,400,000
4. Take the difference from 'fund balance' (use for operating)	<u>\$6,600,000</u>
	\$25,000,000

\$12,000,000 will be cut from items 1 and 2 of the operating budget and \$13,000,000 will be temporarily taken from the fund balance to balance the budget.

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In addition, that \$1.8 million be transferred into a restricted contingency pending the hiring of a new Assessor and future board action. Also, that the shortfall noted by Interim County Manager Shields be taken out of fund balance in order to balance the FY13-14 Budget.

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 allow persons that signed up to speak regarding the budget to do so.

It was noted that citizens normally address the budget at the Board's Budget Public Hearing, which was held on May 30, 2013 but that the persons who signed up to speak wanted to address the proposed property tax rate.

The following persons appeared to speak in opposition to a property tax rate increase: Christian Hine, Wayne Powers, Dennis Peterson, Mary Armstrong, and Daniel Ruffy.

Commissioners then addressed the original motion, after which, the vote was taken on the original motion as noted below.

Motion was made by Commissioner Dunlap, seconded by Commissioner Ratliff, and carried 5-4 with Commissioners Clarke, Dunlap, Fuller, Leake, and Ratliff voting yes and Commissioners Bentley, Cotham, James, and Ridenhour voting no, to approve the Mecklenburg County, North Carolina Budget Ordinance Fiscal Year 2013-2014.

Note: The Mecklenburg County, North Carolina Budget Ordinance Fiscal Year 2013-2014 establishes a balanced operating budget of expenditures and revenues for the period of July 1, 2013 through June 30, 2014 as required by Local Government Budget and Fiscal Control Act. The total budget is \$1.68 billion and it sets the county property tax rate at 81.57 cents, as well as the law enforcement service district tax rate remaining at the current rate of 19.37 cents. Also, the following reflects the tax rates for the fire service districts for the following Extra Territorial Jurisdictions (ETJs): Charlotte = 6 cents; Cornelius = 5 cents; Davidson = 5 cents; Huntersville = 5 cents; and Mint Hill = 7 cents.

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

The Board recessed at 9:10 p.m. for a break and reconvened at 9:24 p.m.

AWARDS/RECOGNITION

(13-1178) NORTH CAROLINA STATE TREASURER'S AWARD FOR EXCELLENCE IN ACCOUNTING AND FINANCIAL MANAGEMENT

The Board recognized and thanked the County's Human Services Finance Division staff for receiving the North Carolina State Treasurer's Award for Excellence in Accounting and Financial Management.

Tonya Fry, Finance Director for the Centralina Council of Governments and on behalf of the N.C. Association of Certified Public Accountants and Jim Burke from the State Treasurer's Office presented this matter to the Board. It was noted that the actual award was presented and received in March.

Assistant County Manager Dena Diorio and retired former Human Services Finance Division Director Gail Murchison accepted the recognition on behalf of the County's Human Services Finance Division staff.

Note: The North Carolina State Treasurer's Award for Excellence in Accounting and Financial Management program is designed to encourage North Carolina units of local government to upgrade their accounting and financial management systems and procedures. The award is given to those governmental units demonstrating the most improvement or increased transparency in accounting or financial management programs, systems, methods, and procedures. The Human Services Finance Division (HSF) was implemented in August, 2011. The Division was formed to build and enhance a high-performing financial management operation to support the four County human services departments (Departments of Social Services, Public Health, MeckLINK Behavioral Healthcare, and Community Support Services Department). The focus is developing and improving fiscal compliance, including strengthening internal controls and improving consistency and accountability over financial management practices. The unique nature of this model and the processes developed and implemented were key factors in the County receiving this award. The HSF staff worked extremely hard and this award was a testament to their dedication to the County and the department customers they serve.

(13-1153) PUBLIC APPEARANCE

No one appeared to speak during the Public Appearance portion of the meeting.

(13-1166) APPOINTMENTS

DOMESTIC VIOLENCE ADVISORY BOARD

The vote was taken on the following nominees for appointment to the Domestic Violence Advisory Board:

Monique Horace	None
Christen Richardson	None
Teresa Smith	Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour
	<i>Voting Ceased</i>
Latonja Worsham	

Chairman Cotham announced the appointment of Teresa Smith to the Domestic Violence Advisory Board to fill an unexpired term expiring April 30, 2015.

Note: She replaces Evelyn Mills.

(13-1167) NOMINATIONS/APPOINTMENTS

AIR QUALITY COMMISSION

Motion was made by Commissioner Bentley, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to nominate and appoint June Blotnick to the Air Quality Commission as the Environmental representative to fill an unexpired term expiring August 31, 2014.

Note: She replaces Emily Anderson.

BOARD OF MOTOR VEHICLE REVIEW

Motion was made by Commissioner Bentley, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Dietrich Brown, Eric Little, and Charles Roberts to the Board of Motor Vehicle Review for one-year terms expiring July 18, 2014.

Motion was made by Commissioner Leake, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Charles Roberts as chairman of the Board of Motor Vehicle Review for the duration of his term.

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 nominate Chris Price for appointment consideration to the Board of Motor Vehicle Review.

Note: an appointment will occur following an interview of the above nominee by an ad hoc committee of the Board appointed by the Chairman. Per Board policy, persons seeking appointment to the Board of Motor Vehicle Review must undergo an interview process.

BUILDING DEVELOPMENT COMMISSION

Motion was made by Commissioner Bentley, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Jonathan Bahr as the Charlotte Chamber of Commerce representative and Kevin Silva as a General Public representative to the Building Development Commission for three-year terms expiring July 31, 2016.

Motion was made by Commissioner Fuller, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Jonathan Bahr as chairman of the Building Development Commission for the duration of his term.

CHARLOTTE-MECKLENBURG COALITION FOR HOUSING

Motion was made by Commissioner Dunlap, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Annabelle Suddreth to the Charlotte-Mecklenburg Coalition for Housing as the Human Services representative for a three-year term expiring June 30, 2016.

Motion was made by Commissioner Dunlap, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to nominate and appoint Josef Penner to the Charlotte-Mecklenburg Coalition for Housing as the Public Safety/Law Enforcement representative to fill an unexpired term expiring June 30, 2014.

Note: He replaces Frank Cantrell.

CITIZEN'S CAPITAL BUDGET ADVISORY COMMITTEE

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Commissioner Bentley nominated all applicants for appointment consideration to the Citizen's Capital Budget Advisory Committee: Leigh Altman, Sue Peck, David Tibbals.

Note: An appointment will occur on July 2, 2013.

CITIZEN'S TRANSIT ADVISORY GROUP

Motion was made by Commissioner Dunlap, seconded by Commissioner Ratliff and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Matt Covington and Robert Watson to the Citizen's Transit Advisory Group for two-year terms expiring June 30, 2015.

CMUD ADVISORY COMMITTEE

Motion was made by Commissioner Clarke, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Ron Charbonneau to the CMUD Advisory Committee as the Neighborhood Leader representative for a three-year term expiring June 30, 2016.

HUMAN RESOURCES ADVISORY COMMITTEE

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Henry Federal and JeNai Redwood to the Human Resources Advisory Committee for three-year terms expiring June 30, 2016.

JURY COMMISSION

Motion was made by Commissioner Dunlap, seconded by Commissioner Ratliff and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to nominate and appoint Carla Brafford to the Jury Commission for a two-year term expiring June 30, 2015 effective July 1, 2013.

Note: She replaces Gail Gibson.

JUVENILE CRIME PREVENTION COUNCIL

Motion was made by Commissioner Fuller, seconded by Commissioner Leake and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to reappoint Douglas Edwards, Susan McCarter and Mary Lisa Moore to the Juvenile Crime Prevention Council as General Public representatives and Laura Johnson as the Business Community representative for two-year terms expiring June 30, 2015.

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to nominate and appoint Jane Goble-Clark to the Juvenile Crime Prevention Council as the Substance Abuse Professional representative for a two-year term expiring June 30, 2015.

Note: She replaces Lopa Thakkar.

MOUNTAIN ISLAND LAKE MARINE COMMISSION

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to nominate and appoint Daniel DuVall to the Mountain Island Lake Marine Commission to fill an unexpired term expiring September 30, 2014

Note: He replaces Margaret Morgan.

WOMEN'S ADVISORY BOARD

Commissioner Bentley nominated all applicants for appointment consideration to the Women's Advisory Board: Andrea Arterburn, Heather Blake, Sarah Byrne, Lynnette Carr, Valerie Dorsett, Devonya Govan-Hunt, Charlene Henderson, Kathi Knier, Imana Legette, Nichole Patterson, Christen Richardson, Teresa Smith, Sasha Tomaszycski, Latonja Worsham, and Denise Young-Boyd.

Note: An appointment will occur on July 2, 2013.

PUBLIC HEARINGS - 6:30 PM - NONE

ADVISORY COMMITTEE REPORTS

(13-1079) DOMESTIC VIOLENCE ADVISORY BOARD 2012 ANNUAL REPORT

The Board received the annual report of the Domestic Violence Advisory Board (DVAB). LiMia Bowen, Chair and Patrick Burris, Co-Chair of the Domestic Violence Advisory Board gave the report. The following was covered in the report:

- 2012 Accomplishments
- Concerns: Domestic Violence Crimes
- Concerns: Child Victim Services
- Adult Victim Services
- Abuser Intervention
- Community Resources
- Domestic Violence Advisory Board Recommendations
 - *Continue to identify Domestic Violence as a priority safety and health issue on the Mecklenburg County Balanced Scorecard*
 - *Continue to support annual update of Domestic Violence Warehouse*
 - *Continue to financially support the Safe Alliance Clyde and Ethel Dickson's Domestic Violence Shelter*
 - *Support continuation of lethality assessment by police to determine predominant aggressor and referrals to Domestic Violence services*
 - *Utilize media technology to support access to a Magistrate in North Mecklenburg*
 - *Expand CD/CP response program to child witnesses of trauma to all CMPD divisions*
 - *Implement all Fatality Review Team recommendations*

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

Chairman Cotham thanked them for the report.

COUNTY COMMISSIONERS REPORTS & REQUEST

(13-1180) DOMESTIC VIOLENCE SUMMIT -- COMMISSIONER DUNLAP

Motion was made by Commissioner Dunlap, seconded by Commissioner Fuller and carried 7-2 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, and Ratliff voting yes and Commissioners James and Ridenhour voting no, to appropriate \$1,200 from the FY2013 Unrestricted Contingency Fund for the Domestic Violence Summit and approve the carry forward of those funds into FY14.

Commissioner Bentley asked that going forward the Domestic Violence Advisory Board seek financial assistance from the City of Charlotte and Charlotte-Mecklenburg Schools.

MANAGER'S REPORT

(13-1164) COUNTY ASSESSOR RECRUITMENT

The Board received an update on the County Assessor recruitment process. Interim County Manager/County Assessor Shields addressed this matter with the Board. The update also included a review of 2011 Revaluation Review Work Plan (a copy of which is on file with the Clerk to the Board).

Interim County Manager/County Assessor Shields noted the following regarding the recruitment process:

- The recruitment process was completed.
- The best candidate from those interviewed was selected, however, on Monday, June 17, 2013 he was told by that candidate that he was no longer interested in the position.
- The Board has two options, at this point.
 - Continue the recruitment process using The Mercer Group
 - Start all over with a new search firm
- Per the County's agreement with The Mercer Group, Mercer was obligated to continue its executive recruitment search until a successful candidate was hired.
- If the successful candidate leaves the County within two years, The Mercer Group still had an obligation to do another search for the County.
- The only County cost would be the incidental out of pocket cost that they might have.
- It's recommended the Board take advantage of the resources the County had already paid for, that being to continue using The Mercer Group.

Commissioner Bentley said the Board needed to have a discussion on what should be done in the interim, since the candidate to be recommended decided he was no longer interested in the position.

Commissioner Bentley said she was not that impressed with the work product from The Mercer Group. She asked Human Resources Director Chris Peek to give his professional opinion around The Mercer Group and if he believed if the County continued with them that a more satisfactory work product would be received, or would he recommend looking to another search firm.

Director Peek said based on Human Resources' experience in using search firms, there were some things that The Mercer Group could have done better.

Director Peek said one option the Board may want to consider was to have a conversation with The Mercer Group to express the County's concerns and allow them to respond.

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Director Peek suggested that the Board have Commissioner Bentley, who chaired the Board's Search Committee, to have that conversation with The Mercer Group, along with other Commissioners that may have had concerns.

Director Peek said if The Mercer Group did not address the concerns satisfactorily, then he might suggest moving on to another firm. If it's felt that the concerns were addressed then the contract with The Mercer Group could be amended specifically to outline the County's expectations, if both parties agreed.

Commissioner Bentley said if the Board decided to go with another firm, from a timeline perspective how long would it take for staff to do its due diligence and engage another firm. *Director Peek said it would be a very compressed timeline but that staff could probably turn that around in 2 – 2 1/2 weeks.*

Commissioner Bentley said she had a proposal for handling the transition.

Commissioner Dunlap said if the County contracted with another firm, based on the proposals seen thus far, what would the cost be. *Director Peek said typically the cost was in the neighborhood of 25% give or take of the annual salary for the position, so it could be anywhere between \$22,000 - \$28,000.*

Commissioner Dunlap asked about the cost to retain The Mercer Group. *Director Peek said it was \$16,500.*

Commissioner Fuller asked about The Mercer Group's cost. *Director Peek said The Mercer Group was on a fixed fee.*

Chairman Cotham addressed the difference between a fixed fee cost and a contingency cost.

Chairman Cotham asked Commissioner Bentley if the County Assessor Recruitment Committee would like to meet to discuss the matter of whether to move forward with The Mercer Group or select another firm. Chairman Cotham said she would be happy to attend that meeting if Commissioner Bentley wanted her to.

Commissioner Bentley said that was a good idea and that the committee would meet and bring a recommendation back to the Board at the next meeting.

Commissioner Bentley addressed the gap in time between the expiration of Interim County Assessor Bobbie Shields term, June 30, 2013 and the hiring of a permanent County Assessor.

Commissioner Bentley proposed retaining Debbie King in the interim period as an "expert," a term she pulled out of the Machinery Act. Commissioner Bentley said because of certain technicalities Ms. King could not be brought on board as Interim County Assessor.

Commissioner Bentley said the purpose of engaging Ms. King as an "expert" would be 1) for Ms. King to serve at the "will" of the Board and report directly to the Board, 2) to ensure that the recommendations proposed by Pearson's Appraisal Service, approved by the previous Board, as well as the recommendations from Customer Service Solutions were "well on track" and 3) that the department was in a position of "readiness" for the implementation of House Bill 200 and 4) ready for the new Assessor to "jump in and get to work."

Commissioner Bentley asked County Attorney Bethune to address the current County Assessor's term and bringing in Ms. King in accordance with the Machinery Act.

County Attorney Bethune said county assessors were appointed for a term of no less than two

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years and no more than four years and depending on the person's level of expertise, it can't be more than two years if they haven't already been qualified under N. C. law.

County Attorney Bethune said there was no opportunity to appoint anyone for a three month term starting in July 2013. He said the statute did provide that all officers, which includes the position of county assessor, continue in their respective offices until their successor is elected or appointed and duly qualified. Thus, whoever the county assessor was on June 30, 2013 would remain as the county assessor on July 1 and until such time that a new county assessor was hired and took the oath of office.

County Attorney Bethune said Interim County Assessor Shields would remain in the position until a new county assessor was hired.

County Attorney Bethune said there was a statute that allowed the hiring of an "expert" which could be an individual or a firm to assist the county assessor in carrying out his or her duties.

Commissioner Bentley asked would the Board be responsible for defining the "expert's" scope of work. *County Attorney Bethune said yes and that it would normally be done in consultation with the county assessor.*

Commissioner Bentley asked could the "expert" report directly to the Board. *County Attorney Bethune said he believed so.*

County Attorney Bethune said the Board could ask that the county assessor report directly to the Board, but that it was one of those situations where if you look at an organizational chart, you would see a dotted line to the Board, but there would have to be a dotted line to the county manager as well because there was a statute that says the county manager was responsible for overseeing all departments. The assessor is head of a department and would have to submit a budget to the county manager for consideration in the county manager's recommended budget. County Attorney Bethune said the Board could ask that any budget recommendation submitted to the county manager also be submitted to the Board for awareness purposes.

County Attorney Bethune said there would need to be clarity around that reporting relationship.

Commissioner Dunlap addressed the dismissal of the former Board of Equalization and Review (BER). Commissioner Dunlap said the work of the former BER was the work of the Citizens Revaluation Advisory Committee (CRAC).

Commissioner Dunlap said there had been no discussion regarding the CRAC whose responsibility it was to set the Schedule of Values.

Commissioner Dunlap said if the Board was going to start fresh, then it should include the CRAC.

Commissioner Bentley said it was her understanding the CRAC was an ad hoc committee whose purpose was to approve the Schedule of Values and consult with the Assessor's Office around the Schedule of Values and make a recommendation to the Assessor. Commissioner Bentley said CRAC did not have to continue on-going work, like the BER.

Commissioner Bentley said there had been no discussion about reappointing the CRAC. She said that discussion would come up when it was time to discuss the next revaluation.

Commissioner Dunlap asked if that meant the CRAC no longer existed. *Commissioner Bentley said that was her understanding.*

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Tom Derham, former chair of the CRAC, said the committee was no longer in existence.

Commissioner Dunlap asked was it correct that when it's time to get a new Schedule of Values, the Board would appoint a new CRAC. *Commissioner Bentley said yes.*

Commissioner Dunlap said if the County has an interim county assessor already, what would be the "value" of hiring an additional person, since the current interim county assessor was willing to remain in the position until a permanent county assessor was hired.

Commissioner Dunlap said for him this was about "fiscal responsibility."

Commissioner Bentley said the rationale for her proposal was to have someone in the County Assessor's Office every day, "feet on the ground, eyes on the operation," with major focus on all of the recommendations that had been brought forth and ensuring a smooth transition and execution of those recommendations.

Commissioner Bentley said she had high regard for the Interim County Manager who was also serving as Interim County Assessor and how much time he can be in both places.

Commissioner Bentley said the Assessor's Office needed to be up and ready to go for the new assessor.

Commissioner Bentley acknowledged that the Board's Ad Hoc Committee was split on this matter but that she would not come to the Board if she wasn't sure that this was needed.

Commissioner Dunlap asked Interim County Manager/County Assessor Shields to comment on Commissioner Bentley's remarks.

Interim County Manager/County Assessor Shields said the Board could hire a consultant to the Board to perform whatever duties necessary.

Interim County Manager/County Assessor Shields said he had been working and would be working with Assistant County Manager Dena Diorio and others to make sure staff implemented what the Board suggested.

Interim County Manager/County Assessor Shields said if the Board chose to add an additional resource through Ms. King or whoever the Board may choose, if a scope of work could be worked out for the service that would "truly add value, we're not going to turn away the offer of that nature."

Interim County Manager/County Assessor Shields said his desire would be that it be made very clear as to what the scope of responsibility was and the relationship between Ms. King, the Board, and the Assessor's Office.

Commissioner Dunlap said he would need to know the scope of work and the financial implications before he could vote on the matter of possibly hiring an additional person.

Commissioner Fuller expressed concern for the reasoning behind the proposal.

Commissioner Fuller said per his understanding of the proposal, an interim person would be brought in to make changes, to implement a plan, and we would then expect a new county assessor to come in and accept those changes. Commissioner Fuller said he had a "problem with that."

Commissioner Fuller said the new assessor should be given a "reasonable" opportunity to put

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their “stamp”, their experience, knowledge, and management ability to the office that they would be the director of.

Commissioner Fuller said the proposal could impact the recruitment of a new assessor.

Commissioner Fuller questioned the need for an interim person. Commissioner Fuller said the current interim county assessor can make sure that the Board’s directives were implemented.

Commissioner Fuller said in a way the County would be paying double for the same service.

Commissioner Bentley asked Ms. King to come to the podium and share with the Board her vision of how she would spend her time in the Assessor’s Office.

Ms. King said she understood Commissioner Fuller’s point of view regarding a new county assessor being able to come in and organize the office, etc., but that with “all due respect to Manager Shields, he is not an assessor and has not been trained as an assessor.”

Ms. King said there were a lot of issues in the Assessor’s Office that were very technical that needed to be addressed. Ms. King said there were very specific guidelines for an Assessor’s Office. Ms. King said those things needed to be in place now and when a new county assessor came in.

Ms. King said Senate Bill 200 would put another burden on the Assessor’s Office that was unprecedented.

Ms. King said there were a lot of things going on regarding assessment and that her value would be that she could be in the Assessor’s Office Monday thru Friday. Ms. King said she would be glad to help get the office “back on its feet, headed in the right direction,” so that when there were applicants for the county assessor position, there “won’t be this stigma attached regarding this “bad revaluation” that the County just had.

Commissioner Fuller said he did not see the need unless someone could tell him that Interim County Manager/County Assessor Shields was not doing the things that Ms. King talked about, nor was there any one in the Assessor’s Office that could do those things.

Commissioner Fuller said the focus should be on getting the best permanent assessor.

Commissioner Leake asked how much it was going to cost the County to employ Ms. King.

Commissioner Bentley said \$100.00 per hour was discussed.

Commissioner Bentley said her intent was to get a sense from the Board to move forward in defining a scope of work, negotiating a contract price, and perhaps a term of service and then come back to the full Board with those details.

Commissioner Bentley said the question was whether the Board was comfortable with Interim County Manager/County Assessor Shields wearing “two big hats.” Commissioner Bentley said it was not “fair” to Interim County Manager/County Assessor Shields to fill both roles at the level the Board would expect them to be filled on the back drop of all the transition that the County was in.

Commissioner Fuller asked Commissioner Bentley was she saying Interim County Manager/County Assessor Shields was not doing his job as the Assessor.

Commissioner Bentley asked Interim County Manager/County Assessor Shields if he was in the Assessor’s Office Monday thru Friday 8:00 a.m. – 5:00 p.m. *The response was no.*

Commissioner Bentley said that was her “point.”

Commissioner Fuller said the question was whether Commissioner Bentley felt Interim County Manager/County Assessor Shields was not doing his job as the Assessor.

Commissioner Ridenhour said the proposal could impact the recruitment of a new assessor, which was the point of doing it. Commissioner Ridenhour said the County lost what many considered to be the top candidate for the position of County Assessor because they were concerned about the “friction in the community and within the Assessor’s Office, etc.”

Commissioner Ridenhour said moving forward with the proposal would show persons that may be interested in the position that steps were being taken to try and “clean up a little bit” and to get ready for Senate Bill 200 and other changes that were coming.

Commissioner Ridenhour said it was unfair and a lot to ask Interim County Manager Shields to continue to wear” two hats.”

Commissioner Ridenhour said he was not saying Interim County Manager Shields was not doing it effectively, but that a person can only wear “two hats” for so long. Commissioner Ridenhour said “if we could get the same quality output from one person doing these two very large roles, then why have two roles.”

Commissioner Ridenhour said there were two roles because they are defined by their scope of work to necessitate a full time employee.

Commissioner James responded to Commissioner Fuller’s question with respect to whether or not Interim County Manager/County Assessor Shields was doing his job as Assessor.

Commissioner James said Interim County Manager/County Assessor Shields recently when giving a report on the Assessor’s Office “defended the Assessor’s review and said they had done a good job in spite of all of the evidence.”

Commissioner James said Interim County Manager/County Assessor Shields thought the 2011 Revaluation was “great.” Commissioner James said Interim County Manager/County Assessor Shields defended the revaluation “in the middle of a report that condemned it.”

Commissioner Fuller said until he was shown evidence that Interim County Manager/County Assessor Shields was not doing his job as Assessor, he couldn’t agree with “double spending the taxpayers’ money.”

Commissioner James said it didn’t matter who was hired, although he thought Ms. King would be fine.

Commissioner James said he didn’t think Interim County Manager/County Assessor Shields was “an honest broker about the Assessor’s Office” because he thinks Interim County Manager/County Assessor Shields supports the Assessor’s Office “status quo.” Commissioner James said when you make a comment that the Assessor’s Office 2011 Revaluation, which was “so screwed up,” was okay, that’s evidence that you should not be the person “running it and fixing it.”

Commissioner Clarke said the Board should not be asked to approve anything regarding engaging the services of Ms. King before seeing a written proposal.

Commissioner Clarke said this was an odd way of engaging a consultant.

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Commissioner Clarke said the proposal felt like a way to do an “in-run” around the statute, which would not allow Ms. King to be hired as the temporary County Assessor, but as an “expert” to assist the Assessor.

Commissioner Clarke expressed concern with respect to how this matter of engaging Ms. King came about.

Commissioner Clarke said he was willing to consider the idea but questioned the need for that person to report directly to the Board.

Motion was made by Commissioner Bentley, seconded by Commissioner Leake and carried 8-1 with Commissioners Bentley, Clarke, Cotham, Dunlap, James, Leake, Ratliff, and Ridenhour voting yes and Commissioner Fuller voting no, to have Debbie King, Interim County Manager/County Assessor Shields, Assistant to the County Manager Dena Diorio, Commissioner Bentley and other members of the Board Ad Hoc Revaluation Review Committee to meet and 1) define a scope of work for Ms. King, 2) define clearly what her role would be, 3) gain agreement from Interim County Manager/County Assessor Shields and Assistant County Manager Dena Diorio, 4) determine a contract price per hour, and report back to the full Board at the next meeting.

Prior to the above vote, Commissioner Clarke said there should be agreement that the proposed “expert” would not apply for the permanent County Assessor position.

Commissioner Bentley said it was her understanding that Ms. King had no interest in the permanent position.

After the above vote, Interim County Manager/County Assessor Shields stated for the record, in response to Commissioner James’ comment with respect to the 2011 Revaluation and a comment he made, that what he said was “if you look at the measures that you use to measure the quality of a revaluation, there are two measures, the assessment sales ratio and the coefficient of dispersion. If you look at those two measures you cannot say that the 2011 Revaluation was flawed because our records, based on those figures which is commonly used, are as good, if not better than anywhere else in N.C.

Interim County Manager/County Assessor Shields said he doesn’t use the term “flawed revaluation.”

Interim County Manager/County Assessor Shields said he did say that it was “bad” revaluation and it was “bad” because of customer service.

Interim County Manager/County Assessor Shields said “had we paid more attention to customer service and walked people through the appeals process, the way we should have, just like we have Pearson’s helping us resolve some of the revaluation cases; they would have been resolved and those who appealed would have been satisfied. We had a bad revaluation because of poor customer service. It was not a technically flawed revaluation if you base it on the assessment sales ratio and the coefficient of dispersion.”

Interim County Manager/County Assessor Shields said that’s what he has said in the past.

This concluded the discussion.

Note: The above is not inclusive of every comment but is a summary.

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

STAFF REPORTS & REQUESTS

(13-1142) MECKLINK MONTHLY UPDATE

The Board received a monthly update on MeckLINK Behavioral Healthcare Medicaid Waiver operations.

Assistant County Manager Michelle Lancaster, Dr. Carroll Lytch and Ken O'Neil, Chief Financial Officer for MeckLink gave the report.

The following was covered:

- Purpose of utilization management
- Service authorization process
- Establishing medical necessity
- Utilization Management care manager qualifications
- Analysis of authorizations data
- Intensive in-home service
- Financial impact for County

Assistant County Manager Lancaster informed the Board that at the July 2, 2013 meeting the Board would receive a complete quarterly financial report, as well as, follow up regarding the next steps based on the legislative action in NC Senate Bill 208, which is a requirement to move to an Authority model for the governance of MeckLINK services. It was noted that the Board would be asked to approve a citizen's transition committee that would follow the outlines that were required under the statute for Authority membership. The committee would give staff support and provide the Board with some direction on what the next steps were in terms of governance for an authority.

Assistant County Manager Lancaster addressed the Intensive In-home Service and noted that it was a high cost, highly utilized service for children and adolescents. She said after three months of service there were significant issues with utilization.

It was noted in the presentation that over-utilization results in expenses exceeding revenue and increased County exposure to financial risk.

Mr. O'Neil said the County was paid roughly \$17 million worth of capitation each month, of which 80.9% was intended to be used for service expenses which equated to \$15 million each month. He said the expectation of the State was that the County spend roughly \$15 million on service expenses. In the month of May the County spent \$17 million on service expenses which results in a service expense deficit. Mr. O'Neil said what this speaks to was whether the assumptions embedded in the established rate "valid." He said when the rate was established it was done based on 2008 – 2010 data. He said dialogue was taking place with the State concerning that.

The following potential solutions were noted: Continue to closely monitor utilization; Reinforce necessity to manage care; Dialogue with the State concerning adequacy of the monthly payment amount and ability to effectively manage provider network.

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Commissioner Dunlap asked would the Authority receive compensation. *Assistant County Manager Lancaster said that would be up to the Board to decide, but they could not be paid more than a per diem of \$50.00.*

Commissioner Clarke asked about the utilization rate being higher than what the County was being paid for which was addressed.

Commissioner Clarke asked was the Mercer group engaged by the State to look at the data that the rate was established upon, the same organization that said the County would not be ready to implement MeckLINK. *The response was yes.*

Commissioner Clarke asked what would be staff's response if the State said the County mismanaged the service.

Assistant County Manager Lancaster said there were several issues with respect to this issue, not just the difference in the utilization numbers. She said staff wanted to also discuss with the State a previous service definition called Community Support which was no longer an allowable service that resulted in those consumers being dispersed somewhere, including into the Intense In-home category, probably.

Assistant County Manager Lancaster said higher utilization was being experienced across the state, not just in Mecklenburg County.

Assistant County Manager Lancaster said if the County knew that it would be managing this for the next eighteen months and beyond, there would be time to turn this around but with the January 2014 change that's forthcoming, there's not enough time.

Commissioner Bentley addressed the continuation of the service expense deficit and asked what would happen when the transition occurred in January. *Mr. O'Neil explained what happens when there's a deficit.*

Mr. O'Neil said the problem was not "solely" over-utilization. He said there were many variables in the equation, for example, the County probably could do a "better" job on utilization management and that the County was making good "strides" given only a couple of months of operation.

Mr. O'Neil said per his experience in developing Managed Care companies, "you must engage the provider in managing the care." He said you also have to develop incentives to be able to engage the provider. He said "if the provider believes it's business as usual, a fee for service, volume driven system, then there's no way you will be able to make a dramatic impact upon the outcome.

Mr. O'Neil said it would take some time before the "fruit of the County's labor" manifest itself in reductions in service expenses.

Commissioner Bentley asked Mr. O'Neil to comment on staff's dialogue with the State. *Mr. O'Neil said the State was receptive to the County's challenge and sympathetic, but he didn't see an immediate solution because there's a protocol that the State uses for the establishment and evaluation of the rate.*

Commissioner Bentley said it appeared that the assumptions built into the model were flawed. *Mr. O'Neil agreed.*

Commissioner Dunlap asked about administrative cost which was addressed. *Mr. O'Neil said on the administrative side the County was doing "very well."*

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Commissioner Dunlap said he would like clarity with respect to the belief by some that fewer dollars were going for services because of the expense of the administrative side. *Mr. O'Neil said that was not true.*

Commissioner Dunlap asked was it not correct that providers were being paid for legitimate claims even when the funds are not provided by the State. *Mr. O'Neil said that was correct and that the County was paying for those claims.*

Commissioner Dunlap asked whether the County would still have the same financial obligation for MeckLINK if the system went to an Authority. *Mr. O'Neil said no, he didn't think so.*

This concluded the presentation.

The above is not inclusive of every comment but is a summary.

(13-1145) STORM WATER/WATER QUALITY PROJECT -- INTERLOCAL AGREEMENT WITH THE CITY OF CHARLOTTE

Motion was made by Commissioner Clarke, seconded by Commissioner Leake and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to 1) Adopt Resolution authorizing Interlocal Agreement for funding of Briar Creek Stream Restoration Project and 2) recognize and appropriate up to \$2,000,000 from the City of Charlotte for its share of this joint project.

Prior to the above vote, Dave Canaan, Director of Storm Water Services addressed this matter.

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

(13-1168) COUNTY MANAGER RECRUITMENT

Human Resources Director Chris Peek addressed the status of the County Manager recruitment process. The following was noted:

- At its June 4, 2013 meeting, the Board directed staff to conduct a Request for Quote (RFQ) for executive search firms to assist with the recruitment for the next County Manager.
- The Board indicated an interest in focusing the RFQ on local firms where possible.
- Ten firms were contacted and provided with the Request for Quote.
- Four firms responded with interest in the project, with two of those firms located in Mecklenburg County.
- Staff recommends contracting with Coleman Lew and Associates as the Board's first choice and Sockwell Partners as its second choice, contingent upon the Chairman speaking with the firm to ensure that the Board's Search Committee was comfortable with staff's recommendation.

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve contracting with the recommended executive search firm of Coleman Lew and Associates to assist with the recruitment for the next County Manager, contingent upon the Chairman speaking with the firm to ensure that the Board's Search Committee was comfortable with staff's recommendation; direct staff to prepare and execute a contract for

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services with the selected firm; however, if discussions with Coleman Lew and Associates are unsuccessful that the same directive be followed with Sockwell Partners as the second choice.

CONSENT ITEMS

Motion was made by Commissioner Fuller, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve the following item(s):

(13-0942) BUDGET AMENDMENT -- LUESA/CODE ENFORCEMENT

1. Amend the Commercial technology surcharge projects to include a fourth project, the Electronic Plan Room.
2. Authorize transfer of \$200,000 from the General Fund Code Enforcement assigned fund balance to the Technology Fund for installation of the "Winchester" upgrade to the current POSSE automated permitting and inspection system.

(13-1072) STORM WATER FEE -- RESOLUTION ADOPTING THE CITY OF CHARLOTTE'S MINOR SYSTEM RATES

Adopt the Resolution Authorizing Increasing The Minor System Cost Component Of The Storm Water Service Charges To Be Levied Within The City Of Charlotte effective July 1, 2013 as follows:

- \$5.36 per month for single family residences with less than 2,000 square feet of impervious area (lower tier)
- \$7.89 per month for single family residences with 2,000 or more square feet of impervious area (upper tier)
- \$131.56 per month for each acre of impervious surfaces for all other residential or non-residential land, and a prorata share of each portion thereof.

Note: Minor System Component (City of Charlotte): 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 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. Section 5(iii) of the Interlocal Agreement requires that the Board of Commissioners alter the minor system cost component of the service charge to be levied within the City to such amounts as determined by the City Council.

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

(13-1109) BUDGET AMENDMENT -- TECHNOLOGY RESERVE

Recognize and appropriate in the Technology Reserve Fund \$288,047, which is federal reimbursement for the Child Support Enforcement Files Management Project.

(13-1114) INSURANCE REIMBURSEMENTS

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Recognize, receive and appropriate funds in the amount of \$22,557 for Park and Recreation Department and \$8,049 for Business Support Services Agency-Business Financial Management.

Note: All reimbursements are for stolen and damaged items.

(13-1121) BUDGET AMENDMENT & CARRY FORWARD OF FUNDS – LUESA (REVENUE INCREASE)

1. Recognize, receive and appropriate \$84,395 to FY13 Land Development Bond Budget.
2. Approve carry forward of the unspent balance to FY14.

(13-1136) CAPITAL RESERVE REQUEST -- PARK & RECREATION (SYNTHETIC TURF ATHLETIC FIELDS)

Approve and appropriate expenditure of \$52,800 from the "Synthetic Turf Field" Capital Reserve account to repair the synthetic turf fields at Elon Park, William R. Davie Park, Revolution Park and Harrisburg Park.

(13-1141) BUDGET AMENDMENT -- TRANSFER OF FUNDS FOR ELECTRONIC PLAN MANAGEMENT (LUESA)

Approve the transfer of \$46,000 from FY13 Code Enforcement General Fund budget to the Technology Fund for the Pilot Electronic Plan Management Project.

(13-1146) BUDGET AMENDMENT & CARRY FORWARD OF FUNDS – DSS SPECIAL ADOPTION ASSISTANCE FUNDS (REVENUE INCREASE)

Recognize and appropriate \$174,000 additional federal revenue for Special Adoption Assistance Funds, and approve carry forward to FY2014 unspent funds at June 30, 2013 estimated to be \$206,000.

(13-1147) BUDGET AMENDMENT -- HEALTH DEPARTMENT (REVENUE INCREASE)

Recognize, receive and appropriate 620,000 in Federal Medicaid revenue.

Note: These Medicaid funds are for clinical services provided by Carolinas HealthCare System (CHS) and are passed through the County to CHS.

(13-1148) EQUIPMENT LEASE AGREEMENT -- BECTON, DICKINSON AND COMPANY

Authorize the Interim County Manager to negotiate and execute a 3-year equipment lease agreement with Becton, Dickinson and Company.

Note: Becton, Dickinson and Company will provide the Health Department one BD Viper XTR Instrument (laboratory equipment) on a monthly lease in exchange for consumable monthly purchases. The term of the contract is for 3 years, July 1, 2013 - June 30, 2016. The maximum amount payable under this contract is \$313,650 to be paid annually in the amount of \$104,550 and is subject to the availability of funds.

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

(13-1150) TAX REFUNDS

Approve refunds in the amount of \$19,896.38 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.

(13-1151) MINUTES

Approve minutes of Regular meeting held June 4, 2013 and Special meeting held June 11, 2013.

(13-1152) DESTRUCTION OF DOCUMENTS -- LUESA/CODE ENFORCEMENT

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

Note: These records comprise:

- *5000 Daily Revenue Statements, 4/1/11-4/29/11, 6/1/11-6/30/11, 4/3/12-4/18/12 and 3/15/12-3/30/12*
- *17,000 Daily Deposit Statements, 7/1/10-7/29/10, 11/1/10-11/30/11, 10/1/12-10/2/12, 4/1/11-4/29/11, 2/1/11-2/28/11, 8/6/10-8/31/10, 7/2/12-7/31/12, 4/2/12-4/30/12, 5/1/12-5/31/12, 11/1/12 11/20/12, 8/2/11-8/9/11, 2/3/12-2/29/12, 3/1/12-3/30/13, 9/4/12-9/28/12, 6/1/12-6/29/12, 10/25/10-10/29/10, 10/3/12-10/10/12, 10/22/12-10/31-12, 8/1/12-8/31/12 and 7/5/11-7/21/11*
- *85,176 Documents, 11/29/09 - 11/29/11 [Temp Utilities Application, Address Verification Form, Certificate of Compliance Forms, Engineer Letters, Limited Condition Power Forms, Permit Applications, Permit Cancellation Letters, Pre-Inspection Forms, Residential Plot Plan Forms, Temporary Certificate of Occupancy Forms and Erosion Control Forms]*

(13-1157) BUDGET AMENDMENT -- DSS (CIP REVENUE/EXPENSE INCREASE)

Amend the Department of Social Services (DSS) FY13 Budget to recognize, receive and appropriate Crisis Intervention Payment (CIP) federal revenue of \$200,000.

(13-1160) LEASE AGREEMENT -- HEALTH DEPARTMENT PREGNANCY CARE MANAGEMENT

Authorize the County Manager to negotiate and execute a lease agreement with Carolinas Healthcare System (CHS) for office space at CHS Northpark for the Health Department's Pregnancy Care Management Program as described in this Action Item instead of as approved on April 2, 2013.

(13-1165) CARRY FORWARD OF FUNDS -- DISTRICT ATTORNEY FILE MANAGEMENT SYSTEM (CRIMINAL JUSTICE SERVICES)

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Approve carry forward funds in the amount of \$180,427 to FY14 for the completion of file management system in the District Attorney's Office.

(13-1169) TRANSFER FUNDS TO CAPITAL RESERVE -- PARK AND RECREATION

Approve transfer and appropriation of \$130,000 from General Fund Park and Recreation funding to the Capital Reserve Fund for the build-out of the initial phase of Clarks Creek Nature Preserve.

(13-1170) BUDGET AMENDMENT -- COMMUNITY SUPPORT SERVICES (REVENUE INCREASE)

Recognize, receive and appropriate \$3,000 of additional revenue to be generated from donations.

Note: Community Support Services anticipates additional donations in the amount of \$3,000 to be received by various community partners before June 30, 2013.

(13-1176) BUDGET AMENDMENT -- MECKLINK BEHAVIORAL HEALTHCARE (REVENUE DECREASE)

Amend the MeckLINK budget to reduce State revenue and expenses by \$40,000 due to a reduced allocation of funds for services to individuals with Traumatic Brain Injury (TBI).

(13-1179) MINT HILL FIRE DISTRICT & 2010 MINT HILL LIBRARY AGREEMENT

Adopt the Resolution entitled "Resolution Re FY13 Mint Hill Fire Protection Services and Re 2010 Mint Hill Public Library Agreement".

Note: The Resolution will authorize the Interim County Manager to negotiate and execute the necessary agreement or agreements with Mint Hill and authorize the necessary budgetary actions so that money paid by the County to Mint Hill for FY13 under the Fire Protection Services Interlocal Agreement in excess of the amount of Mint Hill ETJ Fire Protection Services District taxes collected by the County for FY13 be accepted as full reimbursement of the money owned by the County to Mint Hill under the 2010 Mint Hill Public Library Interlocal Agreement. The County paid Mint Hill \$176,456 more for fire protection services in FY13 than the County has currently collected from the Mint Hill ETJ Fire Protection Service District taxes in FY13. Under the County's Fire Protection Services Interlocal Agreement with Mint Hill, the Town was not entitled to receive more money than collected from the Fire Protection Service District Taxes. By an Interlocal Agreement dated October 4, 2010, Mint Hill agreed to contribute \$175,000 to the Charlotte-Mecklenburg Public Library, and the County agreed to reimburse the Town said amount either in cash, services or land on or before July 1, 2018.

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

THIS CONCLUDED ITEMS APPROVED BY CONSENT

(13-1107) HOME AND COMMUNITY CARE BLOCK GRANT (HCCBG) -- DSS

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Motion was made by Commissioner Leake, seconded by Commissioner Clarke and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve the Home and Community Care Block Grant (HCCBG) funding plan for FY2014.

Note: Annually, the Department of Social Services (DSS) submits for Board approval the Home and Community Care Block Grant (HCCBG) funding plan (also referred to as the County Aging Plan). Board approval is required prior to submission to Centralina Council of Governments (COG), the local grant authority. This funding plan is an interim allocation due to the uncertainty of federal and state funding, and Board approval would allow DSS to provide services without disruption to eligible program participants.

The following services are provided with this grant: In-Home Aide Services; Transportation Services; Congregate Meals; Home Delivered Meals; Senior Center Operations; Adult Day Care/Day Health; and Legal Services. The funding plan request is \$3,025,137 for aging services, with a required County match of \$336,126. The match is included in the DSS Fiscal Year 2014 budget request. The \$3,361,263 in FY14 funding reflects a decrease of \$178,115 from the FY13 budget of \$3,539,378.

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

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

(13-1130) BUDGET AMENDMENT -- SHERIFF'S OFFICE (REVENUE INCREASE)

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

1. Recognize and appropriate for the Sheriff's Special Revenue Fund, \$123,256 from Inmate Commissary.
2. Recognize and appropriate for the Sheriff's Special Revenue Fund, \$60,117 from Vocational Facility Telephone Revenue.

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

(13-1143) SOLE SOURCE VENDOR APPROVAL -- DELIVERY CONCEPTS EAST

Motion was made by Commissioner Leake, seconded by Commissioner Clarke and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve the purchase of equipment (four refrigerated and freezer box units from Delivery Concepts East at a total cost of \$92,080) as authorized by the sole source exemption of G.S. 143-129(e)(6).

Note: These box units will be mounted on Ford F-150 pickup trucks purchased via North Carolina State Contract 070G. Trucks will be utilized in the delivery of frozen meals and dairy to participants of the Senior Citizens Nutrition Program.

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

(13-1144) CARRY FORWARD OF FUNDS -- DSS/JOB BOOST

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Motion was made by Commissioner Leake, seconded by Commissioner Clarke and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve carry forward of Job Boost funds estimated to be \$400,000 as of June 30, 2013.

Note: The North Carolina Department of Health and Human Services (NCDHHS) allocated a total of \$550,000 in Federal revenue to Mecklenburg County Department of Social Services (DSS). Due to a delay in receiving the funding allocation in December 2012, the employment program inception date was deferred causing the extension of the Job Boost Program. As a result of the NCDHHS on-site visit, it was determined that DSS was not on target to spend all funding by the original program end date of May 17, 2013. The NCDHHS has authorized an extension of the Job Boost program until December 31, 2013 with a program conclusion date of November 8, 2013.

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

(13-1149) PLAYGROUND DONATION REQUEST -- PARK & RECREATION

Motion was made by Commissioner Leake, seconded by Commissioner Ratliff and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve the donation of a playground, to be located at Freedom Park, from the Carolina Panthers connected to the Play 60 program, and authorize the Interim County Manager to negotiate and execute agreements as necessary for the project.

Note: The Carolina Panthers worked with Park and Recreation staff to plan a playground at Freedom Park based on the Play 60 program with the NFL. This program is designed to get kids outside to play and fight childhood obesity. This will be the first of its kind in the country/ NFL team locations. Funding will come from Panthers Charities in the amount of \$260,000 to construct the playground, which the Panthers Charities will contract to have built. Panthers Charities has also offered to commit to maintain the playground by establishing an annual maintenance fund of \$50,000 for the life of the playground, with the funds to be held by Panthers Charities.

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

(13-1158) LEASE FOR ATM MACHINE AT COUNTY FACILITY

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to adopt a resolution titled "Mecklenburg County Board of Commissioners Resolution Authorizing Lease of Property to Fifth Third Bank" for the installation of an Automated Teller Machine at the County owned building at 720 East Fourth Street, the County and Courts Office Building.

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

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

(13-1172) COMMUNITY DEVELOPMENT BLOCK GRANT

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

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voting yes, to recognize, receive and appropriate \$630,579 in Community Development Block Grant funds from the U.S. Department of Housing and Urban Development to be used for promoting development in low-income areas of Mecklenburg County.

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

ADJOURNMENT

Motion was made by Commissioner Bentley, seconded by Commissioner Clarke and carried 8-0 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, that there being no further business to come before the Board that the meeting be adjourned at 12:28 a.m.

Janice S. Paige, Clerk

Patricia "Pat" Cotham, Chairman