

OCTOBER 15, 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, October 15, 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

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**-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 13-1353, 13-1355, 13-1363, 13-1368, 13-1369, and 13-1380.

**STAFF BRIEFINGS - NONE**

**(13-1377) CLOSED SESSION – CONSULT WITH ATTORNEY**

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and

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Ridenhour voting yes, to go into Closed Session for the following purposes: Consult with Attorney.

***The Board went into Closed Session at 5:10 p.m. and came back into Open Session at 5:34 p.m.***

***Commissioner Bentley was not present when the Board came out of Closed Session. She left the meeting during Closed Session and returned shortly after the Board came out of Closed Session.***

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

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**-FORMAL SESSION-**

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

*Note: Girls Scouts Troop 1737 lead the Pledge of Allegiance to the Flag.*

**AWARDS/RECOGNITION**

**(13-1350) VILLAGE HEARTBEAT COMMUNITY PARTNERSHIP – UNITED STATES DHHS  
REGION IV FAITH AND COMMUNITY HEALTH EXCELLENCE AWARD**

The Board recognized and congratulated the Health Department's Village HeartBEAT Community Partnership for being selected to receive a Faith and Community Health Excellence Award from the United States Department of Health and Human Services on October 3, 2013.

Cheryl Emanuel, Health Manager with the County Health Department addressed the award and the Village HeartBEAT effort.

Karen Wallace, Annie Pagan, and Rev. J. E. Edwards on behalf of Village HeartBEAT Faith/Community Partners spoke in support of Village HeartBEAT and addressed the importance of staying fit. They encouraged the Board to continue to put emphasis on the importance of having good health. They commended Cheryl Emanuel for all of her efforts. They were joined at the podium by Betty Anderson.

*Note: Faith and Community Health Excellence Award recipients were chosen based on the*

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*demonstrated outcomes and impact their organizations are having on public health and the overall creativity and uniqueness of their approaches. Awards were distributed on the evening of October 3, 2013, the first day of the Tri Regional Faith and Community Health Summit, at the Denim & Diamonds Community Awards Reception hosted by the Georgia Diabetes Coalition (GDC).*

**(13-1361) VISIONARY LEADERSHIP AWARD FOR MECKLENBURG COUNTY AIR QUALITY'S GRADE PROGRAM**

The Board received information regarding Grants to Replace Aging Diesel Engines (GRADE) and recognized Mecklenburg County Air Quality staff for receiving the Southeast Diesel Collaborative (SEDC) Visionary Leadership Award.

Ebenezer Gujjarlapudi, Department Director, LUESA and Leslie Rhodes, Air Quality Division Director, LUESA addressed the award. They were joined at the podium by Alan Giles, Senior Environmental Specialist, Eric Moore, Environmental Specialist, Jennifer Fickler, Environmental Specialist, Jason Rayfield, Environmental Program Manager, and Megan Green, Environmental Program Manager. The following persons were not present but are a part of this team, Anne Bland, Senior Fiscal Analyst and Kelly Smith, Environmental Specialist.

Division Director Rhodes also acknowledged the support of retired Division Director Don Willard who was instrumental in implementing the GRADE program. She also thanked the Board for its continued support.

Note: The Mecklenburg County Air Quality GRADE Program received the Southeast Diesel Collaborative (SEDC) Visionary Leadership Award for:

- *Successfully completing 193 retrofit and replacement projects during the five years since GRADE was launched in 2007 with an initial \$500,000 investment by the Mecklenburg County Board of Commissioners*
- *Leveraging \$4 million for projects, including U.S. EPA and Department of Transportation funding, to replace or retrofit construction, mining, forestry and airport equipment*
- *Implementing the first airline rebate program in the US, reducing more than 349 tons of nitrogen oxides from 66 pieces of ground support equipment at Charlotte-Douglas International Airport.*

*The award is presented annually for projects that best exemplify extraordinary leadership in promoting the goal of the SEDC. The SEDC is a public, private partnership formed by the U.S. Environmental Protection Agency Region 4 office in 2006 to improve air quality and public health by reducing emissions from existing diesel engines. SEDC believes it is critical that*

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*organizations that are improving air quality in the region through superior practices and policies be recognized by their peers and promoted as examples of exceptional corporate environmental stewards. Nominated parties are judged on their effectiveness in meeting the SEDC's goal and objectives and the degree to which they display exemplary leadership and inspire others to step up their efforts to reduce diesel emissions.*

**(13-1375) PUBLIC APPEARANCE**

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

Ronnie Devine, local coordinator of the Do the Write Thing Essay Program introduced Jordan Albright the Do the Write Thing 2013 Essay Winner.

The Do the Write Thing Essay Challenge is an initiative of the National Campaign to Stop Violence. The program is designed to encourage middle school students to write about youth violence and drug abuse in their communities and suggest ways in which these problems can be resolved. Students are asked to answer three questions: How has youth violence and drug abuse effected my life? What are the causes of youth violence? What can I do about youth violence? The winner of the contest gets a trip to Washington, D.C. and their essay is submitted to the Library of Congress.

Jordan Albright, the Do the Write Thing 2013 Essay Winner is a 6<sup>th</sup> Grade student at Coulwood Middle School.

Jordan read his essay. He received a standing ovation from the Board and those present in the audience. His adoptive parents were also thanked for the difference they've made in Jordan's life. Jordan said he was unable to stay with his biological mother because of her drug addiction problem and that he and his siblings were separated as a result of it.

Board members congratulated Jordan and encouraged him to continue down the positive path he had undertaken.

**(13-1378) COUNTY MANAGER RECRUITMENT PUBLIC FORUM**

The Board set aside time at tonight's meeting to receive input from citizens on the desired qualities and qualifications for the next Mecklenburg County Manager, however, no one signed up to speak.

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Human Resources Director Chris Peek said input would be accepted on-line through October 25, 2013 for persons desiring to address qualities and qualifications for the next Mecklenburg County Manager.

## **APPOINTMENTS**

### **(13-1371) NOMINATIONS/APPOINTMENTS**

#### **WASTE MANAGEMENT ADVISORY BOARD**

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 Martin Sanford to the Waste Management Advisory Board for a three-year term expiring October 30, 2016.

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 Patrick Darrow to the Waste Management Advisory Board as recommended by the Charlotte City Council for a three-year term expiring September 21, 2016.

Commissioner Leake nominated all applicants for appointment consideration to the Waste Management Advisory Board: Michael Bailey, Jimmy Hawk, Kenneth Morris, and Sasha Tomaszycski.

*Note: An appointment will occur on November 5, 2013.*

#### **PUBLIC HEARINGS - 6:30 PM - NONE**

#### **ADVISORY COMMITTEE REPORTS**

### **(13-1372) CHARLOTTE-MECKLENBURG COMMUNITY RELATIONS COMMITTEE ANNUAL REPORT**

The Board received an annual report from the Charlotte-Mecklenburg Community Relations Committee (CRC). Patricia Albritton, Chair of the Committee and Willie Ratchford, CRC Executive Director gave the report. The following was covered:

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- Vision
- Mission
- Fairness in Housing & Public Places
- Dispute Settlement / Mediation
- Training and Education
- Celebrations
- Community Dialogues
- CRC Partners
- Americans with Disabilities Act
- 2013 Accomplishments

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

Chairman Cotham thanked the presenters for the report.

## **MANAGER'S REPORT**

### **(13-1395) UPDATE ON IMPACT OF FEDERAL GOVERNMENT SHUTDOWN**

The Board received an update from Assistant County Manager Michelle Lancaster on the impact of the Federal Government shutdown on Mecklenburg County services. The following was noted:

- WIC applications have resumed and are being processed.
- Work First/Family Assistance applications can be accepted but can't be processed at this time.
- As updates are received from the state, that information will be shared with the Board.

#### Comments

Commissioner James asked were there any other federal programs the Board needed to be concerned about. *Assistant County Manager Lancaster said staff was taking its direction from the State. She said the only other program staff was asked to look at was the Child Care Subsidy Program, but at this point there was no indication the program would be closing. Assistant County Manager Lancaster stated that because of the way the program was budgeted, the County should be able to operate the program through November. Assistant County Manager Lancaster said the only two programs staff was most concerned about at this time was WIC and Work First/Family Assistance.*

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Assistant County Manager Lancaster said she would check with other staff to see if there was anything else.

Interim County Manager Shields said staff did an analysis of federally funded programs and that if the federal government shut down continued, there could be some additional impact. He said staff would continue to monitor the situation.

Assistant County Manager Lancaster said the WIC Program was the only 100% federally funded program. It was noted that WIC had 79 employees.

Commissioner James said he would like to know the number of potential furloughed employees by area. *Assistant County Manager Lancaster said the only group of employees that would be applicable to was WIC employees.*

## **STAFF REPORTS & REQUESTS**

### **(13-1307) PURCHASE AGREEMENT -- CODE ENFORCEMENT VEHICLES (LUESA)**

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 authorize the County Manager to award and execute a unit price contract for the purchase of twenty-six 2014 Ford Escape SUVs for a total of \$500,422 to the following lowest responsible bidder: Benson Ford, Easley, SC, \$19,247 per unit.

Prior to the above vote, Karen Ewing with Charlotte-Mecklenburg Procurement Services addressed this item.

Commissioners Leake and Cotham said they questioned the award of the bid at the last meeting out of concern for local and in-state vendors.

### **(13-1370) LAND ACQUISITION -- COMPOST CENTRAL RELOCATION**

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 authorize the County Manager to negotiate and execute all documents necessary for acquisition of Tax Parcel #035-054-23 (+/- 50.824 acres) on Rozzelles Ferry Road from the Evangelical Christian Credit Union for \$2,400,000 for relocation of the County's Compost Central Facility.

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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 the US 521 Foxhole Landfill Phase 2/Compost Central/Recycling Centers Improvements Capital Project Ordinance.

Jacqueline McNeil with Asset and Facility Management presented this matter prior to the above vote.

***Ordinance recorded in full in Minute Book \_\_\_\_\_, Document #\_\_\_\_\_.***

**(13-1389) FINANCIAL POSITION OF MECKLINK**

Assistant County Manager Dena Diorio addressed the financial position of MeckLINK. The following was noted:

- On October 8, 2013 the Audit Review Committee received a presentation from staff regarding the accounting treatment of certain transactions at MeckLINK, specifically the start up loan, which was \$8.4 million and whether the County should charge MeckLINK a management fee for administrative support received.
- The Committee was interested in the impact on the overall financial position and the impact on the financial performance metrics included in MeckLINK's contract with the State Department of Health and Human Services. The expectation was that the County would be repaid all or a portion of the start-up costs as part of any merger with another managed care organization (MCO).
- The County funded the start-up costs for the new entity by appropriating \$8.4 million from the General Fund to the MeckLINK Enterprise fund. The start-up costs were treated as an inter-fund transfer of cash with the intent that over time the amount would be repaid. The inter-fund transfer of cash was an appropriate accounting treatment of this transaction.
- It's not a requirement that the \$8.4 million be booked as a loan but it can be. The question for the County was whether it expects to receive those funds back or will it be an inter-fund transfer of cash with no expectation of receiving that money back.
- MeckLINK receives services from other County departments including, but not limited to, Financial Services, Human Resources and Asset and Facilities Management for which it does not pay for. \$996,000 per year is the approximate costs. The question for the



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County was whether it should charge MeckLINK a management fee or should it be treated as an in-kind contribution to MeckLINK, basically a subsidy to support the operation.

- If the County records the loan on the balance sheet it would bring MeckLINK into a position of “negative equity,” meaning its liability exceeds its assets. This was not a position that any organization wants to be in.
- Charging the management fee doesn’t throw it into a “negative” position but it does “weaken” the financial position somewhat, because the net income is affected if you start to charge those administrative costs to the organization.
- Overall staff felt that charging those transactions in a different way would actually weaken the financial position of MeckLINK.
- Staff reviewed the three metrics, that the State looked at monthly. If MeckLINK wasn’t in compliance, the State could cancel the County’s contract. The three metrics were 1) the defense interval, 2) the current ratio, and 3) total expenses. Staff found that MeckLINK was not in compliance with the defense interval whether the management fee was booked or not; MeckLINK would not be in compliance with the current ratio if the management fee was booked; with respect to the total expenses, MeckLINK was not in compliance for August thru September if the management fee was booked.
- In light of all these factors, the recommendation of the Audit Review Committee to the full Board was to not record the \$8.4 million of start-up costs as a loan and not to charge MeckLINK a management fee of approximately \$996,000 per year for administrative costs
- The concern was that the State could cancel the County’s contract if it continued to operate in a non-compliance state. Secondly, this could hurt the County’s position in discussions about the future of MeckLINK.

### Comments

Commissioner James said he didn’t really care if it got recorded on the Schedule W or not, but he was concerned that it was an obligation that MeckLINK owed Mecklenburg County.

Assistant County Manager Diorio said even though it’s recorded as an inter-fund transfer of cash that would not prohibit MeckLINK from repaying that cash back over a period of time as it had the ability to do so. Assistant County Manager Diorio said the problem was “that of time.”

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Commissioner James said because there wasn't enough time for things to stabilize for MeckLINK, such that they would be able to repay the County, it puts the County in the position of either not recording the obligation with the hopes of collecting over a period of time or recording it and "messing up" the Schedule W.

Commissioner James said he wanted to make sure the minutes reflected that MeckLINK had an obligation to the County and owed the County money.

Assistant County Manager Diorio said the Board Action presented to the Board when asking for the appropriation treated it as a loan.

Commissioner James said not recording it on the Schedule W could be reviewed by the State as "dishonest."

Commissioner James said he was a little "conflicted" because the County said it was a loan but wasn't recording as such. Commissioner James said he was concerned reports were going to the State without any notation about it. Commissioner James said he wondered if the State would use that against the County in future dealings.

Assistant County Manager Diorio said she didn't anticipate that the State would use that against the County. She said the County reserved the right to change the accounting treatment of those dollars as long as it's consistent and complies with GAP and it does.

Assistant County Manager Diorio said the concern was that if it's recorded as a loan, it would trip some of the metrics and the State could come in and cancel the contract. She said that would put the County in more "precarious" position.

Assistant County Manager Diorio said not recording it as a loan was not being dishonest because it was being treated from an accounting perspective in an appropriate way.

Commissioner James said not recording it as a loan just made it look better, even though it was a loan.

Commissioner Dunlap said if the County was in a "negative" position with the State, then the State could cancel the MeckLINK contract and award it to whomever they wanted. He said if that occurred the County would not be in a position to negotiate "anything."

Commissioner Dunlap said this would create the potential for the County to not only losing \$8+ million but also losing the cost for administration.

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Commissioner Dunlap said the County was at the point of deciding 1) whether it wanted to be in a position of having the State come in and decide that MeckLINK was out of compliance and give it to anyone or 2) the County wanted to remain in compliance and thus have some leverage or negotiating power when deciding who the County wanted to award MeckLINK to.

Commissioner Bentley said the goal was to put the Board and the County in the best possible negotiating position.

Commissioner Bentley said the County's leverage was Mecklenburg County's population size and those served.

Commissioner Dunlap asked what would happen when MeckLINK was dissolved and all bills were paid. *Assistant County Manager Diorio said currently there was a requirement that the County maintain a 2% risk reserve in a separate fund that's an interest bearing account. She said in the event the contract was dissolved and the County was no longer in business, to the extent that its liabilities had been covered, the County would get to keep that risk reserve.*

Assistant County Manager Diorio said the County may not recoup the \$8.4 million regardless of how it's recorded.

Commissioner Bentley read the following statement from Cardinal's RFI response, which she viewed as a little "double speak" on the part of Cardinal. "Cardinal Innovations would assume responsibility for services and obligations as of and after the date operations are transferred. Cardinal Innovations does not currently expect to assume the prior liabilities of MeckLINK, however, we appreciate that Mecklenburg County wishes to recover its advances made through loans to MeckLINK and we are open to discuss this issue. "

Commissioner Clarke suggested when staff submits the form to the State that a cover letter be included each time that would state 1) "we want to remind you that we have recorded on our books \$8.4 million inter-fund transfer of cash, 2) we are providing services to MeckLINK and we estimate the services we're providing to be approximately \$996,000 per year.

Commissioner Clarke said this way there would be complete disclosure.

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

Motion was made by Commissioner Dunlap, seconded by Commissioner Fuller and carried 8-1 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes and Commissioner James voting no, to approve the recommendation of the Audit Review Committee not to record the \$8.4 million of start-up costs for MeckLINK as a loan and

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not to charge MeckLINK a management fee of approximately \$996,000 per year for administrative costs.

**(13-1381) MECKLINK TRANSITION UPDATE**

Assistant County Manager Michelle Lancaster gave an update on the MeckLINK transition process, including a recommendation regarding the future direction of Mecklenburg County's Medicaid Managed Care Services. The following was noted:

- Per the Board's authorization a Request for Information (RFI) was issued to Partners Behavioral Health, Alliance Behavioral Health, and Cardinal Innovations in order to determine whether a Mecklenburg County MeckLINK relationship with any of these entities would be viable
- Only Cardinal Innovations responded
- Although Cardinal responded, they made no commitment to compensate the County for any of its investment
- Cardinal made it clear that any relationship between Cardinal and MeckLINK would not be a merger, but rather Cardinal assuming MeckLINK's subscriber base
- Cardinal allowed only the appointment of one member to their board through a smaller community advisory board

Assistant County Manager Lancaster said per Senate Bill 208, the Board would not be able to provide the governance under the model the County was currently governed under. She said a separate mental health authority would be needed, whether single county or multi-county and it would have to be done by April 1, 2014.

Options available to the County:

- 1) Maximum County control or involvement through a single county area mental health authority, which was probably not the most viable option per feedback received from the State. However, a single county area authority board would be appointed by the Board and would govern MeckLINK. It could contract various components of MeckLINK or all components to another managed care organization.
- 2) The Board could decide to tell the State that delivery of public mental health services was a state issue and not a local issue and that Mecklenburg County would no longer participate as a managed care organization. The State would be free to assign Mecklenburg County Medicaid subscribers elsewhere to another managed care organization.
- 3) (Staff's recommendation) Direct staff to work with representatives of the State Department of Health and Human Services (DHHS) to identify the appropriate governance and operating structure of publicly managed behavioral health care in

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Mecklenburg County. This would result in providing a recommendation to the Board at a later date regarding the specific components of a transition plan for MeckLINK that doesn't result in a full merger. DHHS has expressed to staff verbally their willingness to work with staff on this concept. Per a conversation with Cardinal Innovations CEO, they expressed a willingness to be open to discuss a relationship short of a full merger.

Assistant County Manager Lancaster said she had two goals, 1) this recommendation would give the Board time to see what happens with Medicaid in the state, 2) the belief was that what's important to the Board was the role the Board played in governance and this would give the Board more control, short of a single county.

Commissioner Bentley asked about staff's thinking in terms of a timeframe for getting this done. Assistant County Manager Lancaster said it would have to be "rapid," but that staff could come back with a full timeline.

The following persons spoke in support of MeckLINK and the County being a single county authority (MCO): Beverly Corpening, Jane Wallwork, and Gina Robins, each of whom has a child with a disability and served by MeckLINK. They also spoke in support of Assistant County Manager Lancaster's recommendation.

Ms. Robins also spoke in opposition to Cardinal Innovations and addressed their track record with respect to providing services. Ms. Robins said in 2012 a federal district court found that Cardinal Innovations Healthcare Solutions was "systematically denying due process" when certifying clients.

Darren DuBose, an employee of MeckLINK spoke on behalf of other employees and asked the Board to remember MeckLINK employees as it goes through this process. Mr. DuBose said he didn't recall there being any discussion regarding the impact of these changes on employees. He said their jobs were "hanging in the balance." Mr. DuBose said employees needed more assurance with respect to keeping their jobs. He said Cardinals RFI response did not give that assurance to the 200 employees of MeckLINK. He encouraged the Board to support the recommendation suggested by Assistant County Manager Lancaster.

Motion was made by Commissioner Leake, seconded by Commissioner Fuller to direct the Chairman to appoint an ad hoc committee to orchestrate, as best possible, the recommendations made by staff (Assistant County Manager Lancaster) by reviewing those recommendations and reporting back to the full Board with a recommendation with respect to MeckLINK and its staff. The ad hoc committee would report back at the next Regular meeting of the Board. The recommendation by Assistant County Manager Lancaster was to direct staff to work with representatives of the state Department of Health and Human Services (DHHS) to identify the appropriate governance and operating structure of publicly managed behavioral

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health care in Mecklenburg County. This would result in providing a recommendation to the Board regarding the specific components of a transition plan for MeckLINK that does not result in a full merger.

Commissioner Leake informed Mr. DuBose that the Board had been and still was concerned about the employees of MeckLINK. She said that concern had been expressed publicly.

Commissioner Bentley asked for clarity on the ad hoc committee's role.

Commissioner Leake said the committee would review Assistant County Manager Lancaster's recommendation and report back to the full Board on the committee's endorsement or non-endorsement of staff's recommendation.

Commissioner Bentley said for clarity purposes based on what was stated, the committee's core function would be to look at the governance structure and transition plan.

Assistant County Manager Lancaster said that was correct.

Commissioner Bentley said she hoped the development of an ad hoc committee would not slow things up.

Commissioner Fuller spoke in support of having an ad hoc committee because of the complexity of this issue.

Commissioner Ridenhour expressed apprehension regarding the State's acceptance of anything the County may come up with.

Commissioner Ridenhour asked would this committee be an on-going committee to deal with this particular matter and any future matters with respect to MeckLINK.

Commissioner Leake said her intent was for the committee to deal with the recommendation of Assistant County Manager Lancaster.

Commissioner Bentley said she was not opposed to forming a committee.

Commissioner Bentley requested that in addition to Assistant County Manager Lancaster's regular contacts at the state DHHS, that Representative Dollar, the Secretary of DHHS, and Pam Shipman be asked to come down and address this issue with the County. Commissioner Bentley said she felt the County was getting "piecemeal" responses.

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Commissioner Bentley said the County had no idea what the State's "end game" was. She said the County deserved answers, so it could plan appropriately.

Assistant County Manager Lancaster said she would make that request of the Secretary and of Representative Dollar.

Commissioner Dunlap said he felt what the Board wanted was to fully explore all of the options and he supports forming a committee.

Commissioner Dunlap said if the allegations noted by one of the speakers were true that had been alleged in lawsuits involving Cardinal and their treatment of customers, then the Board needed to be concerned. Commissioner Dunlap said per what was shared the courts found those allegations against Cardinal to be true.

Commissioner Dunlap said from the beginning staff said there were three groups of people that the Board needed to be concerned about, consumers, providers, and employees.

Commissioner Dunlap said he had some concerns about what the outcome might be, but felt the Board needed to have "once and for all," all the answers on the table, so that the Board could make an "intelligent" decision as to how to move forward.

Commissioner James said he felt this was a "dead" issue and therefore he could not support establishing a committee. Commissioner James said he would not vote to form an authority, because the County would have to finance an authority at an estimated cost of \$5-\$7 million. Commissioner James said he could not support investing \$5 - \$7 million into MeckLINK and to then have the State take MeckLINK "anyway."

Commissioner James said it's not the County's decision but rather it's the State's.

Commissioner James said he would not vote 1) to form an authority, 2) to invest taxpayer money to form an authority, and 3) he would negotiate with whatever entity the State wishes.

Commissioner James said for some reason the State wanted Mecklenburg County to merge with Cardinal.

Commissioner James said the "reality" was that the state was telling Mecklenburg County what to do. Commissioner James said the County was not going to be able to "fix this" and that everyone needed to "come to grips" with that.

Commissioner Fuller acknowledged Commissioner James' comments but said there were still things that had to be done with respect to the future of MeckLINK.

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Chairman Cotham noted to the public that it's the State "pulling the rug" from under the County. She said the County had tried many things and that this was a complicated matter.

Commissioner Fuller offered a friendly amendment to the motion, to have the committee also consider transition issues. Commissioner Fuller said he suggested this in the event, it's determined that the recommendation of Assistant County Manager Lancaster didn't work. He said there would still be transition issues to be discussed.

Commissioner Leake accepted the friendly amendment.

The vote was then taken on the motion as amended and noted below.

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 8-1 with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes and Commissioner James voting no, to direct the Chairman to appoint an ad hoc committee to orchestrate, as best as possible, the recommendations made by staff (Assistant County Manager Lancaster) by reviewing those recommendations and reporting back to the full Board with a recommendation with respect to MeckLINK and its staff. The ad hoc committee would report back at the next Regular meeting of the Board. The recommendation by Assistant County Manager Lancaster was to direct staff to work with representatives of the state Department of Health and Human Services (DHHS) to identify the appropriate governance and operating structure of publicly managed behavioral health care in Mecklenburg County. This would result in providing a recommendation to the Board regarding the specific components of a transition plan for MeckLINK that does not result in a full merger. Secondly, that the committee also consider transition issues.

**(13-1382) ICMA ANNUAL CONFERENCE**

The Board received a report on the County staff that attended the ICMA (International City County Management Association) Conference in September. Assistant County Manager Lancaster gave the report.

It was noted that on September 22-25, 2013, staff from Mecklenburg County attended the International City County Management Association (ICMA) Annual Conference in Boston, Massachusetts. Staff attending the Conference were Assistant County Managers Michelle Lancaster (who serves as the Co-Chair of the 100th Annual Conference to be held in Charlotte-Mecklenburg in 2014), John McGillicuddy, and Dena Diorio, HR Director Chris Peek, OMB Director Hyong Yi, Citizen Involvement Coordinator Sophia Hollingsworth, County Manager's Office Business Manager Nyki Hardy, Assistant to the Board Amber Snowden, Assistants to the



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County Manager Janet Payne and Carol Hickey, and BSSA Business Manager Rebecca Herbert. During the Conference, staff attended educational sessions on various topics to increase and enhance knowledge, skills and abilities in public service and local government management. Staff also attended a planning session and "pass the torch" meeting to learn from the experiences of the Host Committee in Boston and prepare to host the 100th ICMA Annual Conference in Charlotte-Mecklenburg in 2014.

A video welcoming the 100<sup>th</sup> ICMA Annual Conference featuring Interim County Manager Shields and Charlotte City Manager Ron Carlee was shared.

## **COUNTY COMMISSIONERS REPORTS & REQUESTS**

### **(13-1329) RESOLUTION -- MEDICAID COVERAGE (COMMISSIONER CLARKE)**

Motion was made by Commissioner Clarke, seconded by Commissioner Fuller and carried 6-3 with Commissioners, Clarke, Cotham, Dunlap, Fuller, Leake, and Ratliff voting yes and Commissioners Bentley, James, and Ridenhour voting no, to adopt a Resolution asking the NC General Assembly to reconsider its decision not to expand Medicaid coverage under the Affordable Care Act to provide coverage for poor and low-income adults up to 138 percent of the poverty line (\$26,951 for a family of three).

*Note: Commissioner Clarke presented this matter to the Board.*

Prior to the above vote the following persons spoke in support of the resolution: Dr. Jessica Schorr, Dr. Donald Jonas, Nancy Hudson, John Clark, Joe Segal, and Keith Wilson.

### **Mecklenburg County Board of Commissioners**

#### **Resolution Urging the North Carolina General Assembly to reconsider its decision not to expand Medicaid coverage under the Affordable Care Act to provide coverage for poor and low-income adults**

**WHEREAS**, there are an estimated 17.5 percent of Mecklenburg County residents (approximately 175,000 people) who are uninsured; and

**WHEREAS**, the Patient Protection and Affordable Care Act (the "ACA") provides health insurance coverage for poor and low-income adults by expanding Medicaid to 138 percent of the poverty line (\$26,951 for a family of three); and

**WHEREAS**, the federal government would pay nearly all of the expansion costs – 93 percent over the first nine years (2014-2022) according to estimates prepared by the bipartisan

Congressional Budget Office; and

**WHEREAS**, the expansion of Medicaid would provide health insurance coverage to nearly 500,000 low-income residents of North Carolina and enable the State of North Carolina and counties and municipalities to save substantial sums on uncompensated medical care for the uninsured; and

**WHEREAS**, the expansion of Medicaid would bring billions in federal funds to the State and Mecklenburg County over a period of ten years and create many new jobs in the health care sector in Mecklenburg County and elsewhere in the State; and

**WHEREAS**, the 2012 Supreme Court Decision upholding the ACA modified the ACA and gave states the choice of whether to expand their Medicaid programs; and

**WHEREAS**, the North Carolina General Assembly in February 2013 with the support of Governor McCrory adopted legislation refusing to expand Medicaid coverage under the ACA joining a number of other states – mainly those with Republican Governors or Republican-controlled legislatures – that have refused to expand coverage for poor and low-income adults; and

**WHEREAS**, the Republican controlled legislature in the State of Michigan, which has the nation's 10th-largest uninsured population, has recently accepted the expansion of Medicaid coverage under ACA following the leadership of Republican Governor Snyder, a former businessman in his first term, who concluded the expansion would ultimately save money, control medical costs and help that state's economy; and

**WHEREAS**, in the State of Arizona, despite vehement opposition from many legislators who are members of her own political party, Republican Governor Jan Brewer led the successful effort to expand Medicaid coverage under ACA for poor and low-income adults living in that State; and

**WHEREAS**, in the State of Florida, Republican Governor Rick Scott has tried but been thwarted in his efforts to expand Medicaid coverage under the ACA to poor and low-income residents of that State by a recalcitrant state legislature; and

**WHEREAS**, under the ACA residents of North Carolina who have incomes from the poverty level up to four times that amount can get federal tax credits to subsidize the purchase of private health insurance, but many below the poverty level will be unable to get tax credits, Medicaid or any other assistance with health insurance coverage; and

**WHEREAS**, health insurance coverage rates for employers and individuals purchasing private health insurance coverage in North Carolina will likely be higher because hospitals and health care providers throughout the State will be absorbing the unreimbursed costs of providing health care to the uninsured poor and low-income adults who would otherwise be eligible for Medicaid coverage and shifting those costs to private pay patients; and

**WHEREAS**, the Mecklenburg Board of County Commissioners believes all residents should

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have access to quality, affordable health coverage and that expansion of Medicaid coverage under the ACA is a responsible means of achieving that desired goal;

**THEREFORE, BE IT RESOLVED THAT:**

The Board of County Commissioners of Mecklenburg County does hereby urge the Governor of North Carolina to call the North Carolina General Assembly back into special session to reconsider its previous decision and to take prompt action under the ACA to provide coverage for all poor and low-income adults by expanding Medicaid coverage; and

The Chairman of the Board of County Commissioners be, and she hereby is, authorized and directed to send promptly following its adoption a copy of this resolution to Governor McCrory and each member of the North Carolina General Assembly delegation representing residents of Mecklenburg County.

**Resolution recorded in full in Minute Book \_\_\_\_\_ Document # \_\_\_\_\_.**

**(13-1347) FACILITY NAMING POLICY -- MECKLENBURG COUNTY COURTHOUSE NAMING (CHAIRMAN COTHAM)**

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 5-4 with Commissioners Cotham, Dunlap, Fuller, James, and Leake voting yes and Commissioners Bentley, Clarke, Ratliff, and Ridenhour voting no, to amend the Mecklenburg County Facility Naming Policy to remove the Mecklenburg County Courthouse as an exclusion from the policy.

Prior to the above vote:

Chairman Cotham presented this matter to the Board for consideration.

At the request of Chairman Cotham, County Attorney Bethune explained the proposed language change in the County's Facility Naming Policy. He also went over the process for proceeding with renaming the Mecklenburg County Courthouse, if the proposed language changed was approved.

Chairman Cotham said to her knowledge there was no law prohibiting a county from naming its courthouse something other than the name of the said county.

Chairman Cotham said if Mecklenburg County was to change the name of its courthouse to something other than the Mecklenburg County Courthouse, it would be the first in the state to do so. Chairman Cotham said the words Mecklenburg County Courthouse would not be removed from the existing granite.

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Chase Saunders, an attorney and a former judge, spoke in opposition of removing the Mecklenburg County Courthouse as an exclusion in the County's Facility Naming Policy. Mr. Saunders said naming a courthouse after an individual raises the question of "who among us is the best for purposes of being remembered for some period of time."

The Honorable Judge Richard Boner suggested a courtroom be named after the late Attorney Julius Chambers in honor of his contributions to the state of N.C and to the nation. He suggested Courtroom 5370, the largest courtroom in the Courthouse. Judge Boner said a portrait and a plaque could be displayed of Attorney Chambers. Judge Boner noted that years ago he appeared and asked the Board at that time to name courtrooms after the late Judge William H. Scarborough and Judge Frank W. Snepp, Jr. which the Board approved doing.

Judge Boner said he would be happy to take Board members on a guided tour of courtroom 5370, as well as, suggest and provide feedback on where he thought it would be most appropriate to display a portrait and plaque of the late Attorney Julius Chambers.

Judge Boner said he was not arguing against renaming the courthouse but was proposing an alternative that he felt would be much more appropriate.

Attorney James Ferguson spoke in support of removing the Mecklenburg County Courthouse as an exclusion in the County's Facility Naming Policy. He encouraged the Board to "take advantage of a unique opportunity to recognize the importance of the principles of equal justice, simple justice, of equality under the law by naming the primary courthouse in Mecklenburg County after a man whose life, whose career, and whose commitment, symbolizes more than any other lawyer from this county." Attorney Ferguson said that would include all of those names that had been mentioned. He said "none of them have symbolized justice in the way that Julius Chambers has." Attorney Ferguson said it would be a tribute to recognize not only Attorney Chambers, but a public tribute and recognition to show a measure of how this county views justice and equality. Attorney Ferguson said Attorney Chambers work was "transformative" for this community, the state, and the nation.

Commissioner Ratliff said she was supportive of naming something after the late Attorney Julius Chambers but not supportive of changing the current language in the Facility Naming Policy as it relates to the Mecklenburg County Courthouse. Commissioner Ratliff said the change may or may not result in the courthouse being named after Attorney Chambers. Commissioner Ratliff said she would like to see something done to honor Attorney Chambers that would be more permanent and less subject to change.

Commissioner Bentley said she would like to see the Board have a unanimous vote with respect to naming something in honor of Attorney Chambers but in order for that to happen

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an alternative was needed. Commissioner Bentley said other suggestions had been made by persons, including, a suggestion by Commissioner Clarke at the last meeting. Commissioner Clarke suggested a bust or a full statue of Attorney Julius Chambers in the courthouse.

Commissioner Bentley said she felt a bust, statue, or a courtroom honoring Attorney Julius Chambers would be something more sustainable.

Chairman Cotham clarified that the matter before the Board, at this time, was consideration to change the language in the current policy to remove the Mecklenburg County courthouse as an exclusion to the policy. Chairman Cotham said any proposal to name the courthouse something else would come before the Board at a later date.

Commissioner Dunlap said he would support the motion but would not get into any discussion with respect to changing the name of the courthouse. Commissioner Dunlap said he was concern like Commissioner Ratliff that changing the language would not mean the courthouse would be renamed as the Chairman planned to propose at a later date. Commissioner Dunlap said he would be saddened if the current Board renamed the courthouse and a subsequent board later decided to change the name.

Commissioner Dunlap said he was supporting the motion because no board can make a rule that requires a future board to act a particular way.

Commissioner Clarke said he had great respect for Attorney Julius Chambers, his work and his accomplishments. Commissioner Clarke said although the matter before the Board was not about naming the courthouse after Attorney Julius Chambers, that was why Chairman Cotham brought this matter before the Board.

Commissioner Clarke said if the decision was made to rename the Mecklenburg County courthouse, the Board would miss the opportunity to recommend the proposed new federal courthouse be named in honor of Attorney Julius Chambers. Commissioner Clarke said having the federal courthouse named after Attorney Julius Chambers was more appropriate because that's where the landmark civil rights case was won.

Commissioner Clarke said his opinion had not changed since 2009 when the policy was amended to include the Mecklenburg County Courthouse as an exclusion to the Facility Naming policy, that the courthouse should be named the Mecklenburg County Courthouse in perpetuity and not named after anyone.

Commissioner Fuller said he agreed with Commissioner Dunlap that it's not "good" policy for one board to set forth the activities of a future board.

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Commissioner Fuller said the language in the current Facility Naming Policy should be changed because to say something can't be changed in perpetuity was not correct.

*Policy recorded in full in Minute Book \_\_\_\_\_, Document # \_\_\_\_\_.*

**(13-1383) AUDITED FINANCIAL STATEMENT REQUIREMENT – HUMAN SERVICES DEPARTMENTS (COMMISSIONER FULLER)**

Commissioner Fuller noted that several providers had expressed the belief that it was unfair and excessively costly for them for the County to require that an organization with revenue exceeding \$100,000 must have an audited financial statement completed by a CPA in order to contract with any of Mecklenburg County's Human Services Agency departments.

Commissioner Fuller said per that concern by providers, he felt the Board needed to discuss the requirement.

Mark Brown with Melange Health Solutions spoke in opposition to the requirement. Mr. Brown shared a handout regarding Mélangé's Statement of Financial Capacity. He also shared a letter from The Right Choice. He said what's impacting and "threatening" the financial stability of their organization was the fact that MeckLINK owed them money, over \$44,000 and not because in December of 2012 "a team of CPA's" didn't audit their books. Mr. Brown said his organization was contracted with other MCO's across the state and none have this type of requirement.

***A copy the handouts are on file with the Clerk to the Board.***

Comments

Commissioner James said the audit requirement was vetted by the Audit Review Committee and it was felt that the requirement was reasonable. He addressed what initiated this discussion with the Audit Review Committee and noted the County's past history with the organization Open Door.

Commissioner Leake asked about the statement made by Mr. Brown that MeckLINK owed his organization \$44,000. *Assistant County Manager Diorio said staff was not in agreement with Melange that it was owed any funds. She said everything should be current.*

Assistant County Manager Lancaster said staff met with Mr. Brown and his staff and would be doing so again this week. Assistant County Manager Lancaster said staff looked at the claims that Mr. Brown contested and that the parties were not in agreement.

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Assistant County Manager Lancaster said they were paid current and had been paid over \$1 million since MeckLINK went live in March for services rendered.

Commissioner Leake asked would the Board be informed that the matter referenced by Mr. Brown was taken care of. *Assistant County Manager Lancaster said yes.*

Commissioner Dunlap spoke in support of the requirement and explained why.

Commissioner Fuller asked was it known how many providers were not in compliance.

Assistant County Manager Diorio clarified that the requirement did not effect providers who were working at MeckLINK and received Medicaid money. Assistant County Manager Diorio said the County was not allowed to force the requirement on the Medicaid side. She said the requirement only applied if the provider accepted county or state money.

Assistant County Manager Diorio said the \$100,000 threshold was actually put in place to make sure the County exempted individual licensed practitioners. She said the County did not want to place a burden on individual licensed practitioners.

Assistant County Manager Diorio said in terms of compliance there were 91 providers that had submitted audited financial statements, 48 providers that have submitted letters of intent. It was noted that letters of intent were only accepted from a CPA.

Assistant County Manager Diorio said staff was tracking the status of those working with CPA's.

Commissioner Fuller asked were there providers who had not responded. *Assistant County Manager Diorio said there were four, two of whom had ignored all of the County's attempts and two that were just discovered that staff needed to reach out to.*

**(13-1384) HUMAN RESOURCES POLICY REVISION -- EQUAL EMPLOYMENT OPPORTUNITY  
NONDISCRIMINATION (COMMISSIONER RATLIFF)**

Motion was made by Commissioner Ratliff, seconded by Commissioner Dunlap and carried 6-3 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, and Ratliff voting yes and Commissioners Bentley, James, and Ridenhour voting no, to amend the Equal Employment Opportunity Section of the County's Human Resources Policy to include language regarding nondiscrimination based on gender identity that would read as follows: political affiliation, or on the basis of actual or perceived gender as expressed through dress, appearance, or behavior.

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EQUAL EMPLOYMENT OPPORTUNITY

Mecklenburg County will not engage in unlawful discrimination with respect to all aspects of County employment policy and practice including with respect to race, color, religion, sex, national origin, handicap, age, political affiliation, or on the basis of actual or perceived gender as expressed through dress, appearance, or behavior. In addition, the County will not engage in discrimination on the basis of sexual orientation with respect to all aspects of County employment policy and practice. Sexual orientation means heterosexuality, bisexuality or homosexuality. Adoption of this policy does not constitute approval or expansion of any County benefits beyond those which are expressly provided by the Board of County Commissioners at the date of adoption of this resolution. The County Manager shall adopt policies and procedures to ensure greater utilization of all persons protected by Article 6 of Chapter 126 of the General Statutes of North Carolina.

Prior to the above vote:

Scott Bishop, Chair of Mecklenburg Lesbian, Gay, Bi-Sexual and Transgender Political Action Committee spoke in support of the policy amendment. He thanked Commissioner Ratliff for bringing this matter to the attention of the Board, as well as, co-sponsors Commissioners Dunlap and Fuller.

Commissioner Leake asked for the definition of transgender and how was the County discriminating.

Commissioner Ratliff said the County was not discriminating. She said the request was being made in order to update the County's current policy to be inclusive of everyone.

Commissioner Ratliff defined transgender as someone who was in between and possibly on the list to have a sex change.

Commissioner Bentley asked in light of the following statement that was included in the agenda material, did this not accomplish what Commissioner Ratliff was wanting: *"An employer who discriminates against an employee or applicant on the basis of the person's gender identity is violating the prohibition on sex discrimination contained in Title VII of the Civil Rights Act of 1964, according to an opinion issued on April 20 by the Equal Employment Opportunity Commission (EEOC)."*

Commissioner Ratliff said it did from a federal stand point and that the request was just to update the language in the County's policy.

Commissioner Bentley said the County had to comply with federal law in its hiring practices, therefore, the request to amend the County's policy was somewhat "redundant."



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Commissioner Ratliff said it was redundant somewhat.

Commissioner James spoke in opposition. Commissioner James said if you made this a “protective class” of individuals then that meant you had to provide “reasonable accommodations.” He used restrooms as an example.

Commissioner Ratliff said this request was “all about equality.” She said in order for Mecklenburg County to remain competitive in its hiring “locally and globally, we must send a signal that we are as welcome as any other organization for all applicants, whether they be gay, straight, bi-sexual, trans-sexual or transgender.”

Commissioner Ridenhour suggested a simpler statement such as “we will not discriminate against any person for any reason.”

***Amended section of the policy recorded in full in Minute Book \_\_\_\_\_, Document # \_\_\_\_\_.***

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

#### 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):**

**(13-1333) TAX REFUNDS**

1. Approve refunds in the amount of \$614.60 for registered motor vehicles as statutorily required to be paid as requested by the Assessor resulting from clerical errors, value changes and appeals processed in the new statewide Vehicle Tax System.
2. Approve refunds in the amount of \$179,710.08 and interest as statutorily required to be paid as requested by the Assessor resulting from clerical errors, audits and other amendments, including revaluation appeals. Accrued interest is estimated to be 14,834.92.

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

**(13-1352) EASEMENT CONVEYANCE -- TRIMURTI TEMPLE DEVASTHANAM**

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Grant a temporary slope easement of ±11,373 square feet to Trimurti Temple Devasthanam at Hornets Nest Park (tax parcel 037-101-01).

*Note: Trimurti Temple Devasthanam is developing a single-family neighborhood immediately north of Hornets Nest Park off Beatties Ford Road. To construct the road improvements required by the City of Charlotte that will serve the new development, a temporary slope easement is needed from the County on park property to enable grading. There will be no permanent facilities located within the temporary slope easement, and there are no proposed impacts to any of the existing trees on the park property. The developer is paying \$429.96 for the temporary easement for one year.*

**(13-1358) LINCREST PLACE DONATION -- MCMULLEN CREEK GREENWAY**

Accept the donation of Tax Parcel 185-071-01 (±.8905 acres) along McMullen Creek for future greenway trail construction.

*Note: The subject parcel is located in southeast Charlotte in the neighborhood of Sherwood Forrest. The property owners, Hank and Lucy Dickens, wish to donate the property (+/- .8905 acres) to the County to be incorporated into the McMullen Creek Greenway system. The property is located entirely in the floodplain.*

**(13-1360) CAPITAL RESERVE REQUEST -- AQUATIC FACILITIES**

Appropriate the expenditure of \$31,000 from the Consolidated Aquatic Capital Reserve Fund to purchase starting blocks and lane lines for the Mecklenburg County Aquatic Center.

**(13-1365) HAZARD MITIGATION PROGRAM -- FY14 FLOODPLAIN ACQUISITIONS**

1. Accept the "Offer of Sale of Real Estate" from A. Lauren Watkins Finnison and husband Christopher M. Finnison, owners of property at 3029 Dunlavin Way (Tax Parcel 093-134-06) for \$145,000

2. Accept the "Offer of Sale of Real Estate" from Amanda Wilson and husband Charles Andrew Konia, III, owners of property at 3117 Dunlavin Way (Tax Parcel 093-134-12) for \$117,000

*Note: These acquisitions represent a continuation of buyouts using FY14 Flood Mitigation Capital Funds of properties identified in the Flood Risk Assessment and Risk Reduction Plan (Plan).*

**(13-1376) MINUTES**

Approve minutes of Regular meeting held Tuesday, October 1, 2013

**(13-1385) GRANT APPLICATION -- OUTDOOR NATION MERRELL PACK PROJECT  
ACTIVATION GRANT**

Approve submission of a \$2,500 Outdoor Nation Merrell Pack Project Activation Grant application, and recognize, receive and appropriate grant funds if awarded.

*Note: This grant will fund all needed equipment for a new Therapeutic Recreation Geocaching Program for young adults who have both physical and intellectual disabilities.*

**THIS CONCLUDED ITEMS APPROVED BY CONSENT**

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**(13-1353) JOINT VENTURE BETWEEN CITY OF RALEIGH AND MECKLENBURG COUNTY**

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 authorize agreement of Statement of Work (SOW) RG-01 between the City of Raleigh and Mecklenburg County supporting a jointly developed Residential Reciprocal Review program.

*Note: The City of Raleigh and Mecklenburg County have jointly developed a Residential Reciprocal Review Program, wherein residential homebuilders from either jurisdiction may submit residential master plan drawing sets for review and approval. Once approved in one jurisdiction, the master plan may be used to gain building permits in both jurisdictions. All drawing submittal review, approval and hosting is electronic, using a customer program jointly developed by the City and County. Once approved, drawings are archived for a minimum of seven years. All drawings submittal, review access and archive access is web based, using E-Plan-NC. This Project will begin on July 1, 2013, and continue on an annual basis, subject to termination. Either party may terminate the agreement, provided they notify the other party in writing twelve months in advance.*

Commissioner Fuller removed this item from the agenda for more clarity. Code Enforcement

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Director Jim Bartl addressed this item.

**(13-1355) BUDGET AMENDMENT -- DSS (REVENUE INCREASE/DECREASE)**

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 amend the Department of Social Services (DSS) FY14 Budget to decrease certain revenues, and recognize, receive and appropriate other revenues to align the FY14 DSS budget with the funding authorizations issued

A. Adult Day Care: decrease (\$8,052) federal revenue and increase \$18,452 state revenue

B. Centralina Council of Government (CCOG) Family Caregiver Support: decrease (\$21,383) state revenue

C. Centralina Council of Government (CCOG) Project Care: decrease (\$42,761) state revenue

D. Home and Community Care Block Grant (HCCBG): decrease (\$30,024) federal revenue

E. Social Services Block Grant (SSBG): increase \$201,668 federal revenue and decrease (\$30,858) state revenue

F. State In-Home: decrease (\$2,152) federal revenue

Commissioner Leake removed this item from the agenda for more public awareness.

**(13-1363) 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, Leake, Ratliff, and Ridenhour voting yes, to recognize, receive and appropriate additional State funds in the amount of \$312,252 for funding on a one-time basis for group homes in Mecklenburg County catchment area.

Commissioner Leake removed this item from the agenda for more public awareness.

**(13-1368) PURCHASE AGREEMENT -- DODGE CHARGER POLICE PURSUIT VEHICLES (SHERIFF'S OFFICE)**

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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 authorize the County Manager to award and execute a unit price contract for the purchase of 32 Dodge Charger police pursuit sedans for a total amount of \$885,304 to the following lowest responsible bidder:

Horace G. Ilderton, LLC of North Carolina

Dodge Charger:

- Police Pursuit Sedan, \$28,849 per unit
- Detective Police Pursuit Sedan, \$26,321 per unit
- Slicktop Police Pursuit Sedan, \$26,329 per unit

Commissioner Leake removed this item from the agenda for more public awareness.

**(13-1369) SET PUBLIC HEARING -- NC DEPARTMENT OF TRANSPORTATION (NCDOT)  
COMMUNITY TRANSPORTATION GRANT APPLICATION**

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

1) Schedule a public hearing at 6:30 p.m. on November 5, 2013 to receive comments on the Mecklenburg County Department of Social Services application for the North Carolina Department of Transportation's (NCDOT) Community Transportation Grant for Fiscal Year 2014-2015; and

2) Authorize the Clerk to the Board to publish Notice of Intent to hold public hearing

Commissioner Leake removed this item from the agenda for more public awareness.

**(13-1380) BUDGET AMENDMENT -- DIVORCED FILING FEES GRANT -- COMMUNITY  
SUPPORT SERVICES (REVENUE DECREASE)**

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 approve a budget amendment for the Community Support Services Department

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to reduce revenue and expenses for the Divorce Filing Fee Grant by \$3,122.71 based on revised award letter received from North Carolina Council for Women/Domestic Violence Commission

Commissioner Leake removed this item from the agenda for more public awareness.

**ADJOURNMENT**

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, that there being no further business to come before the Board that the meeting be adjourned at 11:45 p.m.

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Janice S. Paige, Clerk

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Patricia "Pat" Cotham, Chairman