

FEBRUARY 2, 2010

MINUTES OF MECKLENBURG COUNTY BOARD OF COMMISSIONERS

NORTH CAROLINA
MECKLENBURG COUNTY

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street at 5:00 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:00 p.m. on Tuesday, February 2, 2010.

ATTENDANCE

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

Absent: None

-INFORMAL SESSION-

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

(1) STAFF BRIEFINGS - NONE

**(2A, B) CLOSED SESSION – A) BUSINESS LOCATION AND EXPANSION AND
B) CONSULT WITH ATTORNEY**

Commissioners Bentley and Dunlap left the meeting and were absent until noted in the minutes.

Prior to going into Closed Session, Attorney Bethune announced the following Consult with Attorney matter to be discussed in Closed Session: Mecklenburg County vs. Time Warner Cable Entertainment-Advance/New House Partnership.

Motion was made by Commissioner Cogdell, seconded by Commissioner James and carried 7-0 with Commissioners Clarke, Cogdell, Cooksey, James, Leake, Murrey and Roberts voting yes, to go into Closed Session for the following purposes: A) Business Location and Expansion and B) Consult with Attorney with respect to Mecklenburg County vs. Time Warner Cable and Entertainment-Advance/New House Partnership.

The Board went into Closed Session at 5:11 p.m. and came back into Open Session at 6:25 p.m.

Commissioners Bentley and Dunlap were present when the Board came back into Open Session. They returned to the meeting during Closed Session.

(3) REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) they wanted removed from consent and voted upon separately. The items identified were Items 9, 12, 13, and 14.

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

-FORMAL SESSION-

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

CITIZEN PARTICIPATION

PROCLAMATIONS AND AWARDS

(1A) BLACK HISTORY MONTH

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to adopt a proclamation designating February 2010 as Black History Month in Mecklenburg County.

The proclamation was read by Commissioner Leake and received by Mr. & Mrs. Lem Long. Mr. Long is a local businessman and was the first African American to run for the Mecklenburg Board of County Commissioners, which was in 1968.

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

(1B) SCOUTING ANNIVERSARY WEEK

Motion was made by Commissioner Cooksey, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to adopt a proclamation designating February 7-13, 2010 as Scouting Anniversary Week in Mecklenburg County in honor of the 100th Anniversary of Boy Scouts of America.

The proclamation was read by Commissioner Cooksey and received by Mark Turner, Area Executive Director. He was accompanied by scouts from Boy Scout Troop 112 and Cub Scout Pack 112, from Forest Hill Church. These units have been chartered in Mecklenburg County for over 50 years. Note: Scout Sam Whitlock was recognized for recently received his Eagle Scout award, Scouting's highest rank.

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

(2) PUBLIC APPEARANCE

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

Martin Davis spoke in opposition to the County providing Domestic Partner Benefits. Mr. Davis said recruitment and retention was not a problem for Mecklenburg Government, which he said was one of the reasons cited for providing Domestic Partner Benefits.

Rev. Dr. Madeline McClenney-Sadler, PH.D addressed the Exodus Foundation, a self-help, Christian faith based charity that serves formerly and newly released incarcerated African-Americans and African-Americans at risk for incarceration.

Rev. Dr. McClenney-Sadler was joined at the podium by members of the Exodus Foundation Board of Directors, who gave testimony with respect to what their experiences were after being released.

A copy of a handout regarding the Exodus Foundation is on file with the Clerk to the Board.

STAFF REPORTS AND REQUESTS

(15) FEDERAL LEGISLATIVE AGENDA

Assistant to the County Manager Brian Francis, Roger Gwinn, president of The Ferguson Group and Leslie Mozingo, with Ferguson presented the County’s proposed federal legislative agenda.

Note: Mr. Gwinn excused himself after introducing Ms. Mozingo.

The following items were presented.

**MECKLENBURG COUNTY, NC
2010 (FY 2011) FEDERAL AGENDA**

APPROPRIATIONS

PROJECT		DESCRIPTION OF REQUEST
1	Air Quality	\$3 million in Transportation Appropriations, Transportation and Community and System Preservation Program, for Mecklenburg County Air Quality (MCAQ) program to reduce aging diesel engines (GRADE+).
2	Sewer Infrastructure	\$2.5 million in the Energy and Water Appropriations, Corps of Engineers, Section 5113, for sewer Infrastructure improvements needed to support expanded construction of Mecklenburg County Jail North Expansion and surrounding area for economic development.
3	Inmate Rehabilitation	\$480,000 in Health and Human Services Appropriations, Substance Abuse and Mental Health Services Administration, to prevent substance abuse and reduce/prevent mental illness with concentration on jail population.
4	Energy Efficiency	\$1 million in Energy Appropriations, Energy Efficiency and Renewable Energy Projects, for energy efficient enhancements (solar panels) and other green infrastructure at the Jail North Expansion Project.
5	COPS Technology	\$1 million in Commerce, Justice, Science Appropriations, COPS Technology, to integrate separate offender management systems.
6	Solid Waste Recycling	\$500,000 in Environmental Protection Agency Appropriations, Science and Technology, (or Department of Energy, Legacy Management) to expand compost technologies.

AUTHORIZATIONS

	PROJECT	DESCRIPTION OF REQUEST
1	Surface Transportation	\$2 million in the reauthorization of surface transportation programs, High Priority Projects, for County-wide greenway enhancements.
2	Water Resources Development Act (WRDA)	\$200,000 in the WRDA, Section 1006, to address biologically impaired streams through the Surface Water Improvement and Management (SWIM) initiative. Request expanded WRDA authority for the State of North Carolina from \$13 million to \$30 million.

ADDITIONAL PRIORITIES

ISSUE	DESCRIPTION OF REQUEST
Climate Change	Support expanded resources for renewable tax energy credits and green enhancements to public buildings, as well as full funding of Energy Efficiency Community Block Grants.
Health Care Reform	Monitor impacts on Medicaid provisions and in particular any expansion measures.
EPA Attainment	Support initiatives that help local governments meet changing EPA air quality standards.
Flood Control	Educate FEMA on the flood plain management pilot project and the study on prioritization of structure removals based on human factors beyond economic damages and the flood levels.
Jobs Bill	Within a jobs bill support measures that reach County governments and, more specifically, County capital projects.
Parks and Recreation	Support passage of the Urban Revitalization and Livable Communities Act and legislation overall that builds or rehabilitates urban parks; fully funds Land and Water Conservation Fund with equal funding for state assistance; helps to fight youth obesity; builds trails; protects open lands and endangered species; preserves natural resources; and advances historic preservation.
Homelessness	Raise awareness of Charlotte-Mecklenburg's 10-Year Plan to end and prevent homelessness and identify future funding possibilities to implement the plan.
Collective Bargaining	Support NACo position of opposing legislation that would mandate collective bargaining rights and thereby impose federal scrutiny and federal standards on state and local labor relations for public sector first responder employees.
UASI	Support continued and increased funding for Urban Area Security Initiative.
Children and Families	Support programs that improve the lives of under-served children and help to build stronger families.
Mental Health	Support renewal and expanded funding for the Substance Abuse and Mental Health Services Administration (SAMSHA).
Veterans Services	Support initiatives to provide additional resources in serving Veterans and for outreach programs, combating homelessness, substance abuse, criminal activity and domestic violence among veterans.
Tax Code for Employee Cell Phones	Support NACo's position on HR 690 / S 144 to modernize the tax code and remove cell phones and related telecommunications equipment from the listed property rules.
Medicare Adult Day Services	Support the National Adult Day Services Association efforts to pass the Medicare Adult Day Services Act of 2009 which makes day services eligible for reimbursement.

Comments

Commissioner Cooksey asked was Inmate Rehabilitation, \$480,000, spread out over a period of time or was it a onetime appropriation. *Assistant Francis said he believed it was a onetime appropriation. Further, that most of the \$480,000 was a onetime investment in educational materials that could be reused over a period of time.*

Commissioner Leake said she was concerned about the six Appropriations Projects, particularly those that address supporting the jail system. Commissioner Leake said it “worries” her that the focus is on the jail system and not education and prevention. Commissioner Leake said the human services issues listed under Additional Priorities should be first on the agenda.

Commissioner Leake asked whose decision was the prioritization of issues based on. *Assistant Francis said the County Manager and his Executive Team reviewed a list of potential areas and came up with the list being presented. It was noted the areas where the County was looking for appropriations were areas that staff felt the County could be successful in achieving federal appropriations. Also, these were areas if the County wasn’t successful in achieving federal appropriations, it may require additional County resources.*

Assistant Francis said the ability to get federal dollars for these projects would free up County dollars to do human services projects and others.

Assistant Francis said jobs were on the mind of all members of congress. He said for each project requested, the County has to estimate the number of jobs that would be created by that project.

Commissioner Leake requested a report on the number of jobs associated with each project.

Commissioner Murrey said he shared some of Commissioner Leake’s concern with respect to the Additional Priorities. He said he hoped they don’t “fall by the wayside” since they’re not specific requests.

Chairman Roberts said all of the issues seem to relate to a specific plan, bill, or initiative but not Children and Families. She asked what was the thinking behind Children and Families and were there specific programs the County was trying to target. *Assistant Francis said there were no specific programs in mind. He said the item came about as a result of staff meeting with Commissioner Leake. He said staff wanted it to be captured, not only for Commissioner Leake, but also for the Department of Social Services, the Health Department and the School System because this was a concern for them as well.*

Chairman Roberts said she would be more comfortable if staff could find some specific programs that tie into Children and Families.

Commissioner Cogdell said he shared some of Commissioner Leake’s concerns but he recognizes that these were capital projects, one time funding projects that the County was pursuing.

Commissioner Cogdell addressed the issue of Homelessness listed under Additional Priorities. He said a big part of the 10-Year Plan was to create housing opportunities. Commissioner Cogdell said last year one of the things identified was specific funds to invest in a capital project for homelessness. Commissioner Cogdell asked was there any discussion on the staff level or by the Ferguson Group regarding identifying a project that was being worked on locally that the County could benefit from, per the Board’s priority of addressing homelessness. *Assistant Francis said the Congressional account they were targeting for did not do direct appropriations for projects like the one the County was asking for. He said instead they increased a grant funding account that the project could have qualified for. Further, that it’s his understanding the need the County was trying to fill has been filled by other sources, such as the Moore’s Place Project. Also, it’s his understanding they no longer need what they asked the County to help with last year.*

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Commissioner Cogdell said Moore's Place addressed the need for that specific project but that the demand for temporary shelter/housing in the community was much greater than that one project. Commissioner Cogdell said in the future he hopes the County can identify this as a top priority.

Commissioner Dunlap asked was it possible to add to the list. *Ms. Mazingo said it was not possible because of the timing and paperwork involved.*

Commissioner Dunlap said even though the project for homelessness may have been funded, there's still a need for housing and beds in the community. Commissioner Dunlap said he hopes when opportunities present themselves, staff and The Ferguson Group would apply or seek funding for them, as well as with the jobs bill and some of the others.

Commissioner Bentley said she felt the priorities were where they needed to be.

Commissioner James said he agreed with some of the issues and some he did not. Commissioner James said some of the items were reasonable and some were not, considering the size of the federal budget deficit.

Commissioner James referenced the Health Care Reform issue and said most of what was going on with respect to Health Care Reform in Washington was designed to either "massively increase Medicaid or significantly expand the local or state costs."

Commissioner James said there's an over arching issue, with respect to Health Care Reform, which was the County really wasn't taking a position. He said the County was just going to monitor the situation, rather than saying, don't increase the costs to local and state governments.

Commissioner James said he felt the County should state its opinion or take a position on the matter of Health Care Reform.

Commissioner James said he was going to oppose the proposed Federal Legislative agenda because of the dollars involved.

Assistant Francis said previously the Board approved a resolution regarding Health Care Reform in support of it. He said it was intended that the Federal Legislative Agenda not preempt that resolution. He said this was just specifying a particular area of concern that would have direct County impact, which staff felt may warrant more attention than would be given generally.

Chairman Roberts said there have been discussions regarding exempting state and local governments. Chairman Roberts said a lot of the health care bill was still under discussion. Chairman Roberts said she thought monitoring with respect to Health Care Reform was appropriate because the intent of the Board's first resolution was to say that "we're shouldering a lot of health care costs and it's increasing every year and it's a burden on the taxpayers in Mecklenburg County." Thus, monitoring was appropriate because then the County could respond to changes with its experts in Washington (The Ferguson Group) who could let the County know if something was likely to be passed.

Motion was made by Commissioner Cooksey, seconded by Commissioner Bentley, to approve the County's Federal Legislative agenda as presented with one amendment, that the following language be added to the Health Care Reform issue listed under Additional Priorities: "Oppose any provisions that would increase costs to state and local governments." Thus, it would read: Monitor impacts on Medicaid provisions and in particular any expansion measures and oppose any provisions that would increase costs to state and local governments.

Chairman Roberts asked Ms. Mazingo would there be any impact on their work to add the additional language proposed by Commissioner Cooksey.

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Ms. Mozingo said when it comes to an issue like Health Care Reform, there were a lot of large organizations that were “pulling and tugging” at this. She said at the time this was drafted, the intent was to remain a bit “vague” in order to give the Board an opportunity to respond to any particular issue that came up. She said they want to keep an eye on this issue and see what the impact would be on local government. The Ferguson Group would alert Assistant Francis of any changes, so that he could then make the Board aware of those things and the Board could then decide an appropriate response. With respect to the language proposed by Commissioner Cooksey, Ms. Mozingo said the additional language would be okay because she doesn’t think anyone would be surprised at the Board opposing anything that would raise the County’s costs.

Ms. Mozingo said with respect to her proceeding, she still wouldn’t take any directive action without first making sure that any provision that came about that she thought had an impact on the County, a direct cost or indirect impact, would be brought to the County’s attention.

Ms. Mozingo said as they get through the legislative process those items under Appropriations and Authorizations on the legislative agenda would be much harder to change because the paperwork for those matters has already been submitted. She noted, however, that as they go through the process and bills start to move and they see a need to adjust the language in any of the provisions, those adjustments could be made.

Commissioner Clarke questioned the need to amend the language since local governments in N. C. do not pay any of the program costs of Medicaid.

Commissioner Cooksey said the intent of his amendment was to speak more broadly to the whole health care reform package. Thus, he proposed amending the language he suggested by saying, “Oppose any provisions in Health Care Reform that would increase costs to state and local governments.”

Commissioner Clarke said he would agree to it if it was amended to also say, “and support any provisions that would relieve some of the burden of health care costs on state and local governments.”

Commissioners Dunlap and Murrey suggested the language remain as recommended by staff.

Substitute motion was made by Commissioner Cogdell, seconded by Commissioner Leake, to approve the County’s Federal Legislative agenda as presented.

Commissioner Cooksey said his concern was how this would impact the County’s budget.

Commissioner Cooksey proposed amending the language he suggested by saying, “monitor impacts of Health Care Reform on the County’s budget.”

After further discussion, Commissioner Cogdell withdrew his substitute motion.

Motion was made by Commissioner Cooksey, seconded by Commissioner Dunlap, to amend the language for the issue of Health Care Reform as listed under Additional Priorities, to read, “monitor impacts of Health Care Reform on the County budget.”

The following person appeared to speak to this issue.

Bill Gupton, Conservation & Advocacy Chair for the local Sierra Club addressed the proposed Federal Legislative Agenda. He said the Sierra Club endorses the following projects listed under the Appropriations section of the legislative agenda: Air Quality, Energy Efficiency, and Solid Waste Recycling. They also endorse the projects under the Authorizations section, Surface Transportation and Water Resources Development Act.

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Mr. Gupton said the Sierra Club ask that the Board take appropriate action to support climate change legislation and support the EPA's ability to enforce air quality and other standards and to seek new green sector jobs.

Commissioner Cogdell said there were several items on the proposed Federal Legislative Agenda regional in nature, such as air quality. Commissioner Cogdell said he hopes the Ferguson Group could assist the County in coordinating some collaborative efforts throughout the region, since they have relationships with several of the surrounding towns and counties.

Commissioner Clarke said he still felt the proposed amended language, narrows the focus to dollars and cents.

Commissioner Clarke said it should read, to monitor impacts on the County's budget and the availability of appropriate health care to all citizens of Mecklenburg County.

Commissioner Cooksey said he would accept a friendly amendment to his motion to amend the language for the issue of Health Care Reform as listed under Additional Priorities, to read, monitor impacts on the County budget and the availability of health care to the citizens of Mecklenburg County. Commissioner Dunlap, who seconded the motion, concurred.

The vote was then taken on the motion to amend the Health Care Reform language as follows:

Motion was made by Commissioner Cooksey, seconded by Commissioner Dunlap and carried 8-1 with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey, and Roberts, voting yes and Commissioner James voting no, to amend the language for the issue of Health Care Reform as listed under Additional Priorities, to read, monitor impacts on the County budget and the availability of health care to the citizens of Mecklenburg County.

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

Motion was made by Commissioner Cooksey, seconded by Commissioner Bentley and carried 8-1 with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, Murrey, and Roberts, voting yes and Commissioner James voting no, to approve the County's Federal Legislative agenda as presented with one amendment, that the language be changed for the Health Care Reform issue listed under Additional Priorities, so that it would read, monitor impacts on the County budget and the availability of health care to the citizens of Mecklenburg County.

Note: The above is not inclusive of every comment but is a summary of key points and questions.

ADVISORY COMMITTEE REPORTS

(5A) WOMEN'S ADVISORY BOARD 2009 ANNUAL REPORT

The Board received as information the 2009 Annual Report from the Women's Advisory Board.

The report was presented by Dr. Angelia Fryer, Chairperson and Marjorie Tate, Vice-Chairperson. They were accompanied at the podium by other members of the advisory board.

Report Highlights

Women continue to earn less than men for the same work, manage the majority of child and elder care needs, are elected or appointed to government positions in fewer numbers and continue to experience increased rates of domestic violence and homelessness in Charlotte-Mecklenburg.

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They recognize the significant efforts of the Mecklenburg Board of County Commissioners and appreciate the challenges faced in ensuring that the ever-expanding needs of our community are met.

Recommendations:

- Continue and increase financial support for the Displaced Homemakers Program, “New Beginnings”.
- Assure pay equity and jobs for women in Mecklenburg County.
- Ensure that women have equal representation on appointed Boards and Commissions.
- Take a leadership role in the collaborative efforts now underway to provide transitional housing with intensive support services for the Homeless.
- Increase funding for more shelter beds and medical services for homeless women and children.
- Continue to support Domestic Violence Services as a high priority.
- Provide additional adult daycare sites and programs for the elderly.
- Advocate at state and federal levels for increased funding for pre-school and school- aged child care.
- Allocate county funds to supplement funding received from the state and federal government for child care subsidies for the working poor.
- Increase public awareness about county health department clinics and other essential services.

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

Comments

Commissioner Murrey asked about the Displaced Homemakers Program, New Beginnings and why was it selected versus some of the other programs funded by the County. *The response was that it speaks to the increase number of Displaced Homemakers. It was noted also that last year this program almost got eliminated.*

Commissioner Bentley asked with respect to pay equity and jobs was the information reported on a countywide basis, public and/or private. *The response was that it was the private sector, countywide.*

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

Board members thanked the Women’s Advisory Board for their report.

No action was taken or required at this time.

(3) APPOINTMENTS

JUVENILE CRIME PREVENTION COUNCIL

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, James, Leake, Murrey and Roberts voting yes, to appoint Marc Thompkins and Richard Zaleskie to the Juvenile Crime Prevention Council as General Public representatives to fill unexpired terms expiring June 30, 2011.

They replace Akenna Blackmon and D’Etta Culp.

Note: The other nominees were: Melvin Bowie and Susan Surlles.

PARK AND RECREATION COMMISSION

The vote was taken on the following nominees for appointment to the Park and Recreation Commission:

Ed Barnhart Commissioners Bentley, Clarke, Cogdell, Cooksey, Dunlap, Leake, and Murrey

Voting Ceased

Joseph Carr
Joseph Pata

Chairman Roberts announced the appointment of Ed Barnhart to the Park and Recreation Commission as the South Park District representative to fill an unexpired term expiring June 30, 2011.

He replaces Tim Morgan.

(4) PUBLIC HEARINGS – NONE

MANAGER’S REPORT

(6A) BUDGET UPDATE

The Board received a budget update with respect to the condition of and outlook for the community as a part of the planning and preparation process for the FY2011 budget.

Budget/Management Director Hyong Yi gave the update.

The following was covered:

- Headlines
- Charlotte Mecklenburg Library
- Business Investment Grants
- Conclusions
- Situation is
 - No longer deteriorating
 - Stabilizing as shown through mix of reports both positive and negative
 - Optimism is evident, but there is still uncertainty
 - County continues to see increasing demand across its services

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

Comments

Commissioner Bentley asked staff to look at “cliff”, which she said was something the Wall Street Journal wrote about probably a year ago. She said the “cliff” was described as a two part reality. The first was commercial paper coming due. The second was the end of the stimulus dollars. She said those things together describe the “cliff.” Commissioner Bentley said she believed the article called for the “cliff” to occur around mid-year, this year. She said this was something the Board needed to be acutely aware of, specifically as it relates to property tax revenues from commercial property.

Commissioner Bentley asked about increased library usage in certain areas of the County, which was addressed by Charles Brown, Director of the Public Library.

Commissioner Bentley asked about the Business Investment Grant Program, which was addressed.

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Commissioner Bentley asked was there any data to show that if it were not for the receipt of a grant, the company would have gone somewhere else. *Director Yi said staff would get an answer to that question.*

Commissioners Clarke and Murrey left the meeting and were absent for the remainder of the meeting.

Commissioner Leake asked about the possible use of mobile libraries and schools, in those instances where funds aren't available to build new libraries, which was addressed by Director Brown.

Commissioner Leake asked about the award of Business Investment Grants, which was addressed.

Commissioner Leake asked how many jobs were created for FY09 as a result of the Business Investment Grant Program, including the types of jobs. *Director Yi said he would provide that information.*

Commissioner Leake said she'd also like to know how many of those jobs were obtained by Mecklenburg County residents. *Attorney Bethune explained that there's never been a grant requirement of any kind that all employees of a particular company be residents of Mecklenburg County.*

Commissioner Cogdell asked for clarification regarding the Program Metrics noted in the report, the Investment Ratio information for the County, which was addressed.

Director Yi noted a correction to the Tax Base Year End on the report, which he said should be 1998 instead of 2008.

Commissioner James said information regarding the implication of the Wells Fargo/Wachovia grant was missing from the report. He said it wasn't a business investment grant per se, but he would like to know how much the Wells Fargo/Wachovia deal was not contributing to schools. How much would they have given to schools based upon the tax rate that's in place, times the new facility versus the deduction they receive, which he said then goes to pay for the debt service on the arts.

No action was taken or required.

Note: The above is not inclusive of every comment.

CONSENT ITEMS

Motion was made by Commissioner Bentley, seconded by Commissioner James and carried 7-0 with Commissioners Bentley, Cogdell, Cooksey, Dunlap, James, Leake, and Roberts voting yes, to approve the following item(s) with the exception of Items 9, 12, 13, and 14 to be voted on separately:

(7) APPROVAL OF MINUTES

- 1) Approve minutes of Regular meeting held January 20, 2010 and Closed Session held January 20, 2010.
- 2) Approve amending minutes of Regular meeting held December 15, 2009, Item 18 Area Mental Health Monthly Financial Report to reflect the insertion of the actual report. See attached.

(8) MCDOWELL NATURE PRESERVE PAVILION REPAIRS

Authorize expenditure of \$50,000 from Park & Recreation Capital Reserve funds for repairs to the McDowell Nature Preserve Pavilion.

(10) AREA MENTAL HEALTH SECOND QUARTER FY 2010 REPORT

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

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

FINANCIAL MANAGEMENT

	<u>Budget</u>	<u>Actual</u>	<u>% Received</u>
Revenue Source			
Medicaid & CAP	15,479,880	5,357,953	34.61%
State and Federal	29,834,907	10,199,745	34.19%
Third Party/Other	97,293	19,607	20.15%
County	46,461,258	21,776,701	46.87%
Total Revenues	91,873,338	37,354,006	40.66%

	<u>Budget</u>	<u>Actual</u>	<u>% Spent</u>
Service Continuum			
Children's Developmental Services	7,188,456	3,242,644	45.11%
Child & Adolescent Services	13,585,465	4,833,036	35.58%
Adult Mental Health	9,494,725	2,815,640	29.65%
Adult Substance Abuse	12,903,459	6,076,844	47.09%
Local Management Entity	10,579,715	4,235,883	40.04%
BHC Randolph	19,268,029	9,499,736	49.30%
Developmental Disabilities	18,853,489	6,650,223	35.27%
Total Expenditures	91,873,338	37,354,006	40.66%

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

(11) INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate funds in the amount of \$93,675 for Park and Recreation, \$30,683 for Real Estate Services, and \$3,400 for Sheriff.

Note: The County received insurance money based on claims for stolen and damaged items in the departments identified. This Board action provides the necessary budgetary authority to use the insurance funds to cover the cost of replacing the items.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

Commissioners James and Cooksey left the meeting and were absent for the remainder of the meeting.

(9) ARTS AND SCIENCE COUNCIL CULTURAL ACCESS GRANT APPLICATION

Motion was made by Commissioner Dunlap, seconded by Commissioner Cogdell and carried 5-0 with Commissioners Bentley, Cogdell, Dunlap, Leake, and Roberts voting yes, to approve submitting an application for a \$7,500 Arts and Science Council Cultural Access Grant; and to recognize, receive and appropriate funds if grant is approved by the Arts and Science Council.

Note: This grant will be used to offer cultural arts programs at Recreation Centers to be determined once the grant is awarded. The programs will be for 6 to 15 year old at-risk youth. If the grant is awarded, funds up to \$7,500 will be received next fiscal year 2011. There is no County match for the grant.

Commissioner Leake removed this item from Consent in order to ask where would the funds be used, which recreation centers. The response was that would be determined when and if the grant was awarded.

(12) DSS BUDGET AMENDMENT SMART START SUBSIDY (DECREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 5-0 with Commissioners Bentley, Cogdell, Dunlap, Leake, and Roberts voting yes, to reduce the Department of Social Services Smart Start FY2010 budget, both revenue and expenditures, by \$1,314,255 due to subsidy reduction by the State.

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

**(13) DSS BUDGET AMENDMENT CRISIS INTERVENTION PROGRAM (CIP)
(INCREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 5-0 with Commissioners Bentley, Cogdell, Dunlap, Leake, and Roberts voting yes, to amend the Department of Social Services FY2010 budget to recognize, receive and appropriate \$250,744 for the Crisis Intervention Program (CIP).

Note: The North Carolina Division of Social Services allocated an additional \$250,744 to the Department of Social Services (DSS). Crisis Assistance Ministries administers these funds through a contract to low-income households that are experiencing a heating or cooling-related crisis.

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

**(14) DSS BUDGET AMENDMENT NC MEDICAID TRANSPORTATION
(INCREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 5-0 with Commissioners Bentley, Cogdell, Dunlap, Leake, and Roberts voting yes, to increase the Department of Social Services FY2010 Budget by \$950,000 for Medicaid Transportation for the NC Medicaid Transportation service.

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

COUNTY COMMISSIONERS REPORTS AND REQUESTS-NONE

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COMMISSION COMMENTS – General comments were made at this time by various Commissioners regarding upcoming events and/or events they attended, as well as, other matters which they deemed note worthy.

ADJOURNMENT

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

Janice S. Paige, Clerk

Jennifer Roberts, Chairman