

DECEMBER 4, 2012

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, Charlotte, N.C. 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, December 4, 2012.

ATTENDANCE

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

Absent: None

-INFORMAL SESSION-

Commissioners Bentley, Clarke, and Ridenhour were away from the room when the meeting was called to order and until noted in the minutes.

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

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) they wanted removed from consent and voted upon separately. The items identified were Items 12-0689, 12-0690, 12-0691, 12-0697, 12-0700, and 12-0713.

STAFF BRIEFINGS - NONE

(12-0703, 12-0706) CLOSED SESSION – CONSULT WITH ATTORNEY AND PERSONNEL MATTER

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

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

The Board went into Closed Session at 5:24 p.m. and came back into Open Session at 6:00 p.m.

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

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

-FORMAL SESSION-

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

Note: Cub Scout Pack 13 from University City Methodist Church participated in the Pledge of Allegiance to the Flag.

AWARDS/RECOGNITION

(12-0719) INDUCTION INTO THE ORDER OF THE HORNET

Motion was made by Commissioner Fuller, seconded by Commissioner Bentley and unanimously carried with Commissioners Bentley, Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to induct former Commissioner Harold Cogdell, Jr. and Commissioner Jennifer Roberts into the Order of the Hornet.

Note: The Order of the Hornet was established in 1972. It is bestowed by the Board of County Commissioners on those who have displayed valor or high order of service uniquely and specifically to the citizens of Mecklenburg County. This is the highest honor the Board bestows for service to the community.

Former Commissioners Neil C. Cooksey and Jim Pendergraph were previously inducted. The late Commissioner Neil C. Cooksey was inducted on October 16, 2012 and Commissioner Jim Pendergraph on November 5, 2008, having served in the capacity of Sheriff of Mecklenburg County.

Former Commissioners Cogdell and Roberts thanked the Board for bestowing this honor upon them. They also thanked County staff for all of their work and the community for allowing them to serve.

County Manager Jones left the meeting and was absent for the remainder of the meeting. General Manager Michelle Lancaster sat in on his behalf.

PUBLIC APPEARANCE

(12-0704) PUBLIC APPEARANCE

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

Barb Scott addressed the 2011 Revaluation. She acknowledged the action taken by the previous Board to continue to look into the 2011 Revaluation, which she said was appreciated. Ms. Scott said the commitment made, however, by the previous Board, mainly dealt with the future. Ms. Scott encouraged the current Board to “make right” the County’s mistake to individual taxpayers and provide refunds to those who overpaid taxes based on erroneous assessed values.

APPOINTMENTS – NONE

PUBLIC HEARINGS

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

(12-0695) PFEIFFER UNIVERSITY TEFRA

Motion was made by Commissioner Bill James, seconded by Commissioner George Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to open the Pfeiffer University TEFRA public hearing.

At 6:55 p.m., the Chairman announced that the Board would proceed to hold a public hearing and would hear anyone who wished to be heard on the proposed issuance by the Public Finance Authority, a public authority existing under the laws of the State of Wisconsin (the “*Authority*”), of its Educational Facilities Revenue Bonds (the “*2012 Bonds*”), in one or more series, in an aggregate principal amount not to exceed \$20,000,000, the proceeds of which will be loaned to Pfeiffer University (the “*University*”) for the following purposes:

(1) to pay all or a portion of the costs of (a) certain capital improvements to the University’s Misenheimer campus facilities, including (i) the renovation and furnishing of the Harris Science Building, including improvements to clinical labs, offices, classroom facilities and a first-floor lecture hall, (ii) improvements to the heating, ventilation and air conditioning systems for, and other infrastructure improvements to, the Administration Building, Merner Hall, Rowe Hall, the Knapp Health and Fitness Center and the Merner Center, (iii) improvements and upgrades to the campus’s communications systems, information technology infrastructure and computer equipment and (iv) other improvements to, and furnishings and equipment for, various campus facilities (collectively, the “*2012 Misenheimer Projects*”); and (b) certain capital improvements to the University’s Charlotte campus facility, including (i) renovations to the Jay Center lecture hall, (ii) improvements and upgrades to the campus’s communications systems, information technology infrastructure and computer equipment and (iii) other improvements to, and furnishings and equipment for, the Charlotte campus facility (collectively, the “*2012 Charlotte Projects*,” and together with the Misenheimer Projects, the “*2012 Projects*”);

(2) to refinance a loan from Sodexo Management, Inc. (formerly Sodexo Management, Inc.) to the University in the original principal amount of \$1,290,059.00, the proceeds of which were used to finance all or a portion of the costs of certain energy savings improvements to various facilities on the University’s Misenheimer campus (collectively, the “*Sodexo Misenheimer Projects*”) and to the University’s Charlotte campus facility (collectively, the “*Sodexo Charlotte Projects*,” and together with the Sodexo Misenheimer Projects, the “*Sodexo Projects*”), including, as the case may be for each facility, replacement windows, improvements to the heating, ventilation and air conditioning systems and utility infrastructure and the purchase and installation of water conservation equipment and insulation;

(3) to refund in advance of their maturity \$13,180,000 aggregate principal amount of the North Carolina Capital Facilities Finance Agency Variable Rate Educational Facilities Revenue Bonds (Pfeiffer University), Series 2006, originally issued in the aggregate principal amount of \$17,850,000 (the “*2006 Bonds*”), the proceeds of which were loaned to the University to provide funds (a) to pay all or a portion of the costs of various capital improvements to the University’s Misenheimer campus facilities, including improvements to the Stokes Student Center and various housing facilities (collectively, the “*2006 Projects*”); (b) to refund in advance of their maturities (i) the North Carolina Capital Facilities Finance Agency Tax-Exempt Adjustable Mode Capital Facilities Revenue Bonds (Pfeiffer University), Series 2001, the proceeds of which were loaned to the University to finance and refinance various capital improvements to the University’s Misenheimer campus, including (A) renovations to and equipment for the Knapp Health and Fitness Center and for Mitchell Gymnasium, (B) additions to and equipment for the Harris Science Building, (C) renovations to and equipment and furnishings for Jane Freeman Hall and (D) the purchase of land for campus expansion (collectively, the “*2001 Projects*”); (ii) the North Carolina Capital Facilities Finance Agency Tax-Exempt Adjustable Mode Capital Facilities Revenue Bonds (Pfeiffer University), Series 2002A, the proceeds of which were loaned to the University to refinance the construction, equipping and furnishing of a 72-bed student housing facility on the University’s Misenheimer campus (the “*2002 Project*”); and (iii) the North Carolina

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Capital Facilities Finance Agency Tax-Exempt Revenue Bonds (Pfeiffer University), Series 2003, the proceeds of which were loaned to the University to provide funds to pay all or a portion of the costs of various energy-related improvements to the University's Misenheimer campus (the "2003 Project," and together with the 2006 Projects, the 2001 Projects and the 2002 Project, the "Prior Projects"); and (c) to pay certain costs incurred in connection with the issuance of the 2006 Bonds; and

(4) to pay certain costs incurred in connection with the issuance of the 2012 Bonds.

The University owns and operates, or will own and operate, all of the facilities and equipment to be financed or refinanced with the proceeds of the 2012 Bonds. The Prior Projects, the Sodexo Misenheimer Projects and the 2012 Misenheimer Projects are or will be located on the University's Misenheimer campus located at 48380 Highway 52 in the Village of Misenheimer, Stanly County, North Carolina. The Sodexo Charlotte Projects and the 2012 Charlotte Projects are or will be located on the University's Charlotte campus located at 4701 Park Road in the City of Charlotte, Mecklenburg County North Carolina.

On November 19, 2012, a notice of public hearing was published in The Charlotte Observer, a copy of the affidavit of publication being attached, setting forth a general, functional description of the type and use of the facilities to be financed and refinanced, the maximum principal amount of the 2012 Bonds, the initial owner, operator or manager of the facilities and the location of the facilities, among other things.

The names, address and testimony of the persons who were present and who offered comments on the proposed issuance of the 2012 Bonds or who responded in writing to the notice of public hearing are as follows: **[None.]**

The Chairman of the Board inquired elsewhere in and around the meeting room to determine whether there were any other persons who wished to speak at the public hearing. The Chairman of the Board determined that no other persons who wished to speak at the public hearing were found.

After the Board had heard all persons who had requested to be heard, Commissioner Dumont Clarke moved that the public hearing be closed. The motion was seconded by Commissioner Bill James and was adopted, 8-0.

Commissioner Dumont Clarke introduced the following resolution, a copy of which had been distributed to each Commissioner and the title of which appeared on the agenda:

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA, APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (PFEIFFER UNIVERSITY PROJECTS), IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000

WHEREAS, Pfeiffer University, a North Carolina nonprofit corporation (the "University"), has requested that the Public Finance Authority, a public authority existing under the laws of the State of Wisconsin (the "Authority"), issue its Educational Facilities Revenue Bonds (Pfeiffer University Projects), in one or more series (the "2012 Bonds"), in an aggregate principal amount not to exceed \$20,000,000 for the following purposes:

(1) to pay all or a portion of the costs of (a) certain capital improvements to the University's Misenheimer campus facilities, including (i) the renovation and furnishing of the Harris Science Building, including improvements to clinical labs, offices, classroom facilities and a first-floor lecture hall, (ii) improvements to the heating, ventilation and air conditioning systems for, and other infrastructure improvements to, the Administration Building, Merner Hall, Rowe Hall, the Knapp Health and Fitness Center and the Merner Center, (iii) improvements and upgrades to the campus's communications systems, information technology infrastructure and computer equipment and (iv) other improvements to, and furnishings and equipment for, various campus facilities (collectively, the "2012 Misenheimer Projects"); and (b) certain capital improvements to the University's Charlotte campus facility, including (i) renovations to the Jay Center lecture hall, (ii) improvements and upgrades to the campus's communications systems, information technology infrastructure and computer equipment and (iii) other improvements to, and furnishings and equipment for, the Charlotte

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campus facility (collectively, the “2012 Charlotte Projects,” and together with the Misenheimer Projects, the “2012 Projects”);

(2) to refinance a loan from Sodexo Management, Inc. (formerly Sodexo Management, Inc.) to the University in the original principal amount of \$1,290,059.00, the proceeds of which were used to finance all or a portion of the costs of certain energy savings improvements to various facilities on the University’s Misenheimer campus (collectively, the “Sodexo Misenheimer Projects”) and to the University’s Charlotte campus facility (collectively, the “Sodexo Charlotte Projects,” and together with the Sodexo Misenheimer Projects, the “Sodexo Projects”), including, as the case may be for each facility, replacement windows, improvements to the heating, ventilation and air conditioning systems and utility infrastructure and the purchase and installation of water conservation equipment and insulation;

(3) to refund in advance of their maturity \$13,180,000 aggregate principal amount of the North Carolina Capital Facilities Finance Agency Variable Rate Educational Facilities Revenue Bonds (Pfeiffer University), Series 2006, originally issued in the aggregate principal amount of \$17,850,000 (the “2006 Bonds”), the proceeds of which were loaned to the University to provide funds (a) to pay all or a portion of the costs of various capital improvements to the University’s Misenheimer campus facilities, including improvements to the Stokes Student Center and various housing facilities (collectively, the “2006 Projects”); (b) to refund in advance of their maturities (i) the North Carolina Capital Facilities Finance Agency Tax-Exempt Adjustable Mode Capital Facilities Revenue Bonds (Pfeiffer University), Series 2001, the proceeds of which were loaned to the University to finance and refinance various capital improvements to the University’s Misenheimer campus, including (A) renovations to and equipment for the Knapp Health and Fitness Center and for Mitchell Gymnasium, (B) additions to and equipment for the Harris Science Building, (C) renovations to and equipment and furnishings for Jane Freeman Hall and (D) the purchase of land for campus expansion (collectively, the “2001 Projects”); (ii) the North Carolina Capital Facilities Finance Agency Tax-Exempt Adjustable Mode Capital Facilities Revenue Bonds (Pfeiffer University), Series 2002A, the proceeds of which were loaned to the University to refinance the construction, equipping and furnishing of a 72-bed student housing facility on the University’s Misenheimer campus (the “2002 Project”); and (iii) the North Carolina Capital Facilities Finance Agency Tax-Exempt Revenue Bonds (Pfeiffer University), Series 2003, the proceeds of which were loaned to the University to provide funds to pay all or a portion of the costs of various energy-related improvements to the University’s Misenheimer campus (the “2003 Project,” and together with the 2006 Projects, the 2001 Projects and the 2002 Project, the “Prior Projects”); and (c) to pay certain costs incurred in connection with the issuance of the 2006 Bonds; and

(4) to pay certain costs incurred in connection with the issuance of the 2012 Bonds;

WHEREAS, the projects to be financed and refinanced with proceeds of the 2012 Bonds (collectively, the “Projects”) are or will be initially owned and operated by the University;

WHEREAS, pursuant to Section 147(f) of the Code, prior to their issuance, the 2012 Bonds are required to be approved by the “applicable elected representative” of a governmental unit having jurisdiction over the area in which the Projects are located, after a public hearing held following reasonable public notice;

WHEREAS, the Board of Commissioners (the “Board”) of the County of Mecklenburg, North Carolina (the “County”) is the “applicable elected representative” of the County for the Projects located within the County;

WHEREAS, the University has requested that the Board approve the Authority’s issuance of the 2012 Bonds and the financing and refinancing of the Projects located within the County in order to satisfy the requirements of Section 147(f) of the Code; and

WHEREAS, the Board, following notice duly given in the form attached hereto as Exhibit A (the “TEFRA Notice”), held a public hearing today regarding the Authority’s issuance of the 2012 Bonds and the financing and refinancing of the Projects and now desires to approve the Authority’s issuance of the 2012 Bonds and the financing and refinancing of the Projects in accordance with the Code;

BE IT RESOLVED by the Board as follows:

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Section 1. Pursuant to and in satisfaction of the requirements of Section 147(f) of the Code, the Board hereby approves (a) the Authority's issuance of the 2012 Bonds in an aggregate principal amount not to exceed \$20,000,000 and (b) the financing and refinancing of the Projects located in the County.

Section 2. The County has no responsibility for the payment of the principal of or interest on the 2012 Bonds or for any costs incurred by the University with respect to the 2012 Bonds or the Projects.

Section 3. This resolution is effective immediately on its passage.

On motion of Commissioner Dumont Clarke, seconded by Commissioner Bill James, the foregoing resolution entitled "**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF MECKLENBURG, NORTH CAROLINA, APPROVING THE ISSUANCE BY THE PUBLIC FINANCE AUTHORITY OF ITS EDUCATIONAL FACILITIES REVENUE BONDS (PFEIFFER UNIVERSITY PROJECTS), IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000**" was duly adopted by the following vote:

AYES: Commissioners Dumont Clarke, Patricia Cotham, George Dunlap, Trevor Fuller, Bill James, Vilma Leake, Kim Ratliff and Matthew Ridenhour

NAYS: None.

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

(12-0696) NCDOT COMMUNITY TRANSPORTATION GRANT APPLICATION

Motion was made by Commissioner James, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to open the public hearing on the Mecklenburg County Department of Social Services' submittal of an application for the North Carolina Department of Transportation's Community Transportation Grant for Fiscal Year 2013-2014.

Chairman Cotham read the following statement:

Voluntary Title VI Public Involvement

Title VI of the Civil Right's Act of 1964 requires North Carolina Department of Transportation to gather statistical data on participants and beneficiaries of the agency's federal-aid highway programs and activities. The North Carolina Department of Transportation collects information on race, color, national origin and gender of the attendees to this public meeting to ensure the inclusion of all segments of the population affected by a proposed project.

*The North Carolina Department of Transportation wishes to clarify that this information gathering process **is completely voluntary** and that you are not required to disclose the statistical data requested in order to participate in this meeting. This form is a public document.*

The completed forms will be held on file at the North Carolina Department of Transportation. For Further information regarding this process please contact Sharon Lipscomb, the Title VI Manager at telephone number 919.508.1808 or email at slipscomb@ncdot.gov.

No one appeared to speak.

Motion was made by Commissioner James, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to close the public hearing on the Mecklenburg County Department of Social Services' submittal of an application for the North Carolina Department of Transportation's Community

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Transportation Grant for Fiscal Year 2013-2014; and adopt a Resolution granting approval for Mecklenburg County to submit an application for the North Carolina Department of Transportation's Community Transportation Grant for Fiscal Year 2013-2014; and recognize, receive and appropriate awarded funds for the grant period.

**COMMUNITY TRANSPORTATION PROGRAM RESOLUTION
Section 5311
FY 2014 RESOLUTION**

Applicant seeking permission to apply for Community Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by Commissioner Bill James and seconded by Commissioner George Dunlap for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural public transportation services consistent with the policy requirements for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, Mecklenburg County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project, prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

NOW, THEREFORE, be it resolved that the County Manager of Mecklenburg Board of County Commissioners is hereby authorized to submit a grant application for federal and state funding, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural public transportation services.

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

ADVISORY COMMITTEE REPORTS - NONE

MANAGER'S REPORT

(12-0717) APPOINTMENT OF COUNTY ASSESSOR

Motion was made by Commissioner James, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to appoint General Manager Bobbie Shields as Mecklenburg County Assessor to complete the unexpired term vacated by C. Garrett Alexander, effective upon the administration of the oath of office; and direct the Clerk to the Board to administer the oath of office and file it in the Clerk's permanent records.

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Note: County Assessor C. Garrett Alexander resigned. Former County Assessor Alexander's term was scheduled to expire July 1, 2013.

Per G.S. 105 294(a), whenever a vacancy occurs in this office, the board of county commissioners shall appoint a qualified person to serve as county assessor for the period of the unexpired term.

STAFF REPORTS & REQUESTS

(12-0702) UPPER MCALPINE CREEK GREENWAY

The Board received an update on the status of the Upper McAlpine Creek greenway reach and the related relief sewer project.

Gwen Cook, Planner, Mecklenburg County Park and Recreation Department gave the update.

Note: Charlotte-Mecklenburg Utility Department (CMUD) has planned for years to install a relief sewer along McAlpine Creek. The 12-mile project is being completed in phases. Recently, Phase 3 was awarded for construction and will impact Upper McAlpine Creek Greenway in mid-late 2013. This greenway is one of the oldest in the County system. Park and Recreation Department staff has been working with CMUD to plan for the future of this greenway. The new greenway design must consider changes in environmental regulations, the need to provide an accessible surface, the need to reduce long-term maintenance cost and the ability to provide a quality greenway for many years. Park and Recreation staff and CMUD have agreed that the 5K running course in McAlpine Creek Park will continue to operate each year between August 1 and December 15 to allow the primary competitive events to proceed uninterrupted.

Comments

Commissioner Ridenhour asked about surfacing types, going from a granular to a paved, which was addressed.

Commissioner Ridenhour suggested there be as much shoulder as possible for runners.

Commissioner Clarke asked about funding for the project, which was addressed.

Commissioner Clarke said sometimes with projects of this type, value engineering occurs, which meant doing it more cheaply. Commissioner Clarke said this could lead to some compromises with respect to shoulders and trying to accommodate the running community. Commissioner Clarke said he hoped that wouldn't happen, but if staff learned of that possibility, that the Board be informed.

Commissioner Leake asked about the cost of the project, which was addressed.

Chairman Cotham thanked Ms. Cook for her presentation.

No action was taken and/or required at this time.

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

COUNTY COMMISSIONERS REPORTS & REQUEST

(12-0705) 2013 MEETING SCHEDULE

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Chairman Cotham presented the Board's proposed 2013 Meeting Schedule. It was noted that the meeting schedule could be changed at a later date, if the Board chose to do so.

Chairman Cotham said there was a desire by some commissioners, to consider holding some of the meetings at a different time and/or location. Chairman Cotham said consideration of this could take place at the Board's Strategic Planning Conference.

Motion was made by Commissioner Dunlap, seconded by Commissioner Clarke, to add the second and fourth Tuesdays of every month, with the exception of the months of July and August, to the Board's 2013 Meeting Schedule as Budget/Public Policy meetings.

Commissioner Dunlap said he made the motion, in light of the comment made by Chairman Cotham and because some of the new commissioners had expressed a desire to have meetings where they could learn more about the County, which could be done by adding some additional Budget/Public Policy workshops. Commissioner Dunlap said it might be simpler to add the additional meetings now, for public information purposes and later cancel the meeting if it's not needed.

After further discussion regarding scheduling, meeting room availability, and the need to move forward with officially publishing a 2013 Meeting Schedule, Commissioner Dunlap withdrew his motion.

Motion was made by Commissioner James, seconded by Commissioner Leake and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to approve the Mecklenburg County Board of Commissioners 2013 Meeting Schedule as presented.

A copy of the 2013 Meeting Schedule is on file with the Clerk to the Board.

CONSENT ITEMS

(12-0689) BUDGET AMENDMENT - FLEET RESERVE (REVENUE/EXPENSE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ratliff, and Ridenhour voting yes, to recognize and appropriate in the Fleet Reserve Fund \$39,783.09, proceeds from the auction of decommissioned County vehicles.

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

Commissioners Ratliff and Ridenhour left the dais and were away until noted in the minutes.

(12-0690) CODE ENFORCEMENT IBA FUNDING AND STAFFING - LUESA

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 6-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, and Leake voting yes, to recognize and appropriate \$263,265 in additional revenue; and approve adding 4 Inspector level III positions, designated to focus on the Inspection by Appointment program.

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

Jim Bartl, director of Land Use and Environmental Services Agency Code Enforcement Division addressed this matter.

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

(12-0691) CODE ENFORCEMENT FUNDING AND STAFFING - LUESA

Motion was made by Commissioner Fuller, seconded by Commissioner Dunlap and carried 5-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, and Leake voting yes, to recognize and appropriate \$912,235 in additional permit revenue and approve adding 14 positions to address the increase in customer service demand, as follows:

Nine Inspector level III positions
Two Inspections Supervisor positions
Two Plans Examiner positions
One Plans Review Facilitator position

Commissioner Fuller removed this item from Consent for better clarity, which he said was provided via of an email from Jim Bartl, director of Land Use and Environmental Services Agency Code Enforcement Division.

Commissioner Ridenhour returned to the dais.

(12-0692) INSURANCE REIMBURSEMENTS

Motion was made by Commissioner Fuller, seconded by Commissioner Dunlap and carried 6-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, and Ridenhour, voting yes, to recognize, receive and appropriate insurance reimbursement funds in the amount of \$31,894 for Park and Recreation Department and \$3,653 for Business Support Services Agency - Business Financial Management (BSSA-BFM).

Note: All reimbursements were for stolen and damaged items.

Commissioner Ratliff returned to the dais.

(12-0697) GRANT APPLICATION - CENTRALINA MOBILITY MANAGEMENT AGENCY

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 7-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve Resolution of Support for Centralina Mobility Management Agency NCDOT, Targeted Transit Assistance Program FY 13-14 Grant Application.

Note: The Centralina Council of Governments has been working on developing a Mobility Management Agency (MMA) for the nine-county region since late-2011. Representatives of Mecklenburg DSS, Mecklenburg Veteran Services Office, Mecklenburg Council on Aging, Charlotte Area Transit System, and Disability Rights and Resources have been active participants in the process. While the long-term goal of the MMA is to fund itself through a combination of private and public funds, it will require initiation through the use of public transportation funds, administered through the North Carolina Department of Transportation (NCDOT). The NCDOT Division of Public Transportation recently released an announcement for grant applications for funds to implement projects helping the elderly and persons with disabilities. Centralina intends to apply for \$240,000 in FTA Section 5310 funds to implement the broadly supported activities from the planning process. This agency, housed within Centralina, would provide a one-call/one-click resource for residents to learn about what transportation resources are available to them, as well as provide travel training on how to use transit services. The MMA will also develop a volunteer transportation program for the region, which will allow private individuals, non-profits, and other interested organizations, such as VFW posts or religious congregations, to

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volunteer their time to provide trips to the elderly, persons with disabilities, and veterans. The MMA would not initiate service until July 2013 or later, due to contract authorization from the NCDOT.

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

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

(12-0700) TAX REFUNDS

Motion was made by Commissioner Fuller, seconded by Commissioner Leake and carried 7-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve refunds in the amount of \$56,776.07 and interest as statutorily required to be paid as requested by the Assessor resulting from clerical errors, audits and other amendments.

Commissioner Fuller removed this item from Consent for better clarity regarding the types of refunds addressed in this item.

County Attorney Bethune said the refunds referenced in Agenda Item #700 were for various reasons, including refunds associated with the 2011 Revaluation. County Attorney Bethune said the refunds associated with the 2011 Revaluation were for persons who appealed their values timely, who paid their taxes at the higher value, and their appeal resulted in a decrease in the taxes to be paid. Thus, those persons were entitled to a refund, plus interest.

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

Commissioner Dunlap left the dais and was absent for the remainder of the meeting.

(12-0713) TRANSFER OF VEHICLES, OFFICE SUPPLIES AND EQUIPMENT

Motion was made by Commissioner Leake, seconded by Commissioner Fuller and carried 6-0 with Commissioners Clarke, Cotham, Fuller, Leake, Ratliff, and Ridenhour voting yes, to approve pursuant to G.S. 160A-279, the adoption of a resolution approving the transfer of six vehicles, office supplies, and equipment to RHA Health Services, Inc., a community-based agency that provides transportation to people that are homeless who require mental health and substance abuse case management, support services, psychiatric treatment, nursing services and medication management.

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

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

(12-0721) BOARD BULLETIN

Motion was made by Commissioner Fuller seconded by Commissioner Ratliff and carried 6-0 with Commissioners Clarke, Cotham, Fuller, Leake, Ratliff, and Ridenhour voting yes, to receive the County Manager's Board Bulletins published since the last Board meeting.

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Motion was made by Commissioner Clarke, seconded by Commissioner Fuller and carried 6-0 with Commissioners Clarke, Cotham, Fuller, Leake, Ratliff, and Ridenhour voting yes, that there being no further business to come before the Board that the meeting be adjourned at 7:43 p.m.

Janice S. Paige, Clerk

Patricia Cotham, Chairman