

March 07, 2017

**MINUTES OF MECKLENBURG COUNTY, NORTH CAROLINA
BOARD OF COUNTY 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, North Carolina 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, March 07, 2017.

ATTENDANCE

Present: Chair Ella B. Scarborough and Commissioners
Dumont Clarke, Patricia "Pat" Cotham, George Dunlap,
Trevor M. Fuller, Bill James, Vilma D. Leake,
Jim Puckett, and Matthew Ridenhour
County Manager Dena R. Diorio
Deputy County Attorney Tyrone Wade
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

Commissioners Fuller and Puckett were absent when the meeting was called to order and until noted in the minutes.

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

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) 17-3800, 17-3816, 17-3819, 17-3828, 17-3830, 17-3842, 17-3846, & 17-3853 to be removed from Consent and voted upon separately.

STAFF BRIEFINGS

17-3855 MECKLENBURG COUNTY CODE OF ETHICS POLICY

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Chair Scarborough asked that the County's Ethics Policy be placed on the agenda in light of her finding out that the Board could not accept tickets to the CIAA basketball tournament held recently in Charlotte.

County Manager Diorio and Deputy County Attorney Wade addressed the Board's current ethics policy. The differences between the County's policy and Charlotte City Council's was addressed.

Commissioner James asked about the value of a gift as outlined in the County's policy. He questioned Charlotte City Council's acceptance of skybox tickets.

Deputy County Attorney Wade addressed the current policy.

Commissioner Clarke said the County's Ethics Policy was worked on quite extensively in recent years. He said he was not about to support making any changes without those proposed changes being well vetted.

Commissioners Puckett and Fuller entered the meeting.

Commissioner Dunlap spoke in support of amending the policy to allow the Board to accept tickets for various events. He said when Board members attended events, they were serving as "ambassadors" of the County.

Commissioner Leake spoke in support of amending the policy.

Commissioner Ridenhour said the purpose of the policy, with respect to accepting gifts, was to address the issue of someone possibly being influenced by entities that request funding from the County. He said he was not opposed to the chair or anyone attending events to represent the County.

Commissioner Fuller spoke in support of amending the policy. He said it shouldn't be assumed that the receipt of a gift was for influence purposes.

Chair Scarborough spoke in support of amending the policy and noted how the County needed to be represented at certain events.

Commissioner James addressed the history of how the issue of no longer being able to accept tickets from entities that receive funding from the County came about.

Commissioner Puckett echoed Commissioner James' comments on how the issue came about years ago.

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It was the consensus of the Board to send the matter of possibly amending the current Ethics Policy to the Board's Intergovernmental Relations or Audit Review Committee, which ever was most appropriate.

Commissioner Clarke left the meeting and was away until noted in the minutes.

CLOSED SESSION

- 17-3833 LAND ACQUISITION**
- 17-3841 CONSULT WITH ATTORNEY**
- 17-3845 BUSINESS LOCATION AND EXPANSION**

Deputy County Attorney Wade announced the following land acquisition matters to be discussed in Closed Session: Tax Parcels 013-042-14, 013-042-21, and 207-081-16.

It was noted there was no Consult with Attorney matters to be discussed in Closed Session.

Motion was made by Commissioner Dunlap, seconded by Commissioner Puckett and carried 8-0 with Commissioners, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to go into Closed Session for the following purpose(s): Land Acquisition, and Business Location and Expansion.

The Board went into Closed Session at 5:55 p.m. and came back into Open Session at 6:17 p.m.

Commissioner Clarke was present when the Board came back into Closed Session. He returned to the meeting during Closed Session.

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

-FORMAL SESSION-

Chair Scarborough called this portion of the meeting to order which was followed by the Pledge of Allegiance to the Flag, invocation by Commissioner Dunlap followed by introductions; after which, the matters below were addressed.

AWARDS/RECOGNITION – NONE

PUBLIC APPEARANCE

- 17-3839 PUBLIC APPEARANCE**

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

Jade Jackson announced the screening of the movie Selma on March 16, 2017 at 7:00 p.m. at Statesville Avenue Presbyterian Church, 3435 Niven Road. She said the movie connected the civil rights movement of the 1960's to the civil rights movement of today. She also commented on challenges she had faced as a result of being a bi-racial African American, transgender female. She said Charlotte should be the hub for the new civil rights movement.

Richard Shaw spoke in opposition to the planned Linda Lake neighborhood park.

A copy of a handout from Mr. Shaw is on file with the Clerk to the Board.

Braxton Winston noted an article that he said Commissioner James had written suggesting that ICE come to the Board's meeting. He addressed the freedom of democracy. He asked the Board to stand up for people in the community and to work with them. He expressed concern for an 18 year old boy that was in an immigration detention facility, because he was accused of a crime. He said persons were innocent until proven guilty.

Manuel Betancur explained his journey to become an American citizen. He said he was a business owner and president of the Hispanic Democrats of NC. He said the current immigration system was broken. He said everyone needed to work together to address the issue of immigration. He said he believed in peaceful protest and noted the necessity of it. He encouraged Board members to contact representatives on the national level regarding immigration reform.

Whitney Smith expressed disappointment in knowing that Commissioner James suggested ICE come to the Board's meeting. She referenced language from Commissioner James' Facebook page regarding the matter of ICE coming to the meeting and how they should treat undocumented immigrants. She criticized the Board for not speaking out against such language.

Commissioner Puckett said he was "proud" of the persons that appeared to speak, because of the passion they brought and for the decorum in which they presented themselves.

Sabastian Feculak he said there were a lot of people concerned about the comments that had been published today by some of the commissioners. He said it was not good when the community's elected officials made divisive comments. He said Board members should hold each other accountable for their words and actions. He said there were a lot of people living in fear. He encouraged Board members to do more with respect to the immigration issue and to

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speak up for inclusiveness and for things that bring people together. He said the community would hold Board members accountable and would demonstrate that at re-election time.

Commissioner Fuller said that it was an “honor and privilege” for him to serve all of the people of Mecklenburg County. He said it was also a “responsibility.” He said the Board should acknowledge what was going on among the people of the community. He said “fear” existed for any number of reasons, many of which were beyond the Board’s control. He said the reasons originated at the top of the political structure with the President. He said the Board has to acknowledge the “hurtful” words that were spoken by “the President of our nation. “ He said as elected officials and as citizens of this nation, “we do not accept these hateful things.”

Commissioner Fuller said it was little that could be done on the local level, with respect to immigration because it was a federal issue. Further, that although there was no local authority with respect to immigration, it was incumbent upon locally elected officials to give “voice” to the issue, “fear and anxiety and to the injustice” that was occurring.

Chair Scarborough said she understood the concerns expressed by the speakers regarding democracy and immigration, having been jailed in the 1960’s because of the color of her skin.

Chair Scarborough said “this is America and we should not be discriminating” against anyone for any reason.

Commissioner Leake echoed Chair Scarborough’s comments regarding having experienced discrimination.

Commissioner Cotham thanked the speakers who spoke about democracy and immigration for coming and expressing their concerns. She said that she sensed, however, that the Board was being condemned, but that she and others had stood with those concerned about these issues. She noted that acts of support weren’t always seen publically, but that they had and were occurring. She encouraged speakers to engage members of the Board one on one, as opposed to making “blanket” statements. She said the Board was not their enemy but their ally.

Commissioner Clarke said “the deadliest foe against democracy was apathy.” He said you have to “celebrate dissent.” He said the “gravest threat to our democracy has always been indifference; and that we can’t be indifferent and expect it to survive.” He thanked the speakers for appearing.

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Motion was made by Commissioner Fuller, seconded by Commissioner Dunlap and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to approve the Closed Session minutes of included with Agenda Item 17-3840.

APPOINTMENTS

17-3844 APPOINTMENTS

DOMESTIC VIOLENCE

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

Lashinna Burger	Commissioner James
Ryan Lougheed	Commissioners Cotham, Dunlap, Fuller, James, Puckett, Ridenhour, and Scarborough
Tonya Marshall	Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough
Jasmine Williams	Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough

Chair Scarborough announced the appointment of Ryan Lougheed, Tonya Marshall, and Jasmine Williams to the Domestic Violence Advisory Board to fill unexpired terms expiring April 30, 2018.

Note: They replaced Berbelichary Caraballo, Terrica Hightower, and Sybil Richardson.

17-3847 MEDIC AGENCY BOARD (MECKLENBURG EMS) APPOINTMENTS

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to reappoint the six (6) current members of the Mecklenburg EMS Agency Board noted below for terms through December 2019;

Mark Foster	Mecklenburg County
Dr. Matthew Hanley	Carolinas Healthcare System
Katie Kaney	Carolinas Healthcare System

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Amy Vance	Novant Health
Paula Vincent	Novant Health
Dr. Thomas Zweng	Novant Health

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes to appoint Dr. Alisahah Cole, MD as a Carolinas Healthcare System representative on the Mecklenburg County EMS Agency Board for a term through December 2019.

Note: Dr. Cole would replace Dennis J. Phillips, who was retiring.

17-3856 NOMINATIONS/APPOINTMENTS

SMALL BUSINESS AND ENTREPRENEURSHIP

Commissioner Fuller nominated Alyssa Bitner, Chris Clark, Nikita Devereaux, Lula Dualeh, Mable Hemphill, Nick Koutsoupas, Charika Massey, Monica McNeill, Austin Morphies, and Sona Oliver for appointment consideration to the Small Business and Entrepreneurship Advisory Board.

Note: Appointments will be made on March 21, 2017.

Commissioner Ridenhour said he would like to know why there had been so much turnover on this board.

PUBLIC HEARINGS – 6:30 PM

17-3827 CORVIAN COMMUNITY SCHOOL, INC. TEFRA HEARING

At 7:25 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 Education Revenue Bonds (Corvian Community School) Series 2017 (the "Series 2017 Bonds"), in an aggregate principal amount not to exceed \$23,000,000, the proceeds of which will be loaned to Corvian Community School, Inc. or a limited liability company the sole member of which is Corvian Community School, Inc. (the "Borrower"), for the purpose of

(a) financing or refinancing the acquisition, construction, improvement, and equipping of

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land and certain charter school facilities of the Borrower, including (i) the acquisition of approximately 9.75 acres of vacant land located at 4041 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269, and the construction thereon of an approximately 71,000 square foot two-story building, including, but not limited to, classrooms, science labs, an art room, a music room, a theater, a multipurpose dining room, a gymnasium, locker rooms, and administration offices, to be used as a high school serving approximately 500 students (collectively, the "*Owned Facilities*") and (ii) the improvement and equipping of land and charter school facilities located at 4125 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269 and 9501 David Taylor Drive, City of Charlotte, County of Mecklenburg, North Carolina 28262 (collectively, the "*Leased Facilities*" and, (a)(i) and (a)(ii) together, the "*Project*");

(b) funding a debt service reserve fund for the Bonds;

(c) funding capitalized interest on all or a portion of the Bonds during all or a portion of the construction of the Project; and

(d) paying all or a portion of the costs of issuance of the Bonds.

The Project is located at 4041 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269; 4125 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269; and 9501 David Taylor Drive, City of Charlotte, County of Mecklenburg, North Carolina 28262. The Project will, in the case of the Owned Facilities, be owned and operated by the Borrower and, in the case of the Leased Facilities, be leased to and operated by the Borrower.

On February 21, 2017, 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 or refinanced, the maximum principal amount of the Series 2017 Bonds, the initial owner and operator of the facilities and the location of the facilities, among other things.

Motion was made by Commissioner Puckett, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to open the public hearing.

The names, address and testimony of the persons who were present and who offered comments on the proposed issuance of the Series 2017 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

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hearing were found.

After the Board had heard all persons who had requested to be heard, Commissioner Dunlap moved that the public hearing be closed. The motion was seconded by Commissioner Puckett and was adopted 8-1 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Puckett, Ridenhour, and Scarborough voting yes and Commissioner Leake voting no.

Commissioner Dunlap 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
EDUCATION REVENUE BONDS (CORVIAN COMMUNITY SCHOOL) SERIES 2017 IN AN
AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$23,000,000**

WHEREAS, Corvian Community School, Inc. has requested that the Public Finance Authority, a public authority existing under the laws of the State of Wisconsin (the "*Authority*"), issue its Education Revenue Bonds (Corvian Community School) Series 2017 (the "*Series 2017 Bonds*"), in an aggregate principal amount not to exceed \$23,000,000, and loan the proceeds thereof to Corvian Community School, Inc. or a limited liability company the sole member of which is Corvian Community School, Inc. (the "*Borrower*") for the following purposes:

(a) financing or refinancing the acquisition, construction, improvement, and equipping of land and certain charter school facilities of the Borrower, including (i) the acquisition of approximately 9.75 acres of vacant land located at 4041 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269, and the construction thereon of an approximately 71,000 square foot two-story building, including, but not limited to, classrooms, science labs, an art room, a music room, a theater, a multipurpose dining room, a gymnasium, locker rooms, and administration offices, to be used as a high school serving approximately 500 students (collectively, the "*Owned Facilities*") and (ii) the improvement and equipping of land and charter school facilities located at 4125 Johnston Oehler Road, City of Charlotte, County of Mecklenburg, North Carolina 28269 and 9501 David Taylor Drive, City of Charlotte, County of Mecklenburg, North Carolina 28262 (collectively, the "*Leased Facilities*" and, (a)(i) and (a)(ii) together, the "*Project*");

(b) funding a debt service reserve fund for the Bonds;

(c) funding capitalized interest on all or a portion of the Bonds during all or a portion of the construction of the Project; and

(d) paying all or a portion of the costs of issuance of the Bonds.

WHEREAS, the Owned Facilities are currently owned by an unrelated third party and the

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Leased Facilities are currently leased to and operated by the Borrower. The proceeds of the Bonds will be used by the Borrower to acquire the Owned Facilities, which will then be operated by the Borrower;

WHEREAS, pursuant to Section 147(f) of the Code, prior to their issuance, the Series 2017 Bonds are required to be approved by the "applicable elected representative" of a governmental unit having jurisdiction over the area in which the Project is located, after a public hearing held following reasonable public notice;

WHEREAS, pursuant to Section 66.0304(11)(a) of the Wisconsin Statutes, prior to their issuance, bonds issued by the Authority must be approved by the governing body or highest ranking executive or administrator of the political jurisdiction within whose boundaries the project is to be located;

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 Project located within the County;

WHEREAS, the Borrower has requested that the Board approve the Authority's issuance of the Series 2017 Bonds and the financing or refinancing of the Project located within the County in order to satisfy the requirements of Section 147(f) of the Code;

WHEREAS, the Borrower has requested that the Board approve the financing or refinancing of the Project and the issuance of the Bonds in order to satisfy the requirements of Section 4 of the Amended and Restated Joint Exercise of Powers Agreement Relating to the Public Finance Authority, dated as of September 28, 2010 (the "*Joint Exercise Agreement*"), and Section 66.0304(11) (a) of the Wisconsin Statutes;

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 Series 2017 Bonds and the financing or refinancing of the Project and now desires to approve the Authority's issuance of the Series 2017 Bonds and the financing or refinancing of the Project in accordance with the Code;

BE IT RESOLVED by the Board as follows:

Section 1. Pursuant to and in accordance with the requirements of Section 147(f) of the Code and Section 66.0304(11) (a) of the Wisconsin Statutes and Section 4 of the Joint Exercise Agreement, the Board hereby approves (a) the Authority's issuance of the Series 2017 Bonds in an aggregate principal amount not to exceed \$23,000,000 and (b) the financing or refinancing of the Project located in the County.

Section 2. The County has no responsibility for the payment of the principal or interest on the Series 2017 Bonds or for any costs incurred by the Borrower with respect to the Series 2017 Bonds or the Project.

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

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On motion of Commissioner Dunlap, seconded by Commissioner Puckett, 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 EDUCATION REVENUE BONDS (CORVIAN COMMUNITY SCHOOL) SERIES 2017 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$23,000,000" was duly adopted by the following vote:

AYES: Commissioners Dumont Clarke, Patricia "Pat" Cotham, George Dunlap, Trevor M. Fuller, Bill James, Jim Puckett, Matthew Ridenhour, and Ella B. Scarborough
NAYS: Commissioner Vilma D. Leake,

Extracts/Resolution recorded in full in Ordinance/Minute Book _____, Document # _____.

Note: Stacey Haskell was present on behalf of Corvian Community School and addressed questions.

Commissioner Clarke noted that he found the answer to his question regarding why a Wisconsin Authority was being used by the school. He said it was the largest conduit issuer of bonds in the U.S.

ADVISORY COMMITTEE REPORTS – NONE

MANAGER'S REPORT

17-3854 UPDATE ON CAPITAL IMPROVEMENT PLAN

The Board received an update on the County's Capital Improvement Program (CIP) from Assistant County Manager/Interim Finance Officer Mark Foster.

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

Comments

Commissioner James questioned Central Piedmont Community College's proposed authorization request, which was addressed.

Commissioner James asked were there any planned government facility projects for 2020-2023, which was addressed.

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Commissioner James asked about a soccer facility being in the plan. *It was noted that it was the Memorial Stadium project under Park and Recreation.*

Commissioner James said it was clear there were more projects than there was money to fund them. He said a soccer facility would mean taking money from other projects.

Commissioner Fuller asked about the North Tryon Street Vision Plan. *County Manager Diorio said one project included that was associated with the North Tryon Street Vision Plan was the new main library.*

Commissioner Fuller asked about the future of the Hal Marshall Building. *County Manager Diorio said no decision had been made to date.*

Commissioner Fuller asked about the Nature Museum project, which was addressed.

Commissioner Fuller asked about trends for debt expenditures and debt service, as well, the possibility of reducing the amount that's currently going into debt service to hopefully achieve a balance that the rating agencies look for, which was addressed.

Commissioner Dunlap asked about reducing the debt fund from 20 cents to 18 cents and would that allow for an increase in operational dollars, which was addressed. Commissioner Dunlap said he asked the question because there was a need for more staff in certain areas.

Commissioner Dunlap asked had the process changed in determining the County's priority list. *The current process was explained.*

Commissioner Dunlap commented on CMS and said there was a concern in the community as to why all K-8 Schools were in the African American community. Further, that if CMS wasn't going to continue with K-8 Schools, why was a new K-8 in their plan.

Commissioner Dunlap acknowledged that the Board had no control over the Board of Education's decisions, but that the questions raised in the community needed to be addressed before the decision was made to build a new K-8 School.

Commissioner Puckett noted that the concern raised regarding K-8 Schools, as well as, some of CMS' other proposed projects would be a topic at the forthcoming joint meeting with the Board of Education.

Commissioner Puckett asked about the Citizen's Capital Budget Advisory Committee. *It was noted that the committee had not met in recent years but was going to be reactivated.*

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Commissioner Puckett commented on Major League Soccer and what if it didn't come to fruition. He asked was there a "Plan B" to show how those Park and Recreation funds might shift. *Assistant County Manager/Interim Finance Officer Foster said to date there was not a "Plan B."*

Commissioner Puckett said he would like to see, at some point, a "Plan B" for the use of those funds.

Commissioner Clarke in response to comments regarding lowering the amount going into debt service, said it would be best, were that to be done, to do it in a phase down approach rather than by a full penny.

Commissioner Clarke asked about the CIP Committee and who was on it. *County Manager Diorio said it was a combination of staff from Finance, Office of Management & Budget, and Asset and Facilities Management. She said it was all internal staff.*

Commissioner Leake noted community concern regarding K-8 Schools. She asked had staff received any information from CMS regarding monies saved as a result of closing 10 schools. *The response was no.*

Commissioner Leake said that information would be helpful to know because it could impact CMS' capital request.

Commissioner Leake said she had concerns regarding some of the schools listed by CMS. She said many of the schools were in District Two, which was her District, and were scheduled for renovations, rather than replacement. Commissioner Leake said many of the schools in District Two were old and needed to be replaced rather than renovated.

Commissioner Cotham commented on K-8 Schools. She noted that many of them did not offer music as part of the curriculum.

Commissioner Ridenhour commented on the list of projects for Park and Recreation. He said he hoped when the list was prioritized that there would be more projects scheduled for District Five, which was his District.

Commissioner Ridenhour commented on the debt service fund. He said over the years he had made the case that the Board could lower the tax rate without cutting any services by lowering the amount of funds being placed in debt service. He said it was always said that fund couldn't be lowered, because it was used to service debt. He said in the instance where there's additional capacity in the debt service fund that it should be kept in mind that at some point another recession would come and that if the Board was not going to lower the tax rate then

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those funds should remain as is, so that funding would be available for any one time expenditures that might come up in the future.

Commissioner Clarke asked was funding included for improvements to Independence Park, per the Master Plan. *Assistant County Manager/Interim Finance Officer Foster said he would follow up with Park and Recreation Director Jim Garges for an answer.*

Note: This concluded the discussion. The above was not inclusive of every comment but was a summary.

17-3857 CAPITAL PROJECTS UPDATE – GOVERNMENT FACILITIES AND PARK & RECREATION

The Board received a capital projects update from Asset & Facility Management Director Mark Hahn.

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

Comments

Chair Scarborough said several years ago there was conversation regarding naming the courthouse after the late Julius Chambers. She asked what happened with that. *Director Hahn said he did not have information on what happen to that idea.*

Commissioner Dunlap said the matter was never brought forth.

Commissioner James said it was his understanding there was a long tradition that the courthouse had to be named for the county in which it resided. He said about 10 years ago, he and Commissioner Puckett offered a proposal to name the courthouse after former President Ronald Reagan. He said the Board at that time passed a resolution indicating that the name was to always remain, the Mecklenburg County Courthouse.

Commissioner Puckett asked about parking lot improvements at the former Board of Education Center, which was addressed.

Commissioner Leake asked about the Work Release & Restitution - Partial Office Renovation, which was addressed.

Commissioner Cotham asked who owned the former Work Release building. *The response was that it was owned by the County.*

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Commissioner Cotham asked about the square footage of the building. *Director Hahn said he did not know right off hand.*

Commissioner Cotham noted the need for housing for the homeless, particularly homeless veterans. She inquired as to whether the former Work Release building could be used to house the homeless. *Director Hahn said the building was currently being used by the Sheriff's Office for multiple purposes.*

Commissioner Cotham requested additional information regarding the use of the building by the Sheriff's Office.

Commissioner Dunlap said the former work release center property was probably one of the County's most valuable pieces of property. He requested staff take a look at the highest and best use of that property.

Commissioner Fuller asked about renovations to the Public Defender's Office, which was addressed.

Commissioner Fuller asked about the old Civil Courts building, as well as, Criminal Justice Services, which was addressed.

Commissioner Fuller asked about the Second Ward Gym and was it correct that not all of the alumni's paraphilia would be stored there. *Director Hahn said that was correct.*

Commissioner Leake commented on the Second Ward Gym and noted former Board of Education Chairman Arthur Griffin's involvement with the effort. She said that she would have Mr. Griffin to get in touch with Director Hahn. *Director Hahn said he would be glad to speak with Mr. Griffin.*

Note: This concluded the discussion. The above was not inclusive of every comment but was a summary.

17-3860 FAMILY PLANNING UPDATE

The Board received a presentation from the Public Health Director, Dr. Marcus Plescia, on activities related to family planning in Mecklenburg County.

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

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Comments

Chair Scarborough said men also needed to take responsibility when it came to pregnancy prevention. She said the plan should not be geared towards women only. *Dr. Plescia said the assessment would be focused on women and men. He said he recalled Chair Scarborough's past remarks regarding the role that men played.*

Commissioner Leake asked had the Health Department gone out in the community and talked about the family planning issue.

Commissioner Leake said she had an "issue" with singling out a specific group of women in this process, specifically, "poor women," and controlling them when it came to birthing children.

Commissioner Leake questioned why only UNC-Charlotte was being used in this process and not Johnson C. Smith University.

Commissioner Leake said the concept presented took her back to the "period when Mecklenburg County was known for sterilizing women, poor women, so that they would not reproduce children."

Commissioner Leake said she could not and would not support the Health Department on this matter of family planning as presented.

Dr. Plescia said the goal of the project was to "increase access to the full range of contraceptive methods for any women who wants them."

Commissioner Fuller said per his review of the presentation, it was unclear to him the connection between the unintended pregnancies, or the short time of the unintended pregnancies and the connection between that and any medical consequences, as well as the connection to economic opportunity. *Dr. Plescia responded. He said medically it was a health risk factor for a woman to have a second pregnancy within 18 months of giving birth.*

Dr. Plescia said with respect to economic opportunity that the issue was about reducing unintended pregnancies. He said it had been shown that "if women and families have the ability to make a decision about when they want to have their first child and on how they space those children, those families are likely to do better, as far as their economic mobility and prosperity; than those families who don't."

Commissioner Fuller said he was concerned because the history of this "kind of thing," and the language being used was very similar to language used by policy makers "back in the day" to justify eugenics; that sterilization was "good for the person and the community."

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Commissioner Fuller said Mecklenburg County was one of the “most robust” when it came to eugenics.

Dr. Plescia said the project being funded by the foundations was not to implement any kind of “family planning campaign.” He said it was about understanding what the community perceptions and concerns were.

Commissioner Ridenhour said when this was mentioned to the Board about a year ago that he said then that it might be taken or appear as a government mandate or sponsored sterilization process, which it was not.

Commissioner Puckett said the focus was on “unintended” pregnancies. He said he was bothered by the notion that individuals had no responsibility for the consequences of their actions. Secondly, by the notion that the County was not supposed to provide education to those consequences. Commissioner Puckett said that’s part of what governance did.

Commissioner Puckett said this was about educating the public and providing access to those who would want to take advantage of the services; and doing something good for the person and not about changing a “segment of society.”

Commissioner Clarke said the concern was real and “heartfelt,” but that it was not “fair” to assign a motive to those who were exploring this, of wanting to “essentially” achieve mass sterilization through another method.

Commissioner Clarke said the focus of this was not on “stopping” reproduction but rather increasing the intervals between pregnancies.

Commissioner Clarke asked about childbearing years. He asked if an increase in the intervals between pregnancies meant a reduction in the number of children that a woman would have during their childbearing years. *Dr. Plescia said trying to help women space their pregnancies should not impact the number of children they have. He said it was about spacing them in a way that was healthier.*

Dr. Plescia said the whole intent was to make an array of birth control options available to women who wanted them. He said it was not about forcing anyone to do anything.

Note: This concluded the discussion. The above was not inclusive of every comment but was a summary.

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17-3862 UPDATE ON CORRECTIVE ACTIONS AT THE PUBLIC HEALTH DEPARTMENT

The Board received information on activities and corrective actions at the Public Health Department.

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

Comments

County Manager Diorio noted the following:

- Per her last report on February 21, 2017, there were 75 women who needed a follow-up colposcopy, 20 of whom the County had been unable to reach.
- To date, the County had located 15 more.
- Of the 15, nine had been scheduled for a colposcopy and staff was working on getting the other six scheduled.
- There were still five women that the County had been unable to locate but efforts were continuing.
- Over the last two days, the County Manager held a series of meetings with Public Health employees, which included two meetings with department staff, a meeting with middle managers, and a meeting with the department leadership team.
- On tomorrow, March 8, 2017 a meeting will be held specifically for clinic staff.
- Per those meetings, great feedback was received and concerns and suggestions would be followed-up on.
- The employees at Public Health were committed to the work they do, love their jobs and their service to the community.
- They made it clear to the County Manager that the incident currently being dealt with was unacceptable, but in no way, did it define the entire department or the work they do.
- Dr. Plescia met with the state department of health on March 3, 2017 in Raleigh.
- The state's family planning subject matter expert will visit the Health Department on March 21, 2017 to begin the review.
- The state was still determining when they could send other subject matter experts to review other aspects of the department
- Internal Audit's review was underway.
- Key planning activities had been completed, including review and identification of key compliance requirements and a high-level mapping of patient test results notification processes.
- The fieldwork phase was also in process.

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- Auditors identified key risks inherent to the lab and radiologic patient test results notification processes. They were also completing the process design. The full update has been distributed.
- Prior to Chair Scarborough's announcement of the partnership with the Audit Review Committee, staff had already started down the path of hiring an external consultant to perform the operational review.
- The scope of work to be performed includes:
 - A review of all clinical services
 - A review and assessment of current business processes; and a clinical operations analysis
 - The full scope of work was distributed to the Board.
- The procurement director researched health care consultants and identified six companies that specialized in this work.
- They were provided the scope of the work and a draft county contract and were invited to participate in telephone interviews. The companies were:
 - Public Consulting Group
 - Navigant
 - Advisory Board Company
 - Health Advances, LLC
 - Huron Healthcare
 - Alvarez & Marsal
- Only two companies, Public Consulting Group and Navigant accepted the invitation.
- Both were interviewed on March 6, 2017.
- Public Consulting Group had extensive experience in business process management and operational analysis, but had limited clinical experience.
- Navigant, possessed business process management, operational analysis and clinical experience but did not demonstrate extensive experience in public health.
- Both companies had done work for the County in the past and Navigant was the company that had provided the County with its current contract clinic manager.
- The procurement director would continue identifying additional companies to interview.
- Prior to work in retaining an operational consultant, staff talked to Praxis Partners for Health about working on specific tasks related to organizational structure, staff responsibilities, to review candidate applications for vacant positions, and some quality assurance work.
- Praxis Partners for Health had extensive public health experience in North Carolina, but they do not have the capacity to do the full scope of clinical improvement work that the County needed.
- Based on what was known thus far, it appeared that Navigant, with input from Praxis Partners for Health would provide the depth of experience needed to do the work.

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County Manager Diorio recommended scheduling a meeting of the Audit Review Committee to review all the information assembled and formulate the next steps.

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

County Manager Diorio asked the Board to consider releasing the Closed Session minutes of the Board's January 10, 2017 meeting, in light of recent comments to the media and comments made by the media concerning the Health Department situation, in order to clarify and maintain public confidence in the administration of County services.

Motion was made by Commissioner Dunlap, seconded by Commissioner Leake and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to release the minutes of the Closed Session held on January 10, 2017 for public awareness.

Comments

Commissioner Dunlap said it was important that the Board release to the public the Closed Session minutes of January 10, 2017 for public confidence purposes.

Commissioner Fuller returned to the dais.

Commissioner Dunlap said inaccurate comments had been made by various members of the Board regarding what they knew and didn't know, but that the minutes of the January 10, 2017 meeting indicated what was communicated to the Board regarding the situation at the Health Department.

Commissioner Leake said she was still concerned that there were still five women that had not been located. She questioned if staff had exhausted every means possible. Commissioner Leake said she wanted the remaining five women located as soon as possible and that she wanted to receive a status report on Monday, March 13, 2017.

Commissioner Leake said she and Chair Scarborough dialogued on Friday, March 3, 2017 via phone and in her office regarding the situation at the Health Department. Commissioner Leake said she was informed, per that conversation, that there was talk of firing the County Manager; and she asked why and for what. Commissioner Leake said she wanted the public to be aware of what was told to her.

Commissioner Leake said she wanted the public to know that the Board had full confidence in County Manager Diorio and that the County Manager was doing her job.

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Commissioner Fuller asked about the five women, yet to be located. *Dr. Plescia said a retired Health Department employee had been brought in, who was experienced in going out and looking for individuals who had been exposed to sexuality transmitted diseases, known as a DIS worker. He said this former staff member was going out in the community, door to door, trying to locate the remaining five women.*

Dr. Plescia said staff was also using software resources to help locate the remaining five women.

Commissioner Fuller asked had staff reached out to local law enforcement to help locate the remaining five women. *Dr. Plescia said the challenge around that was that it concerned personal health information. He said turning over that type of information "gets a little tricky." He said also that some of these individuals were Hispanic and could possibly be "undocumented," so involving the Sheriff's Office may work against locating them.*

Dr. Plescia expressed confidence in the ability of the DIS worker to locate the missing five women.

Commissioner Fuller said staff needed to try harder to locate the remaining five women. He questioned having only one DIS worker involved in this effort and why not a team of people.

Commissioner Fuller said there was a report out in the media that one of the test results and maybe others, that was "serious" and there was some indication of pre-cancer or cancer. He asked Dr. Plescia if that was accurate.

Dr. Plescia said "no," that he did not think the findings they've found to date were more serious. Dr. Plescia said it was expected that some of the women would have lesions that would need treatment, which was occurring.

Dr. Plescia said the cases found to date were treatable via an in office procedure and once treated the issue was taken care of.

Dr. Plescia questioned the accuracy of what had been reported in the media.

Dr. Plescia said cancer was not found on any of the pap smears. He said someone with "full blown" cancer, chances were it would show up on the pap smear.

Dr. Plescia said it was always felt that the colposcopy would indicate the need for some type of treatment.

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Dr. Plescia said he did not believe there were persons out in the community, as it related to this issue that had “imminent” life threatening situations. Dr. Plescia said the real answer to that won’t be known until all of the women involved had received the necessary follow-up.

Dr. Plescia said he couldn’t say with “100%” certainty that everybody was going to be fine. He said he could say, however, from his own experience and from talking with colleagues and specialists, that it’s believed that these women would have, “in the worst case situation,” some treatable things that would need to be dealt with.

Dr. Plescia said he felt the tone of the article referenced by Commissioner Fuller was really not accurate in terms of what the Health Department would expect to come out of this particular issue and incident.

Commissioner Fuller said he was concerned that there was sort of a “mushrooming” of this going on, which would be justified if there was something there. He said it was the Board’s job to ascertain if there was anything there; which was why he raised the questions that he did.

Commissioner Fuller reiterated that every effort needed to be employed to locate the remaining five women.

Commissioner Fuller said questions had also been raised regarding the County’s management and whether the County Manager had handled this matter appropriately.

Commissioner Fuller said it was clear in his mind that the County Manager had handled this matter “appropriately.”

Commissioner Fuller said the County Manager informed the Board of this situation appropriately and that he, as well as, he felt the Board, had “great” confidence in the County Manager.

Commissioner Ridenhour said he wished the “rumor” that was floating around last Friday about firing the County Manager had not been brought up. Commissioner Ridenhour said it did not add any value to the issue at hand.

Commissioner Ridenhour said he echoed Commissioner Fuller’s concern regarding the article in the Charlotte Observer, which was addressed by Dr. Plescia.

Commissioner Ridenhour said he stood firmly behind the County Manager and staff to get to the bottom of this issue. He acknowledged that the County Manager had kept the Board informed of this issue, despite what some Board members had indicated.

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Commissioner Ridenhour noted that at the conclusion of the January 10, 2017 Closed Session meeting that none of the Commissioners expressed any feelings of being “hacked off” at staff. He said it was made clear that the matter was being investigated and that staff would report back.

Commissioner Ridenhour said the County Manager had gone “over and above” what the Board had requested of her, as it related to bringing in a third party review of this situation.

Commissioner Ridenhour said this was a serious matter and one that was being taken serious by the Board, the County Manager, and staff.

Commissioner Cotham asked had staff reached out to the Hispanic media and the faith community regarding the location of the remaining five women. *The response was no, with respect to the media, but that it was a good idea. Dr. Plescia said there had been some conversation with the catholic community, mainly for the purpose of restoring public confidence, but he could also use it as an opportunity to help locate the five remaining women.*

Commissioner Cotham said she appreciated what the County Manager, as well as, Dr. Plescia had done to help the Board better understand this issue.

Commissioner Dunlap said in light of Dr. Plescia’s comment that some of the women might be Hispanic and in light of the today’s climate, it’s possible that some of them may be afraid now to go to the Health Department for follow-up in fear of ICE.

Commissioner Dunlap said the County needed to create a climate such that those persons would feel comfortable returning to the Health Department for follow-up.

Commissioner James asked for clarity about CIN3 abnormalities, which was addressed.

Commissioner James asked about the five remaining women and was it possible that they haven’t been located because they had immigration issues. He asked was there an alternative way to locate them if that was the case. He said it was possible they could be in federal custody or no longer here. He said nonetheless, they needed to know their status.

Dr. Plescia said the software tool being used by the Health Department would allow them to know if someone was incarcerated.

Commissioner Puckett asked how many of the women, out of the 20 that needed follow-up, had had a colposcopy. *Dr. Plescia said those women needed to be seen in a referral clinic and had been set up to be seen in Carolinas Healthcare System clinics. He said follow-up tests would take place in March and April.*

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Commissioner Puckett asked had the women with the highest risk been contacted. *The response was yes.*

Commissioner Puckett said the notion of the County Manager's job being in jeopardy was "a rumor that spread out of no where."

Commissioner Puckett said he had probably been the most critical of the process concerning this issue and that he had sat down with the County Manager and shared his concerns and rationale and that she likewise did the same.

Commissioner Puckett said one thing that still concerned him, however, was not the timeframe in which the County Manager and Dr. Plescia found out about this situation and informed the Board, but rather, the timeframe in which it took Health Department staff to notify Dr. Plescia and the County Manager.

Commissioner Puckett said it was important to go back and determine how the failure occurred in the whole process, to avoid something like this from happening again.

Commissioner Fuller encouraged employees that know of other things that might be going on, to feel comfortable in making the Board aware of those issues. He said the Board can't address issues that it's not aware of.

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

DEPARTMENTAL DIRECTORS' MONTHLY REPORTS- NONE

STAFF REPORTS & REQUESTS - NONE

COUNTY COMMISSIONERS REPORTS & REQUESTS

17-3858 RENAMING OF COUNTY FACILITY (COMMISSIONER LEAKE)

Commissioner Leake addressed her request to have the Health Department Facility located at 2845 Beatties Ford Road named in honor of the late and former Mecklenburg County Manager, Harry L. Jones, Sr.

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to:

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- 1) Receive an application submitted by Commissioner Vilma D. Leake to name the Northwest Campus, Health Department Facility located at 2845 Beatties Ford Road, Charlotte NC 28216 in honor of the late and former Mecklenburg County Manager, Harry L. Jones, Sr.; and
- 2) Schedule a public hearing on March 21, 2017 at 6:30 p.m. to receive public comment on the proposed renaming of the Northwest Campus, Health Department Facility located at 2845 Beatties Ford Road to the Harry L. Jones, Sr. Public Health Center and direct the Clerk to publish the notice of public hearing.

**17-3863 RESOLUTION ADVOCATING THE SAFETY OF ALL RESIDENTS (CHAIR
SCARBOROUGH)**

Chair Scarborough presented a proposed resolution advocating the safety of all residents, in light of recent attacks against the Jewish community.

Commissioner James said some of the wording in the proposed resolution was not applicable to NC and that it should perhaps be reworded.

Commissioner Fuller suggested the Board allow the County Attorney to review it and bring it back to the Board.

Below is the resolution as proposed.

**RESOLUTION OF THE MECKLENBURG COUNTY BOARD OF
COMMISSIONERS**

WHEREAS, on January 4, 2011, the Mecklenburg County Board of Commissioners adopted a resolution honoring, supporting and paying tribute to community values that embrace and promote equality, diversity, tolerance, inclusion, respect and civility; and

WHEREAS, the Board of Commissioners recognized that growth, prosperity and the desirability to reside in Mecklenburg County is constantly impacted by embracing the positive values and behaviors of compassion, equality, tolerance, civility, inclusiveness and respect; and

WHEREAS, discrimination against individuals upon the basis of race, color, sex, sexual orientation, gender identity, religion, age, disability, citizenship or national origin does not reflect the community values that should be upheld in Mecklenburg County; and

WHEREAS, Jewish schools and community centers across the county recently have been terrorized by anonymous bomb threats; and

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WHEREAS, as of February 28, 2017, more than one hundred (100) Jewish Centers and twelve (12) Jewish schools across the country have received bomb threats and three (3) Jewish cemeteries have been defaced, vandalized or desecrated; and

WHEREAS, Charlotte's Shalom Park campus has experienced three bomb threats since early January; and

WHEREAS, prohibiting discrimination is for the benefit of the public health, safety and welfare of all residents in Mecklenburg County; now, therefore, be it

RESOLVED, that the Mecklenburg County Board of Commissioners condemns these actions and the perpetrators exhibiting such behavior; and be it

FURTHER RESOLVED, that the Mecklenburg County Board of Commissioners supports the safety of all its residents and the communities in which they reside, work and recreate.

Motion was made by Commissioner James, seconded by Commissioner Puckett and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to direct the County Attorney to wordsmith the proposed resolution advocating the safety of all residents and the communities in which they reside, work and recreate and to bring it back to the Board for consideration.

Commissioner James left the meeting.

17-3800 PROCLAMATION – SOCIAL WORK APPRECIATION MONTH

Motion was made by Commissioner Fuller, seconded by Commissioner Ridenhour and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt a Proclamation designating March, 2017 as "Social Work Appreciation Month" in Mecklenburg County.

The proclamation was read by Commissioner Ridenhour. It was received by Peggy Eagen, Director of Social Services.



17-3853 PROCLAMATION – CHILD ABUSE PREVENTION MONTH

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt a Joint Proclamation declaring April 2017 as Child Abuse Prevention Month in Mecklenburg County and the City of Charlotte.

PROCLAMATION
City of Charlotte/Mecklenburg County

WHEREAS, children are vital to our state’s future success, prosperity, and quality of life as well as being our most vulnerable assets; and

WHEREAS, all children deserve to have safe, stable, nurturing, and healthy homes and communities that foster their well-being; and

WHEREAS, child abuse and neglect is a public responsibility affecting both the current and future quality of life of a state; and

WHEREAS, parents need support and resources to cope with stress and nurture their children to grow to their full potential; and

WHEREAS, effective child abuse prevention strategies succeed because of partnerships created among citizens, human service agencies, schools, faith communities, health care providers, civic organizations, law enforcement agencies, and the business community:

NOW, THEREFORE, WE, Jennifer Watson Roberts, Mayor of Charlotte, and Ella B. Scarborough, Chair of the Mecklenburg Board of County Commissioners, do hereby proclaim, April 2017 as

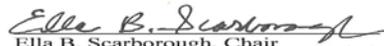
“CHILD ABUSE PREVENTION MONTH”

in Charlotte and Mecklenburg County and commend its observance to all citizens.

WITNESS OUR HANDS and the official Seals of the City of Charlotte and Mecklenburg County.


Jennifer Watson Roberts, Mayor
City of Charlotte




Ella B. Scarborough, Chair
Mecklenburg Board of
County Commissioners



CONSENT ITEMS

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

17-3811 DISPOSAL OF CONCEALED CARRY WEAPONS’ ORIGINAL DOCUMENTATION

ITEM WAS REMOVED FROM THE AGENDA

17-3823 STORM WATER PROGRAM – FY17 VACANT FLOODPLAIN LAND ACQUISITION

March 07, 2017

Accept the Offer of Sale of Real Estate from Mary Lee King, Annie King Butler, Albert Butler, Brenda King, Thomas King, Thomas Lee King III, & Tina Marie King, owners of property located at Prince Street, Charlotte, NC (tax parcel 069-071-05), for \$7,000.

Note: The referenced vacant parcel acquisition will secure property needed for construction of the Historic Stewart Creek Enhancement Project and preserve the parcel as floodplain open space which reduces future flood risk. The project will initially extend along Stewart Creek from I-85 southward to Tuckaseegee Road. It is aimed at addressing stream bank erosion and improving aquatic habitat needed for healthier streams.

17-3824 CONSTRUCTION CONTRACT – BOARD OF ELECTIONS RENOVATION

Award a construction contract to KMD Construction, LLC in the amount of \$1,836,350 for the Board of Elections Renovation at 741 Kenilworth Avenue.

17-3825 INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate insurance reimbursement funds of \$3,852 for Sheriff's Office and \$18,028 for Asset and Facility Management.

Note: The County received insurance proceeds based on claims for stolen and damaged items in the departments identified. This Board action provides authority to use the funds for replacement of these items.

17-3829 CAPITAL RESERVE EXPENDITURE REQUEST (PARK AND RECREATION)

Approve expenditure of \$13,573.13 from the Consolidated Aquatic Capital Reserve Fund for the installation of a replacement washer and dryer at the Mecklenburg County Aquatic Center.

17-3831 CONSTRUCTION CONTRACT – BRIAR CREEK STREAM ENHANCEMENT & GREENWAY PROJECT

Award a construction contract to OnSite Development, LLC in the amount of \$3,060,813.18 for the Briar Creek Stream Enhancement and Greenway Project.

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17-3832 FACILITY NAMING APPLICATION – MECKLENBURG AVENUE PEDESTRIAN ENTRANCE OF MIDWOOD PARK

1) Acknowledge receipt of an application submitted on behalf of friends and family of Mr. Jerry Lee Brown to name the Mecklenburg Avenue pedestrian entrance (only) of Midwood Park the "Jerry L. Brown Midwood Park Memorial Entrance"; and

2) Schedule a public hearing on March 21, 2017 at 6:30 p.m. to receive public comment on the proposed naming of the Mecklenburg Avenue pedestrian entrance of Midwood Park in honor of the late Mr. Jerry Lee Brown and direct the Clerk to the Board to publish the notice of public hearing as required.

17-3834 CONSTRUCTION MANAGEMENT @ RISK CONTRACTING METHODOLOGY FOR COUNTY PROJECTS

Authorize the use of Construction Management @ Risk (CM @ Risk) contract methodology for the following Capital Improvement Project as the best delivery method for the project: Mecklenburg County Park and Recreation Eastway Regional Recreation Center.

17-3840 MINUTES

Approve Minutes of Regular meeting held February 21, 2017 and Closed Session held January 10, 2017 and February 7, 2017.

17-3843 AUCTION FOR DISPOSAL OF SURPLUS EQUIPMENT

1. Approve a list of vehicles and equipment (Exhibit A) as surplus; and

2. Adopt a resolution authorizing sale of personal property by public auction on April 1, 2017 at 9:00 a.m. at 5550 Wilkinson Blvd, Charlotte, North Carolina.

MECKLENBURG COUNTY BOARD OF COMMISSIONERS

Resolution Authorizing Sale of Surplus Personal Property by Public Auction

WHEREAS, North Carolina G.S. 160A-270(b) allows the County to sell surplus personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the surplus property at public auction; and

March 07, 2017

WHEREAS, the County Manager has recommended that the surplus property listed on the attached Exhibit-A should be sold at public auction;

NOW, THEREFORE, BE IT RESOLVED, by the Mecklenburg County Board of Commissioners that the County Manager or her designee is authorized to sell the surplus property described on Exhibit A at public auction on the day of April 1, 2017 at 9:00 a.m. at 5550 Wilkinson Blvd, Charlotte, North Carolina, as per the terms and conditions in accordance with North Carolina G.S. 160A-270(b) and in compliance with County policies. The terms of the sale shall be net cash. The County Manager or her designee is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this Resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

Resolution recorded in full Ordinance/Minute Book _____, Document #_____.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

17-3816 DISPOSAL OF ORIGINAL CONCEALED HANDGUN PERMIT RECORDS

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve the disposal of concealed handgun permits and supporting documentation as authorized by the NC Department of Cultural and Natural Resources.

Note: As required by the Department of Natural and Cultural Resources (NCDRC), the Sheriff's Office submitted a request and received approval from NCDRC to dispose of the concealed handgun permit paper applications and other supporting documentation that have been scanned or otherwise duplicated. The Mecklenburg County Sheriff's Office is committed to the proper management and disposition of records.

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

17-3819 DONATION OF OUTDOOR FITNESS AND PLAYGROUND EQUIPMENT

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

- 1) Approve a \$60,000 donation of outdoor fitness equipment from Southminister, Inc. for first Ward Park; and
- 2) Approve a \$25,000 donation of playground equipment from Cunningham Recreation for Druid Hills Neighborhood Park.

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

17-3828 DONATION FROM DAVIDSON LANDS CONSERVANCY

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate \$5,000 donation from the Davidson Lands Conservancy to help fund the installation of a water fountain on the West Branch Rocky River Greenway.

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

17-3830 GRANT APPLICATION – SHIIP/MIPPA

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve submission of an application for a Senior Health Insurance Information Program (SHIIP): Medicare Improvements for Patients and Providers Act (MIPPA) grant of up to \$10,000; and if awarded, recognize, receive and appropriate such funds.

Note: The grant awards will be distributed in FY17 and will be used to expand Medicare and Low Income Subsidy Education, Counseling and Enrollment Services offered in the community.

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

17-3842 BUDGET AMENDMENT – CRIMINAL JUSTICE SERVICES (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate an increase of Federal Revenue in the amount of \$37,038 from Cardinal Innovations Health Care.

Note: Funding will be used to 1) Improve the identification of individuals in need of mental health and/or substance abuse services that are detained in Mecklenburg County Jails, 2) Provide safe, reliable transportation from jail to placement, and to critical appointments with providers and collateral agencies, and 3) Provide Moral Reconation Therapy training to Criminal Justice Services staff.

March 07, 2017

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

17-3846 FACILITY NAMING APPLICATION – HORNET’S NEST INDOOR SHELTER

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

- 1) Acknowledge receipt of an application submitted by the Trinity Park Neighborhood Association to name the indoor shelter at Hornet's Nest Park after David Williamson, Jr.; and
- 2) Schedule a public hearing on March 21, 2017 at 6:30 p.m. to receive public comment on the proposed naming of the indoor shelter at Hornet's Nest Park in honor of David Williamson, Jr., the David Williamson, Jr. Pavilion at Hornet's Nest Park and direct the Clerk to the Board to publish the notice of public hearing as required.

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

17-3833 LAND ACQUISITION – STEPHEN’S ROAD NATURE PRESERVE

Motion was made by Commissioner Fuller, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to authorize the County Manager to negotiate and execute all documents necessary for acquisition of a portion of Tax Parcels 013-042-14 and 013-042-21 (+/- 37 acres) in the extra-territorial jurisdiction of the Town of Huntersville from William Martin Allison for expansion of Stephen’s Road Nature Preserve for a purchase price, not to exceed \$25,000 per acre.

LAND ACQUISITION – LITTLE SUGAR CREEK GREENWAY

Motion was made by Commissioner Fuller, seconded by Commissioner Puckett and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, to Authorize the County Manager to negotiate and execute all documents necessary for acquisition of a permanent greenway and storm drainage easement (\pm 4.081 acres) and a temporary construction easement (\pm 0.539 acres) on Tax Parcel 207-081-16 from ARC CTCHRC001 LLC in the Town of Pineville for a purchase price of \$50,550.

March 07, 2017

ADJOURNMENT

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, that there being no further business to come before the Board that the meeting be adjourned at 11:16 p.m.

Janice S. Paige, Clerk

Ella B. Scarborough, Chair