

May 16, 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, May 16, 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
County Attorney Marvin A. Bethune
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

Commissioner Leake was 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) 17-3993, 17-3994, 17-4007, 17-4017, 17-4019, 17-4031, & 17-4032 to be removed from Consent and voted upon separately.

CLOSED SESSION

17-4015 CONSULT WITH ATTORNEY

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17-4016 LAND ACQUISITION

Prior to going into Closed Session, County Attorney Bethune said there were no Consult with Attorney matters to be discussed in Closed Session. He announced the following Land Acquisition matters to be discussed in Closed Session: Tax Parcels # 221-131-16, 213-091-11, 213-091-12, 213-091-13 & 087-041-08.

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

The Board went into Closed Session at 5:20 p.m. and came back into Open Session at 6:15 p.m.

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

Commissioner Leake entered the meeting.

-FORMAL SESSION-

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

AWARDS/RECOGNITION – NONE

PUBLIC APPEARANCE

17-4013 PUBLIC APPEARANCE

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

Mecklenburg County Public Health Employees: Jeff Edwards-Knight, Sarah Green, Nancy Paige, Gina Scott, Dick Winters, and Solita Jefferies spoke in support of the Health Department and its current leadership.

Zhivi Williams, newly elected Chair of the Women’s Advisory Board, introduced herself and other advisory board members to the Board for awareness purposes. The other members present were: Linda Carr, Samantha Abt-Bumgarner, Ruth Pierce, and Mabel Hemphill.

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Note: The following persons registered to speak but did not appear: Jana Savory and Cherry Reaves.

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

APPOINTMENTS

17-4009 REAPPOINTMENTS/NOMINATIONS/APPOINTMENTS

BUILDING DEVELOPMENT COMMISSION

Motion was made by Commissioner James, seconded by Commissioner Fuller and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint Paul Stefano to the Building Development Commission as the Plumbing, Heating, and Contractors Association representative to fill an unexpired term expiring July 31, 2019.

Note: He replaces Harold Hester.

CARDINAL INNOVATIONS COMMUNITY OVERSIGHT BOARD

Motion was made by Commissioner Cotham, seconded by Commissioner Fuller and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to reappoint the following persons to the Cardinal Innovations Community Oversight Board for three year terms expiring May 31, 2020:

Beverly Corpening as a Consumer/Family Member representative
Sonja Goodwin as the Citizen Stakeholder representative
Deborah Page as a Consumer/Family member representative.

CHARLOTTE-MECKLENBURG COMMUNITY RELATIONS COMMITTEE

Motion was made by Commissioner Puckett, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint George Dortche and Kristle Lee to the Charlotte-Mecklenburg Community Relations Committee to fill unexpired terms expiring September 30, 2017.

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Note: They replace Matthew Gardner and Christina Newcomb.

DOMESTIC VIOLENCE ADVISORY BOARD

The following person was nominated by Commissioner Puckett for appointment consideration to the Domestic Violence Advisory Board: Ricardo Suarez.

There were no other nominations.

Motion was made by Commissioner Puckett, seconded by Commissioner James and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint Ricardo Suarez to the Domestic Violence Advisory Board to fill an unexpired term expiring April 30, 2018.

Note: He replaces Mark Renaud.

PARK AND RECREATION COMMISSION

Motion was made by Commissioner Puckett, seconded by Commissioner James and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to reappoint Tristan McMannis to the Park and Recreation Commission for a three-year term expiring June 31, 2020, effective July 1, 2017, as the Southern Towns representative.

The following person was nominated by Commissioner Ridenhour for appointment consideration to the Park and Recreation Commission for the South Region 2 slot: John Leonard.

There were no other nominations.

Motion was made by Commissioner Ridenhour, seconded by Commissioner James and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint John Leonard to the Park and Recreation Commission for a three-year term expiring June 30, 2020, effective July 1, 2017 as the South Region 2 representative.

Note: He will replace Ed Barnhart who has served two consecutive terms.

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STORM WATER ADVISORY COMMITTEE

Commissioner Dunlap nominated all applicants for appointment consideration to the Storm Water Advisory Committee: David Collins, Brian Pace, and Eric Seckinger.

Note: An appointment will occur June 6, 2017.

WASTE MANAGEMENT ADVISORY BOARD

Motion was made by Commissioner Puckett seconded by Commissioner Ridenhour and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint Linda Ashendorf to the Waste Management Advisory Board for a three-year term expiring April 30, 2020.

PUBLIC HEARINGS

17-4012 PUBLIC HEARING – FIXED FEE COMPONENT OF THE STORM WATER FEE

Motion was made by Commissioner James, seconded by Commissioner Fuller and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to open the public hearing to hear comments related to proposed changes in the Fixed Fee Component of the Storm Water Fee.

No one from the public appeared to speak to this matter.

Dave Canaan, Director of Storm Water Services addressed questions from the Board.

Note: The proposed change for FY18 will increase the current Fixed Fee of \$0.85 to \$0.95, per bill.

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and carried 7-1 with Commissioners Cotham, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, and Commissioner Dunlap voting no, to close the public hearing with respect to the proposed changes in the Fixed Fee Component of the Storm Water Fee, and adopt the Resolution Authorizing Increasing The Fixed Fee Cost Component Of The Storm Water Service Charges To Be Levied Within Mecklenburg County.

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**MECKLENBURG COUNTY
BOARD OF COMMISSIONERS**

**RESOLUTION AUTHORIZING INCREASING THE FIXED FEE COST COMPONENT OF THE STORM
WATER SERVICE CHARGES TO BE LEVIED WITHIN MECKLENBURG COUNTY**

WHEREAS, on May 17, 1993, the Mecklenburg County Board of Commissioners adopted the “Mecklenburg County Storm Water Management Plan” which sets forth guiding principles and a financial plan for the operation of the comprehensive storm water management program in Mecklenburg County, which plan requires use of a rate structure based on impervious area and a base charge for fixed and administrative costs sufficient to cover such costs; and

WHEREAS, on November 1, 1993, Mecklenburg County and all the municipalities in Mecklenburg County entered into separate agreements titled “AGREEMENT FOR OPERATION OF A SINGLE STORM WATER SYSTEM IN MECKLENBURG COUNTY” to deal with billing and collection services funded by the fixed fee component of the storm water service charge; and

WHEREAS, on May 16, 2017, the Board of County Commissioners held a public hearing on the proposed change in the fixed fee component of the storm water service charges to be levied on properties within Mecklenburg County; **now, therefore, be it**

RESOLVED by the Board of Commissioners of Mecklenburg County that effective July 1, 2017 the fixed fee component of the storm water service charge to be levied on properties within Mecklenburg County is \$0.95 per bill.

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

17-4024 BUSINESS INVESTMENT GRANT: OERLIKON METCO (US) INC.

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and carried 8-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to open the public hearing to receive comments on a proposed Business Investment Program grant to Oerlikon Metco (US) Inc.

No one from the public appeared to speak to this matter.

The matter was presented by Economic Development Director Peter Zeiler.

Note: Oerlikon Metco (US) Inc. is a subsidiary of OC Oerlikon, a publicly traded Swiss technology and manufacturing company. OC Oerlikon has 16,000+ employees. Global sales and orders were \$3.29 billion. Oerlikon Metco is a provider of surface treatments and coatings, and additive manufacturing processes used in end products like automotive and airplane engines. OC Oerlikon has been operating in Mecklenburg County since 1965 through its Oerlikon Textiles division in Charlotte. Oerlikon Metco is seeking to establish a US facility to launch and grow its North American additive manufacturing presence and has identified a 22-acre parcel as

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a suitable property in the Town of Huntersville. The project will consist of advanced component manufacturing activities; a research, development and application engineering center; and a sales and service support office. There is competition for this project from Rock Hill, SC; Detroit, MI and Pittsburg, PA. Oerlikon Metco's proposed project includes:

- *A taxable investment of \$57.5 million to be completed in the next three years*
- *Creation of 93 new jobs with an average wage of \$93,011 (which is equal to 195% of the average for the Charlotte-Gastonia-Rock Hill M.S.A.).*

Commissioner Clarke returned to the dais.

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and carried 8-1 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, and Commissioner James voting no, to close the public hearing on a proposed Business Investment Program grant to Oerlikon Metcon (US) Inc., and adopt a resolution approving a Business Investment Program grant for Oerlikon Metco (US) Inc. for a total estimated amount of \$2,168,620, and authorize the County Manager to negotiate and execute the contract.

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION
APPROVING BUSINESS INVESTMENT PROGRAM GRANT
FOR OERLIKON METCO (US) INC.**

WHEREAS, Oerlikon Metco (US) Inc. is seeking to establish a North American additive manufacturing presence in Mecklenburg County; and

WHEREAS, the company evaluated sites in Rock Hill, SC; Detroit, MI and Pittsburg, PA; and

WHEREAS, this project as described by the company was determined to meet all of the criteria for a Business Investment Program grant from the Town of Huntersville and the County of Mecklenburg, the Board of Commissioners voted its intent to provide a Business Investment Program grant to the company during a closed session meeting on October 04, 2016 and as authorized by the Board, the County communicated this information to the company; and

WHEREAS, taking into consideration the Board's stated intent to make an economic development grant, the company subsequently decided to locate its new operation in Huntersville. The project will include a capital investment of approximately \$57.5 million and will create 93 new jobs within Seven years at an average annual salary of approximately \$93,011.00. The Business Investment Program grant is a 90% grant over 7 years, with an estimated total amount of up to \$2,168,620. The grant will be subject to the County's standard contract provisions, including compliance requirements for the company related to job creation targets and clawback provisions; and

WHEREAS, Mecklenburg County Board of Commissioners has determined that this grant will provide new employment, new taxable property and new economic activity within the County; **now, therefore, be it**

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RESOLVED that the Board of County Commissioners does hereby approve the Business Investment Program grant and Economic Development grant as described above, and authorizes the County Manager to execute a contract for the same, with any necessary or helpful nonmaterial changes.

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

17-4025 BUSINESS INVESTMENT GRANT: SOUTHEASTERN METAL PRODUCTS LLC

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 to receive comments on a proposed Business Investment Program grant to Southeastern Metal Products LLC.

No one from the public appeared to speak to this matter.

The matter was presented by Economic Development Director Peter Zeiler.

Note: Southeastern Metal Products LLC, (SEMP) founded in 1952, provides manufacturing and engineering services for high quality sheet metal stamping and fabrication. Customers include Caterpillar, John Deere and Scott Fire and Safety Company. The company has operated in Charlotte from its founding 65 years ago and currently has a 100,000-square foot manufacturing facility, located at 1420 Metals Drive with 122 employees. Southeastern Metal proposes an expansion of 42,000 square feet at the current site to meet production goals and customer growth. The current investment and existing jobs are at risk to be relocated out of state if SEMP opts to expand in a different location. There is competition for this project from Cherokee County, South Carolina. Southeastern's proposed project includes:

- *A taxable investment of \$4,100,000 to be completed in the next three years*
- *Creation of 70 new jobs with an average wage of \$40,252 (which is equal to 121% of the average for the Charlotte-Gastonia-Rock Hill M.S.A.). The Business Investment Program grant is a 90% grant over 5 years, with an estimated total amount of up to \$122,022.00.*

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and carried 8-1 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, Ridenhour and Scarborough voting yes, and Commissioner James voting no, to close the public hearing on a proposed Business Investment Program grant to Southeastern Metal Products LLC, and adopt a resolution approving a Business Investment Program grant for Southeastern Metal Products LLC for a total estimated amount of \$122,022, and authorize the County Manager to negotiate and execute the contract.

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**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION
APPROVING BUSINESS INVESTMENT PROGRAM GRANT
FOR SOUTHEASTERN METAL PRODUCTS LLC**

WHEREAS, **Southeastern Metal Products** will expand its current site in Charlotte to increase production for existing customer growth to Charlotte, NC; and

WHEREAS, the company evaluated sites in Cherokee County, SC; and

WHEREAS, this project as described by the company was determined to meet all of the criteria for a Business Investment Program grant from the City of Charlotte and the County of Mecklenburg, the Board of Commissioners voted its intent to provide a Business Investment Program grant to the company during a closed session meeting on December 06, 2016 and as authorized by the Board, the County communicated this information to the company; and

WHEREAS, taking into consideration the Board's stated intent to make an economic development grant, the company subsequently decided to expand in Charlotte. The project will include a capital investment of approximately \$4.1 million and will create 70 new jobs within Five years at an average annual salary of approximately \$40,252. The Business Investment Program grant is a 90% grant over 5 years, with an estimated total amount of up to \$122,022. The grant will be subject to the County's standard contract provisions, including compliance requirements for the company related to job creation targets and clawback provisions; and

WHEREAS, Mecklenburg County Board of Commissioners has determined that this grant will provide new employment, new taxable property and new economic activity within the County; **now, therefore, be it**

RESOLVED that the Board of County Commissioners does hereby approve the Business Investment Program grant and Economic Development grant as described above, and authorizes the County Manager to execute a contract for the same, with any necessary or helpful nonmaterial changes.

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

ADVISORY COMMITTEE REPORTS

17-4011 FY 17-18 JCPC FUNDING RECOMMENDATIONS

The Board received a report from Darrell Gregory, Chair of the Juvenile Crime Prevention Council, regarding the FY17-18 JCPC funding recommendation.

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

Comments

Commissioner Dunlap asked if audits were required of agencies that receive funding. *Criminal Justice Services Director Sonya Harper* said agencies do not go through a full audit process because these were pass through dollars. She said beginning next fiscal year, however, agencies

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would be asked if they've been subject to an audit and/or what type of accounting processes were in place.

Commissioner Dunlap said he was glad to hear that going forward more information would be sought from agencies. He noted the audit requirement the County had for community service grants. He said agencies should be treated the same.

Director Harper said agencies were subject to an audit by the NC Department of Public Safety and were contractually obligated to use funds as indicated in the original budget. She said a lot of the agencies were small, therefore, a full financial audit was not required of them.

County Manager Diorio said these agencies were not required to have audited financial statements as required by the County of agencies receiving community service grants.

Commissioner James said it was a risk to provide this amount of funding and not require audited financials and/or internal controls. He questioned the allocation of funding to First Baptist Church-West Community Services Association (GAP): \$136,891. He noted the County's experience with First Baptist Church-West with respect to its financials and questioned whether it should be noted in the JCPC information for record purposes.

Commissioner James suggested the JCPC consider requiring an audit if the allocation was above a certain amount, perhaps \$50,000. He also suggested the County consider asking the State if it would impose the same requirements on the recipients of JCPC funding as the County did with County Community Service Grant recipients.

Commissioner Leake, in response to Commissioner James' comment regarding First Baptist Church-West, said whatever the issue was regarding their financials, it was resolved to the County's satisfaction because funds were allocated to them.

Commissioner Leake said checks and balances were needed, however, the state and county requirements did not have to be the same.

Commissioner Leake referenced a former program called the Gang of One. She said this agency/program did not utilize the funds allocated to it to be used at Greenville Center. She said nothing was done about it and the funding was returned to the federal government.

Commissioner Leake asked if International Association of Applied Control Theory-(IAACT) (DASH Strengthening Families): \$99,790 and International Association of Applied Control Theory-(IAACT) (DASH Mentoring): \$97,800 were the same programs. *JCPC Chairman Gregory addressed the two programs.*

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Commissioner Leake asked were these programs visited. *JCPC Chairman Gregory said he had just recently visited the site.*

Director Harper said her staff monitored all programs.

Commissioner Fuller, in response to Commissioner James' comment regarding First Baptist Church-West, said the only thing he recalled was the question of whether their audit had been completed. Commissioner Fuller said he did not want the public to think First Baptist Church-West had done anything wrong.

JCPC Chairman Gregory said when agencies apply for funding the state's liaison to the JCPC reviews the information and goes beyond what is required in that review.

Commissioner Fuller questioned whether the County had the authority to add additional requirements beyond what was required of recipients of JCPC funds by the state.

Scott Stoker, JCPC Area Consultant, Division of Adult Correction and Juvenile Justice, North Carolina Department of Public Safety, Piedmont Area Community Programs Office was present and addressed the Board. He clarified that these were not grant funds, but were allocations from the State to the County and that the County could set guidelines if it desired to do so.

Mr. Stoker commented on the State's monitoring process of programs.

Commissioner Dunlap said he raised the initial question regarding audits but not to put additional work on the County. He said these were state funds and that the State had an audit division. He said if there were ever concerns they should be forwarded to the State.

County Manager Diorio said she would meet with Director Harper regarding this issue and come back with a recommendation.

Commissioner Ridenhour requested program outcome data for the various agencies.

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

Motion was made by Commissioner Clarke, seconded by Commissioner Fuller and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate the FY17-18 JCPC funding recommendations as follows:

1. JCPC Admin (Mecklenburg County): \$15,500

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2. Transforming Youth Movement Inc. (SHIFT Restitution): \$285,350
3. CMPD Youthful Diversion Program: \$95,389
4. Urban League Of Central Carolinas-(Academic Enhancement Program): \$148,400
5. International Association Of Applied Control Theory-(IAACT) (DASH Strengthening Families): \$99,790
6. International Association Of Applied Control Theory-(IAACT) (DASH Mentoring): \$97,800
7. Barium Springs Home For Children (Court Psychologist): \$125,503
8. Tresports Programs (Tresports Positive Action Program): \$186,059
9. First Baptist Church-West Community Services Association (GAP): \$136,891
10. Project 658 (Juvenile Structured Day): \$125,000
11. Give N Go Inc. (Pre-Apprenticeship Certificate Training (Vocational Skills): \$100,000

MANAGER’S REPORT - NONE

DEPARTMENTAL DIRECTORS’ MONTHLY REPORTS

17-3964 DEPARTMENT MANAGEMENT MONTHLY REPORTS

The Board received as information monthly department management reports for May 2017.

Note: The County Manager has requested department directors develop department management monthly reports highlighting key activities and initiatives within the departments showing relevant performance indicators of departmental activity.

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

17-3997 FEATURE DEPARTMENT PRESENTATION: ASSET AND FACILITIES MANAGEMENT (AFM)

The Board received a presentation from Asset and Facilities Management (AFM) Director, Mark Hahn on the AFM Strategic Plan goal of “Enhance Security of County/Library Facilities”.

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

Comments

Commissioner Fuller asked about the number of security companies being used and where they’re being used, the role of Park Rangers, and the establishment of a security operations center. *Director Hahn addressed each of these matters.*

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Commissioner Ridenhour requested a copy of the consultant's report once finalized. Commissioner Ridenhour asked about certifications held by security staff, which was addressed.

Commissioner Ridenhour commented on recent terrorist attacks across the world, particularly where there were large gatherings of people. He asked about security plans for County parks, which was addressed.

Commissioner James asked about biometric upgrades to current security processes. He commented on the need to ensure that a person entering a County facility was indeed a County employee and not someone that had obtained an employee's access badge.

Commissioner James questioned why the County, the City of Charlotte, and Charlotte-Mecklenburg Schools did not have biometric locks. *Director Hahn said attempts were made to implement that type of security several years ago at the Valerie Woodard Center, however, problems were encountered with respect to it working properly. He said it could possibly be revisited in the future.*

Commissioner James said the security cameras around the Government Center appeared to be antiquated. *Director Hahn noted that the County was not responsible for security measures at the Government Center but rather the City of Charlotte. Director Hahn said the County was installing state of the art equipment when doing its upgrades*

Commissioner James raised the question of whether it would save taxpayer dollars if the County, City of Charlotte, and Charlotte-Mecklenburg Schools had the same type of security system. He acknowledged that Charlotte-Mecklenburg School's situation might be different considering the number of facilities it had.

Commissioner Leake said security was not only a local issue of concern but a national one.

Commissioner Leake commented on security within the Government Center and how some persons fail to wear their ID badges. She also expressed concern for security at public meetings throughout the County.

Commissioner Leake asked how many facilities the County provided security for. *The response was 32 facilities.*

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

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STAFF REPORTS & REQUESTS

17-3944 OPENCOUNTER IMPLEMENTATION

The Board received an update from Peter Koht, Founder and COO of OpenCounter, on the joint County and City effort in the implementation of OpenCounter software, which is designed to assist novice small business customers in navigating the permitting process. He was introduced by Land Use & Environmental Services Agency Director Ebenezer Gujjarlapudi.

Note: This is a web-based tool that allows people interested in opening or relocating a business within the limits of the City of Charlotte to answer a series of questions about the nature of their business and their future location, and receive a “checklist” of items and agencies that may have a role in the construction and relocation process. No special construction experience is required for this tool - it’s designed for layman use. This tool is part of our Code Enforcement’s customer service enhancement strategy in collaboration with the City of Charlotte.

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

Comments

Commissioner Fuller asked for clarity on how the process would work, which was addressed by Mr. Koht and Director Gujjarlapudi.

Commissioner Puckett commented on the Economic Development Department’s work with small businesses. He said he hoped LUESA had involved them in this effort. *Director Gujjarlapudi said Economic Development Director Peter Zeiler was aware of this effort.*

Commissioner Ridenhour asked for clarity, also on how the process would work, which was addressed by Mr. Koht.

Commissioner Ridenhour asked who else was using this type of software, which was addressed.

Commissioner Leake referenced the Small Business Consortium she began several years ago. She said the OpenCounter effort was something that she would like shared with the Consortium group.

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

COUNTY COMMISSIONERS REPORTS & REQUESTS

17-4028 FACILITY NAMING APPLICATION – RENAISSANCE GOLF COURSE TO “HARRY L. JONES, SR. GOLF COURSE”

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to acknowledge receipt of an application submitted by Commissioner Vilma D. Leake to name the Renaissance Golf Course, located at 1200 West Tyvola Road, the “Harry L. Jones, Sr. Golf Course”; and schedule a public hearing on June 6, 2017 at 6:30 p.m. to receive public comment on the proposed naming of the Renaissance Golf Course, the “Harry L. Jones, Sr. Golf Course”; and direct the Clerk to the Board to publish the notice of public hearing as required.

17-4035 MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL 434 IN ITS CURRENT FORM IN REGARDS TO A BAN ON ALL BUFFERS ALONG WATERWAYS, LAKES, ETC. (COMMISSIONER PUCKETT)

Commissioner Puckett introduced a resolution entitled Mecklenburg County Board of Commissioners Resolution Expressing Opposition to senate bill 434 in its current form in regards to a ban on all buffers along waterways, lakes, etc.

MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL 434 IN ITS CURRENT FORM IN REGARDS TO A BAN ON ALL BUFFERS ALONG WATERWAYS, LAKES, ETC.

WHEREAS, SB 434 calls for a ban on all buffers along waterways, lakes etc.; and

WHEREAS, SB 434 additionally forbids local municipalities and counties to impose their own buffer regulations; and

WHEREAS, urban areas of NC are seeing high growth and developmental density along rivers and lakes that result in a different level of impact and environmental concerns than more rural areas; and

WHEREAS, the need to protect water quality without the use of buffers will require dramatic alternatives, such as large scale condemnation and/or land acquisition far exceeding what would be needed for water protection with a limited buffer plan; and

WHEREAS, Mecklenburg County has significantly improved the water quality of our creeks and lakes with a judicious use of buffers thus proving reasonable and responsible use of buffers can be both cost efficient and effective; and

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WHEREAS, computer modeling is making it possible to pinpoint areas that would be impacted by development and provide the data needed to customize buffer sizes and areas impacted; and

WHEREAS, technological advances such as computer modeling lessens or even removes the need for “one size fits all” buffer requirements; and

WHEREAS, the State of NC, her counties, cities and towns should take advantage of all the tools available now and in the future to protect and safeguard our water; and

WHEREAS, the impact or usefulness of those tools will be unique to each geographic area and perhaps to individual projects; and

WHEREAS, SB 434 forbids counties and municipalities the practicable use of these tools to strategically use buffers and/or other methods to protect water quality

NOW, THEREFORE, BE IT RESOLVED, that the Mecklenburg County Board of Commissioners requests that the NC House of Representatives deny passage SB 434 as structured and either introduce new legislation regarding statewide buffer regulations allowing for local control or alter the current proposed legislation to allow for local regulation of buffers.

Motion was made by Commissioner Puckett, seconded by Commissioner James to adopt MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL 434 IN ITS CURRENT FORM IN REGARDS TO A BAN ON ALL BUFFERS ALONG WATERWAYS, LAKES, ETC.

Comments

Commissioner Dunlap said he was not opposed to the resolution, however, he felt the wording should be amended to sound more positive.

Commissioner Puckett said he was amenable to wordsmithing the resolution.

Commissioner Fuller concurred with Commissioner Dunlap that the proposed resolution should be wordsmith to make it clear as to why Mecklenburg County felt the passage of SB 434 would be damaging and to urge them to amend it or introduce new legislation relating to statewide buffer regulations. Commissioner Fuller suggested the word “deny” not be used.

Commissioner Puckett said he would amend the Now, Therefore, Be It Resolved paragraph as suggested. Commissioner James, who seconded the motion concurred. It was the consensus of the Board to allow Commissioner Puckett to reword the Now, Therefore, Be It Resolved paragraph, which he would provide to the Clerk for inclusion in the final resolution.

The vote was then taken on the motion as follows.

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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 adopt MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL 434 IN ITS CURRENT FORM IN REGARDS TO A BAN ON ALL BUFFERS ALONG WATERWAYS, LAKES, ETC.

Note: Below is the final wording of the resolution proposed by Commissioner Puckett and adopted by the Board, per the above motion.

MECKLENBURG COUNTY BOARD OF COMMISSIONERS RESOLUTION EXPRESSING OPPOSITION TO SENATE BILL 434 IN ITS CURRENT FORM IN REGARDS TO A BAN ON ALL BUFFERS ALONG WATERWAYS, LAKES, ETC.

WHEREAS, SB 434 calls for a ban on all buffers along waterways, lakes etc.; and

WHEREAS, SB 434 additionally forbids local municipalities and counties to impose their own buffer regulations; and

WHEREAS, urban areas of NC are seeing high growth and developmental density along rivers and lakes that result in a different level of impact and environmental concerns than more rural areas; and

WHEREAS, the need to protect water quality without the use of buffers will require dramatic alternatives, such as large scale condemnation and/or land acquisition far exceeding what would be needed for water protection with a limited buffer plan; and

WHEREAS, Mecklenburg County has significantly improved the water quality of our creeks and lakes with a judicious use of buffers thus proving reasonable and responsible use of buffers can be both cost efficient and effective; and

WHEREAS, computer modeling is making it possible to pinpoint areas that would be impacted by development and provide the data needed to customize buffer sizes and areas impacted; and

WHEREAS, technological advances such as computer modeling lessens or even removes the need for "one size fits all" buffer requirements; and

WHEREAS, the State of NC, her counties, cities and towns should take advantage of all the tools available now and in the future to protect and safeguard our water; and

WHEREAS, the impact or usefulness of those tools will be unique to each geographic area and perhaps to individual projects; and

WHEREAS, SB 434 forbids counties and municipalities the practicable use of these tools to strategically use buffers and/or other methods to protect water quality

NOW, THEREFORE, BE IT RESOLVED, that due to the potential risk to water quality, especially in high

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growth urban areas, and due to the extraordinary potential cost of protecting water quality without the opportunity to impose local buffers, the Mecklenburg County Board of Commissioners respectfully request that the North Carolina House of Representatives alter SB 434 to allow for implementation of local buffers designated for water quality protection.

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

17-4016 CLOSED SESSION: LAND ACQUISITION – W. CRAIGHEAD ROAD SOLID WASTE ACQUISITION

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 authorize the County Manager to negotiate and execute all documents necessary for acquisition of Tax Parcel 087-041-08 (\pm 1 acre) from the Piedmont Episcopal District of the African Methodist Episcopal Zion Church for \$8,500.

Note: The purpose of this acquisition is to provide an enhanced buffer for the Recovery Center and to allow for the potential construction of another driveway access to the facility directly from W. Craighead Road.

CONSENT ITEMS

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

17-3969 RESOLUTION ADOPTING CHANGES TO THE COUNTY’S AND THE CITY OF CHARLOTTE’S STORM WATER INTERLOCAL AGREEMENT

Adopt the resolution authorizing execution of the Amended and Restated Storm Water Management Program Interlocal Agreement between Mecklenburg County and the City of Charlotte.

**MECKLENBURG COUNTY
RESOLUTION AUTHORIZING EXECUTION OF THE
AMENDED AND RESTATED STORM WATER MANAGEMENT PROGRAM INTERLOCAL
AGREEMENT BETWEEN MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE**

WHEREAS, on May 17, 1993 the Mecklenburg County Board of Commissioners adopted the “Mecklenburg County – Storm Water Management Plan” which sets forth guiding principles and a financial plan for the operation of the comprehensive storm water management program in Mecklenburg County, which Plan requires

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use of a rate structure based on impervious area and a base rate charge for fixed and administrative costs sufficient to cover such costs; and

WHEREAS, N.C. Gen. Stat. § 160A-461, "Interlocal Cooperation Authorized," authorizes units of local governments to enter into agreement with each other in order to execute an undertaking such as the operation of a storm water management program by one unit of local government on behalf of another unit of local government; and

WHEREAS, Mecklenburg County and the City of Charlotte (the "City") have negotiated and wish to amend and restate the Storm Water Management Plan Interlocal Agreement to manage a storm water management program that deals with the operation and maintenance of the storm water drainage system within the City limits of City; and

WHEREAS, N.C. Gen. Stat. § 160A-461 requires that such agreement "...shall be ratified by resolution of the governing board of each unit spread upon its minutes"; now, therefore, be it

RESOLVED by the Board of Commissioners of Mecklenburg County that the County Manager is hereby authorized and directed to execute the Amended and Restated Storm Water Management Plan Interlocal Agreement between the County of Mecklenburg and the City in substantially the form attached to this resolution and that this resolution shall be spread upon the minutes.

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

17-3999 SOLE SOURCE VENDOR APPROVAL – MOTOROLA CONSOLE MMC 7500

Approve the sole source purchase of a Motorola Model 7500 IP based dispatch operator console.

Note: In December of 2003, the City of Charlotte and Mecklenburg County entered into an Interlocal Agreement consolidating all functions of the Public Safety Radio Network with Mecklenburg County under the City of Charlotte. The Char-Meck Radio Infrastructure is designed using Motorola specific broadcast equipment and the entire Mecklenburg County Sheriff's Office (MCSO) radio fleet are Motorola radios. The functionality, programming, service agreements and repairs for existing equipment must be supported by Motorola trained technicians for service warranty purposes. MCSO is adding a third dispatch console to the infrastructure, which must interface and work with the two existing consoles and radio fleet.

17-4003 CAPITAL RESERVE EXPENDITURE REUQUEST – ELON PARK (PARK AND RECREATION)

Approve expenditure of \$27,140 from the Park and Recreation Capital Reserve account for work to replace netting around Elon Park's synthetic fields.

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17-4004 BUDGET AMENDMENT – CRIMINAL JUSTICE SERVICES (REVENUE DECREASE)

1. Recognize, receive and appropriate revenue from the City of Charlotte in the amount of \$14,438; and

Note: Funds received from the City of Charlotte in regards to the Race Matters for Juvenile Justice position assigned to the Clerk of Superior Courts Office.

2. Recognize, receive and appropriate revenue from Cardinal Innovations HealthCare in the amount of \$9,000; and

Note: Funds received from Cardinal Innovations HealthCare for sponsorship of the Moral Reconciliation Therapy training. Criminal Justice Services employees will deliver this training to Mecklenburg County offenders.

3. Reduce Federal Revenue from Cardinal Innovations HealthCare in the amount of \$37,038.

Note: On March 7, 2017, a budget amendment was approved to receive Federal revenue in the amount of \$37,038 from Cardinal Innovations HealthCare 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 Reconciliation Therapy training to Criminal Justice Services staff. It was determined by the State that the proposed use of funding did not meet grant guidelines. Recently, guidelines were provided to Criminal Justice Services and the department may reapply for the funds in FY18.

17-4005 FUNDING FOR MECKLENBURG COUNTY REGIONAL SPORTSPLEX STADIUM SEATING

Recognize, receive and appropriate the contribution of \$400,000 from the Town of Matthews towards the cost of adding 1,000 seats to the stadium at the Mecklenburg County Regional Sportsplex (MCRS) located at 2425 Sports Parkway, Matthews, NC; and amend the Capital Budget Ordinance.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 AUTHORIZATION
PARK AND RECREATION
APPROVED IN NOVEMBER 4, 2008 REFERENDUM
CAPITAL PROJECT ORDINANCE**

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The following ordinance was offered as an amendment to and restatement of *FY2016 Authorization Park and Recreation Approved in November 4, 2008 Referendum Capital Project Ordinance as adopted December 20, 2016*

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 16th DAY OF MAY 2017:

Section I. That for the purpose of providing funds, together with any other available funds for the following projects:
See attached Exhibit A

including the acquisition and construction of new facilities, the improvement and expansion of existing facilities and the acquisition and installation of furnishings and equipment and the acquisition of interests in real property required therefor, \$153,704,856 is hereby appropriated.

Section II. That it is estimated that the following revenues will be available during the construction period to meet the appropriations in Section I, as set forth in the following schedule:

Proceeds from sale of bonds, Pay-As-You-Go/Other County Funds:	
2014-2016 fiscal years	\$50,500,000
2017 fiscal year	67,292,790
2018 fiscal year	26,589,000
2019 fiscal year	2,687,110
NCDOT Funding	4,154,000
NC grant	1,000,000
Other Revenue	1,081,956
Town of Matthews	400,000

These will be the maximum amounts of cash available to pay project expenses per fiscal year unless the Director of Finance determines that an additional amount of cash can be made available during a fiscal year or years.

Section III. That the Director of Finance is authorized from time to time to transfer as a loan from the General Fund or unspent bond proceeds in the Capital Projects Funds, cash in an amount necessary to meet obligations until such time as permanent financing, if any, is arranged, at which time repayment, if required, will be made; and the Director of Finance is authorized to sign the Declaration of Official Intent to Reimburse Expenditures as required by Internal Revenue Service regulations.

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

17-4010 INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate insurance reimbursement funds of \$6,891 for Asset and Facility Management and \$2,055 for Park and Recreation.

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.

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17-4014 MINUTES

Approve Minutes of Regular meeting held May 2, 2017 and Closed Session held May 2, 2017, October 4, 2016 and December 6, 2016.

17-4018 BUDGET AMENDMENT – LUESA (REVENUE INCREASE)

Recognize, receive and appropriate up to \$1.5 million in estimated additional Solid Waste fee revenue for FY17.

17-4020 TAX REFUNDS

1) Approve refunds in the amount of \$8,269.27 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor; and

Note: This Board action was necessary to approve registered motor vehicle tax refunds resulting from clerical errors, value changes and appeals processed in the new statewide vehicle tax system.

2) Approve refunds in the amount of \$98,239.70 and interest as statutorily required to be paid as requested by the County Assessor.

Note: This Board action was necessary to approve tax refunds resulting from clerical errors, audits and other amendments, including revaluation appeals. Accrued interest is estimated to be \$0.00.

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

THIS CONCLUDED ITEMS APPROVED BY CONSENT

17-3993 BUDGET AMENDMENT – SHERIFF’S OFFICE (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate \$33,559 for 2017 Presidential Inaugural Reimbursement.

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Note: Reimbursement was for security assistance provided by Mecklenburg County Sheriff's Office (MCSO) for the 2017 Presidential Inauguration.

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

17-3994 BUDGET AMENDMENT – SHERIFF'S OFFICE (REVENUE INCREASE)

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

1. Recognize and appropriate \$117,552 from Inmate Commissary revenue to the Sheriff's Office Special Revenue Fund; and

Note: All funds collected through Jail commissary operations are to be used for inmate education, library and self-sufficiency programs, as well as supplies and equipment to support the programs.

2. Recognize and appropriate \$39,998 from the Vocational Facility telephone revenue to the Sheriff's Office Special Revenue Fund; and

Note: All funds received from 16.8 percent of commissions from the inmate telephone system are to be used for inmate vocational education programs.

3. Recognize and appropriate \$275,620 from concealed handgun permit fees to the Sheriff's Office Special Revenue Fund.

Note: The Sheriff's Office share of all funds resulting from the issuance of concealed carry permits will be used for law enforcement purposes only. These funds will be used for the purchase of supplies and equipment as necessary.

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

17-4007 BUDGET AMENDMENT – COMMUNITY SUPPORT SERVICES (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate \$19,000 in estimated

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additional revenue to be generated from New Options for Violent Actions (NOVA) Program fees and charges before June 30, 2017.

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

17-4017 BUDGET AMENDMENT – HEALTH DEPARTMENT (REVENUE INCREASE/DECREASE)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive and appropriate a net increase in revenue of \$74,951.

Note: The North Carolina Division of Public Health (DPH) awards the Health Department funding to support federal and state programs. During the fiscal year, the Health Department receives notification of modified funding for programs within the Department from DPH.

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

17-4019 GRANT APPLICATION – COST-EFFECTIVE CHILDHOOD OBESITY PREVENTION STRATEGIES IN YOUR COMMUNITY (CHOICES PARTNERSHIP)

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve submission of a grant application for up to \$50,000 for one year from the CHOICES project at the Harvard Prevention Research Center on Nutrition and Physical Activity; and if awarded, recognize, receive and appropriate awarded funds for the grant period.

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

17-4031 GRANT APPLICATION – MACARTHUR FOUNDATION’S SAFETY AND JUSTICE CHALLENGE IMPLEMENTATION FUNDING (CRIMINAL JUSTICE SERVICES DEPARTMENT)

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 submission of a grant application

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to the MacArthur Foundation for a total of up to \$2,000,000 over two years under the Safety and Justice Challenge Implementation Funding solicitation; and if awarded, recognize, receive, and appropriate such fund.

Commissioner Fuller removed this item from Consent for more public awareness and for clarity on where things stood with other involved parties.

Criminal Justice Services Director Sonya Harper addressed the matter.

17-4032 GRANT APPLICATION – FY2017-2018 JCPC ALTERNATIVES TO COMMITMENT PROGRAMS

Motion was made by Commissioner Leake, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve submission of a grant application for funding in the amount of \$100,000 from the N.C. Department of Public Safety, Division of Adult Correction and Juvenile Justice, FY2017-2018 JCPC Alternatives to Commitment Programs; and if awarded, recognize, receive, and appropriate such funds.

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

Criminal Justice Services Director Sonya Harper addressed the matter.

ADJOURNMENT

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, that there being no further business to come before the Board that the meeting be adjourned at 9:05 p.m.

Janice S. Paige, Clerk

Ella B. Scarborough, Chair