

JULY 7, 2015

**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, July 7, 2015.

ATTENDANCE

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

Absent: None

-INFORMAL SESSION-

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

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

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) 15-2670, 15-2677, 15-2681, 15-2682, 15-2687, 15-2688, and 15-2690 to be removed from Consent and voted upon separately.

STAFF BRIEFINGS - NONE

**(15-2673, 15-2680, 15-2693, 15-2706) CLOSED SESSION – CONSULT WITH ATTORNEY, BUSINESS LOCATION
AND EXPANSION, LAND ACQUISITION AND PERSONNEL MATTER**

Prior to going into Closed Session, County Attorney Bethune announced the following Land Acquisition matters to be discussed in Closed Session: Tax Parcels 227-023-13 and 227-023-19; 213-091-25; and 057-172-57.

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

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 7-0 with Commissioners Cotham, Dunlap, Fuller, James, Leake, Ridenhour and Scarborough voting yes, to go into Closed Session for the following purposes: Business Location and Expansion, Land Acquisition and Personnel Matter.

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The Board went into Closed Session at 5:20 p.m. and came back into Open Session at 6:30 p.m.

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

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

-FORMAL SESSION-

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

AWARDS/RECOGNITION - NONE

(15-2671) PUBLIC APPEARANCE

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

Dr. Wilhelmenia Rembert, former County Commissioner, appeared on behalf of the Greater Enrichment Program Board of Directors. Dr. Rembert thanked the Board and particularly Commissioner Leake for its recent offer of \$10,000 to the Greater Enrichment Program, a forthcoming request from Commissioner Leake to the Board. Dr. Rembert informed the Board, however, that the Greater Enrichment Program wished to respectfully decline that offer. Dr. Rembert said apparently there was some miscommunication. She said the Greater Enrichment Program did not request funding and would never do so without going through the County's Outside Agency Grant process.

Vincent Jacobs addressed a concern for Child Support Records Management, which he said needed to be reformed. Mr. Jacobs said he received an apology for something that was supposed to have happened but did not happen, and as a result, he was arrested and went to court. He also noted to the Board that he lost his job and has had difficulty finding employment. Mr. Jacobs acknowledged that his first child support check did not clear. He said he went to Child Support Services and was given a form that said additional funds would be taken out of his check to make up the difference for that single check. He said every check after that came out of his payroll, so that was no longer a problem. Mr. Jacobs said instead, they took out a warrant for his arrest. He said he was not aware of that until after he lost his job and was seeking other employment. He said because he supports financial systems within financial organizations, like Bank of America and Wells Fargo, and prior to now, Carolinas Healthcare's Division of Finance, he was now unable to secure employment. Mr. Jacobs said his son didn't need an apology, nor did an apology "house him." Mr. Jacobs said he and his son's mother were not together, but they were together on the idea of making sure their son was taken care of and that he has the ability to do so. Mr. Jacobs said he spoke to an attorney regarding his situation and that he had filed a motion to receive appropriate relief. Mr. Jacobs said he did his due diligence in that regard, but received some "disturbing" news in regards to the process of even doing that.

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CONSENT ITEMS

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Scarborough, and Ridenhour voting yes, to move the Consent items up on the agenda with the exception of those that were pulled.

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

(15-2672) MINUTES

Approve Minutes of Regular meeting held June 16, 2015 and Closed Session held June 16, 2015 and June 2, 2015.

(15-2675) GRANT APPLICATION -- FEMA LETTERS OF MAP CHANGE - LUESA

Approve submittal of a grant application for up to \$40,000 with the Federal Emergency Management Agency; and if awarded, recognize, receive and appropriate grant funds and authorize the County Manager to execute a contract to implement grant scope of work as specified in Mapping Activity Statement; and authorize the carry-forward of unspent funds for the duration of the grant.

(15-2676) DONATION -- OUTDOOR FITNESS EQUIPMENT FOR MARION DIEHL PARK FROM SOUTHMINSTER

Recognize and receive a donation of outdoor fitness equipment and materials from Southminster for a multi-generational playground and fitness area to be installed on the Marion Diehl Park campus.

(15-2678) INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate insurance reimbursement funds of \$1,722 for Park and Recreation and \$1,438 for Asset and Facility Management.

Note: All reimbursements are for stolen and damaged items.

(15-2679) LAND DONATION -- LITTLE SUGAR CREEK GREENWAY – ITEM WAS REMOVED FROM THE AGENDA

(15-2683) LAND EXCHANGE -- DOUBLE OAKS POOL SITE

Adopt a resolution authorizing the exchange of County owned Tax Parcel 077-079-01 (+/- 1.99 acres) for Tax Parcel 079-043-03 (+/- 2.501 acres) owned by Charlotte Mecklenburg Housing Partnership, Inc. (CMHP).

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Note: CMHP would like to acquire the County's Parcel to encourage commercial development adjacent to the Brightwalk neighborhood. The parcel the County will obtain will be used as a replacement site for the Double Oaks Pool facility which has outlived its useful life.

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

(15-2684) CONSTRUCTION CONTRACT -- IRWIN CREEK GREENWAY WEST BOULEVARD TO REMOUNT ROAD

Award a construction contract to OnSite Development, LLC in the amount of \$1,201,092.00 for the construction of Irwin Creek Greenway between West Boulevard and Remount Road.

(15-2691) HAZARD MITIGATION PROGRAM -- FY15 FLOODPLAIN ACQUISITIONS

1. Accept the Offer of Sale of Real Estate from Preferred Homes of Charlotte, LLC, owner of property at 2001 Woodland Drive (Tax Parcel 131-102-04), for \$133,000; and
2. Accept the Offer of Sale of Real Estate from Gloria McNeill, owner of property at 3766 Dresden Drive East (Tax Parcel 131-092-02), for \$135,000; and
3. Accept the Offer of Sale of Real Estate from Martina Ackridge, owner of property at 5117 Dolphin Lane (Tax Parcel 099-081-06) for \$92,000; and
4. Authorize the Charlotte-Mecklenburg Police and Fire Departments to utilize the structure for training exercises.

Note: Acquisitions are a part of the Charlotte-Mecklenburg Storm Water Services' Engineering & Mitigation Program. The goal of the Program is to minimize the risk of potential loss of life and property damage from flooding while enhancing the natural and beneficial functions of the floodplain (creating open space, expanding greenways, constructing wetlands, etc.).

(15-2694) DECLINE STATUTORY RIGHT OF FIRST REFUSAL -- J.M. ROBINSON MIDDLE SCHOOL

Decline the County's Statutory Right of First Refusal for all property (current and future) located on the J. M. Robinson Middle School site that the Charlotte-Mecklenburg Board of Education (CMBE) proposes to lease to United States Performance Center, LLC (USPC) for construction and operation of a sports training facility.

(15-2695) LAND DONATION -- LONG CREEK GREENWAY (MULVANEY GROUP LTD.)

Accept the donation of Tax Parcel 025-312-99 (± 0.219 acres) for the future construction of a portion of Long Creek Greenway trail from Mulvaney Group LTD.

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(15-2696) LAND DONATION -- LONG CREEK GREENWAY (NCDOT)

Accept the donation of Tax Parcel 031-421-98 (± 0.63 acres) for the future construction of a portion of Long Creek Greenway trail from the North Carolina Department of Transportation.

(15-2697) EASEMENT DONATION -- CLARK'S CREEK GREENWAY

Accept the donation of a temporary construction easement on a portion of Tax Parcel 027-601-16 (± 166 square feet) from Necolia Taylor and Mackie McBride and a portion of Tax Parcel 027-601-17 (± 772 square feet) from Kevin McMahan.

Note: Asset and Facility Management and Park and Recreation are currently working on the design of a neighborhood access trail and bridge to connect the Hampton Place neighborhood to existing Clark's Creek Greenway in north Charlotte. Temporary construction easements are needed from two property owners adjacent to where the neighborhood access trail will terminate at the end of Lookout Point Drive. The temporary construction easements will be used to get construction equipment and materials to the project site. The temporary construction easements would terminate at the end of the construction project.

(15-2698) SET PUBLIC HEARING -- AMENDMENTS TO THE MECKLENBURG COUNTY FLOODPLAIN REGULATIONS

Set a public hearing for Tuesday, August 4, 2015 at 6:30 pm to receive public comments on proposed revisions to the Mecklenburg County Floodplain Regulations.

(15-2699) DECLINE THE COUNTY'S STATUTORY RIGHT OF FIRST REFUSAL -- CMS CELL TOWER SITES

Decline the County's Statutory Right of First Refusal for property that Charlotte-Mecklenburg Board of Education (CMBE) proposes to lease to Berkley Group, LLC at the following school sites:

- 1) Bailey Middle/Hough High Schools
- 2) Barnette Elementary/Bradley Middle Schools
- 3) Hawthorne High School.

(15-2700) TAX REFUNDS

Approve refunds in the amount of \$414,148.92 and interest as statutorily required to be paid as requested by the County Assessor resulting from clerical errors, audits and other amendments, including revaluation appeals.

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

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(15-2704) ALCOHOLIC BEVERAGE CONTROL (ABC) BOARD TRAVEL POLICY

Approve Mecklenburg County Alcoholic Beverage Control (ABC) Board 2015-2016 Travel Policy.

Note: G.S. 18B-700, as amended by S.L. 2010-122 allows a local ABC Board to adopt a travel policy if it conforms to the travel policy of the appointing authority and is approved by the appointing authority. The Mecklenburg Board of County Commissioners is the appointing authority for the Mecklenburg County ABC Board. The Mecklenburg County ABC Board travel policy is identical to the County policy except for changes to conform with appropriate department names, titles and forms. This item is brought to the Board of County Commissioners annually.

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

(15-2705) SUBCONTRACTOR PREQUALIFICATIONS -- CONSTRUCTION MANAGER @ RISK FOR LAND USE AND ENVIRONMENTAL SERVICES (LUESA) RELOCATION AND VALERIE C. WOODARD RENOVATION

Approve the first-tier Subcontractor Prequalification procedure and Minority Women and Small Business Enterprise (MWSBE) Participation Plan including assessment tools and criteria provided by Rodgers Builders for the Land Use and Environmental Services Agency (LUESA) Relocation and Valerie C. Woodard Renovation.

(15-2712) PROCLAMATION: BIG DAY AT THE LAKE

Adopt a proclamation designating July 18, 2015 as "Big Day At The Lake".

Note: Big Brothers Big Sisters of Greater Charlotte's mission is "Helping children in need reach their potential through professionally supported one-to-one mentoring relationships with measurable impact." Big Brothers Big Sisters of Greater Charlotte was founded in 1972 and is an affiliate of Big Brothers Big Sisters of America. On July 18, 2015, the Big Day at the Lake Committee will hold its annual "Big Day at the Lake Day" on Lake Norman for participating youth, families and volunteers.

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

THIS CONCLUDED ITEMS APPROVED BY CONSENT

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

(15-2685) APPOINTMENTS

SMALL BUSINESS AND ENTREPRENEURSHIP ADVISORY BOARD

Motion was made by Commissioner Ridenhour, seconded by Commissioner Leake, to appoint Terri DeBoo for a two-year term expiring June 30, 2017 and Naomi Reale and Khalif Rhodes to fill unexpired terms expiring June 30, 2016 on the Small Business and Entrepreneurship Advisory Board.

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Commissioner Puckett suggested the Board follow its normal process of voting on nominees individually.

The vote was taken on the following nominees for appointment to the Small Business and Entrepreneurship Advisory Board:

Round One

Terri DeBoo	Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough
Naomi Reale	Commissioners Puckett and Ridenhour
Khalif Rhodes	Commissioners Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough
Juanita Tackett	Commissioners Cotham, Dunlap, and Fuller

Round Two

Naomi Reale	Commissioners Puckett, Scarborough, and Ridenhour
Juanita Tackett	Commissioners Cotham, Dunlap, and Fuller

Commissioner Clarke returned to the dais.

Round Three

Naomi Reale	Commissioner Ridenhour
Juanita Tackett	Commissioners Clarke, Cotham, Dunlap, Fuller, James, Puckett, and Scarborough

Chairman Fuller announced the appointments of Terri DeBoo to the Small Business and Entrepreneurship Advisory Board for a two-year term expiring June 30, 2017 and Khalif Rhodes and Juanita Tackett to fill unexpired terms expiring June 30, 2016.

They replace Pamela Lue-Hing, who declined reappointment consideration, Antonia Childs, who failed to meet the attendance requirement for 2014 and Juan Giometti, who relocated out of Mecklenburg County.

(15-2686) NOMINATIONS/APPOINTMENTS

BOARD OF MOTOR VEHICLE REVIEW

Motion was made by Commissioner James, seconded by Commissioner Leake and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to reappoint Matt McNeill, Chris Price and Charles Roberts to the Board of Motor Vehicle Review for a one-year term expiring July 18, 2016, effective July 19, 2015. Secondly, to reappoint Charles Roberts as Chair of the Board of Motor Vehicle Review for the duration of his term.

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

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direct the County Attorney to find out if the term for the Board of Motor Vehicle Review could be longer than a one year term.

Note: Commissioner Dunlap suggested the term be changed to a three-year term, if possible.

(15-2711) APPOINTMENT: PLANNING COMMISSION - BOARD OF EDUCATION SLOT

Motion was made by Commissioner Dunlap, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to appoint Bolyn McClung to the Planning Commission as recommended by the Charlotte-Mecklenburg Board of Education for a three-year term beginning July 1, 2015 and expiring June 30, 2018.

He replaced Rev. Dwayne Walker, who is no longer eligible for reappointment having served two consecutive full terms.

PUBLIC HEARINGS - NONE

ADVISORY COMMITTEE REPORTS - NONE

MANAGER'S REPORT

(15-2666) FY2016 MECKLENBURG COUNTY COMMUNICATION PLAN

The Board received a presentation on the FY2016 Mecklenburg County Communication Plan. Danny Diehl, Public Information (PI) Director gave the report. The following was noted:

Mecklenburg County's Communication Plan aligns public information activities with the goals, objectives, and key communication messages of the organization. It is updated annually.

The elements of the plan consist of 1) Core Principles: To communicate timely, openly, & proactively; 2) Audiences: residents, BOCC, Manager, employees, media, and community partners

The following was also covered:

- Communication Strategy
- Direct Communications
- Internal Communications
- Web Services and Social Media
- Media Relations
- Community Relations
- Measuring PI

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

Commissioner Cotham asked about the cost of commercials by different departments and was there a way to determine if the commercials had made a difference somehow.

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County Manager Diorio said staff would provide that information.

(15-2689) CAROLINA THEATRE RENOVATION AS ARTS CENTER

Motion was made by Commissioner Scarborough, seconded by Commissioner Ridenhour and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt "FY2016 Carolina Theatre Renovations Capital Project Ordinance" to provide \$4.2 million to help fund the renovation of the Carolina Theatre; and authorize the County Manager to negotiate and execute an agreement with 230 North Tryon, LLC. to help fund the renovation of the historic Carolina Theatre to serve as an arts and civic center.

Prior to the above vote, Michael Marsicano, President/CEO, Foundation For The Carolinas addressed this issue and responded to questions. It was noted that the additional funding being provided by the County would be used to return the Balcony's six historic murals and to return the historic marquees to the exterior of the Theatre. Construction for the Carolina Theatre is projected to begin during the first quarter of 2016.

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

(15-2692) CAPITAL PROJECT ORDINANCES

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 approve the following capital project ordinances:

Note: Commissioner Leake requested information regarding the specific plans for the Second Ward Gym Renovation Capital Project Ordinance.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 AUTHORIZATION SCHOOL FACILITIES
APPROVED NOVEMBER 5, 2013 REFERENDUM
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

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

- East Mecklenburg HS (\$12,744,000)
- South Mecklenburg HS (\$18,360,000)
- Northwest School of the Arts (\$12,420,000)

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, in order to provide additional school facilities in said County to maintain the nine months' school term as required by Section 2 of Article IX of the North Carolina Constitution, \$43,524,000 is hereby appropriated.

Section II. That it is estimated that the revenues will be available during the construction period to meet the

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appropriations in Section I, as set forth in the following schedule:

Proceeds from sale of bonds, Pay-As-You-Go/Other County Funds:

2015-2016 fiscal year	\$2,562,039
2016-2017 fiscal year	21,763,704
2017-2018 fiscal year	13,566,365
2018-2019 fiscal year	5,631,892

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.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 LIBRARY FACILITIES
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY of July 2015.

Section I. That for the purpose of providing funds, together with any other available funds, for the following project:
West Boulevard Library Renovation \$4,742,000

including the acquisition and construction, the improvement and the acquisition and installation of necessary furnishings and equipment and the acquisition of interests in real property required therefor, \$4,742,000 is hereby appropriated.

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

Proceeds from Pay-As-You-Go/Other County Funds:

2015-2016 fiscal year	\$1,005,400
2016-2017 fiscal year	3,736,600

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.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 AUTHORIZATION
CENTRAL PIEDMONT COMMUNITY COLLEGE FACILITIES
APPROVED IN NOVEMBER 5, 2013 REFERENDUM
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY,

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NORTH CAROLINA, THIS THE 7th DAY OF July 2015.

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

Harper Campus Phase 4	\$41,250,000
Levine Campus Phase 3	\$31,100,000

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, \$72,350,000 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

2015-2016 fiscal year	\$3,414,000
2016-2017 fiscal year	30,812,000
2017-2018 fiscal year	38,124,000

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 financing is arranged, at which time repayment 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.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 LAND ACQUISITION
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July, 2015.

Section I. That for the purpose of providing funds, together with any other available funds, for providing land for present and future county corporate, open space and community college purposes and the acquisition of improvements thereon and interests in such real property, \$6,600,000 is hereby appropriated.

Section II. That it is estimated that revenues will be available during the acquisition 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	\$6,600,000
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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

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Service regulations.

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

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

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

Stevens Creek Nature Preserve (\$7,200,000)	Huntersville Recreation Center (\$1,500,000)
Hucks Road Regional Park (\$3,600,000)	Jetton Park Picnic Shelters (\$1,000,000)
Little Sugar Creek Greenway (\$1,900,000)	Linda Lake Neighborhood Park (\$600,000)
Robert C. Bradford Regional Park (\$2,950,000)	Progress Park –Shelter (\$200,000)
Thomas McAllister Winget Park (\$2,716,000)	Four Mile Creek GWY (\$175,000)
McDowell Creek GWY (\$2,500,000)	

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, \$26,041,000 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:	
2015-2016 fiscal year	\$3,726,454
2016-2017 fiscal year	8,237,450
2017-2018 fiscal year	10,445,096
2018-2019 fiscal year	1,932,000

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.

Approve FY16 Authorization Park and Recreation Facilities Approved November 4, 2008 Referendum Capital Project Ordinance; and

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 SECOND WARD GYM RENOVATION
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

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Section I. That for the purpose of providing funds, together with any other available funds for the following project:
Second Ward Gym Renovation \$2,500,000

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, \$2,500,000 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:
2015-2016 fiscal year \$2,500,000

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.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 PARK AND RECREATION – DEFERRED MAINTENANCE PROJECTS
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

Section I. That for the purpose of providing additional funds, together with any other available funds for the following projects:

Freedom Park	\$ 932,000
Latta Plantation	1,780,500
Ramsey Creek Park	310,000
Hornets Nest Park	990,000
Sugaw Creek Park	276,000

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, \$4,288,500 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:
2015-2016 fiscal year \$4,288,500

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**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 PARK AND RECREATION –PROJECT BUDGET ADJUSTMENT
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

Section I. That for the purpose of providing additional funds and reallocating funds in conjunction with the Project List attached as Exhibit A, together with any other available funds for authorized Park and Recreation capital projects 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, \$4,466,665 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:	
2015-2016 fiscal year	\$4,466,665

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 PARK AND RECREATION – QUEENS TENNIS COMPLEX
CAPITAL PROJECT ORDINANCE**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 7th DAY OF July 2015:

Section I. That for the purpose of providing funds, together with any other available funds for the following project:
Queens Tennis Complex \$5,150,000

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, \$5,150,000 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:	\$3,800,000
Donation – Queens University	<u>1,350,000</u>
Total	\$5,150,000

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.

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County Manager Diorio said the media brought this matter to the County's attention and asked about the County's intention with respect to the monument.

Note: The inquiry was made in light of the State of South Carolina's pending decision regarding the removal of the confederate flag from the grounds of the Capital Building in Columbia, S. C., which was sparked by the tragic loss of nine individuals in Charleston, S. C. on June 17, 2015 at the Emanuel African Methodist Episcopal Church as a result of a hate crime.

The Confederate Veterans Reunion Monument is adjacent to the American Legion Memorial Stadium. It was erected to commemorate the 39th Annual Reunion of the United Confederate Veterans which took place in Charlotte on June 4-7, 1929. The property and monument have historic designation and would require a Certificate of Appropriateness from the Historic Landmarks Commission for any changes to the site.

Dr. Dan Morrill, Consulting Director, Historic Landmarks Commission gave the history of the monument, as well as, information regarding other confederate monuments and markers within Mecklenburg County.

Dr. Morrill also addressed the powers of the Historic Landmarks Commission.

Comments

Commissioner Clarke asked was it correct the date on the monument located on Charlotte City Hall property said erected by the Confederate Memorial Association of Charlotte, May 10, 1977. *Dr. Morrill said yes.*

Commissioner Clarke asked did the placement of the monument on Charlotte City Hall property require the approval of Charlotte City Council. *Dr. Morrill said he believed it would have.*

Chairman Fuller asked was the Confederate Veterans Reunion Monument in its original location. *The response was yes.*

Chairman Fuller asked did the Confederate Veterans Reunion Monument mark a grave. *The response was no.*

Commissioner Puckett asked if artifacts were placed in the monument. *Dr. Morrill said according to the article for the unveiling of the monument, a time capsule, he believed, was either placed in or beneath the monument. He said he'd never seen anything else referring to it.*

The following persons appeared to speak:

Lisa Rudisill said the Confederate Veterans Reunion Monument should not be removed nor any other confederate monument, because they honor veterans. Ms. Rudisill said many who fought in the civil war had no choice, because they were drafted. Ms. Rudisill said not everyone that fought did so because of slavery. Ms. Rudisill said she wasn't familiar with the language on the Confederate Veterans Reunion Monument, but she didn't endorse any language that was defamatory to anyone.

Chris Paynter said the Confederate Veterans Reunion Monument should be removed from County property and placed elsewhere. He said it was visible and that the language on the monument was not favorable, which concerned him the most. Mr. Paynter read the following excerpt from the monument. "Accepting the arbitrament of war, they preserved the Anglo-Saxon civilization of the South and became Master Builders in a Reunited Country."

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Mr. Paynter said the statement he referenced “espoused hate and encouraged white supremacy.” Mr. Paynter said removing the monument would not be done as a “washing of history.” He said the history needed to be told some other way and not necessarily through a plaque or competing monument.

Joseph Turner asked that the Confederate Veterans Reunion Monument not be moved. Mr. Turner said per his research, there were records of the 39th Reunion located in the monument. He addressed the military service of his great great grandfather. Mr. Turner said the confederate soldier fought for his state and that he was “proud” of what they did. Mr. Turner said he was not a “white supremacist” and was not advocating any language like that. He said the confederate soldiers were veterans “like anybody else” and should be given the respect that any veteran would. Mr. Turner said if you move one monument, then there would be persons who would want other monuments moved.

Tracy Debruhl asked the Board not to remove the Confederate Veterans Reunion Monument, because it was history. He said children today needed to be shown that “we’re not going to hide from our past.” “We’re not going to rearrange it.” “We’re going to take every scar that built us and we’re going to turn around and we’re going to live it, because that’s what made us.” He said “slavery was a part of our history, a history we got rid of.”

Gary Ritter asked the Board to remove the Confederate Veterans Reunion Monument. He said it was the “right thing to do and long overdue.” He said monuments and words engraved on them on public land, “the land of the people,” should be “inclusive” of all people. He said they should not support the idea that one race was “superior to others,” as expressed in the inscription on the Confederate Veterans Reunion Monument.

William Grice asked the Board not to remove the Confederate Veterans Reunion Monument. He said “blacks owned slaves too and fought for the confederacy.” He said the confederate flag “didn’t kill those people.” He said it didn’t “make sense” to remove it. Mr. Grice commented on black on black crime.

Mo Lolibby, Esq. asked the Board to remove the Confederate Veterans Reunion Monument. Mr. Lolibby said “what you permit, you promote.” “We must never act to divide, but rather, we must seek every opportunity and capitalize on every opportunity we have to unite, or at least to not permit, thereby promote, anything that serves to divide or segregate us.”

Mr. Lolibby said “we have to learn from the dark times in history so they don’t repeat themselves.” He, too, referenced the language on the Confederate Veterans Reunion Monument.

Chairman Fuller thanked the speakers for their comments.

Commissioner Dunlap noted that it was the media that brought this issue up and not the Board. Commissioner Dunlap said the Confederate Veterans Reunion Monument was a part of history, “not a pleasant history, but it is a part of history.”

Commissioner Dunlap said if you move the Confederate Veterans Reunion Monument, someone could then come along and say they don’t like the Martin Luther King, Jr. monument in Marshall Park or some other statute or monument and ask that it be removed.

Commissioner Dunlap said people were trying to equate monuments and statutes to the issue in S.C., which he said was a flag issue.

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Commissioner Dunlap said the flag in S. C. was located in a place of prominence, flying over the State Capital, which he said was like “in your face.” He said he looked at the two matters as being totally different.

Commissioner Dunlap said had the media not brought this issue up, “none of us or most of us, would not have been aware of the fact that there were even monuments in Mecklenburg County dedicated to the confederacy.”

Commissioner Dunlap said it was in the Board’s “best interest to not choose or pick sides, or to have winners and losers in terms of whose statute ought to stand and whose statute ought to be removed.”

Commissioner Dunlap said the Confederate Veterans Reunion Monument should be viewed for what it was, “a part of history.” He said one day maybe he could take his grandchildren to the Confederate Veterans Reunion Monument and say to them what happened and why it was erected, as a part of “why we should never let it happen again. “

Commissioner Puckett said you have to “judge historic monuments and their language in their time.” Commissioner Puckett said Anglo-Saxon was not a civil war term. He addressed the origin of the term.

Commissioner Puckett made the following statement regarding the language on the Confederate Veterans Reunion Monument. “Accepting the arbitrament, the judgment, meaning the South went to war to fight for whatever it believed. It lost. Accepting the judgment of the war, meaning we lost.”

Commissioner Puckett said he wasn’t sure what they meant by “and the preserved Anglo-Saxon civilization.” He said some people would say they preserved. “What did they preserve. They didn’t preserve slavery. They didn’t preserve anything. They lost the war. They lost that preservation, if you will, but they preserved the nature and culture of Britain and America. The difference of a civilized country.”

Commissioner Puckett said the monument also reads “they became Master Builders in a Reunited Country.” Commissioner Puckett said the monument speaks to “reunited, not about the fact that it was still succeeded, not about the fact that we were still fighting the war.” “We accepted judgment of the war and the people here went about building and reuniting the country. So those that are so terribly sure about how offensive this particular monument is, I think are a bit off.”

Commissioner Puckett addressed the confederate battle flag. He said some people “see it as a symbol of heritage and some people see it as a symbol of hate and both of them are correct, because you see symbols through whatever your eyes are.”

Commissioner Puckett said “it’s difficult for us, as a third party, to start to decide what a symbol means and what should be done with it.” Commissioner Puckett said you have to look at the intent and decide what the repercussions of those symbols are.

Commissioner Puckett said when a “devout racist chooses to identify with a flag and wave that flag of the confederacy and then commits an indefensible act; we do have to pause and think about what drew him to that symbol. We can’t ignore that.”

Commissioner Puckett said for him there’s a difference between symbols and monuments. He said when you talk about a monument, that’s what it is a monument. When you talk about a flag, “it’s not that easy, because you’re not sure what that person means for that symbol to say.”

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Commissioner Puckett said when you talk about it in connection to a war, you cannot, even when it's been attached to racists and the KKK and others, you cannot ignore the fact that originally that was not the symbol for it."

Commissioner Puckett said "soldiers were sworn to obey leadership and they have to follow their leaders; and they follow that judgment on to a battlefield and defend that interests with their lives." He said memorials were placed to reassure those who were left behind that their sacrifice was not in vain. Commissioner Puckett said in America "we have always understood that service to one's country is worthy of recognition."

Commissioner Ridenhour said he agreed with Commissioner Puckett's sentiments, as well as, with Commissioner Dunlap's. Commissioner Ridenhour said recently people questioned how southerners could be proud of their history. Commissioner Ridenhour said as a southerner he was "proud" of his southern heritage.

Commissioner Ridenhour said there were a lot of things that had happened in our nation's history and southern history that "absolutely we shouldn't be proud of this day and age." He said the language on the Confederate Veterans Reunion Monument was language from a "by gone era" reflecting sentiments that were no longer what we feel today.

Commissioner Ridenhour said he didn't think the Confederate Veterans Reunion Monument needed to be removed from where it was.

Commissioner Ridenhour said there was a lot of tension around this subject. He said it was "saddening" because he felt there was so much that was being missed regarding our history.

Commissioner Ridenhour said "if a monument isn't safe to reflect a period of time, then what's the monument really for." Commissioner Ridenhour said a monument was a "snapshot in time."

Commissioner Ridenhour said "we shouldn't try to hide from our scars or try to apply some sort of concealer to it in an effort to not offend other people." He said we needed to confront those things that we find uncomfortable and offensive in life, not with just monuments but with anything. He said conversations needed to be held regarding those things and they should be used as "teachable moments." He said the Confederate Veterans Reunion Monument should be used as a "teachable moment."

Commissioner Ridenhour said it was his understanding that Dr. Martin Luther King, Jr. spoke at the Park Center in 1960 and that there was probably records of that event, including Dr. King's remarks. In light of that, Commissioner Ridenhour offered the following suggestion, that instead of removing the Confederate Veterans Reunion Monument that a monument be added to the Grady Cole Center in honor of Dr. King in commemoration of his speaking at the Park Center, which was now the Grady Cole Center. He said that could show how far "we've come as Americans, as a City, a state, and a nation, to show this was a monument from 1929 honoring confederate veterans and here's a monument that shows, just a couple of decades later that Martin Luther King, Jr. came here and spoke." He said it could be inscribed with whatever words deemed appropriate.

Commissioner Ridenhour said something like that would be a "teachable moment" for kids. He it would show the evolution of race relations in Charlotte-Mecklenburg.

Commissioner Ridenhour said it would also address the existing monument and honor our community and how far it had come.

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Commissioner Leake said one of the issues around this matter that persons didn't want to talk about was the issue of "race."

Commissioner Leake said it "grieved" her to continue to hear that "we can get over this or we must get over this," when schools were still segregated; when where we live was still determined by the economic status that we have.

Commissioner Leake said "I think about years ago when I use to see the Klu Klux Klan and the cross that they would burn in front of your homes because you were black and the flag that they would raise." Commissioner Leake said "no the flag didn't say anything, but the symbol of the flag represented a degree of hate for you because of the color of your skin."

Commissioner Leake said she hoped persons knew what the history was and "partially still was as we move to the future."

Commissioner Leake referenced the movie Glory and noted that black soldiers did not serve with white soldiers in that conflict, thus you can't say "we were together. "

Commissioner Leake said the history was what needed to be known and how we need to get beyond this.

Commissioner Leake said if you forget the history, "it would repeat itself."

Commissioner Leake said the confederate battle flag was a "symbol of divisiveness and played a major role of superiority for those who carried it and hid their faces, so they were cowards."

Commissioner Leake said "where we are today, is where we were in the early 60's and we have yet to move beyond that point."

Commissioner Scarborough quoted the Serenity Prayer. "God grant me the serenity to accept the things that I cannot change, the courage to change the things that I can, and the wisdom to know the difference." Commissioner Scarborough said the Board's discussion was the "wisdom to know the difference" portion of that prayer.

Commissioner Scarborough said at this time there was no issue in Mecklenburg County and therefore she felt the discussion should "cease."

Commissioner Scarborough said it was "very unfortunate" what happened in reference to the flag a long time ago, but that today it was not Mecklenburg County's "problem."

Commissioner James said he agreed with all of the Commissioners that had spoken. Commissioner James noted that his great great great grandfather was murdered by a confederate soldier in 1864 after he had actually left the military. Commissioner James said his point for mentioning that was that he was not going to sit around and hold someone else responsible for that or blame anybody and everybody for that. Commissioner James said everybody had "grips." He said there was no one in the world that didn't have a grievance about somebody or something or some issue.

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Commissioner James said he felt the Confederate Veterans Reunion Monument was an issue that the County should just leave alone. He said the monument was erected by the City of Charlotte because at that time the property belonged to the City of Charlotte. He said the event was a City function.

Commissioner James said the Confederate Veterans Reunion Monument was in an obscure location. He said the County didn't need to do anything with respect to this.

Commissioner Clarke said he felt the language on the Confederate Veterans Reunion Monument was "offensive." He said it was "an ugly thing to see and read."

He said he didn't think this was so much of a "snapshot in time." Commissioner Clarke said his concern was sort of republishing this on a daily basis on County property.

Commissioner Clarke said after hearing everyone speak, he felt the monument today was more of a monument to "propaganda the white supremacy movement." Commissioner Clarke said the language inscribed on the monument that reads preserved the Anglo-Saxon civilization was really just a code to preserve the "white privileged."

Commissioner Clarke said it was an "interesting" monument whose meaning has changed over the years.

Commissioner Clarke said he thought the Board should just leave the Confederate Veterans Reunion Monument where it was, but he didn't want to celebrate it, because he felt it was "ugly."

Commissioner Cotham said the words on the Confederate Veterans Reunion Monument were "terribly offensive and a scar in our history."

Commissioner Cotham said we have to remember the "bad things" in our history. She said "we learn from that history and were better today, although there's still a lot of work to do." She said we were "not where we should be, but we're better than 1929."

Commissioner Cotham said the Confederate Veterans Reunion Monument was hard to find and not in a prominent location.

Chairman Fuller said he appreciated everyone's comments. He said the purpose of the discussion had to do with the fact that the Confederate Veterans Reunion Monument was on government property, property that was owned by everyone in the community.

Chairman Fuller said the question before the Board was whether or not on government property to "endorse, allow or permit hateful messages, historical or not," to be given on government property and endorsed by government.

Chairman Fuller said there had been a lot of talk about history. He said history was important, but "only important if we learn something from it."

Chairman Fuller said what he feared was occurring was that we were "romanticizing" history; that in the name of history, suggesting that we leave the Confederate Veterans Reunion Monument simply because it's a part of history, was an "effort itself to whitewash history."

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Chairman Fuller said “there can be no mistake about the shameful history of the use of the confederate battle flag.” “There can be no dispute that it was used as a symbol and has always been used as a symbol to promote white supremacy.” Chairman Fuller said “if we’re honest about our history, we have to admit that.” Chairman Fuller said he didn’t mean to erase it but that you have to acknowledge what it is.

Chairman Fuller said the confederate battle flag was used both at the time of the civil war and more importantly during the time of “Jim Crow.” He said it was used as a symbol to “denigrate, to deny, the very existence of African Americans in this country.”

Chairman Fuller said the “notion that we would not learn from that history and simply wipe it away as a moment in history means that we are destined to repeat it, and we are seeing the evidence of it even now.”

Chairman Fuller said it was “being seen now with the resegregation of schools, with the passage of laws that have no other intent but to disenfranchise African Americans, i.e. voting rights, voting ID laws.” He said these were the things occurring when the confederate battle flag was being used as a symbol to “venerate” those things.

Chairman Fuller said on County property there was a monument, a “glorification of a message of hate and we say it’s unimportant because it’s historical.”

Chairman Fuller said he worried about the “false equivalency” of suggesting that if “we take this down, then we’ve got to take a Martin Luther King, Jr. statute down.” Chairman Fuller said there was no “moral equivalency there.”

Chairman Fuller said if it were a situation where there were several monuments on County property, “okay maybe a different story,” but there was only one.

Chairman Fuller said this should be used as a “teachable moment and that the reason this was being talked about was because nine people were murdered using the very symbol that has been used over a century to kill, dismember, disenfranchise, African Americans.”

Chairman Fuller said he didn’t know if the discussion had given the County Manager any guidance, but that he was glad the discussion was held.

Commissioner Ridenhour said he felt the citizens of Mecklenburg County were expecting the Board to take some type of action.

Commissioner Ridenhour said the flag was a S. C. issue, but that in Mecklenburg County, the issue had to do with the Confederate Veterans Reunion Monument on County property.

He again suggested placing a statute or monument honoring Dr. Martin Luther King, Jr. on the property as well.

Chairman Fuller said he felt everyone that spoke was very clear about where they were coming from with respect to this issue. He said he was not sure, however, if the discussion had formulated itself into any kind of action plan. He said the idea of the discussion was to see where people were on the issue and then have the County Manager synthesize that and determine if it was significant enough to bring it back or not.

No action was taken.

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

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DEPARTMENTAL DIRECTORS' MONTHLY REPORTS

(15-2702) FEATURE DEPARTMENT PRESENTATION: PARK & RECREATION -- SERVING ACTIVE OLDER ADULTS

The Board received as information a report from Mecklenburg County's Park & Recreation Department regarding serving active older adults. Information was also shared regarding the Senior Center merger. Jim Garges, Park & Recreation Director gave the report.

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

STAFF REPORTS & REQUESTS - NONE

COUNTY COMMISSIONERS REPORTS & REQUESTS

(15-2708) SELECTION OF NCACC 108TH ANNUAL CONFERENCE VOTING DELEGATE (CHAIRMAN FULLER)

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 appoint Chairman Fuller as the Board's voting delegate for the 2015 Annual North Carolina Association of County Commissioners (NCACC) Conference to be held August 20-23, 2015 in Pitt County, N.C.

Note: In order to participate in the annual election of officers and policy adoption decisions, the Board must officially select someone to serve as the County's voting delegate during the annual business session, which will be held on Saturday, August 22.

(15-2709) BOCC TERM DISCUSSION

Commissioner Dunlap addressed the adoption of a resolution to place on the November 2015 ballot, the question of changing the term length of the County Commission from two years to four years.

It was noted that Mecklenburg County was the only county in the State of N.C. that did not have a four year term.

Motion was made by Commissioner Dunlap, seconded by Commissioner James and carried 7-2 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, and Scarborough voting yes and Commissioners Cotham and Ridenhour voting no, to adopt a resolution to place a referendum on the November 2015 ballot to change the term length of the County Commission from two years to four years, Mecklenburg County Resolution Of The Board Of County Commissioners Calling A Special Referendum On A Proposed Alteration In The Structure Of The Board.

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**MECKLENBURG COUNTY
RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
CALLING A SPECIAL REFERENDUM ON A PROPOSED ALTERATION
IN THE STRUCTURE OF THE BOARD**

WHEREAS, the Mecklenburg County Board of Commissioners, after due deliberation and study, has, pursuant to authority contained in Part 4 of Article 4 of Chapter 153A of the North Carolina General Statutes, agreed to propose to the voters that there be an alteration in the structure of the Board as hereafter set forth; now, therefore, be it

RESOLVED by the Mecklenburg County Board of Commissioners as follows:

SECTION 1: PROPOSED ALTERATION

To change from two-year terms of office to four-year terms of office.

After the alteration the Board will consist of nine (9) members, with three (3) members all nominated and elected by the qualified voters of the entire county, and six (6) members residing in districts and each nominated and elected by the qualified voters of the respective districts, with all nine (9) members serving four-year terms. This proposal alteration will not change the number of districts or the district boundaries.

**SECTION II: MANNER OF TRANSITION FROM EXISTING STRUCTURE
TO ALTERED STRUCTURE**

At the first general election following approval of the alteration, all nine (9) members of the Board shall be elected for four-year terms.

SECTION III: DATE OF REFERENDUM

A referendum shall be held and conducted by the County Board of Elections on November 3, 2015, on the alteration proposed in SECTION I above.

SECTION IV: PROPOSITION TO VOTERS – FORM OF BALLOT

The proposition to approve the alteration set forth in SECTION I above shall be printed on the ballot in substantially the following form:

“Shall the structure of the Board of Commissioners be altered to change from two-year terms of office to four-year terms of office?”

_____ YES

_____ NO

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If a majority of the votes cast on the proposition are in the affirmative, the structure stated in the proposition shall be put into effect as provided in SECTION II and SECTION V of this Resolution. If the majority of the votes cast are in the negative, this Resolution and the structure proposed herein shall be void.

SECTION V: EFFECTIVE DATE OF THE ALTERATION

The alteration stated in SECTION I, if approved by the voters, shall be the basis for nominating and electing the members of the Board of Commissioners at the 2016 Primary and General Elections for County offices; the alteration shall take effect on December 5, 2016, the first Monday in December following the 2016 General Election.

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

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

(15-2706) CLOSED SESSION – PERSONNEL MATTER

Motion was made by Commissioner Scarborough, seconded by Commissioner Leake and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ridenhour and Scarborough voting yes, to approve a 4.5% merit based increase of \$10,722 to the County Manager’s base salary; approve a market adjustment of 15.5% equaling \$37,018, to bring the County Manager’s base compensation to \$286,000 effective July 1, 2015; approve a 20% increase to the County Manager’s Deferred Compensation allotment in the amount of \$3,141, per the employment agreement; and to approve the match for the deferred compensation, which would be \$3,141.

Chairman Fuller, on behalf of the Board, congratulated County Manager Diorio for a job well-done.

(15-2706) CLOSED SESSION – LAND ACQUISITION – HISTORIC LANDMARKS COMMISSION

Motion was made by Commissioner James, seconded by Commissioner Leake and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ridenhour and Scarborough voting yes, to approve the Historic Landmarks Commission purchase of the building and land parcels 227-023-13 and 227-023-19 located at 430 Jefferson Street, Matthews, NC for \$270,000, and recognize and appropriate up to a total of \$50,000 for closing cost, repair and stabilization of the structures located on the aforementioned parcels.

Note: The Charlotte-Mecklenburg Historic Landmarks Commission (HLC) administers a Revolving Fund which contains mostly unrecognized funds which are exclusively proceeds from previous sales of historic landmarks. To use these funds for HLC projects, the funds must be recognized and appropriated by the Board of County Commissioners. The preservation of the R. F. Outen Pottery and its use as a pottery production and education center could potentially have a dramatic impact on the cultural and economic life of Matthews.

(15-2706) CLOSED SESSION – LAND ACQUISITION – MCALPINE GREENWAY

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ridenhour and Scarborough voting yes, to authorize the County Manager to negotiate and execute all documents necessary for the acquisition of a portion of

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tax parcel 213-091-25 (±11,965 square feet) for \$27,500 from Robert J. and Joy L. Stonebraker for extension of McAlpine Creek Greenway.

(15-2706) CLOSED SESSION – LAND ACQUISITION – EAGLES LANDING NEIGHBORHOOD

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Ridenhour and Scarborough voting yes, to authorize the County Manager to negotiate and execute all documents necessary for the acquisition of Tax Parcel 057-172-57 (± 0.22 acres) from Klutts Family, LLC in west Charlotte for a purchase price of \$6,000.

Note: Park and Recreation would like to purchase Tax Parcel 057-172-57 (± 0.22 acres) for the future construction of Eagles Landing Neighborhood Park.

Commissioner Puckett returned to the dais.

(15-2670) GRANT APPLICATION -- BODY-WORN CAMERA PARTNERSHIP PROGRAM (SHERIFF'S OFFICE)

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 approve an application submitted for the U.S. Department of Justice Body-Worn Camera Partnership Program Grant by the Mecklenburg County Sheriff's Office (MCSO); and if awarded, recognize and appropriate grant and required matching funds for the grant period.

Note: This grant would allow MCSO to purchase body-worn cameras as a tool to improve law enforcement interactions with the public.

(15-2677) GOVERNMENT DISTRICT PARKING DECK -- RETAIL TENANT LEASE

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 adopt a resolution titled, "Mecklenburg County Board of Commissioners Resolution Declaring Intent to Lease Property to Our Health, LLC".

Note: Our Health, LLC has submitted a proposal to lease two of the four retail spaces attached to the Government District Parking Deck at 4th & McDowell Streets to operate a medical clinic facility providing full service health care services. Our Health proposes to provide employer-base primary care (preventative visits and acute care) and wellness services (health coaching and employer-based incentive management).

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

(15-2681) LAND CONVEYANCE TO THE CITY OF CHARLOTTE – WINGATE NEIGHBORHOOD PARK

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with

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Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to authorize the County Manager to convey a +/- 0.296 acre portion of Wingate Neighborhood Park (Tax Parcel 115-015-11), including all improvements located thereon, to the City of Charlotte.

(15-2682) DONATION FOR CAPITAL REPAIR AND IMPROVEMENTS -- CHARLOTTE-MECKLENBURG SENIOR CENTER (TYVOLA ROAD)

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to accept and appropriate a donation from Charlotte-Mecklenburg Senior Centers, Inc. in the total amount of \$101,954.87 to the Capital Reserve Fund for repairs and renovations to the Charlotte-Mecklenburg Senior Center - Tyvola Road.

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

(15-2687) LIGHTING AGREEMENT -- FRIENDSHIP PARK

Authorize the County Manager to execute a 10-year NC Service Agreement with Duke Energy in the amount of \$59,781.60 for all entrance road, parking lot and sidewalk lights and poles at the new Friendship Park on Cindy Lane.

(15-2688) LIGHTING AGREEMENT -- SOUTHWEST PARK

Authorize the County Manager to execute a 10-year NC Service Agreement with Duke Energy in the amount of \$75,246.00 for all entrance road and parking lot lights and poles at the new Southwest Park at 1720 Vilma Street.

(15-2690) LIGHTING AGREEMENT -- WEST CHARLOTTE PARK AND RECREATION CENTER

Authorize the County Manager to execute a 10-year NC Service Agreement with Duke Energy in the amount of \$38,572.80 for replacement of all parking lot and park lights and poles at West Charlotte Recreation Center and Park, 2401 Kendall Drive.

ADJOURNMENT

Motion was made by Commissioner Dunlap, seconded by Commissioner James 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 10:22 p.m.

Janice S. Paige, Clerk

Trevor M. Fuller, Chairman