

September 5, 2018

**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 Wednesday, September 5, 2018.

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 Tyrone C. Wade
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

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

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

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) to be removed from Consent and voted upon separately. The items identified were: 18-4866, 18-4867, 18-4868, 18-4871, 18-4872, 18-4875, 18-4884, 18-4885, and 18-4888.

STAFF BRIEFINGS - NONE

CLOSED SESSION

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18-4870 CLOSED SESSION- LAND ACQUISITION

18-4879 CONSULT WITH ATTORNEY

18-4895 BUSINESS LOCATION AND EXPANSION – ITEM REMOVED

Prior to going into Closed Session, County Attorney Wade announced the following Land Acquisition matters to be discussed in Closed Session: Tax Parcels 005-021-13 totaling +/- 1.3 acres from Henry L. Tillman, Jr.; 005-021-11 and 005-021-12 totaling +/- 1.012 acres from Michael Allen Brown; house and land located at 7225 Bud Henderson Road, Huntersville, NC; house and land located at 9425 Robinson Church Road, Charlotte, NC.

Motion was made by Commissioner Leake, seconded by Commissioner Puckett and carried 7-0 with Commissioners Clarke, Cotham, Dunlap, James, Leake, Puckett, and Scarborough voting yes, to go into Closed Session for the following purpose(s): Land Acquisition and Consult with Attorney.

The Board went into Closed Session at 5:15 p.m. and came back into Open Session at 6:00 p.m.

Commissioner Fuller was present when the meeting came back into Open Session. He entered during Closed Session.

Commissioner Ridenhour entered and left the meeting during Closed Session and was absent until noted in the minutes.

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

-FORMAL SESSION-

Chair Scarborough called this portion of the meeting to order and Commissioner Puckett 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

18-4877 PUBLIC APPEARANCE

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

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Danya Nelson addressed environmental concerns with the work environment at the Department of Social Services Kuralt Center, that she said was affecting the health of an employee. Ms. Nelson said the employee wore a mask to work for four months because of “severe” allergic reactions to something in the building.

Ms. Nelson said the employee experienced symptoms, such as, difficulty breathing, sinusitis, headaches, postnasal drip, sinus drainage, spitting to remove drainage, blood and mucus drainage, coughing, itching and watery eyes, itchy skin, hives & rash, nausea, dry skin, peeling skin on the palm of hands, and fatigue.

Ms. Nelson said the problem had been going on for a year and to date, it had not been resolved. Ms. Nelson said no action had been taken to address the concerns expressed by the employee. Ms. Nelson said the County’s contracted medical provider wrote the employee out of work, prescribed six prescriptions, and informed Human Resources that the employee needed to work from another building or work from home. Ms. Nelson said an allergist made the same recommendation.

Ms. Nelson said the employee had been on medical leave for three months, because a Human Resources employee “refused” to grant the employee a medical accommodation.

Ms. Nelson said the employee had not experienced the allergic reactions while out of the building.

Ms. Nelson said the issue was reported up the chain of command and that “inaccuracies and untruths” had been reported. Ms. Nelson said the employee, the details, and medical advice had been ignored by some employees.

Ms. Nelson said a Human Resources employee communicated that the employee was “not due a medical accommodation because there were no particular substances in the County building.” Ms. Nelson said that was incorrect. She said test results support the “truth.” She said other test results were “not credible.”

Ms. Nelson said for four months the employee had been “treated poorly, lost pay, lost all of their vacation and sick time, experienced a decrease in their quality of life, their health had been negatively affected, and that the list goes on and on.”

Ms. Nelson said there should be equal building maintenance and cleanliness in all buildings.

Ms. Nelson said the employee requests to remain “anonymous.”

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Jennifer Vollmer addressed deaths that had occurred in the Mecklenburg County jail this year.

Ms. Vollmer said two of the deaths were ruled or reported as a suicide, one of which she said was in solitary confinement. Ms. Vollmer said she'd been told that it was almost impossible to commit suicide in solitary confinement. Ms. Vollmer said she reached out to the Sherriff's Office to find out more but can't get the information she wanted. Ms. Vollmer said she asked the Sherriff's Office to release the video, if not to her, to the families of those that passed.

Ms. Vollmer said for the other two persons, their families had not received any cause of death information. Ms. Vollmer said she's been told that the matter was still under investigation and that test results were still pending and that it may take up to a year to get those results.

Ms. Vollmer said she did not believe what was being reported. Ms. Vollmer said Mecklenburg County had a long history of law enforcement "not being transparent."

Ms. Vollmer said there were four families "hurting" and don't have answers. She asked the Board "what were they going to do and when were they going to do it."

She said those that passed away were Kenneth Biggham, Lavargio Allen, DeMarcus McAlway, and Jerome Thompson.

Alan Sussman addressed bicycle safety. He asked that the Board and City Council join together and consider requiring helmets to be worn when riding bicycles throughout the City and County. Mr. Sussman shared his personal experience of being hit by a car while riding his bike. Mr. Sussman sustained serious injuries and spent almost two years in and out of hospitals and rehabilitation centers. Mr. Sussman said he was more fortunate than others, because he was wearing a helmet.

APPOINTMENTS

18-4880 APPOINTMENTS

BOARD OF EQUALIZATION AND REVIEW

The following persons were nominated for appointment consideration to the Board of Equalization and Review Board (BER):

Vincent Bordini by Commissioner Puckett

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Julian Cuthbertson by Commissioner Fuller
Steven Dobbs by Commissioner Puckett
Pamela Hemphill by Commissioner Fuller
George Munn by Commissioner Puckett
John Petoskey by Commissioner Puckett

There was discussion by the Board whether persons previously interviewed, but not selected, should go through the interview process again. It was the consensus of the Board that they do.

The Board also discussed the qualifications needed for the BER, as well as, the need for diversity and orientation on and for all advisory boards.

It was suggested that nominees be clearly informed of the criteria for serving, prior to their interview.

Note: Appointments will occur following an interview of the above nominees by an ad hoc committee of the Board appointed by the Chair. Per Board policy, persons seeking appointment to the Board of Equalization and Review must undergo an interview process.

The following Commissioners volunteered to serve on the Board's Ad Hoc Interview Committee for appointment consideration to the Board of Equalization and Review: Commissioners Cotham, Fuller, and Leake.

Note: Appointments will occur on October 2, 2018.

Public Comments

David Pawlowski signed up to speak to this matter. Mr. Pawlowski said he'd appeared before the Board of Equalization and Review on behalf of taxpayers many times. Mr. Pawlowski asked the Board to delay making appointments to the BER and seek more applicants with appraisal experience, especially in commercial real estate. Mr. Pawlowski said he was recommending commercial real estate experience, because the next revaluation would impact commercial real estate more than residential. Mr. Pawlowski said at a revenue neutral tax rate, commercial properties would pay 25% more in property taxes than they did now, possibly up to 50% more. He said this could negatively impact small businesses that lease real estate. Mr. Pawlowski said three relevant qualifications needed would be someone with 1) technical appraisal knowledge, 2) the ability to weigh information quickly and apply correct appraisal and legal standards, and 3) impartiality.

BOCC Comments

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Commissioner James asked County Manager Diorio if she felt the mix on the current Board of Equalization and Review was light on people with commercial appraisal experience. *County Manager Diorio asked County Assessor Joyner to comment.*

County Assessor Joyner said he would forward information to the Board with respect to the backgrounds of the current members of the Board of Equalization and Review.

County Attorney Wade said it would be up to the Board's Ad Hoc Interview Committee to inquire of the nominees during the interview process, the extent of their real estate and/or personal property valuation knowledge and experience. He said the interview process was the Board's opportunity to assess each nominee.

Commissioner Clarke said the question for the County Assessor was whether property was valued at its "true" value. He said the County Assessor and his staff would do everything they could to ensure that this was done right and that taxpayers would have the opportunity to appeal if they disagreed with that assessment.

Commissioner Clarke said the Board's current qualifications for serving on the Board of Equalization and Review were broad. He said the Board needed to let them remain as is or develop some specific language making the qualifications more stringent and perhaps requiring individuals to have some experience in conducting appraisals of real property.

Commissioner Clarke said the Board's goal was to make sure property was valued at its "true" value and that all taxpayers were treated "equally."

Commissioner Fuller said commercial real estate appraisal was a very "specialized" field, thus, the pool of applicants would be limited. In addition, the time commitment required, also posed a problem for some persons. He said it was something to consider, but with respect to timing, perhaps it was something to consider going forward. He said the Board should move forward with the current process.

Commissioner Dunlap recalled that during the last revaluation, there were members on the BER that also appeared before the BER on behalf of taxpayers. Commissioner Dunlap said going forward, he would recommend that be prohibited and stated in the qualifications.

Commissioner Puckett said the Board should continue to seek applicants, because it was possible, as it was the last time the matter came before the Board, that the Board may or may not choose to fill all six slots by those nominated and interviewed.

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Commissioner Puckett, with respect to any future amendments to the qualifications for serving on the BER, asked that the County Assessor offer some suggested general qualifications for serving (skill sets and experience).

Commissioner Puckett said it was important to have some knowledge of what staff was looking for in the advisory board, which would help the committee during the interview process.

Commissioner Fuller expressed concern for Commissioner Puckett's suggestion. He said the County Assessor should not be put in a policy making position because that was not his role. Commissioner Fuller said the qualifications should be made known to the public in advance.

Commissioner Dunlap said in his view, Commissioner Puckett was only suggesting getting advice from the County Assessor upfront, which he was not opposed to doing.

Commissioner Fuller said he wasn't opposed to getting advice from the County Assessor, but the Board had to be careful, because it could end up having the same effect as a policy. Commissioner Fuller said it would not be proper to apply criteria that those nominated weren't aware of in advance.

Commissioner Ridenhour returned to the meeting.

Commissioner Cotham addressed the need for more commercial real estate experience on the BER. She suggested that perhaps the County Manager could reach out to some of the trade associations, such as REBIC, contractors association, etc., to see if anyone was interested in serving and/or perhaps they could place something in one of their newsletters about the County's need for applicants.

Commissioner Cotham said she concurred with Commissioner Dunlap's suggestion that persons serving on the BER could not represent taxpayers while serving.

Commissioner Cotham suggested staff reach out to those previously interviewed to see if they were still interested in being considered.

Commissioner Cotham said she welcomed feedback from the County Assessor and from members of the BER regarding what skill set they felt would be a good fit for the BER.

Commissioner Cotham addressed the importance of BER members having good interpersonal skills.

Commissioner Clarke said unless the Board wanted to defer this matter, it should move forward with what was already in place. He said it was the interview committee's responsibility

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to determine if a nominee met the standard and to present that recommendation to the full Board.

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

PLANNING COMMISSION

The following persons were nominated for appointment consideration to the Planning Commission:

Manuel Betancur	by Commissioner Clarke
Richard Black	by Commissioner James
Claire Fallon	by Commissioner Leake
Douglas Welton	by Commissioner Leake

Note: An appointment will occur following an interview of the above nominees by an ad hoc committee of the Board appointed by the Chair. Per Board policy, persons seeking appointment to the Planning Commission must undergo an interview process.

The following Commissioners volunteered to serve on the Board's Ad Hoc Interview Committee for appointment consideration to the Planning Commission: Commissioners Clarke, Leake, Puckett, and Ridenhour.

Note: An appointment will occur on October 2, 2018.

18-4890 MEDIC AGENCY BOARD (MECKLENBURG EMS) APPOINTMENT

Motion was made by Commissioner Puckett, seconded by Commissioner Fuller and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to appoint Dr. Sid Fletcher to fill the unexpired term of Dr. Thomas Zweng, expiring December 31, 2019, on the Mecklenburg EMS Agency Board as a Novant Health representative as requested by Novant Health.

NOTE: In 1996, the Mecklenburg Board of County Commissioners along with County management staff worked with EMS management and leaders in both the medical and business communities to address the needs of the County's EMS department. The Amended and Restated Joint Undertaking Agreement, approved by the Board of County Commissioners in November 2009, states the affairs of the Agency shall be governed by a seven-member Board of

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Commissioners which shall be appointed by the Mecklenburg County Board of Commissioners as follows:

- a. Three (3) persons shall be Charlotte-Mecklenburg Hospital Authority (CMHA) employees nominated by the CMHA Chief Executive Officer; and*
- b. Three (3) persons shall be Novant Health Southern Piedmont Region (Presbyterian) employees nominated by the Presbyterian Chief Executive Officer; and*
- c. One (1) person shall be a County employee nominated by the County Manager.*

Each Agency Commissioner shall be appointed for a term of three (3) years or until such Commissioner's successor is nominated and appointed. There is no limit to the number of successive terms in which a Commissioner may serve.

18-4893 STORM WATER ADVISORY COMMITTEE APPOINTMENT

The vote was taken on the following nominees for appointment to the Storm Water Advisory Committee:

- Paul Cattieu Commissioners Cotham, Clarke, James, Puckett, Ridenhour, and Scarborough
- Daniel Mclemore Commissioners Dunlap, Fuller, and Leake

Chair Scarborough announced the appointment of Paul Cattieu to the Storm Water Advisory Committee for a three-year term expiring June 30, 2021 as the Industrial, Manufacturing or Commercial Property Professionals representative.

Note: He replaced James Merrifield.

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

PUBLIC HEARINGS

18-4894 PUBLIC HEARING ON PROPOSED UNIFORM SCHEDULES OF VALUES, STANDARDS AND RULES FOR THE 2019 COUNTY-WIDE REAPPRAISAL

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 the proposed

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Uniform Schedules of Values, Standards and Rules for the 2019 County-wide Reappraisal, to include the receipt of a report from the 2019 Citizen's Revaluation Advisory Committee.

Note: In preparation for the 2019 revaluation, the Assessor is required to prepare Uniform Schedules of Values, Standards and Rules to be used in appraising real property at its true value and at its present-use value. N.C.G.S. 105-317 sets forth the procedures for adoption of the Schedules of Values. Pursuant to statutory requirements, the Assessor submitted the proposed schedules to the Board of Commissioners on August 8, 2018 and has made a copy available for public inspection at the Assessor's Office and on the website. A Notice of the September 5, 2018 Public Hearing was published in The Charlotte Observer on August 10, 2018. The purpose of the Public Hearing is to receive comments from the public about the Schedules, including a report from the 2019 Citizen's Revaluation Advisory Committee. The Assessor will request the Board to adopt the Schedules at its meeting on September 18, 2018.

Jon Manuel, Chair of the 2019 Citizen's Revaluation Advisory Committee spoke on behalf of the Committee regarding its work thus far.

Report Highlights

Committee Recommendations: 1) Approve the Schedule of Values, which is the process outline or manual of the revaluation, as presented during the Board's last meeting. 2) Once this revaluation is completed, the board takes time to review the tax rate to ensure citizens are not unduly burdened with additional tax liability, and to review zoning classifications and density restrictions to ensure we have appropriate housing supply for our growing community.

The Committee reported that it supported the efforts made by County Assessor Ken Joyner and his staff to seriously address many of the issues that arose from the 2011 revaluation. They were impressed with staff's thoroughness and believe that this should result in a much improved, credible and reliable revaluation.

They thanked the Board for the opportunity to serve.

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

David Pawlowski addressed the Schedules of Values, Standards and Rules for the 2019 County-Wide Reappraisal. He said concerns were expressed to the Assessor's Office from the commercial side of the equation. He said those concerns were responded to by the Assessor's Office and resulted in some technical changes being made. He commended the Assessor's

Office on being responsive to concerns raised and its customer service. He asked the Board to seek feedback from knowledgeable parties on the forthcoming technical changes.

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Commissioner Clarke returned to the dais.

County Assessor Joyner addressed recommended technical changes to the Schedules of Values, Standards and Rules for the 2019 County-Wide Reappraisal. He said the recommended changes would be incorporated into the final Schedules of Values that would be presented to the Board for adoption on September 18, 2018.

County Assessor recommended technical changes

1. **Base Rate Changes to the following BuildingTypes:**

Chapter 11, p.230

05 - Patio Home \$80 to **\$90**

Chapter 11, p. 233

62- Dup-Triplex \$80 to **\$90**

2. **GradingFactor**

Chapter 11, p. 201 & other applicable tables

Grade XX - Custom 2.20 to **2.45**

3. **3.1.11 CHANGE the Custom Quality Modifier to Jurisdiction**

Chapter 6, p. 113

Custom Quality Modifier - The Custom Quality Modifier is a factor that may be applied at the parcel level to capture the exceptional level of detail and craftsmanship of Custom (XX) homes. These types of homes are typically found in Mecklenburg County's more affluent neighborhoods, where a high degree of construction excellence is to be expected.

CHANGETO

Jurisdiction - The Jurisdiction code is factor that may be applied at the parcel level to make adjustments - "plus" or "minus" - to the building value. This adjustment to the base rate occurs *prior* to any

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adjustment(s) resulting from depreciation or obsolescence that may be applied to the property.

4. ADD a Chapter 13, Schedule of Values, Standards, and Rules, Conclusion

Chapter 13, p. 301

For the purpose of appraising all real property in Mecklenburg County for the 2019 general reappraisal, these Schedule of Values, Standards and Rules 2019 incorporate by reference the Commercial Data Study by Bidencope & Associates referred to herein, and the methodologies and best practices of the International Association of Assessing Officers ("IAAO").

In the event values, factors and/or data set forth in the Schedule of Values, Standards and Rules 2019 conflicts with corresponding values, factors and/or data set forth in the Commercial Data Study, the Assessor shall use his best professional judgment and methodologies and best practices of the IAAO to appraise real property at its true value and at its present-use value in accordance with The Machinery Act for the 2019 general reappraisal.

In the event the information set forth in these Schedule of Values, Standards and Rules 2019 and/or in the Commercial Data Study by Bidencope & Associates is insufficient to determine a property's true value as defined by The Machinery Act, N.C.G.S. 105-271 et. seq., the Assessor shall use his best professional judgment and methodologies and best practices of the IAAO to appraise real property at its true value and at its present-use value in accordance with The Machinery Act for the 2019 general reappraisal.

BOCC Comments

Commissioner Dunlap asked for clarity on how homes would be graded, which was addressed.

Commissioner James addressed the stigma adjustment term used during the last revaluation and asked if the Jurisdiction term noted in the technical changes meant the same thing. *County Assessor Joyner addressed the jurisdiction term.*

Commissioner Fuller asked if what was presented all the technical changes and was Chapter 13 an amendment or a new chapter. *The response was yes, these were all the changes and Chapter 13 was a new chapter. County Assessor Joyner elaborated on the purpose of Chapter 13.*

Commissioner Fuller asked if the 2019 Citizen's Revaluation Advisory Committee had the opportunity to review the Schedules of Values and other pertinent documents and was staff from the Assessor's office present at their meetings. *The response was yes to both. This was also echoed by Mr. Manuel.*

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Commissioner Puckett asked about the grading and about Chapter 13, which were addressed.

Commissioner Ridenhour asked if the 2019 Citizen's Revaluation Advisory Committee had the opportunity to review the technical changes. *County Assessor Joyner said the Committee had not reviewed Chapter 13, but that it was discussed with the Committee that there would be some other technical changes. He said the Committee was aware of changes 1, 2, & 3 and that staff would provide them with the 4th change, (Chapter 13) on tomorrow.*

Commissioner Ridenhour said he'd like to receive the Committee's feedback on the technical changes, when the matter came back before the Board.

Commissioner Ridenhour asked about the Base Rate Changes and the use of the term Jurisdiction, which was addressed.

Commissioners James and Puckett left the dais and were away until noted in the minutes.

Commissioner Ridenhour asked who crafted the technical changes. *County Assessor Joyner said his staff wrote items 1, 2, & 3, and the County's attorney for the Tax Office wrote the 4th item.*

Commissioner Leake addressed apartment complexes in District Two where rents were increasing but the upkeep of the complex was deteriorating. She asked how those apartment complexes would be rated. *County Assessor Joyner addressed the market and how that process worked. He explained that the County had no authority with respect to rents charged by landlords.*

Commissioner Leake asked about property values in Clanton Park and Lincoln Heights, which was addressed.

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

Motion was made by Commissioner Fuller, seconded by Commissioner Dunlap and carried 7-0 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Ridenhour and Scarborough voting yes, to close the public hearing on the proposed Uniform Schedules of Values, Standards and Rules for the 2019 County-wide Reappraisal.

ADVISORY COMMITTEE REPORTS - NONE

Commissioners James and Puckett returned to the dais.

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MANAGER'S REPORT

18-4882 2018 NACO ACHIEVEMENT AWARDS

The Board acknowledged and recognized the County's 2018 NACo (National Association of County Counties) Achievement Award Winners.

Public Information Director Danny Diehl presented the winners.

Awards were received for the following programs: Adaptive CrossFit Yoga, BAARN: Bringing Accessible Agriculture Recreationally Now; Bike Riders, Connecting Communities to Nature, Learn to Ride Biking Initiative, and Open Streets 704.

A description of the award-winning programs is on file with the Clerk to the Board.

18-4918 BOND RATING ANNOUNCEMENT

County Manager Diorio announced that on August 16 and 17, 2018 the County met with all three rating agencies (Fitch, Moody's, and Standard & Poors) to request bond ratings and to present an economic and financial update of Mecklenburg County. After those meetings, all three rating agencies rated the 2018 general obligation bonds AAA; their highest rating. The rating agencies also affirmed the current AAA rating. Having a AAA rating lowers the interest cost to the County and it makes its debt more attractive in the market for buyers seeking low risk.

It was also noted that the County would sell \$150 million of General Obligation (GO) bonds on September 12, 2018. Proceeds of the series 2018 GO bonds would be used to fund Charlotte-Mecklenburg Schools improvements at \$125 million and Parks and Recreation improvement projects at \$25 million.

DEPARTMENTAL DIRECTORS' MONTHLY REPORTS - NONE

STAFF REPORTS & REQUESTS - NONE

COUNTY COMMISSIONERS REPORTS & REQUESTS - NONE

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18-4870 CLOSED SESSION- LAND ACQUISITION – NORTH MECKLENBURG REGIONAL RECREATION CENTER PROPERTIES

Motion was made by Commissioner Puckett, seconded by Commissioner Clarke 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 the following Tax Parcels in the Town of Cornelius for expansion of the North Mecklenburg Regional Recreation Center site:

Parcel 005-021-13 totaling +/- 1.3 acres from Henry L. Tillman, Jr. for a purchase price of \$130,000; and

Parcels 005-021-11 and 005-021-12 totaling +/- 1.012 acres from Michael Allen Brown for a purchase price of \$113,000.

18-4870 CLOSED SESSION- PROPERTY ACQUISITION – HISTORIC LANDMARKS COMMISSION – INGLESIDE

Motion was made by Commissioner Fuller, seconded by Commissioner Puckett and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve the Historic Landmarks Commission purchase of the house and land located at 7225 Bud Henderson Road, Huntersville, NC 28078 for \$590,000.00 and recognize and appropriate up to a total of \$104,000.00 for construction repairs, maintenance and closing costs.

Note: Ingleside is the finest example of Italianate style architecture in Mecklenburg County. William Speight Davidson (1817-1873), a member of one of the most prominent families of ante-bellum Mecklenburg, built this home c. 1860. A graduate of Davidson College and the Medical College of South Carolina in the early 1840s, Davidson was a physician, farmer, and leader of the planter class of north Mecklenburg. Davidson and his wife, Mary Johnston Davidson (1827-1897), participated in a way of life that is far removed from what the local citizenry experiences today. By purchasing the property, the Historic Landmarks Commission will be able to undertake a systematic study of how best to assure the long-time preservation of Ingleside and how best to make its cultural significance known and appreciated by the public.

18-4870 CLOSED SESSION- PROPERTY ACQUISITION – HISTORIC LANDMARKS COMMISSION – WALLACE LOG HOUSE

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Motion was made by Commissioner Fuller, seconded by Commissioner Puckett and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve the Historic Landmarks Commission purchase of the house and land located at 9425 Robinson Church Road, Charlotte, NC 28215 for \$450,000.00 and recognize and appropriate up to a total of \$56,000.00 for construction repairs, maintenance and closing costs.

Note: The Wallace Log House is a unique historic artifact in Mecklenburg County. It is the only extant log structure of high physical integrity that was the home of an African American sharecropper family and most likely of enslaved people before Emancipation. Long-time residents of the Crab Orchard township of East Mecklenburg heard stories from their grandparents about Tena Wallace and her family who lived in the Wallace Log House. By preserving the Wallace House, the Historic Landmarks Commission will provide a rare glimpse into a social structure that was prevalent in Mecklenburg County into the early twentieth century. The Commission will place preservation covenants in the deed when the house is sold to assure that it will be preserved in perpetuity. The property is now threatened by intense developmental pressure along Robinson Church Road.

CONSENT ITEMS

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 approve the following item(s):

18-4869 PUBLIC AUCTION FOR DISPOSAL OF SURPLUS EQUIPMENT

Adopt a resolution authorizing sale of surplus personal property by public auction on September 15, 2018 at 9:00 a.m. at 5550 Wilkinson Blvd., Charlotte, N.C.

MECKLENBURG COUNTY BOARD OF COMMISSIONERS Resolution Authorizing Sale of Surplus Personal Property by Public Auction

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

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

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NOW, THEREFORE, BE IT RESOLVED, by the Mecklenburg County Board of Commissioners that the County Manager or her designee is authorized to sell the surplus property described on Exhibit A at public auction on the day of September 15, 2018 at 9:00 am at 5550 Wilkinson Blvd, Charlotte, North Carolina, as per the terms and conditions in accordance with North Carolina G.S. 160A-270(b) and in compliance with County policies. The terms of the sale shall be net cash. The County Manager or her designee is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this Resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

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

18-4873 GRANT APPLICATION - AIR QUALITY LEARNING STATION (AQLS)

Apply for, recognize, receive and appropriate up to \$200,000, if awarded, from the North Carolina Department of Environmental Quality, Division of Air Quality, to construct an Air Quality Learning Station in Mecklenburg County; and

Authorize the carrying forward of unspent grant funds to subsequent years until completion of the project.

Note: Years of successful education and outreach programming have shown the hardest part of engaging the public with air quality issues is that air pollution is often invisible. This project will help make air pollution and air monitoring more visible and relevant to the public. The project will create and install a publicly-accessible air quality sensor station used for education and outreach purposes. Helping community members 'become the scientists' and better understand air quality issues is a critical step when asking them to actively participate in improving air quality.

18-4874 PRELIMINARY STREET LIGHTING ASSESSMENTS- SET PUBLIC HEARING

Adopt Preliminary Assessment Roll Resolutions for the operating cost of street lights in the Capps Hollow, Cardinal Woods and Cardinal Woods Estate, Hearthstone, McGinnis Village, Mountain Point, Mountain Point Estates, Royal Oaks and Spicewood subdivisions and set a public hearing on October 2, 2018 on the preliminary assessment rolls.

Note: Mecklenburg County participates in an assessment program to provide street lighting in order to increase safety in subdivisions. Homeowners in these subdivisions went through a rigorous petition process that qualified the subdivisions for funding in the form of a loan for the installation and operation of street lights. Homeowners are in turn assessed for these costs until the subdivisions are incorporated into the city limits. The public hearing is required by General

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Statutes and will allow property owners in these subdivisions to comment on the street lighting assessments for operating costs paid during the FY18 fiscal year.

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
CAPPS HOLLOW SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the economical traditional street lighting fixtures have been installed and are being operated on streets in the Capps Hollow Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted Final Assessment Resolutions on this project on September 2, 1997, and November 6, 2002, approving both projects for Sections 1 & 2 and requesting that Duke Power Company install and operate the economical traditional street lighting fixtures on all streets in the Capps Hollow Subdivision and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating cost would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$2,046.65 to Duke Power Company for charges incurred for the operation of these street lighting fixtures on said streets in the Capps Hollow Subdivision during the 2018 Fiscal Year plus \$300 in legal and other costs for a total of \$2,346.65 spent for these street lighting fixtures in the Capps Hollow Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100% of the property owner's share of the total costs to operate these street lighting fixtures during the 2018 Fiscal Year plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets within the Capps Hollow Subdivision; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

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RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Capps Hollow Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes does hereby set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Capps Hollow Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
CARDINAL WOODS SUBDIVISION AND CARDINAL WOODS ESTATE
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, twenty-four acorn street lighting fixtures have been installed and are being operated on streets within the Cardinal Woods Subdivision and Cardinal Woods Estate; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final Assessment Resolution on this project on October 20, 1998, approving the project and requesting that Duke Power Company install and operate the acorn street lighting fixtures on the streets in the Cardinal Woods Subdivision and Cardinal Woods Estate, and providing that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating costs would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$5,876.03 to Duke Power Company for the monthly operation costs incurred for these street lighting fixtures in the Cardinal Woods Subdivision and Cardinal Woods Estate during the 2018 Fiscal Year and has incurred \$300 in legal and other costs for a total

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of \$6,176.03 spent for the operation of these acorn street lighting fixtures in the Cardinal Woods Subdivision and Cardinal Woods Estate during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100% of the property owner's share of the total costs to operate these street lighting fixtures during the 2018 Fiscal Year, plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on the streets in the Cardinal Woods Subdivision and Cardinal Woods Estate where the acorn street lighting fixtures are located; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the Mecklenburg County tax records, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Cardinal Woods Subdivision and Cardinal Woods Estate during the 2018 Fiscal Year, and as required by the North Carolina General Statutes does hereby set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency, where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Cardinal Woods Subdivision and Cardinal Woods Estate at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

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**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
HEARTHSTONE SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the special street lighting fixtures have been installed and are being operated on all of the streets in the Hearthstone Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final assessment resolution on this project on January 19, 1993, approving the project and requesting that Duke Power Company install and operate the street lighting fixtures on all streets in the Hearthstone Subdivision and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating cost would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$2,471.93 to Duke Power Company for charges incurred for the operation of these street lights in the Hearthstone Subdivision during the 2018 Fiscal Year, plus \$300 in legal and other costs for a total of \$2,771.93, spent for the operation of these street lights in the Hearthstone Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100 percent (100%) of the property owner's share of the total cost of the operation of these street lights during the 2018 Fiscal Year, plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the

Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street

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lighting fixtures in the Hearthstone Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Hearthstone Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
McGINNIS VILLAGE SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the economical traditional street lighting fixtures have been installed and are being operated on all of the streets in the McGinnis Village Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final Assessment Resolution on this project on October 5, 1999, approving the project and requesting that Duke Power Company install and operate the economical traditional street lighting fixtures on all of the streets in the McGinnis Village Subdivision and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and the operating costs would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$3,281.17 to Duke Power Company for charges incurred for the operation of these street lighting fixtures on said streets in the McGinnis Village Subdivision during the 2018 Fiscal Year, plus \$300 in legal and other costs for a total of \$3,581.17, spent for

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the operation of these street lighting fixtures in the McGinnis Village Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100% of the property owner's share of the total costs to operate these street lighting fixtures during the 2018 Fiscal Year, plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on the streets in the McGinnis Subdivision within Mecklenburg County; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the McGinnis Village Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency, where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the McGinnis Village Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
MOUNTAIN POINT SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the acorn street lighting fixtures have been installed and are being operated on all of the streets in the Mountain Point Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final assessment resolution on this project on February 3, 1998, approving the project and requesting that Duke Power Company install and operate the acorn street lighting fixtures on all streets in the Mountain Point Subdivision and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating cost would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$6,119.28 to Duke Power Company for charges incurred for the operation of these street lights in the Mountain Point Subdivision during the 2018 Fiscal Year, plus \$300 in legal and other costs for a total of \$6,419.28, spent for the operation of the street lights in the Mountain Point Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100 percent (100%) of the property owner's share of the total cost to operate the street lights during the 2018 Fiscal Year, plus other costs, as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

September 5, 2018

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Mountain Point Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby, set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby, instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency, where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Mountain Point Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
MOUNTAIN POINT ESTATES SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the acorn street lighting fixtures have been installed and are being operated on all of the streets in the Mountain Point Estates Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final assessment resolution on this project on February 1, 2000, approving the project and requesting that Duke Power Company install and operate the acorn street lighting fixtures on all streets in the Mountain Point Estates Subdivision and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating cost would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$2,100.04 to Duke Power Company for charges incurred for the operation of these street lights in the Mountain Point Estates Subdivision during the 2018 Fiscal Year, plus \$300 in legal and other costs, for a total of \$2,400.04, spent for the

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operation of the street lights in the Mountain Point Estates Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100 percent (100%) of the property owner's share of the total cost to operate the street lights, during the 2018 Fiscal Year plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Mountain Point Estates Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby, set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing, in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Mountain Point Estates Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

September 5, 2018

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
ROYAL OAKS SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has a adopted street lighting assessment program pursuant to North Carolina law; and

WHEREAS, twenty-four acorn street lighting fixtures have been installed and are being operated on the streets within the Royal Oaks Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final assessment resolution on this project on February 6, 1996, approving the project and requesting that Duke Power Company install and operate the acorn street lighting fixtures on the streets in the Royal Oaks Subdivision, and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating costs would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$3,302.24 to Duke Power Company for the monthly operation costs incurred for these street lighting fixtures in the Royal Oaks Subdivision during the 2018 Fiscal Year and has incurred \$300 in legal and other costs for a total of \$3,602.24, spent for operation of these street lighting fixtures in the Royal Oaks Subdivision during the 2018 Fiscal Year; and

WHEREAS, the basis for assessment will be 100 percent (100%) of the property owner's share of the total cost to operate these street lighting fixtures during the 2018 Fiscal Year, plus other costs as described in Section 153A-193 of General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of the said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot, and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

September 5, 2018

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Royal Oaks Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby, set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby, instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to the date of the public hearing, in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Royal Oaks Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

**PRELIMINARY ASSESSMENT ROLL RESOLUTION
STREET LIGHTING ASSESSMENT PROJECT
SPICEWOOD SUBDIVISION
OPERATION COSTS FY 2018**

WHEREAS, the Mecklenburg Board of County Commissioners has adopted a street lighting assessment program pursuant to North Carolina law; and

WHEREAS, the special street lighting fixtures have been installed and are being operated on all of the streets in the Spicewood Subdivision; and

WHEREAS, the Mecklenburg Board of County Commissioners adopted a Final assessment resolution on this project on October 5, 1992, approving the project and requesting that Duke Power Company install and operate the street lights on all streets in the Spicewood Subdivision, and that the monthly charges would be paid to Duke Power Company by Mecklenburg County, and that the operating cost would be assessed to the property owners by Mecklenburg County; and

WHEREAS, Mecklenburg County has paid a total of \$1,731.86 to Duke Power Company for charges incurred for the operation of these streetlights in the Spicewood Subdivision during the 2018 Fiscal Year, plus \$300 in legal and other costs for a total of \$2,031.86, spent for the operation of the street lights in the Spicewood Subdivision during the 2018 Fiscal Year; and

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WHEREAS, the basis for assessment will be 100 percent (100%) of the property owner's share of the total cost to operate the street lights during the 2018 Fiscal Year, plus other costs as described in Section 153A-193 of the General Statutes of North Carolina, said total cost to be apportioned equally to each parcel of land on said streets; and

WHEREAS, the proposed terms of payment of the assessment are such that each property owner must pay the total per lot share upon receipt of an assessment from Mecklenburg County, plus 8% per annum rate of interest if payment is not received by the due date as indicated on each individual assessment; and

WHEREAS, the method of payment for each property owner's portion of the cost of said operation must be paid by direct payment to Mecklenburg County; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency (LUESA) has prepared the Preliminary Assessment Roll and a map showing each lot assessed, the basis for assessment, the amount assessed against each lot, and the name of the owner of each lot as shown on the Mecklenburg County tax record, which Preliminary Assessment Roll and map are attached hereto and incorporated herein by reference; now, therefore be it,

RESOLVED, that the Mecklenburg Board of County Commissioners does adopt this Preliminary Assessment Roll Resolution on the street lighting assessment project for the operational cost of the street lighting fixtures in the Spicewood Subdivision during the 2018 Fiscal Year, and as required by the North Carolina General Statutes, does hereby, set a public hearing on this Preliminary Assessment Roll for 6:30 p.m. on October 02, 2018 in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, and does hereby instruct that a copy of this Preliminary Assessment Roll and Resolution be on file in the office of the Clerk to the Board of the County Commissioners and the Mecklenburg County Land Use and Environmental Services Agency where it shall be available for public inspection. The Clerk is hereby instructed to publish, or cause to be published, at least ten (10) days prior to date of the public hearing in a newspaper of general circulation in the County, a notice that this Preliminary Assessment Roll Resolution has been completed, the time and place of public hearing and the time and place it is available for public inspection. The LUESA Director is hereby instructed to mail, or cause to be mailed, a notice of the public hearing by first-class mail to each property owner on said streets in the Spicewood Subdivision at the address as shown in the tax records at least ten (10) days prior to the date set for the public hearing. The notice shall state the time and place the Preliminary Assessment Roll is available for inspection, the amount shown on the Preliminary Assessment Roll as the assessment against the property; and the date, time, and place of the public hearing on the Preliminary Assessment Roll; and further, the LUESA Director is hereby instructed to certify to the Board of County Commissioners that the notices of the public hearing were mailed by first-class mail and the date on which they were mailed.

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

Approve Minutes of Regular meeting held August 8, 2018.

18-4881 TAX REFUNDS

Approve refunds in the amount of \$10,576.74 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor; and

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

Approve refunds in the amount of \$8,781.33 and interest as statutorily required to be paid as requested by the County Assessor.

Note: This Board action is necessary to approve tax refunds resulting from clerical errors, audits and other amendments, including revaluation appeals. There is no estimated accrued interest for the refunds being presented.

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

18-4883 STORM WATER PROGRAM - FY19 HAZARD MITIGATION FLOODPLAIN ACQUISITION

1. Authorize acceptance of a bid and assignment from Self-Help Ventures Fund in an amount not to exceed \$64,500 in order to acquire the property from a foreclosure action, located at 812 Norwood Drive, Charlotte, NC (tax parcel 071-131-19) via Trustee's Deed; and

2. Authorize the Charlotte-Mecklenburg Police and Fire Departments to use the structures for training exercises.

Note: Since late 1999, Mecklenburg County has used local storm water fee revenue to acquire property that will 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.). The requested action will consist of acquiring and demolishing the existing residence using County Storm Water Services capital funds. This will serve the dual functions of removing the building and its occupants from flood risk while securing property needed for future stream enhancements and greenway construction, both of which are currently funded project.

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18-4886 RESOLUTION CONCERNING THOMPSON ORPHANAGE SCULPTURE

Approve a Resolution supporting the County's application to NCDOT for the proposed installation of the Trail of History Thompson Orphanage Sculpture for Urban Little Sugar Creek Greenway.

**RESOLUTION SUPPORTING MECKLENBURG COUNTY'S APPLICATION FOR AND
INSTALLATION OF THE TRAIL OF HISTORY THOMPSON ORPHANAGE SCULPTURE PURSUANT TO
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION POLICY**

***WHEREAS**, the bronze Trail of History Thompson Orphanage Sculpture (the "Sculpture"), which is to be provided to Mecklenburg County (the "County") by the non-profit Trail of History organization and thereafter (i.e., following dedication thereof) maintained by the County, will serve the public as an educational reminder of certain individuals of particular importance to the overall development of the County; and*

***WHEREAS**, the Sculpture, a rendering of which is attached hereto as Exhibit A, is proposed to be located along Little Sugar Creek Greenway as shown on the attached map as Exhibit B; and*

***WHEREAS**, the North Carolina Department of Transportation ("NCDOT"), in recognizing that aesthetic enhancements to urban spaces, public greenways, and rights of way (including architectural and design features, public art, and/or other visual interests) provide cultural benefits to communities and can potentially result in positive economic development and tourism (both locally and throughout North Carolina), adopted its North Carolina Public Art on the Right of Way Policy in December of 2010 (the "Policy"); and*

***WHEREAS**, NCDOT policy provides that local government agencies may request aesthetic enhancements to urban spaces, public greenways and rights of way, provided such agencies and/or enhancements conform to NCDOT policies and procedures (including [but not limited to] providing an adopted local resolution (and assuming financial responsibility for installation and maintenance of such enhancements.)*

***NOW, THEREFORE, BE IT RESOLVED**, by the Mecklenburg County Board of Commissioners (the "Board") at its regularly scheduled meeting on September 5, 2018, that the Board supports the County's application to NCDOT for acceptance and subsequent installation and maintenance of the Sculpture in accordance with applicable NCDOT policies and procedures.*

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

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18-4887 INTERLOCAL AGREEMENT BETWEEN MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE REGARDING STEVENS CREEK STREAM RESTORATION PROJECT

Adopt Resolution Regarding Interlocal Agreement (ILA) between Mecklenburg County and the City of Charlotte to fund the Stevens Creek Stream Restoration Project.

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION REGARDING INTERLOCAL AGREEMENT
BETWEEN MECKLENBURG COUNTY AND THE CITY OF CHARLOTTE
TO FUND THE STEVENS CREEK STREAM RESTORATION PROJECT**

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

WHEREAS, N.C.G.S. §160A-461 (“Interlocal Cooperation Authorized”) authorizes units of local governments to enter into agreements with each other in order to execute certain undertakings, 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, County and the City of Charlotte (the “City”) have negotiated and finalized an Interlocal Agreement (the “ILA”) for Funding of the Stevens Creek and Gravity Sewer Project, to be dated on or about the date hereof, a copy of which is attached hereto as Exhibit A; and

WHEREAS, N.C.G.S. §160A-461 further requires that such agreements “...be ratified by resolution of the governing board of each unit and spread upon its minutes”; and

WHEREAS, on April 9, 2018, the City Council recognized and approved for the City to enter into the Interlocal Agreement with the County;

NOW, THEREFORE, BE IT RESOLVED,

- (i) that the County Manager (or his/her authorized designee) be authorized and directed to execute the ILA, and that this Resolution be spread upon the County minutes;
- (ii) that the County Manager (or his/her authorized designee) be authorized to provide County’s written approval of the award by City of the construction contract for the Project, as more specifically detailed in the ILA;
- (iii) that the County Manager (or his/her authorized designee) be authorized to enter into and approve any subsequent proposed change orders to the construction contract originally approved by County pursuant to subsection (ii) above; and

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- (iv) that County shall appropriate \$2,702,664.39 from the Storm Water Services Fund, combined with \$184,800 in appropriated Capital Improvement Paygo Funds for Park and Recreation, fund the sum of \$2,887,464.39 to the City as the County's contribution for completion of the Project, in accordance with the terms and conditions of the ILA.

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

18-4889 MECKLENBURG COUNTY SOLID WASTE EXTENSION OF DISPOSAL CONTRACT WITH BFI WASTE SYSTEMS

Authorize the County Manager to execute an extension of the BFI Waste Systems of North America, Inc. Speedway landfill disposal contract to 2028 with possible additional extension(s) based on available capacity and needs of the County.

18-4891 EASEMENT DONATION - PINE VALLEY NEIGHBORHOOD PARK

Accept donation of a permanent access easement and water line easement on Tax Parcel 207-124-08 (+/- 0.088 acres) from the Pine Valley Homeowners Association for development of Pine Valley Neighborhood Park.

18-4892 MECKLENBURG COUNTY SOLID WASTE COLLECTION SERVICES

Authorize the County Manager to negotiate and execute a contract with Waste Connections, Inc. for a multi-year contract for the collection of solid waste, and if a successful contract cannot be negotiated with Waste Connections, Inc. to then negotiate and execute a contract with Waste Pro.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

18-4866 CONVEYING OF PERSONAL PROPERTY - SHERIFF'S OFFICE

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 adopt a Resolution approving the conveyance of personal

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property, a trailer, from the Mecklenburg County Sheriff's Office to the City of Charlotte Fire Department.

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

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION ON DONATION OF EQUIPMENT
TO CITY OF CHARLOTTE FIRE DEPARTMENT**

WHEREAS, the Mecklenburg County Sheriff's Office has a trailer that is no longer being used by the Mecklenburg County Sheriff's Office; and

WHEREAS, the trailer is obsolete and is no longer being used by the ALERT team at Mecklenburg County Sheriff's Office; and

WHEREAS, the Mecklenburg County Sheriff has learned that the City of Charlotte Fire Department is in need of a trailer; and

WHEREAS, NCGS 160A-280 allows one North Carolina local government to donate obsolete or unused personal property to another North Carolina local government; and

WHEREAS, as required by law, a notice has been posted at least 5 days prior to the September 5, 2018 Board of County Commissioners meeting indicating that the Board of Commissioners would consider donating the ALERT trailer to the City of Charlotte Fire Department at its September 5, 2018 meeting; now, therefore, be it,

RESOLVED, that the Mecklenburg County Board of Commissioners, does hereby approve, donating the ALERT trailer to the City of Charlotte Fire Department and authorizes the County Manager, or her designee, to take all necessary actions to convey title to such equipment to the City of Charlotte Fire Department.

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

18-4867 DUKE ENERGY LIGHTING SERVICE CONTRACT - PARK ROAD PARK

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 a 10-year contract with Duke Energy at \$145.95 per month to provide path lighting along the lakeside at Park Road Park.

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

Commissioner Ridenhour asked about the type of lighting that would be placed in the park. Lee Jones, Director of Park and Recreation addressed the question.

18-4868 GRANT APPLICATION - SENIOR HEALTH INSURANCE INFORMATION PROGRAM (SHIIP)

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 a grant application of up to \$13,000 for a Senior Health Insurance Information Program Grant (SHIIP); and if awarded, recognize, receive and appropriate such funds.

Note: The grant awards will be distributed in FY2019 and will be used to continue existing Medicare Education and Counseling Services offered in all three MCPR Senior Centers, Levine Senior Center, some MCPR recreation centers, churches and senior living locations.

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

18-4871 DECLINE RIGHT OF FIRST REFUSAL - CMS PROPERTY AT DOUBLE OAKS

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, and Scarborough voting yes, to decline the County's statutory right of first refusal on Tax Parcel 075-105-29 (+/- 11.1 acres) owned by Charlotte-Mecklenburg Board of Education to permit sale of the property to the City of Charlotte.

Note: At its August 14, 2018 meeting, the Charlotte-Mecklenburg Board of Education ("CMBE") declared its intent to sell the subject parcel to the City of Charlotte, contingent upon the County declining its statutory right of first refusal. The subject parcel is located at 1209 Eureka Street in the Double Oaks neighborhood of Charlotte. Discussions between CMS and the City resulted in an agreement for the City to purchase the property for a sales price of \$3,125,000. The City intends to have the property redeveloped for workforce and affordable housing, and other uses. The County's Asset and Facility Management Department has determined that the County has no business need to acquire the property.

Commissioners Leake and Fuller removed this item from Consent for more public awareness.

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Commissioner Fuller asked about the City's plans for the affordable housing referenced. County Manager Diorio said she did not know any of the details but would get that information.

Commissioner Fuller said he'd also like to know what the County's contributions have been relating to affordable housing.

18-4872 DECLINE RIGHT OF FIRST REFUSAL - CMS PROPERTY AT DAVIDSON IB

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake, Puckett, and Scarborough voting yes, to decline the County's statutory right of first refusal on Tax Parcel 007-013-19 (+/- 5.1 acres) owned by Charlotte-Mecklenburg Board of Education to permit sale of the property to the Town of Davidson.

Note: At its August 14, 2018 meeting, the Charlotte-Mecklenburg Board of Education ("CMBE") declared its intent to sell the subject parcel to the Town of Davidson, contingent upon the County declining its statutory right of first refusal. The subject parcel is located on South Street in the Town of Davidson and once served as Davidson IB School. Discussions between CMS and the Town resulted in an agreement for the Town to purchase the property for a sales price of \$2,460,000. The Town intends to renovate the property and use it for Town offices. The County's Asset and Facility Management Department has determined that the County has no business need to acquire the property.

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

18-4875 BUDGET AMENDMENT - CRIMINAL JUSTICE SERVICES (REVENUE AND EXPENSE 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 additional State revenue in the amount of \$113,300 for Re- Entry Services from the North Carolina Department of Public Safety.

Note: The additional funds will be used for supportive services such as housing and employment support for ex-prisoners. The contract term shall be effective to spend the additional funds through June 30, 2019.

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Commissioner Leake removed this item from Consent for more public awareness. Commissioner Leake requested information on the impact made, as a result of the County's receipt of these funds over the last five years.

Commissioner Fuller asked if the funds could be used for expungement. Criminal Justice Services Director Sonya Harper said no.

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

18-4888 NCDOT GRANT FUNDING FOR GREENWAYS

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

1. Recognize, receive and appropriate the award of two grants for McDowell Creek and Stewart Creek Greenways awarded by the North Carolina Department of Transportation (NCDOT); and
2. Approve the use of Federal Disadvantaged Business Enterprise (DBE) special provision for bidding, in lieu of using the County M/W/SBE provisions, as required in order to obtain NCDOT grant funding.

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

Lee Jones, Director of Park and Recreation addressed the receipt of these grants.

18-4884 BUDGET AMENDMENT - FUND BALANCE APPROPRIATION – LUESA

Motion was made by Commissioner Leake, seconded by Commissioner James and carried 8-0 with Commissioners Clarke, Cotham, Fuller, Leake, Puckett, and Scarborough voting yes, to appropriate fund balance in the amount of \$104,921 from Huntersville Extra Territorial Jurisdiction (ETJ) Fire Tax.

Note: Due to the enhanced level of service to citizens associated with the opening of Fire Station #4 on McIlwaine Road, the Town of Huntersville requested a drawdown of \$104,921 from its fund balance. The request was directly attributable to the opening of the fourth station, which occurred on May 12, 2018 and serves the Huntersville ETJ. The expense of \$104,921 is commensurate with the full year operating costs of that station.

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

Commissioner Dunlap returned to the dais.

18-4885 SET PUBLIC HEARING -- ZONING PETITION #2018-001C

Motion was made by Commissioner Fuller, seconded by Commissioner Puckett and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to adopt resolution setting a public hearing on petition for zoning changes, Petition 2018-001C, to be held on Tuesday, September 18, 2018, at 6:30 p.m. in the Meeting Chamber of the Charlotte-Mecklenburg Government Center; and direct the Clerk to the Board to publish the notice of public hearing as required.

Note: The Planning Commission received a rezoning petition (Petition 2018-001C) for a property that is located in the Town of Pineville's sphere of influence, which has not been accepted by Pineville. Therefore, the petition must be heard by the Board of County Commissioners. It's Petition No. 2018-001(C) by Northwood Ravin Development for a change in zoning for approximately 12 acres located on the west side of Lancaster Highway near the intersection of Lancaster Highway and Southcrest Lane from R-3 (Single Family Residential) to UR-2(CD) (Urban Residential, Conditional).

**A RESOLUTION PROVIDING FOR PUBLIC HEARING
ON PETITION FOR ZONING CHANGES**

WHEREAS, the Board of County Commissioners has received a petition for zoning changes, which petition, numbered 2018-001(c) is on record in the Office of the Board Clerk; and

WHEREAS, the Board of County Commissioners deems it in the public interest that a hearing be held on said petition;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Mecklenburg, that a public hearing will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, located at 600 East Fourth Street beginning at 6:30 p.m., or as soon thereafter as the agenda allows, on Tuesday, September 18, 2018 on petition number 2018-001(c).

BE IT FURTHER RESOLVED that notice of said hearing be published as required by law.

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

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Commissioners Fuller removed this item from Consent for more public awareness and to ask if the petitioner could provide elevation information. Tammie Keplinger with City of Charlotte Planning and Design Development addressed the question.

ADJOURNMENT

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, that there being no further business to come before the Board that the meeting be adjourned at 9:08 p.m.

Janice S. Paige, Clerk

Ella B. Scarborough, Chair