The Board of County Commissioners met in a duly noticed regular meeting on August 15, 2013 at 5:30 p.m. in the Commissioners’ Meeting Room, 301 W. Market St., Greensboro, North Carolina.

PRESENT: Vice Chairman Bill Bencini, presiding; Commissioners Jeff Phillips, Bruce Davis, Carolyn Q. Coleman, Kay Cashion, Hank Henning, Alan Branson, and Ray Trapp.

ABSENT: Chairman Linda Shaw

ALSO PRESENT: Marty Lawing, County Manager; Mark Payne, County Attorney; Crystal Maurer, Interim Clerk to Board; Robin Keller Legal Services Administrator; and members of the media.

I. INVOCATION

Ben Chavis, Tax Director and Board Chaplin, provided an invocation.

II. PLEDGE OF ALLEGIANCE

Boy Scout Troop 426 led those present in the Pledge of Allegiance.

III. WELCOME AND CALL TO ORDER

Vice Chairman Bencini welcomed those present and called the meeting to order. He announced that Chairman Shaw is recuperating from a medical procedure and would be participating from her residence.

IV. SPEAKERS FROM THE FLOOR

Sal Leone of Van Allen Circle, Greensboro asked that the Board to ask questions and make a good decision on the Greensboro Performing Arts Center before them tonight.

John Alexander Underwood of Westminster Drive, Greensboro shared that transparency in government spending is important to him and questioned if the Greensboro Performing Arts Center had a cost benefit analysis completed.
George Hartzman of Baytree Drive, Greensboro spoke about a past vote for the Greensboro Aquatic Center. Mr. Hartzman questioned the funding sources and expressed concern as to the legality of funding the Greensboro Performing Arts Center (GPAC).

Noah McMichael of Walker Avenue, Greensboro stated that his concern about the Greensboro Performing Arts Center was traffic and adequate parking needs.

Ernie Wittenborn of Greensboro expressed concern about the Performing Arts Center. He urged the Board to deny the request.

Karen Albright of Pleasant Garden questioned the City of Greensboro’s vote regarding the Bessemer Shopping Center.

V. CONSENT AGENDA

Vice-Chairman Bencini asked if any Commissioners would like to remove any items from the consent agenda for separate consideration.

Commissioner Davis removed item V.A.8 for separate consideration.

Motion was made by Commissioner Bruce Davis, and seconded by Commissioner Ray Trapp to approve the consent agenda.

VOTE: Motion to approve carried 8 – 0
NOES: None

A. BUDGET AMENDMENTS

1. Approved the following FY 2014 Public Health budget amendment as detailed below. Upon approval the resulting change will increase the budget by $7,867, while decreasing Appropriated Fund Balance by ($8,633). NO ADDITIONAL COUNTY FUNDS REQUIRED.

   Family and Children: $7,867
   a.) Approved a $16,500 increase in Other Revenue (Robert Wood Johnson grant funds received through the Cabarrus Health Alliance) and a ($14,4468)decrease in Appropriated fund Balance for continuation of “Project Smile”, a collaborative dental project with the Alliance. The purpose of the project is to continue a shared approach to improving public health dental services in both Cabarrus and Guilford Counties. The Health Department shares a total grant of 4125,000 through January 4, 2015 for planning, research, staffing and administrative expenses.
   b.) Approved $5,835 increase in Appropriated Fund Balance (United Way of High Point Venture Grant) carryover, funds received in prior fiscal year for Public Health Clinical...
Services Centering Pregnancy Initiative. Centering Pregnancy is a new model of Prenatal Care that will reach more pregnant women earlier in their pregnancy and provide improved birth outcomes.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

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<tr>
<th>General Fund</th>
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<tbody>
<tr>
<td>Increase Appropriation</td>
<td>$7,867</td>
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<tr>
<td>Public Health</td>
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<tr>
<td>Increase Other Revenue</td>
<td>$16,500</td>
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<tr>
<td>Decrease Appropriated Fund Balance</td>
<td>($8,633)</td>
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2. a.) Approved establishment/amendment of Environmental Health and Management Services fees as outlined in attached fee schedule. The service areas affected include Water Samples, State Lead and DOT inspections as well as the CPR Training Center.
b.) Approve an increase to the FY 2014 Public Health budget totaling $18,000 related to the updated CPR Training Center fees highlighted above. The additional revenues will be used for supplies, equipment maintenance and staff time. The Board of Health approve July 15, 2013. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

<table>
<thead>
<tr>
<th>General Fund</th>
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<tbody>
<tr>
<td>Increase Appropriation</td>
<td>$18,000</td>
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<tr>
<td>Public Health</td>
<td></td>
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<tr>
<td>Increase User Charges</td>
<td>$18,000</td>
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3. Approved increase to the FY 13-14 budget for Cooperative Extension to accept a 2013 grant for $7,500 from Syngenta Corporation for the purpose of the School Garden Network program to help support one year of contracted service. The consultant will assist in the establishment and coordination of the school garden program in various Guilford County Schools. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

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<th>General Fund</th>
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<tbody>
<tr>
<td>Increase Appropriation</td>
<td>$7,500</td>
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<tr>
<td>Cooperative Extension</td>
<td></td>
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<tr>
<td>Increase Other Revenue</td>
<td>$7,500</td>
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</tbody>
</table>
4. Approved increase to the FY 2013-2014 budget for Cooperative Extension in the amount of $1,738 to accept a donation from Whole Foods Market for the purpose of the School Garden Network program to help support contracted services to help establish and coordinate school garden programs in additional Guilford County Schools. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

**General Fund**
- Increase Appropriation to Cooperative Extension by $1,738
- Increase Other Revenue by $1,738

5. Approved an increase to the Other Protection FY 2013-14 budget in the amount of $10,149 to reflect the reappropriation of the remaining funds awarded in FY 13 that were not expended in the last fiscal year. The Governor's Crime Commission approved the adjustment of these funds on July 12, 2013 to enable the Specialty Courts to complete the purchase of office supplies for their program.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

**General Fund**
- Increase Appropriation to Other Protection by $10,149
- Increase Appropriated Fund Balance by $10,149

6. Approved the increase to the FY 2013-14 Law Enforcement Budget, in the amount of $1,500, to reflect a modification by the Governor's Highway Safety Grant office. The original Governor's Highway Safety Grant, awarded to the Guilford County Sheriff's Office, was in the amount of $20,000. The modified amount awarded is $21,500. The increase was issued to allow the Law Enforcement Liaison to attend a National Conference in St. Louis, MO. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

**BUDGET ORDINANCE AMENDMENT**

**General Fund**
- Increase Appropriation Law Enforcement $1,500
- Increase Federal/State (Governors Highway Safety Grant) $1,500

7. a). Approved increase to the Law Enforcement FY 2013-14 budget in the amount of $97,628 to reflect the appropriation of Federal Forfeiture Funds. b). Approve the purchase of a Sheriff's Emergency Response Team Van off of GSA contract GS-30F-0026U in the amount of $87,972 and an additional $9,656 to include the 3% Highway Use Tax, tag fee and law enforcement equipment and installation. The total cost is
$97,628. The van will be purchased from Matthews Specialty Vehicles, 101 S. Swing Road, Greensboro, NC 27409. The addition of this vehicle will allow Sheriff’s Emergency Response Team officers to respond to crisis situations and will allow them accessibility to surveillance equipment, computers and weapons. This vehicle will transport the Sheriff's Emergency Response Team and their tactical equipment to incidents such as, hostage/barricaded subjects, high risk search warrants and active shooters. The unaudited balance of the Department of Justice Federal Forfeiture Fund, before the purchases set out in this agenda, is $1,240,831.21. NO ADDITIONAL COUNTY FUNDS ARE REQUIRED.

The following Budget Ordinance Amendment was adopted:

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<th>BUDGET ORDINANCE AMENDMENT</th>
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<tr>
<td>General Fund</td>
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<tr>
<td>Increase Appropriation Law Enforcement $97,628</td>
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<tr>
<td>Increase Fund Balance Appropriated $97,628</td>
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</table>

Item V.A. 8 – Removed from Consent Agenda for separate Consideration.

9. a.) Approved receipt of the 2013 Governor's Highway Safety Grant for the Law Enforcement Liaison Program in the amount of $20,000. b.) Increase the 2013/14 Law Enforcement budget by $20,000. to reflect the appropriation of the 2013 Governor's Highway Safety Program Grant. The Law Enforcement Liaison Program grant funds will be used for the region wide coordination of the Booze It/Lose It and Click It & Ticket campaigns. This includes providing training, purchasing ALCO equipment (Sobriety test equipment), window tent meters, aircards as well as dollars for an annual retreat and annual meeting. NO LOCAL MATCH IS REQUIRED. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

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<td>General Fund</td>
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<tr>
<td>Increase Appropriation Law Enforcement $20,000</td>
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<tr>
<td>Increase Federal/State $20,000</td>
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</table>

10. a.) Approved receipt of the 2013 HIDTA (High Intensity Drug Trafficking Area) Grant funds in the amount of $77,350. b.) Increase the FY 2013/14 Law Enforcement budget by $77,350 to reflect the appropriation of the 2013 HIDTA (High Intensity Drug Trafficking Area) Grant. These grant funds will be used for overtime, training, travel, communications for the Task force (phones/GPS) and technical investigative equipment. All HIDTA Grant funds are for the sole purpose of reducing drug trafficking and production in North Carolina. NO LOCAL MATCH IS REQUIRED. NO ADDITIONAL COUNTY FUNDS REQUIRED.
The following Budget Ordinance Amendment was adopted:

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<th>BUDGET ORDINANCE AMENDMENT</th>
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<tr>
<td>General Fund</td>
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<tr>
<td>Increase Appropriation Law Enforcement</td>
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<tr>
<td>Increase Federal/State (HIDTA grant)</td>
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11. a.) Approved receipt of the Governor's Highway Safety DWI Task Force Grant, in the amount $388,996 to be allocated through the Guilford County to Guilford County Sheriff's Office, Greensboro Police Department and the High Point Police Department for the period of October 1, 2013 - September 30, 2014. The Guilford County Board of County Commissioners approved the first year of this DWI Task Force Grant during the 9/11/12 BOC meeting, with this current item representing a continuation of that original grant award. The grant will be shared by participating agencies to include the Guilford County Sheriff's Office, Greensboro Police Department and High Point Police Department. The grant will cover the cost of (5) five existing law enforcement positions along with associated equipment and training such as additional air cards, blood testing and ALCO equipment (Sobriety test equipment) as well as In / Out of state training. The Guilford County Sheriff's Office is assigned (3) three of the positions and (2) two officers are assigned to the High Point Police Department. The Greensboro Police Department is providing officers for the taskforce, not charged to the grant.

b.) Decrease the FY 2013/14 Law Enforcement budget by ($14,912) to align current year appropriation with the actual Governor's Highway Safety DWI Taskforce Grant award total of $388,996. To align current year revenues the item reduces county appropriated fund balance by ($23,724), while increasing Federal / State Revenue by $8,812. A 15% and / or $58,349 match is required for this grant and has been included in the FY 2013/14 Law Enforcement budget. The grant will cover the cost of (5) five existing law enforcement positions along with associated equipment and training such as additional air cards, blood testing and ALCO equipment (Sobriety test equipment) as well as In / Out of state training. (2) Two officers are assigned to the High Point Police Department and (3) positions are assigned to the Guilford County Sheriff's Office. The Greensboro Police Department is providing officers for the taskforce, not charged to the grant.

The following Budget Ordinance Amendment was adopted:

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<tr>
<th>BUDGET ORDINANCE AMENDMENT</th>
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<tr>
<td>General Fund</td>
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<tr>
<td>Decrease Appropriation Law Enforcement</td>
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<tr>
<td>Increase Federal/State Revenue</td>
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<tr>
<td>Decrease Appropriated Fund Balance (County)</td>
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B. CONTRACTS

1. Approved purchase of two (2) Cab/Chassis from North Carolina State Contract 070G from Piedmont Ford, 412 S. Regional Rd., Greensboro, NC 27409. The two (2) Ford F450 Cab/chassis ($45,808 ea) will be for use by Emergency Services as medic/transport chassis. Total contract amount is $91,616.00. NO ADDITIONAL COUNTY FUNDS.

2. Approved the purchase of five (5) complete F650 Transport Ambulances at ($173,850.00 ea) and two (2) Medic/Transport Ambulance Boxes ($102,755 ea) for total award of $1,074,760 to Northwestern Emergency Vehicles, 1056 Hwy 194 N, West Jefferson, NC 28640. All items were included in the Capital Outlay Listing for FY14, and were bid under event 276 and event 283. NO ADDITIONAL COUNTY FUNDS.

3. Approve Price Only Contract with Matts Janitorial Services, the lowest responsive bidder located at 212 Lane Drive, Trinity, North Carolina to provide Janitorial Services which will include routine monthly cleaning, day person monthly, and quarterly services that will be provided for the Department of Social Services (DSS) Building located at 1203 Maple Street, Greensboro, NC. Contract amount is $187,130. The contract period will begin on September 1, 2013 and end on June 30, 2015 for an initial 22 month contract period with the option to renew for two additional one year renewals. NO ADDITIONAL COUNTY FUNDS.

4. a.) Approve a contract with low bidder Hodgin Construction in the amount of $175,000 for refurbishing the Camp Joy and Marina buildings at Hagan Stone Park.  b.) Approve a contract with low bidder High Point Builders, LLC in the amount of $516,500.01 for handicap accessibility improvements such as paved walks to various facilities at Hagan Stone Park. (Over $250,000 of the total amount spent will be reimbursed by PARTF grant funds). NO ADDITIONAL COUNTY FUNDS REQUIRED.

C. MISCELLANEOUS

1. Approved the following Voluntary Agricultural District Program Applications for a Total of 350.57 acres. There are currently 297 parcels at 13,858.28 acres in the Program.

2. Approved the Tax Department's Beverage Licenses and Collection Reports.

3. Approved the Tax Department's Rebate and Release reports.

4. Approved the following sets of minutes:
   11-15-12 Work Session
   01-17-13 Work Session
   01-17-13 Closed Session
   04-04-13 Regular Meeting
   05-02-13 Budget Work Session
   06-06-13 Building Naming Committee
   06-17-13 Special Meeting
ITEMS REMOVED FROM CONSENT FOR SEPARATE CONSIDERATION

Removed item V.8.

a.) Approve the appropriation of Department of Justice Federal Forfeiture Funds, in the amount of $54,001, from GSA Contract #GS-07F-9464G, to upgrade an existing undercover Law Enforcement vehicle in Special Operations. 
b.) Increase the FY 2013-14 Law Enforcement budget to reflect the appropriation of Department of Justice Federal Forfeiture Funds, in the amount of $54,001. The upgrades will be installed by SIRCHIE, P.O. Box 8789, Medford, NJ 08055-0789. The current surveillance vehicle is used in undercover operations to conduct covert surveillance of both suspects in criminal cases as well as providing protection for officers involved in undercover operations. The vehicle is currently equipped with outdated visual cameras and recording devices which are used to record these operations for prosecution in criminal cases as well as providing real time images and information to support teams in undercover officer operations. The upgrades would modernize all the essential equipment to the current industry standards and allow the vehicle to be utilized more in investigations to aid in solving criminal offenses and provide additional officer safety in undercover operations. The unaudited balance of the Department of Justice Federal Forfeiture Fund, before the purchases set out in this agenda, is $1,240,831.21. NO ADDITIONAL COUNTY FUNDS ARE REQUIRED. NO ADDITIONAL COUNTY FUNDS REQUIRED.

Motion was made by Commissioner Bruce Davis, and seconded by Commissioner Ray Trapp to approve Consent Item V.8.

Commissioner Davis asked about the bid process and the awarding of the contract to a provider located in New Jersey.

Sheriff Barnes stated that the purchase was for a specialty vehicle used for surveillance and that the goods needed fell under a “Sole Source” vendor. He said the work to up-fit the vehicle would be done locally, through a company in Raleigh NC, and that perhaps corporate office may be located in New Jersey.

Commissioner Davis asked about the bidding process.

Bonnie Stellfox, Purchasing Director, shared that the bid process could be waived given that they are purchasing of a GSA Contract. She elaborated that the company had been vetted by the State Government and the bidding processes was not necessary.

Motion was made by Commissioner Bruce Davis, and seconded by Commissioner Ray Trapp to approve Consent Item V.8.

VOTE: Motion to approve carried 8 - 0
VI. PUBLIC HEARINGS

A. Held Public Hearing on North Carolina Department of Transportation's 2012-13 Secondary Road Construction Program for Guilford County. (Mike Mills, NCDOT)

Vice Chairman Bencini introduced Cheryl McQuery, new North Carolina DOT District 7 Board of Directors Member.

Ms. McQuery indicated that for the first time in 35 years the State of North Carolina has recently changed the way that it prioritizes transportation projects and announced that she looks forward to working with the Board on any of the County’s transportation needs.

Mike Mills, Division Engineer for the DOT recognized Steven Robinson, local District Engineer and Brad Wile, Division Maintenance Engineer.

Mr. Mills discussed the proposed secondary road paving projects and the paved road improvements for 2012 and 2013.

Vice Chairman Bencini asked for the proponents and opponents to come forward.

Commissioner Coleman asked about state maintenance of roads in Pleasant Garden. She asked about concerns with Stonebridge Rd.

Mr. Mills said he would check to see where the road fell on the prioritization schedule.

Alan Branson indicated that there would be another public meeting to discuss secondary road concerns in Pleasant Garden next week.

Commissioner Phillips asked about contingency funds for secondary road projects.

Mr. Mills said it is a part of the allocation for Guilford County. He said that the contingency funds include surveying costs or any damage to personal property such as driveways during the completion of a project.

Commissioner Phillips asked about cost overruns. Mr. Mills said the funds are for a number of items.

Motion was made by Commissioner Coleman, and seconded by Commissioner Branson to approve the 2012-13 Secondary Road Construction Program for Guilford County.

VOTE: Motion to Approve carried 8 - 0
NOES: None
Chairman Shaw joined the meeting at 6:20 p.m.

VII. UNFINISHED BUSINESS

There being none Vice-Chairman Bencini moved onto the next agenda item.

VIII. NEW BUSINESS

A. Adopted Resolution Establishing the Procedure for Requesting the North Carolina General Assembly to Change the Location of the County Line.

RESOLUTION ESTABLISHING THE PROCEDURE FOR REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY TO CHANGE THE LOCATION OF THE COUNTY LINE

WHEREAS, only the North Carolina General Assembly can change a county line, pursuant to N.C.G.S. Section 153A-17 and the General Assembly has adopted Session Law 2013-68 which authorized the actions taken herein; and

WHEREAS, the boundary between Guilford and Alamance Counties was established by survey commissioned by an Act of the North Carolina General Assembly which Act was adopted during the Session of 1848 and 1849 at the time Alamance County was formed and on May 14, 1849 the survey results were recorded in the office of the Clerk to the North Carolina General Assembly, and many of the survey references demarcating the Alamance County – Guilford County line are identifiable today; and

WHEREAS, over the past 164 years various agreements, deeds, surveys, in addition to certain arrangements were made by and between the Alamance County and Guilford County tax collectors which have resulted in confusion over the situs of specific parcels of land in both Alamance County and Guilford County; said confusion being heightened by the ever increasing residential and commercial development in proximity to the Alamance County - Guilford County boundary line; and

WHEREAS, both Alamance County and Guilford County have previously engaged in discussions with other neighboring counties to resolve their mutual boundary lines; and

WHEREAS, the Alamance County Board of County Commissioners and the Guilford County Board of County Commissioners both recognized in 2007 by Resolution that the boundary line between the two counties is uncertain and that a fair, equitable, joint resolution of this matter was desired by both counties; and

WHEREAS, the Guilford County Board of County Commissioners and the Alamance County Board of County Commissioners are committed to the principle, set forth in state statutes, that taxable property is to be listed and taxed in the county within which it is situated; and
WHEREAS, the North Carolina Geodetic Survey has now located the existing true Alamance County/Guilford County line as surveyed in the 1849 survey and the Guilford County Board of County Commissioners, in accordance with Session Law 2013-68, believes a written procedure is advisable to set forth a method to be followed before any changes to the line established by the North Carolina Geodetic Survey are recommended by the Board to the North Carolina General Assembly.

WHEREAS, the Guilford County Board of County Commissioners and the Alamance Board of County Commissioner have joined to achieve a definitive resolution to the issue of the boundary line to eliminate the adverse impact this confusion has on property owners directly affected by the uncertain location of the boundary line and have by similar Resolutions of both Boards in December of 2007 requested that the North Carolina Geodetic Survey conduct a boundary survey and said survey has now been completed.

NOW, THEREFORE, BE IT RESOLVED that proposed changes to the existing Alamance County/Guilford County boundary line may be presented to the Guilford County Board of County Commissioners for appropriate action as follows:

1. The County will notify all landowners owning parcels intersected by, or within 150 feet of the line as determined by the County and set out the details of the decision of the Guilford County Board of County Commissioners in this Resolution; the notice will seek input from the landowners to determine whether the landowners wish to seek a line boundary other than the line established by the North Carolina Geodetic Survey.

2. As a condition for final Board approval, after meeting all other criteria as set forth herein, the property must be professionally surveyed by the persons interested in the change at their sole cost and expense. Local surveyors providing such final property surveys along the county line should accurately depict the position of the true county boundary line upon the survey map by either tying the survey into the NC State Plane Grid Coordinate Systems network of monuments, or tying the survey into a line marker and azimuth mark, or by using GPS survey technology equipment on the NAD 83 (NSRS2007) basis. The preliminary survey should then be submitted by the persons requesting the change to both the Alamance County and Guilford County Boards for each Board’s review and consideration;

3. The property or portion of property that is being proposed to be moved into either subject county, by moving the county line shall be property that is adjoining the existing true county line or divided by the existing true county line and has been historically identified with the adjoining county. Property that is not adjoining the existing true county line or divided by the existing true county line shall not be considered under this procedure;

4. Upon receipt of all applicable landowners’ petitions for boundary reconsideration within the noticed period, both County Boards in a public hearing must first discuss and consider the rationale for making the change in the existing county line, taking into consideration, but not limited to, the following:

   a- Public health and safety reasons;
   b- Natural geographic features such as lakes, rivers, ravines, canyons or mountains that pose excessive barriers or obstacles for services to residents;
c- Designated watershed, dedicated conservation easement use, or dedicated natural areas that permanently prevent the construction of roads, bridges or otherwise adversely limit access to an area;
d- Adverse land use impacts;
e- Adverse environmental impacts;
f- Opposition to moving the line from neighbors and businesses in the affected area;

5. If, after considering and discussing the reason or reasons for moving the portion of the existing county line, the Boards agree to make the proposed change to the existing county line, then the Boards would instruct their respective staffs to prepare an appropriate Resolution as to any transition or modifications regarding petitioned properties along the Alamance County/Guilford County line, to be submitted for approval by both Boards;

6. If both Boards pass their Resolutions to make the change to the existing county line from the original true county line location, then ratification from the NC General Assembly may be sought by the proponents of the change;

7. If the General Assembly ratifies the change in the existing line then proponents of the change shall present the survey setting forth the change and ensure that it is recorded in office of the Register of Deeds for both counties and with the North Carolina Secretary of State.

NOW THEREFORE, BE IT RESOLVED by the Guilford County Board of Commissioners that this Resolution shall become effective upon its adoption.

Mark Payne explained the process for the establishment of the County Line and for requested modifications. He shared that the Resolution sets in place countywide methodology to allow for adjustments the geodetic line.

Commissioner Cashion asked if the finalization of the County Line would come back to the Board for approval.

Mr. Payne said there will be a public hearing for the finalized line and any consideration of modification requests.

Commissioner Davis asked when there will be public input.

Mr. Payne said the staff needs to identify the properties eligible to be adjusted and then send notices. He said the property owners will need to obtain their own survey should they be interested in requesting a line change.

Commissioner Davis asked about notification and the process the County would use.

Mr. Payne stated they have not determined the process at this point. He said most of the property owners are aware of the situation.
Commissioner Davis stated that he wanted to make sure the County completed their due diligence.

Motion was made by Commissioner Davis, and seconded by Commissioner Trapp to approve Adopting Resolution Establishing the Procedure for Requesting the North Carolina General Assembly to Change the Location of the County Line.

**VOTE:**

**Motion to approve carried 9 – 0**


**NOES:** None

B. Approved a Sole Source exception for the purchase of (7) seven Segway x2 Patroller vehicles for 52,780 from Segway, Inc., 14 Technology Drive, Bedford, NH 03110. Funding for this purchase will come from Department of Justice Federal Forfeiture Funds. The purchase of the Segway x2 Patroller vehicles will allow School Resource Officers to patrol their designated school property and travel between middle and high schools more effectively, especially during emergencies. The Segway x2 Patroller Vehicles will be placed at the following schools: Northeast, Eastern, Southeast, Southern, Ragsdale, Northwest and Northern. They can also be utilized for other school and law enforcement events which require foot patrol.

b.) Increase the 2013/14 Law Enforcement budget in the amount of 52,780 to reflect the appropriation of Department of Justice Federal Forfeiture funds for the purchase of (7) seven Segway x2 Patroller vehicles from Segway, Inc., 14 Technology Drive, Bedford, NH 03110. The unaudited balance of the Department of Justice Federal Forfeiture Fund, before the purchases set out in this agenda, is $1,240,831.21. NO ADDITIONAL COUNTY FUNDS REQUIRED. (Sheriff Barnes)

Commissioner Coleman stated that she attended a convention in Orlando and the officers drove Segways. She asked if they would be available to event planners and volunteers.

Captain Elliott shared with the Board that the Segways would be assigned to particular officers stationed at the schools and only be used by those officers. He stated that they would not be used by volunteers.

Commissioner Coleman reiterated her question for the Segways to be utilized for outside agencies.

Captain Elliott responded that utilization of outside law enforcement agencies would have to be approved by the Sheriff.

Sheriff Barnes said they would not be used by outside groups.

Commissioner Davis questioned the County Attorney about bringing this item back to the Board given that this matter was previously voted down.
Mr. Payne said a motion to reconsider needs to be done in close proximity to the original vote and needs to be brought by someone on the prevailing side. He said the action requested on this agenda is different because it is a new fiscal year and the previous item was for an amendment to the previous year’s budget and that the amount requested in this action is different.

Commissioner Davis clarified that an item could be brought forward again with each new fiscal year.

County Attorney Payne confirmed Mr. Davis’ statement.

Commissioner Davis expressed his concerns and shared that in his opinion that the Segway’s will not make the schools safer and indicated that he could not vote to approve the requested item.

Motion was made by Commissioner Phillips, and seconded by Commissioner Branson to approve Item VII B. a) and b)

b.) Increase the 2013/14 Law Enforcement budget in the amount of 52,780 to reflect the appropriation of Department of Justice Federal Forfeiture funds for the purchase of (7) seven Segway x2 Patroller vehicles from Segway, Inc., 14 Technology Drive, Bedford, NH 03110. The unaudited balance of the Department of Justice Federal Forfeiture Fund, before the purchases set out in this agenda, is $1,240,831.21. NO ADDITIONAL COUNTY FUNDS REQUIRED.

VOTE: Motion to approve carried 8 - 1
NOES: Commissioner B. Davis

C. Approved the request from the City of Greensboro to utilize the portion of the countywide Hotel/Motel Room Occupancy Tax that is restricted to capital improvements and related debt service for the proposed Greensboro Performing Arts Center project (GPAC).

Marty Lawing, summarized the request and indicated that staff and representatives from the City were available to answer questions. Mr. Lawing went on to explain the approximately 4 million dollars in revenue based upon collection of Hotel/Motel Room Occupancy Taxes and the statutes established that outline the uses of those tax dollars.

Commissioner Cashion asked the County Attorney to discuss the earlier question regarding the Aquatic Center.
Mr. Payne said the item before the Board is very narrow in scope and he explained the applicable General Statute and the allocation of the funding streams. He indicated that the Aquatic Center concerns were a moot issue.

Commissioner Trapp stated that the item before them is a very specific issue.

Mr. Payne confirmed Commissioner Trapp’s statement and stated that the Board’s only authority over the money is to approve or not approve an item as recommended by the City.

Commissioner Coleman said a portion of the money set aside from the Capital fund was used for the Aquatic center. She stated that there was no illegal actions, but rather simply how the funds could be utilized as recommended by the School of Government.

Mayor Robbie Perkins spoke to the funds for the GPAC and to the technical financing associated with what is being brought before the Board tonight. He pointed out the Aquatic Center was recognized far and wide and brings money into the County coffers. Mayor Perkins thanked the Board for considering the matter. He stated that the private sector is really contributing to the GPAC project and has set a target of raising 30 million dollars. He said it was a public/private partnership and that the proposed project has been thoroughly vetted.

Denise Turner Roth, City Manager, spoke about the Hotel Motel Tax and went into detail regarding the funding streams. She thanked the Board for considering this item. She spoke to the premium parking and general parking allocated to the Center.

Additional discussion ensued regarding accessible parking and premium parking.

Commissioner Davis asked about payback and usage of funds.

Ms. Turner Roth said the payment would be a 15 year commitment of the Hotel Motel Tax revenues.

Commissioner Davis stated that the project would be an investment and indicated his support of the project.

Commissioner Phillips asked for clarification as to the request of revenue usage to be thirty years or fifteen years. Rick Lusk, City Finance Officer indicated the financing would be approximately 27 years; however that in 15 years the revenue would grow so that additional projects could be considered at the 15 year mark.

Commissioner Phillips asked about fund balance and the growth before the first interest payment is made, and asked what the funds were intended for. Mr. Lusk explained that growing and maintaining the fund balance would be to provide protection and for the provision of payment of debt service specific to the GPAC debt.

Commissioner Phillips expressed concerns about sustaining operating costs and the potential shortfalls.
Ms. Turner Roth stated that there was an expected deficit but that the City would be taking down the War Memorial Auditorium to use for parking to offset the deficit.

Commissioner Phillips asked if there was a plan for additional taxes to subsidize the GPAC once it was up and running. Ms. Turner Roth said that the City Council has been clear that they do not want to have additional taxes.

Mayor Perkins said the expressway is an advantage and the facility will be frequented by those who live nearby. He said this will assist in attracting professionals to our area.

Commissioner Cashion commended the City for their efforts to improve the quality of life. She said private money would play a large part in establishment of the facility and asked who would own the facility. Ms. Turner Roth stated that the City would own the facility and therefore the City would be responsible for the project.

Commissioner Coleman said they have not talked about the positive impact of out of town visitors. She shared that she supports the project and that it will be beneficial to the city.

Commissioner Trapp commented that the GPAC would be beneficial to young professionals and that he was in favor of the project.

Commissioner Davis asked about MWBE participation. Ms. Turner Roth indicated that if approved, the City is currently looking at their MWBE program and would factor those concerns into the project.

Commissioner Branson said he has struggled with this issue and he was concerned about the cost down the road. He was also concerned about not putting this issue on a ballot for voter approval. He stated that statute is very complex.

Vice Chairman Bencini said it was appropriate to take guidance from the City of Greensboro and the Greensboro Convention and Visitor’s Bureau.

Chairman Shaw said she was proud of how much work has gone into this project. She said a good effort is being made. She hoped the Board would support the request.

Commissioner Phillips shared his concerns with the request and questioned the time sensitive requirements of proceeding.

Chairman Shaw responded that the matter was before the Board due to Action taken by the City of Greensboro and the City’s request to move forward.

Motion was made by Commissioner Cashion, and seconded by Commissioner Davis to approve the request from the City of Greensboro to utilize the portion of the countywide Hotel/Motel Room Occupancy Tax that is restricted to capital improvements and related debt service for the proposed Greensboro Performing Arts Center project.
VOTE: Motion to approve carried 7 - 2
NOES: Commissioners J. Phillips and A. Branson

D. New Business from County Commissioners.

Motion was made by Chairman Shaw, and seconded by Commissioner Trapp to approve appointing Commissioner Cashion as the Board’s Voting Delegate for the North Carolina Association of County Commissioners Conference.

VOTE: Motion carried 9 – 0
NOES: None

IX. APPOINTMENTS AND REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

Commissioner Coleman read the following appointment recommendations:

**Juvenile Crime Prevention Council**
Reappoint Steve Hayes (Social Services Designee) (term expires 07/01/15)
Reappoint Doug Henderson (District Attorney Designee) (term expires 07/01/15)
Reappoint Ruth Ann Foster (Citizen Designee) (term expires 07/01/15)
Reappoint Michael Garrett (Citizen Designee) (term expires 07/01/15)

**Sandhills Center Board**
Appoint Frank Cleary (term expires 09/01/16)
Appoint Gart Evans (term expires 09/01/16)
Appoint Barbara Akins (term expires 09/01/16)
Appoint Commissioner Kay Cashion (term expires 09/01/14)

**Sandhills County Commissioner Advisory Board**
Appoint Commissioner Kay Cashion

Chairman Shaw made the Board aware that Mr. Michael Garret has served the maximum number of terms per the current policy.

Commissioner Cashion said he is invaluable to JCPC committee and that the members have requested that he be able to stay on. She urged the Board to accept his reappointment.

Further discussion ensued regarding term limits and adherence to the Board’s policy on appointments and reappointments.
County Attorney Payne stated that County policy limiting to two terms on a board appointment could be waived if not reappointing the individual would be detrimental to the group. Mr. Payne recommended postponing the appointment to allow staff additional time to investigate the matter further.

Commissioner Cashion stated that proceeding would be to the County’s advantage in order to allow completion of State required forms specific to the JCPC committee.

The Board requested that a work session be scheduled at a future date in order to discuss Boards and Commission and the current policies and procedures.

Motion was made by Commissioner Phillips and seconded by Chairman Shaw to waive the two year term limit for the JCPC Board appointment in the case of Michael Garret and appoint him to an additional two year term.

**VOTE:** Motion carried 9 - 0
**AYES:** Commissioners J. Phillips, B. Davis, C. Coleman, B. Bencini, L. Shaw, K. Cashion, H. Henning, A. Branson, and R. Trapp
**NOES:** None

Motion was made by Commissioner Coleman, and seconded by Commissioner Davis to approve the appointments and reappointments to various Boards and Commissions as read.

**VOTE:** Motion carried 9 - 0
**AYES:** Commissioners J. Phillips, B. Davis, C. Coleman, B. Bencini, L. Shaw, K. Cashion, H. Henning, A. Branson, and R. Trapp
**NOES:** None

**X. COMMENTS FROM COUNTY COMMISSIONERS**

Commissioner Trapp announced that there will be a public information session regarding the closing of Healthserve on August 26, 2013 at 6:00 p.m. at St. James AME Church located at 1330 Ashe Street. He shared that Executive Director Brian Ellerby and County Public Health Director Merle Greene would be present to answer any questions.

Commissioner Cashion reminded the Board about the dedication ceremony of David E. Hickman Plaza in honor of those who have lost their lives in the Iraq and Afghanistan Wars on August 16, 2013 at 10:00 a.m. She thanked the many County employees that have participated in preparation and planning of this event with special thanks to Sheriff Barnes and local Floral Vendor Don Clemmons of Clemmons Florist for their donation of arrangements for the event.

Commissioner Cashion announced that the County would be hosting the North Carolina Association of County Commissioners annual State conference. She shared that we are looking forward to hosting the event and announced some of the events and activities planned to showcase Guilford County.
Chairman Shaw thanked everyone for the well wishes and support during her recovery.

Commissioner Davis shared with the Board that the Guilford County was the recipient of the “2013 Arts Award” from the High Point Area Arts Council for the County’s corporate support of Art.

Commissioner Coleman thanked the High Point Arts Council for recognizing the County’s contributions.

Several Commissioners wished Chairman Shaw well during her recovery.

Commissioner Phillips spoke about his involvement with Nightwatch, a local ministry sponsored through the Salvation Army serving our homeless community. He shared that the program was in need of community support and funding and encouraged citizens to consider donations.

Vice Chairman Bencini recognized Commissioner Cashion on her recent election to National Association of County Commissioners Board of Directors.

XI. COMMENTS FROM COUNTY MANAGER
   A. The Board Accepted the Manager’s Monthly Report.

County Manager Marty Lawing announced that a work session would be scheduled on or about September 19, 2013 in order to update the Board on potential savings options on the County’s benefits plan.

Commissioner Shaw left the meeting at 8:24 p.m.

Commissioner Coleman indicated that the County has been with United Health Care for over 15 years and asked if the County could look into additional options for the Board to review.

Mr. Lawing stated that any consideration of a complete plan change would need additional time in order to allow for education of employees due to the County’s calendar year schedule for benefits enrollment.

Commissioner Coleman requested an evaluation of the County’s current provider and assessment of any options if available.

Commissioner Davis reminded everyone about the John Coltrane International Blues and Jazz festival in High Point on August 31st. He encouraged all citizens to participate in the worthwhile event.

Commissioner Trapp asked that a work session be scheduled to discuss dilapidated and or overgrown properties in Guilford County.
XII. SPEAKERS FROM THE FLOOR

There being none the Presiding Chairman moved on to the next agenda item.

XIII. CLOSED SESSION FOR THE POSSIBLE LOCATION OR EXPANSION OF BUSINESS OR INDUSTRY

Motion was made by Commissioner Trapp, and seconded by Commissioner Branson to enter into closed session to discuss a possible location or expansion of business or industry and to consult with the County Attorney.

VOTE: Motion carried 8 - 0
NOES: None

Meeting entered into a closed session at 8:30 P.M.

Meeting reconvened into open session at 9:10 P.M.

Motion was made by Commissioner Trapp, and seconded by Commissioner Davis to set a public hearing on September 19, 2013 for the purpose of considering economic incentives.

VOTE: Motion carried 8 - 0
NOES: None

XIV. ADJOURNED

There being no further business and by unanimous consent the meeting adjourned at 9:11 p.m.

Chairman

Clerk