MINUTES OF BOARD OF COUNTY COMMISSIONERS OF GUILFORD COUNTY

Greensboro, North Carolina
May 20, 2010

The Board of County Commissioners met in a duly noticed regular meeting on May 20, 2010 at 5:30 p.m. in the Commissioners’ Meeting Room, 301 W. Market St., Greensboro, North Carolina.

PRESENT: Chairman Melvin “Skip” Alston, Commissioners Kay Cashion, Carolyn Coleman, Bruce Davis, Paul Gibson, Kirk Perkins, John Parks, Linda Shaw, Mike Winstead, and Billy Yow.

ABSENT: Vice Chairman Steve Arnold.

ALSO PRESENT: Brenda Jones Fox, County Manager; Sharisse Fuller, Assistant County Manager/Human Resources Director; Mark Payne, County Attorney; Reid Baker, Finance Director, Effie Varitimidis, Clerk to Board; and Crystal Maurer, Deputy Clerk

I. INVOCATION AND PLEDGE OF ALLGIANCE

Ben Chavis, Tax Director, provided the invocation which was followed by the Board leading those present in the Pledge of Allegiance.

III. CALL TO ORDER AND WELCOME

Chairman Melvin "Skip" Alston called the meeting to order and welcomed those present.

IV. PRESENTED RESOLUTION IN HONOR OF THE LIFE OF JOHN RUSSELL

Commissioner John Parks read the resolution in honor of Mr. Russell.

Mr. Russell’s wife, Carmel Russell, and several members of the family were present to accept the resolution.

Chairman Alston stated that Mr. Russell was a part of his extended family and he expressed his sympathies to the family.

Cheryl Russell Turner thanked the Board for honoring her father.

V. RECOGNIZED WINNERS OF COOPERATIVE EXTENSION WATER POSTER CONTEST
Mark Tucker, Interim Cooperative Extension Director, and Lavelle Donnell, Greensboro Water Resources Department, presented the winners of the poster contest for elementary students for the water conservation theme “Every Drop Counts”.

Ms. Donnell announced the winners for the Water Quality category: Cheyenne Foster, Hunber Brame, and Jayson Brigman. She then announced the winners for the Water Conservation category Advika Kumar, Salma Akarramou, and Grant Lyon. Ms. Donnell added that the winning entries can also be viewed at the City of Greensboro’s website.

VI. SPEAKERS FROM THE FLOOR

E.H. Hennis spoke about his past problems with Law Enforcement and the Board of Commissioners.

Fred Barnes, Job Developer with the Department of Corrections, asked the County to consider their hiring practices in order to be open to hiring people with criminal backgrounds so they can become productive citizens. He said the County could become a role model for other businesses.

T. Case Hazelman spoke to support of funding for the Greensboro Arts Council. He said Greensboro has been a leader in the arts for generations.

Sally Lewis spoke in favor of funding for the Greensboro Library. She said library provides important reading programs for children.

Margaret Collins spoke in support of funding for the arts. She provided statistics on the important financial impact of the creative industries.

Logie Meachum spoke in support of funding for the arts. He said arts help define Guilford County.

A retired professor spoke in support of funding for the library. She thanked the Board for the financial support in the past and asked the Board to keep moving forward.

Pam Anderson of the High Point Arts Council asked for the supporters of the arts to stand. She spoke in support of funding for the High Point Arts Council.

Loy Newby spoke in support of funding for the Greensboro Library. He said any budget cuts would have a devastating effect to the library system.

Marnie Thompson spoke about her concerns about the amount of funding for jails versus funding for the libraries. She asked the Board to fully fund the library.

Leon Faison spoke in support of funding for the libraries. He said the library provides services and programs for the youth.
Leon Nutes spoke about the new jail. He suggested that the County could refurbish the old jail to house the homeless.

Isabella Adkins thanked the County Manager for putting together a budget with no tax increase. She stated that it is not the responsibility of County government to support the arts.

Joanne Widenmore thanked the Board for putting together a budget that does not raise taxes.

Barrett Riddleberger thanked the Board for not raising taxes. He said government must cut spending to be good stewards of the public's money.

Lamar Gibson stated that the jail will take $10 million a year to run and that will impact the amount of funds available for the library. He was concerned about the Board's priorities.

Chairman Alston stated that the time has expired for Speakers from the Floor but speakers were welcome to stay speak at the end of the agenda.

VII. APPROVED CONSENT AGENDA

Chairman Alston announced Items C.5 and C.6 were pulled from the agenda and will be considered at another meeting.

Commissioner Coleman asked to pull item C.1 from the consent agenda for separate consideration.

Motion was made by Commissioner Perkins, and seconded by Commissioner Parks, to approve Consent Agenda.

VOTE: Motion carried 9-1
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
NOES: Commissioner Yow.
ABSENT: Vice Chairman Arnold.

A. BUDGET AMENDMENTS

1. Approved Public Health’s request to decrease the FY 2010 budget $185,343 (includes a decrease in County Appropriations of $33,233). Adult Services: $5,453 (a.) INCREASED Other receipts $2,000 to reflect funds received from the N.C. Institute for Public Health for participation in a Multi-State Learning Collaborative. The goal of the collaborative is to improve public health nurse retention through mentoring relationships between experienced nurses and those just entering the public health field. Funds will offset operational costs for our participation in the project. (b.) INCREASED Federal funding $3,654, DECREASED County Appropriations $4,746 to align Federal/County budgets in our local Tobacco Prevention Program.
c.) INCREASED Other receipts $4,545 to reflect additional funds received from the Duke Endowment for use in the Gardasil Immunization program (Gardasil is a cervical cancer vaccine for girls/women between the ages of 9-26).

Family/Children: ($191,606) DECREASED Federal receipts $44,000, DECREASE State receipts $119,119, and DECREASED County Appropriations $28,487 to align budgets in our local Smart Start Programs (includes Child Care Nursing, Dental, Case Management (2), and Nutrition Projects).

Community/Environment: $810 INCREASED State receipts $810 to reflect additional funds received from the N.C. Department of Health and Human Services for provision of inspections in food / lodging establishments in Guilford County (total of $42,310 received for the year). Funds will be used for operational expenses in the program. NO ADDITIONAL COUNTY FUNDS REQUIRED.

The following Budget Ordinance Amendment was adopted:

<table>
<thead>
<tr>
<th>BUDGET ORDINANCE AMENDMENT</th>
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<tbody>
<tr>
<td>General Fund</td>
</tr>
<tr>
<td>Decrease Appropriation to Public Health</td>
</tr>
<tr>
<td>Decrease State/Federal</td>
</tr>
<tr>
<td>Decrease Appropriated Fund Balance</td>
</tr>
<tr>
<td>Increase Other</td>
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</tbody>
</table>

2. Appropriated additional sales tax funds in the amount of $8,188 (effective rate of 21.6%) from revenue generated in the amount of $37,835 from the fiscal years ending 2006 for Robert S. Segal, CPA, PA for the auditing services of sales tax for the Finance Department and approve payment as set out in the sales tax audit contract. To date, including the amounts referenced above, the County has realized additional revenues of $4,484,375 and incurred fees of $769,712 over a 13 year period.

The following Budget Ordinance Amendment was adopted:

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<tbody>
<tr>
<td>General Fund</td>
</tr>
<tr>
<td>Increase Appropriations to Finance</td>
</tr>
<tr>
<td>Increase Sales Tax Revenue</td>
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</tbody>
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3. Approved the Sole Source exception to the vendor SnapStream Media, Inc, 6730 Long Drive, Houston, Texas for the purchase of a SnapStream Server 2009, 1st year support, 4-way RF Splitter, and shipping. In addition, appropriated $9,900 from the Unauthorized Substance Tax Funds for payment of the SnapStream Server 2009, 1st year support, 4-way RF Splitter, and shipping. The current balance of the Unauthorized Substance Tax Funds
on 4/23/2009 is $33,445.56. NO ADDITIONAL COUNTY FUNDS ARE 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 to Law Enforcement</td>
</tr>
<tr>
<td>Increase Appropriated Fund Balance (Unauthorized Substance Tax Fund)</td>
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</tbody>
</table>

4. Approved recommendations for the Guilford County Juvenile Crime Prevention Council and recommend allocation of State funds for FY 2010-2011 as follows:
   - Youth Focus Family Preservation: $92,091
   - Youth Focus Counseling: $426,726 (County Match: $86,092)
   - Youth Focus Mell Burton Structured Day: $176,045
   - Family Services of the Piedmont: $48,462
   - Guilford Center Psychological Services: $59,790
   - One Step Further Teen Court: $89,703 (County Match: $10,700)
   - One Step Further Restitution: $91,956 (County Match: $10,187)
   - JCPC Certification: $3000
   - Total: $987,773

B. CONTRACTS

1. Approved the following North Carolina State Awarded Contracts, Bid Event 169 and Price Only Contracts Renewal(s) with NO PRICE INCREASES and NOT EXPECTED TO EXCEED for FY10/11 beginning July 1, 2010 and end on June 30, 2011 with the following suppliers: (a.) Contract 52335-09/07-076-Renewal (Final), Amendment #3 - Berico Fuel Company, Inc, 220 E. Bessemer Ave., Greensboro, NC - Fuel for Guilford County EMS, Prison Farm locations: $221,184.
   (b.) Contract 84018-Bid Event #169-Southeastern Paper Group, P.O. Box 330, Browns Summit, NC 27214-Paper and Food Service Products for Sheriff Department, Juvenile Detention, and other Guilford County Departments: $113,443.
   (c.) Attached North Carolina State Contracts for review and approval: $2,542,000.
   *Qualifies as MWBE. NO ADDITIONAL COUNTY FUNDS.

2. Approved the award for Event #156 for nine (9) Chevrolet Traverse Crossover Sport Utility Vehicles at $29,289.00 each or total award $263,601.00 which includes all prep work and shipping costs. The vendor meeting all specifications and the most qualified is Traders Chevrolet d/b/a Terry Labonte Chevrolet LLC, 1401 Bridford Parkway, Greensboro, NC. Total purchase not to exceed $263,601.00 American Recovery and Reinvestment Act (ARRA) funds for the vehicles were appropriated by the Board in October 2009. NO ADDITIONAL COUNTY FUNDS ARE REQUIRED.

3. Authorized the City of Greensboro to award the Alamance Elementary School Water (Southeast School Road Water Line, Greensboro Contract No. 2009-055) construction
contract to low bidder, Triangle Grading and Paving, Inc., License #17456 in the amount of $1,117,595.74. This award is recommended by Greensboro Engineering and the bidder is in compliance with MBE and WBE goals. Amend the Alamance Elementary School Water Project Ordinance from $876,421 to an amount of $1,288,846, an increase of $412,425. Note: A required section of waterline along Southeast School Road (part of the Forest Oaks Estates Water Project to be bid later this summer) was added to this construction project in order to expedite water to Alamance Elementary School. WATER AND SEWER FUNDS ARE FROM GREENSBORO JOINT WATER AND SEWER TRUST.

The following Capital Project Ordinance was adopted:

<table>
<thead>
<tr>
<th>CAPITAL PROJECT ORDINANCE</th>
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<tbody>
<tr>
<td>Water and Sewer Construction Fund</td>
</tr>
<tr>
<td>Increase Appropriation to Alamance Elementary School - Water</td>
</tr>
<tr>
<td>Increase Transfer from Joint Water and Sewer Trust Fund Revenues</td>
</tr>
</tbody>
</table>

**CAPITAL PROJECT ORDINANCE FOR ALAMANCE ELEMENTARY SCHOOL - WATER**

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for the following project ordinance for the Alamance Elementary School Water Project is adopted on July 23, 2009 in accordance with G.S. 159-13.2:

SECTION 1. The following planned expenditures and associated revenue are hereby authorized and appropriated in connection with this project:

<table>
<thead>
<tr>
<th>PROJECT NAME</th>
<th>EXPENDITURE</th>
<th>REVENUE</th>
</tr>
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<tbody>
<tr>
<td>ALAMANCE ELEMENTARY SCHOOL - WATER</td>
<td>Alamance Elementary School Water - $1,288,846</td>
<td>Transfer from Greensboro Water and Sewer Trust - $1,288,846</td>
</tr>
</tbody>
</table>

SECTION 2. This project ordinance authorizes all appropriations necessary for the completion of this project and it need not be readopted in any subsequent fiscal year. The budget officer shall include in subsequent budgets information and appropriations for this project during the budget year.

SECTION 3. This ordinance shall be duly entered in the minutes of the Guilford County Board of Commissioners. Within five days after adoption, a copy hereof shall be filed with the Finance Director, Budget Director, and Clerk.

SECTION 4. This ordinance may be amended in any manner so long as it continues to fulfill the requirements of G.S. 159-13.2 and other applicable laws.
ADOPTED on first reading this May 20, 2009 in accordance with G.S. 159-17.

4. Approved a Contract Amendment with the firm of Haden Stanzaile to develop Construction Drawings for Segments One and Two of Bicentennial Greenway in the amount of $51,750. This firm previously did Construction Drawings for Segments 4 and 5 (under construction) and prepared an overall Master Plan for the route. Funds are available for the contract amendment in the Bicentennial Greenway Trails project ordinance. NO NEW FUNDS REQUESTED.

5. Approved construction and renovation co-developer Agreement and corresponding Lease Agreement with the Guilford County Board of Education (Landlord) for the County (Tenant) to lease identified school sites from the Landlord to enable the County to reclaim sales and use taxes paid by various contractors and vendors and appropriate the same to the Landlord as supplemental funding for school capital building and renovations projects. Lease to be reviewed by Legal with an effective date being upon execution of the lease agreement or as soon thereafter as practicable.

C. MISCELLANEOUS

2. Approved the Transportation Department’s North Carolina Department of Transportation grant application for the purchase of Mobile Data Computers/Automatic Vehicle Locators for FY 2010-2011. The total estimated cost is $183,550. The grant will fund 90% of the total cost ($165,195) and the County’s local match will be 10% of the total cost ($18,355). The local match is included in the recommended FY 2011 budget.

3. Adopted and authorized the execution of the attached resolution and application for the Job Access Reverse Community (JARC) grant funded by the Federal Transit Administration in the amount of $137,345. FY 2011 will be the third and final year of the grant. JARC funds will be used to support the County’s 24/7 employment transportation program and require a 50% local match, which is included in the FY 2011 recommended budget.

4. Adopted Updated Transportation and Mobility System Safety Program (SSPP) Plan as required by the North Carolina Department of Transportation. (On file with these minutes)

7. Approved the following Tax Matters:

Ben Chavis, Tax Director, submitted lists of corrections of clerical errors and assessments made in connection with taxes and assessments for the year 2010 and prior years, and lists were approved and ordered filed with these Minutes. (The Board also received a rebate release list of 10% and up.)

APPROVED BEVERAGE LICENSES FOR TAX DEPARTMENT

Ben Chavis, Tax Director, submitted lists of applications for beverage licenses, which he
stated, had been approved by the Sheriff’s Department and the North Carolina ABC Board. The Board adopted the following resolution:

BE IT RESOLVED that beverage licenses be issued to applicants as shown by lists filed with these Minutes and that said parties be and they are hereby granted licenses in accordance with their applications effective upon the payment of the licenses tax, said licenses to be signed in the name of Guilford County by the Tax Supervisor or one of his assistants and delivered to the applicants upon receipt of the licenses tax as provided by law.

TAX COLLECTION REPORTS FILED

Ben Chavis, Tax Director, filed reports of tax collections for the period ending 04/21/10 for the Greensboro, High Point, Jamestown and Countywide collections offices, and a back year financial report from 07/01/2009 through 04/21/2010.

8. Approved the following minutes: March 4, 2010 Regular Meeting and April 27, 2010 Joint Education Budget Committee

ITEM REMOVED FROM CONSENT FOR SEPARATE CONSIDERATION

1. Authorized sale of 26.48 acres of surplus property located at 3919-4105 W. Wendover Ave. in Greensboro in the amount of $7,375,000. Bid was advertised on April 21, 2010 and no upset bids were received. Proceeds to be used for capital expenditures.

Motion was made by Commissioner Coleman, and seconded by Commissioner Gibson, to approve authorizing the sale of 26.48 acres of surplus property located at 3919-4105 W. Wendover Ave. in Greensboro in the amount of $7,375,000 and proceeds to be used for capital expenditures.

Commissioner Coleman stated that the County should sell the property but she did not want to make a determination at this time on how the money should be spent. She indicated she would like further discussion.

Commissioner Davis asked if there was a ruling that the proceeds must be placed in capital expenditures. He was concerned that they would have to move the funds in the future.

Brenda Fox, County Manager, stated that her recommendation was that the funds go into capital to pay for the capital improvement plan. She added that the rating agencies were impressed with the capital improvement plan and the County using pay as you go funds.

Commissioner Gibson asked when the County would have the funds from the sale. David Grantham, Property Management Director, replied that the closing was scheduled for early July.
Commissioner Gibson asked if there was any way to leave the funds unencumbered.

Ms. Fox stated that the Board can approve the sale of the property but the County won’t have the proceeds until July or August which is the next fiscal year. She said the Board can approve the sale of the property without directing the funds but she did not recommend the Board choose that option.

Commissioner Coleman stated that $2 million is scheduled for capital projects next year and perhaps the money could be supplanted with the sale proceeds.

Chairman Alston suggested that the Board could take this issue up in the budget rather than making a substitute motion now.

Commissioner Yow said the responsible thing for the Board to do is to take care of the capital needs rather than use the funds for items like CBO's.

Commissioner Perkins asked for the appraised value of the property. Mr. Grantham replied that it was appraised at $7,375,000 and Greensboro Auto Auction Incorporated is the bidder for the property.

Commissioner Perkins commended Mr. Grantham for getting the appraised value of the property.

Commissioners Winstead and Shaw also stated their support for putting the money aside for capital expenditures.

**VOTE:** Motion to approve carried 10-0

**AYES:** Commissioner Shaw; Commissioner Gibson; Commissioner Coleman; Commissioner Davis; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.

**ABSENT:** Vice Chairman Arnold.

**VIII. PUBLIC HEARINGS**

**A. Held Public Hearing and adopted resolution confirming the Assessment Roll for Twilla Acres Water and Sewer Project.**

Betty Garrett, Interim Planning Director, introduced the public hearing and explained the process for confirming the assessment roll for the Twilla Acres Project. She indicated that once the assessment roll was confirmed Guilford County would begin billing the property owners.

Ms. Garrett handed out a summary, a map, and an assessment list. She pointed out that there was a correction to an assessment for property located at 1306 Easthurst Rd. and the amount should read $3,987.
Chairman Alston opened the public hearing. He asked for the proponents to come forward. Seeing no proponents wishing to speak, Chairman Alston asked for the opponents to come forward. Again seeing none, he closed the public hearing.

Motion was made by Commissioner Yow, and seconded by Commissioner Parks, to adopt resolution confirming the Assessment Roll for Twilla Acres Water and Sewer Project.

Commissioner Perkins stated that he owns property listed on the assessment roll and asked the County Attorney if he should abstain. Mark Payne, County Attorney, replied yes Commissioner Perkins should abstain.

Commissioner Perkins stated that he had a couple of questions regarding the roll.

Chairman Alston reminded Commissioner Perkins that if he is abstaining from the vote he cannot participate in the discussion. Mr. Payne agreed.

Motion was made by Commissioner Yow, and seconded by Commissioner Shaw, to approve excusing Commissioner Perkins from voting on this matter.

VOTE: Motion to approve excusing Commissioner Perkins carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

VOTE: Motion to adopt the resolution carried 9-0
AYES: Commissioner Shaw; Commissioner Gibson; Commissioner Coleman; Commissioner Davis; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead.
ABSENT: Vice Chairman Arnold.
ABSTAINED: Commissioner Perkins.

RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

WHEREAS, on the 15th day of November 2001, the Board of County Commissioners adopted a resolution; ordering the making on the street or streets, road or roads, herein below set out the following improvements:

8-INCH WATER MAIN: Being that area known as Twilla Acres Subdivision located in Jefferson Township off McLeansville Road. Water lines are to be extended within the road right-of-way of the following roads as they exist within the platted subdivision known as Twilla Acres: Ranhurst Road, Easthurst Road and Freiden Church Road. These roads are as set out on the following plat books and pages of Twilla Acres Subdivision as recorded in Plat Book 31, Page 22, Plat
8-INCH SEWER MAIN: Being that area known as Twilla Acres Subdivision located in Jefferson Township off McLeansville Road. Sewer lines are to be extended within the road right-of-way of the following roads as they exist within the platted subdivision known as Twilla Acres: Ranhurst Road, Easthurst Road and Freiden Church Road. These roads are as set out on the following plat books and pages of Twilla Acres Subdivision as recorded in Plat Book 31, Page 22, Plat Book 41, Page 56 and also to include ACL Tax Map 09-0595-0-0334-00-030, ACL Tax Map 09-0595-0-0334-00-045, and ACL Tax Map 09-0595-0-0334-00-047.

AND WHEREAS, the improvements have now been completed, and the Board of County Commissioners has ascertained the total cost thereof and the amount that should be assessed against each lot or tract of land abutting on the water improvements on account of the water and sewer improvements and has caused to be prepared a general plan map of the water and sewer improvements, on which map is shown the frontage and location of each lot on the street or streets, road or roads, improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUILFORD:

(1) That the property owners' share of the water improvements is hereby determined to be the amount shown therefore on said general plan map.

(2) That the Board of County Commissioners finds as a fact that each lot or tract abutting on the water and sewer improvements has been specially benefited by the water and sewer improvements in the amount assessed against such lot or tract as shown by the preliminary assessment roll.

(3) That the general plan map is hereby confirmed at 5:30 p.m., on the 20th day of May, 2010, and is hereby made the final assessment roll for the water and sewer improvements.

(4) That the Clerk to the Board is hereby directed to enter on the minutes of this Board and the assessment roll the date, hour, and minute of the confirmation thereof and to deliver a copy of the assessment roll to the County Tax Collector.

(5) That, after the expiration of twenty (20) days from this date, the County Tax Collector shall cause to be published one (1) time in some newspaper published in the County a notice that any assessments contained in the assessment roll may be paid in full to the County Tax Collector without interest at any time before the expiration of the thirty (30) days.
(6) That, if the owners of the lots or tracts against which the water and sewer assessments have been made do not exercise their option to pay the same in full as hereinabove provided, then the same shall be payable in five (5) equal installments as provided for in the original resolution providing financial assistance of the improvements, such installments to bear interest at the rate of eight percent (8%) per annum from this date.

(7) That the first of the installments with interest thereon shall become due and payable thirty (30) days after the publication of the notice hereinabove required to be published and one (1) subsequent installment with interest thereon shall be due and payable on the same day of the same month of each successive year until the assessments have been paid in full.

B. Held public hearing and adopted the resolution to establish the Piedmont Triad International Airport Fire Service Protection District as defined in the attached study.

Alan Perdue, Emergency Services Director, introduced the hearing to establish the service district. He stated that the establishment of the district will allow a mechanism for future funding of the service district to be approved by the Board of Commissioners.

Chairman Alston opened the public hearing. He asked for proponents to come forward. Seeing none, Chairman Alston asked for the opponents to come forward. Again seeing none, he closed the public hearing.

Motion was made by Commissioner Yow, and seconded by Commissioner Parks, to adopt the resolution to establish the Piedmont Triad International Airport Fire Service Protection District as defined in the attached study.

VOTE: Motion to adopt carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

RESOLUTION ESTABLISHING GUILFORD COUNTY PEIDMONT TRIAD INTERNATIONAL AIRPORT (PTIA) FIRE SERVICE DISTRICT AN AREA FOR THE PROVISION OF FUTURE FINANCING AND MAINTAINANCE OF FIRE PROTECTION SERVICES TO THE PTI AIRPORT AREA

WHEREAS, Chapter 153A-301 of the North Carolina General Statutes authorizes counties within North Carolina to define service districts in order to finance, provide, or maintain for the districts one or more of the following services, facilities and functions in addition to or to a greater extent those finances, provided or maintained for the entire county; and
WHEREAS, said statutes further provide that the county may define a service district for the purposes of fire protection; and

WHEREAS, PTI Airport lies within the boundaries of the current Guilford College Fire District; and

WHEREAS, on May 7, 2001, a contract was adopted between the City of Greensboro and the Guilford College Volunteer Firemen’s Association, Inc. to merge fire services in the Guilford College Fire District. The contract provided for the integration of personnel and resources with the City of Greensboro in which the City of Greensboro assumed fire protection responsibilities for the district, including the PTI Airport property; and

WHEREAS, on June 30, 2006 the Guilford College Fire District Corporation dissolved, and on July 1, 2006 Guilford County contracted fire protection services for the district directly with Greensboro City Government; and

WHEREAS, the Greensboro Fire Department currently serves the PTI Airport today as well as the surrounding areas; and

WHEREAS, State Legislative action will not allow annexation of this area by any municipality, although the fire and rescue service demands within this area are exceptional and the hazard is high; and

WHEREAS, on March 9, 2010 the City of Greensboro submitted a request to establish a tax district for the purpose of providing future financing for fire services rendered within the PTI Airport boundaries; and

WHEREAS, acting in response to a need for action in order to protect structures, property, and lives of those within said area the Board of Commissioners for the County have determined that the creation of a fire service district will be for the benefit of those properties, residents and public commuters within the service district boundaries; and

WHEREAS, the Board of Commissioners for Guilford County further finds that the proposed district is in need of one or more of the services, facilities or functions listed in G.S. 153A-301 to a demonstrably greater extent than the remainder of the county; and

WHEREAS, pursuant to such determinations and in accordance with applicable provisions of the General Statues, the Board of Commissioners for Guilford County has defined such a district, and does determine, as fact, that the proposed district is in need of one or more of the services, facilities, or functions listed in G.S. 153A-301 to a demonstrably greater extent than the remainder of the county; and

WHEREAS, a map of the proposed district showing its proposed boundaries, a copy of which is attached hereto and incorporated by reference, a statement showing that the proposed district meets the standards set out in G.S 153A-301, and a plan for providing one or more of the services listed in G.S. 153A-301 to the district has been created; all of which has been
incorporated into a report which has been available for public inspection in the office of the Clerk to the Board for four (4) weeks prior to the public hearing on the matter of establishment of the service district; and

WHEREAS, the Board of Commissioners for Guilford County have caused a notice of such hearing to be duly published in the Greensboro News and Record, a newspaper having general circulation in Guilford County, said hearing has been completed, all in conformity to G.S. 153A-301.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR GUILFORD COUNTY that:

1. Guilford County has fully complied with each and every requirement of Chapter 153A-301 of the North Carolina General Statutes and determines and finds same as fact.

2. Guilford County Piedmont Triad International Airport (PTIA) Fire Service District for the purpose of fire protection is hereby established and created in accordance with the following description:

   All of the real property under ownership of Piedmont Triad International Airport as currently shown within the boundaries set forth on that certain map attached hereto as Exhibit “A” and incorporated herein by reference, to which reference is made for a more complete and accurate description of the boundaries of the Guilford County Piedmont Triad International Airport (PTIA) Service District.

3. Guilford County may levy property taxes within the service district in addition to those through the county in order to finance, provide or maintain for the district, services provided therein, in addition to or to a greater extent than those financed, provided or maintained for the entire county.

4. This resolution shall take effect at the beginning of fiscal year for 2010-2011.

ADOPTED the 20th day of May, 2010.

Brief Update on the Guilford-Alamance County Line

Commissioner Gibson asked about the status of the Guilford-Alamance County line.

Mark Payne, County Attorney, stated staff is contacting the property owners who had questions at the public meeting. He said he understands that Alamance County has taken no action on the Guilford-Alamance County line but they have approved the proposed legislation for the Alamance-Orange County line.
X. NEW BUSINESS

A. Adopted Resolution Requesting Full Funding of North Carolina Schools.

Commissioner Perkins read the resolution requesting full funding of the schools by the North Carolina Legislature and Governor.

Motion was made by Commissioner Perkins, and seconded by Commissioner Parks, to adopt Resolution Requesting Full Funding of North Carolina Schools.

Commissioner Davis expressed concern that the Board was telling the State what to do.

Commissioner Perkins stated that this was primarily a recommendation and the Board adopted a similar resolution last year.

VOTE: Motion to adopt carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

1. Approved installment purchase financing or Certificates of Participation financing in accordance with NCGS 160A-20 for the attached list of $16,843,000 of the $17,147,000 capital maintenance items (Attachment A) approved by the Board of Education on February 9, 2010.

Chairman Alston announced that the item was revised and he read the item.

Motion was made by Commissioner Parks, and seconded by Commissioner Gibson, to approve installment purchase financing or Certificates of Participation financing in accordance with NCGS 160A-20 for the attached list of $16,843,000 of the $17,147,000 capital maintenance items (Attachment A) approved by the Board of Education on February 9, 2010. (Option #1)

Commissioner Cashion stated that she was concerned about approving more debt since it is not voter approved. She asked the Manager if there is capacity in the bond to handle this additional debt.

Ms. Fox stated that there is capacity under option #2.

Commissioner Cashion asked what the security for the bonds would be under option #1.

Ms. Fox stated that option #1 is non-voter approved and the security would be a lien on a school or schools since it is required to be a real estate holding.
Chairman Alston asked about using the $17 million for the maintenance list. He said if they were to use the funds for maintenance then bond projects would be pushed back.

Ms. Fox stated that the 2008 school bond referendum was very general on the ballot except for Eastern Guilford. She said if they use the bond referendum authorization for these maintenance projects then something on the bond list would be pushed to the end unless there was sufficient savings on all of the bond projects to complete the list.

Commissioner Cashion asked for further clarification.

Ms. Fox explained how the County used the Qualified School Construction bonds last year.

Reid Baker, Finance Director, clarified that $347 million is the total amount for the unissued bonds from 2008 and the school portion of that debt is just over $267 million.

Commissioner Yow stated that the citizen voted for the 2008 bonds for the specific projects and they want those projects to be finished. He said that the QSCB bonds can be used to repair some of the schools that are 20 and 30 years old and have serious needs. He added that he has requested a CIP plan and a five year maintenance plan from Guilford County Schools so the Board can have the information needed to make decisions about future funding.

Commissioner Winstead asked for clarification on option #1.

Mr. Baker responded that Certificates of Participation were the financing vehicle under option #1 but the funds would come from QSCB allocation.

Ms. Fox added that #1 is non-voter approved and #2 is voter approved debt within the bond referendum. Ms. Fox added that there would be a public hearing required for option #1 since it is not voter approved.

Commissioner Perkins asked if the County Manager recommended option #1.

Ms. Fox stated that her recommendation was #2 because it did not add to the total debt.

Commissioner Coleman stated that in her opinion option #2 is still not voter approved since the citizens voted for those projects to be used with the 2008 bonds.

VOTE: Motion carried 9-1
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead.
NOES: Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

XI. MADE APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS
Commissioner Shaw read the recommendations for appointments and reappointments to Boards and Commissions. She stated that she would like to discuss the Transportation Advisory Board appointments separately.

Motion was made by Commissioner Parks, and seconded by Commissioner Cashion, to approve appointments and reappointments to Boards and Commissions.

VOTE: Motion to approve carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

Adult Care Home Community Advisory Committee
Appoint Paul Lavack (term expiring 04/09/2011)
Reappointed Loraine Hayes (term expiring 03/02/2013)
Reappointed Paulette Elway (term expiring 05/04/2013)

Board of Adjustment
Appointed Kimberly Alston (term expiring 04/10/2013)

Criminal Justice Advisory Board
Appointed Lisa Ashley (term expiring 04/07/2013)
Appointed Alvin Barnes (term expiring 04/07/2013)

Industrial Facilities and Pollution Control Financing Authority
Appointed Luther Falls Jr. (term expiring 02/07/2016)

Juvenile Crime Prevention Council
Appointed Isabella Adkins (term expiring 07/01/2011)

MADE APPOINTMENTS AND REAPPOINTMENTS TO THE TRANSPORTATION ADVISORY BOARD

Commissioner Shaw read the recommendations for the Transportation Advisory Board appointments and reappointments. She stated that a minimum of 11 members are required to fulfill the grant requirements from the State. She explained that she is recommending the appointment of Sabrina Hamm in the Public and Business Sector seat and Sharon Smiley in the Government and Affiliates seat. She reviewed the current membership of the Board and she said she was recommending that the Board not reappoint the members whose terms have expired.

Commissioner Parks asked how many members the Transportation Advisory Board can have.

Commissioner Shaw stated that the Board can have 11-17 members.
Commissioner Gibson asked if there were people serving on the Board that are eligible for reappointment.

Myra Thompson, Transportation Director, stated that there are five members whose terms have expired and have served one term. She said only Patrick Tillman has indicated that he did not want to continue to serve.

Commissioner Gibson stated that he doesn’t want to take someone off that is eligible to be reappointed and wants to continue serving.

Commissioner Shaw stated that the Board discussed this previously and she thought it was the consensus of the Board to trim the membership down.

Commissioner Gibson asked how many the members the state grant requires. Ms. Thompson replied it is a minimum of 11 members.

Commissioner Perkins asked Ms. Thompson to list the members who are eligible for reappointment. Ms. Thompson read the names of the members.

Commissioner Perkins agreed with Commissioner Gibson that he did not want to take people off that still want to serve. He said he spoke with Chip Cromartie who works with the Aging community and he is definitely interested in continuing to serve.

Commissioner Davis stated that he was surprised that this Board would be so controversial. He said he does not want to set a bad precedent with reappointments and he added that if the requirement is 11 then they should not have the board at the minimum in case someone resigns or does not regularly attend. He also expressed concern that veterans’ services be represented on the Board.

Commissioner Park stated that he also heard from Mr. Cromartie and he is interested remaining on the Board. He asked Ms. Thompson what slot Mr. Cromartie would fill on the Board.

Ms. Thompson replied that Mr. Cromartie could fill a Public Human Service seat.

Motion was made by Commissioner Perkins, and seconded by Commissioner Yow, to approve reducing the Transportation Advisory Board to 14 members and add a veterans’ representative when a slot becomes available.

Substitute motion was made by Commissioner Coleman, and seconded by Commissioner Gibson, to reduce size of Transportation Advisory Board to 15 members and to immediately include the veterans’ representative slot.

Commissioner Davis stated that the substitute motion may not be necessary as long as the Board is mindful to always keep a veteran on the Board in one of the existing slots.
Commissioner Coleman withdrew her substitute motion.

Commissioner Perkins clarified his motion that the maximum membership on the Board would be 14 members and that he would like to include the reappointment of eligible members.

VOTE: Motion carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

Chairman Alston stated that the previous motion only set the maximum membership of the Board. He asked Commissioner Shaw if she had any recommendations for new appointments to the Board.

Commissioner Shaw read the names of Sabrina Hamm and Sharon Smiley for appointment.

Motion was made by Commissioner Shaw, and seconded by Commissioner Parks, to approve appointing Sharon Smiley and Sabrina Hamm and reappoint eligible members to the Transportation Advisory Board.

Commissioner Parks asked if this motion would include the reappointments of the eligible members including Mr. Cromartie. Commissioner Shaw replied yes.

Commissioner Perkins stated he thought his previous motion included reappointments.

Chairman Alston stated that the previous motion only set the maximum number of members but Commissioner Shaw's current motion would include the reappointments.

Commissioner Shaw inquired about the term start date for Mr. Cromartie since his term expired in 2009. Ms. Thompson replied that it is a three year term that will begin when the first term expired so his second term will expire in 2012.

VOTE: Motion to approve appointment and reappointments carried 10-0
AYES: Commissioner Shaw; Commissioner Davis; Commissioner Gibson; Commissioner Coleman; Commissioner Cashion; Chairman Alston; Commissioner Yow; Commissioner Parks; Commissioner Winstead; Commissioner Perkins.
ABSENT: Vice Chairman Arnold.

Transportation Advisory Board
Reappointed Henry Canipe (term expiring 09/05/2012)
Reappointed Alva Cromartie III (term expiring 03/02/2012)
Reappointed Renee Griffin (term expiring 09/05/2012)
Appointed Sabrina Hamm (term expiring 05/01/2013)
Reappointed Stephen Knier (term expiring 05/01/2013)
Reappointed Edward Robinson (term expiring 12/14/2012)
Appointed Sharon Smiley (term expiring 05/01/2013)

XII. COMMENTS FROM COMMISSIONERS

Commissioner Perkins thanked the staff for the work on the budget.

Commissioner Parks congratulated Commissioner Cashion for winning the Mary Seymour leadership award. He recounted several community events he recently attended.

Commissioner Cashion stated that she attended the retirement ceremony for Tommye Gant and she read a portion of the resolution she presented to Ms. Gant.

Commissioner Davis stated that Greensboro will host the Marine Corps 84th Annual Convention in August. He also reminded the community that the Wounded Warriors Golf Tournament will be in October.

Commissioner Gibson spoke about the NCACC’s Assembly Day in Raleigh and encouraged Board members to attend in the future.

Commissioner Gibson asked about setting another budget work session.

Chairman Alston stated that the Board can set another session if they wish. He stated that Board members received a list of items that were to be considered later.

Commissioners discussed several dates and times to hold the work session.

Motion was made by Commissioner Gibson, and seconded by Commissioner Parks, to approve setting a work session for June 3rd at 3:00 p.m.

Commissioner Perkins said he felt the Board could take care of the list of items at the June 3rd regular meeting.

Commissioner Gibson stated that the Board set aside the items for further discussion and he was concerned that the Board would not be able to get all the necessary information and budgetary impact during that meeting. Commissioner Parks agreed with Commissioner Gibson.

Motion was made by Commissioner Perkins, and seconded by Commissioner Coleman, to approve holding the discussion on the list at the June 3rd regular meeting.

Discussion ensued on the date and format of a possible work session.

Commissioner Parks asked if the Board normally holds two public hearings on the budget.
Chairman Alston stated that the Board does not normally schedule two public hearings but they held an additional public hearing last year because Commissioner Shaw requested it.

Chairman Alston stated that the motion on the floor is to set the budget discussion for the regular meeting on June 3rd.

VOTE: Motion carried 7-1  
AYES: Commissioner Gibson; Commissioner Coleman; Commissioner Davis; Commissioner Cashion; Commissioner Yow; Commissioner Winstead; Commissioner Perkins.  
NOES: Commissioner Parks.  
ABSENT: Commissioner Shaw; Chairman Alston; Vice Chairman Arnold.

XIV. SPEAKERS FROM THE FLOOR

Judy Rossabi spoke in support of funding for the African American Atelier.

Megan Sutton spoke in support of funding for the Atelier. She said 5,000 students in the school district are ESOL and many are served in the Atelier Around The World program.

Richard Whittington, Managing Director and Co-Founder of Triad Stage, said the primary case for funding for the arts is economic development. He added that because they receive public funds they are able to subsidize the cost of their tickets.

Commissioner Coleman asked if the Atelier had a list of schools that they serve.

Ms. Sutton said they serve 15 sites and she named the schools served.

Amy Burkhead Riley spoke in support of funding for the Gibsonville Public Library. She said the library draws people to the town and it is the heart of the community.

Commissioner Yow asked if the citizens have talked to Alamance County about funding.

Ms. Riley stated that Alamance County has not expressed interested in funding the Gibsonville library.

Commissioner Gibson asked if Ms. Fox spoke with the Alamance County Manager.

Ms. Fox stated that in Alamance County the towns own the buildings that the libraries are located in and the County pays for the operating expenses. She said Alamance has not considered funding Gibsonville because they Gibsonville had not built a structure.

Commissioner Winstead stated that he would like to discuss where the arts would fit in the budget and the best way to provide funding.
Chairman Alston stated that the Community Based Organization (CBO) Committee will investigate funding for the arts and Chairman Davis will chair the Committee again.

Commissioner Davis stated that he would be happy to Chair the Committee if the Board takes the recommendation of the Committee seriously.

Chairman Alston asked if anyone was volunteering to serve on the CBO Committee.

Commissioner Perkins thanked those who stayed to discuss the arts and libraries. He also pointed out that they should not consider the County line when discussing funding for the libraries.

Commissioner Parks stated that the responsibility of the decision funding for the arts lies at the feet of the Board.

COUNTY MANAGER FILED REPORTS OF OUT OF STATE TRAVEL AND CONTRACTS FOR MONTHS OF MARCH AND APRIL 2010

County Manager, Brenda Fox, filed her report dated April 27, 2010, for out of state travel and contracts approved by her for the months of March and April 2010.

XV. ADJOURNED

There being no further business, the meeting was adjourned by unanimous consent at 8:35 p.m.

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