

DAVID R. PLYER
Chairman
DEBRA CONRAD
Vice Chair
BEAUFORT O. BAILEY
TED KAPLAN
RICHARD V. LINVILLE
WALTER MARSHALL
GLORIA D. WHISENHUNT



Agenda Summary

MARCH 30, 2009 – GOVERNMENT CENTER – 7:30 P.M.

1. **Approval of Releases in Accordance with G.S. 105-381**

Commissioner Whisenhunt moved for approval of the Releases through February 28, 2009. Commissioner Conrad seconded the motion, which was unanimously approved.

2. A. **Public Hearing on Zoning Map Amendment of Keystone Group, Inc. from RM-8-S (Residential Building, Townhouse) & HB-S [ABC Store; Arts & Crafts Studio; Building Materials Supply; Convenience Store; Food or Drug Store; Furniture & Home Furnishings Store; General Merchandise Store; Hardware Store; Implement Sales & Service; Motorcycle Dealer; Nursery, Lawn & Garden Supply Store, Retail; Outdoor Display Retail; Restaurant (without drive-through service); Restaurant (with drive-through service); Retail Store, Specialty or Miscellaneous; Shopping Center; Banking & Financial Services; Building Contractors, General; Car Wash; Funeral Home; Health Services, Misc.; Kennel; Medical or Dental Lab; Medical & Surgical Offices; Motor Vehicle, Rental & Leasing; Motor Vehicle, Repair & Maintenance; Non-Store Retailer; Offices, Miscellaneous; Professional Office; Services, Business A; Services, Business B; Services, Personal; Storage Services, Retail; Testing & Research Lab; Veterinary Services; Warehousing; Recreation Services, Indoor; Recreation Services, Outdoor; Theater, Indoor; Adult Day Care Center; Child Day Care Center; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; Government Offices; Habilitation Facility C; Hospital or Health Center; Library, Public; Museum or Art Gallery; Police or Fire Station; Post Office; School, Vocational or Professional; Broadcast Studio; Transmission Tower; and Utilities - TWO PHASE] to RM-18-S (Residential Building, Multifamily): Property is Located on the South Side of Thomasville Road, Between Rex Road and the Davidson County line (Zoning Docket F-1510)**
- B. **Ordinance Amending the Forsyth County Zoning Ordinance and Official Zoning Map of the County of Forsyth, North Carolina**
- C. **Approval of Special Use District Permit**
- D. **Approval of Site Plan**

After A. Paul Norby, City/County Planning Director, summarized the information regarding Zoning Docket F-1510, the Chairman opened the public hearing. One (1) person spoke in favor of the proposed zoning map amendment. Two (2) people spoke in opposition. The Chairman declared the public hearing closed.

Commissioner Conrad moved for adoption of Zoning Docket F-1510. Commissioner Whisenhunt seconded the motion, which was approved by a vote of six (6) to one (1). Commissioner Marshall voted in opposition.

3. PUBLIC SESSION

Persons who wish to speak concerning items on this agenda, or who wish to speak about a matter relating to County Government (other than a public hearing matter on this agenda), should complete a speaker card and hand it to the Clerk before the meeting begins. It is not necessary to complete a card if you are going to speak about a public hearing matter on this agenda. The Chair may limit the number of speakers on a topic relating to future advertised public hearing matters. Speakers are limited to three (3) minutes each. The public session will be limited to 30 minutes.

Lee Steve Strawsberg, Vice President of Corporate Social Responsibility, Reynolds American, and Jake Cashion, Government Affairs Director, Winston-Salem Chamber of Commerce, spoke in support of item #12 on the agenda – a resolution expressing opposition to the Governor's proposed cigarette tax increase.

4. Resolution Declining First Opportunity to Obtain Property as Offered by the Winston-Salem/Forsyth County Board of Education and Approving the Consideration in the Exchange of Real Property Between the City of Winston-Salem and the Board of Education (0.0778 Acre Parcel Located Adjacent to Glenn High School Property)

Commissioner Bailey moved for adoption of the above-stated Resolution. Commissioner Kaplan seconded the motion, which was unanimously approved.

- 5. A. Resolution Ratifying and Authorizing Joint Application with Winston-Salem/Forsyth County Schools for \$2,200,000 from the North Carolina Public School Building Capital Fund**
- B. Amendment to State Public School Building Capital Fund Grant Project Ordinance**

Commissioner Bailey moved for adoption of the above-stated Resolution and Grant Project Ordinance. Commissioner Whisenhunt seconded the motion, which was unanimously approved.

6. Budget Ordinance Amendment Appropriating Revenue and Expenditures for Debt Service Related to the 2008 Refunding Bond Issue

Commissioner Bailey moved for adoption of the *Budget Ordinance Amendment Appropriating Revenue and Expenditures for Debt Service Related to the 2008 Refunding Bond Issue*. Commissioner Linville seconded the motion, which was approved unanimously.

7. Amendment to the 2007 School Facilities Capital Project Ordinance

Commissioner Bailey moved for adoption of the *Amendment to the 2007 School Facilities Capital Project Ordinance*. Commissioner Kaplan seconded the motion, which was unanimously approved.

8. Resolution Ratifying and Approving an Amendment to the Structure of the Area Board of the Forsyth, Stokes, and Davie Counties Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services (CenterPoint Human Services)

Commissioner Bailey moved for adoption of the *Resolution Ratifying and Approving an Amendment to the Structure of the Area Board of the Forsyth, Stokes, and Davie Counties Area Authority for Mental Health, Developmental Disabilities and Substance Abuse Services (CenterPoint Human Services)*. Commissioner Conrad seconded the motion, which was unanimously approved.

9. Resolution Authorizing Submission of an Application for Grant Funds to the American Library Association (Forsyth County Public Library)

Commissioner Kaplan moved for adoption of the *Resolution Authorizing Submission of an Application for Grant Funds to the American Library Association (Forsyth County Public Library)*. Commissioner Bailey seconded the motion, which was unanimously approved.

10. Resolution Ordering and Fixing Compensation for Members and Officers of the Airport Commission of Forsyth County

Commissioner Kaplan moved for adoption of the *Resolution Ordering and Fixing Compensation for Members and Officers of the Airport Commission of Forsyth County*. Commissioner Whisenhunt seconded the motion, which was unanimously approved.

11. Resolution Approving Refunds by the Tax Assessor/Collector in the Amount of \$5,468.06

Commissioner Linville moved for adoption of the *Resolution Approving Refunds by the Tax Assessor/Collector in the Amount of \$5,468.06*. Commissioner Bailey seconded the motion, which was unanimously approved.

12. Resolution Opposing the Proposed State Tobacco-Tax Increase

Commissioner Marshall moved to postpone action on this item. Commissioner Bailey seconded the motion, which failed by a vote of two (2) to five (5). Commissioners Marshall and Bailey voted in favor of the motion; Chairman Plyler and Commissioners Conrad, Kaplan, Linville and Whisenhunt voted in opposition.

Commissioner Whisenhunt moved for adoption of the *Resolution Opposing the Proposed State Tobacco-Tax Increase*. Commissioner Conrad seconded the motion, which passed by a vote of six (6) to one (1). Commissioner Marshall voted in opposition.

13.
 - A. **Resolution Authorizing the County Manager to Reallocate and Reclassify Certain County Positions on the Basis of Kind and Level of Duties and Responsibilities on Behalf of the Board of Commissioners During the Remainder of Fiscal Year 2008-2009 and Fiscal Year 2009-2010**
 - B. **Resolution Adopting the Forsyth County Reduction in Force and Severance Policy for Possible Implementation in Future Fiscal Years as Deemed Necessary and Appropriate by the Board of County Commissioners**
 - C. **Resolution Authorizing the County Manager to Implement a Voluntary Furlough Policy for County Employees During the Remainder of Fiscal Year 2008-2009 and Fiscal Year 2009-2010**
 - D. **Resolution Authorizing the County Manager to Implement a Retirement Incentive Policy During the Remainder of the 2008-2009 Fiscal Year and a Portion of the 2009-2010 Fiscal Year**

Commissioner Linville moved to continue Item #13 to the Board's meeting on April 13, 2009. Following brief discussion, he withdrew the motion.

Commissioner Kaplan moved to continue Item #13 A, B and C to the Board's meeting on April 13, 2009. Commissioner Marshall seconded the motion, which passed by a vote of six (6) to one (1). Commissioner Whisenhunt voted in opposition.

Commissioner Kaplan moved to adopt Item #13D, *Resolution Authorizing the County Manager to Implement a Retirement Incentive Policy During the Remainder of the 2008-2009 Fiscal Year and a Portion of the 2009-2010 Fiscal Year*. Commissioner Conrad seconded the motion, which passed by a vote of five (5) to two (2). Commissioners Whisenhunt and Marshall voted in opposition.

14. **Resolution Recognizing the Accomplishments of the Honorable Terry L. Holbrook, Clerk of Superior Court in Forsyth County, on the Occasion of his Retirement**

Commissioner Bailey moved for adoption of the *Resolution Recognizing the Accomplishments of the Honorable Terry L. Holbrook, Clerk of Superior Court in Forsyth County, on the Occasion of his Retirement*. Commissioner Whisenhunt seconded the motion, which was unanimously approved.

15. **Appointments:**

- A. **Five (5) Appointments to the ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE, *Three (3) Appointments, Three-Year Terms, Expiring March 2012, Two (2) Appointments, One-Year Terms, Expiring March 2010 [Capacity: Open] [*Continued from Meeting of February 9, 2009]**

Upon motion by Commissioner Conrad, seconded by Bailey and unanimously approved, Latania Good and Sharon P. Mosely-Johnson were appointed by acclamation to serve one-year terms, expiring March 2010; the remaining three (3) appointments were continued.

B. Five (5) Appointments to the EQUALIZATION AND REVIEW BOARD – 2009, To Serve Until All Matters Have Been Considered Relative to Tax Listings and Tax Values for the Current Year

Marybeth Abdow, Mark Bulmer, Doug Dampier, Richard N. Davis and David E. Shaw were appointed.

C. One (1) Appointment to the FORSYTH COUNTY HISTORIC RESOURCES COMMISSION, Four-Year Term, Expiring November 2012 [Capacity: Local Historic Landmark Property Owner] [Continued from Meetings of October 27, 2008, December 15, 2008 and February 9, 2009]

As there were no applicants, Commissioner Conrad moved that the appointment be continued. Commissioner Kaplan seconded the motion, which was unanimously approved.

D. One (1) Appointment to the FORSYTH COUNTY JUVENILE CRIME PREVENTION COUNCIL, Two-Year Term, Expiring June 2010 [Capacity: Substance Abuse Professional] [Continued from Meetings of May 12, 2008, July 28, 2008, October 27, 2008, December 15, 2008 and February 9, 2009]

As there were no applicants, Commissioner Conrad moved that the appointment be continued. Commissioner Kaplan seconded the motion, which was unanimously approved.

E. One (1) Appointment to the HEART OF THE TRIAD STAKEHOLDERS ADVISORY COMMITTEE [Vacancy due to the resignation of Jeffrey Taylor] [Capacity: Representative of the Industrial Development Industry in FC] [Continued from Meeting of February 9, 2009]

As there were no applicants, Commissioner Conrad moved that the appointment be continued. Commissioner Bailey seconded the motion, which was unanimously approved.

F. Two (2) Appointments to the TEN-YEAR PLAN COMMISSION on HOMELESSNESS, Three-Year Terms, Expiring January 2012 [Capacities: One (1) Criminal Justice Representative and One (1) Business Representative] [Continued from Meeting of February 9, 2009]

Sharon P. Mosley-Johnson was appointed to serve in the capacity of "Business Representative" and Renarde D. Earl was appointed to serve in the capacity of Criminal Justice Representative". Both appointments were by acclamation.

G. Two (2) Appointments to the ZONING BOARD OF ADJUSTMENT, Forsyth County, Three-Year Terms, Expiring April 2012 [Capacity: Regular Member]

John A. Richardson III and Betha N. Rothrock were appointed.

16. Notice of Meeting of Forsyth County Audit Committee

Commissioner Conrad moved for approval of the *Notice of Meeting of Forsyth County*

Audit Committee. Commissioner Kaplan seconded the motion, which was unanimously approved.

17. Reports:

- A. Appropriation Transfers Report for February, 2009**
- B. Tax Assessor/Collector's Refund Report Dated December 31, 2008 to March 4, 2009 (Under \$100)**
- C. Tax Assessor/Collector's Refund Report Dated February 27, 2009 (Under \$100)**
- D. Tax Assessor/Collector's Monthly Financial Report for February 2009**
- E. Budget & Management Department's 2008-2009 Second Quarter Monthly Operations Report**

Commissioner Linville moved to acknowledge receipt of the foregoing reports. Commissioner Bailey seconded the motion, which was unanimously approved.

ADJOURNMENT

At approximately 8:51 p.m., Commissioner Bailey moved for adjournment. Commissioner Whisenhunt seconded the motion, which was unanimously approved.

**Assistance for Disabled Persons will be Provided with 48 hours Notification
to the Clerk to the Board at (336) 703-2020**