

**BOARD OF COMMISSIONERS
FORSYTH COUNTY GOVERNMENT CENTER
WINSTON-SALEM, NC 27101**

GLORIA D. WHISENHUNT
Chair
DEBRA CONRAD
Vice Chair
BEAUFORT O. BAILEY
TED KAPLAN
RICHARD V. LINVILLE
WALTER MARSHALL
BILL WHITEHEART

Agenda Summary



JULY 28, 2008 – GOVERNMENT CENTER – 7:30 P.M.

1. Approval of Minutes for the Meeting of May 12, 2008

Upon motion and second by Commissioners Kaplan and Whiteheart respectively, the Minutes for the meeting of May 12, 2008 were unanimously approved.

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

Commissioner Linville moved for approval of the Releases through June 30, 2008. Commissioner Bailey seconded the motion, which was unanimously approved.

**3. A. Public Hearing on the Following Bond Orders as Introduced:
Order Authorizing \$2,400,000 Parks and Recreational Facilities Bonds
Order Authorizing \$7,300,000 School Bonds
Order Authorizing \$220,000 Public Health Facilities Bonds
Order Authorizing \$1,200,000 Court Facilities Bonds**

**B. Adoption of the following Bond Orders:
Order Authorizing \$2,400,000 Parks and Recreational Facilities Bonds
Order Authorizing \$7,300,000 School Bonds
Order Authorizing \$220,000 Public Health Facilities Bonds
Order Authorizing \$1,200,000 Court Facilities Bonds**

Chair Whisenhunt opened the public hearing. No one came forward to speak either in favor of, or in opposition to, the Bond Orders. The Chair declared the public hearing closed.

Commissioner Conrad moved for adoption of the above-stated four (4) Bond Orders. Commissioner Bailey seconded the motion, which was unanimously approved.

4. A. Public Hearing to Receive Comment on the Submission of An Individual Development Account (IDA), Community Development Block Grant (CDBG) Project Application

B. Resolution Authorizing Submission of Application for 2008 Individual Development Account (IDA), Community Development Block Grant (CDBG)

Funds Through the N.C. Department of Commerce for Down Payment Assistance and Economic Literacy Classes for First Time Home Buyers (Housing Department)

The Chair opened the public hearing. No one came forward to speak either in favor of, or in opposition to, the Individual Development Account (IDA) Community Development Block Grant (CDBG) Project Application. The Chair declared the public hearing closed.

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

5. **A. Public Hearing on the Proposed Allocation of N.C. Department of Transportation Rural Operating Assistance Program Grant Funds for Elderly and Disabled Transportation Assistance and Employment Transportation Assistance**
- B. Resolution Authorizing Submission of an Application to the N.C. Department of Transportation for a Rural Operating Assistance Program Grant for Elderly and Disabled Transportation Assistance and Employment Transportation Assistance (Department of Social Services)**

The Chair opened the public hearing. No one came forward to be heard either in favor of, or in opposition to, the Proposed Allocation of N.C. Department of Transportation Rural Operating Assistance Program Grant Funds for Elderly and Disabled Transportation Assistance and Employment Transportation Assistance. The Chair declared the public hearing closed.

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

6. 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.

There were no speaker cards. The Chair declared the Public Session closed.

7. **A. Resolution Authorizing Execution of an Agreement to Receive Grant Funds from the North Carolina Triad Affiliate of the Susan G. Komen Breast Cancer Foundation (Department of Public Health)**
- B. Budget Ordinance Amendment Appropriating \$19,265 from the North Carolina Triad Affiliate of the Susan G. Komen Breast Cancer Foundation to Forsyth County for its Department of Public Health**

Upon motion by Commissioner Bailey, seconded by Commissioner Marshall and unanimously approved, the above-stated Resolution and Budget Ordinance Amendment were adopted.

8. Resolution Authorizing Submission of the Fiscal Year 2008-2009 Home and Community Care Block Grant Funding Plan for Older Adults and Authorizing Execution of an Agreement Between Forsyth County and the Northwest Piedmont Council of Governments as the Area Agency on Aging

Commissioner Marshall moved for adoption of the *Resolution Authorizing Submission of the Fiscal Year 2008-2009 Home and Community Care Block Grant Funding Plan for Older Adults and Authorizing Execution of an Agreement Between Forsyth County and the Northwest Piedmont Council of Governments as the Area Agency on Aging*. Commissioner Bailey seconded the motion, which was unanimously approved.

9. Resolution Authorizing Submission of an Application for Grant Funds to the North Carolina Department of Health and Human Services, Division of Public Health, Physical Activity and Nutrition Branch (Department of Public Health)

Commissioner Bailey moved for adoption of the *Resolution Authorizing Submission of an Application for Grant Funds to the North Carolina Department of Health and Human Services, Division of Public Health, Physical Activity and Nutrition Branch (Department of Public Health)*. Commissioner Linville seconded the motion, which was unanimously approved.

10. Resolution Authorizing Execution of Necessary Documents to Apply for and Receive Fiscal Year 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds from the U. S. Department of Justice, Bureau of Justice Assistance (Sheriff's Office)

Commissioner Bailey moved for adoption of the *Resolution Authorizing Execution of Necessary Documents to Apply for and Receive Fiscal Year 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds from the U. S. Department of Justice, Bureau of Justice Assistance (Sheriff's Office)*. Commissioner Conrad seconded the motion, which was unanimously

11. Resolution Ratifying and Authorizing Execution of an Interlocal Agreement Between Forsyth County and the City of Winston-Salem for Use and Distribution of Fiscal Year 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds (Sheriff's Office)

Commissioner Kaplan moved for adoption of the *Resolution Ratifying and Authorizing Execution of an Interlocal Agreement Between Forsyth County and the City of Winston-Salem for Use and Distribution of Fiscal Year 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds (Sheriff's Office)*. Commissioner Bailey seconded the motion, which was unanimously approved.

12. Resolution Authorizing Amendments to the Agreement Between Forsyth County and Belews Creek Volunteer Fire Department, Inc. (Currently Belews Creek Volunteer Fire and Rescue Department, Inc.) to Update the Department's Name and to Allow the Special Tax District Funds to be Used for Employees' Salaries (Fire Department)

Upon motion and second by Commissioners Linville and Bailey respectively, the above-stated Resolution was unanimously adopted.

13. Resolution Authorizing the Grant and Execution of a Temporary Construction Easement Agreement to the North Carolina Department of Transportation Across Tanglewood Park Property (Tanglewood Park)

Commissioner Kaplan moved for adoption of the *Resolution Authorizing the Grant and Execution of a Temporary Construction Easement Agreement to the North Carolina Department of Transportation Across Tanglewood Park Property (Tanglewood Park)*. Commissioner Bailey seconded the motion, which was unanimously approved.

14. Resolution Authorizing Execution of Amendment to Agreement to Purchase Real Property Subject to Due Diligence Examination and Other Conditions (Phillips Building)

Commissioner Bailey moved for adoption of the *Resolution Authorizing Execution of Amendment to Agreement to Purchase Real Property Subject to Due Diligence Examination and Other Conditions (Phillips Building)*. Commissioner Linville seconded the motion, which was unanimously approved.

15. Resolution Authorizing Execution of Amendments to a Lease Agreement with West Third Street, Inc. for Space for the Public Defender's Office in the 8 West Third Street Building (General Services Department)

Commissioner Kaplan moved for adoption of the *Resolution Authorizing Execution of Amendments to a Lease Agreement with West Third Street, Inc. for Space for the Public Defender's Office in the 8 West Third Street Building (General Services Department)*. Commissioner Linville seconded the motion, which was unanimously approved.

16. Resolution Authorizing Execution of a Contract Between Forsyth County and Stoms Delivery and Transportation, Inc. for Medicaid-Related Transportation Services (Department of Social Services)

Commissioner Marshall moved for adoption of the *Resolution Authorizing Execution of a Contract Between Forsyth County and Stoms Delivery and Transportation, Inc. for Medicaid-Related Transportation Services (Department of Social Services)*. Commissioner Bailey seconded the motion, which was unanimously approved.

17. Resolution Authorizing Execution of an Agreement Between Forsyth County and Winston-Salem Oakdale Senior Living, LLC to Provide Meal Services at the Youth

Center (Youth Services Department)

Commissioner Conrad moved for adoption of the *Resolution Authorizing Execution of an Agreement Between Forsyth County and Winston-Salem Oakdale Senior Living, LLC to Provide Meal Services at the Youth Center (Youth Services Department)*. Commissioner Linville seconded the motion, which was unanimously approved.

18. Resolution Approving the Tax Collector's Annual Settlement for Fiscal Year 2007-2008 and Prior Years

Commissioner Bailey moved for adoption of the *Resolution Approving the Tax Collector's Annual Settlement for Fiscal Year 2007-2008 and Prior Years*. Commissioner Marshall seconded the motion, which was unanimously approved.

19. Order of the Board of County Commissioners in Accordance with G.S. 105-373, G.S. 105-321, and 105-330.3 for the Collection of 2007 and Prior Years' Taxes

Commissioner Linville moved for approval of the *Order of the Board of County Commissioners in Accordance with G.S. 105-373, G.S. 105-321, and 105-330.3 for the Collection of 2007 and Prior Years' Taxes*. Commissioner Bailey seconded the motion, which was approved unanimously.

20. Order of the Board of Commissioners in Accordance with G.S. 105-321 and G.S. 153A-156 for the Collection of 2008 Taxes

Commissioner Bailey moved for approval of the *Order of the Board of Commissioners in Accordance with G.S. 105-321 and G.S. 153A-156 for the Collection of 2008 Taxes*. Commissioner Kaplan seconded the motion, which was unanimously approved.

21. Resolution Designating New Review Officers to Review and Certify Maps and Plats for Forsyth County, North Carolina in Accordance with N.C. General Statute 47-30.2 (City-County Planning Department)

Commissioner Marshall moved for adoption of the *Resolution Designating New Review Officers to Review and Certify Maps and Plats for Forsyth County, North Carolina in Accordance with N.C. General Statute 47-30.2 (City-County Planning Department)*. Commissioner Bailey seconded the motion, which was unanimously approved.

22. Second Reading of Ordinance Consenting to the Separation of Time Warner Cable Inc. from Time Warner Inc. Pursuant to the Provisions of the Forsyth County Cable Television Ordinance

Upon motion by Commissioner Marshall, seconded by Commissioner Bailey and unanimously approved, the *Ordinance Consenting to the Separation of Time Warner Cable Inc. from Time Warner Inc. Pursuant to the Provisions of the Forsyth County Cable Television Ordinance* was adopted on second and final reading.

23. Designation of the Voting Delegate for the North Carolina Association of County

Commissioners' 2008 Annual Conference to be held August 21 – 24, 2008 in Craven County, North Carolina

Upon motion by Commissioner Whiteheart, seconded by Commissioner Linville and unanimously approved, Chair Whisenhunt was designated the *Voting Delegate for the North Carolina Association of County Commissioners' 2008 Annual Conference to be held August 21 – 24, 2008 in Craven County, North Carolina.*

24. Notice of the Forsyth County Board of Commissioners' Cancellation of the August 21, 2008 Briefing Session

Commissioner Bailey moved for approval of the *Notice of the Forsyth County Board of Commissioners' Cancellation of the August 21, 2008 Briefing Session.* Commissioner Linville seconded the motion, which was unanimously approved.

25. Appointments:

- A. One (1) Appointment to the ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE, One-Year Term, Expiring July 2009, (*Continued from Meeting of May 12, 2008*)**

Jeminelle A. Sneed was appointed.

- B. One (1) Nomination to the CENTERPOINT HUMAN SERVICES BOARD, To Fill the Unexpired Term of Gary Elkins, Expiring June 2010 [Capacity: Finance Representative]**

Patrick S. Gillooly was nominated. Commissioner Bailey, Forsyth County's representative on the CenterPoint Human Services Board, will make the appointment at a later date.

- C. Seven (7) Appointments to the COALITION FOR DRUG ABUSE, Three-Year Term, Expiring August 2011 [Capacities: Five (5) Community Representatives; One (1) Business Representative; One (1) Religion Representative]**

Lewis P. Beard, Elisa M. Lark, and Rev. Dr. Francis Scales Manns, Jr. were appointed to serve in the capacity of "Community Representative". The Clerk was asked to re-advertise the remaining four (4) appointments.

- D. Eight (8) Appointments to the COMMUNITY CHILD PROTECTION TEAM/CHILD FATALITY PREVENTION TEAM, Three-Year Terms, Expiring June 2011 [Capacities: One (1) Law Enforcement Officer-Sheriff's Office Designee; Five (5) County Agency or Community at Large; One (1) Parent of Child Who Died Before Reaching Age 18; One (1) EMS Provider or Firefighter]**

Major Frank B. (Brad) Stanley was appointed to serve in the capacity of "Law Enforcement Officer/Sheriff's Office". Dr. Sarah H. Sinal, Tonya M. Atkins, Sandra

Clodfelter, Arlin D. Sechrist, and Michael Calcutt were appointed to serve in the capacity of "County Agency or Community at Large". Dianne H. Ferrelli was appointed to serve in the capacity of "Parent of Child Who Died Before Reaching Age 18". Rodney L. Overman was appointed to serve in the capacity of "EMS Provider or Firefighter".

E. One (1) Appointment to the FORSYTH COUNTY JUVENILE CRIME PREVENTION COUNCIL, Two-Year Term, Expiring June 2010 [Capacity: One (1) Substance Abuse Professional] (*Continued from Meeting of May 12, 2008*)

Commissioner Conrad moved to continue this appointment to a future date. Commissioner Linville seconded the motion, which was unanimously approved.

F. Two (2) Appointments to the KERNERSVILLE ZONING BOARD OF ADJUSTMENT, Three-Year Terms, Expiring June 2011 [Capacities: One (1) "Regular Member"; One (1) "Alternate Member"]

Per the recommendations of the Kernersville Board of Aldermen, Roger Duggins was appointed to serve as a "Regular" Member and Patrick Collie was appointed to serve as an "Alternate" Member.

26. Reports:

- A. Appropriation Transfers Report for June 2008**
- B. Assessor/Collector's Monthly Financial Report for June 2008**
- C. Assessor/Collector's Refund Report dated July 9, 2008 (Under \$100)**
- D. Report by Tax Collector of Property Tax Commission Order – Hanes Mall Circle/Thalhimer Brothers, Inc. – 05 PTC 722**

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

ADJOURNMENT

At approximately 8:00 p.m., Commissioner Bailey moved for adjournment. Commissioner Linville seconded the motion, which was unanimously approved.