

**MINUTES OF BOARD OF COUNTY COMMISSIONERS
OF GUILFORD COUNTY**

Greensboro, North Carolina
May 6, 2004

The Board of County Commissioners met in a duly noticed Regular Session at 6:30 P.M. in the Commissioners' Meeting Room on the Second Floor of the Old County Courthouse, Greensboro, North Carolina.

PRESENT: Chairman J. Robert Landreth Jr., presiding; Vice Chairman Carolyn Coleman; Commissioners Melvin "Skip" Alston, Mike Barber, Bruce Davis, Mary Rakestraw, Linda Shaw, Jeff Thigpen, Trudy Wade, Billy Yow (arrived 7:27 P.M.).

ABSENT: Commissioner Steve Arnold.

ALSO PRESENT: Willie A. Best, County Manager; David W. McNeill Jr.; Lynne Schiftan, Deputy County Attorney; J.D. Rowland, Budget Director; Jane V. Garner, Deputy Clerk to Board; Crystal Maurer, Administrative Assistant.

INVOCATION AND PLEDGE OF ALLEGIANCE

Chairman Landreth called the meeting to order and welcomed everyone. Reverend Ray Whittington from Cathedral of Praise in Greensboro offered the invocation. Daniel Bartko, WWII Veteran, led everyone in the Pledge of Allegiance.

**HEARD NATIONAL ANTHEM AND SPIRITUAL SONG PERFORMED BY
DUDLEY AND SMITH HIGH SCHOOL HONORS VOCAL ENSEMBLES**

Pamela Stewart, Director of the Dudley and Smith High Schools Honors Vocal Ensemble, led the student choirs in the National Anthem and a spiritual song.

**RECOGNIZED WINNERS OF POSTER CONTEST SPONSORED BY
COOPERATIVE EXTENSION AND CITY OF GREENSBORO WATER
RESOURCES DEPARTMENT**

Brenda Morris, Cooperative Extension Director, displayed winning posters made by school students depicting wise water usage. Chairman Landreth presented ribbons and certificates to the winning students and they shook hands with all the Commissioners.

SPEAKERS FROM THE FLOOR

Marie Stanley, 2010 Cheltenham Boulevard, spoke about local streets and hospitals.

George Petty, owner of Bob Petty's Mobile Home Park, said the County fees on mobile homes are too high.

Tom Monroe, owner of Monroe Mobile Home Park, also spoke against the mobile home fees.

Lester Jones, a mobile home park owner, reiterated that in his opinion mobile home fees are too high.

Jennie Moore, 2513 Sylvan Road, thanked the Board for its support of the schools. She noted that the Green Hills Program for Artists in the Schools has been in existence for 23 years and introduced Samora Lynch who is one of the participants in the program. Ms. Lynch showed Native American tiles that some students had made under her tutelage.

Elizabeth Stauffer, 109 E. Greenway Drive, said she is on the Board of Trustees for the Greensboro City Library and she urged the Commissioners to contribute more equitably for the County's share of funding the libraries. She noted that 39% of the library usage is County residents and the County funds only 6% of its budget while the City pays 90% and the State picks up the other 4%.

Ivan Canada, 2640 Walker Avenue, spoke about the importance of libraries in relation to helping citizens who are seeking employment. He urged the Commissioners to fund the libraries so they can continue to offer the services available to this population.

Patrick Stutts, 1205 Eagle Road, said he is a student in High Point and he asked the Board to continue working with the cities regarding funding the libraries.

Bob Copley, 2116 Ledford Road, spoke on national affairs.

Robin Britt, Executive Director of the United Child Development Services of Guilford County, spoke against the proposed cuts in the health part of the budget, specifically the maternal care coordination program that affects the infant mortality rate in Guilford County. He also urged the Board to fund child care services coordination that provides early intervention services for children.

Paul Gibson, 3402 Cloverdale Drive, urged the Board to fund the Public Health Department's budget, noting that all citizens deserve adequate health care.

Greensboro Mayor Keith Holliday, 1403 Pebble Drive, spoke on funding for the libraries and urged the Board to consider the proposal the County Manager brought back from the library committee meetings.

Willie Taylor, 808-C Carriage Crossing Lane, spoke on funding for the libraries and urged the Commissioners' support.

Jennifer Wells, 2907 Shamrock Drive, gave a power point presentation on library research and its importance to students, businesses and citizens.

Tricia Burgess, a resident of District 2 in Jamestown, urged the Board to provide more funding for the libraries.

Timothy Lane, 3526 Primrose Avenue, spoke about the services offered by the Public Health Department for people without insurance and urged the Commissioners to be generous with its funding for that department when adopting the budget.

Tim Mann, 3115 Peninsula Drive in Jamestown, urged the Board to not fund the School Choice Plan because he believes the Board of Education needs to use its money more wisely. He also noted that Southwest High School has a rodent infestation that Public Health has not addressed.

APPROVED CONSENT AGENDA (Items I.A(3), I.A(6), I.A(7), I.A(8), I.B(2), and I.C(11) were removed for separate consideration)

Chairman Landreth asked if there were items Commissioners wished removed from the Consent Agenda and the following items were pulled:

I.C(11) by Commissioner Davis; I.A(3) by Commissioner Alston, I.A(6),I.A(7), I.A(8) and I.B.(2) by Commissioner Wade.

Commissioner Barber made a motion to approve the Consent Agenda with the above items removed, Commissioner Davis seconded the motion and it carried unanimously. The following Consent Agenda was approved:

APPROVED \$408,216 INCREASE IN DSS BUDGET FOR FY 2004

The Board increased Social Services Budget for FY 2004 in the amount of \$408,216 as follows:

Economic Services:

201,236 *Increase* Federal and State Funds for Smart Start Child Day Care Subsidies, Crisis Intervention Payments, and Low Income Home Energy Block Grant funds. *Decrease* County funds for transfer to Program Support for the purchase of computer hardware.

Family and Children's Services

7,300 *Increase* Other revenue (Medicaid) and *decrease* County funds to show receipts for revenue earned in case management and *increase* State and Federal revenue for the LINKS program.

Program Support:

199,680 *Increase* County Funds transferred from Economic Services and Family and Children’s Services for the purchase of computer hardware for the client information system.

The following Budget Ordinance Amendment was adopted:

GENERAL FUND

Increase appropriations to Social Services	408,216
Increase State and Federal revenue	218,216
Increase Other revenue	190,000

APPROVED CAPITAL PROJECT ORDINANCE FOR EMERGENCY SERVICES BASE IN HIGH POINT AND APPROVED BUDGET ORDINANCE AMENDMENT IN THE AMOUNT OF \$501,470

The Board approved a \$501,470 allocation from CIP to Emergency Medical Services Project for major improvements to Base II located in High Point and approved the appropriate project ordinance which includes demolition of existing Base II; construction of new living quarters and bay area; and improvement and repaving of drive and parking areas. The contracts will be approved in the future. The following Capital Project Ordinance was adopted:

CAPITAL PROJECT ORDINANCE FOR EMS – BASE STATION
HIGH POINT

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for the following capital project ordinance for Guilford County is hereby adopted in accordance with G.S. 159-13.2:

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

<u>Project Name</u>	<u>Expenditure</u>	<u>Revenue</u>
Emergency Medical Services Base Station	EMS-Base Station \$501,470	County Building Construction – Fund Balance \$501,470

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 6, 2004, in accordance with G.S. 159-17.

The following Budget Ordinance Amendment was adopted:

COUNTY BUILDING CONSTRUCTION FUND

Emergency Services

Increase appropriations 501,470

Increase appropriated fund balance 501,470

ADOPTED BUDGET ORDINANCE AMENDMENT IN THE AMOUNT OF \$48,545
JUVENILE DEVELOPMENT GRANT TO ONE STEP FURTHER

The Board approved State funds from the Governor's Crime Commission to flow through the Coordinated Services budget to One Step Further to improve transition services for youths from out-of-home placements by training them in anger management, conflict resolution, employment preparedness, decision-making and communication skills as follows:

\$48,545 FY 03-04

\$47,495 FY 04-05

The following Budget Ordinance Amendment was adopted:

GENERAL FUND

Increase appropriations to Coordinated Services 48,545

Increase State and Federal revenue 48,545

APPROVED DISBURSEMENT OF \$1,030,472 TO JUVENILE CRIME PREVENTION
AGENCIES AS RECOMMENDED BY JUVENILE CRIME PREVENTION COUNCIL

The Board approved recommendations for the Guilford County Juvenile Crime Prevention Council and appropriated funds in the Coordinated Services budget for FY 04-05 as follows, subject to approval of FY 04-05 budget by Board of Commissioners:

Youth Focus Group Homes	\$185,000
Youth Focus Family Preservation	96,268
Youth Focus Counseling	331,071
JCPC Certification	2,500
Psychological Services for Juveniles	62,737
Guilford Co. Structured Day Program	210,629
One Step Further – Restitution and Juvenile Mediation	83,000
One Step Further – Teen Court	<u>59,267</u>
Total	\$1,030,472

APPROPRIATED \$600,000 IN PARK BOND FUNDS FOR CONSTRUCTION OF TWO SEGMENTS OF BICENTENNIAL GREENWAY IN GREENSBORO

The Board appropriated \$600,000 in park bond funds (Greensboro Area Greenway) for construction of two segments of Bicentennial Greenway in the Greensboro area and adopted the following Capital Project Ordinance:

CAPITAL PROJECT ORDINANCE FOR BICENTENNIAL GREENWAY TRAILS

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for Bicentennial Greenway Trails adopted on August 3, 1995 and amended on October 24, 1996, April 10, 1997, December 3, 1998, December 10, 1998, May 4, 2000, March 15, 2001, May 17, 2001 and February 7, 2002 is hereby amended in accordance with G.S. 159-13.2:

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

PROJECT NAME	EXPENDITURE	REVENUE
Bicentennial Greenway Trail	Open Space – Greensboro \$ 2,796,799	Reimbursement from the City of Greensboro - \$148,991
	Open Space - Other \$ 172,855	Appropriated Fund Balance \$ 697,976
		Transfer from General Fund – (Parks & Recreation) \$ 29,638 Federal Revenues - \$ 755,400 Bond Funds - \$ 1,337,649

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 6, 2004, in accordance with G.S. 159-17.

The following Budget Ordinance Amendment was adopted:

COUNTY BUILDING CONSTRUCTION FUND

Open Space

Increase appropriations	600,000
Increase bond proceeds	600,000

AWARDED CONTRACTS FOR PURCHASE OF TWO AMBULANCE CHASSIS AND TWO AMBULANCE BOXES FOR EMERGENCY SERVICES IN TOTAL AMOUNT OF \$269,516

The Board awarded the following contracts for the purchase of two Ambulance Chassis and two Ambulance Boxes for the Emergency Services Department for a total award of \$269,516 per recommendation of the Purchasing Department and Emergency Services:

Item #1: Qty 2 Ambulance Chassis – Awarded to Piedmont Ford Sterling Truck at a price of \$52,155 each for a total award of \$104,310;

Item #2: Qty 2 Ambulance Boxes – Awarded to Wheeled Coach of North Carolina at a price of \$82,603 each for a total award of \$165,206.

APPROVED CONTRACT WITH CHERRY BEKAERT & HOLLAND IN THE AMOUNT OF \$59,100 FOR EXTERNAL AUDIT SERVICES

The Board approved external audit contract with the firm of Cherry Bekaert & Holland

for Guilford County for the fiscal year ending June 30, 2004 in the amount of \$59,100.

APPROVED AWARD OF CONTRACT, AMENDED CAPITAL PROJECT
ORDINANCE AND ADOPTED BUDGET ORDINANCE AMENDMENT FOR
BISHOP ROAD SEWER PROJECT

The Board approved the City of Greensboro to award construction contract for the Bishop Road Sewer Project to Gilbert Engineering Company in the amount of \$485,514; increased the sewer portion of the Scrap Tire/White Goods Facility Project Ordinance from \$545,625 to \$572,906, an increase of \$27,281, a 5% contingency; and appropriated \$27,281 from Greensboro Water and Sewer Trust.

The following Capital Project Ordinance was adopted:

PROJECT ORDINANCE FOR A SCRAP TIRE/WHITE GOODS FACILITY

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for the following project ordinance adopted May 17, 2001 and amended February 12, 2004 in Guilford County is hereby amended in accordance with G.S. 159-13.2:

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

PROJECT NAME	EXPENDITURE	REVENUE
Scrap Tire/White Goods Facility	Scrap Tire/White Goods Facility \$ 1,477,906	Transfer from Solid Waster Fund Balance: - \$ 770,000 County Building Construction - Fund Balance: \$ 135,000 Transfer from Joint Water and Sewer Trust fund – \$ 572,906

SECTION 2. 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.

ADOPTED on first reading this May 6, 2004, in accordance with G.S. 159-17.

The following Budget Ordinance Amendment was adopted:

COUNTY BUILDING CONSTRUCTION FUND

Sanitation

Increase appropriations 27,281

Increase transfer from Jt. Water/Sewer 27,281

Joint Water & Sewer Trust Fund

Greensboro:

Increase appropriations 27,281

Increase appropriate fund balance 27,281

APPROVED FOR GEORGE FULLER TO EXTEND WATER LINE ON HIS PROPERTY ALONG US 29 WITH COUNTY PARTICIPATION FOR OVERSIZING AND APPROPRIATED \$16,100 FOR COST OF OVERSIZING

The Board approved for George Fuller to contract for the engineering design and construction of a waterline along US 29 North to and including the full frontage of its property, identified as ACL No. 03-0140-E-0540-0-026 with County participation for oversizing the water main from an 8-inch to a 12-inch diameter in an amount not to exceed \$16,100 and appropriated that amount from Greensboro Water and Sewer Trust. Design and construction to be per Greensboro specifications and as approved by Greensboro Water Resources. The following Budget Ordinance Amendment was adopted:

JOINT WATER & SEWER TRUST FUND

Greensboro

Increase appropriations 16,100

Increase appropriated fund balance 16,100

AUTHORIZED CONTRACT WITH HOLLAND CONSULTANT PLANNERS FOR SCATTERED SITE HOUSING GRANT, APPROVED BUDGET ORDINANCE AMENDMENT IN THE AMOUNT OF \$400,000 AND ADOPTED RESOLUTIONS AUTHORIZING SIGNATURES ON PERTINENT DOCUMENTS

The Board authorized contract with Holland Consultant Planners, Inc. in an amount not to exceed \$47,500. Includes \$19,460 for administration and \$28,040 for service delivery to be incurred with the 2004 Scattered Site Grant on the County's behalf; approved Grant

Budget Ordinance in the amount of \$400,000. Adopted resolution (on file with these Minutes) authorizing Willie A. Best, County Manager or W. David McNeill, Jr. Deputy County Manager, to sign all documents pertaining to Grant No. 04-C-1230; and adopted resolution (on file with these Minutes) authorizing Willie A. Best, County Manager or W. David McNeill, Jr., Deputy County Manager, and Brenda L. Fox, County Finance Director, or C. Gary Humphreys, Deputy County Finance Director to sign all Requisition for Funds forms for Grant No. 04-C-1230. The following Project Ordinance was adopted:

PROJECT ORDINANCE FOR SCATTERED SITE HOUSING PROGRAM

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for the following project ordinance for the Scattered Site Housing Program in Guilford County is hereby adopted in accordance with G.S. 159-13.2:

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

PROJECT NAME	EXPENDITURE	REVENUE
Scattered Site Program	Urban Redevelopment and Housing \$ 400,000	Community Development Block Grant Funds \$ 400,000

SECTION 2. 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.

ADOPTED on first reading this May 6, 2004, in accordance with G.S. 159-17.

The following Budget Ordinance Amendment was adopted:

COMMUNITY DEVELOPMENT FUND

<u>Urban Redevelopment & Housing</u>		
Increase appropriations		400,000
Increase Federal Funds	400,000	

APPOINTED REVIEW OFFICERS FOR MAPS AND PLATS RECORDED IN REGISTER OF DEEDS OFFICE

The Board adopted the following resolution appointing as Review Officers Robert R. Harkrader and John Emerson per request by the City of Burlington and Anna W. Readling, Susannah B. Smith, and L.M. Costello at the request of Guilford County Community Development Department pursuant to G.S. 47-30.2:

RESOLUTION APPOINTING REVIEW OFFICERS
UNDER G.S. 47-30.2

BE IT RESOLVED BY THE GUILFORD COUNTY BOARD OF COMMISSIONERS pursuant to G.S. 47-30.2, effective April 15, 2004, that the Guilford County Board of Commissioners hereby amends its appointments, at the request of the City of Burlington, by adding the following persons to the official list of Review Officers for purposes set forth in G.S. 47-30.2 and other applicable law:

Robert R. Harkrader and John Emerson, for maps and plats recorded in the Guilford County Register of Deeds Office.

FURTHERMORE, at the request of the Guilford County Community Development Department, add the following persons to the official list of Review Officers for purposes set forth in G.S. 47-30.2 and other applicable law:

Anna W. Readling, Susannah B. Smith and L.M. Costello for maps and plats recorded in the Guilford County Register of Deeds Office.

Pursuant to said statute this resolution shall be recorded in the Guilford County Registry and indexed on the grantor index in the name of the Review Officer.

Adopted this 6th day of May 2004.

AUTHORIZED CONVEYANCE OF TWO WATERSHED PROPERTIES TO JOINT OWNERSHIP OF CITY OF GREENSBORO AND GUILFORD COUNTY

The Board authorized conveyance of properties acquired from the Heirs of Fleetwood Kent Summers and the Heirs of Alfred J. Summers by Guilford County (watershed properties) to joint ownership of Guilford County and the City of Greensboro, in form satisfactory to the County Attorney, per request by the City of Greensboro.

APPROVED \$10,000 REFUND FOR OVERPAYMENT OF EXCISE TAX

The Board approved refund of \$10,000 to Lawyers Title Insurance Company at the request of Koury Corporation, for overpayment of excise tax (\$332,626.10 instead of \$322,626.10) on deed recorded on March 8, 2004 in Book 6046, Page 1075 of the

Guilford County Registry, pursuant to N.C.G.S. 105-228.37. Before the tax is refunded, a new instrument must be recorded reflecting the correct amount of tax due, per N.C.G.S. 105-228.37(e).

APPROVED BOARD OF EDUCATION TO PURCHASE 26 ACRES ON DRAKE ROAD IN THE AMOUNT OF \$182,000 FOR ALLEN JAY MIDDLE SCHOOL

The Board approved the Board of Education to purchase approximately 26 acres of land off Drake Road at a price of up to \$182,000 for construction of replacement facility for Allen Jay Middle School, pursuant to G.S. 115C-426(f). This parcel is adjacent to two parcels containing 48.354 acres that the County Commissioners approved for purchase in January 2003 and acquisition of this third parcel will provide for better siting of the school building and athletic fields.

AUTHORIZED SUBMISSION OF APPLICATION FOR RELEASE OF \$2,437,323 FROM STATE FOR OAK RIDGE ELEMENTARY SCHOOL

The Board authorized the Chairman to sign application for the release of \$2,437,323 from the Public School Building Capital Fund (PSBCF) for the Oak Ridge Elementary School project so that the approved application can be submitted to the state.

APPROVED TAX REBATES AND RELEASES

Jenks Crayton, Tax Director, submitted lists of corrections of clerical errors and assessments made in connection with taxes and assessments for the year 2004 and prior years, and lists were approved and ordered filed with these Minutes.

APPROVED BEVERAGE LICENSES FOR TAX DEPARTMENT

Jenks Crayton, 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

Jenks Crayton, Tax Director, filed reports of tax collections for the period ending March 26, 2004, for the Greensboro, High Point, Jamestown and County-wide collections'

offices, and a back year financial report from July 1, 2003 through March 26, 2004, and for the same period for the past ten years.

APPROVED MINUTES OF COMMISSIONERS' MEETINGS

The Board approved Minutes of the following Commissioners' Meetings:

<u>Regular Meetings:</u>	February 18, 2004 March 4, 2004
<u>Closed Meetings:</u>	March 4, 2004

PRESENTED RESOLUTION WISHING FANTASIA BARRINO SUCCESS ON AMERICAN IDOL (Removed from Consent Agenda for Separate Consideration)

Commissioner Davis read a resolution wishing Fantasio Barrino success on the American Idol Television Program and presented it to her mother, Diane Barrino (copy in file). Ms. Barrino thanked the Board for the recognition of her daughter.

POSTPONED APPROVAL OF REQUESTS FROM SHERIFF'S DEPARTMENT UNTIL THE BOARD RECEIVES FURTHER INFORMATION (Removed from Consent Agenda for Separate Consideration)

Commissioner Alston referred to the following requests from the Sheriff's Department: adopt resolution authorizing award of \$4,522 grant from the Governor's Highway Safety Program for checkpoint equipment and appropriate said amount to the Sheriff's Department Budget; and approve appropriation of \$25,679 from \$73,368 additional revenues received from NC Department of Corrections to be used to pay Robert Segal, CPA, for audit services. He questioned whether the appropriation of \$25,679 to pay for audit services is a proper use of these funds. County Manager Best said he had inquired about this and had been assured it is appropriate. Commissioner Thigpen moved approval of the request but it died for lack of a second. Commissioner Alston then moved that the item be postponed until the Board received further information on this request, Commissioner Wade seconded his motion, and it carried on the following roll call vote: AYES: Alston, Davis, Landreth, Rakestraw, Shaw, Wade. NOES: Barber, Thigpen. (Commissioners Coleman and Yow were out of the room at the time.)

APPROVED BUDGET AMENDMENT REFLECTING NET PREMIUM OF \$6,165,842 FROM SALE OF BONDS (Removed from Consent Agenda for Separate Consideration)

Commissioner Thigpen made a motion to approve budget amendments reflecting net premium of \$6,165,842 on the conversion of the \$90 million Series 2000C and 2002C General Obligation variable rate bonds into a Put Bond/Swap transaction which was sold at a premium of \$6,509,700 and the related issuance costs of \$343,858. Commissioner

Rakestraw seconded the motion. Commissioner Wade asked Clay Hicks from the Finance Department to explain. He said the bonds were sold at \$6,509,700 and after the issuance cost of \$343,858 is deducted, the net premium is \$6,165,842. He further explained that the present value savings was \$1.45 million. Commissioner Wade asked if there are any restrictions on the funds and Sharon Ozment, Chief Financial Officer for the Guilford County Schools, told her that the purpose of the original \$90 million bond issue was for school capital projects and, therefore, the net premium of \$6,165,842 must be used for construction and capital improvements. Commissioner Coleman asked if the schools could use these funds as part of the \$12 million additional request in the County's FY 2004-05 budget and Ms. Ozment pointed out that the \$12 million is for operating expenses. After further discussion, the Board approved the above request on the following roll call vote: AYES: Barber, Coleman, Davis, Landreth, Rakestraw, Shaw, Thigpen, Wade, Yow. NOES: Alston.

The following Budget Ordinance Amendments were adopted:

GENERAL FUND

Increase appropriation to Debt Service	343,858
Increase Other Revenue	343,858

SCHOOL CAPITAL OUTLAY FUND

Increase appropriation to Guilford County Board of Education	6,165,842
Increase Other Revenue	6,165,842

APPROVED BOARD OF EDUCATION TO USE \$2,669,325 OF REFINANCING PROCEEDS FOR SOUTHEAST HIGH SCHOOL CAPITAL PROJECT AND TO USE \$66,640 REVENUE FOR CAPITAL OUTLAY PROJECTS (Items I.A(7) and I.A(8) removed from Consent Agenda for separate consideration)

Commissioner Barber made a motion that Board of Education Items I.A(7) and I.A.(8) be approved and Commissioner Thigpen seconded the motion. Commissioner Davis asked for clarification that this Board must approve the use of these funds for capital projects and that approval of the request will not reduce the amount the School Board is asking for in its budget request. Sharon Ozment, Chief Financial Officer, confirmed that he is correct on both points. The Board then unanimously approved Items I.A(7) and I.A(8) as follows:

Item I.A(7): Approved request from the Board of Education that \$2,669,325 of the \$6,165,842 in refinancing proceeds be appropriated to address the construction,

renovation, and space issues at Southeast High School. The following Capital Project Ordinance was adopted:

CAPITAL PROJECT ORDINANCE FOR GC BOARD OF EDUCATION –
SOUTHEAST HIGH SCHOOL

BE IT ORDAINED by the Board of County Commissioners for Guilford County, North Carolina that for the following capital project for Southeast High School in Guilford County, North Carolina is hereby adopted in accordance with G.S. 159-13.2:

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

PROJECT NAME	EXPENDITURE	REVENUE
GC Board of Education School Capital Outlay	Southeast High – \$ 2,669,325	Bond Proceeds - \$ 2,669,325 (refinancing of bonds)

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 6, 2004, in accordance with G.S. 159-17.

Item I.A(8): Approved request from the Board of Education that (a) the \$26,640 received from the easements at the Old Monticello School Site and Union Hill School property be appropriated to the land/new sites item in their regular capital outlay projects; and (b) the \$40,000 received from the foundations to cover the cost of retiring/replacing school mascots be appropriated to the furniture/equipment replacement category in their regular capital outlay projects. Upon approval, the Board of Education will forward \$66,640 to the Guilford County Finance Department for redistribution to the schools. The following Budget Ordinance Amendment was adopted:

SCHOOL CAPITAL OUTLAY

GC Board of Education

Increase appropriations	66,640
Increase Miscellaneous revenues	66,640

AWARDED 3-YEAR LEASE TO DIMENSION DATA FOR COUNTY'S TECHNOLOGICAL DATA BACKUP (Removed from Consent Agenda for separate consideration)

Commissioner Thigpen made a motion to approve Item I.B(2) and Commissioner Rakestraw seconded it. After a short discussion, the Board unanimously approved award of 3-year lease to Dimension Data contract in the amount of \$442,217 with first year funding of \$147,406 to provide hardware and software to cover the County's growing data backup needs, subject to staff approvals as to form and legality.

PRESENTATION ON ACTION GREENSBORO UPDATE CANCELLED

Chairman Landreth announced that the New Business item to hear an update on Action Greensboro will not be heard tonight because representatives of the organization are not present to speak.

He called for a short recess at 8:20 P.M.

The Board reconvened in Open Session at 8:30 P.M.

APPROVED REZONING CASE #7-04 FROM AG TO LI FOR PROPERTY LOCATED ON PLEASANT GARDEN ROAD AT BLUMENTHAL ROAD

Chairman Landreth announced that this is the time and place set to hold a public hearing on request to rezone from AG to LI property located on the west side of Pleasant Garden Road (SR 3505) at Blumenthal Road (SR 3316) in Fentress Township. Being Guilford County Tax Map 9-631, Block 605, Part of Parcels 6 and 12, approximately 14.653 acres. Owned by Jay Patrick Short.

Mark Kirstner, Planning Director, explained the request noting that the applicant has purchased additional property since the Planning Board hearing which should address some of the issues brought up at the Planning Board meeting. He pointed out that staff had recommended denial of the request but the Planning Board had approved it.

Pat Short, 4617 South Holden Road, said he is the owner of the property located at 4160 Pleasant Garden Road. He said this rezoning request is about promoting business in the County and looking for ways for farmers to diversify because farming is not as profitable

as it once was. He pointed out that a lot of developers have contacted him about the use of this property and there is a great deal of interest in industrial use on the east end and retail use on the west end. Mr. Short noted that the Planning staff had recommended conditional uses for this property but the developers have said they need zoning with no conditions. He said this rezoning request is basically about his rights as a landowner to use his land as he wishes. He showed a map of his property and the adjoining properties and described how the surrounding area is being used. Mr. Short said he contacted the adjoining neighbors to discuss the options of light industrial and none had any problem with what he wanted to do. He noted that the appeal of the Planning Board's decision was made by a special interest group and not his neighbors.

Kimberly Venable, 4703 Rehobeth Church Road, spoke about Neighborhood Congress, the appellant in this rezoning case, and questioned why they did not come forward for earlier development projects to help preserve the community.

Donna France, 4502 Woodside Court, spoke in opposition to the request. She said she opposes billboards because in her opinion very few provide worthwhile information. She noted most billboards advertise tobacco or alcohol products and are not beneficial to travelers. She felt the Greensboro Scenic Corridor Ordinance is limited because it doesn't prohibit new and existing billboards and only prohibits them on a few routes designated as scenic corridors.

Gail Feddish, 3642 Southeast School Road, said there are currently 60 billboards on the five miles between old I-85 and new I-85 and three of them are blank. She wants the Urban Loop to be declared a scenic corridor and billboards banned in that area.

Viola Williams, 2025 W. Vandalia Road, said she wants the area to remain beautiful and urged to Board to not destroy the natural beauty of the land.

Ken Snowden, 625 Scott Avenue, said he did not believe any one person owns the corridor in question because the taxpayers built it and, therefore, everyone should be concerned with how it is used. He urged denial of the request.

Jim Nagle, 5207 Hedrick Drive, asked the Board to deny Mr. Short's request for rezoning because no one really knows what the ultimate use of the land will be.

Joyce Williams, 4209 Woodmere Drive, urged the Board to listen to the taxpayers and look at the whole picture. She pointed out that once a decision is made, it is really hard to undo it.

Ron Walters, 610 Morehead Avenue, said he does not know what light industrial means in this case but if it means billboards, then he is against approval of the request.

David Wharton, 667 Percy Street, urged the Board to put conditions on the rezoning request prohibiting billboards.

Mark Proust, 516 Woodlawn Avenue, said he believes if Mr. Short really cares how our area looks, he will put conditions on his rezoning request prohibiting billboards. He said taxpayers do not need advertising for tobacco, alcohol and sexually oriented businesses that billboards provide.

In rebuttal, Pat Short said he and his brother farm over 2,000 acres that are immaculate and serves as green space for all the people. He pointed out that all the opponents who have spoken tonight live several miles away and none are adjoining property owners.

Malcom Kenton, 3410 N. Pine Avenue, said he wants the scenic corridor preserved and is against the rezoning request.

John Wilson, 810 Walker Avenue, urged the Board to keep the I-85 corridor clear of billboards by denying the request for rezoning. He pointed out this may be the only view of Guilford County travelers get when passing through.

Mark Proust spoke again in opposition and pointed out that Mr. Short acquired the property in question after it had been condemned by the State to build the highway.

Commissioner Yow made a motion to approve the request to rezone the above described property from AG to LI and Commissioner Alston seconded it.

Commissioner Shaw said she did not realize this rezoning would include billboards which she does not support. She asked if the Board could place conditions on the rezoning to prohibit billboards. Lynne Schiftan, Deputy County Attorney, told her the Board does not have this authority to place conditions on a general use rezoning request such as this one. Mr. Kirstner pointed out that the Board can deny the request, Mr. Short can come back later with a Conditional Use Request, and the required fee can be waived.

Commissioner Wade asked about the restrictions for the placement of billboards and Mr. Kirstner explained the process. He said it would require a site plan approval and permit but it will not come back before this Board.

Commissioner Thigpen asked if the State has taken a stand on the placement of billboards in this area and Mr. Kirstner said the State has questioned it but has not taken a firm stand.

Commissioner Coleman pointed out that this Board needs to decide what it wants to do about billboards as far as the County is concerned but she is also concerned about the property owner's right to earn a living. She said she will support the request.

Chairman Landreth asked Mr. Kirstner why the Planning staff hasn't come to the Commissioners before now if they are so against billboards. Commissioner Yow also questioned when Planning stopped liking billboards.

Commissioner Davis said he does not have a problem with billboards and he will support the request.

Commissioner Alston referred to a comment made earlier by Commissioner Shaw and confirmed that he is a lobbyist for billboards. He said he did not think that the placement of billboards is the question before the Commissioners tonight but he asked Deputy County Attorney Schiftan if he should abstain from voting on the rezoning request. She said this is strictly a rezoning issue and it would be appropriate for Commissioner Alston to vote on the request.

Commissioner Barber pointed out that the landowner can negotiate what types of billboards are placed on his property and that all billboards are not bad, such as those for March of Dimes, etc.

Commissioner Rakestraw asked if there are any regulations on billboards and Mr. Kirstner said there are regulations on the placement of billboards.

After further discussion, the Board voted to approved the request for rezoning of property located at 4160 Pleasant Garden Road from AG to LI on the following roll call vote: AYES: Alston, Barber, Coleman, Davis, Landreth, Thigpen, Wade, Yow. NOES: Rakestraw, Shaw.

PLANNING STAFF DIRECTED TO DEVELOP A PLAN TO IMPLEMENT SCENIC CORRIDORS IN THE COUNTY FOR CONSIDERATION BY THE BOARD

Commissioner Thigpen made a motion that staff come back to this Board with a plan to implement a scenic corridor in the County. Commissioner Shaw seconded the motion it carried on the following roll call vote: AYES: Alston, Barber, Coleman, Davis, Landreth, Rakestraw, Shaw, Thigpen, Wade. NOES: Yow. Mr. Kirstner explained that with all the steps required in the process, it will most likely be three months before this plan can be presented.

The Board took a short recess at 9:51 P.M.

The Board reconvened at in Open Session at 10:05 P.M.

HELD PUBLIC HEARING AND AUTHORIZED CLOSE OUT OF “REHAB” GRANT FOR 2001 SCATTERED SITE PROGRAM

Chairman Landreth announced that this is the time and place set to hold a public hearing on the completed 2001 Scattered Site “Rehab” Grant as required by NC Department of Community Development. Betty Garrett from the Planning Department explained that the 2001 Scattered Site Program has been completed and a public hearing is required

before closing it out. She gave a power point presentation showing statistics and before and after pictures of homes that were included in the program.

No one was present to speak in favor or in opposition of the item.

Commissioner Thigpen made a motion to authorize close out of the grant program and Commissioner Rakestraw seconded it.

The Chairman asked what the requirements are to receive one of these grants and Ms. Garrett said the owner must live in the house for five years after the work is completed unless he dies beforehand.

Commissioner Thigpen called the question and the motion carried unanimously.

HELD A PUBLIC HEARING AND APPROVED THE GUILFORD COUNTY HOME PROGRAM PLAN FOR 2004-05

Chairman Landreth announced this is the time and place set to hold a public hearing on the Guilford County Home Program Plan for FY 2004-05. Betty Garrett explained the plan, noting that Affordable Housing Management, Inc. had withdrawn its request on May5, 2004. She said both cities will provide matches for Caring Services of High Point (\$36,000) and Housing Greensboro, Inc. (\$10,000) and there are no County funds involved.

Jason Yates, 134 Meadow Drive in High Point, spoke about the Caring Services project proposed in High Point. He said after two years of getting through all the red tape, they are ready to move forward with the purchase of four 2-bedroom apartments units to provide permanent housing for formerly homeless recovering persons.

Bob Kelly, 707 Elwell Drive in Greensboro, said he represents Housing Greensboro which is a new non-profit whose objective is to eliminate substandard housing in Greensboro. He said Habitat for Humanity for Greater Greensboro is administering the program during its beginning stages and their goal is to provide emergency repairs for owner occupied homes for those who do not have the resources to make the repairs themselves.

No one was present to speak in opposition to the request.

Commissioner Barber made a motion to approve the following:

- a. \$36,000 to Caring Services. Release \$36,000 in County HOME funds to High Point to be used for the sole purpose of the Caring Services Supportive Housing Project. High Point will provide the match.
- b. \$10,000 to Housing Greensboro, Inc. for its Home Repair Project. Release \$10,000 in County HOME funds to Greensboro to be used for the

sole purpose of the Housing Greensboro – Home Repair Project. Greensboro will provide the match.

- c. Contract with the City of High Point to administer the Caring Services Project on the County's behalf for a cost of \$2,768 in HOME administrative funds. Release \$2,768 in County administrative funds to the City of High Point.
- d. Contract with City of Greensboro to administer the Housing Greensboro – Home Repair Project on the County's behalf for a cost of \$13,443 (includes \$2,768 to administer the Housing Greensboro – Home Repair Project; \$5,675 Greensboro's 3.5% fee and \$5,000 as the County's share for the 5-Year Housing Plan to be prepared in FY 2004-05 as required by HUD.) Release \$13,443 in administrative funds to the City of Greensboro.

Commissioner Rakestraw seconded the motion and it carried unanimously.

HEARD UPDATE ON SENIOR RESOURCES OF GUILFORD

Ellen Whitlock, Executive Director of Senior Resources of Guilford, gave an update on the organization. She said it was formerly called United Services for Older Adults and the expected growth by 2020 is 96% additional seniors. She thanked the Board for its financial support and distributed the annual report and other information on the program.

Commissioner Wade asked Ms. Whitlock if there is a possibility of Senior Resources coordinating with the proposed medical unit and was told they would be glad to explore the possibilities.

Chairman Landreth questioned Ms. Whitlock about the Mobile Meals Program and she said they are currently serving 480 meals per day. She further stated that the federal government has certain requirements they must meet, such as how quickly the meals must be delivered. She noted that there is not a volunteer base in the county and are aware there are some folks who are falling between the cracks but they try to provide frozen meals that can be picked up by someone for those seniors.

COMMISSIONER WADE REQUESTS ACCOUNTING OF HOW MONEY IS SPENT FOR GRANT PROGRAMS

Commissioner Wade said she would like to have an accounting of how grant money is spent when the lead agency is someone other than the County, i.e. the Home Program which is administered by the City of Greensboro. County Manager Best said that should not be a problem. Commissioner Rakestraw said she would also like to know if all non-profit and grant programs are audited and by whom.

MADE APPOINTMENTS AND REAPPOINTMENTS

Commissioner Coleman recommended the following appointments:

Adult Care Home Community Advisory Committee

Appoint: Patricia Hall Stephens for a term expiring May 6, 2005
Alva Cromartie for a term expiring May 6, 2005
Carolyn Tinglin for a term expiring May 6, 2005

City/County Insurance Advisory Committee

Appoint: Laurence Aikens for a term expiring May 6, 2007

Fire District Commission – Pleasant Garden

Appoint: Laurence Clapp for a term expiring May 7, 2006
Reappoint: Riley Clapp for a term expiring May 7, 2006

High Point Urban Metropolitan Planning Organization Transportation Advisory Committee

Appoint: Commissioner Bruce Davis as a representative from the Board of County Commissioners

Chairman Landreth moved approval of the appointments and reappointments, Commissioner Barber seconded the motion, and it carried unanimously.

Commissioner Shaw said she has someone interested on serving on the Criminal Justice Advisory Board and she would get her name for Commissioner Coleman.

Commissioner Barber said he had been contacted by Bud Mills who has been an alternate on a Board for a long time and he would like to be made a permanent appointee.

HELD CLOSED SESSION REGARDING POSSIBLE LOCATION OF INDUSTRY

Commissioner Thigpen made a motion to go into Closed Session for the purpose of discussing the possible location of industry. Commissioner Shaw seconded the motion and it carried unanimously.

The Board retired into Closed Session at 10:50 P.M.

The Board reconvened in Open Session at 11:10 P.M.

SET PUBLIC HEARINGS FOR JUNE 3, 2004 ON ECONOMIC DEVELOPMENT INCENTIVES

Commissioner Barber made a motion to set a public hearing to consider economic incentives for Purolator Facet, Inc. at 6:30 P.M. on June 3, 2004, in the Commissioners Meeting Room of the Old County Courthouse. Commissioner Shaw seconded the motion and it carried unanimously.

Commissioner Barber made a motion to set another public hearing to consider economic incentives for an unnamed company (will be identified at a later date) at 6:30 P.M. on June 3, 2004, in the Commissioners' Meeting Room of the Old County Courthouse. Commissioner Shaw seconded the motion and it carried unanimously.

CANCELLED MAY 20, 2004 COMMISSIONERS' MEETING AND POSTPONED MATTERS FOR THAT MEETING TO THE JUNE 3, 2004 BOARD MEETING

Commissioner Yow made a motion to cancel the May 20, 2004 Commissioners' meeting and to postpone matters scheduled for that meeting until the June 3, 2004 Commissioners' meeting. Commissioner Alston seconded the motion and it carried unanimously.

COUNTY MANAGER FILES MONTHLY REPORTS

County Manager Willie Best filed reports for out of state travel and contracts approved by him for the month of April 2004.

BUDGET DIRECTOR FILES BUDGET AMENDMENT REPORT

J.D. Rowland, Budget Director, filed a report of Budget Transfers authorized by the County Manager.

ADJOURNMENT

There being no further business and upon motion by Commissioner Barber, seconded by Commissioner Thigpen, the Board adjourned at 11:12 P.M. to meet again at 6:30 P.M. on June 3, 2004, in the Commissioners' Meeting Room on the second floor of the Old County Courthouse, Greensboro, North Carolina.

Chairman, Board of County Commissioners

Deputy Clerk to Board