

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

Greensboro, North Carolina
September 5, 2019

The Board of County Commissioners met in a duly noticed regular meeting on September 5, 2019 at 5:30PM, in the Commissioners' Meeting Room, 301 W. Market St., Greensboro, North Carolina.

PRESENT: Chairman Alan Branson, presiding; Vice Chairman Jeff Phillips; Commissioners Alan Perdue, Justin Conrad, Kay Cashion, J. Carlvena Foster (in at 5:53PM), Carolyn Q. Coleman (in at 6:02PM), Melvin "Skip" Alston and Hank Henning.

ABSENT: None.

ALSO PRESENT: County Manager Marty Lawing; County Attorney Mark Payne; Deputy County Manager Clarence Grier; Robin Keller, Clerk to Board; Ariane Webb, Deputy Clerk to Board; Ben Chavis, Tax Director; Robert Shelly, Veterans Services Director; J. Leslie Bell, Planning & Development Director; Dan Durham, Property Management/Facilities/Parks Director; Rick Mosher, Property Management; Jim Albright, Emergency Services Director; Captain Randy Shepherd, Law Enforcement; Sergeant Kevin Wallace, Law Enforcement; Jeff Fowler, Security Director; members of the community and media.

I. INVOCATION

Board Chaplin Ben Chavis provided the invocation.

II. PLEDGE OF ALLEGIANCE

Chairman Branson led those present in reciting the Pledge of Allegiance.

III. WELCOME AND CALL TO ORDER

Chairman Branson called the meeting to order at 5:43PM and welcomed those present. He reviewed the agenda addendum for Board consideration. There being no debate or questions, the addendum was adopted by general consensus of the Board.

IV. SPEAKERS FROM THE FLOOR

There were no speakers from the floor.

V. PRESENTATIONS

**A. RESOLUTION IN OBSERVANCE AND REMEMBRANCE OF SEPTEMBER 11
"NATIONAL PATRIOT DAY"**

Adopt resolution in observance and remembrance of September 11 as "National Patriot Day"

Commissioner Henning read the resolution into the minutes.

Veterans Services Director Robert Shelly thanked the Board for the resolution and spoke to the unity this tragedy elicited within our nation and community.

VI. CONSENT AGENDA

A. BUDGET AMENDMENTS

**1. 2019-327 RECEIPT OF THE 2019-2020 GOVERNOR'S HIGHWAY SAFETY DWI
TASK FORCE AND DWI EDUCATOR GRANT**

Approve receipt of the 2019-20 Governor's Highway Safety DWI Taskforce and DWI Educator Grant totaling \$558,568 with \$139,642 in Federal/State revenue and a required 75% local match of \$418,926 which will be shared by the Guilford County Sheriff's Office (\$283,117) and the High Point Police Department (\$135,809); approve the accompanying local government resolution for the grant; and approve increases of \$34,910 in Federal/State revenues to reflect final grant revenues, \$70,122 in appropriated fund balance to fund the adjusted county match, and \$105,032 in the FY 2019-20 Law Enforcement budget to reflect the final grant total.

[Legislation Text](#)

[LE Hwy Safety DWI Resolution FINAL 090519](#)

**2. 2019-332 RESOLUTION APPROVING 2019-2020 GOVERNOR'S HIGHWAY
SAFETY BIKE SAFE GRANT**

Approve the receipt of the 2019-2020 North Carolina Governor's Highway Safety Bike Safe Grant in the amount of \$5,000; approve a \$5,000 increase in Federal/State Revenues and increase the FY 2019-20 Law Enforcement budget by the same amount to reflect receipt of the BikeSafe Grant; and adopt the accompanying local government resolution.

[Legislation Text](#)

[Resolution bikesafe](#)

3. 2019-337 FEDERAL FORFEITURE PURCHASE (VEHICLES)

Approve an increase of \$358,831 in Appropriated Fund Balance (Federal Forfeiture Funds) and increase the FY 2019-20 Law Enforcement budget by the same amount for the planned purchase of nine (9) vehicles for Law Enforcement to be used by the School Resource Team; and approve the purchase and up-fit of nine (9) Dodge Charger Pursuit AWD vehicles at a total combined cost of \$499,203.

[Legislation Text](#)

[Copy of 2020 Charger Pursuit AWD Cost](#)

4. 2019-343 APPROVE RECEIPT OF THE 2018 JUSTICE ASSISTANCE GRANT (JAG)

Approve receipt of the 2018 Justice Assistance Grant in the amount of \$54,295; increase Federal/State Revenues and the FY 2019-20 Law Enforcement budget by \$54,295 to reflect grant funding; and approve purchase of one (1) marked patrol vehicle, and SPEX software licensing for an Automated Fingerprint Identification System (AFIS) machine in the Sheriff's Office.

[Legislation Text](#)

[GREENSBORO CITY OF - FULLY EXECUTED FY2018 JAG Grant Contract CM 1331](#)

B. CONTRACTS

1. 2019-338 AMENDED MEMORANDUM OF AGREEMENT BETWEEN GUILFORD COUNTY SHERIFF'S DEPARTMENT AND NC ADMINISTRATIVE OFFICE OF THE COURTS - MAGISTRATE VIDEO PROJECT

Approve the amended Memorandum of Agreement, in substantial form, as a reoccurring agreement with the North Carolina Administrative Office of the Courts (NCAOC), to be effective upon execution.

[Legislation Text](#)

[MVP MOA Cisco Guilford Co Sheriff](#)

C. MISCELLANEOUS

1. 2019-331 RECEIPT OF THE 2019-2020 GOVERNOR'S HIGHWAY SAFETY PROGRAM LAW ENFORCEMENT LIAISON GRANT

Approve receipt of the 2018-19 Governor's Highway Safety Law Enforcement Liaison Grant in the amount of \$20,000 and adopt the accompanying local governmental resolution.

[Legislation Text](#)

[Resolution LEL](#)

2. 2019-292 REMOVE NAMED MAP REVIEW OFFICERS FOR GUILFORD COUNTY

Approve resolution removing from the official list of Review Officers for Guilford County the names contained herein.

[Legislation Text](#)

[Resolution Map Review Officer Removals Housekeeping 090519.docx](#)

RESOLUTION REMOVING REVIEW OFFICERS UNDER NCGS 47-30.2

BE IT RESOLVED, by the Guilford County Board of Commissioners, pursuant to N.C.G.S. 47-30.2 effective September 5, 2019, that the Guilford County Board of Commissioners amends its appointments, at the request of the Guilford County Planning and Development Department, by removing the following persons from the official list of Review Officers for purposes set forth in N.C.G.S. 47-30.2 and other applicable law as follows:

Remove Mark Kirstner, Randy Stanley, Anna W. Readling, Susannah B. Smith, L.M. Costello, John Grant Gale, Bill Bruce, James W. Morrison, Jim Morrison, Delacy M. Wyman, Roger Bardsley, Trevor L. Nuttall, Michael Albert, K. Greg Niles, Tiki Bigelow, Blair Chambers, Devan Reid, Jennifer Baptiste, Holly Matthews, Michael Brandt, and Bruce Oakley, as Review Officers 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 the 5th day of September 2019.

3. 2019-312 APPOINT AND REMOVE MAP REVIEW OFFICERS FOR THE CITIES OF GREENSBORO, HIGH POINT AND BURLINGTON; AND TOWNS OF ARCHDALE, GIBSONVILLE, JAMESTOWN, KERNERSVILLE, OAK RIDGE, SUMMERFIELD AND WHITSETT

Approve attached resolutions amending appointments to and removals from the official list of Review Officers to be recorded in the Guilford County Registry, pursuant to N.C.G.S. 47-30.2 for the following entities: City of Greensboro, City of High Point, City of Burlington, Town of Archdale, Town of Gibsonville, Town of Jamestown, Town of Kernersville, Town of Oak Ridge, Town of Summerfield and Town of Whitsett.

[Legislation Text](#)

[Map Review Officer Amend - By Entity 090519](#)

[Greensboro Review Officer Amend 090519](#)

[High Point Review Officer Amend 090519](#)

[Burlington Review Officer Amend 090519](#)

[Archdale Review Officer Amend 090519](#)

[Gibsonville Review Officer Amend 090519](#)

[Jamestown Review Officer Amend 090519](#)

[Kernersville Review Officer Amend 090519](#)

[Oak Ridge Review Officer Amend 090519](#)

[Summerfield Review Officer Amend 090519](#)

[Whitsett Review Officer Amend 090519](#)

4. 2019-352 APPROVE THREE (3) VOLUNTARY AGRICULTURAL DISTRICT (VAD) APPLICATIONS

Approve three (3) VAD (#2019-06, #2019-07, and #2019-08) applications.

[Legislation Text](#)

[2019-06](#)

[2019-07](#)

[2019-08](#)

[Updated VAD Brochure](#)

5. 2019-347 REQUEST REFUND OF TAX STAMPS FOR CANADAY LAW FIRM

Approve the refund of \$12.00 to Canaday Law Firm due to the overpayment of tax stamps, per GS 105-228.37.

[Legislation Text](#)

[Request Letter for overpayment of excise tax](#)

[Recorded Deed Book 8144 pg 2270-2271](#)

[GS 105 228 37 Refund Tax Stamps](#)

6. 2019-351 BUDGET AMENDMENT REPORT FOR BUDGET AMENDMENTS PROCESSED UNDER THE AUTHORITY GRANTED TO THE COUNTY MANAGER IN THE FY 2019-20 BUDGET ORDINANCE

Receive Budget Amendment report for budget amendments processed under the authority granted to the County Manager in the FY 2019-20 Budget Ordinance.

[Legislation Text](#)

[Budget Amends Report 2019-09-05.pdf](#)

7. 2019-330 APPROVAL OF MINUTES

Approve the following sets of minutes:
07/18/2019 Work Session
08/15/2019 Work Session
08/15/2019 Regular Meeting

[Legislation Text](#)

[dmws07.18.19](#)

[dmws081519](#)

[dm081519](#)

Motion was made by Commissioner Alan Perdue, and seconded by Commissioner Melvin "Skip" Alston to approve the consent agenda.

VOTE: Motion carried 7 – 0
AYES: Alan Branson, Alan Perdue, Hank Henning, Jeff Phillips, Justin Conrad, Kay Cashion, Melvin "Skip" Alston
NOES: None
ABSENT: J. Carlvena Foster and Carolyn Q. Coleman

VII. PUBLIC HEARINGS

- A. 2019-340 PUBLIC HEARING TO CONSIDER APPROVAL, SOLELY FOR PURPOSES OF MEETING THE REQUIREMENTS OF THE INTERNAL REVENUE CODE, OF UP TO \$57,000,000 IN RETIREMENT FACILITIES REVENUE BONDS TO BE ISSUED BY THE PUBLIC FINANCE AUTHORITY FOR THE BENEFIT OF FRIENDS HOMES, INC.

That the Board of County Commissioners ("Board") hold a public hearing on the proposed issuance of not to exceed \$57,000,000 of the Bonds to be issued by the Public Finance Authority and the Projects financed and refinanced thereby; and at the conclusion of a public hearing, the Board adopt the attached resolution which finds:

- That the \$57,000,000 in retirement facilities revenue bonds do not constitute a debt of the County; nor require a tax levy or a pledge of the faith and credit of the County; nor will affect the County's debt ratios or legal debt limit; and,
- That the County has made no financial analysis of the Bonds, Friends Homes, Inc. or the Projects financed or refinanced; and,
- Approves solely for purpose of meeting the requirements of the Internal Revenue Code of 1986, as amended, the issuance of not to exceed \$57,000,000 in retirement facilities revenue bonds to be issued by the Public Finance Authority for the benefit of the Friends Homes.

[Legislation Text](#)

[Notice of Friends Homes Public Hearing_090519](#)

[Friends Homes Resolution_090519_FINAL](#)

Chairman Branson reviewed the public hearing procedures for those present.

Attorney Tom Wright, representing Friends Homes, Inc., introduced the item and reviewed the bond refinancing requirements. He confirmed the County is in no way responsible for the bonds or any capital improvement projects. Mr. Wright requested the Board conduct a public hearing and approve the accompanying resolution.

Commissioner Foster arrived to the meeting at 5:53PM.

Chairman Branson opened the floor for proponents and opponents to the agenda item. There being none, the public hearing was closed.

Motion was made by Commissioner Justin Conrad, and seconded by Commissioner Kay Cashion, that the Board of County Commissioners ("Board") hold a public hearing on the proposed issuance of not to exceed \$57,000,000 of the Bonds to be issued by the Public Finance Authority and the Projects financed and refinanced thereby; and at the conclusion of a public hearing, the Board adopt the attached resolution which finds:

- **That the \$57,000,000 in retirement facilities revenue bonds do not constitute a debt of the County; nor require a tax levy or a pledge of the faith and credit of the County; nor will affect the County's debt ratios or legal debt limit; and,**
- **That the County has made no financial analysis of the Bonds, Friends Homes, Inc. or the Projects financed or refinanced; and,**
- **Approves solely for purpose of meeting the requirements of the Internal Revenue Code of 1986, as amended, the issuance of not to exceed \$57,000,000 in retirement facilities revenue bonds to be issued by the Public Finance Authority for the benefit of the Friends Homes.**

VOTE: Motion carried 8 - 0
AYES: Alan Branson, Alan Perdue, Hank Henning, Jeff Phillips, J. Carlvena Foster, Justin Conrad, Kay Cashion, Melvin "Skip" Alston
NOES: None
ABSENT: Carolyn Q. Coleman

VIII. NEW BUSINESS

A. 2019-333 RECEIPT OF THE 2019-2020 GOVERNOR'S HIGHWAY SAFETY MULTI-AGENCY DWI TASK FORCE AND APPROVAL OF TWO NEW COUNTY DEPUTY SHERIFF POSITIONS

Approve receipt of the 2019-2020 Governor's Highway Safety Multi-Agency DWI Taskforce grant totaling \$257,440 to fund additional officers with no required local match; approve the accompanying local government resolution for the grant; approve an increase of \$257,440 in Federal/State revenues and increase the FY 2019-20 Law Enforcement budget the same amount; and approve two (2) new grant-funded Deputy Sheriff positions to be contingent upon continued grant revenues.

Legislation Text

Taskforce #2 Resolution

Captain Randy Shepherd with the Guilford County Sheriff's office introduced the item and reviewed grant funding and the associated requirements of the taskforce.

Sergeant Kevin Wallace with the DWI Taskforce shared they have managed this grant since 2012, and during this time, have removed over 6,000 DWI incidents from the roadways. He noted they have seized over \$3 million in vehicles and have seen a consistent decrease in annual fatalities, but remain third in the state for DWI-related incidents. Sergeant Wallace shared the state's recognition of the task force and confirmed the grant funding will assist ongoing efforts.

Captain Shepherd shared that the grant is designed to reinforce the state and local government partnership targeting highway safety.

Sergeant Wallace stated the grant funding will enhance the County's presence on the roadways by allowing the Guilford County Sheriff's office to fill task force positions previously covered by City of Greensboro Police department staff. He discussed the enforcement and educational activities carried out by the task force.

Motion was made by Commissioner Melvin "Skip" Alston, and seconded by Commissioner J. Carlvena Foster, to approve receipt of the 2019-2020 Governor's Highway Safety Multi-Agency DWI Taskforce grant totaling \$257,440 to fund additional officers with no required local match; approve the accompanying local government resolution for the grant; approve an increase of \$257,440 in Federal/State revenues and increase the FY 2019-20 Law Enforcement budget the same amount; and approve two (2) new grant-funded Deputy Sheriff positions to be contingent upon continued grant revenues.

VOTE: Motion carried 8 - 0
AYES: Alan Branson, Alan Perdue, Hank Henning, Jeff Phillips, J. Carlvena Foster, Justin Conrad, Kay Cashion, Melvin "Skip" Alston
NOES: None
ABSENT: Carolyn Q. Coleman

B. EDGEWORTH BUILDING PARKING LOT TEMPORARY CONSTRUCTION EASEMENT

Approval is requested for the granting of an Easement, Temporary Construction Easement, and Quitclaim Deed, in substantial form, to provide a temporary construction easement, quitclaim deed for the County portion of the retaining wall, and an easement for future maintenance and repair of the retaining wall located at the eastern side of 232 N. Eugene Street, to the City of Greensboro and authorize staff to take all reasonable actions to finalize and execute said document.

Dan Durham, Property Management/Facilities/Parks Director, reviewed the agenda item with the Board.

Commissioner Coleman arrived to the meeting at 6:02PM.

Motion was made by Commissioner Melvin "Skip" Alston, and seconded by Commissioner Justin Conrad, to approve the granting of an Easement, Temporary Construction Easement, and Quitclaim Deed, in substantial form, to provide a temporary construction easement, quitclaim deed for the County portion of the retaining wall, and an easement for future maintenance and repair of the retaining wall located at the eastern side of 232 N. Eugene Street, to the City of Greensboro and authorize staff to take all reasonable actions to finalize and execute said document.

VOTE: Motion carried 9 - 0
AYES: Alan Branson, Alan Perdue, Carolyn Q. Coleman, Hank Henning, Jeff Phillips, J. Carlvena Foster, Justin Conrad, Kay Cashion, Melvin "Skip" Alston
NOES: None

IX. COMMENTS FROM COUNTY MANAGER

County Manager Marty Lawing discussed the NC Association of County Commissioners Annual Conference held in Guilford County during the week of August 22-24 and shared over sixty (60) county employees served as volunteers during the event. He spoke to the level of professionalism and hospitality exhibited by staff and thanked them for their efforts. Lawing thanked Clerk to Board, Robin Keller, for coordinating the event and volunteers, and thanked the following county directors who presented during the conference: Jim Albright, Emergency Services Director; Catherine Johnson, Family Justice Center Director; Chad Muhlestein, Internal Audit Director and Michael Halford, Office of Budget, Management & Evaluation Director.

Lawing offered an update on the anticipated impact of Hurricane Dorian and shared Guilford County's Emergency Services staff and rapid response units have been deployed to provide mutual aid to eastern counties.

Lawing requested the Board to consider scheduling a work session on September 19 to present the county's compensation study final recommendations.

By general consensus, the Board scheduled a work session for September 19, 2019 at 3:00PM.

X. COMMENTS FROM COMMISSIONERS

Commissioner Henning extended his thoughts and prayers to eastern communities potentially impacted by Hurricane Dorian, and to staff providing assistance in those areas.

Commissioner Alston extended sentiments to Hurricane Dorian victims in Florida. He thanked staff for their efforts during the NCACC Annual Conference and congratulated Commissioner Cashion on being honored as an "Outstanding County Commissioner" by NCACC.

Chairman Branson thanked Commissioner Cashion for her work and efforts within Guilford County and congratulated her on her recent award.

Commissioner Coleman congratulated Commissioner Cashion on her recent award and thanked staff for their volunteer efforts during the NCACC Annual Conference. She spoke to the level of devastation in the Bahamas resulting from Hurricane Dorian and urged the community to send aid and support to those in need.

Vice Chairman Phillips echoed prayers and concern for those impacted by Hurricane Dorian. He thanked Clerk to Board Robin Keller and staff for their coordination and efforts during the NCACC Annual Conference and congratulated Commissioner Cashion on her recent award.

Commissioner Perdue recognized Commissioner Cashion and thanked her for her years of service. He urged the community to support those impacted by Hurricane Dorian. Commissioner Perdue shared his attendance at the recent Greensboro Chamber of Commerce luncheon and recognized Steve Showfety as a recipient of the Order of the Long Leaf Pine.

Commissioner Conrad echoed sentiments of the Board for those impacted by Hurricane Dorian and shared ways to assist with relief efforts in the Bahamas. He requested the community keep those located in the eastern portion of the state in their thoughts as the storm travels up the NC coast. Commissioner Conrad noted the dates for the upcoming NC Folk Festival and congratulated Commissioner Cashion on her recent award.

Commissioner Foster shared her attendance at the John Coltrane Jazz Festival and noted the new historical marker at John Coltrane's childhood home located in High Point. She thanked the Board for the continued support of the festival and discussed festival events. Commissioner Foster congratulated Commissioner Cashion on her recent award and echoed sentiments of the Board for those impacted by Hurricane Dorian. She thanked Clerk to Board Robin Keller and staff for their work during the NCACC Annual Conference and extended well wishes to City of High Point Assistant County Manager Randy Hemann as he transitions to a new position.

Commissioner Cashion shared her attendance at the NCACC Annual Conference and thanked employees who served as volunteers and presenters. She spoke to the quality and quantity of information shared during the presentations and discussed the Family Justice Center tour. She thanked her peers for recognition as the M.H. "Jack" Brock Outstanding County Commissioner. Commissioner Cashion extended her sentiments to those impacted by Hurricane Dorian and thanked Commissioner Henning for the resolution honoring September 11 as National "Patriot Day".

Chairman Branson thanked staff for their volunteer efforts and presentations during the NCACC Annual Conference. He thanked EMS responders for travelling to eastern NC communities in anticipation of Hurricane Dorian and extended thoughts and prayers to those impacted by the storm. Chairman Branson noted the upcoming NC Folk Festival and encouraged attendance.

XI. HOLD CLOSED SESSION PURSUANT TO N.C.G.S. §143-318.11 FOR THE PURPOSE OF CONSULTING WITH THE COUNTY ATTORNEY AND TO CONSIDER THE PURCHASE OR SALE OF REAL PROPERTY

Motion was made by Commissioner Alan Perdue, and seconded by Commissioner Hank Henning, to hold closed session pursuant to N.C.G.S. §143-318.11 (a) (3) & (5) for the purpose of consulting with the County Attorney and to consider the purchase or sale of real property.

VOTE: Motion carried 9 - 0
AYES: Alan Branson, Alan Perdue, Carolyn Q. Coleman, Hank Henning, Jeff Phillips, J. Carlvena Foster, Justin Conrad, Kay Cashion, Melvin "Skip" Alston
NOES: None

The meeting entered into recess at 6:35PM.

The meeting reconvened at 7:51PM.

PRESENT: Chairman Alan Branson, presiding; Vice Chairman Jeff Phillips; Commissioners Alan Perdue, Justin Conrad, J. Carlvena Foster, Melvin "Skip" Alston and Hank Henning.

ABSENT: Commissioners Kay Cashion and Carolyn Q. Coleman.

ALSO PRESENT: County Manager Marty Lawing; County Attorney Mark Payne; Deputy County Manager Clarence Grier; Robin Keller, Clerk to Board; Ariane Webb, Deputy Clerk to Board; members of the media.

Motion was made by Commissioner Justin Conrad, and seconded by Commissioner Alan Perdue, to direct staff to submit a letter to the entire Guilford County Legislative Delegation, on behalf of the Board of County Commissioners, reaffirming the County's request to delay purchase of new voting machines in accordance with our legislative goals and previously approved resolution.

VOTE: Motion carried 7 - 0

AYES: Alan Branson, Alan Perdue, Hank Henning, Jeff Phillips, J. Carlvena Foster, Justin Conrad, Melvin "Skip" Alston

NOES: None

ABSENT: Kay Cashion and Carolyn Q. Coleman

XII. ADJOURN

There being no further business, the meeting was adjourned by unanimous consent at 7:52PM.

Chairman, J. Alan Branson

Clerk to Board, Robin Keller