

**Meeting Minutes  
February 21, 2023**

**MINUTES OF MECKLENBURG COUNTY, NORTH CAROLINA  
BOARD OF COUNTY COMMISSIONERS**

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room CH-14 of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street, Charlotte, North Carolina at 5:00 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:03 p.m. on Tuesday, February 21, 2023.

**ATTENDANCE**

**Present:** Chair George Dunlap and Commissioners  
Leigh Altman, Patricia “Pat” Cotham, Arthur Griffin,  
Mark Jerrell, Vilma D. Leake, Laura J Meier, Elaine Powell,  
and Susan Rodriguez- McDowell  
County Manager Dena R. Diorio  
County Attorney Tyrone C. Wade  
Clerk to the Board Kristine M. Smith  
Deputy Clerk to the Board Arlissa Eason

**Absent:** None

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**-INFORMAL SESSION-**

**CALL TO ORDER**

*The meeting was called to order by Chair Dunlap, after which the matters below were addressed.*

**REMOVAL OF ITEMS FROM CONSENT**

The Board identified item(s) to be removed from Consent and voted upon separately. The items identified were Items:

**Meeting Minutes  
February 21, 2023**

**23-0091** Commissioner Leake  
**23-0097** Commissioner Leake  
**23-0100** Commissioner Leake  
**23-0104** Commissioner Leake

**STAFF BRIEFINGS - None**

**23-0109      CLOSED SESSION**

Motion was made by Commissioner Leake, seconded by Commissioner Meier and unanimously carried (9-0), voting yes, to go into Closed Session for the following purpose(s): To Prevent Disclosure of Information that is Confidential.

*The Board went into Closed Session at 5:22 p.m. and came back into Open Session at 5:45 p.m. p.m.*

*The Board then proceeded to the Meeting Chamber for the remainder of the meeting.*

**-FORMAL SESSION-**

**CALL TO ORDER**

*Chair Dunlap called this portion of the meeting to order, which was followed by introductions, invocation by Commissioner Altman, followed by the Pledge of Allegiance to the Flag; after which, the matters below were addressed.*

**AWARDS/RECOGNITION**

**23-0115      JOINT PROCLAMATION DECLARING FEBRUARY 2023 TEEN DATING VIOLENCE  
(TDV) AWARENESS AND PREVENTION MONTH (COMMISSIONER RODRIGUEZ-  
MCDOWELL)**

The proclamation was read by Commissioner Laura Meier.

**Meeting Minutes**  
**February 21, 2023**

Motion was made by Commissioner Meier, seconded by Commissioner Rodriguez-McDowell, and unanimously carried to adopt a proclamation designating February 2023 as Teen Dating Violence Awareness Month in Charlotte and Mecklenburg County.

*Background: One in three adolescents in the United States is a victim of physical, emotional, or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth. High school students who experience violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide, and are much more likely to carry patterns of abuse into future relationships. The severity of intimate partner violence is often greater in cases where the pattern of abuse was established in adolescence.*

*In a recent survey, 81% of parents either believe teen dating violence is not an issue or admit they do not know if it is one. It is essential to raise community awareness and to provide training for teachers, counselors, and school staff so that they may recognize when youth are exhibiting signs of dating violence. The establishment of Teen Dating Violence Awareness and Prevention Month will benefit young people, their families, schools, and communities regardless of socioeconomic status, gender, sexual orientation, or ethnicity. Mecklenburg County, in concert with the City of Charlotte, proclaims February 2023 as Teen Dating Violence Prevention and Awareness Month. During this time, all residents of North Carolina are urged to work toward ending the violence by empowering young people to develop healthier relationships, assisting victims in accessing information and supportive services, and instituting effective intervention and prevention policies in schools, among other activities to promote awareness.*



City of Charlotte  
and  
Mecklenburg County



**JOINT PROCLAMATION**

**WHEREAS**, one in 11 female and one in 15 male high school students have experienced physical dating violence; one in four teens report being called names, harassed, or demeaned by their partner via cell phone or texting; and

**WHEREAS**, one in nine female and one in 36 male high school students report having experienced sexual dating violence; high school students who experience violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide, are much more likely to carry patterns of abuse into future relationships, and more likely to engage in unhealthy dieting; and

**WHEREAS**, the severity of intimate partner violence is often greater in cases where the pattern of abuse was established in adolescence; 81% of parents surveyed either believe teen dating violence is not an issue or admit they do not know if it is one; and

**WHEREAS**, 47 domestic violence-related homicides took place in North Carolina in 2022; and

**WHEREAS**, by providing young people with education about healthy relationships and relationship skills, and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

**WHEREAS**, it is essential to raise community awareness and to provide training for teachers, counselors and school staff so that they may recognize when youth are exhibiting signs of dating violence; the establishment of Teen Dating Violence Awareness and Prevention Month will benefit young people, their families, schools, and communities regardless of socioeconomic status, gender, sexual orientation or ethnicity; and

**WHEREAS**, everyone has the right to a safe and healthy relationship and to be free from abuse:

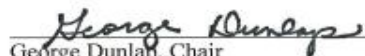
**NOW, THEREFORE, WE**, Vi Alexander Lyles, Mayor of Charlotte, and George Dunlap, Chair of the Mecklenburg Board of County Commissioners, do hereby proclaim February 2023 as

**“TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH”**

in Charlotte and Mecklenburg County and commend its observance to all citizens.

**WITNESS OUR HANDS** and the official Seals of the City of Charlotte and Mecklenburg County.

  
Vi Alexander Lyles  
Mayor

  
George Dunlap, Chair  
Mecklenburg Board of County  
Commissioners

**Meeting Minutes  
February 21, 2023**

Comments

Alex Pyun accepted the Proclamation and made remarks.

Deborah Philips, Mrs. Juliana and Woodson Bradley, Facilitator and Speaker for Love Speaks Out made remarks about teen violence and the organization.

**23-0121      PUBLIC ART MOMENT**

The Board received a presentation on the public Art piece "Joining Together" from Commissioner Elaine Powell.

*Background: On January 5, 2021, the Board of County Commissioners approved the addition of an agenda topic to the second Regular meeting of the month entitled Public Art Moment. The item, with the help of the Arts & Science Council, will highlight a piece of public art - a different one each month. The purpose of this item is to raise public awareness and appreciation for the tax dollars that are spent on public art each year. This month's featured art piece called "Joining Together" was created by regional artist Vivienne McConnell and is located at the Mountain Island Branch Library in District 1.*

Meeting Minutes  
February 21, 2023

# Joining Together

Vivienne McConnell

Mountain Island Branch Library



**Meeting Minutes**  
**February 21, 2023**



**Meeting Minutes  
February 21, 2023**





**Meeting Minutes  
February 21, 2023**

**23-0086                      PUBLIC APPEARANCE**

The following persons appeared to speak during the Public Appearance portion of the agenda:

1. Karen Flint                      Topic- discussed CMS's decision to introduce express stops to all magnet schools and the inequitable impact that would have on families.

**APPOINTMENTS**

**23-0064                      APPOINTMENT - BOARD OF EQUALIZATION AND REVIEW**

Nominations were needed for the Board of Equalization and Review to fill three (3) three-year terms expiring March 31, 2026.

Motion was made by Commissioner Leake, seconded by Commissioner Powell, and unanimously carried (9-0), to nominate Phillip Carey, and Peggy Peterson to the Board of Equalization and Review, for three (3) three-year terms expiring March 31, 2026.

All nominees must be interviewed, per Board policy.

**23-0071                      APPOINTMENT - WOMEN'S ADVISORY BOARD**

Nominations/Appointments were needed for the Women's Advisory Board to fill five (5) unexpired terms.

Motion was made by Commissioner Leake, seconded by Commissioner Powell, and carried (8-1) with Commissioners Altman, Dunlap, Griffin, Jerrell, Leake, Meier, Powell, and Rodriguez-McDowell, voting yes, and Commissioner Cotham, voting no, to nominate and appoint Ellen Bird, and Laci Ollison to the Women's Advisory Board, for five (5) unexpired terms.

**23-0075                      APPOINTMENT - CITY OF CHARLOTTE ZONING BOARD OF ADJUSTMENT**

Appointment needed for the City of Charlotte Zoning Board of Adjustment for one (1) three-year term expiring January 31, 2026. Kevin Shea is the only applicant and received a recommendation from the Zoning Board.

**Meeting Minutes  
February 21, 2023**

Motion was made by Commissioner Leake, seconded by Commissioner Griffin, and unanimously carried (9-0), to appoint Kevin Shea, to the City of Charlotte Zoning Board of Adjustment, for a one (1) three-year term expiring January 31, 2026.

**23-0088 APPOINTMENTS - WASTE MANAGEMENT ADVISORY BOARD**

Appointments were needed on the Waste Management Advisory Board to fill two (2) unexpired terms expiring March 31, 2025.

Motion was made by Vice Chair Powell, seconded by Commissioner Jerrell, and unanimously carried (9-0), to nominate and appoint Christopher Lakin, and Tekesha Lorick to the Waste Management Advisory Board, for two (2) unexpired terms expiring March 31, 2025.

**23-0094 APPOINTMENTS - INFORMATION SERVICES & TECHNOLOGY COMMITTEE**

Appointments were needed on the Information Services & Technology Committee to fill two (2) unexpired terms.

Motion was made by Commissioner Altman, seconded by Commissioner Griffin, and unanimously carried (9-0), to nominate and appoint Stacey Jenkins, and Jonathon Trimmer, to the Information Services & Technology Committee, for two (2) unexpired terms.

*Note: Elyas Mohammad and Omar Hamid resigned.*

**PUBLIC HEARINGS - NONE**

**ADVISORY COMMITTEE REPORTS**

**23-0092 HISTORIC LANDMARKS COMMISSION- ANNUAL REPORT**

The Board received an Annual Report of the Historic Landmarks Commission.

Mr. William Hughes, Chair, Brian Clarke vice chair, and Stewart Grey, Program Manager of the Historic Landmarks Commission, and, the presentation.

**Meeting Minutes  
February 21, 2023**



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**Charlotte-Mecklenburg  
Historic Landmarks  
Commission Annual  
Report**

Presented to the Mecklenburg  
Board of County Commissioners  
February 21, 2023



MECKLENBURG COUNTY  
North Carolina

# Historic Landmarks Commission

## Powers and Duties

- Recommends designation of historic landmarks
- Administers design review over historic landmarks
- Negotiates purchase and sale of historic landmarks
- Receives and administers donation of preservation easements
- Facilitates historic preservation throughout Mecklenburg County

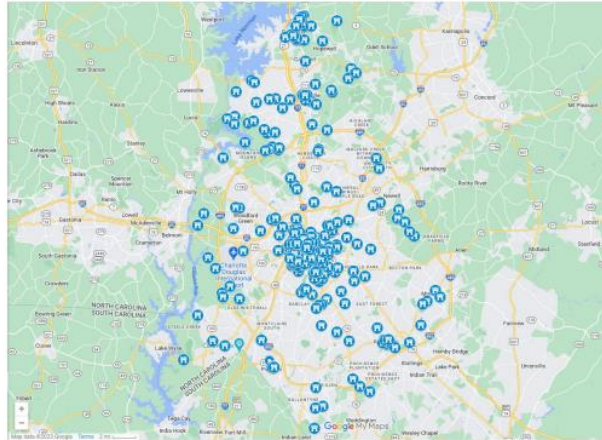
2



# Historic Landmarks Commission

Over 360 designated historic landmarks throughout Mecklenburg County

Ten additional properties designated in 2022



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3

# Historic Landmarks Commission

Landmark Designations for 2022



**Blythe House**  
121 Gilead Road, Huntersville



**Huntersville School #2**  
508 Dellwood Drive, Huntersville

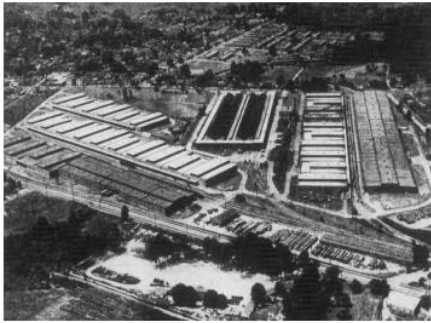
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4

# Historic Landmarks Commission

## Landmark Designations for 2022



Charlotte Quartermaster Depot  
300 Camp Road, Charlotte



Franks House  
305 Dunbar Street, Charlotte

5

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# Historic Landmarks Commission

## Landmark Designations for 2022



McDonald's Cafeteria  
2023 Beatties Ford Road, Charlotte



Battle of McIntyre's Farm Monument  
5801 Beatties Ford Road, Charlotte

6

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# Historic Landmarks Commission

## Landmark Designations for 2022



Cowan's Ford-Davidson College  
Monument  
14910 NC 73 Hwy, Huntersville



General William Lee Davidson Monument  
5455 Cashion Rd, Huntersville

7



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# Historic Landmarks Commission

## Landmark Designations for 2022



Rural Hill Directional Marker  
6645 Neck Rd, Huntersville



Williams Memorial Presbyterian Church  
Wall and Marker  
4700 Beatties Ford Rd, Charlotte

8



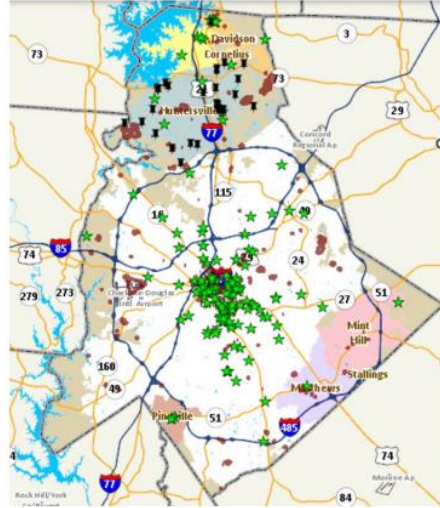
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# Historic Landmarks Commission

## Study List of Prospective Historic Landmarks

The Study List serves as an inventory of properties that the Historic Landmarks Commission believes are potentially eligible to be designated as historic landmarks.

The Study List currently includes over 250 properties.



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9

# Historic Landmarks Commission

## Study List Additions for 2022

### Charlotte

- 204 Phil Aull Place
- 205 N. Myers Street
- 1910 Crampton-Sloop House, 1727 E. 7<sup>th</sup> Street
- 1917 E. P. Coles House, 1733 E. 7<sup>th</sup> Street
- Original Bojangles Building, 2316 Lasalle Street
- Cedar Grove Cemetery, Hildebrand Street
- Fire Station No. 11, 620 W. 28<sup>th</sup> Street
- Phil Aull Studio, 215 Providence Road
- Charles Jones House, 2112 W. Trade Street
- Newbury-Walden House, 1401 Briar Creek Road
- Roach House, 2823 Bellhaven Circle
- Shell Factory Cafeteria, 1923 Westinghouse Boulevard
- White Company Truck Manufacturing Facility, 332 W. Bland Street



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10



# Historic Landmarks Commission

## Study List Additions for 2022

### Mint Hill

- Mint Hill VFW Post Building, 11341 Bain School Road

### Matthews

- 5439 Margaret Wallace Road
- Renfrow Commercial Properties

### Huntersville

- Huntersville Hotel, 104 South Maxwell Avenue →

### Unincorporated Mecklenburg County

- River District Dam
- River District Sadler Houses, 4909, 4911, 4915, 4917 Sadler Road



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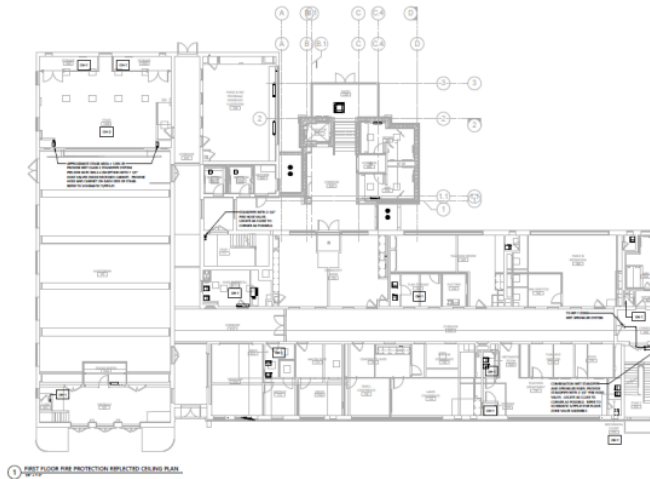


# Historic Landmarks Commission

## Certificates of Appropriateness (COAs)

Once a property is designated as a local historic landmark, the HLC must review and approve all alterations to the property with the issuance of a COA.

COA Applications Processed = 95  
Minor Works = 81  
Major Works = 14  
(FY 2021-2022)



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## Historic Landmarks Commission

### Certificates of Appropriateness (COAs)

In 2022, the rehabilitation of the historic Davidson School was completed, with the conversion of the school building into a new town hall. HLC Staff worked with the public, Davidson Town Staff, and the project architects to help develop an appropriate design that met both the Standards of the HLC and the needs of the town.



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13

## Historic Landmarks Commission

### Dendrochronological Analyses of Historic Structures of Mecklenburg County

Table 1. Summary of results for the six sampled structures.

Structure	ID	Species	# Dated Timbers	Tree Felling Dates
Stafford Cabin	SC	White oak	8	1845-1846
Stafford House	SH	White oak	2	1824-1825
Sandifer House	SH	White oak	7	1859-1860, ~1860s
Ingleside	IS	Yellow pine	6	1859-1861
Davidson	DC	Yellow pine	12	1873-1874
Sloan-Porter	SP	Yellow pine	9	1871-1872



University of Louisville student Ginan Kurdi collects a core from a beam in the crawlspace of the Sandifer House.

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14

# Historic Landmarks Commission

## Public Outreach Initiatives

### Community Participation



Steele Creek Presbyterian  
Church Cemetery  
7311 Steele Creek Road,  
Charlotte

15

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# Historic Landmarks Commission

## Public Outreach Initiatives

### Adventure Club



Steele Creek Presbyterian  
Church Cemetery  
7311 Steele Creek Road,  
Charlotte



Wing Haven  
260 Ridgewood Avenue, Charlotte



Robinson Rock House Ruin  
9763 Plaza Road Ext., Charlotte



Big Rock Rock Shelter  
6500 Elmstone Drive,  
Charlotte

16

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# Historic Landmarks Commission

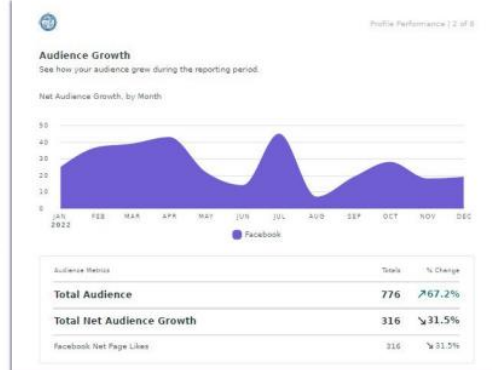
## Public Outreach Initiatives

### Social Media



Jameil Weldon, Social Media Manager:  
"A good engagement rate on Facebook is 1-2%."

17



# Historic Landmarks Commission

## Public Outreach Initiatives

### Social Media

Charlotte-Mecklenburg Historic Landmarks Commission  
December 8, 2022

Such exciting news coming out of the **Town of Matthews, NC** with the announcement that the Town is turning the historic **R. F. Outen Pottery** into a park!

Rufus Franklin Outen was born into a family of potters and was one of the last traditionally-trained potters in NC to continue to produce and sell utilitarian ware. Today those handmade, everyday vessels are quite valuable and highly collectible. He opened R. F. Outen Pottery around 1950 as a small business with the help of only one or two part-time assistants. Outen was a prolific worker who was nicknamed "Churn Turner" by other potters due to his skill at turning large butter churns.

The R. F. Outen Pottery consists of a one-story workshop with extensive shed additions and a detached brick kiln. The vaulted brick kiln was formed with wood framing and built with several layers of fire brick. The kiln, no longer functioning, featured six chimneys when built and was fed by fuel oil and forced air. The property was designated as a local historic landmark in 2012 and is located at 430 Jefferson Street, Matthews.

For more on the history of the R. F. Outen Pottery <https://meck.co/3a59FF>

18



# Historic Landmarks Commission

## Public Outreach Initiatives

### Social Media



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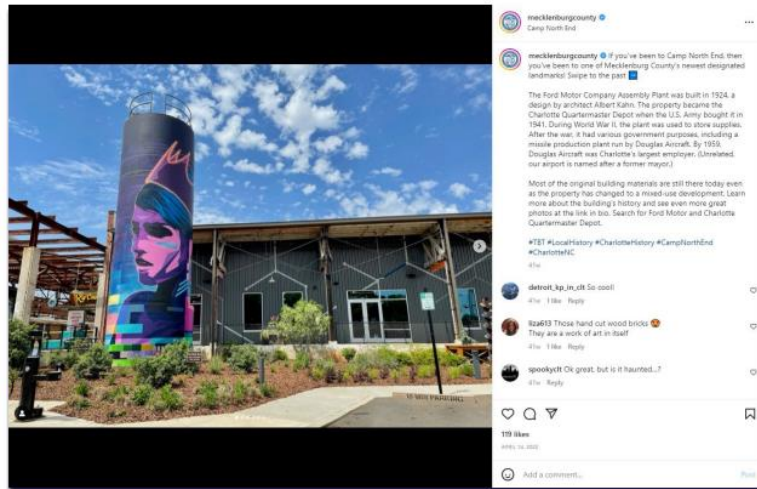


19

# Historic Landmarks Commission

## Public Outreach Initiatives

### Social Media



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20

## Historic Landmarks Commission

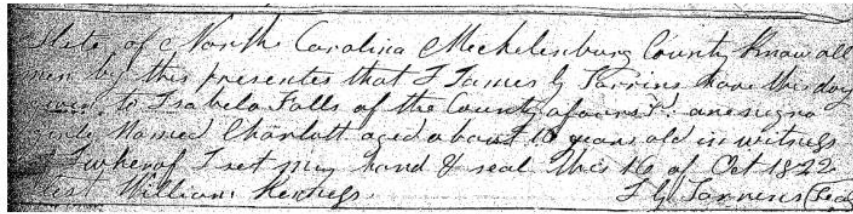
### Telling the Stories of Mecklenburg County's Underrepresented People

#### Amending Existing Designation Reports to Tell the Whole Story

Below is an excerpt from a 2022 addendum to the 1993 designation report for the Cedar Grove Plantation:

"...The 1860 census – the final population survey conducted before the abolition of slavery – reported 48 enslaved residents (23 males and 25 females) at Cedar Grove. Over 35% of those individuals were children aged 10 or younger. The eldest of the population, an 82-year-old woman..."

A slave transfer deed



21



## Historic Landmarks Commission

### Telling the Stories of Mecklenburg County's Underrepresented People

In addition to recommending and facilitating the designation of three additional properties and adding four properties to the Study List that help convey the history of African Americans, the HLC is dedicated and working hard to tell and preserve the stories of all the people that have lived in Mecklenburg County.



22



## Historic Landmarks Commission

### Telling the Stories of Mecklenburg County's Underrepresented People

HLC Staff is producing a report on the historic Tuckaseegee Ford and Trail, an ancient and important trading route between the people of the local Catawba Nation and the Cherokee Nation to the west.



23



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## Historic Landmarks Commission

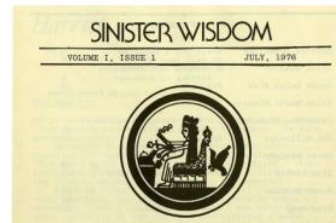
### Telling the Stories of Mecklenburg County's Underrepresented People

The HLC is pursuing the preservation and designation of additional properties associated with LGBTQ+ history:

1401 Briar Creek Road was the home of a prominent Charlotte couple, Edward Newbury and Robert Walden. Architect Newbury designed and built this Modernist home in 1951. →



3116 Country Club Drive was the original home of Sinister Wisdom, the oldest lesbian literary journal in America.




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24

## Meeting Minutes February 21, 2023



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25

Thank You!

Questions?

### Comments

Vice Chair Powell asked how a property got placed on the study list. *Mr. Stewart said a person can go on their website where they can enter the property information and ask to be considered to be added to the study list.*

Vice Chair Powell said there was community concern about a post office on Pleasant Grove Road, and asked to have that property added for consideration to be placed on the study list. She asked if gravestones were permanently damaged by air pollution. *Mr. Clarke said yes that was correct. He said cleaning and treating the stone could help, but there was irreversible deterioration due to the acid from air pollution.*

Commissioner Leake asked about a building in the Camp North end area, being built in 1924, and later being refurbished, how was that considered a historic landmark. *Mr. Stewart said many of the historic properties were adaptively reused. He said many became offices, expanded for commercial buildings, converted into restaurants, and other retail establishments.*

Commissioner Leake asked if there were any old pictures of the McDonald's restaurant that was now Chase Bank. *Mr. Stewart said there were pictures.*



## **Meeting Minutes February 21, 2023**

Commissioner Jerrell asked how the Stafford Cabin was being preserved. *Mr. Stewart said the HLC was currently working with the owner on an agreement for educational research and archeological access to the property. He said this would allow access to the property for stabilization and rehabilitation.*

Commissioner Jerrell asked if the rehabilitation would be done on the entire site. *Mr. Stewart said that was correct, it was about a 20-acre property.*

Commissioner Jerrell asked was there any Rosenwald schools in the County, and whether they were designated as historic landmarks. *Mr. Stewart said yes and that a couple were not designated, but they were working toward getting them all designated.*

Commissioner Griffin asked if abandoned African American cemeteries were being located and identified, and what role did the HLC have in doing so. *Mr. Clarke said that was something they started to focus on in the past few months. He said they had a consultant preservationist doing the work of identifying abandoned and forgotten cemeteries, in order to start the ownership and cleanup work on them.*

Commissioner Cotham mentioned several cemeteries that she wanted to add to the list to be looked at as historical landmarks. She asked if there were any updates on the Excelsior Club. *Mr. Stewart said there were no updates, and they were concerned with the amount of time the new owners were taking to move ahead with their development.*

Chair Dunlap asked if he was correct in thinking that the City and the County had put money aside to help preserve the Excelsior Club, and they had a three-year timeline to do so. *Deputy County Manager Leslie Johnson said she had been in contact with the developer, and they were still proceeding forward with their development plans. She said they were working in regard to parking space regulations and being able to meet those demands. She said they had not reached the claw-back time yet.*

Chair Dunlap asked what if any involvement the HLC had regarding the Bethesda school being moved off Mallard creek Road to the Museum of History. *Mr. Stewart said it was designated a historic landmark. He said the project was all being handled by the museum and did not involve them.*

Chair Dunlap said he wanted to know more as to the process of how a historic building was named after it no longer served its purpose. He said he wanted to have the HLC put on their radar the Presbyterian Cemetery in Pineville.

Mr. Hughes said he was appreciative of the feedback he heard from the Board. He said it was

**Meeting Minutes  
February 21, 2023**

important for the Board to be engaged with their constituents in regard to what was important to them and provide that feedback. He said he thanked the Board for the support and resources they had provided.

**MANAGER'S REPORT- NONE**

**DEPARTMENTAL DIRECTORS' MONTHLY REPORTS**

**23-0124      DEPARTMENT MANAGEMENT MONTHLY REPORTS**

The Board received as information the department directors' monthly management reports. The monthly management reports can be accessed online via public dashboards at:

<https://meck.co/DataDashboard>

**STAFF REPORTS & REQUESTS - NONE**

**COUNTY COMMISSIONERS REPORTS & REQUESTS**

**23-0105      NAMING OF COUNTY FACILITY (COMMISSIONER JERRELL)**

The Board received an application submitted by Commissioner Mark Jerrell to name the new Northeast Community Resource Center located near the intersection of North Tryon Street and Eastway Drive the "Ella B. Scarborough Community Resource Center."

Commissioner Mark Jerrell gave the presentation.

Motion was made by Commissioner Jerrell, seconded by Commissioner Griffin, and unanimously carried (9-0), to receive an application submitted by Commissioner Mark Jerrell to name the new Northeast Community Resource Center located near the intersection of North Tryon Street and Eastway Drive the "Ella B. Scarborough Community Resource Center", and to

schedule a public hearing on March 7, 2023, at 6:30 p.m. to receive public comment on the proposed naming of the new Northeast Community Resource Center after Ella B. Scarborough, a former County Commissioner.

**Meeting Minutes  
February 21, 2023**

*Background: In August 2018 the County purchased +/- 18.89 acres near the intersection of North Tryon and Eastway Drive for a new Northeast Community Resource Center (CRC), a library Support Services Center, and a future branch library. Construction of the new CRC is anticipated to be complete in the summer of 2023. An application has been submitted by Commissioner Mark Jerrell to name the new Northeast Community Resource Center in memory of the late Ella B. Scarborough. Pursuant to the County's facility naming policy, the Board will need to set a public hearing to receive public comment before approving the request.*

**CONSENT ITEMS**

**Motion was made by Commissioner Meier, seconded by Commissioner Griffin, and unanimously carried (9-0), to approve the following item(s):**

**23-0101 TAX REFUNDS**

Approve refunds in the amount of \$4,724.03 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor; and approve refunds in the amount of \$17,387.79 as statutorily required to be paid as requested by the County Assessor.

*Background: This Board action is necessary to approve registered motor vehicle tax refunds resulting from clerical errors, value changes and appeals processed in the statewide vehicle tax system. This Board action is necessary to approve tax refunds resulting from clerical errors, audits and other amendments, including revaluation appeals. There is accrued interest of \$4.87 in the refund amount of \$17,387.79. Refunds total \$17,387.79.*

**23-0103 ACQUISITION OF FLOODPRONE PROPERTIES UNDER HAZARD MITIGATION GRANT PROGRAM 4393-0092-R**

Accept the Offer of Sale of Real Estate from Joseph Matzura, owner of property located at 6425 Mounting Rock Road, Charlotte, NC (tax parcel 167-221-56), for \$335,000; and accept the Offer of Sale of Real Estate from Andrea Jones, owner of property located at 6440 Mounting Rock

Road, Charlotte, NC (tax parcel 167-221-44), for \$328,000; and authorize local emergency response agencies to use the structures for training exercises.

*Background: Since late 1999, Mecklenburg County has used storm water fee revenue to acquire flood prone property. Buyouts reduce the risk to life and property during floods, while also*

**Meeting Minutes  
February 21, 2023**

*enhancing the natural and beneficial functions of the floodplain. Mecklenburg County uses the land as open space, for expanding greenways, constructing wetlands, etc.*

*Storm Water Services (STW) has been working on voluntary flood buyouts of 15 properties in the Sugar Creek floodplain within McDowell Farms neighborhood. The development was built compliant with the floodplain maps in the 1980's. However, new Flood Insurance Rate Maps in*

*2004 showed a 5-ft increase in the floodplain. STW pursued FEMA grant funds for a voluntary buyout through the Hazard Mitigation Grant Program (HMGP) in February 2020. The grant was approved in 2022.*

*This action is consistent with goals in the Environmental Leadership Action Plan which supports the Environmental Leadership Policy adopted by the Board of County Commissioners (BOCC). These acquisitions are part of Storm Water's 15-year CIP risk reduction goals and consistent with recommendations in the Flood Risk Assessment and Risk Reduction Plan, adopted by the BOCC on May 1, 2012.*

*The buyout is voluntarily. The purchase and demolition are funded by a combination of Federal, State, and local STW capital funds. The requested actions will consist of acquiring the properties and demolishing the existing buildings. The purchase prices are based upon current fair market value appraisals. Consistent with past practices, the actual expenditure could be reduced if the owner received any insurance payments for flood damage within the previous 36 months and did not spend those funds on repairs.*

*STW staff allows training opportunities for local police and fire personnel prior to demolition of flood prone buildings. In addition, STW staff has established a process with Habitat for Humanity of Charlotte to maximize the responsible reuse of materials prior to structure demolition while protecting the health of the community.*

**23-0122      MINUTES**

Approve the following Meeting Minutes:

- March 8, 2022, Budget/Public Policy Workshop
- May 24, 2022, Budget/Public Policy Workshop

**23-0126      SUPPLEMENTAL AGREEMENT FOR ADDITIONAL OPIOID FUNDS (SAAF)**

**Meeting Minutes**  
**February 21, 2023**

Adopt a Resolution authorizing the County Manager or County Attorney to execute any required agreements to approve receipt of additional Opioid funds by Mecklenburg County through SAAF.

*Background: The purpose of this Supplemental Agreement for Additional Funds (“SAAF”) is to direct additional funds from additional settlements of the opioid litigation to the state of North Carolina and local governments in a manner consistent with the initial Memorandum of Agreement (“MOA”) between the State of North Carolina and Local Governments on proceeds relating to the settlement of the opioid litigation that has governed the distribution of opioid settlement funds to the State and its Local Governments since May 2022.*

*This SAAF does not change the scope or meaning of the MOA with respect to Opioid Settlement Funds governed by the MOA. Rather, it governs additional funds from settlements with Defendants Walmart, Inc., Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Allergan Limited, CVS Health Corporation, CVS Pharmacy, Inc., and Walgreen Co., as well as their subsidiaries, affiliates, officers, and directors.*

**Meeting Minutes  
February 21, 2023**

**RESOLUTION OF THE MECKLENBURG BOARD OF COUNTY COMMISSIONERS  
AUTHORIZING EXECUTION OF OPIOID DISPUTE SETTLEMENTS AND APPROVING  
THE SUPPLEMENTAL AGREEMENT FOR ADDITIONAL FUNDS (“SAAF”) BETWEEN  
THE STATE OF NORTH CAROLINA AND LOCAL GOVERNMENTS ON PROCEEDS  
RELATING TO THE SETTLEMENT OF OPIOID LITIGATION**

**WHEREAS**, the opioid overdose epidemic has taken the lives of more than 32,000 North Carolinians between (2000-2021); and

**WHEREAS**, the COVID-19 pandemic has compounded the opioid crisis, increasing levels of drug misuse, addiction, and overdose death; and

**WHEREAS**, the Centers for Disease Control and Prevention estimates the total "economic burden" of prescription opioid misuse alone in the United States is \$78.5 billion a year, including the costs of healthcare, lost productivity, addiction treatment, and criminal justice involvement; and

**WHEREAS**, Mecklenburg County, along with several counties and municipalities in North Carolina joined with thousands of local governments across the country to file lawsuits against opioid manufacturers and pharmaceutical distribution companies and chain drug stores to hold those companies accountable for their misconduct; and

**WHEREAS**, settlements have been reached in litigation against Walmart, Inc., Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Allergan Limited, CVS Health Corporation, CVS Pharmacy, Inc., and Walgreen Co., as well as their subsidiaries, affiliates, officers, and directors named in these Settlements; and

**WHEREAS**, representatives of local North Carolina governments, the North Carolina Association of County Commissioners, and the North Carolina Department of Justice have negotiated and prepared a Supplemental Agreement for Additional Funds (SAAF) to provide for the equitable distribution of the proceeds of these settlements; and

**WHEREAS**, by joining the settlements and approving the SAAF, the state and local governments maximize North Carolina’s share of opioid settlement funds to ensure the needed resources reach communities, as quickly, effectively, and directly as possible; and

**WHEREAS**, the SAAF extends the basic terms of the Memorandum of Agreement (MOA) governing the Wave One Settlements to the Wave Two Settlements. Like the MOA, the SAAF has the support of the Department of Justice, the North Carolina Association of County Commissioners (NCACC), and the North Carolina League of Municipalities (NCLM); and

**WHEREAS**, it is advantageous to all North Carolinians for local governments, including Mecklenburg County and its residents, to sign onto the settlements and SAAF agreement to demonstrate

**Meeting Minutes  
February 21, 2023**

solidarity in response to the opioid overdose crisis, and to maximize the share of opioid settlement funds received both in the state and Mecklenburg County to help abate the harm; and

**WHEREAS**, the SAAF directs substantial resources over multiple years to local governments on the front lines of the opioid overdose epidemic while ensuring that these resources are used in an effective way to address the crisis as quickly, effectively, and directly as possible.

**NOW, THEREFORE BE IT RESOLVED**, Mecklenburg County hereby approves the SUPPLEMENTAL AGREEMENT FOR ADDITIONAL FUNDS ("SAAF") and authorizes the County Manager or County Attorney to execute all documents necessary to enter into opioid settlement agreements with Walmart, Walgreens, CVS, Allergan, and Teva, to execute the SAAF, and to provide such documents as necessary to Rubris, the Implementation Administrator.

Adopted this the \_\_\_\_ day of February 2023.

\_\_\_\_\_  
George Dunlap, Chair  
Mecklenburg County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Kristine Smith, Clerk to the Board

(SEAL)

***Resolution recorded in full in Ordinance Book 51, Document # 92.***

**Meeting Minutes  
February 21, 2023**

**THIS CONCLUDED ITEMS APPROVED BY CONSENT**

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**23-0112 PULLED CONSENT ITEMS**

Commissioners may remove agenda items from the Consent Agenda for a separate vote, to bring public awareness or to make comments. The following items were pulled and voted upon separately:

**23-0091 BUDGET AMENDMENT - COMMUNITY SUPPORT SERVICES – REVENUE INCREASE (CSS) SUMMARY**

Motion was made by Commissioner Leake, seconded by Vice Chair Powell, and unanimously carried (9-0), to recognize, receive and appropriate up to \$100,000 in Federal funding to the General Grants Fund (G001) from the North Carolina Council for Women and Youth Involvement, the state administrator of the federal Family Violence Prevention and Services Act (FVPSA) grant program, for prevention of domestic violence and teen dating violence within Community Support Services.

*Background: In the U.S., one in three teens will experience abuse by the time they turn eighteen. This includes physical, emotional, and sexual abuse. Community Support Services (CSS) Prevention and Intervention Services is focused on decreasing these numbers through education. The CSS program LoveSpeaksOut uses participatory learning to facilitate presentations to teens, teaching them about warning signs of abuse, defining dating abuse, healthy relationships, and resources. So far in FY23, CSS has shared 145 LoveSpeaksOut presentations with 3,130 teens. 82% of teen participants rated their knowledge as having increased or strongly increased as a result of LoveSpeaksOut. The grant was brought before the Board as Agenda Item #21-6998 and approved on July 7, 2021. CSS will use the Family Violence Prevention and Services Act funds to continue delivering LoveSpeaksOut programming to Mecklenburg County youth at school and community-based locations. The budget for the second year of the two-year project is estimated at \$100,000 with funds being spent by September 2023.*

*Match requirements will be met through already budgeted salary.*

**23-0097 BUDGET AMENDMENT - HEALTH DEPARTMENT (REVENUE INCREASE)**



**Meeting Minutes  
February 21, 2023**

Motion was made by Commissioner Leake, seconded by Commissioner Jerrell, and unanimously carried (9-0), to amend the FY 2022-2023 Budget Ordinance to recognize, receive and appropriate an increase federal revenue of \$34,231 for the TB Control program in the General Fund (0001).

*Background: The department received additional funds from North Carolina Division of Public Health (DPH) as North Carolina received Ukraine Supplemental funds. Counties receiving these funds are expected to receive Ukrainian refugees and humanitarian parolees coming specifically through the Uniting for Ukraine (U4U) program. The funds will be used to enhance screening and treatment for active tuberculosis disease (TB) and latent TB infection (LTBI).*

**23-0100 REVALUATION RESERVE FUND**

Motion was made by Commissioner Leake, seconded by Commissioner Jerrell, and unanimously carried (9-0), to amend the 2022-2023 Annual Budget Ordinance to appropriate \$290,500 of fund balance held in the Revaluation Reserve Fund (RV23) for transfer and appropriation to the General Fund (0001) for revaluation expenses within the County Assessor's Office.

*Background: Funds have been approved for the Revaluation Reserve Fund to prepare for the next revaluation, now scheduled for 2023. A proposed three-year budget is attached. This action provides for the expenditures by the Assessor in this fiscal year for enhancements for the appeal module and new sector maps to capture images of 325 and 279 sectors of imagery-neighborhoods. This funding will also include legal expenses, subscriptions, publications, mailings, and additional third-party resources utilized to ensure timely and accurate completion of the 2023 revaluation in accordance with NC.G.S. 105-286. Funding will be requested as needed to continue preparation for the revaluation.*

**23-0104 CONSTRUCTION CONTRACT - HISTORIC STEWART CREEK STREAM ENHANCEMENT PROJECT-PHASE III**

Motion was made by Commissioner Leake, seconded by Commissioner Jerrell, and unanimously carried (9-0), to authorize the County Manager to execute a construction contract with Land Mechanic Designs, Inc in the amount of \$3,436,890.58.

*Background: Since 2013, Mecklenburg County Storm Water Services has worked with the Historic West End Neighborhood Association, Stewart Creek Environmental Association and multiple public agencies on several initiatives in the Stewart Creek watershed. One of the outcomes from these discussions is the need for Stewart Creek to be enhanced to*

**Meeting Minutes**  
**February 21, 2023**

*improve water quality and re-establish habitat in the creek. This construction project will improve water quality in the stream but will not decrease flooding.*

*The design contract for the Historic Stewart Creek Stream Enhancement project was approved by the Mecklenburg Board of County Commissioners (BOCC) on June 22, 2016. The three-phase project is approximately 3.5 miles and extends from I-85 to Wilkinson Boulevard. In 2018, the County completed design of the entire project. Construction of Phases I and II were completed in July 2020 and June 2022, respectively. This Board Action requests approval for construction of Phase III, approximately 1.2 miles (6,560 LF) from I-85 to W. Brookshire Freeway.*

*To aid in the recovery from the COVID-19 pandemic, The American Rescue Plan Act (ARPA), was signed into law on March 11, 2021. ARPA invested \$1.9 trillion into infrastructure projects. Mecklenburg County received grant funds from ARPA and the Historic Stewart Creek Stream Restoration Project Phase III was approved on March 15, 2022, by the BOCC as part of Round One of approved ARPA projects. The project will be funded entirely with ARPA grant funds.*

**23-0111      COMMISSIONER REPORTS**

Commissioners shared information of their choosing within the guidelines as established by the Board, which included, but not limited to, past and/or upcoming events.

**ADJOURNMENT**

Motion was made by Commissioner Griffin, seconded by Commissioner Altman, and unanimously carried (9-0), voting yes, that there being no further business to come before the Board that the meeting be adjourned at 7:33 p.m.

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Kristine M. Smith, Clerk to the Board

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George Dunlap, Chair