

**Meeting Minutes
January 17, 2024**

**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 5:16 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:02 p.m. on Wednesday, January 17, 2024.

ATTENDANCE

Present: Chair George Dunlap, Vice-Chair Mark Jerrell,
and Commissioners Leigh Altman,
Arthur Griffin, Vilma D. Leake, Laura J Meier,
Elain 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: Commissioner Patricia "Pat" Cotham

-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:

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- 23-0740** Commissioner Leake
- 24-0743** Commissioner Leake
- 24-0007** Commissioner Leake
- 24-0008** Commissioner Leake
- 24-0009** Commissioner Leake
- 24-0012** Commissioner Leake
- 24-0013** Commissioners Powell & Rodriguez-McDowell
- 24-0018** Commissioner Powell
- 24-0020** Commissioners Rodriguez-McDowell

STAFF BRIEFINGS - None

24-0022 CLOSED SESSION

Motion was made by Commissioner Griffin, seconded by Commissioner Jerrell, and unanimously carried, to go into Closed Session for the following purpose(s): Land Acquisition & Business Location and Expansion.

The Board went into Closed Session at 5:16 p.m. and came back into Open Session at 5:53 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 Chair Dunlap, and the Pledge of Allegiance to the Flag, after which the matters below were addressed.

AWARDS/RECOGNITION

24-0028 PROCLAMATION – JULIA ANN MCKNIGHT TEAMER DAY

After a video presentation and comments, Commissioner Griffin read the proclamation.

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Motion made by Commissioner Griffin, seconded by Commissioner Leake, and unanimously carried, to adopt a Proclamation declaring January 17, 2024, as Julia Ann McKnight Teamer Day in Mecklenburg County.



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PUBLIC ART MOMENT

24-0024 PUBLIC ART MOMENT

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.

Commissioner Jerrell gave the presentation.

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Building Blocks

Jim Hirschfield and Sonya Ishii

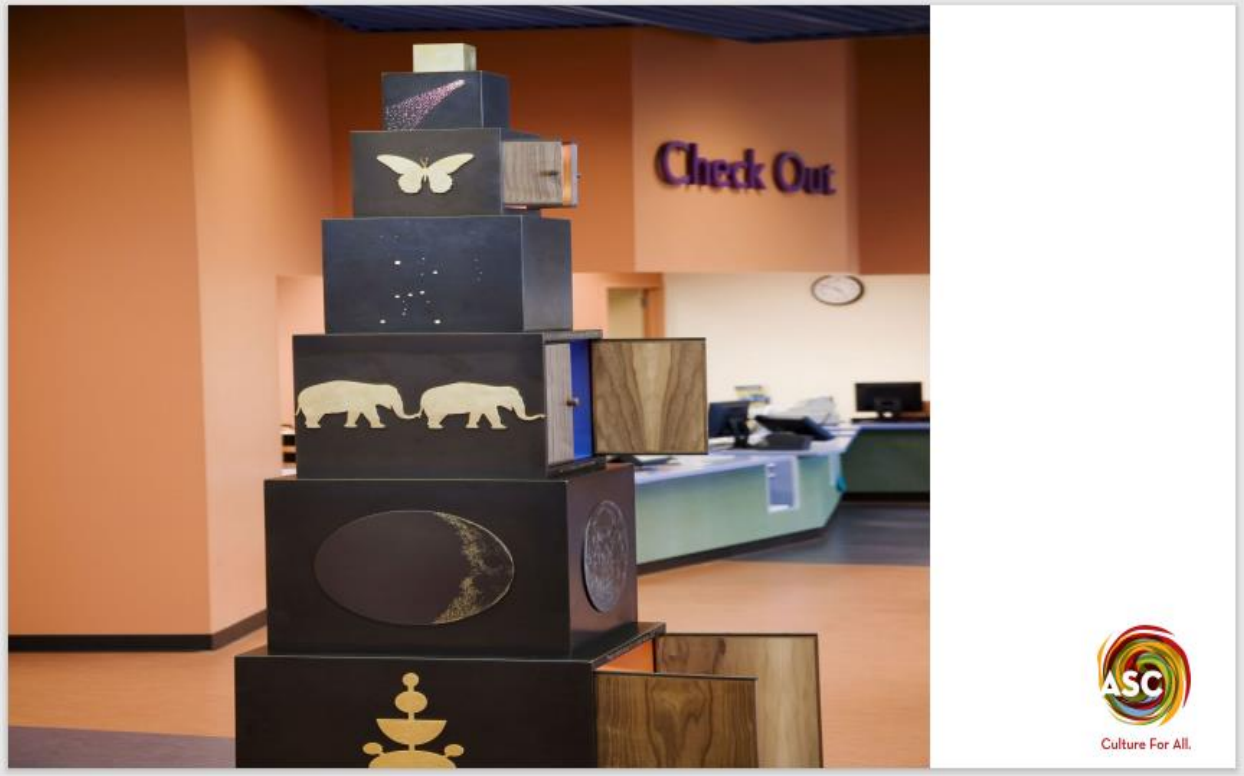
ImaginOn: The Joe & Joan Martin Center



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24-0023 PUBLIC APPEARANCE

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

1. George Metz - Community Connectivity Driving Economic Mobility
2. Denesha Degraffenreid – Enlightened the BOCC on the opioid crisis indicating that drug users are discarding their utensils on the street where children can get them. She encouraged everyone to support research for drugs, alcohol and mental health issues in the community and encourage those who are suffering to get help.

APPOINTMENTS

24-0003 APPOINTMENTS – TOWN OF MINT HILL BOARD OF ADJUSTMENTS

Appointment was needed on the Town of Mint Hill Board of Adjustment for a term expiring December 31, 2025. Bill Barrett was eligible for appointment.

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Motion was made by Commissioner Leake seconded by Commissioner Jerrell, and unanimously carried, to appoint Bill Barrett on the Town of Mint Hill Board of Adjustment for a term expiring December 31, 2025.

Reappointment was needed on the Town of Mint Hill Board of Adjustment for a term expiring December 31, 2026. Debi Powell was eligible for reappointment.

Motion was made by Commissioner Rodriguez-McDowell, seconded by Commissioner Leake, and unanimously carried, to reappoint Debi Powell on the Town of Mint Hill Board of Adjustment for a term expiring December 31, 2026.

Background: At the December 14, 2023 meeting, the Town of Mint Hill Board of Commissioners voted unanimously to recommend Debi Powell for reappointment to the Board of Adjustment as the extraterritorial jurisdiction (ETJ) representative for a term expiring December 31, 2026. The Board also unanimously recommends Bill Barrett for appointment to the Board of Adjustment as the extraterritorial jurisdiction (ETJ) representative for a term expiring December 31, 2025.

The Town of Mint Hill hears zoning appeals and request for vacancies from the zoning ordinance.

PUBLIC HEARINGS – 6:30 PM

24-0025 BUDGET PUBLIC HEARING FY2024 – 2025

The Board received public input as part of the Fiscal Year 2024-2025 Budget Development Process.

Background: The Board of County Commissioners will receive public input as part of the Fiscal Year 2024-2025 budget development process in advance of the Board's budget retreat scheduled for January 24 - 26, 2024. This public hearing is not required by North Carolina General Statute. A second hearing is mandated after the presentation of the Manager's Recommended Budget.

Motion was made by Commissioner Rodriguez-McDowell, seconded by Commissioner Meier, and unanimously carried, to open the Budget Public Hearing.

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Speakers		Topic
Megan	Dunn	Funding for Dula services
Hope	Wright	Sustain Charlotte speaking for Parks & Rec Budget
Chadwick	Spence	Charlotte Bike Polo speaking for Court reparations and or inclusion in future multi-purpose court plans for Charlotte Bike Polo
Suzanne	Elsberry	League of Women Voters of Charlotte Mecklenburg speaking on the 2025 budget – CMS Teacher Salary
Carol	Gray-Adler	League of Women Voters of Charlotte Mecklenburg speaking on the 2025 budget – CMS Teacher Salary
Sara	Basinger	League of Women Voters of Charlotte Mecklenburg speaking on the 2025 budget – CMS Teacher Salary
Jeanne	Smith	League of Women Voters of Charlotte Mecklenburg speaking on the 2025 budget – CMS Teacher Salary
Ben	Tacka	Greenway funding for the city in the budget
Nancy	Nicholson	Dilworth Community Association speaking regarding funding for parks and greenways
Elizabeth	Lewis	Neighborhood Association speaking regarding funding for parks and rec
Danielle Tina	Moore Postel	Speaking regarding programs and services - food insecurity for the community

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Mike	Vasaune	Arts & Science Council
Ray	Sullivan	Funding for the Library
Sharon	Kugelmass	Funding for the Library
Chaula	Jain	Funding for parks and greenways
Brenda	Campbell	Superlative Academy - Childcare industry, on how to curate the industry by adding various forms of childcare.
Christie	Benoit	Sustain Charlotte - funding for parks, greenways, and preserves.
James	Hair	Sustain Charlotte - funding for land acquisition, parks and rec
Tera	Long	CMS - funding for education
Jerry	Lee	Funding for parks and greenways
Rae	LeGrone	County budget allocations towards public education
Maureen	Gilewski	Budget
Kevin	Douglas	Brooklyn Collective - veteran health and wellness
Kip	Kiser	Land development/land acquisition and funding for park maintenance
Dion	Hunter	ASC Funding

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Motion was made by Commissioner Leake, seconded by Commissioner Meier, and unanimously carried, to close the Budget Public Hearing.

ADVISORY COMMITTEE REPORTS – None

24-0022 CLOSED SESSION

Motion was made by Commissioner Leake, seconded by Commissioner Jerrell, and unanimously carried to authorize the County Manager to negotiate and execute all documents necessary for the acquisitions of tax parcel 043-171-10 (+ / – 6.561 acres) from Gokam Properties LLC for a purchase price of \$665,000 for Park and Recreation purposes.

Motion was made by Commissioner Powell, seconded by Commissioner Jerrell, and unanimously carried to authorize the County Manager to negotiate and execute all documents necessary for the acquisitions of tax parcels 069-094-13 and 069-077-09 (+/- .457 acres) from Habitat for Humanities for a purchase price of \$63,900 for Park and Recreation purposes.

Motion was made by Commissioner Leake, seconded by Commissioner Powell, and unanimously carried to authorize the County Manager to negotiate and execute all documents necessary for the acquisitions of Permanent Greenway Easement (+/- .08 acres) and a temporary construction of .08 acres on a portion of tax parcel 013-255-47 from William and Karen Craig for a purchase price of \$10,302.91 for construction on a portion of McDowell Greenway.

Motion was made by Commissioner Rodriguez-McDowell, seconded by Commissioner Griffin, and unanimously carried to adopt a Resolution of Intent to exchange a permanent dumpster easement on a portion of tax parcel 097-111-20 (+ / – 981 sq. ft.) and two (2) Permanent Easements of twelve (12) parking spaces (consisting of + / – 289 sq. ft. and +/- 1,241 sq. ft.) respectively on a portion of tax parcel 097-111-47 all county owned property for two (2) right of way use area (consisting of +/- 2,532 sq. ft. and + / – 534 sq. ft.) and a temporary construction easement (+/- 8,314 sq. ft.) on a portion of tax parcel 097-131-16 owned by Alps Holding LLC and Paul McNamara for the purchase price of \$15,913 and direct the Clerk of the Board to publish this resolution of Notice of Intent to authorize the exchange at the February 6, 2024, Regular Meeting.

MANAGER’S REPORT

24-0032 AMERICAN RESCUE PLAN ACT UPDATE

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The board received information and an update on the Coronavirus recovery funds received in Mecklenburg County from the American Rescue Plan Act (ARPA). The presentation included an update on unspent ARPA funds and the Clawback provision outlined in each grant recipient's contract.

Deputy County Manager Michael Bryant gave the presentation.

Background: On May 10, 2021, the US Department of Treasury announced the launch of the Coronavirus State & Local Recovery Funds, established by the American Rescue Plan Act of 2021, to provide \$350 billion in emergency funding for eligible state, local, territorial governments. Mecklenburg County received a direct allocation in the amount of \$215 million from the US Department of Treasury. The funds will cover eligible costs incurred by December 31, 2024. The performance period to complete projects and investments runs until December 31, 2026.



MECKLENBURG COUNTY
North Carolina



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Agenda

Recap

A timeline of major milestones highlighting the disbursement of the ARPA funds

Clawback Provision

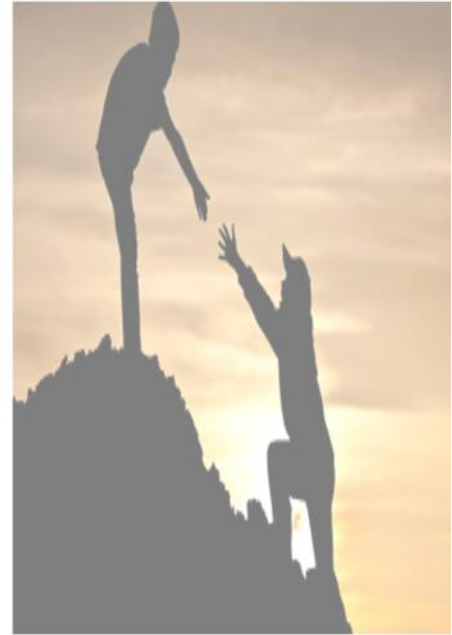
An overview of the Manager's Clawback Decision

Expense & Performance Update

A status update on ARPA investments

Next Steps

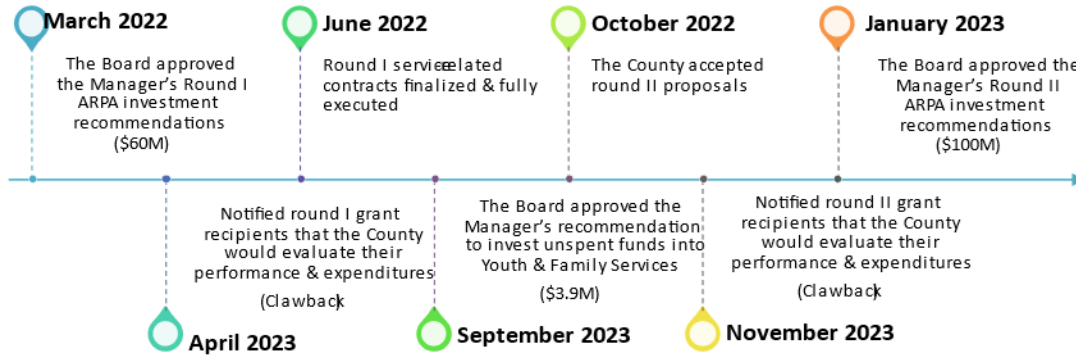
An overview of future activities



Recap



Timeline



4

ARPA Expenditure & Performance Update



Summary of American Rescue Plan Act Funding



\$215.6M Awarded
214.3M Committed
\$1.3M Uncommitted

\$4.8M Interest Earned
1.8M Projected FEMA* Expenses
\$3.0M Available

Total Available for Investments
\$3.0M Interest Earned
1.3M ARPA Grant Award
\$4.3M Available

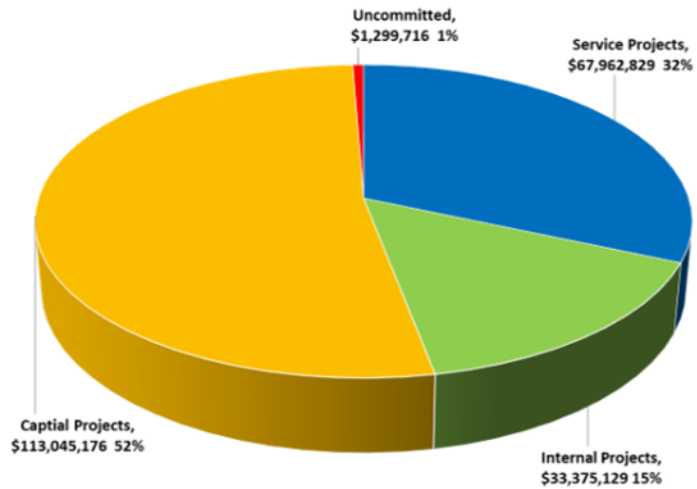


*Federal Emergency Management Agency



Funding by Program Category

\$113M Capital Projects
\$67.9M Service Projects
\$33.4M Internal Projects
\$1.3M Uncommitted



Expenditures By Category To Date



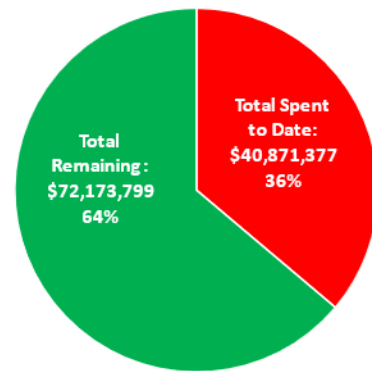
Category	Budget	Expenses to Date	Remaining	% Spent to Date	Spend Deadline
Capital Projects	\$113,045,176	\$40,871,377	\$72,173,799	36%	12/31/26
Service Contracts	67,962,829	31,549,499	36,413,330	46%	12/31/24
Internal Projects	33,375,129	16,438,530	16,936,599	49%	12/31/24
Uncommitted	\$1,299,716	-	\$1,299,716	-	-
Total	\$215,682,850	\$88,859,406	\$126,823,444	41%	
Interest Earned			\$3,000,000		
Grand Total Available			\$129,823,444		

Capital Projects Overview



- \$113M total awarded to 33 projects
- \$40.9M (36%) of capital funds spent through November 30, 2023
- \$72.1M Remaining - Spending Deadline December 31, 2026

Funding	Total Award	Total Spent	Percentage Spent	Total Remaining
Round I	\$22,453,593	\$12,485,952	55%	\$9,967,641
Round II	55,207,577	16,679,596	30%	38,527,981
Other	\$35,384,006	\$11,705,829	33%	\$23,678,177
Total	\$113,045,176	\$40,871,377	36%	\$72,173,799

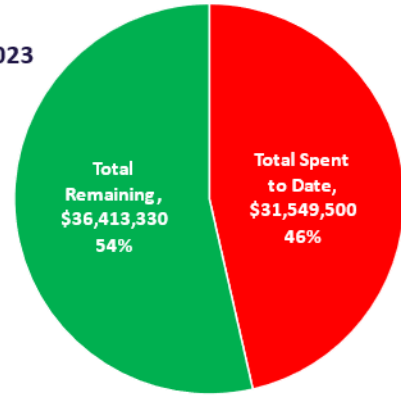


Service Projects Overview



- \$67.9M total awarded to 84 projects (72 service providers)
- \$31.5M (46%) of service project funds spent through November 30, 2023
- \$36.4M Remaining - Spending Deadline December 31, 2024

Funding	Total Award	Total Spent	Percentage Spent	Total Remaining
Round I	\$37,500,022	\$21,520,245	57%	\$15,979,777
Round II	28,238,907	9,553,439	34%	18,685,468
Other	\$2,223,901	\$475,816	21%	\$1,748,085
Total	\$67,962,830	\$31,549,500	46%	\$36,413,330

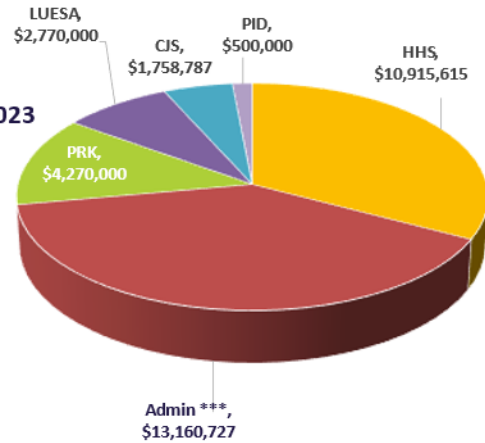


Internal Projects Overview



- \$33.4M total awarded to 23 projects
- \$16.4M (49%) of internal funds spent through November 30, 2023
- \$16.9M Remaining - Spending Deadline December 31, 2024

Funding	Total Award	Total Spent	Percentage Spent	Total Remaining
Round I	\$1,310,000	\$26,592	2%	\$1,283,408
Round II	16,205,812	1,922,069	12%	14,283,743
Other	\$15,859,317	\$14,489,870	91%	\$1,369,447
Total	\$33,375,129	\$16,438,531	49%	\$16,936,598

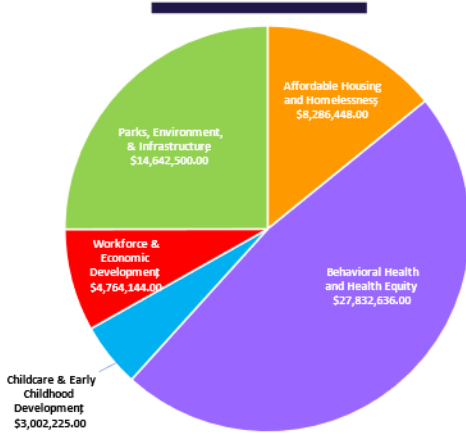


***Admin includes Employee Bonuses of \$11M & ARPA Staffing cost \$1.4M
 LUESA – Land Use & Environmental Services Agency
 CJS – Criminal Justice Services
 PID – Public Information Department
 HHS: Health & Human Services

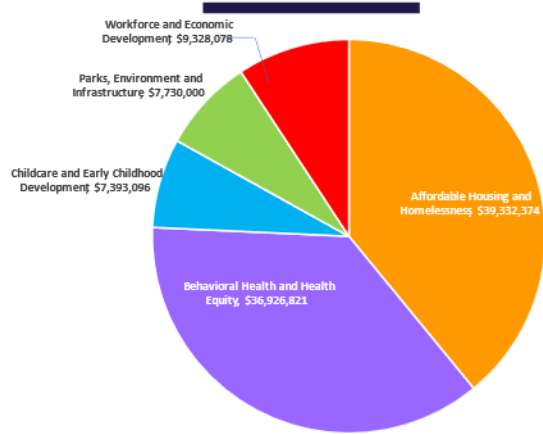
Summary of Investments



Round I Investments



Round II Investments



Round I Expenditure & Performance Overview

Expenditures

- (31) service providers (43 projects) are in year 2 of their contract
 - (5) months of expenses incurred (July - November 2023)
 - (15) providers (48%) are meeting or exceeding expectations for year 2
 - (14) providers (45%) are making significant spending progress for year 2
 - (2) providers (7%) are currently not meeting spending expectations
 - Grace Mar encountered delays due to a program redesign for referrals
 - The Summer Camp Fund will incur majority of their 2nd year expenses in the summer (summer camp scholarships)

Performance

- (15) service providers are meeting or exceeding performance expectations for Year 2
- (16) service providers are making significant performance progress for Year 2
- (0) service providers are not meeting performance expectations for Year 2

Round II Expenditure & Performance Overview

Expenditures

(41) service providers are in year 1 of their contract

- (9) months of expenses incurred (March - November 2023)
- (11) providers (26%) are meeting or exceeding expectations for year 1
- (17) providers (42%) are making significant spending progress for year 1
- (13) providers (32%) is currently not meeting spending expectations

Performance:

- (23) service providers are meeting or exceeding expectations for Year 1
- (13) service providers are making significant progress for Year 1
- (1) service provider is not meeting expectations
- (4) Projects do not have performance to report for year 1 (includes Post Round 2 ARPA recipients)



Additional Investments

- Pedestrian Bridge (\$2M): Increase in construction costs
- Care Ring– The Bridge (\$359K): improve health care access to underserved communities via a mobile unit
- Safe Alliance (\$72K): Domestic violence and sexual assault assistance
- Block Love (\$264K): Provide resources and services to assist clients with addressing barriers to housing
- StarMed Emergency Placement (\$1.4M): the estimated cost for the construction to expand the facility





Clawback Provision



Clawback Provision



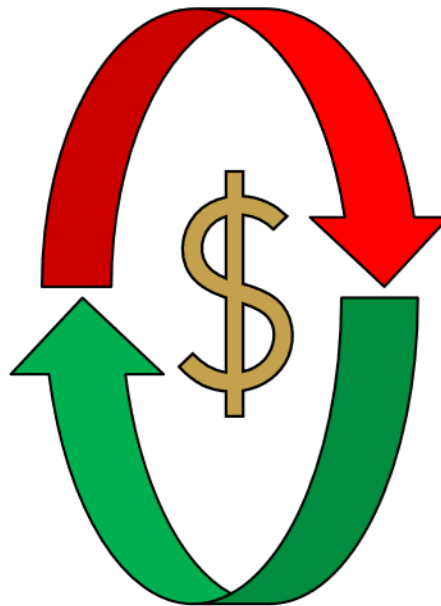
Clawback Language

The County reserves the right to clawback any unspent ARPA funds at any time during the contract period due to performance or a change in guidance.



Exceptions

Considerations will be given to those projects that were awarded capital funding for construction & infrastructure



Clawback Decision

- **Round II Service Providers Not Meeting Spending Expectations**
 - Provider have not spent at least 25% of their total award (9 months of expenses)
 - Clawback Recommendation is based on monthly spending to date.
- **Internal Projects Not Meeting Spending Expectations**
 - Department has not spent 25% of their award
 - Clawback Recommendation is based on feedback from departments

Clawback Decision

- The clawback provision will be executed only on 3% of the total Round II allocation.
- Only (16) of the (75) projects are returning unspent Year 1 funds
- Providers will maintain the full amount of their year 2 budget
- The most common reason for the unspent funds is staffing challenges
- The clawback is not intended to have a negative impact on the services but instead reallocate all unspent funds to other unfunded needs to ensure the entire ARPA award is fully spent by the deadline



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Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$400,000	\$239,775	60%
Year 2	\$400,000	\$0	0%

Grant Amount: \$800,000

Clawback Amount: \$252,700

Program: funds to increase the number of clinicians and the number of hours committed to providing direct psychiatric care to uninsured, children and adolescent patients



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$33,835	\$7,951	23%
Year 2	\$404,030	\$72,216	18%

Grant Amount: \$437,865

Clawback Amount: \$25,884

Program: funds to provide prevention and intervention services to youth who have experienced sexual abuse, physical abuse, human trafficking, or been witnesses to domestic violence and homicide.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$70,200	\$21,957	31%
Year 2	\$189,800	\$38,719	20%

Grant Amount: \$260,000

Clawback Amount: \$48,248

Program: funds to support one free Summer Camp Program for students in a high need area.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$108,512	\$53,106	52%
Year 2	\$217,024	\$0	0%

Grant Amount: \$325,536

Clawback: \$52,405

Program: funds to expand enrollment for their afterschool program that serves students in the Southside Homes community.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$471,500	52,873	11%
Year 2	\$471,500	82,499	17%

Grant Amount: \$943,000

Clawback Amount: \$418,627

Program: funds to expand the Black Birthing Professions program that focuses on improving maternal and child health outcomes of families of color by widening access to professional training for individuals of color.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$169,571	\$15,492	9%
Year 2	\$998,931	\$122,553	12%

Grant Amount: \$1,168,502

Clawback Amount: \$154,079

Program: funds to address the needs of transgender and gender diverse individuals by provide free medical and mental health services.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$125,000	\$5,291	4%
Year 2	\$125,000	\$22,650	18%

Grant Amount: \$250,000

Clawback Amount: \$119,708

Program: funds to expand their Parents as Teachers (PAT) program which provides information, support and encouragement that parents need to help promote their children's development during the crucial early years of life.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$248,297	\$14,762	6%
Year 2	\$115,449	\$0	0%

Grant Amount: \$363,746

Clawback Amount: \$14,925

Program: funds to expand access to food support services by upfitting their current kitchen to provide cooking demonstrations for seniors as well as meal kits and recipes for participants to take home.



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Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$375,000	\$170	0%
Year 2	\$375,000	\$32,122	9%

Grant Award: \$750,000
Clawback Amount: \$374,830

Program: Funds to expand the collaborative initiative which engages Faith Based Organizations to increase access to affordable culturally relevant behavioral health services in Black Communities.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$48,300	\$0	0%
Year 2	\$96,600	\$0	0%

Grant Award: \$144,900
Clawback Amount: \$144,900

Program: Funds to provide assistance with adding to the existing capital to quickly respond to private developer in an effort to mitigate gentrification as well as provide down payment assistance to reduce mortgages.



Budget Year	Budget	Expenses To Date	% Spent of Year 1 Budget
Year 1	\$465,500	\$0	0%
Year 2	\$534,500	\$0	0%

Grant Award: \$1,000,000
Clawback Amount: \$465,500

Program: Funds to cover three major areas that include, single family critical home repairs, landlord partnerships and rental subsidies for residents spending over 30% of their income on housing.

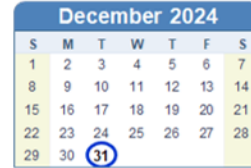
Internal Projects

Department	Project Name	Grant Amount	Spent To-Date	Remaining Balance	% Spent	Clawback Amount	Comments
Public Library	Digital Divide	\$2,917,635	\$683,521	\$2,234,114	23.43%	\$80,457	Due to the delay in hiring a project manager, the Library anticipates not spending \$80K in salaries by the end of the grant period.
Community Support Services	Multi-Interdisciplinary Outreach Team	650,000	147,861	502,139	22.75%	128,983	Due to a delay in hiring qualified staff, the program was unable to spend \$128,983.08 of their year one budget.
Public Health	Infant and Early Childhood Mental Health Services	845,772	175,577	670,195	20.76%	300,000	Due to initial hiring delays and slow referrals, the department anticipates not spending \$300K by the end of the grant period.
Public Health	The Way Forward Community Violence Prevention Plan Implementation	3,260,500	56,403	3,204,097	1.73%	431,261	Due to challenges with staff capacity which delays the program implementation, the department anticipates not spending \$431K by the end of the grant period.
Social Services	Early Childhood System Building	706,000	0	\$706,000	0%	706,000	Due to challenges with existing partnerships and the inability to receive a sufficient level of engagement, the department anticipates not being able to spend the awarded funds by the deadline.
Total		\$8,379,907	\$1,063,362	\$7,316,545	12.69%	\$1,646,701	

Summary of Available Funds



Item	Dollar Amount	Description
Uncommitted Funds	\$1,299,716	Funding that has become available since the initial allocation of the entire ARPA award.
Clawback	3,718,508	Unspent funds from Round II recipient's year one budget.
Interest	2,948,524	Interest earned on ARPA funds
Total	\$7,966,747	



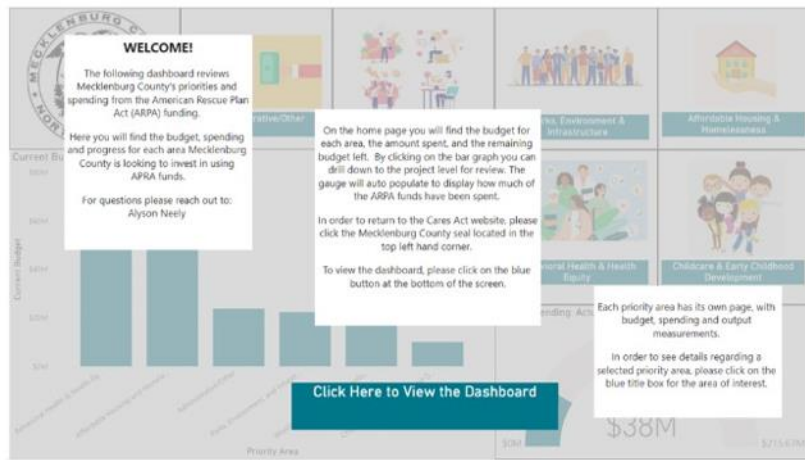
Tuesday, Dec 31st 2024

349
Days to Go

ARPA DASHBOARD

The objective of the ARPA Dashboard and County COVID-19 Recovery website is to provide residents with access to financial investments from the County's 215.67 million dollar ARPA allocation and to share monthly performance updates and progress.

View the dashboard:
<https://app.powerbigov.us/view?r=eyJrIjoiYzQzNDgwY2YtYmFIZS00ZTNhLWJxNzYtMzc1YjUzM2M1ZiMzliwidCI6IjA5ZDg3MGEyLWQ3NmItNDg1OC1iMW RiLWMwYTU3ZWQ1NDVjOCJ9>



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**THE MECK
EFFECT**



The Meck Effect, found on the Mecklenburg County website, showcases success stories categorized by COVID-19 priority areas, illustrating the impactful initiatives by ARPA recipients. It also provides tools and resources such as a media toolkit and ARPA newsletter.

- **Phase One - Providers Highlighted:**
 - **Behavioral Health & Health Equity**
 - Freedom Fighting Missionaries
 - Grace-Mar
 - **Childcare & Early Childhood Development**
 - The Summer Camp Fund
 - **Workforce & Economic Development**
 - The Black Chamber of Commerce – Workforce & Economic Development
 - **Parks, Environment and Infrastructure**
 - Archdale Park
- **Landing page went live on 1/1/24.**
 - <https://themeckeffect.mecknc.gov/>
- **Additional Providers will be highlighted in Phase Two of the Campaign**



Next Steps

- **Grant Recipients have been notified of the Clawback Decision**
- **All Grant Recipients**
 - Continue to monitor performance
 - Routinely evaluate the need to execute the clawback provision
 - Continue to assess the need to reallocate unspent funds
- **COVID 19 Strategic Recovery Plan**
 - The Board will be briefed in March 2024 on the impact of all investments made to support the goals outlined in the COVID 19 Recovery Plan
- **The Manager will continue to explore options for investing the available ARPA funds**



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Comments

Commissioners asked clarifying questions, which Michael Bryant answered.

Commissioner Rodriguez-McDowell asked if the clawbacks total was \$3.7 million. *Michael Bryant stated yes, it was and the internal investments that were being clawed back as well as the service bonus for Round 2. He said round one was \$3.9 million.*

Commissioner Meier asked if any more requests were being taken. *Michael Bryant replied no. He further stated that new requests had not been taken, however the Manager could decide do something otherwise with the \$8 million through an open call for proposals.*

Commissioner Leake said she had two requests that she would like to submit regarding support for young men in changing their behavior.

Commissioner Altman said she was happy that they were closely monitoring the funds so that the County did not have to forfeit a single dollar benefiting its residents.

Commissioner Powell asked about the summer camp fund. *Michael Bryant said there were currently no claw backs for them.*

Commissioner Powell referenced slide 15, stating it looked like there was an additional investment for Care Ring and wanted to know if it was for a new mobile unit. *Michael Bryant confirmed that it was for the new mobile unit.*

Commissioner Powell said she wanted to ensure the community knew it existed.

Commissioner Griffin asked about impact reports. *Michael Bryant said Dr. Allen would provide an update on round one which was from an analysis of a years' worth of data in March.*

Vice Chair Jerrell thanked organizations that suffered the clawbacks for their work and how much it was appreciated. He stated how important it was for the community to understand that these funds have specific parameters with a deadline that must be met. He further stated that because of the utilization of grassroots organizations in a way that had never been done in Mecklenburg County, the efforts paid off.

Chair Dunlap said that he was disappointed because 8 or 9 of the 11 organizations were long standing non-profit organizations who had already been doing the work and asked for more money but didn't spend it. He said for this to be a learning lesson for the Board because what was learned

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what often what was experienced when dealing with the budget. He said the challenge was when the Board members advocated for funds for organizations, and they did not spend the money.

Chair Dunlap said the organizations that received funding for the first time had no problem spending the money given to them, where long standing organizations had money left over. Chair Dunlap asked that careful consideration be given when organizations asked for money, especially when they ask for more than they needed.

**24-0033 NATURALLY OCCURRING AFFORDABLE HOUSING (NOAH) MULTI-FAMILY
AFFORDABLE HOUSING FUNDING SUPPORT REQUEST – ASCENT PINEVILLE**

Background: Housing Impact Fund is an innovative social impact equity fund committed to addressing housing insecurity and upward mobility in Mecklenburg County. Housing Impact Fund has acquired and preserved 1,071 NOAH units across Mecklenburg County since December 2020. In June, the organization announced a new \$67 million fund of private sector capital to preserve an additional 1,000 units or more over the next two years.

Across its portfolio, Housing Impact Fund has set aside 322 units for households earning 30% AMI and below, 72 units for households earning 50% AMI and below, 464 units for households earning 60% AMI and below and 213 units for households earning 80% AMI and below.

Approval of this item will authorize the County Manager to negotiate, the terms and conditions and execute an agreement with Housing Collaborative that will administer the rental subsidy program.

This proposal would commit annual funding from Mecklenburg County for the term of the property's deed restriction at an amount equivalent to the corresponding annual property tax bill. The funding will be administered through the Housing Collaborative which identifies eligible tenants and administers the rental subsidy program.

- Property owners must impose a long-term 20-year deed restriction on the property designating 100% of the units to be affordable to households at 80% AMI and below. 72 units will be set aside for households earning 30% AMI and below, 120 units will be set aside for households earning 60% AMI and below and 48 units set aside for households earning 80% AMI and below.*
- Half of the units set aside for households with 30% or below AMI (15% of the property or 36 units) will serve individuals/families experiencing extreme housing insecurity without existing access to tenant-based vouchers or rental subsidies.*

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- *Approval of the recommended rental subsidy program is a request for 20 years of annual funding to be equivalent to the corresponding county property tax bill.*

LaShonda Hart, Assistant to the County Manager, gave the presentation.



NOAH Multi-Family Funding Support Request

BOARD ACTION-Naturally Occurring Affordable Housing (NOAH) Multi-Family Affordable Housing Funding Support Request

ACTION

Adopt a resolution authorizing the County Manager to negotiate terms and conditions and execute an agreement with Pineville NOAH, LLC under which Mecklenburg County would allocate a total of \$5,574,850 over a 20-year period to cover twenty (20) years of rental subsidy for thirty-six (36) affordable rental units at Ascent Pineville available to households earning 30% AMI and below.

Adopt a resolution authorizing a 20-year loan in the amount of \$3M in the form of a subordinate mortgage. The term of the loan will be commensurate with the term of the 20-year affordable deed restriction.

Authorize the County Manager to develop terms and conditions and execute a service agreement with Housing Collaborative (formerly Socialserve) to administer the rental subsidy program.

FISCAL IMPACT

The \$3M loan will be paid from the Affordable Housing Program Fund

The \$5,574,850 will be paid from the Affordable Housing Program Fund from property taxes paid.



NOAH Multi-Family Funding Support Request

HOUSING IMPACT FUND - Background

- **Housing Impact Fund** Housing Impact Fund is an innovative social impact equity fund committed to addressing housing insecurity and upward mobility in Mecklenburg County. Housing Impact Fund has acquired and preserved 1,071 NOAH units across Mecklenburg County since December 2020. In June, the organization announced a new \$67 million fund of private sector capital to preserve an additional 1,000 units or more over the next two years.
- The fund will set aside 30% of all units to households earning 30% AMI and below, 50% of units to households earning 60% AMI and below and 20% of units to households earning 80% AMI and below.
- Housing Impact Fund works in partnership with Ascent Housing to identify, acquire, finance, rehabilitate and operate NOAH properties. Ascent Housing is a pioneer in NOAH preservation, having executed solutions to create affordable housing units ranging from permanent supportive housing for individuals exiting chronic homelessness to households earning 80% of area median income (AMI).
- Housing Impact Fund delivers supportive services to all residents in the areas of health, education, financial literacy and workforce development. Its supportive service platform is orchestrated through a partnership with Atrium Health's Community Health Worker model.
- Lead investors in Housing Impact Fund include Truist, PNC, Atrium Health, Honeywell, Leon Levine Foundation and several dozen other Charlotte-based companies, foundations, individuals and family offices.



NOAH Multi-Family Funding Support Request

HOUSING IMPACT FUND (HIF)- Success to Date

- Set aside 322 units for households earning 30% AMI and below, 72 units for households earning 50% AMI and below, 464 units for households earning 60% AMI and below and 213 units for households earning 80% AMI and below
- Acquired, preserved and completed renovations on the most affordable apartment community in Charlotte (Shamrock Gardens), two properties (Pines on Wendover & Maple Way) zoned for Myers Park schools, and one property (Lake Mist) directly adjacent to a light rail station. The organization is in the process of renovating its latest project, Charlotte Woods, which was acquired in September 2023.
- Launched a place-based supportive service platform in partnership with Atrium to utilize their Community Health Worker model. This model embeds specialized Community Health Workers to identify and address barriers for residents across key areas including financial wellness, workforce development, education and access to healthcare and nutrition. The program has attracted additional community resources including free laptops for households at each community and innovations such as the recent opening of a Community Based Primary Care Clinic within one of their communities.
- Developed an innovative rental subsidy program targeting 15-30% AMI households in partnership with Mecklenburg County, City of Charlotte and Housing Collaborative.
- Has completed \$14M in renovation work, with \$5 million now in progress, while achieving 90%+ MWSBE participation.



NOAH Multi-Family Funding Support Request

Importance of Preservation

- Naturally Occurring Affordable Housing historically refers to unsubsidized rentals that are affordable because of low market values
- Due to substantial increase of market values and lack of state and federal funding NOAH's are pricing out of affordability
- This creative strategy secures rental subsidies for 30% AMI and below households for the length of the 20-year deed restriction at the amount equivalent to each project's property tax bill allowing for long-term affordable rents
- Preservation prevents displacement, dramatic rent increases and/or demolition of the property
- Without preservation families may start cycles of instability and disruption, which removes children from the consistency of their assigned school and support networks
- Households may be confronted with extreme barriers to housing due to inability to afford market rents, moving costs and new lease charges, credit/background history or other factors. This can increase the risk of homelessness



NOAH Multi-Family Funding Support Request

Rental Subsidy Program

PROGRAM DETAILS

- Ascent/Housing Impact Fund will implement a 20-year deed restriction designating 30% of units set aside to households earning 30% AMI and below, 50% of set aside units to households earning 60% AMI and below and 20% of units set aside to households earning 80% AMI and below.
- Half of the 30% units set aside for 30% AMI and below households (15% of each property) will serve individuals/families experiencing extreme housing insecurity without existing access to tenant-based vouchers or rental subsidies.
- Ascent/Housing Impact Fund will distribute set asides evenly across one-bedroom, two-bedroom and three-bedroom units (as applicable at each property).
- No existing property residents will be displaced by the program. New residents who qualify for the rental subsidy will be housed as units come available through natural turnover.
- Housing Collaborative will determine a rental subsidy amount that ensures eligible tenants only pay 30% of their income and the combined payment (tenant's rent + rental subsidy) does not combine to exceed the maximum of Fair Market Rent.
- When applicable, the rental subsidy agreements will only move forward if the City of Charlotte commits to appropriating rental subsidy funding equivalent to its share of property taxes under the same guidelines.



NOAH Multi-Family Funding Support Request

Ascent Pineville

Property Overview

- 240 units
- Built in 1985
- Located in Pineville off of Park Road near Highway 51
- Walking distance to a grocery store, pharmacy, restaurants and other services
- Very well-maintained community with clubhouse, pool, fitness center
- 136 – 1-bedroom units
- 104 – 2-bedroom units
- More than 2/3 of units have been renovated with upgraded finishes



NOAH Multi-Family Funding Support Request

Ascent Pineville – Tenant Rent (NOAH Rental Subsidy Program)

Current Asking 1 Bedroom Rent	Submarket Average 1 Bedroom Rent	Projected 1 Bedroom Rents
\$1,080 - \$1,350	\$1,250 - \$1,500	\$240 - \$490

Current Asking 2 Bedroom Rent	Submarket Average 2 Bedroom Rent	Projected 2 Bedroom Rents
\$1,245 - \$1,550	\$1,475 - \$1,750	\$265 - \$615



NOAH Multi-Family Funding Support Request

Funding Proposal

20 YEARS

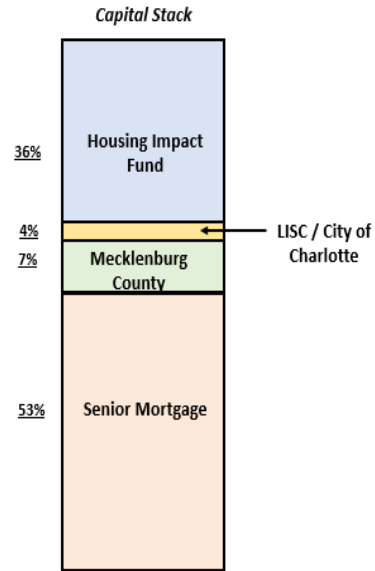
Loan Financing Request

- \$3M investment from Mecklenburg County

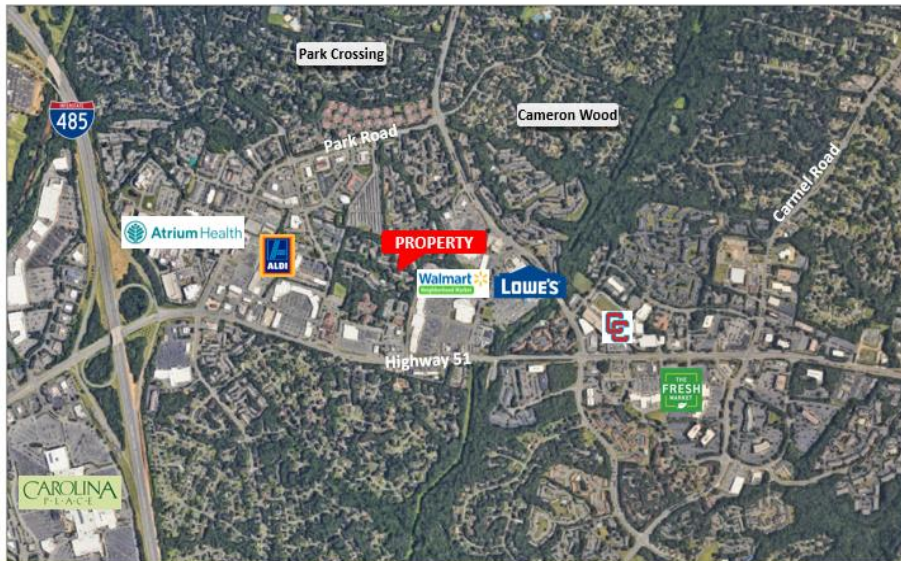
Rental Subsidy Request

- \$5.6M investment from Mecklenburg County

Financing Sources	% of Project	Amount
Housing Impact Fund	36.04%	\$14,650,000
LISC / City of Charlotte	3.69%	\$1,500,000
Mecklenburg County	7.38%	\$3,000,000
Senior Mortgage	52.89%	\$21,500,000
Total Financing Sources	100.00%	\$40,650,000



NOAH Multi-Family Funding Support Request



NOAH Multi-Family Funding Support Request

Ascent Pineville



NOAH Multi-Family Funding Support Request

Ascent Pineville



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**RESOLUTION OF THE MECKLENBURG BOARD OF COUNTY COMMISSIONERS
AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE TERMS AND
CONDITIONS AND EXECUTE AN AGREEMENT WITH HOUSING COLLABORATIVE
AND PINEVILLE NOAH, LLC TO ADMINISTER RENTAL SUBSIDIES
UNDER WHICH THE COUNTY WOULD ALLOCATE FUNDS OVER A 20 YEAR
PERIOD FOR AFFORDABLE RENTAL UNITS.**

WHEREAS, there is an ongoing shortage of affordable housing within the Charlotte Mecklenburg community; and

WHEREAS, The Housing Collaborative (fka SocialServe) is a local community-based 501 (c)(3) non-profit organization founded in 1999 with a mission to make affordable housing easier to navigate by providing professional housing location and placement services, assisting displaced households in finding new housing, recruiting housing providers willing to work with households experiencing or at risk of homelessness, administering housing-related financial assistance, and facilitating quick housing inspections; and

WHEREAS, Pineville NOAH, LLC is a company formed to acquire and own Ascent Pineville Apartments, a 240-unit apartment community located at 8401 Habersham Pointe Circle in Mecklenburg County; and

WHEREAS, Pineville NOAH, LLC is managed by Ascent Housing, LLC and its majority member is Housing Impact Fund II, LLC. Ascent Housing, LLC is a leader in the preservation of Naturally Occurring Affordable Housing and Housing Impact Fund II, LLC is a \$66,800,000 social impact fund formed in 2023 to preserve Naturally Occurring Affordable Housing in Mecklenburg County; and

WHEREAS, the goal of Pineville NOAH, LLC is to acquire and preserve Ascent Pineville Apartments with a 20-year deed restriction serving 30% of the property to residents at or below 30% AMI, 50% of the property to residents at or below 60% AMI, and 20% of the property to residents at or below 80% AMI; and

WHEREAS, the goal of Pineville NOAH, LLC, and its majority member, Housing Impact Fund II, LLC, is to allocate 15% of the property to residents at or below 30% AMI, who are experiencing extreme housing insecurity without existing access to tenant-based vouchers or rental subsidies; and

WHEREAS, Pineville NOAH, LLC has asked Mecklenburg County to assist with funding for 20 years of rental income subsidy serving tenants at 30% AMI or below. The total request is \$5,574,850 to cover 20 years of rental income subsidy for thirty-six (36) units;

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NOW THEREFORE, BE IT RESOLVED the Mecklenburg Board of County Commissioners adopts the Resolution authorizing the County Manager to negotiate and execute an agreement with Housing Collaborative and Pineville NOAH, LLC to develop terms and conditions under which the County would allocate a total of \$5,574,850 over a 20-year period to cover twenty (20) years of rental income subsidy for thirty-six (36) affordable rental units for tenants at or below 30% AMI

Adopted the 17th day of January 2024

Approved as to Form:

County Attorney

Clerk to the Board

Resolution recorded in full in Ordinance Book 52, Document #57.

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**RESOLUTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS
AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE AND EXECUTE LOAN TERMS AND
CONDITIONS WITH PINEVILLE NOAH, LLC**

WHEREAS, Pineville NOAH, LLC is a company formed to own Ascent Pineville Apartments, a 240-unit apartment community located at 8401 Habersham Pointe Circle in Mecklenburg County, Pineville, North Carolina 28226; and

WHEREAS, Pineville NOAH, LLC is a company managed by Ascent Housing, LLC, a leader in the preservation of Naturally Occurring Affordable Housing (NOAH), and majority-owned by Housing Impact Fund II, LLC, a social impact equity fund dedicated to the preservation of NOAH units in Mecklenburg County; and

WHEREAS, Pineville NOAH, LLC will record a 20-year deed restriction on Ascent Pineville Apartments that sets aside 72 units for households earning 30% AMI and below, 120 units for households earning 60% AMI and below and 48 units for households earning 80% AMI and below; and

WHEREAS, Pineville NOAH, LLC has raised more than \$36,000,000 of private-sector capital to help finance the acquisition, rehabilitation and long-term operation of Ascent Pineville Apartments; and

WHEREAS, Pineville NOAH, LLC has asked Mecklenburg County to assist with a loan in the amount of \$3 million dollars; and

WHEREAS, there is an ongoing shortage of affordable housing within the Charlotte Mecklenburg community.

NOW THEREFORE, BE IT RESOLVED the Mecklenburg Board of County Commissioners adopts the Resolution authorizing the County Manager to negotiate, the terms and conditions under which the County will execute an agreement with Pineville NOAH, LLC and allocate a one-time loan in the amount of \$3 million Dollars.

Adopted the 17th day of January 2024.

Approved as to Form:

County Attorney

Clerk to the Board

Resolution recorded in full in Ordinance Book 52, Document #58.

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Comments

Commissioner Powell said this area was very walkable and bikeable and if you didn't have a car, everything was accessible.

Commissioner Griffin said this was a great approach for providing housing for the next 20 years. He said he would love to see an intentional strategic approach to help people. He said if it didn't get it on the front end in terms of household, we ought to be able to do it on the back end through the children that were in those complexes.

Commissioner Altman mentioned the County's contribution, which was in two forms, making a loan at a very low interest that the housing impact fund would pay back to us which was a subsidy that made it affordable and the other piece of it was the rental subsidy portion which was a rebate of the property taxes that they would pay. She said she didn't recall seeing this type of innovation before.

County Manager Diorio said the County had done several of these projects before, but she didn't think anyone else had done a model like this because we had Ascent Housing and the Housing Impact Fund and they were able to raise a lot of money which allowed them to be very nimble and take advantage. They are very opportunistic which allows them to be very successful in doing this.

Commissioner Leake thanked Ms. Hart and asked how this equated to the hotel purchase. *County Manager Diorio said the hotel that was purchased and renovated was for chronically homeless people who were over the age of 65 and had medical conditions. She said it was a very specialized population that needed a certain amount of support. She said what they were doing here was just for lower-income people who just needed affordable rent; therefore, it was not the same population that we were serving. She said this was permanent housing so they could live there as long as they wanted.*

Commissioner Rodriguez-McDowell said that she was excited about this project and asked how close it was to greenways. She also asked about the natural turnover and the 20 years. She asked how long it took for the project to be totally occupied by the people who qualified for low-income housing. *LaShonda said the current tenants could apply, but there were several different steps. She said it took time and it could be 1-2 years.*

Vice Chair Jerrell said the County was providing an opportunity to subsidize and keep people from moving further into poverty. He said they must ensure a focus and double down on the wrap-around services toward economic mobility.

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Motion made by Commissioner Rodriguez-McDowell, seconded by Commissioner Meier 8-0 to Adopt a resolution authorizing the County Manager to negotiate terms and conditions and execute an agreement with Pineville NOAH, LLC under which Mecklenburg County would allocate a total of \$5,574,850 over a 20-year period to cover twenty (20) years of rental subsidy for thirty-six (36) affordable rental units at Ascent Pineville available to households earning 30% AMI and below.

Motion made by Commissioner Rodriguez-McDowell, seconded by Commissioner Meier 8-0 to Adopt a resolution authorizing a 20-year loan in the amount of \$3M in the form of a subordinate mortgage. The term of the loan will be commensurate with the term of the 20-year affordable deed restriction.

Motion made by Commissioner Rodriguez-McDowell, seconded by Vice Chair Jerrell 8-0 Authorize the County Manager to develop terms and conditions and execute a service agreement with Housing Collaborative (formerly Socialserve) to administer the rental subsidy program.

DEPARTMENTAL DIRECTORS' MONTHLY REPORTS – NONE

STAFF REPORTS & REQUESTS - NONE

COUNTY COMMISSIONERS REPORTS & REQUESTS

24-0011 BOARD COMMITTEES' AFFIRMATION (CHAIR DUNLAP)

The Board re-affirmed the following Board committees for calendar year 2024.

1. Economic Development Committee
2. Health and Human Services Committee
3. Intergovernmental Relations Committee
4. Performance Review Committee
5. Audit Review Committee
6. Environmental Stewardship Committee


The Board received as information; the Board Liaison Assignments as assigned by Chair Dunlap.

Background: (A)The Board's Policy and Standard Operating Procedures for Board Committees states that at its first regular meeting in January each year, the Board will establish, re-affirm or

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dissolve standing committees as determined by a majority vote of the Board. It is being recommended that the Board re-affirm the above-listed committees. The policy also states the Board Chairman will appoint members and the chairs of the standing committees for one-year terms, or until the Board re-affirms or dissolves the standing committee.

(B) The Board's Chair also appoints members of the Board to serve as liaisons to various internal and external committees. Board approval is not required. Those assignments have been made and are being shared for information purposes.



2024 MECKLENBURG BOARD OF COUNTY COMMISSIONERS COMMITTEES

COMMITTEE	OBJECTIVE/DESCRIPTION	MEMBERS	MONTHLY FREQUENCY & TIME	STAFF SUPPORT
Economic Development	Responsible for making recommendations that contribute to business and job growth in Mecklenburg County.	Commissioner Susan Rodriguez-McDowell (Chair) Commissioner Mark Jerrell Commissioner Leigh Altman Commissioner Laura Meier	1st Tuesday 3:30-5:00 p.m. & 3rd Tuesday 2:30- 3:30 p.m. <i>Unless otherwise communicated</i>	Leslie Johnson & Timmothy Tibbs & Keisha Whiteley
Health and Human Services	Responsible for making recommendations to improve the health and well-being of Mecklenburg County residents with emphasis on children, seniors and families.	Commissioner Arthur Griffin (Chair) Commissioner Vilma D. Leake Commissioner Elaine Powell Commissioner Laura Meier	3rd Tuesday 1:00 – 2:30 p.m. <i>Unless otherwise communicated</i>	Anthony Trotman
Intergovernmental Relations	Responsible for helping coordinate the intergovernmental relations between and among Mecklenburg County and all the governing bodies operating within the County at the federal, state and local levels.	Commissioner Mark Jerrell (Chair) Commissioner Vilma D. Leake Commissioner Susan Rodriguez-McDowell Commissioner Laura Meier	1st Thursday 1:00-2:30 p.m. <i>Unless otherwise communicated</i>	Dena Diorio/Derrick Ramos & Starla Tanner
Performance Review	Responsible for reviewing the performance of the County Manager.	Commissioner Leigh Altman (Chair) Commissioner Pat Cotham Commissioner Arthur Griffin Commissioner Elaine Powell	Once Yearly <i>Unless otherwise communicated</i>	Derrick Ramos

Chair Dunlap asked the Clerk to add Vice-Chair Jerrell to JCPC as an alternate to Commissioner Cotham.

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COMMITTEE	OBJECTIVE/DESCRIPTION	MEMBERS (chair)	MONTHLY FREQUENCY & TIME	STAFF SUPPORT
Audit Review	Responsible for the financial reporting process, the system of internal control, the audit process and Mecklenburg County's process for monitoring compliance with laws, regulations and the Code of Ethics.	Commissioner Laura Meier (Chair) Commissioner Pat Colham Commissioner Vilma D. Leake Commissioner Arthur Griffin Public Member: <i>vacant</i>	1st Tuesday 2:00-3:30 p.m. <i>4 times per year</i> <i>Unless otherwise communicated</i>	Michael Bryant & David Boyd & Terry Thompson
Environmental Stewardship	Responsible for making recommendations that sustain and enhance the environment in a manner that conserves and protects our air, water, land and biological resources.	Commissioner Elaine Powell (Chair) Commissioner Mark Jerrell Commissioner Susan Rodriguez-McDowell Commissioner Leigh Altman	2nd Tuesday 12:30-2:00 p.m. <i>Unless otherwise communicated</i>	Leslie Johnson & Erin Stanforth



MECKLENBURG COUNTY BOARD OF COMMISSIONERS

Board Liaison Assignments

As assigned by Chair George Dunlap, January 2024

Committee	Commissioner(s)	Meeting Frequency	Point of Contact
Arts & Science Council	George Dunlap	Tri-Annually - 3rd Wed @ Time varies 227 W. Trade Street, Ste 250 (ASC Ballroom)	Beth Kingaby Government Relations Coordinator beth.kingaby@artsandscience.org 704-335-3057 Monifa Drayton Interim ASC President monifa.drayton@artsandscience.org 704-335-3035
Building Development Commission	Arthur Griffin	Monthly - 3rd Tues @ 3:00 pm Hal Marshall Conf Rm 2145 Suttle Ave. 4th Floor	Rebecca Wright 980-314-3092 Rebecca.Wright@mecklenburgcountync.gov
Center City Partners	George Dunlap	Various times, dates (Thursdays) and locations	Michael J. Smith 704-332-9576 msmith@charlottecentercity.org
Centralina Council of Governments	Elaine Powell	2nd Wed, 6 times per year @ 6:00 pm (Jan, March, April, June, Sept, Nov) 9815 David Taylor Drive	Narissa Claiborne 704-348-2701 nknight@centralina.org / www.centralina.org
Centralina Economic Development Commission	Leigh Altman	Quarterly - 3rd Thurs @ 4:00 pm 9815 David Taylor Drive	Cristina Danis 704-688-6502 cdanis@centralina.org

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Committee	Commissioner(s)	Meeting Frequency	Point of Contact
Child Fatality Prevention Team	Susan Rodriguez-McDowell	Monthly (excluding January, July, and September) 1st Friday @8:00 am Board Room, Children and Family Services Center, 601 E. 5th Street.	Susan Long-Marin, Health Program Manager Office: 980-314-9112 Cell: 704-591-6816 Email: susan.long-marin@mecklenburgcountync.gov Brittany Reynolds, Epidemiologist Email: brittany.reynolds@mecklenburgcountync.gov
Domestic Violence Advisory Board	Laura J. Meier	Monthly - 2nd Mon @ 6:15 pm Valerie C. Woodard Center 3205 Freedom Dr. Ste. 4000	Elyse Hamilton-Childres 704-900-9343
Planning Coordinating Committee (3)	George Dunlap Pat Cotham Leigh Altman	Location and time varies	Shavon Davis, 704-432-2043 smdavis@ci.charlotte.nc.us Alyson Craig 704-432-5217 Alyson.craig@charlottenc.gov Keba Samuel Kebasamuel.cmcc@gmail.com
Lake Norman Marine Commission	Elaine Powell	Monthly - 2nd Mon @ 7:00 pm Charles Mack Center 215 N Main St. Mooresville, NC 28115	Morris Sample 704-608-8660 wsample@charter.net
Lake Wylie Marine Commission	Elaine Powell	Monthly - 4th Mon @ 7:00 pm Meetings rotate from County to County	Emily Parker 704-688-6507 EParker@centralina.org
Charlotte Regional Transportation Planning Organization (1+1)	Leigh Altman Alt. George Dunlap	Monthly – 3 rd Wednesday – 6 p.m. Charlotte-Mecklenburg Gov Center Room 267	Neil Burke, AICP PTP, Secretary 704-347-9695 nburke@ci.charlotte.nc.us

Committee	Commissioner(s)	Meeting Frequency	Point of Contact
Metropolitan Transit Commission	Leigh Altman	Monthly – 4 th Wednesday 5:30-8 p.m. Charlotte-Mecklenburg Gov Center 600 E. 4 th Street	Paulus Ford Executive Services Assistant Phone – 704-336-7245 Fax – 704-632-8296 pford@ci.charlotte.nc.us
Smart Start	Laura Meier	Monthly, various dates/times (as of 7/22/19 in process of finalizing dates and times)	Smart Start Joanette Freeman, Board Chair joanette.freeman@mecklenburgcountync.gov 980-314-2729
Women's Advisory Board	Vilma D. Leake	Monthly - 4th Mon @ 5:30 pm Valerie C. Woodward Center 3205 Freedom Drive Ste. 4023	Evelyn McGill 980-314-5442 evelyn.mcgill@mecklenburgcounty.com
Juvenile Crime Prevention Council (JCPC)	Pat Cotham	Monthly - 3rd Thurs @ 4:30 pm Charlotte-Mecklenburg Gov Center 600 E 4th Street, Rm 267	Sonya L. Harper, Director CJS 980-314-1701 Sonya.Harper@mecknc.gov
CMS Municipal Education Advisory Committee	Susan Rodriguez-McDowell	Various dates, times, and locations	Charles Jeter Executive Director Government Affairs, Policy, and Board Services Charlotte-Mecklenburg Schools 704-400-8031 (cell) 980-344-7508 (office) charlesr.jeter@cms.k12.nc.us

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CONSENT ITEMS

Motion was made by Commissioner Rodriguez McDowell, seconded by Commissioner Leake, and unanimously carried, to approve the following item(s):

23-0749 CONSTRUCTION CONTRACT - MALLARD CREEK RECREATION CENTER RENOVATIONS

Award a construction contract to Holden Building Company in the amount of \$2,970,000.

Background: This contract is for renovations to the Mallard Creek Recreation Center located at 2530 Johnston Oehler Road, Charlotte, NC 28269 which is off Mallard Creek Road. The renovations consist of new finishes throughout the building, replacement of casework for accessibility, upgrades to toilet facilities, new ceilings and lighting, replacement of mechanical and electrical equipment, and installation of a sprinkler system throughout the facility. Site improvements include upgrades to the existing entrance driveway (for improved accessibility), playground, and grading to create playfields and a walking trail.

23-0750 GRANT APPLICATION - USING EFFECTIVE MEDIA AND AWARENESS BUILDING CAMPAIGNS TO DECREASE SYPHILIS

Affirm the submission of a grant application to the Centers for Disease Control and Prevention for the Using Effective Media and Awareness Building Campaigns to Decrease Syphilis grant up to \$32,000 in the General Grant fund (G001) for the grant period of January 1, 2024 - July 31, 2024. The application was due on December 6, 2023.

If awarded, recognize, receive, and appropriate the award amount to the General Grant fund (G001) within Public Health.

Adopt the required grant project ordinance for Centers for Disease Control and Prevention grant in the General Grant Fund (G001).

Background: As STI cases continue to rise across the country, local health departments must use multiple strategies to reach communities. Media campaigns have been used to disseminate important information to audiences to affect various health behaviors across populations. These campaigns have exposed populations to messages through outlets, including television, radio,

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billboards, bus shelters, and newspapers. Today, media campaigns are also made available to populations using online platforms, including social media, and dating apps.

For syphilis, media campaigns can raise awareness and educate communities on the signs and symptoms of syphilis, as well as available resources and services, including syphilis testing options. Funds will be used to contract a communications firm to conduct a public health promotion/education communications campaign to target African American males between the ages of 25-34. This target population is based on the current data available through the North Carolina Electronic Disease Surveillance System (NCEDSS), Mecklenburg County Line List prepared by the MCPH, Epidemiology Program November 2023.

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GRANT PROJECT ORDINANCE

WHEREAS Mecklenburg County is applying and/or has been awarded a grant from the Centers for Disease Control and Prevention. The grant has been made available to Mecklenburg County under the Using Effective Media and Awareness Building Campaigns to Decrease Syphilis up to the amount of \$32,000; and

WHEREAS the grant funds must be used to Funds will be used to contract a communications firm to conduct a public health promotion/education communications campaign to target African American males between the ages of 25-34.

WHEREAS the Mecklenburg County Board of County Commissioners deems this activity to be a worthy and desirable undertaking.

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE MECKLENBURG COUNTY BOARD OF COUNTY COMMISSIONERS that:

- Section 1. The project described in the Centers for Disease Control and Prevention grant application is hereby authorized to be undertaken for the duration of the grant.
- Section 2. The County Manager is authorized to execute the grant agreement and other documents that are required or appropriate for the County to receive the Using Effective Media and Awareness Building Campaigns to Decrease Syphilis and to undertake the project. The County Manager is directed to take steps necessary to ensure compliance with all spending and reporting requirements Centers for Disease Control and Prevention
- Section 3. The following revenues are anticipated for Mecklenburg County in the (list fund) to complete this project:

Centers for Disease Control and Prevention
\$32,000

- Section 4. The following \$32,000 is appropriated in the General Grants Fund (G001) to complete this project:

\$32,000 Centers for Disease Control and Prevention

Adopted this ____ day of _____

Clerk to the Board

Ordinance recorded in full in Ordinance Book 52, Document #60.

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23-0751 ACQUISITION OF FLOODPRONE PROPERTY UNDER HAZARD MITIGATION GRANT PROGRAM 4393-0092-R

Accept the Offer of Sale of Real Estate from JOSE TORRES and AURA VALLADAREZ, owners of property located at 6439 Mounting Rock Road, Charlotte, NC (tax parcel 167-221-59), for \$352,000 and authorize the Manager to execute all documents necessary to complete the transaction.

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 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 price is based upon a current fair market value appraisal. 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.

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**23-0753 ARCHITECT SELECTION - MECKLENBURG COUNTY SHERIFF'S OFFICE
ADMINISTRATIVE SERVICES BUILDING RENOVATION**

Authorize the County Manager to negotiate terms and conditions including fees to execute a contract with Little Diversified Architectural Consulting, Inc. for Architectural/Engineering Services for the Mecklenburg County Sheriff's Office Administrative Services Building Renovation and, in the event negotiations with this firm are unsuccessful, approve negotiations and contracting with the alternate firm.

Background: An architect is needed to design renovations to the Mecklenburg County Sheriff's Office Administrative Services Building (formerly the Work Release & Restitution Center) located at 901 Elizabeth Avenue, for the purpose of relocating Sheriff's Office Headquarters and various divisions into the Administrative Services Building. Full design services will be required including a facility code assessment, program verification, design, construction documentation, bidding, and construction administration.

**23-0756 BUDGET AMENDMENT - SHERIFF'S OFFICE SPECIAL REVENUE FUND
(REVENUE AND EXPENSE INCREASE)**

Recognize, receive, and appropriate \$454,000 from Inmate Commissary revenue to the Sheriff's Office Special Revenue Fund (8521).

Recognize, receive, and appropriate \$301,000 from Vocational Facility telephone revenue to the Sheriff's Office Special Revenue Fund (8521).

Recognize, receive, and appropriate \$255,400 from concealed handgun permit fees to the Sheriff's Office Special Revenue Fund (8521).

Background: All funds collected through Jail commissary operations are to be used for inmate education, library, and self-sufficiency programs, as well as supplies and equipment to support the programs (ordinance attached).

All funds received from 33.1 percent of commissions from the inmate telephone system are to be used for inmate vocational education programs.

The Sheriff's Office share of all funds resulting from the issuance of concealed carry permits will be used for law enforcement purposes only. These funds will be used for the purchase of supplies and equipment as necessary but will not be used for the purchase of information technology.

MECKLENBURG COUNTY
SHERIFF'S DEPARTMENT SPECIAL REVENUE FUND ORDINANCE

The following ordinance was offered by Commissioner James, who moved its adoption.

WHEREAS, as a result of changes to accounting guidelines, which no longer allow the use of an expendable trust fund, funds received for the Sheriff's Department Fund will be accounted for in a special revenue fund.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA:

Section I. That for the purpose of holding and accounting for funds collected through Jail commissary operations, funds distributed to the Sheriff's Department as a result of asset seizure by federal or state authorities, and funds that are the County's share resulting from the issuance of Concealed Carry Permits, as well as the remaining balances transferred from the Sheriff's Department Expendable Trust Fund, there is hereby created the Mecklenburg County Sheriff's Department Special Revenue Fund.

Section II. The County Director of Finance is authorized to receive and place into this special revenue fund any funds generated by the Jail commissary, funds distributed to the Mecklenburg County Sheriff's Department as the result of asset seizure by federal or state authorities, and funds that are the County's share resulting from the issuance of Concealed Carry Permits, as well as the remaining balances transferred from the Sheriff's Department Expendable Trust Fund.


Section III. The County Director of Finance is authorized and directed to invest and reinvest funds in the Special Revenue Fund, and to account for said funds to the Mecklenburg County Board of Commissioners in the annual financial report and at such other times as may be requested by the Board of Commissioners.

Section IV. The County Director of Finance shall hold such funds in the above described Special Revenue Fund until such time as expenditures are approved by the Mecklenburg County Sheriff or his designee, pursuant to applicable federal and state laws and regulations.

The motion to adopt the foregoing ordinance was made by Commissioner Clarke and adopted this the 21st day of May 2002 by the following vote:

Ayes:	Commissioner Becky Carney	Noes:
	Commissioner Dumont Clarke	
	Commissioner Tom Cox	
	Commissioner H. Parks Helms	
	Commissioner Bill James	
	Commissioner Norman A. Mitchell, Sr.	
	Commissioner Jim Puckett	
	Commissioner Ruth Samuelson	
	Commissioner Darrel Williams	

Approved As To Form:


County Attorney

Ordinance recorded in full in Ordinance Book 41-A Volume II, Document #161.

**Meeting Minutes
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24-0005 AD VALOREM TAX ADVERTISEMENT

Order the advertisement of delinquent 2023 real estate and personal property taxes.

Background: The advertisement is a notification to taxpayers of outstanding tax balances due. As of December 13, 2023, \$642,428,725.06 of the \$1,301,076,579.16 net levy remained unpaid. In accordance with NCGS 105-369(a), the governing board must order the Tax Collector to advertise the tax liens.

24-0002 CITIZEN'S CAPITAL BUDGET ADVISORY COMMITTEE CHARTER

Amend the Charter of the Citizen's Capital Budget Advisory Committee (CCBAC)

Background: With the County's transition to an annual Capital Improvement Plan process, members of the CCBAC are proposing several revisions to the Committee Charter in order to refine the focus of the Committee and accurately reflect their objectives and functions.

24-0010 MINUTES

Approve the following Meeting Minutes:

- March 12, 2022 Interim Commissioner Interviews
- January 18, 2023 Regular Meeting
- February 15, 2023 Budget/Public Policy Meeting
- February 28, 2023 Budget/Public Policy Workshop
- March 21, 2023 Regular Meeting
- April 11, 2023 Budget/Public Policy Workshop
- April 18, 2023 Regular Meeting
- May 2, 2023 Regular Meeting
- May 25, 2023 2nd Budget Public Hearing
- June 21, 2023 Regular Meeting
- January 9, 2024 Budget/Public Policy Workshop

**24-0014 BUDGET AMENDMENT - SHERIFF'S OFFICE SPECIAL REVENUE FUND
(REVENUE AND EXPENSE INCREASE)**

Adopt a special revenue fund ordinance for the "A Way Home" campaign funds in the Special Revenue Fund (8521); and

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Recognize and appropriate \$2,500.00 received from the Park Ministries to the Sheriff's Office Special Revenue Fund (8521).

Background: The Chaplain Services of the Sheriff's Office is coordinating "A Way Home" campaign in an effort to assist released residents with a way to get home safely. As part of the campaign, any funds received from community partners will be used to purchase Uber Cards to be utilized by residents who are unable to make their way home. The UBER rides will assist those who live across the vast area of the Mecklenburg County. The Sheriff's Office received \$2,500 from the Park Ministries. These funds will be appropriated in the special revenue fund.

**MECKLENBURG COUNTY
SHERIFF'S OFFICE SPECIAL REVENUE FUND ORDINANCE**

The following amendment to The *Sheriff's Office Special Revenue Fund Ordinance* is offered by Commissioner _____, who moved its adoption.

WHEREAS, as a result of changes to accounting guidelines regarding the definition of Special Revenue Funds, the following revenues are committed as described.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA:

Section I. The County Director of Finance is authorized to receive and place into this special revenue fund the following funds received by the Sheriff's Office and to expend those funds only for the purposes identified:

- All funds received from community partners for "A Way Home" campaign will be used to assist released residents in making their way home, in accordance with the campaign's mission and goals.

Section II. The County Director of Finance is also authorized and directed to invest and reinvest funds in the Special Revenue Fund, and to account for said funds to the Mecklenburg County Board of Commissioners in the annual financial report and at such other times as may be requested by the Board of Commissioners.

Section II. The County Director of Finance shall hold such funds in the above described Special Revenue Fund and expend them only for the purposes identified above as approved by the Mecklenburg County Board of Commissioners, and pursuant to all applicable federal and state laws and regulations.

The motion to adopt the foregoing ordinance was seconded by Commissioner _____ and was adopted by the following vote:

Ayes: _____

Noes: _____

Approved As To Form:

County Attorney

**Meeting Minutes
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Ordinance recorded in full in Ordinance Book 52, Document #64.

**24-0015 BUDGET AMENDMENT - SHERIFF'S OFFICE - GRANT SUBAWARD - 2021 BJA FY 21
SECOND CHANCE ACT GRANT - U.S. DEPARTMENT OF JUSTICE/OFFICE OF JUSTICE
PROGRAMS/BUREAU OF JUSTICE ASSISTANCE**

Adopt a grant project ordinance for the 2021 BJA FY 21 Second Chance Act grant in the General Grants Fund (G001); and

Recognize, receive, and appropriate \$153,659 in federal revenue from the U.S. Department of Justice, Bureau of Justice Assistance to the General Grants Fund (G001) within the Sheriff's Office.

Background: The Mecklenburg County Sheriff's Office (MCSO) has been chosen as a sub awardee, through FHI 360, for the 2021 BJA FY 21 Second Chance Act grant. MCSO will serve 100 adult participants in the Mecklenburg County Detention Center, returning to the Mecklenburg County Metro area through the Post-Release Employment Program (PREP). MCSO will: 1) conduct program planning including contracting with a program provider and cultivating community partnerships which support vocational training, case management and credential and employment outcomes; 2) manage job readiness assessments including participant recruitment, participant interviews which establish participant criminogenic risk and protective factors, and participant enrollment; 3) provide pre-release and post-release individualized case plans including career and education planning, supportive and transitional services and collaborate with Erika's Closet to inform and review case notes; 4) conduct employment-related services including career training to develop work readiness and occupational skills to support National Center for Construction Education & Research (NCCER) credentials, and employment placement; 5) provide all necessary data and reporting information; and 6) collaborate with FHI 360 to coordinate and facilitate one career development training for Mecklenburg County Sheriff's Office staff. Mecklenburg County Sheriff's Office will also participate in capacity-building, technical assistance, and documentation of best practices or publications in collaboration with FHI 360.

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GRANT PROJECT ORDINANCE

WHEREAS, Mecklenburg County has been awarded a grant from the U.S. Department of Justice. The grant has been made available to Mecklenburg County under the 2021 BJA FY21 Second Chance Act grant as a sub-award through FHI 360 in the amount of \$153,659; and

WHEREAS, the grant funds must be used by state and local governments to support a broad range of activities to prevent and control crime and to improve the criminal justice system; and

WHEREAS, the Mecklenburg County Board of County Commissioners deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE MECKLENBURG COUNTY BOARD OF COUNTY COMMISSIONERS that:

Section 1. The project described by the U.S. Department of Justice is hereby authorized to be undertaken for the duration of the grant.

Section 2. The County Manager is authorized to execute the grant agreement and other documents that are required or appropriate for the County to receive the BJA FY21 Second Chance Act grant and to undertake the project. The County Manager is directed to take steps necessary to ensure compliance with all spending and reporting requirements of the U.S. Department of Justice.

Section 3. The following revenues are anticipated for Mecklenburg County in the General Grants Fund to complete this project:

2021 BJA FY21 Second Chance Act Grant	\$153,659
--	------------------

Section 4. The following expenses are appropriated for Mecklenburg County in the General Grants Fund to complete this project:

2021 BJA FY21 Second Chance Act Grant	\$153,659
--	------------------

Adopted this ____ day of _____

Clerk to the Board

Ordinance recorded in full in Ordinance Book 52, Document #65.

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24-0016 TAX REFUNDS

Approve refunds in the amount of \$78,041.27 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor; and

Approve refunds in the amount of \$72,695.76 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 \$1,547.91 to be added to refunds of \$56,164.40. There is no accrued interest to be added to the refunds of \$14,983.45. The total refunds with interest added is \$72,695.76.

24-0017 BUDGET AMENDMENT – HEALTH DEPARTMENT (REVENUE INCREASE)

Recognize, receive, and appropriate federal grant funds up to \$675,000 in the General Grant funds (G001) from Cabarrus Health Alliance as a sub-recipient of the Centers for Disease Control (CDC) Racial and Ethnic Approaches to Community Health (REACH) program within Public Health.

Adopt a grant project ordinance for the applicable grant in the General Grant fund.

Background: The department received funding from the Cabarrus Health Alliance to focus on enhancing local tobacco prevention and control efforts up to \$135,000 per year for a 5-year period. Funds are part of the REACH program a national effort aiming to reduce racial and ethnic health disparities.

24-0019 GREENWAY DONATION – DIXON BRANCH

Accept donation of a portion of Tax Parcel 025-103-04 (+/- 2.206 acres) from Northlake Center Apartments Limited Partnership, for use to construct the future Dixon Branch Greenway.

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Background: The subject property owner, Northlake Center Apartments Limited Partnership, has proposed to donate a portion of Tax Parcel 025-103-04 (+/- 2.206 acres) for required zoning purposes. The land is adjacent to the existing County owned greenway property, and located along Dixon Branch Tributary, making this property highly desirable for Park and Recreation.

The donation is consistent with Park and Recreation’s Greenway Master Plan that calls for the addition of parkland, greenway, and open space within the County. It is also consistent with the County’s Environmental Leadership Action Plan.

24-0037 GRANT APPLICATION – FAMILY VIOLENCE PREVENTION SERVICES ACT (FVPSA)

Affirm the submission of a grant application for up to \$100,000 to the North Carolina Council for Women and Youth Involvement Office, the administrator of the North Carolina Family Violence Prevention Services Act (FVPSA) grant program, for prevention of domestic violence and teen dating violence.

Recognize, receive, and appropriate the award amount to the General Grants Funds (G001) within Community Support Services; and

Adopt a grant project ordinance for the FVPSA grant in the General Grant Fund (G001).

Background: Adolescents experience violence from a wide range of perpetrators that may include family members and dating partners. Adolescent victims experience fear and shame, and social norms that may discourage them from seeking help. Through this funding, Community Support Services will maintain and enhance provision of teen dating violence prevention information to a wide variety of audiences, including youth, parents, and service providers. CSS will continue to educate youth in the community and at Charlotte Mecklenburg middle school and high school levels. The award project period is October 1, 2023, through August 31, 2024. Retroactive pre-award costs incurred from October 1, 2023, through the date of the notification letter (January 8, 2024) are allowed.

Match requirements will be met through already budgeted salary.

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GRANT PROJECT ORDINANCE

WHEREAS, Mecklenburg County is applying and/or has been awarded a grant from the North Carolina Council for Women and Youth Involvement. The grant has been made available to Mecklenburg County under the North Carolina Family Violence Prevention Services Act (FVPSA) grant program for up to the amount of \$100,000.00; and

WHEREAS, the grant funds must be used to maintain and enhance teen dating violence prevention educational programming to youth in the community and at Charlotte Mecklenburg middle school and high school levels.

WHEREAS, the Mecklenburg County Board of County Commissioners deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE MECKLENBURG COUNTY BOARD OF COUNTY COMMISSIONERS that:

Section 1. The project described in the North Carolina Family Violence Prevention Services Act grant application is hereby authorized to be undertaken for the duration of the grant.

Section 2. The County Manager is authorized to execute the grant agreement and other documents that are required or appropriate for the County to receive the North Carolina Family Violence Prevention Services Act Grant and to undertake the project. The County Manager is directed to take steps necessary to ensure compliance with all spending and reporting requirements to the North Carolina Council for Women and Youth Involvement.

Section 3. The following revenues are anticipated for Mecklenburg County in the fund G001 to complete this project:

**The North Carolina Council for Women and Youth Involvement
\$100,000.00**

Section 4. The following amount appropriated for Mecklenburg County in fund G001 to complete this project:

\$100,000.00

Adopted this 17 day of January 2024

Clerk to the Board

Ordinance recorded in full in Ordinance Book 52, Document #68.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

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24-0027 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:

23-0740 SHERIFF'S OFFICE REVENUE - STATE CRIMINAL ALIEN ASSISTANCE PROGRAM

Motion was made by Commissioner Leake, seconded by Commissioner Altman, and unanimously carried, to recognize and receive \$193,949 in federal revenue to the General Fund (0001) within the Sheriff's Office.

Background: The State Criminal Alien Assistance Program (SCAAP) provides federal payments to localities that incur correctional officer costs for incarcerating undocumented criminal aliens with convictions for violations of state or local law. Funds received must be utilized for correctional purposes only as required by the program. The funds will be used for medical and mental health services.

This item was pulled by Commissioner Leake.

**23-0743 BUDGET AMENDMENT - SHERIFF'S OFFICE - U.S. DEPARTMENT OF JUSTICE –
2023 JUSTICE ASSISTANCE GRANT**

Motion was made by Commissioner Leake, seconded by Commissioner Meier, and unanimously carried, to adopt a grant project ordinance for the 2023 Justice Assistance Grant in the General Grants Fund (G001), and to recognize, receive, and appropriate \$134,479 in federal revenue from the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG) to the General Grants Fund (G001) within the Sheriff's Office.

Background: The Mecklenburg County Sheriff's Office (MCSO) had been receiving the U.S. Department of Justice Edward Byrne Memorial Justice Assistance (JAG) grant since 2012. MCSO declined the 2019 JAG and did not participate in the 2020 JAG once it was determined that we did not meet the ICE certification requirements to accept the award. Those requirements are no longer in place.

Estimates for the following requested initiatives are listed below:

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Bola Wrap Devices and Accessories **\$26,399** **MCSO**
will purchase 15 Bola devices to expand our response to detention center residents that are combative. The BolaWrap allows for another non-lethal option when dealing with residents. BolaWrap remote restraint device is a patented, hand-held pre-escalation apprehension tool for law enforcement that discharges a Kevlar cord to restrain uncooperative suspects or non responsive persons in crisis from a distance. BolaWrap’s surprising sound and ability to restrict an individual’s movement buys officers time and makes it safer for them to approach and gain control of individuals. Situations between officers and uncooperative individuals are usually chaotic, and officers don’t have many effective options to handle them. Instead of waiting for an encounter to unfold and escalate, the use of BolaWrap can effectuate a situation quickly, safely, and humanely - ending the situation and facilitating a positive outcome that doesn’t result in injury or use of force.

Radar Equipment **\$27,528**
MCSO will purchase approximately twelve (12) additional Bee III Radar units for installation in patrol vehicles in the Field Operations Division.

QVRt Rifle Storage for Courthouse **\$7,300** **MCSO**
has rifles currently stored in traditional gun storage devices at the courthouse. However, MCSO is requesting funding for two (2) secure weapon storage devices for enhanced security. The QVRt or Quiver, is specifically designed for high security, storage, and fast access. The compact design allows us to place the QVRt in almost any location and have access to the weapons in under two (2) seconds. The device has extremely high security with locking mechanism and the lock is in the base of the QVRt. The QVRt has a small footprint (23” x 23”) and combined with no external door swing allows for placement in strategic areas. Since the door rotates into the body, weapons can be accessed instantly in a stressful emergency. The QVRt is designed to be placed in an area where weapons can be stored and quickly and reliably accessed in an emergency. When the door is rotated to the closed position after opening it locks automatically.

2024 15-Passenger Sprinter Van **\$73, 252** **The**
Mecklenburg County Sheriff’s Office (MCSO) continues to struggle with adequate vehicles for transporting employees to various events, including training and community-related activities. In many cases, employees are caravanning or requesting mileage reimbursement when attending community events or training. Having a Sprinter van assigned to training will allow better transportation coordination and allows employees have an option that doesn’t require them to take their own personal vehicles to training. This 15-passenger van would also be utilized by the dignitary protection team when attending events.

This item was pulled by Commissioner Leake.

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24-0007 ABANDONMENT OF STOWE LANE MAINTENANCE BY NCDOT DIVISIONS OF HIGHWAYS

Motion was made by Commissioner Leake, seconded by Commissioner Altman, and unanimously carried, to adopt resolution to approve the abandonment of maintenance by NCDOT for a portion of Stowe Lane.

Background: The property owner has petitioned Mecklenburg County to close its 1.27-acre portion of public right-of-way for Stowe Lane in an unincorporated part of the County. This portion of Stowe Lane is currently maintained by the North Carolina Department of Transportation (NCDOT). Reportedly, the parcels will be redeveloped after the right of way is abandoned. North Carolina General Statute 153A-241 specifies that a county may permanently close any public road or easement within the county except public roads or easements for public roads under the control and supervision of NCDOT.

NCDOT informed the petitioner on July 6, 2023, that the portion of public right-of-way for Stowe Lane petitioned to be closed was under its control and supervision. Currently Laine Road (State Road #2839) is in the State's secondary system. Ms. Wendy Taylor, District Engineer for the North Carolina Department of Transportation, notified the petitioner that the North Carolina Board of Transportation must receive a resolution from the Mecklenburg Board of County Commissioners supporting the abandonment of state control and supervision of the portion of Stowe Lane, as shown on the attached Exhibit A map.

General Statute 136-63 states that the Mecklenburg Board of County Commissioners may request the North Carolina Board of Transportation to abandon any road in the secondary system when the best interest of the people will be served. Mecklenburg County Land Use and Environmental Services Agency has determined that in its opinion the closing of the portion of said right-of-way of Stowe Lane would not deprive any individual owning land in the vicinity of said right-of-way of reasonable ingress and egress to their property and would not be contrary to the public interest. Charlotte-Mecklenburg Planning and the Mecklenburg County Fire Marshal's Office reviewed the petition and have no objection to the abandonment of the right-of-way. Once NCDOT maintenance is abandoned, an action item will be submitted requesting the approval of the Board of County

Commissioners to set a public hearing for the abandonment of the 1.27-acre portion of public right-of-way for Stowe Lane.

This item was pulled by Commissioner Leake.

**PETITION
FOR
CLOSING OF PUBLIC ROAD AND RIGHT-OF-WAY**

**STATE OF NORTH CAROLINA
MECKLENBURG COUNTY**

TO THE BOARD OF COUNTY COMMISSIONERS

I, the undersigned property owner(s) ("Petitioner"), respectfully petition and request all of

Stowe Lane located 800 feet east of the intersection of Old Holland Road and Morehead Road,
extending from Morehead Road north to the Mecklenburg and Cabarrus County line,

as shown on the map attached hereto and made a part of hereof, marked "**Exhibit A**," be closed in accordance with the provisions of Chapter 153A, Section 241 of the General Statutes of North Carolina.

In support of this Petition, your Petitioner respectfully declares that:

1. (Give reason for requested closing)

As the landowner of all properties that are provided access via Stowe Lane, HSREI, LLC desires to redevelop the land to meet growing business expansion of the Hendrick Motorsports campus. The abandonment will allow HSREI, LLC to revise campus access and add monitored controls necessary to meet the security requirements for conducting the advanced manufacturing related to motorsports and technical solutions work taking place on this campus.

2. The road (or portion thereof), requested to be closed has not been previously accepted by the North Carolina Department of Transportation (NCDOT) for maintenance, or the NCDOT has relinquished control and supervision of the road (or portion thereof), requested to be closed. If the NCDOT has relinquished control and supervision of the road (or portion thereof) at the request of the Petitioner, or if Petitioner has otherwise come into possession of correspondence from the NCDOT about this matter, please provide evidence of that by attaching correspondence from the NCDOT as an Exhibit B.

3. The Petitioner believes that closing of said road or portion of road or easement is not contrary to the public interest.

4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.

PEOPLE ● PRIDE ● PROGRESS ● PARTNERSHIP
2145 Suttle Avenue ● Charlotte, North Carolina 28208 ● Fax 704.335.2253
www.mecklenburgcountync.gov

ver20190116

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5. The Petitioner understands that if the road is closed by the Board of County Commissioners, that all right, title and interest in the right-of-way will become vested in those persons owning lots or parcels of land adjacent to the road, and that the title of each adjoining landowner will, for the width of his abutting land, extend to the former center line of the public road that is closed.

6. The Petitioner understands that the right, title or interest vested in an adjoining landowner after the road closing will remain subject to any public utility use or facility (such as, for example, a Duke Power or Duke Energy easement) located on, over, or under the road or easement immediately before its closing, until the landowner or any successor thereto pays to the utility involved the reasonable cost of removing and relocating the facility.

7. The petitioner understands that the adjoining landowners will become responsible for any additional property taxes that may result from the increase in the size of their original parcels.

I understand the above statements and agree with the proposed road closure.


Signature _____ Date 09/14/2023
Gene Cocchi _____ Hendrick Automotive Group/HSREL LLC – Vice President
Name (Print) _____ Title

Signature _____ Date _____
Name (Print) _____ Title _____

Signature _____ Date _____
Name (Print) _____ Title _____

Signature _____ Date _____
Name (Print) _____ Title _____

PEOPLE ● PRIDE ● PROGRESS ● PARTNERSHIP
2145 Suttle Avenue ● Charlotte, North Carolina 28208 ● Fax 704.335.2253
www.mecklenburgcountync.gov

ver20190116

**PETITION
FOR
CLOSING OF PUBLIC ROAD AND RIGHT-OF-WAY**

**STATE OF NORTH CAROLINA
MECKLENBURG COUNTY**

TO THE BOARD OF COUNTY COMMISSIONERS

I (We), the undersigned property owner(s) ("Petitioner"), respectfully petition and request all of Stowe Lane located 800 feet east of the intersection of Old Holland Road and Morehead Road, extending from Morehead Road north to the Mecklenburg and Cabarrus County line,

as shown on the map attached hereto and made a part of hereof, marked "Exhibit A," be closed in accordance with the provisions of Chapter 136, Section 63 of the General Statutes of North Carolina.

In support of this Petition, your Petitioner respectfully declares that:

1. (Give reason for requested closing)

As the landowner of all properties that are provided access via Stowe Lane, HSREI, LLC desires to redevelop the land to meet growing business expansion of the Hendrick Motorsports campus. The abandonment will allow HSREI, LLC to revise campus access and add monitored controls necessary to meet the security requirements for conducting the advanced manufacturing related to motorsports and technical solutions work taking place on this campus.

2. The petitioner is requesting that NCDOT relinquish control and supervision of the road (or portion thereof), within the right-of-way to be abandoned. If Petitioner has otherwise come into possession of correspondence from the NCDOT about this matter, please provide evidence of that by attaching correspondence from the NCDOT marked as "Exhibit B".

3. The Petitioner believes that closing of said road or portion of road or easement is not contrary to the public interest.

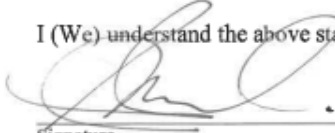
4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.

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ver20190116

**Meeting Minutes
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I (We) understand the above statements and agree with the proposed road closure.



09/14/2023

Signature

Date

Gene Cocchi

Hendrick Automotive Group/HSREI, LLC – Vice President

Name (Print)

Title

Signature

Date

Name (Print)

Title

Signature

Date

Name (Print)

Title

Signature

Date

Name (Print)

Title

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**MECKLENBURG COUNTY
BOARD OF COMMISSIONERS**

**RESOLUTION REQUESTING THE NCDOT DIVISION OF HIGHWAYS
ABANDON MAINTENANCE OF A PORTION OF STOWE LANE**

WHEREAS, pursuant to North Carolina General Statute 136-63, the Mecklenburg Board of County Commissioners may, on its own motion or on petition from a group of citizens, request the North Carolina Board of Transportation to change or abandon any road in the secondary system when the best interest of the people will be served thereby; and

WHEREAS, a petitioner has requested that a 1.27-acre portion of public right-of-way for Stowe Lane (SR #2839), a road in the secondary system under the control and supervision by the North Carolina Department of Transportation, be abandoned as shown on the attached Exhibit A map; and

WHEREAS, North Carolina General Statute 153A-241 specifies that a county may permanently close any public road or easement within the county and not within the city, except public roads or easements for public roads under the control and supervision of the North Carolina Department of Transportation; and

WHEREAS, by letter dated July 6, 2023, Ms. Wendy Taylor, District Engineer for the North Carolina Department of Transportation, notified the petitioner that the North Carolina Board of Transportation must receive a resolution from the Mecklenburg Board of County Commissioners supporting the abandonment of state control and supervision, for purposes of upkeep and maintenance, of the portion of Stowe Lane, as shown on the attached Exhibit A map; and

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WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency has determined that in its opinion the abandonment of the 1.27-acre portion of public right-of-way for Stowe Lane (SR #2839), subsequent to the abandonment of state control and supervision by the North Carolina Board of Transportation, as shown on the attached Exhibit A map, would not deprive any individual owning land in the vicinity of said public right-of-way of reasonable ingress and egress to their property, and would not be contrary to the public interest; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to North Carolina General Statute 136-63, the Mecklenburg Board of County Commissioners does hereby request that the North Carolina Board of Transportation abandon the control and supervision of the portion of Stowe Lane, as shown on the attached Exhibit A map, for purposes of upkeep and maintenance, with such resolution being effective only upon receipt by the North Carolina Board of Transportation of a certified copy of the resolution from the Clerk to the Board of County Commissioners.

ADOPTED THE _____ DAY OF _____ 2024.

Clerk to the Board of
County Commissioners

APPROVED AS TO FORM:

County Attorney

Resolution recorded in full in Ordinance Book 52, Document #61.

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24-0008 CONVEYING OF PROPERTY-SHERIFF'S OFFICE

Motion was made by Commissioner Leake, seconded by Commissioner Altman, and unanimously carried, to adopt a Resolution approving the conveyance of property from the Mecklenburg County Sheriff's Office to the Brookford Police Department, N.C.

Background: This action will allow the Mecklenburg County Sheriff's Office to transfer two (2) high mileage vehicles that are scheduled to be decommissioned and five (5) radios that are approaching the end of service life. The vehicles are a 2018 Dodge Charger with approximately 107,000 miles (SHA5695) and a 2019 Dodge Charger with approximately 123,000 miles (SHA5778); the radios are Motorola APX6000 models. This equipment will be disbursed to the Brookford Police Department in North Carolina. Per North Carolina General Statute G.S. 160A-280, donations to other governmental units of any equipment deemed to be obsolete, surplus, or unused are allowed.

This item was pulled by Commissioner Leake.

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**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION AUTHORIZING DONATION OF EQUIPMENT
TO BROOKFROD POLICE DEPARTMENT, NC**

WHEREAS, NCGS 160A-280 allows one North Carolina local government to donate obsolete or unused personal property to another governmental unit within the United States; and

WHEREAS, the Mecklenburg County Sheriff's Office has two (2) high mileage vehicles which have been scheduled to be decommissioned and five (5) radios that are approaching the end of service life; and

WHEREAS, the high mileage vehicles are a 2018 Dodge Charger with approximately 107,000 miles and a 2019 Dodge Charger with approximately 123,000 miles; the radios are Motorola APX6000 model; and

WHEREAS, the Mecklenburg County Sheriff has learned that the Brookford Police Department, NC is in need of such vehicles and radio equipment; and

WHEREAS, as required by law a notice has been posted at least 5 days prior to the January 17, 2024 Board of County Commissioners meeting indicating that the Board of Commissioners would consider donating the high mileage vehicles and the radios to the Brookford Police Department; now, therefore, be it

RESOLVED, that the Mecklenburg County Board of Commissioners does hereby approve donating the two (2) high mileage vehicles and five (5) old radios authorizes the County Manager, or her designee, to take all necessary actions to convey title to such equipment to the Brookford NC, Police Department.

Adopted the 17th day of January 2024.

Approved as to Form:

County Attorney

Clerk to the Board

Resolution recorded in full in Ordinance Book 52, Document #62.

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**24-0009 BUDGET AMENDMENT - SHERIFF'S OFFICE SPECIAL REVENUE FUND
(REVENUE AND EXPENSE INCREASE)**

Motion was made by Commissioner Leake, seconded by Commissioner Altman, and unanimously carried, to recognize and appropriate \$584.22 from seized assets to the Sheriff's Office Special Revenue Fund (8521).

Background: Funds are generated from seized assets and will allow the Sheriff's Office to enter into contracts and expend money in accordance with the Special Revenue Fund ordinance. The Sheriff's Office received \$584.22 for seized assets as part of the Equitable Sharing Program.

This item was pulled by Commissioner Leake.

MECKLENBURG COUNTY
SHERIFF'S DEPARTMENT SPECIAL REVENUE FUND ORDINANCE

The following ordinance was offered by Commissioner James, who moved its adoption.

WHEREAS, as a result of changes to accounting guidelines, which no longer allow the use of an expendable trust fund, funds received for the Sheriff's Department Fund will be accounted for in a special revenue fund.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA:

Section I. That for the purpose of holding and accounting for funds collected through Jail commissary operations, funds distributed to the Sheriff's Department as a result of asset seizure by federal or state authorities, and funds that are the County's share resulting from the issuance of Concealed Carry Permits, as well as the remaining balances transferred from the Sheriff's Department Expendable Trust Fund, there is hereby created the Mecklenburg County Sheriff's Department Special Revenue Fund.

Section II. The County Director of Finance is authorized to receive and place into this special revenue fund any funds generated by the Jail commissary, funds distributed to the Mecklenburg County Sheriff's Department as the result of asset seizure by federal or state authorities, and funds that are the County's share resulting from the issuance of Concealed Carry Permits, as well as the remaining balances transferred from the Sheriff's Department Expendable Trust Fund.

Section III. The County Director of Finance is authorized and directed to invest and reinvest funds in the Special Revenue Fund, and to account for said funds to the Mecklenburg County Board of Commissioners in the annual financial report and at such other times as may be requested by the Board of Commissioners.


Section IV. The County Director of Finance shall hold such funds in the above described Special Revenue Fund until such time as expenditures are approved by the Mecklenburg County Sheriff or his designee, pursuant to applicable federal and state laws and regulations.

The motion to adopt the foregoing ordinance was made by Commissioner Clarke and adopted this the 21st day of May 2002 by the following vote:

Ayes: Commissioner Becky Carney
Commissioner Dumont Clarke
Commissioner Tom Cox
Commissioner H. Parks Helms
Commissioner Bill James
Commissioner Norman A. Mitchell, Sr.
Commissioner Jim Puckett
Commissioner Ruth Samuelson
Commissioner Darrel Williams

Noes:

Approved As To Form:


County Attorney

Ordinance recorded in full in Ordinance Book 41-A Volume II, Document #161.

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24-0012 BUDGET AMENDMENT - HEALTH DEPARTMENT (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Jerrell, and unanimously carried, to amend the 2023-2024 Annual Budget Ordinance to recognize, receive, and appropriate an increase of \$625,765 in federal revenue from the North Carolina Department of Health and Human Services (NC DHHS), Division of Public Health (DPH) for the Bridge Access Program for COVID-19 Vaccines and Treatments in the General Fund (0001), and to amend the 2023-2024 Annual Budget Ordinance to recognize, receive and appropriate an increase of federal revenue of \$807,187 from the North Carolina Department of Health and Human Services (NC DHHS), Division of Public Health (DPH) for requested carry over allocation- Ending the HIV Epidemic in the General Fund (0001)

Background: The Health Department received an Agreement Addendum from the NC Division of Public Health through the Centers for Disease Control and Prevention (CDC) to implement a Bridge Access Program. This program provides funding to help maintain access to COVID-19 vaccines for uninsured and underinsured adults through existing public health infrastructure, HRSA-supported health centers (i.e., Health Centers), and participating pharmacies. The CDC's Bridge Access Program provides COVID-19 vaccines at no cost for adults 19 years and older without health insurance and adults whose health insurance does not provide zero-cost coverage for COVID-19 vaccines.

The Health Department received an Agreement Addendum for the requested carry-over allocation from the NC Division of Public Health through the Centers for Disease Control and Prevention (CDC) - Ending the HIV Epidemic grant. The funds will support the development of a Marketing Campaign that will raise awareness and encourage HIV/STI screenings, Home testing, and PrEP usage via Social Media, Traditional Marketing Platforms, Radio, TV, and Print materials. Funds will also be used to purchase equipment to assist staff with expedited counseling and testing while in outreach settings, Condoms, and other operational supplies.

This item was pulled by Commissioner Leake.

24-0013 CAPITAL PROJECT ORDINANCE AMENDMENT- PARK AND RECREATION

Motion was made by Commissioner Leake, seconded by Commissioner Altman, and carried (7-1), with Commissioners Dunlap, Altman, Griffin, Jerrell, Leake, Meier, and Rodriguez- McDowell, voting yes, and Commissioner Powell voting no, to amend the 2018 Park and Recreation Capital Project Ordinance to increase the budget for Discovery Place to \$42,354,589.

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Background: In June 2019, Mecklenburg County and Discovery Place, Inc. executed an agreement wherein the County agreed to provide \$16,000,000 to fund the design and construction of a new building and site improvements for Discovery Place.

Based upon the recent receipt of bids, the total cost of this project has increased to \$42,354,589.

At the December 5, 2023, meeting, the Board of County Commissioners approved an additional contribution of \$10,000,000 in County funds for the Discovery Place project. Discovery Place has agreed to contribute the remaining \$16,354,589 needed to complete the project.

This item was pulled by Commissioners Leake and Rodriguez-McDowell.

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**MECKLENBURG COUNTY
OFFICE OF THE COUNTY MANAGER**

VIA ELECTRONIC MAIL

December 13, 2023

Discovery Place, Inc.
301 North Tryon Street
Charlotte, North Carolina 28202
Attention: Catherine Wilson Horne, President & CEO

RE: Development Agreement for new Discovery Place Nature Museum

Dear Catherine:

Pursuant to that certain Project Development Agreement dated June 7, 2019, between Mecklenburg County ("County") and Discovery Place, Inc. ("DPI"), and the First Amendment dated March 10, 2021, to that Project Development Agreement wherein Mecklenburg County agreed to be responsible for the costs and expenses of the design and construction of the Project, on the condition that the County contribution would not exceed Sixteen Million Dollars (\$16,000,000), Discovery Place, Inc. agreed to be responsible for any and all costs in excess of the County contribution to complete the Project.

At the November 21, 2023 meeting, the Mecklenburg Board of County Commissioners authorized the County Manager to negotiate and execute a lease between the County and Discovery Place, Inc. for the lease of the new Discovery Place Nature Museum that will be located on a portion of Tax Parcel 151-041-01 at Freedom Park.

At the December 5, 2023 meeting, the Mecklenburg Board of County Commissioners approved an additional contribution to the Project of Ten Million Dollars (**\$10,000,000**), bringing the County's maximum contribution to the design and construction of the Project to a total of Twenty-Six Million Dollars (**\$26,000,000**).

Based upon the receipt of bids from subcontractors, Rodgers Builders, the selected Construction Manager at Risk for the Project, has proposed a Guaranteed Maximum Price (GMP) of Thirty-Six Million Three Hundred Eight Thousand Three Seventy-Eight Dollars (**\$36,308,378**) for construction of the New Building and related site improvements. The GMP Contract will be executed between Rodgers Builders and Mecklenburg County.

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Based on total expenses already encumbered or paid by the County for the Project and estimated expenses beyond the GMP that the County will need to expend on the Project, the County shall contribute Twenty-One Million Five Hundred Ninety-Two Thousand Two Hundred Fifty-Three Dollars (**\$21,592,253**) toward the GMP, and DPI shall contribute Fourteen Million Seven Hundred Sixteen Thousand One Hundred Twenty-Five Dollars (**\$14,716,125**) toward the GMP. The contribution to the GMP by DPI shall be in the form of an initial reimbursement of \$100,000 paid to the County within 30 days of execution of the GMP Contract and a reimbursement of the remaining balance in the amount of \$14,616,125 paid to the County within 180 days of Substantial Completion of the Project. Substantial Completion shall be defined as the date of the AIA Certificate of Substantial Completion executed by the County, the architect of record, and the Construction Manager at Risk.

In addition to their GMP contributions, Discovery Place, Inc. shall have decision-making authority and be responsible for any and all additional costs in excess of the County's maximum contribution related to the design or construction of the New Building and site, including any estimated contingency costs, as required to complete the Project. If additional funds are required by the County in excess of the County's total contribution to compensate the Architect for additional services or to compensate the Construction Manager at Risk for change orders, DPI shall remunerate the County within 90 days of receipt of a written invoice from the County for such additional expenses. Any County savings as Owner per the terms of the Agreement Between Owner and Construction Manager, including contingencies, change orders, etc. will be savings credited by the County toward the reimbursement of the remaining balance due from DPI.

If DPI fails to reimburse the County for the full amount of its contribution (\$14,716,125) to the GMP Contract or pay for any required additional costs needed to complete the Project as outlined in this letter agreement and the Development Agreement, DPI shall be considered in default of the Development Agreement and the Lease Agreement, and the County shall have the right to terminate the lease and Discovery Place Inc.'s right of possession of the New Building, and recover all damages and remedies to which the County is entitled under law, including reimbursement of costs and attorney fees. DPI shall retain ownership of the assets permanently installed in the building by DPI and/or its contractors, and should DPI be in default as described above and the County takes possession of the New Building, the County will reimburse DPI for the full cost of exhibits and FFE installed by DPI and/or its contractors, less the unpaid remaining balance of the reimbursement owed by DPI, in order to take possession of the New Building. This action is a last resort should both parties fail to achieve a satisfactory resolution.

The parties agree that the terms of this letter shall be legally binding and will serve as a supplement to the Development Agreement and First Amendment between the parties. Other than as set forth in this letter, the terms of the Development Agreement and First Amendment to the Development Agreement remain in full force and effect. Any capitalized terms contained herein shall have the same definition and effect as per the Development Agreement and First Amendment.

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The County agrees to support the Project to the extent contained herein and looks forward to a successful completion of the construction phase.

If the foregoing is acceptable to Discovery Place, Inc. please have a duly authorized representative of Discovery Place, Inc. countersign this letter in the space provided below and return such countersigned letter to the County.

[SIGNATURES ON FOLLOWING PAGE]

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County of Mecklenburg

DocuSigned by:
Dena R. Diorio
5D875F42E920428

By: Dena R. Diorio
Title: County Manager

Discovery Place, Inc.

By: Catherine Wilson Horne
Title: President & CEO

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County of Mecklenburg

By: Dena R. Diorio
Title: County Manager

Discovery Place, Inc.

DocuSigned by:

073CB4E4C8B14CC...

By: Catherine Wilson Horne
Title: President & CEO

**Meeting Minutes
January 17, 2024**

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2018 AUTHORIZATION PARK AND RECREATION
CAPITAL PROJECT ORDINANCE**

The following ordinance was offered as an amendment to and restatement of *FY2018 Authorization Park and Recreation Approved Capital Project Ordinance as adopted June 19, 2018, May 7, 2019, June 4, 2019, September 7, 2022*, and amended January 17, 2024, by Commissioner _____, who moved its adoption:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 17th DAY OF JANUARY 2024:

Section I. That for the purpose of providing additional funds, together with any other available funds for the following projects:

- Discovery Place
- Druid Hills Neighborhood Park
- Independence Park
- Irvins Creek Gwy-Idlewild Road to Lakeview Circle
- McAlpine Creek Gwy-Green Rea Road to Johnston Road
- McDowell Creek Gwy-Upper McDowell at NC76 to Chilgrove Lane
- Plum Creek Gwy-South Bailey Road to South Prong Rocky River Gwy
- Torrence Trib#2-Cats Park and Ride to Rosewood Meadow Drive

Including the acquisition and construction of new facilities, the improvement and expansion of existing facilities and the acquisition and installation of furnishings and equipment and the acquisition of interests in real property required therefore, \$ 69,637,447 is hereby appropriated.

Section II. That it is estimated that the following revenues will be available during the construction period to meet the appropriations in Section I, as set forth in the following schedule:

Proceeds from Sale of Bonds, Pay-As-You-Go/Other County Funds:	
2018-2019 fiscal year	\$ 1,218,356
2019-2020 fiscal year	7,649,120
2020-2021 fiscal year	15,867,385
2021-2022 fiscal year	11,427,997
2022-2023 fiscal year	7,120,000
2024-2028 fiscal years	26,354,589

Section III. That the Director of Finance is authorized from time to time to transfer as a loan from the General Fund or unspent bond proceeds in the Capital Projects Funds, cash in an amount necessary to meet obligations until such time as permanent financing, if any, is arranged, at which time repayment, if required, will be made; and the Director of Finance is authorized to sign the Declaration of Official Intent to Reimburse Expenditures as required by Internal Revenue Service regulations.

The motion to adopt the foregoing ordinance was seconded by Commissioner and adopted by the following vote:

Ayes: _____	Noes: _____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Approved As To Form:

County Attorney

Ordinance recorded in full in Ordinance Book 52, Document #63.

Meeting Minutes
January 17, 2024

**24-0018 CENTRAL PIEDMONT COMMUNITY COLLEGE CAPITAL PROJECT ORDINANCE
AMENDMENT**

Motion was made by Commissioner Griffin, seconded by Commissioner Altman, and carried (6-2), with Commissioners Dunlap, Altman, Griffin, Jerrell, Meier, and Rodriguez- McDowell, voting yes, and Commissioners Powell and Leake voting no, to the 2018 Central Piedmont Community College (CPCC) Capital Ordinance re-allocating \$10,000,000 from the Public Safety Training Center project (PSTC) to be used for land acquisition and renovations at the Central High Campus.

Background: CPCC received \$10,000,000 in grant funding as part of the state's FY2024 budget to be used for the Public Safety Training Center project. This amendment will reduce the existing Public Safety Training Center budget by \$10,000,000 and allocate \$8,057,808 for renovations at the Central High Campus and \$1,942,192 for land acquisition to accommodate the growth of the Health Sciences program.

This item was pulled by Commissioner Powell.

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**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2018 AUTHORIZATION
CENTRAL PIEDMONT COMMUNITY COLLEGE FACILITIES
CAPITAL PROJECT ORDINANCE**

The following ordinance was offered as an amendment to and restatement of *FY2018 Authorization Central Piedmont Community College as adopted June 20, 2017, amended September 18, 2018, and amended April 5, 2022*, by Commissioner _____, who moved its adoption:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 17th DAY of January 2024.

Section I. That for the purpose of providing funds, together with any other available funds, for the following projects:

Public Safety Training Facility	\$ 50,203,658
Central Campus Phase IV	\$ 82,912,884
Land	\$ 8,000,000
Central Campus Renovations	\$ 8,057,808
Land	\$ 1,942,192

Including the acquisition and construction of new facilities, the improvement and expansion of existing facilities and the acquisition and installation of furnishings and equipment and the acquisition of interests in real property required therefore, \$151,116,542 is hereby appropriated.

Section II. That it is estimated that the following revenues will be available during the construction period to meet the appropriations in Section I, as set forth in the following schedule:

Proceeds from Sale of Bonds, Pay-As-You-Go/Other County Funds

2017-2018 fiscal year	\$ 8,000,000
2018-2019 fiscal year	11,807,898
2019-2020 fiscal year	26,218,893
2020-2021 fiscal year	25,887,137
2021-2022 fiscal year	19,098,956
2022-2023 fiscal year	4,200,000
2023-2028 fiscal years	55,903,658

Section III. That the Director of Finance is authorized from time to time to transfer as a loan from the General Fund or unspent bond proceeds in the Capital Projects Funds, cash in an amount necessary to meet obligations until such time as financing is arranged, at which time repayment will be made and the Director of Finance is authorized to sign the Declaration of Official Intent to Reimburse Expenditures as required by Internal Revenue Service regulations.

The motion to adopt the foregoing ordinance was seconded by Commissioner _____ and adopted by the following vote:

Ayes: _____

Noes: _____

Approved As To Form:

 County Attorney

CPCC Facilities 2018- 1-17-2024 Amend

Ordinance recorded in full in Ordinance Book 52, Document #67.

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24-0020 CONSTRUCTION CONTRACT – EZELL FARMS PARK

Motion was made by Commissioner Rodriguez-McDowell, seconded by Commissioner Meier, and unanimously carried, to award a construction contract to Eagle Wood Inc. in the amount of \$5,451,697.00

Background: This contract is for the construction of Phase I of the new Ezell Farms Park. Components of Phase I construction include grading & storm drainage, new site utilities, entry roads, parking, a spray-ground & associated restroom building, sidewalks & walking paths, sport courts, community gardens, and playgrounds.

This item was pulled by Commissioner Rodriguez-McDowell.

COMMISSIONER REPORTS

24-0026 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 Rodriguez-McDowell, seconded by Commissioner Meier, and unanimously carried, that there being no further business to come before the Board that the meeting be adjourned at 9:34 p.m.

Kristine M. Smith, Clerk to the Board

George Dunlap, Chair