

WAKE COUNTY BOARD OF COMMISSIONERS

September 8, 2009

**Regular Meeting
2:00 P.M.**

Room 700, Wake County Courthouse

Members present were: Harold H. Webb, Chairman; Lindy Brown, Vice Chair; Joe Bryan, Paul Coble, Tony Gurley, Stan Norwalk and Betty Lou Ward.

Others attending were: David Cooke, County Manager; Joe Durham, Deputy County Manager; Scott Warren, County Attorney; Johnna Rogers, Deputy County Manager; Denise Hogan, Deputy Clerk; and Susan J. Banks, Clerk to the Board.

Meeting Called to Order: Chairman Harold Webb

Pledge of Allegiance

Invocation: Commissioner Paul Coble

Items of Business

Approval of Agenda

Commissioner Norwalk stated that he wanted to add an item to the agenda. He said there was a misunderstanding about the Forest Ridge School development from a previous meeting. This is an information only item. Mr. Cooke said there would not be an economic update. Mr. Cooke requested the removal of consent agenda item #8 indicating that the item needed further review.

Paul Coble motioned, seconded by Betty Lou Ward, to approve the agenda with requested amendments.

The motion passed unanimously.

Approval of the Minutes of the Commissioners' Meetings of August 17 and 19, 2009

Lindy Brown, Vice Chair motioned, seconded by Stan Norwalk, to approve minutes of the Commissioners' meetings of August 17 and 19, 2009 as presented.

The motion passed unanimously.

Proclamation for First Responders Appreciation Day - September 14, 2009

Chairman Webb asked Commissioner Ward to read the Proclamation for First Responders Day - September 14, 2009. Commissioner Ward read the proclamation and also recognized the EMS staff present.

Lindy Brown, Vice Chair motioned, seconded by Paul Coble, to approve the Proclamation for First Responders Appreciation Day - September 14, 2009.

The motion passed unanimously.

Proclamation

Designating September 14, 2009 as First Responders Day

Whereas, First responders provide a vital public service throughout Wake County; and

Whereas, the first responders in Wake County are ready to provide lifesaving services to those in need 24 hours a day, seven days a week; and

Whereas, the first responders in Wake County include all Fire, Police, EMS, Sheriff's deputies, and E-911 call takers who provide such a service; and

Whereas, first responders in Wake County dramatically improves the safety, survival and recovery rate of those who experience sudden danger, illness or injury; and

Whereas, Wake County residents, workers and visitors benefit daily from the knowledge and skills of these highly trained individuals; and

Now, Therefore, the Wake County Board of Commissioners does hereby join with other governing bodies across the County and in partnership with the Greater Raleigh Chamber of Commerce in naming September 14, 2009 as

WAKE COUNTY FIRST RESPONDERS DAY 2009

and encourages the community to observe this day with appropriate programs, ceremonies, and activities.

Adopted this the 8th day of September, 2009.

[Proclamation for National Alcohol and Drug Addiction Recovery Month](#)

[9-8-09 BOC COUNTY OF WAKE Proclamation 2009.doc](#)

Mr. Johnny Streeter was recognized to comment on the Proclamation for National Alcohol and Drug Addiction Recovery Month. He thanked the Board for recognizing this recovery program. He thanked the Alcohol Treatment Center for the service to the community as well as the 12-step community. Vice Chair Brown read aloud the proclamation.

Betty Lou Ward motioned, seconded by Paul Coble, to adopt the Proclamation for National Alcohol and Drug Addiction Recovery Month - September 2009.

The motion passed unanimously.

Mr. Arthur Woodard was recognized as staff from the Alcohol Treatment Center.

National Alcohol and Drug Addiction Recovery Month

September 2009

Whereas, treatment and recovery improve the community's welfare and provide a renewed outlook on life for those who struggle with substance use disorders and their family and friends; and

Whereas, 23.2 million people aged 12 or older in the United states needed treatment for a substance use disorder in 2007, and 5.4 million adults also suffered from a concurrent mental illness; and

Whereas, studies have indicated that 8.9 percent of people who made an effort to get treatment, but did not receive it, were concerned that receiving treatment might cause neighbors or community members to have negative opinions of them. However, most say they would not have a negative opinion of a relative or friend in recovery from addiction; and

Whereas, resources exist online and in our community to increase people's awareness about how substance use disorders affect children, families and our society; and

Whereas, such education is essential to overcoming misconceptions and achieving long-term recovery; and

Whereas, to help achieve this goal, the U. S. Department of Health and Human Services the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy invite all residents of the City of Raleigh to participate in the 20th anniversary of **National Alcohol and Drug Addiction Recovery Month** (September).

NOW, THEREFORE, The Wake County Board of Commissioners proclaims the month of September 2009, as "National Alcohol and Drug Addiction Recovery Month" in the County of Wake, Raleigh North Carolina and call upon the people of the County of Wake to observe this month with appropriate programs, activities, and ceremonies supporting this as your theme, "Join the Voices for Recovery: Together We Learn, Together We Heal."

ADOPTED this the 8th day of September, 2009.

[Presentation from the North Carolina Symphony](#)

Mr. David Worters, President and Chief Executive Officer of the North Carolina Symphony gave an update on the Symphony's activities. He stated Wake County has been the home of the symphony since 1975. Fifty percent of the concerts are for the benefit of Wake County. This year there has been a reduction of expenses from \$14.1 million to \$11.9 million. The organization has made sacrifices. The state invested \$2 million in stimulus funds for the symphony but it requires a local match. More fund raising will be necessary. BB & T has been a supporter by financing the symphony's debt. The symphony assists with economic development because the arts are a strong factor in bringing development into an area. The concerts also provide a positive economic impact as well as their members are local property owners. He spoke of ways the arts help the community with education, humanity, economic impact to the downtown area and the county. The arts bring people together. He provided additional information to the Board members. Mr. Worters invited the commissioners and public to the September 12th free concert at Moore Square at 7:30 p.m. He thanked the Board for its support.

Commissioners spoke of the importance of the arts to the community. Mr. Worters introduced some of the musicians that were present.

[Update from the North Carolina Department of Transportation on the Secondary Roads Construction Program and Stimulus Projects for Wake County](#)

[Attachment-2009 Wake County resurfacing.doc](#)

Mr. Reid Elmore, District Engineer with the North Carolina Department of Transportation (NCDOT), presented an update on the State's Secondary Roads Construction Program and current and future stimulus projects. He thanked Matt Bosse and Tim Maloney, for their assistance in this presentation. Mr. Joey Hopkins, Brandon Jones, Jason Holmes, Steve Hausey and Britt McCurry were introduced as additional NCDOT staff.

Mr. Elmore said that the secondary roads program was delayed because of the economy but will be continued as the budget improves. Activities that are continuing are design work and right of way acquisitions. He stated that Old Bunn Road was constructed begun under the 2008-2009 program and will be paved. The Tar Heel Club Drive was constructed and will be paved. There are 19 roadways that are programmed with unavailable right-of-ways. Staff will continue to work on the right-of-ways. There is a list of 2009 resurfacing. A portion of Glenwood Avenue will be resurfaced. Wade Avenue has received stimulus money for improvements. There are roadways that will receive a paving treatment.

Mr. Joey Hopkins, Deputy Division Engineer, thanked the Board for the opportunity to come and provide an updated report. He explained that there

have been budget cuts, layoffs, and administrative costs reductions. They will continue to address safety issues. Stimulus funding and various other programs have added revenues to start projects. He asked people to be careful in areas that are being resurfaced. There is a project to improve I-540/I-40 using stimulus money. They are widening Highway 401 near Rolesville. Traffic lights and bridge painting on the north side of the beltline are in the works. There is \$4 million in stimulus money for the Wake County bus garage. Garvey Funds will be used for widening I-40 to Cary from four lanes to six lanes working towards the needed eight lanes.

Mr. Hopkins reported that Governor Perdue has asked NCDOT to come up with a "priority based project system. On October 5th, local governments can begin to enter their prioritized projects and then the state transportation department will enter their priorities. These priorities will come out in May or early summer.

Commissioner Brown asked about how the priorities were determined for the state roads outside of Raleigh. Mr. Hopkins responded that these roads were under maintenance receiving a pavement treatment BST (tar and gravel roads). These roads will last 7-10 years. Commissioner Brown asked about whether there had been studies done on traffic for the BST roads. He said they have not done traffic studies but that pavement conditions are considered each year and a rating is given. BST is based on this rating.

Commissioner Norwalk spoke of the potential of the counties having to take over responsibility for the secondary roads program which has been discussed and proposed by the General Assembly. He asked for the current cost of the maintenance and construction program. Mr. Brandon Jones, Division Maintenance Division, said that they have a budget of \$8 million for the secondary roads minor maintenance. Mr. Hopkins said the funds for resurfacing of secondary roads are allocated by county by miles. The primary roads are allocated by division which includes seven counties. They try to balance the needs and funds between each of those counties. Commissioner Norwalk asked what the budget is for resurfacing of secondary roads. Mr. Jones said that there is a \$10.5 million budget for the resurfacing and BST programs and maintenance is in addition to that figure. Mr. Jones said the number is 733-2191 for maintenance calls. The website www.ncdot.gov is where a citizen can email them directly. Commissioner Bryan said he believed the North Carolina Association of County Commissioners anticipated about two cents which would be about \$22 million for Wake County but asked that they follow up with staff and provide the correct amount budgeted for Wake County's secondary roads program. He believes the Legislature is continuing to pursue pushing this responsibility onto the counties.

Commissioner Bryan said the board was recently faced with an expensive overrun for transportation improvements at the site of a new school in the

northern part of the county. He asked what the process is for determining these transportation improvement costs. He asked their staff is meeting on the school site plans and who they are meeting with from the schools. He asked how this process can be improved so the county is not faced with the costs of improvements jumping from \$2 million to \$7 million. Mr. Hopkins said there is a process and their engineers began meeting on the H-6 school site beginning October 2008. He referred to Mr. Elmore for more specific information. Mr. Elmore said that they have been working with the H-6 site which is a unique site. He said the plans had a driveway road standard but the City of Raleigh was making a mandate for public road construction which increased the budget. He said that the parent drop off is not off a major roadway and are directed through subdivision streets. Mr. Elmore said they were asked at a meeting about a month ago if there would be any road improvements needed for Taylors Ridge Road and Greenville Loop Road which are the two subdivision streets that will be impacted by the parent drop-off and pick-up. Following this request, DOT staff went out and reviewed the roads and provided a report to Ms. Betty Parker in a meeting. The report stated the two roadways would require widening and an overlay of these roadways to mitigate the additional traffic.

Commissioner Bryan stated his request was to figure out how the process needed to be changed so the estimated road improvements are included during consideration of the property purchase. He asked what part of the due diligence should change in order to avoid the unexpected expense for improving the roadways on a new school. He asked how the road expenses could be made part of the front end of the due diligence process. He asked if the City of Raleigh and Wake County School Systems do not look into road improvements until this part of the process after purchasing the land months ago. Mr. Elmore said that they had not issued their final comments and had never been asked before whether they would require any improvements on these two roadways. Mr. Elmore said being involved early in the process is important. Mr. Elmore said when they were asked to review the initial plans they sent comments to the school system to provide a plan showing two accesses on Forestville Road to separate the student drop off from the parent and bus traffic. When the plan was brought back to them for review, it was the same site plan they had seen before which did not show a second driveway. He said if they had waited for DOT's final comments, the situation would not be as it is today. Mr. Hopkins said they are working with the schools and Ms. Parker to be involved early in the process, when looking at potential sites. Mr. Hopkins said they have not been involved in the past until after the sites have already been selected. Commissioner Bryan said the schools site selection process said that there was not any extraordinary improvements that would be needed on the roadways, which was the information provided to the board. Commissioner Bryan said now the public is seeing a \$5 million expenditure that should never have been made. Commissioner Brown asked if this was the usual protocol with DOT's involvement. Mr. Elmore said the traffic pattern aid the traffic

pattern and close proximity of another high school were recent issues. He said there have not been any problems with other sites in the county. He said driveway permits and encroachment agreements require some road and offsite improvements. Commissioner Ward asked if there were alternative roads available so they would not have to go through the neighborhoods. Mr. Elmore said that discussion had been made with the City of Raleigh and that was the extension of some roads through the Centex Home Subdivision off of Highway 401. The cost of the improvements and the right-of-ways discouraged this alternative. Commissioner Ward asked if that was the schools responsibility to resurface and widen the roads in a neighborhood. Mr. Elmore said this is pavement mitigation, just as normally required. Commissioner Norwalk said part of the problem is the fragment of the process. He said some roads that are being looked into are not within the purview of the Department of Transportation. He said the City of Raleigh and the Department of Transportation both need to be in the discussion on this site. Mr. Elmore said there is a meeting with DOT and City staff to discuss the TIA issues. A larger meeting will be held following that meeting including the schools and county to discuss the issues. Commissioner Norwalk stated this situation is made more complex due to the locations of Heritage High School which is two miles away and Rolesville Middle School. He said this site was considered for a new high school and a new elementary school. He asked if the road improvements were only for the high school. Mr. Elmore said the road improvements are for the high school. Mr. Elmore said they would work to make improvements when the new elementary school is in process. Commissioner Brown asked about the access drive. Mr. Elmore said the access road will need to be in place before the school is open. Commissioner Brown asked if DOT would have to go back and assess the area for a new school on site. Mr. Elmore said the elementary school would also require offsite road improvements like turn lanes but the pavement should be in place.

Commissioner Bryan said he heard that DOT was not asked before about the road improvements, there was a lack of coordination, and this process needs to be formalized again. He said the due diligence was not done at the front of the project which has created a mess.

Commissioner Bryan asked how much stimulus money the DOT had received and how many jobs had been created. Mr. Hopkins said CAMPO had \$14.9 million of DA funds and Division 5 received about \$50 million. He said he did not have the number of jobs created but could provide it to the board as a follow up. Commissioner Bryan complemented them on the technical transparent process that is being implemented on the website.

Commissioner Gurley said there has been a formalized process for evaluating possible school sites which includes a checklist to be completed for information for the board, including an estimate of offsite transportation needs. The checklist was to be used so there would be no unusual or non-customary

offsite expenses incurred on the site. There is a process in place but it needs to be used. Commissioner Gurley said he thought road construction was funded by with gas taxes. Mr. Hopkins said registration, user fees, gas taxes, and eventually toll roads, help with these costs. He asked whether more funds are being spent than is taken in for road construction or was the extra money going into the general budget. Mr. Hopkins said the gas tax is paid at the refinery and there are specific laws on how those funds are allocated. Construction money is allocated by equity. Commissioner Bryan said Commissioner Gurley is referring to the \$200 million being collected in gas tax with only \$120 million being returned to the community which is not and equitable distribution. Commissioner Gurley said the citizens should be upset over money that is collected in Wake County and distributed outside of Wake County. He suggested allowing private businesses to fix potholes and stamp their logo on their work. He said this had been done in other states and proved to be great advertising. Mr. Hopkins said this may require legislation. He stated the example of SAS which maintains certain areas of the roadways nearby.

Commissioner Ward asked about the wild flower beds maintenance. Mr. Elmore said these projects are not being maintained this year due to budget constraints. Staff has been shifted to other projects.

Commissioner Norwalk asked about the Forest Ridge Road or H-6 matter stating he had a record that states that prior to the July meeting on H-6, there were meetings dating back to October 2008 when the land was purchased. He said he understood that the variance in the cost was from the widening of the two roads, not so much from the turn lanes. Mr. Elmore said that he understood that \$1.6 million was set aside for road improvements for the H-6 school but now the cost is up to \$7.5 million. He said the cost incurred came from when the City of Raleigh made the decision that the driveways had to meet public road standards which significantly increased the cost. He said the widening of Taylors Ridge Road is not totally responsible for the increase in costs. The Highway 401 project is moving forward with stimulus money which includes the improvement of the intersection of Highway 401 and Forestville Road so the schools will not incur that cost. They will continue to work with the schools in helping with the cost estimates on locations for new schools.

2009 Wake County Maintenance Projects

Roads Constructed Under 2008-2009 Program

SR #	Local Name	Length in Miles
2320	Old Bunn Road	.69

Roads Previously Programmed With Unavailable Right of Way

SR #	Local Name	Length in Miles
1116	Cass Holt Road	1.33
2220	Needham Road	0.61
2408	Pecan Grove Road	0.76
1146	Mount Zion Church Road	0.64
1103	Fleming Road	0.50
2585	Wilmington Road	0.46
1726	Petty Farm Road	0.39
1946	Jack Jones Road	0.97
2734	Mary Hobby Road	0.55
2323	Weathers Road	0.59
1378	Old Sorrell Road	0.69
1167	Bonsal Road	0.42
2004	Choplin Road	0.80
1947	Rogers Quarter Road	1.30
2707	Bryan Road	1.02
2749	Johnny Baker Road	0.31
Add	Hattie Road	N/A
2229	RC Watson Road	0.93

***NCDOT Division 5 Right of Way Agents continue with negotiations for right of way**

necessary for the construction of these roadways

2009 Wake County Resurfacing

SR #	Local Name	From	To	Length in Miles
1834	Norwood Road	SR 1005 (Six Forks Rd)	NC 50	2.19
1917	Stoney Hill Road	SR 1909 (Purnell Rd)	NC 98	2.42
1831	Old Creedmoor Rd.	NC 50	NC 98	1.32
1842	Shooting Club Rd.	SR 1831 (Old Creedmore Rd.)	NC 50	1.48
2049	Forestville Road	SR 2224 (Mitchell Mill Rd.)	SR 2045(Burlington Mill Rd)	2.46
1837	Westgate Road	SR 1839 (Leesville Rd.)	US 70	2.32
1909	Purnell Road	SR 1917 (Stoney Hill Rd.)	US 1	4.50
1839	Leesville Road	Springdale Drive	Lynn Road	2.30
2320	Old Bunn Road	NC 97	NC 39	0.70
1404	Johnson Pond Rd.	SR 1393 (Hilltop-Needmore Rd.)	SR 1543 (Mill Creek Drive)	2.42
2516	Hodge Road	US 64 Business	Lynnwood Road	0.98
2564	Creech Road	South of Fox Hollow Drive	SR 1004 (Garner Rd)	2.15
2214	Southall Road	SR 2215 (Buffaloe Road)	Skycrest Road	1.80
2358	Lake Glad Road	US 64 Business	New Pavement Joint	0.50
2298	Edenton Street	SR 1511 (Dawson Street)	SR 2911 (Dawson Street)	1.29
1127	New-Hill Holleman	US 1	SR 1011 (Old US 1)	0.92
1383	Campbell Road	SR 1009 (Tryon Road)	SR 1152 (Holly Springs Rd)	1.87
1011	Old US 1	US 64 Pavement Joint	Hunter Street	0.80
1313	Walnut Street	Pavement Joint S. of Dillard Rd.	Pavement Joint at US 1	0.43

1010	Ten-Ten Road	Pavement Joint at Sauls Rd,	Pavement Joint Near NC 50	1.16
2041	Spring Forest Road	US 401	Fox Road	0.66
2041	Spring Forest Road	Fox Road	US 1 ^{^^}	0.80
Total Miles – 35.59				

2009 Wake County Resurfacing (Primary)

SR #	Local Name	From	To	Length in Miles
US 70	Glenwood Avenue	Woman’s Club Drive	Ramps at Wade Avenue	3.77
Total Miles - 3.77				

2009 Division Five Economic Stimulus Resurfacing Projects

	<u>Length in Miles</u>
1) Resurfacing US 64 from Bridge # 182 to Franklin County Line in Wake County	8.39
Resurfacing US 264 from US 64 to Johnston County Line in Wake County	3.70
2) I-5116, Milling and Resurfacing I-540 I-40 to US 70	3.80
3) Mill and Fill I-440 from Joint at Wade Avenue to Structure at Wake Forest Road	5.60
4) R-5169A, Mill and Resurface SR 1728 (Wade Avenue) from Faircloth Street to US 70/401	2.50
5) R-5114, Bonded Overlay Removal on I-440 from I-40 to US 64/264 (Exit 14)	2.50
Total Miles – 26.49**	

****All of these Roadways are Multi-Lane Facilities with a Total of 129 +/- Lane Miles**

2009 Wake County Roadways Receiving Pavement Treatment BST)

<u>SR#</u>	<u>Local Name</u>	<u>From</u>	<u>To</u>	<u>Length (Miles)</u>
2750	Norman Blalock Road	NC 42	1006	1.33
2748	Panther Lake Road	NC 42	1006	2.69
1006	Old Stage Road	CL	NC 42	4.34
2743	Turner Fish Road	2742	CL	1.04
2751	Hilltop Road	US 401	2748	2.34
2727	Sauls Road	NC 42	1010	3.65
2736	Rock Service Station Rd.	NC 42	CL	0.96
2738	Mal Weathers Road	2727	2737	1.55
2737	Pagan Road	2727	2736	1.87
2728	Rand Road	NC 50	1010	2.35
2725	Holland Church Road	1010	2737	2.38
2509	Mial Plantation Road	CL	2506	3.33
2049	Bethlehem Road	1007	2509	2.59
2511	Grasshopper Road	2233	2049	2.27
2510	Carl Williamson Road	2509	2511	0.66
2507	Turnipseed Road	2233	CL	2.55
1003	Eagle Rock Road	1007	CL	2.24
2507	Knightdale-Eagle Rock Road	2500	2503	3.04
2548	Auburn Church Road	Pvmt. Joint	1004	1.95
2549	Wall Store Road	2542	2548	1.12

2645	Whitfield road	2542	2552	0.83
2552	Battle Bridge Road	2542	2555	1.81
2370	Water Plant Road	2368	NC 97	1.18
2300	Edgemont road	NC 97	2320	3.65
2300	Edgemont road	2320	2308	2.03
2307	Lassiter Road	2224	2305	0.99
2300	Pulleytown Road	2308	2301	3.35
2224	Mitchell Mill Road	2308	NC 96	3.123
			TOTAL MILES	<u>61.213</u>

Economic Update

This item was removed from the agenda due to there being no report.

Consent Agenda

Betty Lou Ward motioned, seconded by Tony Gurley, to approve the consent agenda items 9 through 13.

The motion passed unanimously.

8. Amendment of the Angell-Copeland Open Space Interlocal Agreement with the City of Raleigh by Adding the Sinclair Open Space Tract

This item was removed from the agenda.

9. Governor's Highway Safety Program Grant for Sheriff's Traffic Observation Patrol (STOP) Team Initiative

Betty Lou Ward motioned, seconded by Tony Gurley, to adopt the resolutions supporting the Wake County Sheriff's Office applications to the Governor's Highway Safety Program Grant for the Sheriff's Traffic Observation Patrol (STOP) Team Initiative, affirm funding for the County's match requirement, and approve and appropriate the budget revision of \$19,900 in grant funds. The motion passed unanimously.

North Carolina Governor's Highway Safety Program

LOCAL GOVERNMENTAL RESOLUTION

Form GHSP-02-A

(To be completed, attached to and become part of Form GHSP-02, Traffic Safety Project Contract.)

WHEREAS, the Wake County Sheriff's Office (herein called the "Agency") has completed an application contract for traffic safety funding; and that Wake County Board of Commissioners (herein called the "Governing Body") has thoroughly considered the problem identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE Wake County Board of Commissioners _IN OPEN MEETING ASSEMBLED IN THE CITY OF Raleigh, NORTH CAROLINA,

THIS 8th DAY OF September, 2009, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That Donnie Harrison, Wake County Sheriff, is authorized to file, on behalf of the Governing Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$126,765 to be made to the Governing Body to assist in defraying the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$126,765 as required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents

and reports as required by the contract, if approved, or as may be required by the Governor's Highway Safety Program; and

5. That certified copies of this resolution be included as part of the contract referenced above; and
 6. That this resolution shall take effect immediately upon its adoption.
10. Lease Agreement with Material Recovery, LLC for the Use of Property for a Disaster Related Temporary Debris Storage and Reduction Site

Betty Lou Ward motioned, seconded by Tony Gurley, to approve the lease agreement with Material Recovery, LLC for the use of approximately 450 acres as generally shown on Exhibit A to the attached lease agreement for use of property for a disaster related temporary disposal and reduction of vegetative debris, subject to terms and conditions acceptable to the County Attorney; and further, authorize the County Manager to execute the lease agreement on behalf of Wake County. The motion passed unanimously.

11. Approval of a Waiver for the Tipping Fee at the South Wake Landfill and East Wake Transfer Station for Partners Participating in the Wake County Big Sweep and Neuse River Clean-Up in Fall 2009

Betty Lou Ward motioned, seconded by Tony Gurley, to waive the tipping fee to "zero charge" at the South Wake Landfill and East Wake Transfer Station for waste collected by Wake County Big Sweep, Neuse RIVERKEEPER Foundation and all participating partners during Fall 2009.

The motion passed unanimously.

12. Accept \$8,387 in Grant Funding for Parks, Recreation and Open Space and for Wake County Libraries

Betty Lou Ward motioned, seconded by Tony Gurley, to accept grant funding totaling \$8,387 in Grant Funding for Parks, Recreation and Open Space and for Wake County Libraries and approve the appropriate budget revisions.

Grant funds appropriated as follows:

\$7,887 Smart Start for Libraries Bookmobile Programs (Libraries)
\$500 Professional Disc Golf Association Innovation Grant Program (Open Space, Parks and Recreation)

The motion passed unanimously.

13. Settlement of 2008 Property Tax Collections by the Tax Collector, Charge of 2009 Tax Collections to the Tax Collector

Betty Lou Ward motioned, seconded by Tony Gurley, to accept and approve the Settlement of 2008 Property Tax Collections by the Tax Collector, credit the Tax Collector for taxes collected for the preceding fiscal year, credit the Tax Collector with releases duly allowed by the governing body for the preceding fiscal year, and further, to charge the Tax Collector with all collections for the 2009 Fiscal Year and duly enter the settlement and charge into the minutes.

The motion passed unanimously.

Public Comments:

Frank Eagles, Rolesville Town Mayor, said when Ms. Betty Parker presented potential properties for the H-6 high school to this board, the Gay Property was in the target circle for a school. This property was located south of Rolesville, has water available, sewer available within a quarter of a mile, and had no rock or gravesites on the property. With the widening of Highway 401 coming to that point, it would not require major road improvements and would not impact any subdivisions. Mayor Eagles said he had been informed by Ms. Gay that this property was now for sale which provides another opportunity for a school site in this area.

Ms. Stephanie Bishop, The Neuse Riverkeeper, thanked the Board for waiving the solid waste tipping fees for the Wake County Big Sweep and Neuse River Clean-up in the Fall and she would be provide a report to the board in April of 2010.

Commissioner Coble said that he would like to turn this new opportunity for a property purchase for a school site over to staff to report back the information that Mr. Eagles discussed once presented to the schools for consideration.

H-6 School Site

Commissioner Norwalk reviewed comments made by Commissioners Coble, Gurley and Bryan in the last meeting when discussing the H-6 school site. He said he reviewed 16 school construction projects that are currently in process and 14 of those projects are under budget. He said if the schools' staff was incompetent, it would have shown in a lot of those projects. Material costs have gone down but a lot of these projects were bid before the impact of the reduced material costs. He stated that Commissioner Coble questioned staff

competency on these projects and noted that county staff also participates with evaluation of potential school sites. The budget was first created in 2006 for the Forestville Road High School construction. There were traffic studies and meetings with DOT at that time. There was no discussion of widening Taylor Ridge and Greenville Loop roads at that time. The first time widening of the roads was discussed was at a recent July meeting. He said the process is still ongoing and the board does not know DOT's recommendation at this time. Commissioner Norwalk said he has been in contact with the City of Raleigh Planning Department and they have not changed their position on Canyon Drive. Canyon Drive is not being recommended for improvements, which is \$2.0 million of the overrun, until the elementary school is built. It may be wise to do improvements to Canyon Drive while working on the other road improvements, but that is not being required by the City of Raleigh. He said citizens have sent him emails about Leland Drive and complemented them on looking for solutions. He said the overrun is \$5.8 million, not \$7.4 million. He stated everyone should be encouraged to look for a solution to the situation. He said fund balance is used when the estimates, which were done in 2006, are not exactly right. Overruns are a fact of life. He questioned why this variance was highlighted at this particular time while a school board election is underway. He questioned there being a political motive behind this discussion happening at this time. He commented on there being repeated attacks on the school board which are repugnant and distasteful. He suggested the board of commissioners wait this decision out instead of delaying the school construction.

Commissioner Coble said if Wake County waits for the final outcome, then costs will increase further which will have the board responding to questions from taxpayers about why they did not take action to prevent the increases in costs. He said the correct amount of the road cost is \$5.4 million, up from the \$1.6 million, as stated by Mr. Elmore. The rock removal increased from \$500,000 to \$1.9 million then to \$2.1 million. These increases make up \$7.0 million. The reason he brought this up is that, from reviewing the videos of four different meetings, the board was told due diligence was done and there were no extraordinary requirements or expenses on this site. He said the board has now found out the schools did not do the due diligence and did not follow with the requested check sheet. He said they were just getting real numbers and requirements on the roads in July after having told the board there would be no unusual expenses on the roads. He said his concerns have nothing to do with the school board elections or political party but is concerned about the schools not providing the information and continued surprises and expenses. Extraordinary amounts of money are being spent on this school site, above what is typical. Many questions were asked about how much it would cost to develop this property in the beginning. He said two comments do not match with them being Ms. Betty Parker informing the board that due diligence had been performed and then today DOT stating that they had not been asked the questions about the roads before July. The board has a responsibility to

the citizens to ask these questions about the site because the costs are continuing to escalate.

Commissioner Gurley said that both boards agreed that a protocol needed to be followed so a checklist was put together to be followed and was agreed upon by both boards. A decision was made to get appraisals on properties under consideration for purchase and it was added as part of the process. The information on the checklist for this site has turned out to be false so he felt it was a fair question to ask if it was done deliberately or accidental. The information on that checklist was used by the Board of Commissioners to make a decision on the site purchase. This situation was very unique. The commissioners voted to decline the purchase initially and then some commissioners changed their vote when provided additional information. Commissioner Gurley said the Board of Education should be encouraged to look for additional sites including a site mentioned by the Mayor of Rolesville. There were 29 other sites considered and Commissioner Gurley stated he hoped that one of the members that voted for this site would consider bringing it back up for consideration. This board could then tell the Board of Education their concerns and encourage them to look for additional sites. He said his concerns were not based on a political motive but as part of their responsibility to look after the taxpayers' money. Commissioner Gurley said the board should encourage the Board of Education to look at other sites and stop wasting money on this site.

Commissioners Gurley and Norwalk discussed motives behind the thorough discussion on this school site. Commissioner Norwalk said the schools did their due diligence when they went to DOT the first time and they were not told of major road improvements until two months ago, resulting in the overrun.

Commissioner Bryan said he hoped this type of discussion would not be allowed in the future and that this conversation should not be occurring at this board table. Commissioner Bryan said he had discussed his comments with Commissioner Norwalk in chambers before the last meeting. He said he spoke with Commissioner Norwalk specifically about his concerns about the due diligence on this site and the fact that these numbers were not accurate, and now something entirely different is being said.

Chairman Webb called for a ten minute recess.

Chairman Webb asked if there was any commissioner that wanted to speak that did not get a chance to speak before the break. Commissioner Bryan said that the complete due diligence was not done on the Forestville Road High School site. He said he felt strongly about this because as in reviewing the minutes of past meetings, some commissioners, including himself, changed their position on the purchase of this site due to renegotiation of a reduction in price by about \$400,000 and the presentation to this board that there would be

no unexpected additional transportation costs on this site. This situation brings great embarrassment to him as a commissioner, even with the professional staff, that this cost was not identified and now have to go to the public and state there is a huge transportation cost overrun which should have been identified. Commissioner Bryan said all parties should be involved early in the process so this does not occur. He said he had much of this discussion with Commissioner Norwalk prior to the meeting when this came up. He disagreed with Commissioner Norwalk's statements in reference to his comments being "staged and choreographed theater" because these are valid concerns. He stated someone needs to state that a mistake has been made, there was a problem with the process and it needs to be improved in the future with the process.

Chairman Webb said that the Board should hear from the Board of Education in October or November with their recommendation on the H-6 school site.

Regular Agenda

Public Hearing on a Proposed Land Use Plan Amendment Request from the Town of Knightdale - LUPA 01-09

Mr. Larry Morgan introduced Ms. Sherry Taylor-Lewis, Wake County Planner, who presented the item. Ms. Taylor-Lewis stated this was a request to reclassify 2,400 acres of the Town of Knightdale's Long Range Urban Services Areas (LRUSA) to Short Range Urban Services Area (SRUSA), which is all the remaining portions of Knightdale's LRUSA. In August, the Town of Knightdale came forward with a request. The criteria for SRUSA classification is projected areas are to be urbanized and have municipal services within ten years. The area would still be in Wake County's jurisdiction.

The three areas are:

Area #1 (9.9 acres) Bordered on the north by Buffalo Road and on the west by Lucas Road.

Area #2 (16.2 acres) Bordered on the north by Horton Road and the east by Marks Creek Road

Area #3 (2,317.2 acres) Bordered on the north by US 64 Bypass and on the south by Poole Road.

Currently, the amendment areas #1 and #2 have some split parcels. The request to change Amendment Areas #1 and #2 are consistent with the Land Use Plan Policies. There was a map showing the preliminary growth of five subdivisions in Amendment Area #3. The Transitional Urban Development (TUDs) Policies are consistent with this request showing concurrent urban

development and services, new development connections to water and sewer, constructed to municipal standards including public roads, pedestrian ways, bicycle and other transit access. Proposed utility plans were presented with water construction within the next ten to fifteen years and sewer completion 2011-2012. An analysis was done of all the areas. The staff findings are to reclassify and comply with policies.

Amendment Request Analysis

- Area #1 includes portions of 10 parcels and is partially within the Buffalo Road neighborhood activity center.
- Area #2 is part of a larger 103 acre parcel. The parcel is bisected by Horton Rd., with Raleigh LRUSA to the north side of the road. The Knightdale portion of the parcel is split between LRUSA and SRUSA.
- Area #3 has a 30" water main being constructed along the southern border (Poole Rd).
- Construction of a 36-42" municipal sewer line is expected to be completed by 2012.
- An additional water line is proposed along Bethlehem Road within 10-15 years.
- Knightdale is updating its 2027 Comprehensive Plan, with focus on the eastern portion of its future jurisdiction.
- Knightdale has adopted an Arterial Plan and a Collector Plan that addresses transportation in the amendment areas.

LUPA #01-09 Findings

1. The proposed amendment to reclassify the existing portions of Knightdale LRUSA to SRUSA is consistent with the policies and goals of the WC LUP.
2. The amendment would further TUD policies.
3. The reclassification of the USAs will accurately reflect the presence of urban services and support the Town's Comprehensive Plan Update.
4. Municipal water and sewer lines will be completed in Area #3 within three years.
5. The proposed amendment areas are adjacent to Knightdale ETJ or SRUSA.
6. Knightdale continues to include the amendment areas in their comprehensive and transportation planning efforts.

Chairman Webb opened the public hearing.

Mr. Chris Hill, from the Town of Knightdale, came forward in support of the request. He reported the town passed a resolution in support of this request. The short range urban service area is needed. The City of Raleigh has moved the process along. This may result in an ETJ expansion request once the census reaches 10,000 people for the area.

The public hearing was closed.

Mr. Loftee Smith, speaking on behalf of the Wake County Planning Board, said on August 5, 2009, the Planning Board recommended, by unanimous vote, that the Board of Commissioners adopt the requested Land Use Plan amendment LUPA 01-09.

Ms. Taylor-Lewis reported the staff recommended approval.

Betty Lou Ward motioned, seconded by Lindy Brown, Vice Chair, to adopt the resolution amending the Wake County Land Use Plan (LUPA 01-09) reclassifying around 2,400 acres of Long Range Urban Services Areas to Short Range Urban Services Areas.

The motion passed unanimously.

Commissioner Bryan complimented the County and Town Planning staff on their efforts toward comprehensive land use plans. He said the evolution of the community shows the importance and value of planning.

***RESOLUTION AMENDING THE WAKE COUNTY LAND USE PLAN
GENERAL CLASSIFICATIONS MAP***

WHEREAS, the proposed land use plan map amendment is consistent with the Wake County Land Use Plan;

WHEREAS, the proposed land use plan map amendment would promote the general health and public welfare of the citizens of Wake County;

WHEREAS, the proposal would be consistent with the goal of the Wake County Land Use Plan of guiding “quality growth throughout the County in conjunction with affected local governments”;

WHEREAS, the proposal would be consistent with the goal of the Wake County Land Use Plan of encouraging growth close to municipalities and existing infrastructure;

WHEREAS, the proposed land use designations will serve as a guide and provide information to the public with regard to development proposals and rezoning

requests, which may be considered within the area;

WHEREAS, on August 5, 2009 the Wake County Planning Board voted 9-0 to recommend that the Board of Commissioners adopt the proposed Land Use Plan amendment;

WHEREAS, the Wake County Board of Commissioners held a duly-noticed public hearing to consider amending the Wake County Land Use Plan as proposed;

NOW, THEREFORE, BE IT RESOLVED BY THE WAKE COUNTY BOARD OF COMMISSIONERS:

SECTION I

The proposed land use plan map amendment is found to be consistent with the Wake County Land Use Plan and to otherwise promote the public health, safety, and general welfare, and the Wake County Land Use Plan is hereby amended as follows:

CASE NO. LUPA 01-09 To:

Amend the Wake County Land Use Plan as follows:

- 1) Revise the General Classifications Map to reclassify 2,397.7 acres of the Town of Knightdale's Long Range Urban Services Area (LRUSA) to Short Range Urban Services Area (SRUSA).
 1. Area #1: Reclassify 9.9 acres to SRUSA
 2. Area #2: Reclassify 16.2 acres to SRUSA
 3. Area #3: Reclassify 2,371.2 acres to SRUSA

SECTION II

This amendment shall become effective upon adoption of this resolution.

Commissioner Betty Lou Ward made a motion that the above resolution be adopted. Commissioner Lindy Brown seconded the motion, and upon vote, the motion carried this 8th day of September 2009.

Public Hearing on a Request from North State Medical Transport for Renewal of a Non-Emergency Ambulance Franchise - First Reading

Mr. Chris Colangelo, Executive Officer for the Ambulance Department, said this is one of eight ambulance franchises in North Carolina. The application has been reviewed and staff recommends approval of the renewal. This was the first of two readings required by the board.

The public hearing was opened. No one spoke. The public hearing was closed.

Betty Lou Ward motioned, seconded by Lindy Brown, Vice Chair, to approve the first reading of the renewal request from North State Medical Transport for the Non-Emergency Ambulance Franchise.

The motion passed unanimously.

ORDINANCE RENEWING FRANCHISE TO
NORTH STATE MEDICAL TRANSPORT (North State)
FOR OPERATION OF A
CONVALESCENT TRANSPORT AMBULANCE SERVICE

WHEREAS, the North State Medical Transport (North State), located in Knightdale, North Carolina, has applied for renewal of its franchise for operation of a convalescent ambulance service in Wake County; and

WHEREAS, Chapter 2-7, Article III of the Wake County Code of Ordinances authorizes the renewal of such a franchise by the Wake County Board of Commissioners; and

WHEREAS, North State's franchise renewal request has been reviewed and given preliminary approval by the Director of the Department of Emergency Medical Services; and

WHEREAS, issuance of the requested franchise renewal will take place only upon recommendation of such issuance by the Director of the Department of Emergency Medical Services to the County Manager;

NOW, THEREFORE, BE IT ORDAINED THAT North State Medical Transport be granted a renewal of its franchise of five years' duration for the continued delivery of convalescent ambulance service in Wake County, North Carolina, subject to the following provisions:

1. That such franchise renewal shall be issued by the County Manager only subsequent to a finding of compliance by the Director of the Department of Emergency Medical Services with the provisions of Chapter 2-7, Article III of the Wake County Code of Ordinances and all other applicable State statutes and regulations governing such ambulance services, a copy of which finding shall be maintained in the permanent files of the Clerk to the Board.

2. That if North State Medical Transport discontinues the service authorized by this Ordinance during the life of the franchise, or fails to comply with the conditions of this ordinance, then upon thirty (30) days' notice by Wake County, the franchise authorized here shall be declared null and void.

Award Contract for Renovations to the Wake County Courthouse Tenth Floor

Mr. Mark Forestieri gave history of the courthouse renovations. The courthouse is a twelve story building built in the late 1960's. In 1998, a study was done for the long term facility needs. Improvements were determined to be done. Updates of mechanical and electrical were recommended. He used a stacking plan to show the status of renovations. The next project is the renovation of the 11th floor.

Mr. Forestieri reported as follows:

In accordance with the recommendations in the Justice Facility Master Plan, this upcoming 10th floor renovation project includes renovations and upfitting of approximately 16,000 sq. ft. of floor space to include new courtrooms, judges' chambers, support spaces, holding cells, offices, and public toilets meeting ADA accessibility standards. Additional work includes installation of a new energy efficient HVAC system, upgrading existing electrical and plumbing systems and installing a new fire sprinkler system to cover the entire 10th floor. The design of the new courtrooms and support spaces has been closely coordinated with the Court Space Planning Committee (consisting of the Chief Superior Court Judge, Chief District Court Judge, District Attorney, Public Defender, Clerk of Court, and Sheriff). On August 25, 2009, bids were received from prequalified contractors for this project in accordance with NC Statutes. A tabulation of bids received is attached for review. Staff recommends that a construction contract be awarded to the lowest responsive bidder. The proposed contract award amount of \$1,439,000 is substantially below the budget established (\$2.3 Million) for this project. These bid results are a continuing reflection of the favorable bid climate for construction which provides cost savings for the County. Funding for this project is included in the Capital Improvement Program for FY 2010. This renovation project will begin in October and is scheduled to be completed in Spring 2010. On August 25, 2009, bids were received and reviewed. Centurion Construction Company, Inc. in Raleigh, North Carolina was the low bidder. Staff presented the bid tabulation:

CONTRACTOR	LIC. NO.	ADDENDA	MBE DOCS	BID BOND	LIST SUBS	BASE BID

Centurion Construction Company, Inc. 3301 Glen Royal Drive Raleigh, NC 27617	12332	1 & 2	Yes	5%	Yes	\$ 1,439,000.00
D. S. Simmons Inc. 112 West Chestnut Street Goldsboro, NC 27533	7651	1 & 2	Yes	5%	Yes	\$ 1,562,900.00
Progressive Contracting Company, Inc 143 Charlotte Ave. Sanford, NC 2733	36100	1 & 2	Yes	5%	Yes	\$ 1,568,700.00
Miles McClellan Construction Company, Inc. 800 Green Valley Road, Suite 312 Greensboro, NC 27408	633508	1 & 2	Yes	5%	Yes	\$ 1,598,500.00
J. D. Beam, Inc. 1812 Tillery Place, Suite 100 Raleigh, NC 27604	14167	1 & 2	Yes	5%	Yes	\$ 1,614,398.00
Quality Builders of Raleigh PO Box 12461 Raleigh, N C	6571	1 & 2	Yes	5%	Yes	\$ 1,655,000.00
Riley Contracting Group, Inc. PO Box 4948 Cary, NC 27519	26318	1 & 2	Yes	5%	Yes	\$ 1,832,000.00
Turner Construction Company 1500 Sunday Drive, Suite 113 Raleigh, NC 27607	1299	1 & 2	Yes	5%	Yes	\$ 1,520,000.00 *

Commissioner Brown asked about the upper level of the parking deck and renovations. Mr. Phil Stout said asbestos had to be removed.

Commissioner Bryan complimented staff for substantial savings of \$531,000 in this project.

Lindy Brown, Vice Chair motioned, seconded by Paul Coble, to award a contract for renovation of the 10th floor of the Wake County Courthouse in the amount of \$1,439,000 to the firm Centurion Construction of Raleigh, North Carolina.

The motion passed unanimously.

Accept and Appropriate \$250,000 in Workforce Development Funding for the Allied Health Regional Skills Partnership Implementation Grant from the N.C. Department of Commerce and Create Two FTEs

Mr. Joe Durham, Acting Workforce Development Director, said the county received a grant of \$250,000 from the North Carolina Department of Commerce to assist with filling areas with high medical vacancies. The focus is to create new job opportunities for Wake and Johnston Counties. Implementation of the grant includes two fulltime positions, one workforce development manager and one workforce development coordinator, effective for the two years of the grant period.

Commissioner Ward asked where the new staff would be located. Mr. Durham responded that they would be located with the Workforce Development Program.

Betty Lou Ward motioned, seconded by Lindy Brown, Vice Chair, to accept and appropriate \$250,000 in Workforce Development Funding from the N.C. Department of Commerce, Division of Workforce Development for the Allied Health Regional Skills Partnership Implementation Grant and creates two fulltime positions (one workforce development manager and one workforce development coordinator).

The motion passed unanimously.

<u>Category</u>	<u>Year 1</u>	<u>Year 2</u>	<u>Description</u>
Staff Salaries*	\$92,000	\$73,070	Salary for 2 positions

Fringe Benefits*	\$25,760	\$20,460	Fringe Benefits for 2 positions
Travel	\$1,755	\$1,515	Mileage reimbursement
Materials/Supplies	\$4,500	\$2,455	Office supplies, phone/computer connections, long-distance phone charges
Local Administration**	\$12,500	\$12,500	See note ** below
Supportive Services	2,000	\$1,485	Hospital, community college and non-profit graphic design departments and advertising
TOTAL	\$138,515	\$111,485	\$250,000

Approval of Administrators for Homeless Prevention and Rapid Re-Housing Grant Funds from the US Department of Housing and Urban Development

Ms. Annemarie Maiorano, Wake County Affordable Housing Manager, said that funding has been received for homeless prevention and at-risk for homeless programs. Two non-profits, Triangle Family Services and Women’s Center of Wake County, will partner to administer these grant funds. Staff recommends that the \$451,145 be allotted to Triangle Family Services for both Homeless Prevention and Rapid Re-Housing activities and that \$51,019 be allotted to the Women’s Center of Wake County for Homeless Prevention activities. Families are identified and the non-profits will provide assessments and develop individual family plans according to the least amount of assistance needed. A total of 329 families will be assisted through this program.

Lindy Brown, Vice Chair motioned, seconded by Paul Coble, to approve Triangle Family Services to administer \$531,145 and The Women's Center of

Wake County to administer \$51,019 in Homeless Prevention and Rapid Re-Housing Grant funds from the U.S. Department of Housing and Urban Development.

The motion passed unanimously.

Commissioner Bryan asked if this grant falls into the Building Human Capital Program because of the partnerships. Ms. Maiorano said this program does fall into that category and will be coordinated with the Human Services program. Funding will be well documented.

Wake County HPRP Funds Allocation				
	Homeless Prevention	Rapid Re-Housing	Admin	TOTAL
Women’s Center of Wake County Eviction Prevention: 45 families Short Term Rent (1-3 mo): 32 families Medium Term Rent (3-6 mo): 10 families Utilities: 45 families Property Inspections: 20 families Total families: 122	\$39,376		\$11,643	\$51,019
Triangle Family Services Eviction Prevention: 117 families Short Term Rent (1-3 mo): 27 families Medium Term Rent (3-6 mo): 24 families Long Term Rent (6-18 mo): 12 families Property Inspections: 120 families Total families: 207	\$163,800	\$349,882	\$17,463	\$531,145
Grand Total Families Assisted: 329				
TOTAL	\$203,176	\$349,882	\$29,106	\$582,164

Accept and Appropriate \$296,631 from the N.C. Department of Health and Human Services for the American Recovery and Reinvestment Project to Conduct In-School Influenza Clinics

Ms. Regina Petteway, Director of Office of Community Affairs, introduced Kelly Creech with Wake County Human Services and stated Ms. Sue Lynn Ledford, Public Health Director had been present but had to leave before this item was heard. Ms. Petteway stated Human Services had received \$296,631 in funding from the North Carolina Department of Health and Human Services for the American Recovery and Reinvestment Project to conduct influenza clinics in

the schools. She said this is one time funding for temporary part-time nurses and administration of the grant. The in-school clinics will provide the vaccines for the seasonal flu. This funding is for K-12 school students. Wake County Public Schools will be provided 5% for supplies to administer the program. High School sites will be used and some after school hours clinics will be provided. If the H1N1 vaccine comes in, in time, it may be given at the same time.

Commissioner Ward asked if each child has parental consent. Ms. Petteway said the parent will have to accompany the student. Commissioner Brown asked if the children will have to attend that school to get the vaccine. Ms. Petteway said that a child could go to the nearest school to their home or any school to receive the vaccine.

Chairman Webb asked if the clinics would be available on the weekends. Ms. Petteway said at this time the clinics will be open Monday through Friday. Children can also go to the Public Health facilities at Sunnybrook Drive and other sites for the vaccine.

Commissioner Norwalk asked about staffing these clinics. Ms. Petteway said they are making efforts towards recruiting volunteers from different areas. They estimate a pool of approximately 20 part-time temporary contract nurses and 15 administrative staff will be needed to work the clinics. Around 12,000 nurses in Wake County are being contacted to volunteer for the clinics. The budget proposed was:

Staff - Nurse and Admin - \$ 153,000

Medical Supplies - \$ 35,000

Non-medical supplies/equipment - \$ 77,631

Printing - \$ 15,000

Site Use Costs - \$ 9,000

Security - \$ 4,000

Media - \$ 2,000

Travel - \$ 1,000

Total - \$ 296,631

Commissioner Ward asked to recognize Ms. Kelly Creech from the schools. Ms. Creech stated that having the clinics open after school should help facilitate students receiving the vaccine.

Betty Lou Ward motioned, seconded by Lindy Brown, Vice Chair, to accept and appropriate \$296,631 in one-time funding from the North Carolina Department of Health and Human Services for the American Recovery and Reinvestment Project to conduct In-School Influenza Clinics called "The In-School Influenza Clinic Campaign" and approves the corresponding budget revision.

The motion passed unanimously.

**Life/Accidental Death and Dismemberment and Disability Insurance
Carrier - Vendor Selection**

Ms. Elaine Johnson, Wake County Human Resources Director, said the contract with Unum, the county's life, accidental death and dismemberment insurance provider, will be ending in January 2010. Life/Accidental Death, Dismemberment and Disability Insurance is being reviewed and bids are being accepted. Ms. Johnson reported the following:

Since 1997, UNUM Life insurance has been a long-standing administrator of the County's group life and disability plans. The current contract will expire at the end of 2009. A Request for Proposal (RFP) was initiated and members of the Group Benefits Committee representing Information Services, Sheriff's Department, Budget, and Human Resources were selected to evaluate and select a qualified carrier. A total of five proposals were received. The committee completed two rounds of evaluations and assigned a score to each vendor according to key criteria which was presented to the board. Based on the criteria, three vendors emerged as the strongest candidates: UNUM, The Standard Life and Minnesota Life. The Committee conducted vendor interviews on July 22, 2009.

Outcomes of the interviews and final scoring overwhelming showed that The Standard Life had the most competitive proposal of all the finalists by extending the following:

- Up to a five year rate guarantee. Basic three year contract guarantee on all products (Life, Accidental Death and Dismemberment (AD&D) and Disability) with a two year contingency guarantee on life and AD&D based on claims experience at the end of the three year period.
- No rate increase for the employee paid Supplemental Life AD&D and Short-term Disability plans.
- A 27% rate decrease for the employer paid basic life and AD&D and a 17% rate decrease for the employer paid disability.
- Projected annual premium payments of \$1,507,391.00 for life and disability under the three year contract. The savings are based on the current UNUM Life contract with annual premium payments in the amount of \$1,759,044.00 for fiscal year 2008 and \$1,720,019.00 for 2009. The result is projected annual savings of \$212,628.00 (1,720,019.00 - \$1,507,391.00) to the employer paid Basic Life and Long-term disability benefits with total employer

Life and Long-term Disability three year savings = \$637,884.00 (\$212,628.00 * 3 years).

- The ability to administer the County's life and disability program (Employer Basic and Employee Supplemental)
- Ability to maintain our current plan design
- Strong public sector experience: 308 County contracts nationwide - 11 of which are located in NC.

Before making the final recommendation, reference checks were conducted with positive feedback. One public sector with over 40,000 lives cited Standard's strong customer service and technology presence that allows the employee and employer access to telephonic and online claim submission for life and disability claims. The reference encouraged us to utilize this service if we select Standard citing the administration ease and the timely claims processing for the employee and employer.

Additionally, Standard has extended the following value added benefits and contract enhancements:

- * Performance and Contract Guarantees
- * Customized performance guarantee schedule based on Wake County's criteria
- * Plan and Benefits Administration
- * Employee and Employer Online Enrollment Tool
- * Life and Disability claims administration is centrally located in one state
- * Telephonic claims submission for Short-term and Long-term Disability claims
- * Local Account Management Team in Raleigh
- * Life and Disability Value added benefits
- * For Public Safety, a Line of Duty Benefit that pays an additional \$50,000 at no additional cost to the employee
- * Employer Reasonable Accommodation Expense Benefit up to \$25,000 to assist with worksite modifications if needed for employees returning from Long-Term Disability
- * Future benefit enhancement
- * Extension of Voluntary LTD buy-up option for future consideration. Staff recommended Standard Life as the carrier to administer Wake County's group life and disability program. Supporting information which outlines in further detail why the change would be positive for the County and its employees.

Once approved, staff will move forward with implementation and Open Enrollment process for a January 1, 2010 benefit effective date.

Commissioner Coble said that he deals with both Standard and Unum in his line of work but there is no conflict of interest for him on this item because he would not profit from this decision. He asked if current employee conditions will be honored with Standard. Ms. Johnson said that current employees would be honored by Standard. Ms. Johnson gave the ratings for several companies. Chairman Webb asked if the cost reduction was a result of the

request for proposals. Ms, Johnson said that this company specializes in counties and the price savings was important.

Commissioner Bryan asked if the cost savings would go to the employees. Ms. Johnson said that savings would go towards the county's \$1.2 million deficit for the employees' medical insurance. Without a salary increase for employees, the goal is to keep other costs low.

Paul Coble motioned, seconded by Lindy Brown, to authorize the County Manager to sign the contract with The Standard Life to administer the County's employee group life/accidental death, dismemberment and disability benefit plans upon successful completion of negotiations and contract language approved by the County Attorney.

The motion passed unanimously.

Tax Committee Recommendations for Value Adjustments, Late Filed Applications, Collections Refunds and Tax Collections

Mr. Marcus Kinrade, Revenue Director, stated this was a routine recommendation from the Tax Committee but Commissioner Tony Gurley had an item on the list and had requested to be recused from voting due to conflict of interest. Chairman Webb recognized Commissioner Gurley to address the matter.

Commissioner Gurley asked to be recused from voting on this item because a tax item is related to one of his businesses.

Betty Lou Ward motioned, seconded by Paul Coble, to recuse Commissioner Tony Gurley from voting on the Tax Committee's recommendation.

The motion passed unanimously.

Paul Coble motioned, seconded by Lindy Brown, Vice Chair, to accept the Tax Committee's recommendations for Value Adjustments, Late Filed Applications, Collections Refunds and Tax Collections as summarized.

The motion to accept the Tax Committee's recommendations for Value Adjustments, Late Filed Applications, Collections Refunds and Tax Collections as summarized passed unanimously.

1. Report of Collections – Wake County Only – July 2009
2. Wake County In-Rem Foreclosure Progress Report – July 2009

3. Value Adjustments and Special Situations: (Wake County and Town of Cary)
4. Consideration of Refund for Taxes, Interest, and Penalties: (Wake County Only), (Wake County and Town of Apex), (Wake County and Town of Cary), (Wake County and Town of Garner), (Wake County and City of Raleigh), (Wake County and Town of Rolesville), (Wake County and Town of Wake Forest), (Wake County and Town of Wendell)
5. Consideration of Requests for Adjustments, Rebates, and/or Refunds of Penalties: (Wake County and City of Raleigh), (Wake County and Town of Cary), (Wake County and Town of Fuquay Varina), (Wake County and Town of Wake Forest), (Wake County and Town of Zebulon)
6. Request for Tax Relief-Late Filed Applications: (Wake County and City of Raleigh), (Wake County and Town of Apex), (Wake County and Town of Cary), (Wake County and Town of Fuquay Varina), (Wake County and Town of Garner), (Wake County and Town of Holly Springs), (Wake County and Town of Knightdale), (Wake County and Town of Zebulon)
7. Rebate Details: (Wake County and Town of Angier), (Wake County and Town of Apex), (Wake County and Town of Cary), (Wake County and Town of Fuquay Varina), (Wake County and Town of Garner), (Wake County and Town of Holly Springs), (Wake County and Town of Knightdale), (Wake County and Town of Morrisville), (Wake County and City of Raleigh), (Wake County and Town of Rolesville), (Wake County and Town of Wake Forest), (Wake County and Town of Wendell), (Wake County and Town of Zebulon)

Appointments

Wake County Adult Care Home Community Advisory Committee

Commissioner Ward nominated Mr. Frank Bobbitt, Ms. Juantia McPhee, Ms. Adele Njang, Ms. Anne Perrotta, Ms. Nancy Roughgarden, Mr. Scott Rhoney, Ms. Chloe Wilform Smith, Ms. Laura Winslow and Ms. Linda Hancock for reappointment with suspension of rules regarding term limits and appoint Ms. Michelle Pendergast.

Commissioner Bryan asked that Ms. Linda Hancock be sent a letter of appreciation for her continues service on this committee. Chairman Webb agreed with this suggestion.

Wake County Fire Commission

Commissioner Brown nominated Mr. Keith Gregory to fill the citizen/consumer seat formerly held by Senator Vernon Malone.

Wake County Historic Preservation Commission

Commissioner Ward nominated Ms. Sallie Hedrick.

Wake County Housing Authority

Commissioner Brown nominated Ms. Charmaine Troy.

Wake County Nursing Home Community Advisory Committee

Commissioner Ward nominated Ms. Laurie Scott and Ms. Jean Spivey.

City of Raleigh Housing Appeals Board

Commissioner Ward asked about the terms on this Board. A consensus of the board was to delay this item for further information.

Other Items

Committee Reports

Commissioner Brown noted her committee reports on the overhead. She said that she and Doug Vincent will come forward with a report from the 2006 Community Assessment and the 2010 Community Assessment plan.

The Chairman recognized Commissioner Bryan who was elected and took the oath of office as the President-Elect of the North Carolina Association of County Commissioners during the annual conference held in Catawba County, North Carolina.

Commissioner Bryan said the North Carolina Association of County Commissioners' Annual Conference was held a couple weeks ago. The focus of the conference was sustainability of counties. The areas discussed were green initiatives. He indicated a booklet that he received which discussed the goals. Mr. Brett Calder at Duke discussed infrastructure needs. Conservation will be necessary in the future with rate increases. Wake County should be mindful of how buildings are built and the savings incurred. He noted the savings of using special light bulbs for homeowners. The focus must be on required or mandated services rather than wanted services. He said that Catawba County has methane gas that is sold for electricity.

Commissioner Bryan also thanked Chairman Webb for participating in his taking the oath of office. He noted that Chairman Webb was also recognized

with the President's Achievement Award by the North Carolina Association of Black County Commissioners.

Adjourn

Tony Gurley motioned, seconded by Stan Norwalk, to adjourn the meeting at 4:50 p.m.

The motion passed unanimously.

Respectfully submitted,

Susan J. Banks, CMC Clerk to the
Board Wake County Board of
Commissioners