

**BOARD OF COMMISSIONERS  
FORSYTH COUNTY GOVERNMENT CENTER  
WINSTON-SALEM, NC 27101**

GLORIA D. WHISENHUNT  
Chair  
DEBRA CONRAD  
Vice Chair  
BEAUFORT O. BAILEY  
TED KAPLAN  
RICHARD V. LINVILLE  
WALTER MARSHALL  
BILL WHITEHEART



## **Agenda Summary**

### **JANUARY 28, 2008 – GOVERNMENT CENTER – 7:30 P.M.**

**1. Approval of Minutes for the Meeting of December 17, 2007**

Commissioner Whiteheart moved for approval of the above-stated Minutes. Commissioner Bailey seconded the motion, which was unanimously approved.

**2. Approval of Releases in Accordance with G.S. 105-381**

Commissioner Bailey moved for approval of the Releases through December 31, 2007. Commissioner Linville seconded the motion, which was unanimously approved.

**3. A. Public Hearing on Special Use District – No Site Plan for Charlene L. Venable & Elizabeth J. Venable, P.O.A. for Roland R. Turner from LB and AG to AG-L (Residential Building, Single Family; Manufactured Home, Class A; Manufactured Home, Class B; Agricultural Production, Crops; Agricultural Production, Livestock; Animal Feeding Operation; and Riding Stable): Property is Located East of Salem Chapel Road, South of West Road (Zoning Docket F-1492)**

**B. Ordinances Amending the Forsyth County Zoning Ordinance and Official Zoning Map of the County of Forsyth, North Carolina**

**C. Approval of Special Use District - No Site Plan Permit**

After A. Paul Norby, City/County Planning Director, illustrated the location of the site in question and summarized the information regarding the proposed rezoning, Chair Whisenhunt opened the public hearing noting that proponents and opponents would be allowed up to fifteen (15) minutes each side to present their view. No one came forward to speak either in favor of or in opposition to the proposed rezoning. The Chair declared the public hearing closed.

Commissioner Linville moved for approval of Zoning Docket F-1492, with one (1) additional condition. Commissioner Whiteheart seconded the motion, which was unanimously approved.

**4. A. Public Hearing on Proposed Forsyth County Ordinance Establishing Voluntary Agricultural Districts**

**B. Forsyth County Ordinance Establishing Voluntary Agricultural Districts**

After Mark Tucker, Forsyth County Agriculture Extension Agent, summarized the purpose of this item, Chair Whisenhunt opened the public hearing and asked anyone wishing to speak in favor of the proposed ordinance to come forward.

Beth Tucker spoke in support of the proposed ordinance.

Lawana Manning spoke in favor of the proposed ordinance.

Reginald Teague asked for positive consideration of the ordinance.

Bob Dalton said he would appreciate any ordinance that would protect him (such as the one proposed).

Claude Bruce spoke in support of the proposed ordinance.

Grover McPherson, Chairman of the Soil Conservation District, spoke in support of the proposed ordinance.

Jimmy Morgan, a resident of Guilford County, spoke in support of the proposed ordinance. Mr. Morgan's comments are on file in the office of the Clerk to the Board.

No one else came forward to speak in favor of the proposed ordinance. The Chair asked if anyone wished to speak in opposition to the proposed ordinance. No one came forward to be heard in opposition to the proposed ordinance. The Chair declared the public hearing closed.

Following a brief discussion, Commissioner Linville moved for adoption of the *Forsyth County Ordinance Establishing Voluntary Agricultural Districts*. Commissioner Whiteheart seconded the motion, which was approved unanimously.

5.
  - A. **Public Hearing on Secondary Road Construction Program for Forsyth County as Proposed by the North Carolina Department of Transportation for Fiscal Year 2007-2008**
  - B. **Resolution Concurring with the Secondary Road Construction Program for Forsyth County as Proposed by the North Carolina Department of Transportation for Fiscal Year 2007-2008**

After John Rhyne, District Engineer, North Carolina Department of Transportation, reviewed the proposed Secondary Road Construction Program for Forsyth County for Fiscal Year 2007-2008, Chair Whisenhunt opened the public hearing. No one came forward to be heard. The Chair declared the public hearing closed.

Commissioner Whiteheart moved for adoption of the *Resolution Concurring with the Secondary Road Construction Program for Forsyth County as Proposed by the North Carolina Department of Transportation for Fiscal Year 2007-2008*. Commissioner Bailey seconded the motion, which was unanimously approved.

## 6. **PUBLIC SESSION**

*Persons Who Wish to Speak Concerning Items on this Agenda, or Who Wish to Speak About a Matter Relating to County Government (Other Than a Public Hearing Matter on this Agenda), should Complete a Speaker Card and Hand it to the Clerk Before the Meeting Begins. It is not Necessary to Complete a Card if You are Going to Speak about a Public Hearing Matter on this Agenda. The Chair may Limit the Number of Speakers on a Topic Relating to Future Advertised Public Hearing Matters. Speakers are Limited to Three (3) Minutes Each. The Public Session will be Limited to 30 Minutes.*

Mary Annecelli, a mental health advocate, spoke regarding mental health services and CenterPoint Human Services. Ms. Annicelli expressed the opinion that it would be beneficial if the Commissioners would ask CenterPoint administration to meet with mental health advocates.

Laurie Coker, former Chair of the Consumer Family Advisory Committee, spoke regarding mental health issues.

There being no other speakers, the public session was declared closed.

In response to comments from Board members, the County Manager stated he would apprise CenterPoint of the concerns raised and ask for a response to the Commissioners.

**7. Ordinance Amending the Unified Development Ordinances Regarding Termination of Conservation Easements Under the Salem Lake Paired Parcel Provisions (UDO-181) (Public Hearing Held and Closed on October 8, 2007) (Continued to November 26, 2007) (Planning Recommends Continuing to January 28, 2008) (Planning Recommends Continuing to March 24, 2008)**

Commissioner Kaplan moved that the above-stated item be continued to the Board's March 24, 2008 meeting as recommended by Planning. Commissioner Whiteheart seconded the motion, which was unanimously approved.

**8. Resolution of the Board of Commissioners of Forsyth County Authorizing the Chair of the County Commissioners to Execute a Revised Memorandum of Understanding for Winston-Salem Urban Area Metropolitan Planning Organization**

Paul Norby, City/County Planning Director, stated that the State needs to make some changes in the above-stated Memorandum of Understanding. He recommended that the item be removed from the agenda at this time.

Commissioner Kaplan moved that the above-stated item be removed from the agenda. Commissioner Conrad seconded the motion, which was unanimously approved.

**9. A. Resolution Authorizing Execution of Necessary Documents to Receive an Emergency Medical Services Toolkit Grant from the Duke Endowment as Administered by the North Carolina Office of Emergency Medical Services (Emergency Medical Services Department)**

**B. Amendment to the FY 2007-2008 Budget Ordinance**

Upon motion and second by Commissioners Marshall and Bailey respectively, the above-stated Resolution and Budget Ordinance Amendment were unanimously adopted.

**10. Resolution Agreeing to Petition the City of Winston-Salem to Close and Abandon Leland Avenue, A Portion of Conrad Street, A Portion of Regina Street, A Portion of Henry Street, A Portion of Keehlen Avenue, and an Unnamed Alleyway at the Request of the Winston-Salem/Forsyth County School System**

Commissioner Whiteheart moved for adoption of the *Resolution Agreeing to Petition the City of Winston-Salem to Close and Abandon Leland Avenue, A Portion of Conrad Street, A Portion of Regina Street, A Portion of Henry Street, A Portion of Keehlen Avenue, and an Unnamed Alleyway at the Request of the Winston-Salem/Forsyth County School System*. Commissioner Linville seconded the motion, which was approved unanimously.

**11. Resolution Accepting the Upfit Construction Work of the Register of Deeds Offices in the Government Center as Substantially Complete and Authorizing the County Manager to Release Retainage to Davie Construction Company, Inc. (General Services Department)**

Commissioner Kaplan moved for adoption of the *Resolution Accepting the Upfit Construction Work of the Register of Deeds Offices in the Government Center as Substantially Complete and Authorizing the County Manager to Release Retainage to Davie Construction Company, Inc. (General Services Department)*. Commissioner Bailey seconded the motion, which was unanimously approved.

**12. Resolution Authorizing Execution of a Consolidated Lease Agreement with West Third Street, Inc. for the Community Services Office Spaces in the 8 West Third Street Building (General Services Department)**

Commissioner Kaplan moved for adoption of the *Resolution Accepting the Upfit Construction Work of the Register of Deeds Offices in the Government Center as Substantially Complete and Authorizing the County Manager to Release Retainage to Davie Construction Company, Inc. (General Services Department)*. Commissioner Bailey seconded the motion, which was unanimously approved.

**13. A. 2008 2/3rds Bonds Capital Project Ordinance**

**B. Amendment to the FY 2008 Budget Ordinance (Phillips Building Studies)**

Upon motion by Commissioner Kaplan, seconded by Commissioner Bailey and unanimously approved, the above-stated Capital Projects Ordinance and Budget Ordinance Amendment were unanimously adopted.

**14. Resolution Authorizing the County Manager to Proceed with Jail Technology Projects and Authorizing Execution of Contracts with Thorburn Associates, Inc. for Design, Engineering, Bidding and Management Services (Sheriff's Office)**

Commissioner Bailey moved for adoption of the *Resolution Authorizing the County Manager to Proceed with Jail Technology Projects and Authorizing Execution of Contracts with Thorburn Associates, Inc. for Design, Engineering, Bidding and*

*Management Services (Sheriff's Office)*. Commissioner Marshall seconded the motion, which was unanimously approved

**15. Public Notice by the Forsyth County Board of Commissioners Regarding Proposed Base Flood Elevation Determinations for Various Communities in Forsyth County, North Carolina (Department of Homeland Security Federal Emergency Management Agency)**

Commissioner Kaplan moved for approval of the *Public Notice by the Forsyth County Board of Commissioners Regarding Proposed Base Flood Elevation Determinations for Various Communities in Forsyth County, North Carolina (Department of Homeland Security Federal Emergency Management Agency)*. Commissioner Conrad seconded the motion, which was unanimously approved.

**16. Notice of the Forsyth County Board of Commissioners' Strategic Planning Session and Attendance at the NACo Annual Legislative Conference**

Commissioner Whiteheart moved for approval of the *Notice of the Forsyth County Board of Commissioners' Strategic Planning Session and Attendance at the NACo Annual Legislative Conference*. Commissioner Bailey seconded the motion, which was approved unanimously.

**17. Appointments:**

**A. Three (3) Appointments to the Adult Care Home Community Advisory Committee, One-Year Terms, Expiring January 2009 (Continued from November 12, 2007 Meeting)**

Tonya L. Garvin, Ronald J. Graves and Yvette R. Sayles were appointed.

**B. Five (5) Appointments to the Board of Health, Three-Year Terms, Expiring January 2011 [Capacities: One (1) "Physician", One (1) "Optometrist", One (1) "Veterinarian", One (1) "Engineer", One (1) "Registered Nurse"]**

Calvert B. Jeffers, Jr. (Veterinarian), Randall G. Kale (Engineer), Willard L. Mc Cloud, Jr. (Physician), Jane B. Mosko (Registered Nurse), and James K. Doub (Optometrist) were appointed.

**C. Two (2) Joint Appointments to the City/County Planning Board, Four-Year Terms, Expiring February 2012 [Capacity: County Resident]**

Arnold G. King and Brenda J. Smith were appointed by the Forsyth County Commissioners. Confirmation by the Winston-Salem City Council required.

**D. Two (2) Appointments to the Forsyth County Historic Resources Commission, Four-Year Terms, Expiring November 2011 [Capacities: One (1) "At-Large", One (1) "Archaeologist, Landscape Architect/Designer, Planner, Surveyor, or Arborist"] (Continued from November 12, 2007 Meeting)**

James H. Moore (Horticulturist/Arborist) and Julie N. Poplin (At-Large) were appointed.

**E. Two (2) Appointments to the Nursing Home Community Advisory Committee, One-Year Terms, Expiring January 2009 (Continued from November 12, 2007 Meeting)**

Rosalind M. Frazier was appointed. The Board asked the Clerk to readvertise the remaining appointment.

**F. Seven (7) Appointments to the Heart of the Triad Stakeholders Advisory Committee. All Stakeholders Advisory Committee Nominations are for an Unspecified Term to be Determined by the Heart of the Triad Strategic Planning Committee. [Capacities: Four (4) applicants who are residents and/or property owners of the Heart of the Triad area who will represent the interests of the Heart of the Triad area residents only. Members in this committee category or capacity should not also qualify for other committee categories or capacities. One (1) applicant who is a representative of the Commercial Development Industry in Forsyth County; One (1) applicant who is a representative of the Residential Development Industry in Forsyth County; One (1) applicant who is a representative of the Industrial Development Industry in Forsyth County]**

Commissioner Conrad moved that the above-stated appointments be continued to the Board's meeting of February 25, 2008. Commissioner Whiteheart seconded the motion, which was unanimously approved.

**18. Reports:**

- A. Service Side Arm Award Report, Office of the Sheriff, Dated January 10, 2008**
- B. General Statutes of North Carolina 136-44.9, Secondary Roads Annual Statement, Dated December 18, 2007**
- C. Appropriation Transfers Report for November 2007**
- D. Appropriation Transfers Report for December 2007**
- E. Tax Assessor/Collector's Monthly Financial Report for December, 2007 Dated January 12, 2008**

Commissioner Linville moved to acknowledge receipt of the foregoing reports. Commissioner Bailey seconded the motion, which was unanimously approved.

**19. Resolution Adjusting the Salary of the County Attorney (Additional Item – Not on Formal Printed Agenda)**

Commissioner Bailey moved for adoption of the *Resolution Adjusting the Salary of the County Attorney*. Commissioner Kaplan seconded the motion, which was unanimously approved.

**ADJOURNMENT**

At approximately 8:40 p.m., Commissioner Bailey moved for adjournment. Commissioner Whiteheart seconded motion, which was unanimously approved.

**Assistance for Disabled Persons will be Provided with 48 hours Notification to the Clerk to the Board at (336) 703-2020**