

DAVID R. PLYLER
Chairman
DEBRA CONRAD
Vice Chair
BEAUFORT O. BAILEY
TED KAPLAN
RICHARD V. LINVILLE
WALTER MARSHALL
GLORIA D. WHISENHUNT



Agenda Summary

FEBRUARY 22, 2010 – GOVERNMENT CENTER – 6:00 P.M.

1. Approval of Minutes for Meetings of October 26, 2009 and November 9, 2009

Motion for Approval:
Second:
Unanimously Approved

Commissioner Bailey
Commissioner Kaplan

2. 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.

Twelve (12) persons spoke regarding the issue of prayer.

- 3. A. Resolution to Appeal the Ruling of the U.S. District Court in the Case of Janet Joyner and Constance Lynne Blackmon V. Forsyth County, North Carolina and Not to Include Any Form of Prayer on the Meeting Agenda of the Forsyth County Board of Commissioners**
- B. Resolution Authorizing Execution of an Attorney-Client Agreement With Alliance Defense Fund, Inc. to Provide Legal Representation to the County in the Case of Janet Joyner, et al V. Forsyth County, North Carolina, Before the Fourth Circuit Court of Appeals**
- C. Resolution Authorizing Execution of an Agreement to Guarantee Funds With North Carolina Partnership for Religious Liberty Inc. to Fund Attorneys' Fees, Costs, and Damages Assessed Against the County in the Case of Janet Joyner, et al V. Forsyth County, North Carolina**

Motion for Approval:

Vice Chair Conrad

Second:

Commissioner Whisenhunt

Approved by a vote of four (4) to three (3) with Commissioners Bailey, Kaplan, and Marshall voting in opposition to the motion

4. Resolution Requesting that the North Carolina Department of Transportation (NCDOT) Conduct Intersection Safety Studies and Identify Funds for Spot Safety Projects to Address the Safety Concerns

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Linville

Unanimously Approved

5. A. Resolution Authorizing Execution of an Agreement to Receive Grant Funds from the North Carolina Center for Public Health Quality of the North Carolina Public Health Foundation (Forsyth County Department of Public Health)

B. Amendment to the 2009-2010 Budget Ordinance to Appropriate Grant Funds from the North Carolina Center for Public Health Quality of the North Carolina Public Health Foundation to the Forsyth County Department of Public Health

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Kaplan

Unanimously Approved

6. A. Resolution Authorizing Execution of an Agreement to Receive Grant Funds from the North Carolina Department of Health and Human Services, Division of Public Health, Women's and Children's Health Section, Children and Youth Branch for the Family Strengthening Initiative (Forsyth County Department of Public Health)

B. Amendment to the Budget Ordinance to Appropriate Grant Funds from the North Carolina Department of Health and Human Services, Division of Public Health, Women's and Children's Health Section, Children and Youth Branch to the Forsyth County Department of Public Health

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Kaplan

Unanimously Approved

7. Resolution Authorizing Expenditure of County Neighborhood Stabilization

Program (NSP) Funds to Finance the Purchase of Qualified Foreclosed Lots by Habitat for Humanity of Forsyth County, Inc. (Forsyth County Housing Department)

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Marshall

Approved by a vote of five (5) to two (2) with Commissioners Conrad and Whisenhunt voting in opposition to the motion.

8. Amendment to the FY 2009-2010 Budget Ordinance to Appropriate Additional Funds from the N.C. Department of Health and Human Services for Crisis Intervention Programs (Department of Social Services)

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Kaplan

Unanimously Approved

9. Resolution Authorizing Execution of a Proposal to Lease and Related Lease Agreements Between Forsyth County and the State of North Carolina, for Use of County Owned Property to Facilitate the Operation of Voice Interoperability Plan for Emergency Responders (VIPER) and to Bring the County into Early Compliance with National Homeland Security Communications Plans and Initiatives (Interagency Communications Department)

Motion for Approval:

Commissioner Kaplan

Second:

Commissioner Bailey

Unanimously Approved

10. Resolution Authorizing the Grant and Execution of a Service and Marketing Agreement and Easement and Memorandum of Agreement to Time Warner Entertainment-Advance/Newhouse Partnership D/B/A/ Time Warner Cable, Through its West Carolina Division for Multi-Channel Video Service at the Tanglewood Park Campground (Parks and Recreation Department)

Motion for Approval:

Commissioner Kaplan

Second:

Commissioner Bailey

Unanimously Approved

11. Resolution Establishing a Plan for the Reappraisal of Real Property and Advancing the Reappraisal Cycle in Forsyth County

Motion for Approval:

Commissioner Linville

Second:

Commissioner Bailey

Unanimously Approved

12. Resolution Approving Refunds by the Tax Assessor/Collector in the Amount of \$370,199.83

Motion for Approval:

Commissioner Linville

Second:

Commissioner Bailey

Unanimously Approved

13. Notice of the Forsyth County Board of Commissioners' Cancellation of the March 4, 2010 Briefing Session

Motion for Approval:

Commissioner Bailey

Second:

Commissioner Conrad

Unanimously Approved

14. Appointments:

- A. Five (5) Appointments to the ADULT CARE HOME COMMUNITY ADVISORY COMMITTEE, One-Year Terms, Expiring March 2011 [Capacity: "Open"] [Non-incumbents will serve a term of one year]
- B. Three (3) Appointments to the APPEARANCE COMMISSION, WINSTON-SALEM/FORSYTH COUNTY, Three-Year Terms, Expiring February 2013 [Capacity: One (1) "Open", Two (2) "Special Experience or Education in Design"]
- C. One (1) Appointment to the BOARD OF HEALTH, Three-Year Term, Expiring January 2013 [Capacity: "County Commissioner"]
- D. Two (2) Appointments to the COALITION FOR DRUG ABUSE PREVENTION, Three-Year Terms, Expiring March 2013 [Capacity: One (1) "Business Representative", One (1) "Religion Representative"]
- E. Five (5) Appointments to the EQUALIZATION AND REVIEW BOARD – 2010, To Serve Until All Matters Have Been Considered Relative to Tax Listings and Tax Values for the Current Year
- F. One (1) Appointment to the FORSYTH COUNTY JUVENILE CRIME PREVENTION COUNCIL, Two-Year Term, Expiring June 2011 [Capacity: "Juvenile Defense Attorney"] [Continued from Meetings of July 6, 2009, September 28, 2009 and December 21, 2009]

- G. Two (2) Appointments to FORSYTH COUNTY AGRICULTURAL ADVISORY BOARD, Three-Year Terms, Expiring February 2013 [Capacity: "Actively Engaged in Farming in Forsyth County"]
- H. One (1) Appointment to the NURSING HOME COMMUNITY ADVISORY COMMITTEE, FORSYTH COUNTY, One-Year Term, Expiring March 2011 [Capacity: "Open"] [Non-incumbents will serve a term of one year]
- I. Two (2) Appointments to the TEN-YEAR PLAN COMMISSION on HOMELESSNESS, *One (1) To Fill the Unexpired Term of Renarde D. Earl, Expiring January 2012 and One (1) Three-Year Term, Expiring January 2013 [Capacity: *One (1) "Criminal Justice Representative", One (1) "Social Services Representative"] [*Continued from Meetings of September 28, 2009 and December 21, 2009]
- J. Three (3) Joint City/County Appointments to the PLANNING BOARD (CITY/COUNTY), One (1) appointment To Fill the Unexpired Term of Carol Eickmeyer, Expiring February 2011, and Two (2) appointments, Four-Year Terms, Expiring February 2014 [Capacity: "City Resident"]

Motion to Continue to Meeting of
March 15, 2010:
Second:
Unanimously Approved

Vice Chair Conrad
Commissioner Whisenhunt

15. Reports:

A. Appropriation Transfers Report for January 2010

B. Tax Assessor/Collector's Refund Report Dated January 22, 2010 to February 5, 2010 (Under \$100)

Motion to Acknowledge Receipt:
Second:
Unanimously Approved

Commissioner Linville
Commissioner Bailey

ADJOURNMENT

Motion for Adjournment:
Second:
Unanimously Approved
Approximate Time:

Commissioner Bailey
Commissioner Linville

7:16 p.m.

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