



# Wake County

301 South McDowell Street  
Raleigh, NC

## Meeting Minutes Board of Commissioners

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Tuesday, September 6, 2016

5:00 PM

Wake County Justice Center

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### Meeting Called to Order: Chairman James West

**Present:** 7 - Chairman James West, Vice-Chair Sig Hutchinson, Commissioner John D. Burns, Commissioner Matt Calabria, Commissioner Jessica Holmes, Commissioner Caroline Sullivan, and Commissioner Betty Lou Ward

Others Present: Jim Hartmann, County Manager; Scott Warren, County Attorney; Denise Hogan, Clerk to the Board; Yvonne Gilyard, Deputy Clerk to the Board; David Ellis, Deputy County Manager; Johnna Rogers, Deputy County Manager

### Pledge of Allegiance

**Invocation: Commissioner Betty Lou Ward**

### Items of Business

1. [Approval of Agenda](#)

**Vice-Chair Hutchinson moved, seconded by Commissioner Holmes to approve the Agenda with one additional agenda item at the beginning of the regular agenda. This agenda item requests that the board approves a letter of support to the State Board of Elections for extra funding from the county for additional early voting sites and staffing. The motion passed unanimously.**

2. [Approval of the Minutes of the Regular Meeting of August 15, 2016](#)

**Commissioner Burns moved, seconded by Commissioner Sullivan, to Approve the Minutes of the Regular Meeting of August 15, 2016. The motion passed unanimously.**

### 3. [Proclamation Recognizing National Preparedness Month](#)

Attachments:    [BOC Agenda National Preparedness Month Sept 2016](#)  
                          [2016 Wake County Preparedness Month](#)

Mr. Josh Creighton, Wake County Emergency Management Director, shared that September is National Preparedness month. He said that it is important that citizens and employees be prepared in the event of a disaster. He explained that there is information available on the Wake County website and at readywake.com. He shared the following supporting themes for September:

- The first week's theme will surround creating and communicating the development of your emergency plan with friends and family.
- The second week will focus on multi-generational preparedness. This includes planning what to do if children are at school, spouses are traveling or at work and if you have to care for older adults. It also includes developing plans on how to reunite families after an emergency.
- Week three will encourage people to understand the importance of community preparedness and encourages getting involved with a community organization.
- Week four will focus on individual preparedness which is the minimal level of preparedness anyone should do. The first step is to be aware of the hazards in your community. Individuals should also understand what actions they can take to be prepared, what specific needs they may have like medications, power needs for medical equipment, pet needs and transportation needs for example.
- This all leads up the last week and a National Day of Action. September 30th is National PrepareAthon Day. This week is the time to take action and share your knowledge. The plans that were developed during the month can be put into action; you can share your story with others and encourage others to get prepared.

He shared an Emergency Preparedness brochure that will be used to share with the citizens.

Commissioner Calabria thanked Mr. Creighton for the work of he and his staff and said that citizens can be prepared in an emergency situation.

Commissioner Calabria read aloud the proclamation.

**Commissioner Calabria moved, seconded by Commissioner Ward, that the Board of Commissioners joins others by proclaiming September as National Preparedness month in Wake County. The motion passed**

**unanimously.**

4. [Proclamation Declaring September 10, 2016 as Public Safety Day](#)

Attachments:    [Public Safety Day Item Summary.doc](#)  
                          [2016 Wake County Public Safety Day.docx](#)

Chief David Dillon, Assistant Chief, Safety and Prevention, Durham Highway Fire Department, said that for the past 20 years, Durham Highway Fire Department has hosted the largest, longest running Public Safety Event in Wake County. This year's event is scheduled to be held at the Leesville Road High School Parking Lot on September 10, 2016 from 10:00 a.m. - 2:00 p.m. He said that parents and children have enjoyed the event through the years. He thanked the board for the support through the years.

Commissioner Calabria thanked all the first responders for their work. He read aloud the Proclamation.

**Commissioner Calabria moved, seconded by Commissioner Ward, that the Board of Commissioners proclaims September 10, 2016 as Public Safety Day. The motion passed unanimously.**

5. [Proclaim September as Kinship Care Month in Wake County to Recognize Kinship Caregivers](#)

Attachments:    [BOC Item Kinship Care Month 9-6-2016 FINAL](#)  
                          [Proclamation of Kinship Care Month September 2016 FINAL](#)

Mr. Jason Mahoney, Wake County Program Manager, Family Services, said that in the year of 1789 that former president George Washington became a kinship caregiver. He said over 5 million children are Kinship Caregivers. He said that over 4,630 of these young people reside in Wake County. He introduced Ms. Babs Wagner, Friends of the Guardian ad Litem Program, that provides resources to youth in Kinship Care placement. He said that Kinship Care is the raising of children by grandparents, other extended family members, and adults with whom they have a close family-like relationship such as godparents and close family friends because biological parents are unable to do so for whatever reason. He said that Kinship Care is designed to avoid foster care and the likelihood of eventual reunification with birth parents. He highlighted activities that will take place throughout the month by providing a poster of events to the board. He said that on September 29, 2016, in recognition of Kinship Care Month, the Family Services Program, along with community partners, will host an interactive Lunch and Learn event for Kinship Caregivers, Community Partners, and Wake County citizens who are interested in learning more about Kinship Care and its impact on the family and community.

He asked all the kinship caregivers to stand and be recognized.

Commissioner Sullivan read aloud the Proclamation.

Chairman West said that he was impressed with Mr. Mahoney's passion, enthusiasm and work with the program.

Commissioner Holmes said Mr. Mahoney's enthusiasm exemplifies passion for caregivers and thanked them for keeping children out of foster care.

**Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners proclaim the month of September as Kinship Care Month and recognizes and honors Kinship Caregivers for the work of caring for relative children. The motion passed unanimously.**

6. [Recognition of Recent Awards](#)

Attachments: [Revised Awards Item Summary 9-6-2016.docx](#)

Mr. Hartmann said that Mr. Bill Greeves joined Wake County in 2012 as Wake County's Chief Information Officer, and he definitely had his work cut out for him. He shared a video of his first day on the job and the challenge by former County Manager David Cooke to be named the number-one digital county of its size in the country.

Mr. Hartmann said that just four short years later, he is proud to share that Bill and his team have met that challenge. In July, the Center for Digital Government and the National Association of Counties named Wake County the number-one digital county of its size in the country. This coveted award recognizes Wake County's work to innovate, improve transparency, and proactively address citizen demands and expectations, particularly in the areas of open data, community engagement, and governance and operations. He said Bill and Vice Chair Hutchinson accepted the award earlier this summer at the NACo conference in Long Beach, CA.

Vice-Chair Hutchinson said that the awards were recognized for small, medium, and large counties. Four years ago, Wake County was recognized as tenth when Bill first was hired.

Vice-Chair Hutchinson said Wake County won number one this year for the large counties across the county. He congratulated Bill. He said that Bill has recently been promoted as the Chief Information and

Innovation Officer for Wake County. He said that innovation and becoming the most wired county will be the future focus. He said high speed internet connectivity will be a focus in Wake County.

Mr. Hartmann said in addition to the national award, Wake County has also been recognized for excellence in Digital Innovation at the state level by the North Carolina Innovation Center.

Mr. Hartmann congratulated Bill and challenged him to continue to work toward keeping Wake County in the number one spot.

Bill said that he was proud to work in Wake County. He said that the award is a team award. His staff was recognized.

Commissioner Ward said she attended the NACo conference and was unable to attend the awards ceremony because of another obligation. She congratulated Bill and his staff on the award.

### **That the Board of Commissioners recognizes recent award winners**

#### **Public Comments**

No one came forward for public comment.

#### **Consent Agenda**

**Commissioner Sullivan moved, seconded by Commissioner Holmes, to approve the Consent Agenda. The motion passed unanimously.**

7. [Approval of Plan Year 2017 Medical and Pharmacy Plans and Rates](#)

**Attachments:**    [BOC Agenda Item - Health Insurance Benefits - jlr.docx](#)  
                          [Medical and Pharmacy Plan Summary and Premium](#)  
                          [Comparison.docx](#)  
                          [2301 Tobacco Free Policy.docx](#)

**Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners approve the County health insurance plan design changes and rates for the benefit year beginning January 1, 2017 for medical and pharmacy insurance. The motion passed unanimously.**

8. [Selection of Aflac to Administer Additional Voluntary Benefits](#)

**Attachments:**    [Item Summary - Voluntary Benefits.docx](#)  
                          [Voluntary Benefits RFP Scorecard.pdf](#)  
                          [2 Summary - Recommended Critical Illness Plan & Rates.pdf](#)  
                          [3 Summary - Recommended Hospital Indemnity.pdf](#)  
                          [4 Summary - Recommended Accident Covg.pdf](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners authorize the County Manager to enter into a three-year agreement with Aflac for the administration of voluntary County benefits to include Critical Illness Insurance, Hospital Indemnity Insurance and Accident Coverage Insurance, subject to terms and conditions acceptable to the County Attorney. The motion passed unanimously.

9.    [Agreement to Scope and Content of Wake Transit Financial Plan](#)

**Attachments:**    [Financial Plan Agreement Agenda Item](#)  
                          [Financial Plan Agreement](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners authorize the County Manager to enter into, subject to terms and conditions acceptable to the County Attorney, a Financial Plan Agreement setting forth the mutual understanding of the parties as to the scope and content of the financial plan between Research Triangle Public Transportation Authority (GoTriangle); Durham County; Orange County; Wake County; Capital Area Metropolitan Planning Organization; Durham, Chapel-Hill, Carrboro Metropolitan Planning Organization; and Burlington-Graham Metropolitan Planning Organization. The motion passed unanimously.

10.    [Approve 20th Amendment to the Interlocal Agreement between Wake County and the City of Raleigh Regarding Implementation of Countywide Room Occupancy and Prepared Food and Beverage Tax](#)

**Attachments:**    [20th Amendment ILA Agenda Item Summary.docx](#)  
                          [20th Amendment ILA for approval.pdf](#)  
                          [Summary of Changes included in the 20th Amendment.docx](#)  
                          [Summary of Interlocal Agreements.docx](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners approve the 20th Amendment to the Interlocal Agreement between Wake County and the City of Raleigh Regarding Implementation of Countywide Room Occupancy and Prepared Food and Beverage Tax, subject to the Terms and Conditions

acceptable to the County Attorney. The motion passed unanimously.

11. [Findings and Application to the Local Government Commission Regarding Proposed Issuance of General Obligation Refunding Bonds](#)

**Attachments:**    [Agenda Item](#)  
                          [Resolution](#)  
                          [Sworn Statement of Debt](#)  
                          [Sworn Statement of Interest](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners adopt the attached resolution making certain findings, authorizing the filing of an application with the Local Government Commission, appointing bond counsel and a financial advisor in connection with the proposed issuance of general obligation refunding bonds of the County, and schedules a public hearing for September 19 at the regular meeting of the Board of Commissioners regarding the order authorizing \$190 million general obligation refunding bonds. The motion passed unanimously.

12. [Accept and Appropriate \\$1,991,261 of Federal Funds from the Wake Technical Community College for Capital Area Workforce Development \(CAWD\)](#)

**Attachments:**    [Capitla Area Workforce Development Board TechHire grant.docx](#)  
                          [CAWD Abstract.pdf](#)  
                          [Budget Memo - FY 2017 CAWD Fund.xlsx](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners Accept and Appropriate to Capital Area Workforce Development \$1,991,261 from Wake Technical Community College to be spent by June 30, 2020. The motion passed unanimously.

13. [2016 Edward Byrne Memorial Justice Assistance Grant \(JAG\) Application](#)

**Attachments:**    [Item Summary](#)  
                          [JAG Grant MOA.pdf](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners authorize the Wake County Sherriff's Office, in partnership with the City of Raleigh, to apply for the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG). The motion passed unanimously.

14. [Approves a Resolution Authorizing the County Manager to file an Application for \\$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety](#)

[Program](#)

Attachments:    [Item Summary](#)  
                          [Resolution](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners approve the attached resolution which authorizes the County Manager to file an application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program. The motion passed unanimously.

15.    [Amendment to the Little River Reservoir Water Supply Watershed Interlocal Agreement](#)

Attachments:    [Item Summary](#)  
                          [Presentation](#)  
                          [Interlocal Agreement](#)  
                          [Amendment One - Interlocal Agreement](#)  
                          [Map](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners Adopt Amendment One to the Little River Reservoir Water Supply Watershed Interlocal Agreement. The motion passed unanimously.

16.    [Approval of the Rural Operating Assistance Program \(ROAP\) Grant Request](#)

Attachments:    [Item Summary](#)  
                          [FY2017 ROAP Grant Application](#)  
                          [FY2017 County ROAP Certified Statement](#)  
                          [2016-2017 ROAP Agency Sub-allocations](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners approve a ROAP grant application be made to the North Carolina Department of Transportation (NCDOT) in the amount of \$574,880. The motion passed unanimously.

17.    [FY 2017 Tip Fee Waiver at the South Wake Landfill and East Wake Transfer Station for the Wake County Big Sweep and Neuse River Clean-Up](#)

Attachments:    [BOC landfill waiver Big Sweep Neuse Cleanup 2016 2017.docx](#)

Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners 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, Sound Rivers Inc. (Upper Neuse



Riverkeeper), and all participating partners during Fall 2016, Spring and Summer 2017. The motion passed unanimously.

18. [Tax Committee Recommendations for Value Adjustments, Late Filed Applications, Collections Refunds and Tax Collections](#)

**Attachments:** [Tax Collections Item Summary](#)  
[Tax Committee Agenda Process](#)  
[Executive Summary 1](#)  
[Executive Summary 2](#)  
[Sept 2016 Refunds Under 500](#)  
[Sept 2016 Refunds Over 500](#)  
[Daily Updates For Exemptions](#)  
[Daily Updates For Penalties](#)  
[Daily Updates For Tax Relief](#)  
[Daily Updates For Special Situations](#)  
[Daily Updates For Tax Deferments](#)  
[Municipal Collection Report](#)  
[Wake County Collection Report](#)  
[Monthly In-Rem Foreclosure Report](#)  
[PFB Summary Report](#)  
[Register of Deeds Excise Tax Report](#)

**Commissioner Sullivan moved, seconded by Commissioner Holmes, that the Board of Commissioners approve the attached recommendations by the Tax Committee. The motion passed unanimously.**

## **Regular Agenda**

19. [Letter of Financial Support for Additional Early Voting Sites in Wake County](#)

Vice-Chair Chair Hutchinson asked Mr. Mark Ezzell, Wake County's Elections Board, to speak to the board about early voting sites.

Mr. Ezzell said that on Thursday he will appear in front of the State Board of Elections to submit a minority plan for early voting. He said the Wake County Board of Elections voted to have 20 sites for early voting. He said prior the Fourth Circuit Court of Appeals ruling, there was seven additional days of which County Board of Elections could have additional voting sites. The Wake County Board of Elections voted to maintain the existing sites, but for the additional seven days only allow the Board of Elections downtown site to be open. He said the minority plan included eight sites throughout Wake County to be open (Apex Community Center, Avery Street Community Center, Chavis Community Center,

Herbert C. Young Center, Northern Regional Center, Lake Lynn Community Center, Eastern Regional Center, W. E. Hunt Center, and the Wake County Board of Elections downtown Raleigh). Mr. Ezzell said that he is confident that these sites fulfill the requirements for early voting in Wake County and adheres to the Fourth Circuit Court of Appeals ruling. Mr. Ezzell said that Wake County has the largest number of voters in the state.

Chairman West expressed his concern about the limited parking in downtown Raleigh to access Board of Elections.

Commissioner Burns asked if the early voting efforts has helped with avoiding driving precincts, add additional voting opportunity, and avoid long lines at precincts on voting day. Mr. Ezzell said there are 29 precincts with more than 5,000 people in Wake County. He said that in the past six years, Wake County County has only added a couple of precincts. He said the robust early voting program in Wake County has helped with voting and is cost effective. Commissioner Burns asked if the goal of the State Board of Elections was to keep in mind the mandate of the Fourth Circuit court ruling and increasing and allowing early voting. Mr. Ezzell said the State Board of Elections prepared a memo to counties encouraging early voting options.

Commissioner Holmes thanked the Board of Elections for the report and commended the leadership of Vice-Chair Hutchinson toward the update. She said the Supreme Court has upheld the one person/one vote principal and voting should be easier and assessable to the public. Mr. Ezzell said the plan is geographically diverse and takes into account the demographics of the county.

Commissioner Calabria said that he supports the proposal and Wake County is diverse. He said that distance of travel layout, and architecture can affect voting behavior. He said to create a culture of voting, early voting is necessary in Wake County

Commissioner Ward thanked Mr. Ezzell and the Board of Elections for their work. She voiced her support for voting sites. She asked if the board could assist with enhancing the voting process in Wake County. Mr. Ezzell said the support of the Board of Commissioners is a message that can be given to the State Board of Elections. He said the Wake County Board of Elections decided unanimously on the hours, locations, and number of days for voting including Sunday and weekend hours.

Chairman West asked if there were other counties in the state that allowed the additional seven days. Mr. Ezzell said that there will be 33 counties that present the State Board of Elections with minority plans.

Vice-Chair Hutchinson commended Mr. Ezzell's leadership and said that every citizen should be given opportunity to vote.

The board took a short recess and then reconvened.

**Vice-Chair Hutchinson moved, seconded by Commissioner Holmes, that the Board of Commissioners authorize and direct staff to prepare a letter for the Chairman's signature, to the State Board of Elections, stating that it is the intent of this board to fully fund an additional eight sites for early voting the week of October 20th through the 27th if Mr. Ezzell's alternative plan is approved by the State Board of Elections this Thursday, September 8th. The motion passed unanimously.**

20. [Land Acquisition for a High School Site in the Southwestern Wake County - Apex/Holly Springs Area \(H-12\) - Third Reading](#)

**Attachments:**    [3rd reading H-12 REV.docx](#)  
                          [Third Reading Presentation H-12.pdf](#)  
                          [H-12 MEMORANDUM.docx](#)  
                          [SURVEY FINAL H-12.pdf](#)

Ms. Betty Parker, Wake County Public Schools Director of Real Estate Services, shared the target rings for the target area. She shared an aerial view of the area. She shared a map of the preliminary concept plan. She shared the land acquisition comparisons. She shared the additional responses requested by the Board of Commissioners. She shared the key points on the H-12 site. (see list of key points). She shared future considerations. She shared the site size consideration with respect to athletic fields. She shared the chart of program areas. She shared the middle school and high school stadium elements. She shared the Apex Friendship High School Stadium efforts. She shared photos of the bleachers and pressbox. She shared a block diagram for the high school site planning. Ms. Parker said there was good discussion between staff.

Mr. Mark Edmondson, Wake County Facilities, Design and Construction, said there was a robust discussion. Commissioner Burns said varying the programs and models are being conducted. He clarified an article about "offsite" facilities. He said that he meant "offsite common facilities."

Commissioner Holmes asked if there is any current surplus property owned by the school system. She asked that the surplus property be used for affordable housing.

**Commissioner Ward moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners authorize the Board of Education**

to purchase 66.48 acres just west of Stephenson Road in the Apex ETJ, together with closing costs in an amount not to exceed \$4,325,748.00 pursuant to N.C.G.S 115C-426.

Ms. Parker clarified that the acreage is 67.299. Commissioner Burns offered an amendment to the above motion to include the change of acreage with the closing costs not to exceed \$4,325,748.00.

Commissioner Burns moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners authorize the Board of Education to purchase 67.299 acres just west of Stephenson Road in the Apex ETJ, together with closing costs in an amount not to exceed \$4,325,748.00 pursuant to N.C.G.S 115C-426. The motion passed unanimously.

21. [Land Acquisition for an Adaptive Reuse School Site in the Central Raleigh Area - First Reading](#)

**Attachments:**    [Carl Sandburg Court 1st reading 9-6-16 rev 2.docx](#)  
[Presentation - Carl Sandburg First Reading.pdf](#)  
[Appraisal - Carl Sandburg.pdf](#)  
[Land Appropriation Tracking](#)

Ms. Parker said the Infinity Program serves long-term suspended high school students who demonstrate severe behavioral and social problems with intensity, frequency and long duration. Infinity students require selective environments and additional staffing. The program has been most recently housed in a portion of the Longview School campus located in Raleigh. The space available at the Longview campus is limited to two classrooms in the basement and is insufficient to meet the needs of the program. Given the need to serve more students, consideration has been given to identification of a suitable central location to better serve its constituency and provide stability to the program. Relocation of the Infinity Program from Longview school also frees space to allow service of more students in other programs located therein. A needs assessment was conducted to determine the facility requirements of the program, and a suitable adaptive reuse site was identified. Ms. Parker shared a map of the current location of the Infinity Program and the future Transitions Program site.

Ms. Parker shared a list of school-based special/optional schools and programs and shared a map of where they are located.

- **Bridges Program** is an alternative elementary program for grades K-5 housed on the Mt. Vernon campus, with the capacity to serve 48 mild to moderate at-risk students.
- **Mt. Vernon School** is an alternative school for students in grades 6-8, with the capacity to serve 105 mild to moderate at-risk

students.

- **River Oaks Middle** features two programs for referred Wake County middle school students in grades 6-8, with the capacity to serve 105 students who are not finding success in their base school.
- **Longview School** is an alternative school for students in grades 6-12, with the capacity to serve 102 students.
- **Mary E. Phillips High School** is a high school for grades 9-12 for any Wake County High School student who has not reached his or her potential within a traditional school setting, with the capacity to serve more than 200 students across the day and evening programs.
- **School-Based Programs for Long Term Suspended Students With Disabilities**
- **Transitions at The Dubois Center** is a program for students in grades 6-8, currently located in DuBois modular campus (slated for relocation to the Buck Jones Road facility), with a current capacity to serve 60-80 students.
- **Infinity at Longview** is a program for students in grades 9-12, currently located in Longview School (slated for relocation to the Carl Sandburg Court facility), with a current capacity to serve 60-80 students.

Ms. Parker shared aerial views, photos, and site and floor plans. She shared a map of the public transit route. She shared the contract terms and information of the site.

- **Purpose:** Adaptive reuse site to accommodate the Infinity Program per SNAP-identified educational needs
- **Seller:** J.B. Harrison Properties LLC, who acquired the site and constructed the “build to suit” office/flex space in 2000.
- **Location.** East Central Wake County inside the beltline at New Bern Avenue, on the northern side of Sandburg Court east of its intersection with Sunnybrook Road in Raleigh.
- **Asset Description.** ±13,891 sq.ft. one story commercial building constructed in 2000 on 3.0 acres, with room to expand by 5,000 sq.ft. Ample parking capacity, sets up well for on-site queueing circulation, bus stop located at the entrance.
- **Recent Use.** Recently vacated by government/business use tenant (NC Employment Security Commission)
- **Negotiated Purchase Price:** \$2,075,000
- **Appraised Value:** MAI-certified appraisal concluded a fair market value of \$2,140,000 in support the purchase prices.
- **Funding Source:** Site acquisition and design costs are funded in CIP 2013. All other renovation project costs are planned for funding from the SNAP line item of CIP FY ‘16-’23.

- **Operational Cost impacts.** Some program costs are in the current operational budget - additional operational costs will be incurred with relocation facilitating program growth to meet existing needs. Additional utility, janitorial and maintenance costs are anticipated with acquisition of the additional space.
- **Target Opening:** '18-'19 school year or as soon thereafter as possible, predicated upon the extent of renovations required and timing of available funding.

Commissioner Sullivan asked about the operating cost, success rates, services, level of education, and number of students at the schools. Ms. Parker said the students are long-term suspended students, they remain at these schools and wrap around services are desired. Commissioner Sullivan expressed concern that evaluation may be needed to determine the services needed by the students.

Commissioner Calabria asked if Ms. Parker could provide modification for the operational cost impacts.

Chairman West asked for the data of the success rate of the students in the program.

Ms. Parker said that she would provide answers to this information to the board at the second reading of the item.

**22.**     [Public Hearing on ZP-890-16 to Rezone a 3.65-acre Parcel Located at the Corner of Benson Road and Wakefield Lane from Conditional Use-General Business \(CU-GB\) to Conditional Use-Heavy Commercial \(CU-HC\)](#)

**Attachments:**     [Item Summary](#)  
                              [Presentation](#)  
                              [Staff Report](#)  
                              [Statement of Consistency Resolution](#)  
                              [Ordinance for Approval of Rezoning Petition](#)  
                              [Petition](#)  
                              [Maps](#)  
                              [Comments from Town of Garner Aug 26, 2016](#)  
                              [Comments from Town of Garner July 8, 2016](#)  
                              [Planning Board Minutes Aug. 3, 2016](#)

Ms. Stacy Harper, Wake County Planner, said that a conditional use rezoning means that the petitioner has voluntarily offered certain conditions as part of the rezoning petition (i.e. limiting the number and types of uses that would otherwise be permissible) in an attempt to mitigate potential negative impacts of subsequent development on the surrounding properties. She said the petitioner has limited the proposed

uses on this piece of property to self-service storage and vehicle sales, leasing or rental. Both uses are permitted by right in the Heavy Commercial zoning district. The petitioner has also listed "masonry facade construction" as a condition of approval. She said the applicant has stated that the purpose of the rezoning is a self-storage facility with moving truck rental, however; it is important to note that either one or both of the requested uses could be conducted on the property if the rezoning is approved. She shared aerial and zoning maps of the rezoning.

Ms. Harper provided the land use history information.

1973: General zoning first applied to this area of county.

1998: Site was part of a larger 8.8 acre tract approved for a mini-storage facility (BA 1752).

2010: The property was rezoned from Residential-20 to Conditional Use-General Business.

2011: The property was subdivided into two parcels -where the Dollar General now sits and the 3.65 acre subject parcel.

She shared the input from the Town of Garner.

- The subject property is located within the Town of Garner's LRUSA
- Garner staff is neutral on conformity with the town's Comprehensive Growth Plan.
- Landscaping and signage suggestions by the town will be considered later in the process during site plan review.

She provided the input from neighboring property owners.

- Planning staff sent letters to each property owner within 1,000 feet of the subject property and posted meeting notification signs on Benson Road and Wakefield Lane.
- Wake County planning staff has received two calls and one email.
- The petitioner held two neighborhood informational meetings - July 12 and 26, 2016 to discuss the rezoning request

Ms. Harper said the Town of Garner is neutral but requested to have input on the signage and vegetation. She said that the Department of Transportation has decided to provide road access nearby. She shared the next steps if the plan is approved.

- The proposed self-service storage facility (or other permissible use) will require a detailed site plan review process
- A Planned Compliance Permit (PCP) will be required. PCPs are

reviewed by the Planning Board for compliance with landscaping, parking, setbacks, etc.

Ms. Harper share the staff findings.

1. The proposed rezoning is consistent with the area's designation as a Community Activity Center and is appropriate for the area.
2. The Community Activity Center allows for moderate-scale mixed-use development that allows for a combination of retail, and personal services serving the needs of the surrounding neighborhoods.
3. The proposed rezoning complies with goals of the Land Use Plan and the Fuquay-Garner Area Plan.
4. There are no significant traffic issues for Benson Road.
5. A detailed site plan must be approved prior to development of the site.
6. Any roadway improvements and/or driveway permits will be approved by NCDOT during the site plan review process.
7. The Town of Garner's planning staff has indicated that they are neutral on the requested rezoning as it relates to conformance with their Growth Plan.
8. Planning staff has received two calls and an email from the public.

Commissioner Holmes asked about the phone calls and e-mails that have been received from citizens. Ms. Harper said that most questions were about crime, fence, traffic, and basic site plan information.

Commissioner Burns asked if the signage and vegetation would need to be included in the conditions. Ms. Harper said the applicant would address the conditions at the site plan stage.

Mr. Scott Warren, County Attorney, said that the Planning Board will bring the conditions forward.

Commissioner Ward questioned the responses from the neighborhood. Ms. Harper said she had received three calls from concern citizens and there were signs around the property to notify the public about the rezoning.

Commissioner Calabria asked that the Planning Board work with the Town of Garner about the signage and vegetation request. He asked for explanation the Town of Garner's neutrality overall and the conformity of the town's comprehensive growth plan. Ms. Harper said municipalities are sometimes hesitant to provide a position when utilities are a factor in development. She said the town's growth plan is written for more urban development. Ms. Harper said that it is not part of the



town's ETJ request. Commissioner Calabria suggested a process to obtain information from the municipalities on projects.

Chairman West opened the public hearing.

No one came forward

Chairman West closed the public hearing.

Ms. Harper said that the Planning Staff recommends approval of the request.

Mr. Alan Swanstrom, Wake County Planning Board Chairman, said that the Planning Board voted unanimously to recommend approval of the rezoning request at its August 3, 2016 meeting.

**Commissioner Burns moved, seconded by Vice-Chair Hutchinson, that the Board of Commissioners hold a public hearing to consider rezoning petition ZP-890-16 and:**

**1. Adopt the attached consistency statement finding that the requested rezoning to Conditional Use-Heavy Commercial and the permissible range of uses are consistent with the Wake County Land Use Plan, reasonable, and in the public interest. The motion passed unanimously.**

Commissioner Burns moved, seconded by Commissioner Calabria, that the board of Commissioners,

**2. Approve the rezoning request as presented and adopt the attached ordinance. The motion passed unanimously.**

A brief break was taken. The meeting reconvened.

**23. [Public Hearing and Request from Shotwell Landfill, Inc. for Amendment of Landfill Franchise \(First Reading\)](#)**

**Attachments:**    [BOC 9-6-16 Item Summary Sheet.docx](#)  
                          [C&D Ordinance 2012.pdf](#)  
                          [Shotwell C&D Franchise 2016 Rev Req.pdf](#)  
                          [Affidavit of Public Hearing Notice.pdf](#)

Chairman West thanked the citizens that attended the meeting.

Mr. John Roberson, Wake County Solid Waste Director, said the Wake

County Solid Waste Ordinance requires that all construction and demolition debris (C & D) landfills obtain a franchise from the county before operating. Once the franchise has been granted, the landfill owner must request a franchise amendment if the landfill owner desires to modify or change the conditions specified in the standing franchise (primarily service area and tonnage threshold). Mr. Roberson said the request is for a franchise amendment for Shotwell Landfill, located at 4724 Smithfield Road, near Wendell, NC. The applicant requests to increase the tonnage threshold from 91,250 tons per annum to 365,000 tons per annum and increase the franchise service area to include seven additional counties beyond Wake and Johnston counties: Durham, Orange, Granville, Franklin, Nash, Harnett, and Chatham Counties. Mr. Roberson said the C & D Franchise Ordinance modifications approved in March 2012 have a provision that prohibits an individual franchise from applying for modifications to their franchise more frequently than 18 months. He said there are no violations of permits, ordinances or regulations governing the Shotwell Landfill enforced by Wake County Environmental Services or NC Department of Environmental Quality. Mr. Roberson said traffic data will be presented from a particular day at the landfill. The North Carolina Department of Environmental Quality (DEQ) has received complaints about potential odors from the facility. They have stated that they have not typically received odor related complaints, regarding Shotwell, but if there are they can inspect the facility to confirm that the various monitoring wells on-site are still operating properly.

He shared the previous board actions as follows:

1. December 1999 - Denied franchise request to open the facility. Applicant subsequently appealed to Superior Court and the Commissioners decision to deny the franchise was upheld because Applicant did not properly describe the geographic area of the landfill.
2. July 2000 - Approved initial franchise request.
3. August 2003 - Denied amendment to increase both the franchise service area and tonnage threshold.
4. November 2003 - Approved amendment requesting a smaller increase in tonnage threshold.
5. April 2005 - Approved request to re-issue franchise to reflect change in ownership.
6. September 2006 - Approved amendment to increase the franchise service area and disposal volume per year (to Wake and Johnston Counties with a maximum of 91,250 tons/year)
7. March 2011 - Denied request to increase franchise service area (adding 15 counties) and annual disposal volume (401,500).
8. May 2011 - Denied same request as March 2011 to increase franchise service area and annual disposal volume. Directed

staff of investigate a re-write of the C&D Franchise Ordinance - re-write completed in March of 2012.

9. June 2012 - Denied request to increase annual tonnage disposal volume (273,750) and add two counties (Durham & Orange) to the service area.

Mr. Roberson highlighted some other items noted by the applicant in their application package as follows:

1. The landfill is under Chapter 11 reorganization bankruptcy proceedings.
2. The landfill only accepts C&D material and is not seeking to add any new types of waste.
3. The landfill currently operates Monday thru Friday from 7:30 AM until 4 PM and is not requesting any change to the operational days or hours.
4. This request does not seek to expand its footprint. The stated purpose of the franchise amendment request is to increase the annual volume and expand the franchise service area to be more in keeping with the other similarly sized construction and demolition debris landfills in Wake County. The other three C&D landfills in Wake County currently have significantly higher daily tonnage thresholds, and two have significantly larger franchise service areas than the applicant

Mr. Roberson said that state law requires two readings of the request.

Chairman West asked why WCA Brownfield would receive more tonnage upon their initial request. Mr. Roberson shared the timing of the other sites.

Commissioner Ward said she has visited the Shotwell Landfill twice and that in the past there were objections and a lot of discussion. She said the request today is different than the past.

Mr. Keith Johnson, Attorney, introduced Mr. David King, Shotwell Landfill owner; Mr. Douglas Gurkins, Chief Restruction Officer; (appointed by he United States Bankruptcy Court); and Mr. Thomas "Andy" Archer, Transportation Engineer. Mr. Johnson shared with the board a traffic study.

Mr. Gurkins thanked the board for hearing the request. He said that he was appointed by Judge Stephani Humrickhouse from the Eastern District of North Carolina as a Chief Restruction Officer June 14, 2014. He said the judge ordered him to look at finances, feasibility and the operations. He said the landfill is under Chapter 11 bankruptcy. He said that he was asked to check for compliance. He said that Shotwell

has the least amount of tonnage of other landfills. He said there have been limited issues at Shotwell. He said that he has checked the traffic around the area of the landfill in the morning and afternoon on a given day. Mr. Gurkins said that Mr. King is a good manager of the landfill.

Attorney Johnson said that it is good government and under the constitution all persons should be treated fairly. He said that fair competition is the asking of Mr. King. He shared the disparity of daily disposal compared to WCA Brownfield, Red Rock, and Hwy 55 (Greenway Waste). He said that Shotwell's daily tonnage limit of 250 has remained unchanged since 2003. He shared the daily limits of the competitors as follows: WCA (Brownfield) 1,100 tons, Redrock 2,000 tons, and Hwy 55, 822 tons. He shared the volumes of business in past years. He explained the facility is no smaller than Brownfield. He said that the competitors have a large cushion between the limits and amount of business between Wake County. He said the expansion occurred ten years ago and the landfill was inspected by the Department of Environmental Quality (DEQ). He said the compliance was addressed. He said that outdated information and inaccurate data has been circulated to the board. He said there have been no complaints about the landfill since 2012 when the board received the request to increase the franchise service area and annual disposal volume. He said there was one Notice of Violation in five years that was promptly addressed. Attorney Johnston said there would be logs of complaints of smell and traffic if there were ongoing issues. He said the focus of the landfill request should be based on equity. He said waste facilities are needed to protect green space. He said the goal of open space is to protect surface water quality, minimizing impervious surface, roads, sidewalks, and rooftops. He said the landfill property will never be developed. He said Shotwell Landfill has three transfer stations and a hauling affiliate. He said trucks from other counties will not be hauling trash to the landfill.

Mr. Archer said that Quality Counts conducted a traffic study on a given day at the Shotwell Landfill. He said on that given day the landfill took in 849 tons. He said the morning (7:00 AM-8:00 AM) and afternoon peak periods are taken into account during the study. He said there were 627 vehicles counted on Smithfield Road during the AM period of which 18 entered the facility. Mr. Archer said that no one entered the facility after 4 PM. He said that 204 entries and exits occurred on the site during the 12 hour period of time. He said 102 vehicles total entered the site on that day, of which were 93 trucks. Mr. Archer said that the 93 trucks equates to 4.4 percent of traffic on the road. He said a typical traffic study requires 10 percent or more traffic justification. Mr. Archer said after the facility closed, only 6 percent of the vehicles on Smithfield Road were trucks.

Attorney Johnson said the outcome should pose an understanding that the limits are fair and comparable to other landfills. He said the request would keep the limit less than 23 percent of the limit allowed than landfill competitors.

Commissioner Burns said the constitutional obligation of government has been reiterated. He asked what "similar situated" takes into account. Commissioner Burns said that the board has received information about land preservation grants, nature preserve, and a letter of support from a planned unit of development of 2,000 homes. He asked how many of the competitors are in the same situation and does this come into question when determining "similarly situated."

Attorney Johnson said that if the disparity remains then there is a legal challenge by the competitors. He said a rational relation test may be used. There are four companies with the same types of businesses. He said the compliance record and traffic record is favorable. Attorney Johnson said it is uncertain how Shotwell Landfill can be distinguished between its competitors and maintain the disparity. He said there is compliance with short and long-term open space plans. He said the issue is controversial. Attorney Johnson stated that the primary leverage would be the Conditional Use Permit.

Mr. Scott Warren, County Attorney, clarified that the term Special Use Permit should be used for the basis of land use.

Chairman West asked about past staff investigation of a franchise ordinance. Mr. Warren said that in 2011 the board asked staff to review the ordinance involving this topic and the board enacted 50-22 of the Code of Ordinance of new franchises and amendment of existing franchises.

Chairman West opened the public hearing.

Mr. George Kahdy (4544 Smithfield Road Wendell, NC) said he is a practicing veterinarian and he lives about a half mile from the landfill site. He said the Shotwell Landfill is a private enterprise. He said the traffic is dangerous.

He read the following excerpt from former Commissioner Joe Bryan the June 18, 2012 hearing:

"Raising the cap on how much debris this facility can take threefold is clearly contrary to the overall Wake County goals of water protection as set forth in the Marks Creek Initiative. This initiative has been and continues to be all about quality of water for all of us and a better living environment for our friends and citizens in eastern Wake County. Wake

County has invested over \$20 million of hard-earned taxpayer dollars in the purchase of land around Marks Creek to protect water quality. While increasing capacity by three times may make perfect business sense for this repeat applicant, it is bad news for this area of the county and to people trying to make a life there. They have not been a good partner. They have created a lot of suspense, stress, turmoil, angst for the people of eastern Wake County. Many of the citizens here today would like to get on with their lives. For too long, the Shotwell Landfill owners have been like a hammer and using the citizens of eastern Wake County like a nail. Today, enough is enough."

Mr. Kahdy asked the board to respect the residents to have the freedom to live where they want.

Ms. Betty Brandt Williamson (3113 Georgian Terrace, Raleigh NC) said she operates a business at 4400 Mial Plantation Road. She said she owns 35 acres in the Shotwell Landfill area including tenant property. At the May 2, 2011 public hearing, she shared a photo of garbage at the landfill. She said the photo was taken prior to a tornado of which Mr. King said was tornado debris. She said that there were also photos from April 3, 2011 that depicted sediment from the landfill on the Stallings property to the south. She said the attorney stated at the September 5, 2006 hearing that the expansion would advance the county's goal of protecting water quality. She stated that Shotwell has not protected surface or ground water. Ms. Brandt Williamson said she was a scientist that has worked in a regulatory background, and the Shotwell Landfill has had issue with compliance in the past. She said that the Department of Environmental and Natural Resources (DENR) has reported Notice of Violations including shut down of the site. She said the report from the Division of Environmental Quality (DEQ) is only one Notice of Violation received by the landfill. She said that for nine months there were violations pertaining to ground and surface water. She said this is a violation of the Clean Water Act. She said the water has been contaminated by acetone, chloroform, and toluene chemicals. She said that Shotwell has been cited twice for accepting unauthorized chemicals. She said that some trucks headed to the landfill are bypassing the scales. She said the tonnage is lower than the C & D amounts received. She said that she has documentation of the discrepancies. Ms. Brandt Williamson said that other similar landfills are interested in buying Shotwell. She said the plan is to hold a landfill liquidation action to accept bids for six months nationally and internationally to help pay for Mr. King's bankruptcy. She said debt existed before Mr. King purchased the landfill. She asked the board to deny the franchise amendment and pull the Special Use Permit due to the groundwater contamination and Clean Water Act. She said that her parents farmed the land and have since passed away. Her dad spoke at previous hearings in the past.

Ms. Brandt Williamson presented a note from Ms. Laurie Chatfield, a friend that lives in StoneWater that has been hospitalized and could not attend the public hearing. Ms. Chatfield opposes the landfill request.

(Ms. Brandt Williamson provided the clerk with copies of her full statement of public comments, Ms. Chatfield's statement, transcript documents, bankruptcy files, and landfill audit summary and rebuttal which will remain on file in the Clerk to the Board files)

Mr. Brett Boswell (405 Mantle Drive Clayton, NC) said he lives in the Riverwood Community. He said that the Shotwell Landfill is a better run facility than most. He said that he has used the landfill in the past. He expressed his concern about traffic in the Wake and Johnston Counties. He said the smell is mainly when you drive by the facility. He said landfill facilities are important to the communities. He said that a sewer system is more likely to affect the ground water than the landfill.

Ms. Alyse Shirley (4920 Lord Nelson Drive Raleigh) said she lives in the Kings Grant Subdivision and lives a mile from the landfill. She expressed her concern about the safety of children on Smithfield Road. She explained the accident that her children were involved due to a trash "monster truck" four years ago. She asked the board to consider the trucks that drive the road near the landfill as a consideration. Ms. Shirley circulated photos of the trucks that are used for the landfill use.

Michaela Shirley (4920 Lord Nelson Drive Raleigh) spoke of the accident and how her brother avoided the accident with a trash "monster truck." She explained the day of the accident. She said that she encounters trucks every day on Smithfield Road. She asked the board to consider the hazard of dangerous trucks that travel Smithfield Road each day.

Mr. Grady Jeffreys (2846 Auburn Knightdale Road, Raleigh) asked the board to deny the Shotwell Landfill request. He said that he worked eight years for the Governor's Highway Safety Program and eleven years with the University of NC Highway Safety Program. He expressed his concern over his granddaughter who spoke before him that was involved in the wreck. He said that he has been before the board four times. He asked the board to consider the financial liability, property values, regulatory action, and constitutional rights. He said that it was bad judgment to allow a facility in the area. He asked the board to deny the request by the landfill.

Mr. Chris Koch (917 Knotts Hill Place, Knightdale, NC) complained of the odor from the landfill when he visits family near Clayton, NC.

Ms. Patricia A. McCullers (1209 Major Slade Road, Wendell, NC) asked the board to deny the request for the expansion of the landfill. She asked those citizens that have interest in the issue to stand. She said the Mountains to the Sea Trail will be located near her home. She said the roads in the area will be overrun with traffic. She said the animals and plants will be disrupted by the expansion request. She said that the residents in the area look after one another for more than 150 years. He said that Mr. Bailey P. Williamson passed and would have wanted the residents to protect the Marks Creek area.

Ms. Michelle Langley (109 Mantle Drive Clayton, NC), real estate agent, said that residents around the landfill did not expect the traffic and the amount of homes in the area. She said that potential buyers do not want to buy in the Riverwood community because of the smell. She said the traffic in the area will worsen. She said the residents of Falls of Norwood already have resale issues because of the odor from the landfill. She said resale in the area will be affected in the future.

Ms. Crystal Kane (23 Lake Wendell Road) has lived in the area for ten years and has a horse farm. Her property adjoins the Marks Creek land area. She said there is a commitment to the watershed and environment. She said there is a smell from the landfill and the traffic is bad. She asked the board to deny the request because of the liability in the area she and her neighbors teen drivers. She said that her property rights should be considered like a business. She asked the board to deny the request.

Ms. Mary Landworthy (4805 Storeyoak Lane) questioned the traffic study and the inspections conducted on the landfill. She questioned the 849 tons that were taken the day of the traffic study. She also questioned the frequency of the inspections of the landfill. She asked the board to consider the tonnage request.

Mr. Jonathan Quick ( 237 Boswell Lane Clayton NC) asked the board to deny the landfill request. He explained the risk to homeowners including property values, traffic, and schools. He said there was correlation between increased tonnage and increased traffic. He said the groundwater tests indicate harmful chemicals. He said the methane levels are unsafe. He asked the board to deny the request of the landfill.

Representative Darren Jackson said the landfill has doubled the tonnage than what was bargained for. He spoke of how his daughter was lucky in an accident with a truck at the corner of Grasshopper and Smithfield Road. He asked the board to review the traffic analysis and the date it was performed.



Mr. Donald Mial (1021 Penselwood Drive, Raleigh) said that traffic is an issue on Smithfield Road and is concerned about the contamination of water near the landfill. He said the additional tonnage will not help the conditions in the area. He asked the board to oppose the landfill request.

Mr. Anthony Eagan (5712 Preakness Place, Youngsville NC) supports the landfill and said Shotwell is a clean landfill. He said that he visits the landfills often to bring debris. He asked the board to support the landfill request.

Ms. Leigh Ann Hammerbacher (9629 Fonville Road Wake Forest, NC), Associate Director of Stewardship and Conservation, Triangle Land Conservancy, said the board opposes the landfill requests. She spoke about the property near the landfill that was protected by the water quality and other environmental benefits. She said the Neuse River is the intake for over 75,000 water users in Johnston County which is located near the Marks Creek land. She said that it was unnecessary for other counties to use the landfill for their waste. She said the Shotwell Landfill benefits for itself. She asked the board to deny the request of the landfill.

Mr. Charles Heatherly (34 Park DeSarah Place, Clayton, NC) asked the Board of Commissioners to deny the landfill request. He said there is a smell from the landfill. He said there is a safety issue because of trucks and traffic on Smithfield. He noted that an 85 year old man in the past had been blown off the road getting mail from his mailbox. He asked the board to review the Shotwell bankruptcy file and deny the request by the landfill.

Mr. Brad Johnson (Falls of Norwood subdivision) said that he has not noticed the smell from the landfill. He said the Shotwell Landfill business is run well. He spoke of how Mr. King operates the landfill business. He said the traffic issues are from new development and a new school in the area.

Ms. Erin Seekamp (4816 Stoneoak Lane, Raleigh) said that safety, water quality, and public health should be the primary concern of the request of the landfill. He said the transportation study is questionable.

Ms. Renee Pearl (4909 Mial Plantation Road Raleigh, NC) said that she smells the landfill odor from her front porch. She said the odor will affect the resale of her home. She said the neighbors are protective of the safety and well being of the residents that live nearby.

Mr. Tim Duncan (2200 Virginia Dare Place Raleigh, NC) said he opposes the landfill request. He spoke of the smell from the landfill. He

said four years ago the board denied expansion of Shotwell Landfill. He explained that the intersection has changed at Major Slade and Smithfield Road. He explained the traffic issues that exist on Smithfield Road.

Mr. James Etchells (9709 Poole Road Raleigh, NC), registered professional engineer, shared photos of the area around the landfill. He shared maps that explained the traffic area. He said potholes are forming on Smithfield Road due to the large trucks that visit the landfill. He said Smithfield Road is busy, narrow, and has too much traffic.

Chairman West closed the public hearing.

Commissioner Burns asked Mr. Gurkins if there is a sale pending on the landfill and would the increase in the tonnage increase value of the landfill to assist with the bankruptcy. Mr. Gurkins said there is not a sale pending and during the bankruptcy hearing the value of the landfill was \$33 million in court.

Commissioner Burns asked if there was co-mingling of assets between personal and business estate. Mr. Gurkins said there is no co-mingling of the assets since he monitors the accounting of the landfill business. He said that he monitored the business accounting of the landfill bankruptcy on a weekly basis. Commissioner Burns asked Mr. King is the only shareholder of Shotwell Landfill. Mr. Gurkins said that he is 100 percent shareholder and 40 percent pledged.

Commissioner Ward asked about the smell that many nearby residents complained about during the hearing. Mr. Gurkins said the humidity is a factor in the smell. He said a landfill is a necessity.

Mr. King said that methane gas monitoring occurs monthly and that is submitted monthly to the state. He said that sheetrock does have a sulfur smell when major rainfall occurs. Mr. King said the property is monitored 24 hours seven days a week.

Commissioner Calabria asked if there has been conversations about a sale of the landfill. Mr. King said prior to Chapter 11 bankruptcy, he sold the landfill to Waste Industries. Waste Industries backed out of the sale. He said that Waste Industries made efforts to buy him out of bankruptcy. Commissioner Calabria asked about the 10 percent threshold for a traffic study. Mr. Archer said the ten percent threshold is typical for peak hour trips or ten percent of traffic for a given area. Commissioner Calabria asked if the request for additional tonnage would increase the volume of traffic to ten percent that would warrant a traffic study for the area. Mr. Archer reported that on the day that the study was performed there was 849 tons carried to the landfill. He said

what was measured that day was above the average.

Commissioner Sullivan asked if the Department of Environmental Quality (DEQ) could provide comments.

Mr. Drew Hammonds, Inspector, Department of Environmental Quality, said that he has overseen the landfills in Wake County since April. Mr. Hammonds said there are thirteen field inspectors for 100 counties. Mr. Hammonds said that there are landfill inspections once a year.

Ms. Liz Patterson, Inspector, Department of Environmental Quality, said she lives 6-8 miles from the landfill in Clayton. She said that she drives by the landfill on the way to work each day. She said that Mr. King is on the property and operators are on site regularly. She said that she has not observed any violations from the Shotwell Landfill.

Chairman West asked how often visits are conducted on a regular basis. Ms. Patterson said that inspectors perform comprehensive inspections once a year.

Commissioner Ward asked about Ms. Patterson's visits to the landfill. Ms. Patterson said that she checks the landfill and all reports are a public record. She said if there are complaints, they should make contact with her. Commissioner Ward asked if there have been complaints of odor with other landfills. Ms. Patterson said that South Wake Landfill has numerous complaints because of residential trash.

Commissioner Holmes clarified that the request from the landfill is an increase from 91,000 tons to 365,000 tons. Mr. King said that this is the request. She asked why the additional tonnage would not increase the value of the landfill. Mr. King explained that as the landfill fills up, the air space is a curve. He said that a potential purchaser buys a landfill for air space capacity. He said the value of the landfill is stagnant and worth what a buyer wants to pay.

Chairman West said he has heard from public comments that "Shotwell Landfill has doubled what they have asked for in terms of tonnage." Mr. King said he bought the landfill under the circumstances for expansion ten years ago.

Vice-Chair Hutchinson said "the board has received numerous comments expressing concerns to quadruple tonnage capacity for a local landfill and not a collections center. The concerns as to the public health and safety, water quality, increased truck traffic, and the welfare of Wake County citizens far outweighs the request for additional capacity. He said the request from the landfill is in conflict with the financial interest of Wake County as it has been a part of the Marks

Creek rural land initiative. He said along with the state and local partners, Wake County has preserved more than 22,000 acres in the Marks Creek watershed area including 450 acres at the Walnut Hills site in partnership with Triangle Land Conservancy. Wake County invested \$1.6 million in open space funds and currently holds an easement on the land. He said more than \$24 million has been invested in conservation for open space and water quality projects in the Marks Creek rural land priority area by Wake County and other state and local partners to serve as protection of the watershed and the water supply for for 75,000 downstream users in Wake and Johnston Counties as well as the groundwater for the citizens there in the area. He said the area has been recognized as the last chance landscape by Scenic America as one of the few places left in America still under threat but worthy of protection for its scenic beauty, environmental integrity, and agriculture heritage and could be threatened by the additional capacity request. He said there is more than enough capacity in the landfills in the area to service the need with one landfill being four miles away. He said the board has heard legitimate concerns through the hearing about the adverse impacts of the health, safety, and welfare of Wake County citizens that will occur if the board increases the tonnage capacity and the county is added to the service area. He said that land has been protected in the Marks Creek area. Open Space and water quality initiatives have occurred. He said there are health, safety and welfare of citizens."

**Vice-Chair Hutchinson moved, seconded by Commissioner Holmes, to deny the request by the Shotwell Landfill to amend their existing landfill franchise to increase the annual tonnage threshold from 91,250 tons/year and to increase the service area from Wake and Johnston counties to include Durham, Orange, Granville, Franklin, Nash, Harnett and Chatham counties.**

Commissioner Burns said that Wake County has a sincere interest in protecting the landscape of the area. He said he would like additional information about water quality issues on the land that Wake County has purchased for the easement. He asked for additional information about the size of trucks that travel the road to the landfill. He said the landfill issues are real to the citizens that live nearby.

Commissioner Sullivan said information on water quality would be helpful and most items similar to this one have a staff recommendation. She said that many of the board members are new to the information.

Chairman West thanked all the citizens for attending the hearing today.

**Commissioner Burns moved, seconded by Commissioner Sullivan, to defer consideration of the request until the September 19, 2016 meeting**

**until additional resources can be obtained about water quality in the surrounding area. The motion carried by the following vote:**

**Aye:** 4 - Chairman West, Commissioner Burns, Commissioner Sullivan, and Commissioner Ward

**Nay:** 3 - Vice-Chair Hutchinson, Commissioner Calabria, and Commissioner Holmes

## **Appointments**

### **24. [Adult Care Home Community Advisory Committee](#)**

**Attachments:** [Item Summary.doc](#)  
[Adult Care Home Community Advisory Committee Members.docx](#)  
[Applicants.pdf](#)  
[Adult Care Attendance.pdf](#)

Vice-Chair Hutchinson nominated Ms. Linda Fuller, Ms. Ann Melvin, and Ms. Patryce Rispress for appointment.

### **25. [Citizens Energy Advisory Committee](#)**

**Attachments:** [Item Summary.docx](#)  
[Citizen's Energy Advisory Commission Members.docx](#)  
[Citizens Energy Applicants.pdf](#)  
[CY2016 Energy Commission Attendance.xlsx](#)

Vice-Chair Hutchinson nominated Mr. James Ward for appointment.

### **26. [Fire Commission](#)**

**Attachments:** [Item Summary.doc](#)  
[members.docx](#)  
[Fire Commission Applicant McGee.pdf](#)  
[02 - Fire Commission Attendance.xls](#)

Vice-Chair Hutchinson nominated Chief Keith McGee for appointment.

### **27. [Nursing Home Community Advisory Committee](#)**

**Attachments:** [Item Summary Nursing Home .docx](#)  
[Nursing Home Community Advisory Committee Members.pdf](#)  
[NHCAC Applicant and Resume.pdf](#)  
[Nursing Home Attendance.JPG](#)

Vice-Chair Hutchinson nominated Ms. Erin Haugen for appointment.

**28. [Open Space and Parks Advisory Committee](#)**

**Attachments:**    [Item Summary.docx](#)  
                          [Open Space and Parks Advisory Committee Members.docx](#)  
                          [Open Space and Parks Applicants.pdf](#)  
                          [FY2016 OSAPAC Attendance.xlsx](#)

Vice-Chair Hutchinson nominated Mr. H. C. Woodward (District 6), Mr. Mark Schwegel (District 3), and Mr. Stephen Kish (District 2).

**29. [Cary Planning and Zoning Board](#)**

**Attachments:**    [Item Summary Cary Planning and Zoning.doc](#)  
                          [Cary Planning and Zoning Board member.docx](#)  
                          [Cary Planning and Zoning Applicants.pdf](#)  
                          [PZ Attendance 2016.pdf](#)

Vice-Chair Hutchinson nominated Ms. Carla Sadtler for reappointment.

**30. [Garner Fire Department Board of Trustees Firemen's Relief Fund](#)**

**Attachments:**    [Item Summary.docx](#)  
                          [Garner Fire Dpt Ltr or Recommendation.pdf](#)  
                          [Application for Kevin Radford.pdf](#)  
                          [Garner Fire Department Board of Trustees Firemen's Relief Fund Members.docx](#)

Vice-Chair Hutchinson nominated Mr. Kevin Radford for appointment.

**31. [Zebulon Planning and Zoning Board](#)**

**Attachments:**    [Zebulon Item Summary.docx](#)  
                          [Zebulon Planning Member List.pdf](#)  
                          [Zebulon Ltr of Recommendation.pdf](#)

Vice-Chair Hutchinson nominated Mr. Darrell Jones for reappointment.

**32. [Upcoming Vacancies](#)**

**Attachments:**    [Upcoming Vacancies.docx](#)

**Vice-Chair Hutchinson moved, seconded by Commissioner Burns, to approved the appointments by acclamation. The motion passed unanimously.**

**Closed Session**

Mr. Scott Warren, County Attorney, said there was no need for a closed session.

**Adjourn**

**Commissioner Sullivan moved, seconded by Commissioner Burns, to Adjourn the meeting. The motion passed unanimously.**

Respectfully submitted,

Denise M. Hogan, NCCCC  
Clerk to the Board  
Wake County Board of Commissioners



## Legislation Details (With Text)

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**File #:** 16-382

**Type:** Items of Business      **Status:** Agenda Ready

**On agenda:** 9/6/2016      **In control:** Board of Commissioners

**Title:** Approval of Agenda      **Final action:**

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Approval of Agenda





## Legislation Details (With Text)

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**File #:** 16-383

**Type:** Items of Business      **Status:** Agenda Ready

**In control:** County Manager

**On agenda:** 9/6/2016      **Final action:**

**Title:** Approval of the Minutes of the Regular Meeting of August 15, 2016

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Approval of the Minutes of the Regular Meeting of August 15, 2016



## Legislation Details (With Text)

**File #:** 16-372  
**Type:** Items of Business  
**Status:** Agenda Ready  
**In control:** Emergency Management  
**On agenda:** 9/6/2016  
**Final action:**  
**Title:** Proclamation Recognizing National Preparedness Month  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [BOC Agenda National Preparedness Month Sept 2016](#)  
[2016 Wake County Preparedness Month](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Proclamation Recognizing National Preparedness Month  
**That the Board of Commissioners joins others by proclaiming September as National Preparedness month in Wake County**



## Legislation Details (With Text)

**File #:** 16-393  
**Type:** Items of Business  
**Status:** Agenda Ready  
**In control:** Board of Commissioners  
**On agenda:** 9/6/2016  
**Final action:**  
**Title:** Proclamation Declaring September 10, 2016 as Public Safety Day  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Public Safety Day Item Summary.pdf](#)  
[2016 Wake County Public Safety Day.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Proclamation Declaring September 10, 2016 as Public Safety Day

**That the Board of Commissioners proclaims September 10, 2016 as Public Safety Day**



## Legislation Details (With Text)

**File #:** 16-376

**Type:** Items of Business      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Proclaim September as Kinship Care Month in Wake County to Recognize Kinship Caregivers

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [BOC Item Kinship Care Month 9-6-2016 FINAL](#)  
[Proclamation of Kinship Care Month September 2016 FINAL](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Proclaim September as Kinship Care Month in Wake County to Recognize Kinship Caregivers  
**That the Board of Commissioners proclaims the month of September as Kinship Care Month and recognizes and honors Kinship Caregivers for the work of caring for relative children**



## Legislation Details (With Text)

**File #:** 16-350  
**Type:** Items of Business  
**Status:** Agenda Ready  
**In control:** County Manager  
**On agenda:** 9/6/2016  
**Final action:**  
**Title:** Recognition of Recent Awards  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Revised Awards Item Summary 9-6-2016.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Recognition of Recent Awards

**That the Board of Commissioners recognizes recent award winners**



## Legislation Details (With Text)

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**File #:** 16-384

**Type:** Regular Item      **Status:** Agenda Ready

**In control:** Human Resources

**On agenda:** 9/6/2016      **Final action:**

**Title:** Approval of Plan Year 2017 Medical and Pharmacy Plans and Rates

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [BOC Agenda Item - Health Insurance Benefits - jlr.pdf](#)  
[Medical and Pharmacy Plan Summary and Premium Comparison.pdf](#)  
[2301 Tobacco Free Policy.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Approval of Plan Year 2017 Medical and Pharmacy Plans and Rates

**That the Board of Commissioners approves the County health insurance plan design changes and rates for the benefit year beginning January 1, 2017 for medical and pharmacy insurance**



## Legislation Details (With Text)

**File #:** 16-385  
**Type:** Regular Item  
**Status:** Agenda Ready  
**In control:** Human Resources  
**On agenda:** 9/6/2016  
**Final action:**  
**Title:** Selection of Aflac to Administer Additional Voluntary Benefits  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Item Summary - Voluntary Benefits.pdf](#)  
[Voluntary Benefits RFP Scorecard.pdf](#)  
[2 Summary - Recommended Critical Illness Plan & Rates.pdf](#)  
[3 Summary - Recommended Hospital Indemnity.pdf](#)  
[4 Summary - Recommended Accident Covg.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Selection of Aflac to Administer Additional Voluntary Benefits

**That the Board of Commissioners authorizes the County Manager to enter into a three-year agreement with Aflac for the administration of voluntary County benefits to include Critical Illness Insurance, Hospital Indemnity Insurance and Accident Coverage Insurance, subject to terms and conditions acceptable to the County Attorney**



## Legislation Details (With Text)

**File #:** 16-356  
**Type:** Consent Item  
**Status:** Agenda Ready  
**In control:** Board of Commissioners  
**On agenda:** 9/6/2016  
**Final action:**  
**Title:** Agreement to Scope and Content of Wake Transit Financial Plan  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Financial Plan Agreement Agenda Item](#)  
[Financial Plan Agreement](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

### ..Title

Agreement to Scope and Content of Wake Transit Financial Plan

**That the Board of Commissioners authorizes the County Manager to enter into, subject to terms and conditions acceptable to the County Attorney, a Financial Plan Agreement Setting Forth the Mutual Understanding of the Parties as to the Cope and Content of the Financial Plan Between Research Triangle Public Transportation Authority (GoTriangle); Durham County; Orange County; Wake County; Capital Area Metropolitan Planning Organization; Durham, Chapel-Hill, Carrboro Metropolitan Planning Organization; and Burlington-Graham Metropolitan Planning Organization**





## Legislation Details (With Text)

**File #:** 16-390

**Type:** Consent Item      **Status:** Agenda Ready  
**In control:** County Manager

**On agenda:** 9/6/2016      **Final action:**

**Title:** Approve 20th Amendment to the Interlocal Agreement between Wake County and the City of Raleigh Regarding Implementation of Countywide Room Occupancy and Prepared Food and Beverage Tax

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [20th Amendment ILA Agenda Item Summary.pdf](#)  
[20th Amendment ILA for approval.pdf](#)  
[Summary of Changes included in the 20th Amendment.pdf](#)  
[Summary of Interlocal Agreements.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Approve 20th Amendment to the Interlocal Agreement between Wake County and the City of Raleigh Regarding Implementation of Countywide Room Occupancy and Prepared Food and Beverage Tax  
**That the Board of Commissioners approves the 20th Amendment to the Interlocal Agreement between Wake County and the City of Raleigh Regarding Implementation of Countywide Room Occupancy and Prepared Food and Beverage Tax**



## Legislation Details (With Text)

**File #:** 16-358

**Type:** Regular Item

**Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016

**Final action:**

**Title:** Findings and Application to the Local Government Commission Regarding Proposed Issuance of General Obligation Refunding Bonds

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Agenda Item](#)  
[Resolution](#)  
[Sworn Statement of Debt](#)  
[Sworn Statement of Interest](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Findings and Application to the Local Government Commission Regarding Proposed Issuance of General Obligation Refunding Bonds

That the Board of Commissioners adopts the attached resolution making certain findings, authorizing the filing of an application with the Local Government Commission, appointing bond counsel and a financial advisor in connection with the proposed issuance of general obligation refunding bonds of the County, and schedules a public hearing for September 19 at the regular meeting of the Board of Commissioners regarding the order authorizing \$190 million general obligation refunding bonds



## Legislation Details (With Text)

**File #:** 16-388

**Type:** Regular Item      **Status:** Agenda Ready

**In control:** Capital Area Workforce Development

**On agenda:** 9/6/2016      **Final action:**

**Title:** Accept and Appropriate \$1,991,261 of Federal Funds from the Wake Technical Community College for Capital Area Workforce Development (CAWD)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Capitla Area Workforce Development Board TechHire grant.pdf](#)  
[CAWD Abstract.pdf](#)  
[Budget Memo - FY 2017 CAWD Fund.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Accept and Appropriate \$1,991,261 of Federal Funds from the Wake Technical Community College for Capital Area Workforce Development (CAWD)

**That the Board of Commissioners Accepts and Appropriates to Capital Area Workforce Development \$1,991,261 from Wake Technical Community College to be spent by June 30, 2020**



**Budget and Management Services  
Inter-Office Correspondence**

**TO:** Jim Hartmann, County Manager

**FROM:** Michelle Venditto, Budget and Management Services Director

**SUBJECT:** *Revisions to Fiscal Year 2017 Capital Area Workforce Development Project Ordinance, Sections 2 and 2(b)*

The following chart summarizes all budget revisions to the Fiscal Year 2017 Adopted Budget for the fund indicated below. The summary includes approved items, as well as items to be considered by the Board of Commissioners at the meeting date indicated. *Items for consideration are shown in bold italics .*

<b>Fund: Capital Area Workforce Development Fund</b>				
<b>REVENUES</b>				
<b>Date</b>	<b>Description of Revision or Adjustment</b>	<b>Revenue Category</b>	<b>Amount</b>	<b>Balance</b>
July 1, 2016	Adopted Budget Ordinance	Federal	\$5,197,000	\$5,197,000
September 6, 2016	Accepts and Appropriates to Capital Area Workforce Development \$1,991,261 from Wake Technical Community College	Federal	\$1,991,261	\$7,188,261

<b>EXPENDITURES</b>				
<b>Date</b>	<b>Description of Revision or Adjustment</b>	<b>Department</b>	<b>Amount</b>	<b>Balance</b>
July 1, 2016	Appropriation per Ordinance	Workforce Development	\$5,197,000	\$5,197,000
September 6, 2016	Accepts and Appropriates to Capital Area Workforce Development \$1,991,261 from Wake Technical Community College	Workforce Development	\$1,991,261	\$7,188,261
<b>STAFFING</b>				
<b>Date</b>	<b>Description of Revision or Adjustment</b>	<b>Department</b>	<b>FTEs</b>	<b>Balance</b>
July 1, 2016	Appropriation per Ordinance	Multiple	18.00	18.00



## Legislation Details (With Text)

**File #:** 16-357

**Type:** Consent Item      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Application

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary](#)  
[JAG Grant MOA.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Application

**That the Board of Commissioners authorizes the Wake County Sherriff's Office, in partnership with the City of Raleigh, to apply for the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG)**



## Legislation Details (With Text)

**File #:** 16-353

**Type:** Consent Item

**Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016

**Final action:**

**Title:** Approves a Resolution Authorizing the County Manager to file an Application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary](#)  
[Resolution](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Approves a Resolution Authorizing the County Manager to file an Application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program

**That the Board of Commissioners approve the attached resolution which authorizes the County Manager to file an application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program**

**Item Title:** Approves a Resolution Authorizing the County Manager to file an Application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program

**Specific Action Requested:**

**That the Board of Commissioners approves the attached resolution which authorizes the County Manager to file an application for \$169,110 in Federal Grant Dollars from the North Carolina Governor's Highway Safety Program.**

**Item Summary:**

Under the Governor's Highway Safety Program (GHSP) DWI Grant, the Wake County Sheriff's Office has, since January, 2014 been participating in DWI Check Points, Seat Belt Check Points, actively arresting DWI offenders, and participating in trainings. The final year's funding \$338,220 including a \$169,110 local contribution was approved as part of the FY 2017 Adopted Budget. The second year of the grant includes \$100,211 in grant funding for the five (5.0 FTE) deputy sheriff positions (four deputies and one sergeant).

The purpose of this grant is to create a team of officers dedicated solely to enforcing Driving While Impaired (DWI) laws. In cooperation with the GHSP, the Sheriff's Office determined that DWI citation in the unincorporated areas of the County could be improved if a team of officers were dedicated to this effort. It is the goal of all these GHSP programs to reduce the number of accidents caused by impaired drivers and to improve the overall safety for the general motoring public on County main and secondary roads. This has resulted in over 2,000 traffic stops for the DWI Task Force, 187 seat belt check points, and 185 DWI check points during FY 2016.

Once again, the Wake County Sheriff's Office has partnered with Raleigh, Garner, and Cary police departments who have similar funded teams to develop a unified effort in this regard. This is the final year of grant funding.

**Attachments:**

1. Resolution



North Carolina Governor's Highway Safety Program  
**LOCAL GOVERNMENTAL RESOLUTION**

WHEREAS, the Wake County Sheriff's Office (herein called the "Agency")  
(The Applicant Agency)  
 has completed an application contract for traffic safety funding; and that Wake County Board of Commissioners  
(The Governing Body of the Agency)  
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  
(Governing Body)  
 MEETING ASSEMBLED IN THE CITY OF Raleigh, NORTH CAROLINA,  
 THIS 6 DAY OF September, 20 2016, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That Wake County Manager, Jim Hartmann is authorized to file, on behalf of the Governing  
(Name and Title of Representative)  
 Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$ 169,110 to be made to the Governing Body to assist in defraying  
(Federal Dollar Request)  
 the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ 169,110 as  
(Local Cash Appropriation)  
 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.

DONE AND ORDERED in open meeting by Commissioner James West  
(Chairperson/Mayor)

ATTESTED BY \_\_\_\_\_  
(Clerk)

**SEAL**

DATE \_\_\_\_\_



## Legislation Details (With Text)

**File #:** 16-237

**Type:** Regular Item

**Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016

**Final action:**

**Title:** Amendment to the Little River Reservoir Water Supply Watershed Interlocal Agreement

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary](#)  
[Presentation](#)  
[Interlocal Agreement](#)  
[Amendment One - Interlocal Agreement](#)  
[Map](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Amendment to the Little River Reservoir Water Supply Watershed Interlocal Agreement  
**That the Board of Commissioners Adopts Amendment One to the Little River Reservoir Water Supply Watershed Interlocal Agreement**

**Item Title:** Amendment to the Little River Reservoir Water Supply Watershed Interlocal Agreement

**Specific Action Requested:**

**That the Board of Commissioners Adopts Amendment One to the Little River Reservoir Water Supply Watershed Interlocal Agreement.**

**Item Summary:**

In 2008, the Wake County Board of Commissioners and our municipal partners from the City of Raleigh and Towns of Wake Forest, Wendell, and Zebulon entered into the *Little River Reservoir Water Supply Watershed Protection Inter-local Agreement* (ILA). Adopting the ILA was one of the first steps taken to plan for the proposed drinking water reservoir. The Town of Rolesville chose not to enter into the ILA but continues to be involved in discussions of the Little River Water Supply Watershed.

The primary purpose of the ILA is to protect the water quality of the future reservoir by controlling the type and intensity of development in the watershed. The City of Raleigh is the lead agency in obtaining permits for the future Little River reservoir and the facility will be part of the City of Raleigh public utility system. The reservoir is one of several possible drinking water resources for the City and its municipal partners over the next 50 years.

As drafted in 2008, the ILA prohibits any non-residential (commercial) development to occur unless it's in an Activity Center as designated on the Wake County Land Use Plan. Activity Centers allow for a mix of residential and non-residential uses that serve as a focal point for meeting the neighborhoods shopping, social, and civic needs.

County staff and our municipal partners to the ILA believe that the ILA's prohibition of non-residential development outside of Activity Centers is more restrictive than what was originally intended.

This has prompted the following proposed changes to the ILA. The changes will allow certain non-residential uses to occur outside of Activity Centers within the Little River Water Supply Watershed.

1. Allow any existing Public/Civic use which is located outside of an Activity Center and was established before the ILA was executed in November 2008 to expand their principal use. The primary example is churches but also includes parks, schools, day cares, government uses, etc.
2. Allow the following uses to occur outside of an Activity Center which are currently prohibited: publicly owned parks; fire stations; Wake County emergency management services stations; municipal police substations or satellite offices; Wake County Sheriff's Office substations or satellite

offices; telecommunication towers; and solar farms. These uses are currently allowed outside of Activity Centers in the rest of Wake County's planning jurisdiction.

3. There shall be no new Activity Centers of any type, as designated in the Wake County Land Use Plan, created within the Little River Water Supply Watershed, and that any and all Activity Centers already existing within the Little River Water Supply Watershed shall not be allowed to expand its size.
4. The parties agree to continue discussions that address policies that currently prohibit water and sewer utilities and annexation into the watershed.

County staff facilitated meetings and discussions with staff from each of the municipal partners in developing these proposed changes. There is agreement among all staff that the proposed changes are acceptable. There is also significant interest by residents and other organizations on having these items addressed quickly.

On September 14, 2015, an update on the proposed changes was presented to the Board of Commissioners at their work session. A subsequent update was presented to the Growth, Land Use and Environment Committee (GLUE) on March 14, 2016, when the City of Raleigh provided a status report on the Little River Reservoir and future water supply resources.

As part of the process in considering the proposed changes, staff conducted a public open house meeting on August 2, 2016. Letters were sent to affected property owners and an advertisement was placed in the East Wake News. The open house allowed for the public to ask questions and learn more about the about the proposed changes. It was important to remind citizens that this is not a rezoning or a change to the Wake County Land Use Plan. Rather, it's an amendment to the ILA regarding the types of allowed uses in the watershed, similar to what is allowed in other water supply watersheds across the County. Feedback at the public open house meeting was favorable as several churches attended expressing the ability to expand but are currently prohibited under the current ILA. We also heard from representatives interested in locating a telecommunications tower in the watershed, which is also currently prohibited by the current ILA.

During consideration of the proposed changes to the ILA, the Towns of Zebulon and Rolesville expressed a desire to address larger policy discussions as part of this amendment. Those policies include water and sewer extensions, annexations, and cluster developments within the Little River Water Supply Watershed. These towns merged public utilities with the City of Raleigh in 2006 and the City has various policies that determine which utility services can be provided within a water supply watershed. Therefore, as part of this amendment, the parties agree to continue discussions on policies that currently prohibit water and sewer and annexation into the watershed.

In fact, these discussions have already started among the partners with the formation of a staff work group. The purpose is to evaluate the ability for municipal expansion into the non-critical Little River Water Supply Watershed. In doing so, careful consideration must be given to the impact on the ability to permit and construct the reservoir as a future drinking water supply. The staff work group has been meeting since March on this subject, and even conducted a workshop with expert consultants to gain more insight. Upon further review, it was agreed that additional time and evaluation would be needed before any determination could be made about municipal expansion into the watershed.

Given the interest the Town of Zebulon has on this issue, staff from Wake County and City of Raleigh presented an update to their Town Board on August 17, 2016. The Town Board indicated they are comfortable with the draft agreement and are most interested in the commitment to ongoing discussions and evaluation of municipal annexation into the watershed.

Upon approval by this Board, staff will facilitate consideration of approval by the other parties to the agreement. Please note that we have received indications from the other parties that the draft amendment is acceptable.

Approval of this amendment will satisfy interested residents and organizations by allowing several public and private projects to proceed. The changes also maintain the original intent of the ILA of protecting water quality in the water supply watershed.

**Attachments:**

1. Presentation
2. Interlocal Agreement
3. Amendment One - Interlocal Agreement
4. Map

**INTERLOCAL AGREEMENT  
LITTLE RIVER RESERVOIR WATER SUPPLY WATERSHED PROTECTION**

This INTERLOCAL AGREEMENT is dated the 25 day of November, 2008, and is among the City of RALEIGH ("Raleigh"), and Towns of ROLESVILLE ("Rolesville"), WAKE FOREST ("Wake Forest"), WENDELL ("Wendell"), and ZEBULON ("Zebulon") all of the above being municipal corporations and public bodies politic of the State of North Carolina (herein sometimes collectively referred to as the Municipal Parties); and WAKE COUNTY (the "County"), a body politic and a political subdivision of the State of North Carolina.

WITNESSETH:

WHEREAS, the County of Wake, the City of Raleigh and the Towns of Rolesville, Wake Forest, Wendell, and Zebulon have determined that it is in their best interests to mutually agree upon the limits of Urban Services Areas in the vicinity of the future Little River Reservoir, to protect surface water supplies by controlling development density and to control urban-style development in environmentally sensitive areas in order to protect the health, safety and general welfare of the public pursuant to the provisions of North Carolina General Statutes Section 143-214.5, 153A-121 and 160A-174; and

WHEREAS, these parties do hereby enter into an interlocal agreement pursuant to the provisions of North Carolina General Statute Sections 160A-461, 160A-464, 153A-121, 160A-174 and 143-214.5 to establish an urban growth boundary for the purpose of protecting surface water supplies by controlling development density and for controlling urban-style development in environmentally sensitive areas in order to protect the health, safety and general welfare of the public; and

WHEREAS, the agreement on the limits of the Urban Services Area boundary will either reaffirm or modify the Urban Services Area designation, which were created in partnership with all the jurisdictions, and are defined by the official Wake County Land Use Plan: General Classifications Map Attachment A, originally adopted on July 21, 1997 and most recently amended on July 24, 2008; and

WHEREAS, this Agreement is entered into by all parties for the purpose of implementing consistent water quality protection measures within the Little River Reservoir Water Supply Watershed so that it may permanently serve the water supply needs of the City of Raleigh Water System and all of its customers; and

WHEREAS, this Agreement is entered into pursuant to North Carolina General Statutes, Article 20, Part 1 of Chapter 160A;

NOW THEREFORE, in consideration of the mutual goals and promises contained herein, and the mutual benefits to result there from, the parties agree as follows:

1. WATER QUALITY: The parties recognize the current water quality designation and high degree of water quality that exists in the Little River and all of its tributaries at the proposed dam and reservoir location, which is immediately upstream of the US 64/ 264 bridge in eastern Wake County. The parties agree that each jurisdiction shall implement the measures and methods described herein to protect and maintain the current high water quality in the Little River.
2. ZONING WITHIN THE LITTLE RIVER WATER SUPPLY WATERSHED: The parties agree to limit development in the water supply watershed area to residential development, with the exception of non-residential development in a Non-urban Activity Center as designated on the Wake County Land Use Plan. The procedure for approving such uses shall follow the procedure of the approving jurisdiction. For instance, Wake County allows such development through the issuance of a Special Use Permit by the Board of Adjustment.
3. DENSITY OF DEVELOPMENT IN WATERSHED: The parties agree to maintain densities within the Little River water supply watershed as shown on the Attachment B map. The parties agree to maintain a maximum of one (1) dwelling unit per two (2) acres in the critical area of the Little River water supply watershed, and to maintain densities of one (1) dwelling unit per one (1) acre in the non-critical area.

4. **STORMWATER:** The parties agree to maintain current standards on impervious surfaces for both residential and non-residential uses within the water supply watershed.
5. **BUFFERS:** Stream buffer protection is recognized as an important component of watershed management. The parties agree to 100-foot wide stream buffers in the Little River water supply watershed, and adding all tributaries in the reservoir to the County's open space acquisition corridor priority list.
6. **FLOODPLAIN REGULATIONS:** The parties agree to not allow development in the 100-year floodplain of the Little River water supply watershed; however, to the extent possible under current state and federal regulations, this prohibition will not exclude development of Greenways and public parks.
7. **WATER/SEWER ACCESS IN WATERSHED AREA:** The parties agree to not allow extension of water and/or sewer lines in both the critical and non-critical areas of the water supply watershed, except as necessary to protect the public health and safety, and for existing developed properties only. The need to protect the public health and safety in the preceding sentence shall be a determination of the Wake County Environmental Services Director and his decision may be reviewed pursuant to the Wake County Environmental Services Rules of Appeal. In addition to the other circumstances when an extension of water and/or sewer lines may be allowed to existing developed properties in the water supply watershed, the parties agree that an extension of water and/or sewer lines for existing developed properties may be allowed by the Raleigh Public Utilities when the N. C. Department of Environment and Natural Resources requests the extension due to environmental contamination of the water and/or sewer service. Consent from all parties to the interlocal agreement is required prior to the extension of water or sewer lines.
8. **ANNEXATION:** The parties agree to not allow annexation in both critical and non-critical areas of the water supply watershed after the Urban Services Area is established.



If a non- urban area is adjusted such that it is no longer a part of the Little River water supply watershed, the area will be eligible for transfer to the appropriate municipality.

9. STREAMLINE RESTORATION: Parties to the interlocal agreement shall work with the Raleigh to acquire access easements for stream restoration and wetlands mitigation.
10. RESERVOIR USES: The parties agree to adopt recreational use conditions for the Little River Reservoir. These conditions are as follows; however, further conditions may be imposed subsequently by the parties to this agreement, by amendment to this agreement:
  - a. Fishing shall be permitted only from a boat furnished or authorized by the proper authority or from a pier erected for that purpose;
  - b. Bank fishing is prohibited;
  - c. No private boat of any type shall be allowed upon the reservoir at any time;
  - d. No gasoline or other petroleum-powered motors are permitted upon the reservoir;
  - e. No more than sixty (60) boats shall be permitted at any time upon the surface of the reservoir;
  - f. Swimming is prohibited.
11. FUTURE REQUIREMENTS - The parties will work together to implement further, more stringent requirements, if such are found to be necessary or appropriate in order to provide additional water quality protection or to achieve regulatory permitting for construction of the Little River Reservoir. This Agreement may be amended by written agreement consented to by all parties.

This Agreement shall become effective on November 25, 2008, and shall remain effective until a legal termination occurs or 50 years, whichever comes first.

**IN WITNESS WHEREOF**, The Boards of the respective Parties have approved this agreement and have caused it to be signed by the Chairman or Mayor of each Board and attested to by the Clerk of that Board, the year and day first written above.

COUNTY OF WAKE

By: Joe Bryan  
Joe Bryan, Chairman

CITY OF RALEIGH

By: Charles C. Meeker  
Charles C. Meeker, Mayor



Susan Banks  
Clerk

ATTEST: Paul Phibbs  
Clerk



TOWN OF ROLESVILLE

By: \_\_\_\_\_  
Frank Eagles, Mayor

ATTEST: \_\_\_\_\_  
Clerk

TOWN OF WAKE FOREST

By: Vivian A. Jones  
Vivian A. Jones, Mayor

ATTEST: Joyce W. Wilson  
Clerk



TOWN OF WENDELL  
By: J. Harold Broadwell

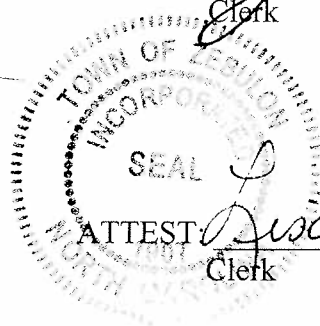
J. Harold Broadwell, Mayor

ATTEST: Jimmie S. Drier  
Clerk

TOWN OF ZEBULON

By: Robert S. Matheny  
Robert S. Matheny, Mayor

ATTEST: Jessie M. Markland  
Clerk



# **DRAFT**

## **FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR LITTLE RIVER RESERVOIR WATER SUPPLY WATERSHED PROTECTION**

THIS FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR LITTLE RIVER RESERVOIR WATER SUPPLY WATERSHED PROTECTION (hereinafter Interlocal Agreement) is entered into as of this \_\_\_\_ day of \_\_\_\_\_, 2016, is among the City of Raleigh (the “City”) and Towns of, Wake Forest, Wendell, and Zebulon (the “Towns”) all of the above being municipal corporations and public bodies politic of the State of North Carolina; and Wake County (the “County”), a body politic and corporate of the State of North Carolina.

### **RECITALS:**

WHEREAS, the City, the County, and the Towns have entered into an Interlocal Agreement for Little River Reservoir Water Supply Watershed Protection (ILA) dated November 25<sup>th</sup>, 2008 to establish an urban growth boundary for the purpose of protecting surface water supplies by controlling development density and for controlling urban style development in environmentally sensitive areas in order to protect the health, safety, and general welfare of the public; and

WHEREAS the City, the County, and the Towns have mutually agreed to amend the Interlocal Agreement; and

WHEREAS the Interlocal Agreement was entered into pursuant to North Carolina General Statutes, Article 20, Part 1 of Chapter 160A;

NOW THEREFORE, in consideration of the mutual goals and promises contained herein and the mutual benefits to result there from, that parties agree to amend the Interlocal Agreement as follows:

#### **I.**

On page two of the Interlocal Agreement the paragraph denoted with the numeral “2” and entitled “ZONING WITHIN THE LITTLE RIVER WATER SUPPLY WATERSHED” shall be replaced in its entirety as follows:

- “2. ZONING AND DEVELOPMENT WITHIN THE LITTLE RIVER WATER SUPPLY WATERSHED: The parties agree to limit development in the water supply watershed area to permitted residential development, with only the exceptions listed below. The parties further agree that any new impervious surface added to the water supply watershed area by development approved as on the listed exceptions will comply with all development ordinance provisions or regulations of the approving jurisdiction. The parties further agree that as of the effective date of this First Amendment to the Agreement, there shall be no new Activity Centers of any type, as designated in the Wake County Land Use Plan, created within the Little River Water Supply Watershed,

and that any and all Activity Centers already existing within the Little River Water Supply Watershed shall not be allowed to expand.

(a) Non-residential development is allowed in a Non-Urban Activity Center as designated in the Wake County Land Use Plan;

(b) The following uses are allowed outside of a Non-Urban Activity Center so long as the use meets all of the applicable development ordinance provisions or regulations of the approving jurisdiction: publicly owned parks, including park amenities; fire stations; Wake County emergency management services stations; municipal police substations or satellite offices; Wake County Sheriff's Office substations or satellite offices; telecommunication towers; and solar farms. All other uses, except residential, are prohibited outside of a Non-Urban Activity Center;

(c) Public/Civic uses, as defined by the Wake County Unified Development Ordinance, that are located outside of a Non-Urban Activity Center and were lawfully established prior to the effective date of this Agreement on November 25, 2008 are allowed to expand their principal use so long as the resulting expanded non-residential use meets all of the development ordinance provisions or regulations of the approving jurisdiction.

The procedure for approving any of the foregoing non-residential uses in the water supply watershed area, and the procedure for approving the expansion of any non-residential use outside of a Non-Urban Activity Center which use was lawfully established prior to the effective date of this Agreement on November 25, 2008, shall follow the procedure set forth by the approving jurisdiction's applicable development ordinance provisions or regulations. The Parties to this Agreement further agree that each Party will apply procedures and standards to protect the surface water supply that are at least as protective as the procedures and standards required in other provisions of this Agreement to applications for uses made available under this Paragraph."

## II.

The parties to this agreement also recognize the commitment to study and evaluate the ability for municipal expansion into the non-critical area of the Little River Water Supply Watershed. Allowing such expansion will increase the tax base for Wake County and the towns in eastern Wake. However, careful consideration must be given to the impact on the ability to permit and construct the reservoir as a future drinking water supply. The parties agree to work in partnership to study and evaluate strategies that may allow for municipal expansion into the non-critical area of the Little River Water Supply Watershed.

IN WITNESS WHEREOF, the parties have caused the Agreement to be executed in their corporate names by their duly authorized officers, all as of the date first above written.

COUNTY OF WAKE

Attest: \_\_\_\_\_

Clerk

SEAL

By: \_\_\_\_\_

James West, Chairman

CITY OF RALEIGH

Attest: \_\_\_\_\_

Clerk

SEAL

By: \_\_\_\_\_

Nancy McFarlane, Mayor

TOWN OF WAKE FOREST

Attest: \_\_\_\_\_

Clerk

SEAL

By: \_\_\_\_\_

Vivian Jones, Mayor

TOWN OF WENDELL

Attest: \_\_\_\_\_

Clerk

SEAL

By: \_\_\_\_\_

Virginia Gray, Mayor

TOWN OF ZEBULON

Attest: \_\_\_\_\_

Clerk

By: \_\_\_\_\_

Robert Matheny, Mayor

SEAL



## Legislation Details (With Text)

**File #:** 16-361

**Type:** Consent Item      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Approval of the Rural Operating Assistance Program (ROAP) Grant Request

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary](#)  
[FY2017 ROAP Grant Application](#)  
[FY2017 County ROAP Certified Statement](#)  
[2016-2017 ROAP Agency Sub-allocations](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

Approval of the Rural Operating Assistance Program (ROAP) Grant Request

**That the Board of Commissioners approves a ROAP grant application be made to the North Carolina Department of Transportation (NCDOT) in the amount of \$574,880 as detailed below**



## Legislation Details (With Text)

**File #:** 16-381

**Type:** Consent Item      **Status:** Agenda Ready  
**In control:** Revenue

**On agenda:** 9/6/2016      **Final action:**

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

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Tax Collections Item Summary](#)  
[Tax Committee Agenda Process](#)  
[Executive Summary 1](#)  
[Executive Summary 2](#)  
[Sept 2016 Refunds Under 500](#)  
[Sept 2016 Refunds Over 500](#)  
[Daily Updates For Exemptions](#)  
[Daily Updates For Penalties](#)  
[Daily Updates For Tax Relief](#)  
[Daily Updates For Special Situations](#)  
[Daily Updates For Tax Deferments](#)  
[Municipal Collection Report](#)  
[Wake County Collection Report](#)  
[Monthly In-Rem Foreclosure Report](#)  
[PFB Summary Report](#)  
[Register of Deeds Excise Tax Report](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners		

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

**That the Board of Commissioners approves the attached recommendations by the Tax Committee**



**Item Title:** Tax Committee Recommendations for Value Adjustments, Late Filed Applications, Collections Refunds and Tax Collections

**Specific Action Requested:**

**That the Board of Commissioners approves the attached recommendations by the Tax Committee.**

**Item Summary:**

If a taxpayer believes they have been billed incorrectly, wish to appeal a decision of the Assessor, seek relief of penalties or submit a late request for exemption, exclusion or deferment, they can request a hearing with the Tax Committee. The Tax Committee is comprised of Susan McCullen, Wake County Finance Director; Natasha Baldwin, Finance Manager with the City of Raleigh and Ellen Lewis, Accountant with the Town of Cary. Marcus Kinrade, Wake County Revenue Director, serves as the clerk to the Tax Committee. The Tax Committee meets on the third Thursday of each month at 1 p.m. in the Revenue Department's Conference Room to review requests and make a recommendation to the Board of Commissioners. This meeting is publicized and open to the public.

The Tax Committee presents a document to the Wake County Board of Commissioners each month for approval, showing the name of the taxpayer, description of property, account number and year for, kind of tax being appealed, recommendation by the Tax Committee and automatic relief code if applicable. When approved, the County Manager's Office forwards a copy to any municipality that has items for its approval.

Some of the reasons taxpayers may have a problem with their tax bills are:

1. They were penalized for listing personal property after January 31.
2. They paid their bill late and are requesting relief from the interest or costs.
3. They take exception to the value placed on their property.
4. Their business personal property listing has been audited and they are seeking relief of penalties.
5. They have requested an exemption, exclusion or deferment on a property and have failed to make an application during the regular listing period and are requesting approval as a late filed application.
6. They have requested exemption, exclusion or deferment on a property and the Assessor has denied the application and they wish to appeal
7. Occasionally, property taxes are either over-paid or are paid twice and a refund is requested.

The Tax Committee requests that the Board approve the attached recommendations for value adjustments, late filed applications, collections refunds and tax collections report.

**Attachments:**

1. Tax Committee Agenda Process
2. Executive Summary 1 and 2
3. Refunds Under/Over \$500.00
4. Daily Updates For Exemptions, Penalties, Tax Relief, Special Situations and Tax Deferments
5. Municipal Collection Report
6. Wake County Collection Report
7. Monthly In-Rem Foreclosure Report
8. PFB Summary Report
9. Register of Deeds Excise Tax Report

**The Tax Committee follows the North Carolina General Statutes or previously established general guidelines in their recommendations of relief for assessed late list penalties (no relief, partial relief, full relief). The committee also considers late filed exemption and exclusion applications, and makes recommendations regarding requests for relief of interest.**

Consideration of relief of late list penalties:

- If a taxpayer is new to North Carolina and fails to list the first year required, he may be granted one-time relief for late list penalties, partially or in full.
- If a taxpayer has property that should have been listed and is unaware of the tax laws, he may be granted one-time relief for late list penalties, partially or in full.
- If a taxpayer has listed timely in at least two consecutive years immediately prior to the year for which a penalty is assessed, the penalty may be relieved, partially or in full.
- If a taxpayer inadvertently omitted items from his timely listing, the penalty may be relieved, partially or in full.
- If a taxpayer was involved in military deployment and was unable to list timely, the penalty may be relieved, partially or in full.
- If a taxpayer was unable to list due to circumstances beyond their control (e.g. – hospitalization), the penalty may be relieved, partially or in full.
- Guidelines have been established for companies with penalties assessed as a result of audits. Relief may be granted partially or in full if it appears there was no willful attempt to understate value, if the taxpayer was cooperative and forthright during the audit and if there were no significant issues with their previous listings. The recommendation of the auditor is carefully considered in making this determination.

Consideration of late-filed applications for exemption or exclusion:

- The tax committee will recommend approval of late filed exemptions or exclusions as long as the request complies with the general statutes, or if case law exists that is clear and generally supports the request. Late filed applications must be hand-delivered by December 31 or postmarked by December 31 of the calendar year for which the exemption or exclusion is requested.
- The tax committee will recommend denying any applications received after December 31<sup>st</sup> of the calendar year for which the exemption or exclusion is requested. There is no statutory authority to exempt or exclude property if the application is made outside the calendar year for which the exemption is sought.

Consideration of requests for relief of interest:

- Once interest accrues, it is considered tax per NCGS 105-273(15). Tax cannot be compromised per NCGS 105-380. Therefore the tax committee typically recommends denial of requests for relief of interest. Should a situation arise in which the committee determines that interest should be relieved, the Assessor will request the item be removed from the consent agenda and considered separately by the Board of Commissioners.

**EXECUTIVE SUMMARY OF RECOMMENDATIONS FROM TAX COMMITTEE**

Board Meeting Date September 6, 2016

<u>NUMBER</u>	<u><b>PROPERTY TAX REFUNDS REQUESTED</b></u>		
	<u>AMOUNT OF TAX REQUESTED</u>	<u>AMOUNT OF TAX APPROVED</u>	<u>AMOUNT OF TAX DENIED</u>
2	\$90,687.14	\$90,687.14	0.00

## Executive Summary of Recommendations From Tax Committee 08/18/2016

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### Exemptions Requested

Number of Requests	Value of Exemptions Requested	Value of Property Exempted
2	\$2,522,892	\$2,522,892

### Tax Relief Exclusion Requested

Number of Requests	Value of Exclusion Requested	Value of Property Exempted
18	\$1,348,631	\$855,824

### Tax Deferment Requested

Number of Requests	Value of Deferment Requested	Value of Property Deferred
4	\$0	\$0

### Requests For Relief of Late List Penalties

Number of Requests	Granted Full Relief	Granted Partial Relief	Denied
61	48	6	7

### Special Situations/Value Adjustment

Relief Requested	Total	Granted	Denied
Exemption Appeal of Denial	1	1	0

**Board Report****Return**

Date : 09/06/2016

Approved By : \_\_\_\_\_

**TO : WAKE COUNTY BOARD OF COMMISSIONERS****RE: CONSIDERATION OF REFUND FOR TAXES, INTEREST AND PENALTIES FOR ALL MUNICIPALITIES**

No.	Name of Tax Payer	Account Number	Tax and Penalties	Total Rebate	Total Refund	Request Status
1	SNOW, AUBERT C 4900 MOREHEAD DR RALEIGH NC, 27612 - 5721	0000065880- 2016- 2016- 000000	City County	45.49 65.31	110.80	110.80 Refund
	<b>Marcus D Kinrade</b>		Total City Rebated	45.49		
	<b>Wake County Revenue Administrator</b>		Total County Rebated	65.31		
			<b>Total Rebate/Refund</b>		110.80	110.80

CC:

\*Refund amount may differ from rebated total due to released interest or application of payment to any balance due on the account.

Print

Lock

## Board Report

Return

Date : 09/06/2016

Approved By : \_\_\_\_\_

TO : WAKE COUNTY BOARD OF COMMISSIONERS

RE: CONSIDERATION OF REFUND FOR TAXES, INTEREST AND PENALTIES FOR ALL MUNICIPALITIES

No.	Name of Tax Payer	Account Number	Tax and Penalties	Total Rebate	Total Refund	Request Status
1	CITRIX SYSTEMS, INC. 851 W CYPRESS CREEK RD FORT LAUDERDALE FL, 33309 - 2009	0006791898- 2015- 2015- 000000	City 101,162.36  County 124,428.08	225,590.44	90,576.34	Refund
	Marcus D Kinrade		Total City Rebated	101,162.36		
	Wake County Revenue Administrator		Total County Rebated	124,428.08		
			Total Rebate/Refund	225,590.44	90,576.34	

CC:

\*Refund amount may differ from rebated total due to released interest or application of payment to any balance due on the account.

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Exemptions**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Value Appealed	Appeal/Request Type	Recommendation Recommended Value
12259	IGLESIA CRISTIANA DE CARY, INC	0000087286 2016	CARY	\$2,134,457	Exemption 105-278.3 Religious Purpose	Granted



**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12243	ACCELERATED CARE PLUS LEASING INC	0006618084 2016	RALEIGH	\$8.47	Late List Penalty	Granted
12245	ACCELERATED CARE PLUS LEASING INC	0006618084 2016	CARY	\$4.21	Late List Penalty	Granted
12247	ACCELERATED CARE PLUS LEASING INC	0006618084 2016	WAKE FOREST	\$2.72	Late List Penalty	Granted
12189	BROWNSTONE PARTNERSHIP LLC	0006132015 2016	RALEIGH	\$1,183.42	Late List Penalty	Denied
12141	BUILDERS MUTUAL INSURANCE CO	0006142465 2016	RALEIGH	\$5,327.29	Late List Penalty	Granted
12251	COLEMAN RESEARCH INC	0006102711 2016	MORRISVILLE	\$718.92	Late List Penalty	Denied
12167	DLP CARDIAC PARTNERS LLC #16826	0006551666 2016	RALEIGH	\$54.76	Late List Penalty	Granted
12165	DLP CARDIAC PARTNERS LLC#16826	0006554129 2016	RALEIGH	\$31.84	Late List Penalty	Granted
12255	JETRO HOLDINGS LLC	0006804292 2015	CARY	\$41.74	Late List Penalty	Granted
12257	JETRO HOLDINGS LLC	0006804292 2016	CARY	\$2,252.69	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12133	KRYOCAL LLC	0006805749 2016	CARY	\$1,104.26	Late List Penalty	Granted
12143	CTL MCDONALDS LLC #33287	0006511182 2011	APEX	\$911.40	Late List Penalty	Relief - 50% of Penalty
12145	CTL MCDONALDS LLC #33287	0006511182 2012	APEX	\$849.98	Late List Penalty	Relief - 50% of Penalty
12147	CTL MCDONALDS LLC #33287	0006511182 2013	APEX	\$489.24	Late List Penalty	Relief - 50% of Penalty
12149	CTL MCDONALDS LLC #33287	0006511182 2014	APEX	\$317.86	Late List Penalty	Relief - 50% of Penalty
12151	CTL MCDONALDS LLC #33287	0006511182 2015	APEX	\$179.34	Late List Penalty	Relief - 50% of Penalty
12153	CTL MCDONALDS LLC #33287	0006511182 2016	APEX	\$67.31	Late List Penalty	Relief - 50% of Penalty
12181	MCCLATCHY NEWSPERS INC	0006796163 2016	RALEIGH	\$37.52	Late List Penalty	Granted
12169	MERZ NORTH AMERICA INC	0006792031 2016	RALEIGH	\$4,001.06	Late List Penalty	Granted
12171	MERZ NORTH AMERICA INC	0006792031 2016	RALEIGH	\$254.15	Late List Penalty	Granted
12155	NCS PEARSON INC	0006520803 2016	RALEIGH	\$23.82	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12157	NCS PEARSON INC	0006441585 2016	RALEIGH	\$19.75	Late List Penalty	Granted
12159	NCS PEARSON INC	0006604524 2016	RALEIGH	\$135.84	Late List Penalty	Granted
12135	NETWORK APPLIANCE INC	0006770564 2015	WAKE COUNTY	\$28,282.91	Late List Penalty	Granted
12137	NETWORK APPLIANCE INC	0006770564 2016	WAKE COUNTY	\$9,300.27	Late List Penalty	Granted
12173	NEWS & OBSERVER PUBLISHING CO	0005010959 2016	ZEBULON	\$17.01	Late List Penalty	Granted
12175	NEWS & OBSERVER PUBLISHING CO	0006115629 2016	RALEIGH	\$3,442.16	Late List Penalty	Granted
12177	NEWS & OBSERVER PUBLISHING CO	0005055513 2016	CARY	\$12.46	Late List Penalty	Granted
12179	NEWS & OBSERVER PUBLISHING CO	0005323179 2016	RALEIGH	\$22,533.59	Late List Penalty	Granted
12161	ONE SOURCE WATER	0006802775 2016	RALEIGH	\$1.42	Late List Penalty	Granted
12163	ONE SOURCE WATER	0006802774 2016	RALEIGH	\$4.55	Late List Penalty	Granted
12217	ONE SOURCE WATER	0006802773 2016	RALEIGH	\$67.10	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12219	ONE SOURCE WATER	0006802773 2016	APEX	\$4.13	Late List Penalty	Granted
12221	ONE SOURCE WATER	0006802773 2016	CARY	\$15.20	Late List Penalty	Granted
12225	ONE SOURCE WATER	0006802773 2016	GARNER	\$5.43	Late List Penalty	Granted
12227	ONE SOURCE WATER	0006802773 2016	HOLLY SPRINGS	\$1.34	Late List Penalty	Granted
12229	ONE SOURCE WATER	0006802773 2016	KNIGHTDALE	\$1.39	Late List Penalty	Granted
12231	ONE SOURCE WATER	0006802773 2016	MORRISVILLE	\$5.21	Late List Penalty	Granted
12233	ONE SOURCE WATER	0006802773 2016	WAKE FOREST	\$1.31	Late List Penalty	Granted
12235	ONE SOURCE WATER	0006802773 2016	WENDELL	\$0.15	Late List Penalty	Granted
12237	ONE SOURCE WATER	0006802773 2016	ZEBULON	\$1.86	Late List Penalty	Granted
12239	ONE SOURCE WATER	0006802773 2016	WAKE COUNTY	\$1.05	Late List Penalty	Granted
12241	ONE SOURCE WATER	0006802773 2016	WAKE COUNTY	\$0.45	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12183	OVESCO ENDOSCOPY USA INC	0006803435 2016	CARY	\$24.26	Late List Penalty	Granted
12139	RIDDLE & BRANTLEY LLP	0006491234 2016	RALEIGH	\$15.47	Late List Penalty	Denied
12191	RYDER TRUCK RENTAL INC	0006801837 2016	RALEIGH	\$112.23	Late List Penalty	Denied
12193	RYDER TRUCK RENTAL INC	0006721644 2016	RALEIGH	\$7,553.83	Late List Penalty	Denied
12195	RYDER TRUCK RENTAL LT	0006716484 2016	RALEIGH	\$12.33	Late List Penalty	Denied
12197	RYDER TRUCK RENTAL LT	0006556283 2016	RALEIGH	\$668.00	Late List Penalty	Denied
12185	VERIZON CREDIT INC	0006507543 2016	RALEIGH	\$5.14	Late List Penalty	Granted
12199	VERIZON CREDIT INC	0005275407 2016	APEX	\$0.54	Late List Penalty	Granted
12201	VERIZON CREDIT INC	0005275407 2016	CARY	\$4.10	Late List Penalty	Granted
12205	VERIZON CREDIT INC	0005275407 2016	GARNER	\$0.62	Late List Penalty	Granted
12207	VERIZON CREDIT INC	0005275407 2016	HOLLY SPRINGS	\$0.57	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Relief of Penalties**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Late List Appealed	Appeal/Request Type	Recommendation
12209	VERIZON CREDIT INC	0005275407 2016	KNIGHTDALE	\$0.56	Late List Penalty	Granted
12211	VERIZON CREDIT INC	0005275407 2016	MORRISVILLE	\$2.44	Late List Penalty	Granted
12213	VERIZON CREDIT INC	0005275407 2016	WAKE FOREST	\$0.61	Late List Penalty	Granted
12215	VERIZON CREDIT INC	0005275407 2016	ZEBULON	\$0.64	Late List Penalty	Granted
12253	VERIZON CREDIT INC	0005275407 2016	RALEIGH	\$16.78	Late List Penalty	Granted
12187	VITAL SOURCE TECHNOLOGIES INC	0006143810 2016	RALEIGH	\$2,418.66	Late List Penalty	Granted
12249	WELLS FARGO ADVISORS LLC	0006807429 2016	RALEIGH	\$2.53	Late List Penalty	Granted

**Board of Commissioners Meeting: 09/06/2016****TO: Wake County Board of Commissioners****FOR: Consideration of Requests for Tax Relief Exclusion**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Value Appealed	Appeal/Request Type	Recommendation
12269	BLEDSON, SHIRLEY	0000126530 2016	WAKE COUNTY	\$75,198	Exclusion 105-277.1 Elderly Exclusion	Granted
12273	BOSTICK, MONELL	0000175861 2016	RALEIGH	\$86,842	Exclusion 105-277.1 Elderly Exclusion	Denied
12281	BUTLER, RILEY	0000058377 2016	RALEIGH	\$190,222	Exclusion 105-277.1 Elderly Exclusion	Denied
12283	CHOI, MIN HAN, BYUNGJOO	0000432374 2016	CARY	\$45,000	Exclusion 105-277.1C Veterans Relief	Granted
12271	COLEY, JUDY	0000061380 2016	WAKE FOREST	\$96,944	Exclusion 105-277.1 Elderly Exclusion	Granted
12303	HANSEN, SYLVIA	0000184263 2016	APEX	\$85,716	Exclusion 105-277.1 Elderly Exclusion	Granted
12267	KING, WILLIAM KING, MARGARET	0000014789 2016	RALEIGH	\$51,672	Exclusion 105-277.1 Elderly Exclusion	Granted
12301	LUCAS, RELIA	0000102838 2016	WAKE FOREST	\$25,000	Exclusion 105-277.1 Elderly Exclusion	Granted
12275	MACH, JOAN	0000161327 2016	CARY	\$48,521	Exclusion 105-277.1 Elderly Exclusion	Denied
12287	MANN, KENNETH	0000326667 2016	RALEIGH	\$45,000	Exclusion 105-277.1C Veterans Relief	Granted

**Board of Commissioners Meeting: 09/06/2016****TO: Wake County Board of Commissioners****FOR: Consideration of Requests for Tax Relief Exclusion**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Value Appealed	Appeal/Request Type	Recommendation
12291	MAYNARD, JOHN MAYNARD, MARIA	0000242015 2016	CARY	\$45,000	Exclusion 105-277.1C Veterans Relief	Granted
12277	MCCLENNY, ERICA JENKINS, MATTHEW	0000325165 2016	RALEIGH	\$45,000	Exclusion 105-277.1C Veterans Relief	Denied
12299	RUEDISUELI, RICHARD RUEDISUELI, ILENE	0000315270 2016	RALEIGH	\$45,000	Exclusion 105-277.1C Veterans Relief	Granted
12289	SMITH, PHILIP	0000104486 2016	WAKE COUNTY	\$122,222	Exclusion 105-277.1 Elderly Exclusion	Denied
12295	SZYMANSKI, ANN	0000147681 2016	CARY	\$94,922	Exclusion 105-277.1 Elderly Exclusion	Granted
12285	WALTON, RONALD WALTON, VERONICA	0000314481 2016	RALEIGH	\$45,000	Exclusion 105-277.1C Veterans Relief	Granted
12293	WILEMON, GENEVA	0000304482 2016	WAKE COUNTY	\$163,219	Exclusion 105-277.1 Elderly Exclusion	Granted
12279	WILLIE, LINDA	0000049102 2016	RALEIGH	\$38,153	Exclusion 105-277.1 Elderly Exclusion	Granted



**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Value Adjustments and Special Situations**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Value Appealed	Appeal/Request Type	Recommendation Recommended Value
12131	PANOR, ROBERT GOODRICH, NICOLE	0000420543 2016	RALEIGH	\$388,435	Exemption Appeal of Denial 105.277.13 Brownfields	Granted

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Tax Deferment**

Item #	Taxpayer(s)	Account # / Year For	Jurisdiction	Value Appealed Tax Deferred	Appeal/Request Type	Recommendation
12297	BROUGHTON, CELESTE GOLD TRUSTEE	0000008834 2016	RALEIGH		Tax Deferment 105-277.1B Circuit Breaker	Granted
12265	MOEY, FRANCES S TRUSTEE	0000243588 2016	APEX		Tax Deferment 105-277.1B Circuit Breaker	Denied
12263	OTERO, NANCY	0000336003 2016	RALEIGH		Tax Deferment 105-277.1B Circuit Breaker	Granted
12261	THOMPSON, EUGENE	0000142142 2016	RALEIGH		Tax Deferment 105-277.1B Circuit Breaker	Granted

# MUNICIPAL MONTHLY COMPARISON REPORT JULY 2016

## ANGIER

	Last Year	This Year
Billed	\$251,078.90	\$277,316.32
Collected	\$9,408.38	\$5,610.39
Percentage	3.75%	2.02%

## DURHAM

	Last Year	This Year
Billed	\$0.00	\$310,810.86
Collected	\$0.00	\$7,602.35
Percentage	\$0.00	2.45%

## KNIGHTDALE

	Last Year	This Year
Billed	\$5,839,544.58	\$6,173,620.14
Collected	\$120,934.91	\$138,893.54
Percentage	2.07%	2.25%

## WAKE FOREST

	Last Year	This Year
Billed	\$21,261,310.96	\$21,973,206.82
Collected	\$588,596.40	\$704,626.73
Percentage	2.77%	3.21%

## APEX

	Last Year	This Year
Billed	\$18,820,718.57	\$21,208,208.33
Collected	\$457,427.13	\$653,194.14
Percentage	2.43%	3.08%

## FUQUAY -VARINA

	Last Year	This Year
Billed	\$9,465,664.55	\$11,669,419.92
Collected	\$290,805.51	\$376,727.10
Percentage	3.07%	3.23%

## MORRISVILLE

	Last Year	This Year
Billed	\$15,156,091.80	\$16,487,570.46
Collected	\$328,051.80	\$381,908.15
Percentage	2.16%	2.32%

## WENDELL

	Last Year	This Year
Billed	\$2,187,287.83	\$2,365,462.00
Collected	\$59,877.60	\$60,571.10
Percentage	2.74%	2.56%

## CARY

	Last Year	This Year
Billed	\$79,105,922.56	\$81,979,486.75
Collected	\$2,311,154.75	\$2,743,699.10
Percentage	2.92%	3.35%

## GARNER

	Last Year	This Year
Billed	\$14,750,243.32	\$15,556,610.80
Collected	\$425,826.43	\$454,650.45
Percentage	2.89%	2.92%

## RALEIGH

	Last Year	This Year
Billed	\$208,259,291.87	\$224,647,829.61
Collected	\$6,162,105.34	\$7,028,463.38
Percentage	2.96%	3.13%

## ZEBULON

	Last Year	This Year
Billed	\$4,259,781.93	\$3,777,291.59
Collected	\$67,254.85	\$67,290.24
Percentage	1.58%	1.78%

## CLAYTON

	Last Year	This Year
Billed	\$42.83	\$18.12
Collected	\$0.00	\$0.00
Percentage	0.00%	0.00%

## HOLLY SPRINGS

	Last Year	This Year
Billed	\$15,583,695.38	\$16,256,195.87
Collected	\$398,525.98	\$492,061.98
Percentage	2.56%	3.03%

## ROLESVILLE

	Last Year	This Year
Billed	\$2,995,707.23	\$3,468,539.79
Collected	\$79,450.91	\$118,857.83
Percentage	2.65%	3.43%

**REPORT OF COLLECTIONS - WAKE COUNTY ONLY  
JULY 2016**

<b>MONTHLY COLLECTIONS</b>	<b>July 2015</b>	<b>July 2016</b>
	<b>Last Year</b>	<b>This Year</b>
Current Taxes	\$12,742,682.60	\$15,554,713.75
Current Special Districts	\$486,763.20	\$681,980.20
Current Deferred Taxes	\$80,584.14	\$9,807.76
Back Taxes	\$410,476.43	\$153,042.93
Back Deferred Taxes	\$459,866.74	\$55,112.87
Beer & Wine	\$960.00	\$1,365.00
Recycle Fee	\$163,316.47	\$188,403.25
<b>TOTAL</b>	<b>\$14,344,649.58</b>	<b>\$16,644,425.76</b>

<b>CUMULATIVE</b>	<b>July 2015</b>	<b>July 2016</b>
	<b>Last Year</b>	<b>This Year</b>
Current Taxes	\$12,742,682.60	\$15,554,713.75
Current Special Districts	\$486,763.20	\$681,980.20
Current Deferred Taxes	\$80,584.14	\$9,807.76
Back Taxes	\$410,476.43	\$153,042.93
Back Deferred Taxes	\$459,866.74	\$55,112.87
Beer & Wine	\$960.00	\$1,365.00
Recycle Fee	\$163,316.47	\$188,403.25
<b>TOTAL</b>	<b>\$14,344,649.58</b>	<b>\$16,644,425.76</b>

	<b>July 2015</b>		
	<b>Levy Billed</b>	<b>Levy Coll</b>	<b>% Coll</b>
Real & Personal Property	\$734,016,512.23	\$13,816,779.72	1.88%
Special District Real & Personal	\$19,992,287.09	\$492,636.23	2.46%
Vehicle Property	\$5,839,212.78	\$5,805,315.85	99.42%
Special District Vehicle	\$174,022.90	\$173,566.80	99.74%
<b>TOTAL</b>	<b>\$760,022,035.00</b>	<b>\$20,288,298.60</b>	<b>2.67%</b>

	<b>July 2016</b>		
	<b>Levy Billed</b>	<b>Levy Coll</b>	<b>% Coll</b>
Real & Personal Property	\$764,785,470.13	\$16,946,183.50	2.22%
Special District Real & Personal	24,004,056.07	\$694,829.11	2.89%
Vehicle Property	\$5,831,269.76	\$5,800,712.64	99.48%
Special District Vehicle	\$168,425.73	\$167,551.55	99.48%
<b>TOTAL</b>	<b>\$794,789,221.69</b>	<b>\$23,609,276.80</b>	<b>2.97%</b>

						<b>UNCOLLECTED DEFERRED TAXES</b>			
						<b>DEFERRED TAXES (Subject to Current) and 3 Year Rollback)</b>			
<b>YEAR</b>	<b>LEVY BILLED</b>	<b>LEVY COLLECTED</b>	<b>PERCENTAGE COLLECTED</b>	<b>LEVY UNCOLLECTED</b>	<b>(%)</b>	<b>Year</b>	<b>Amount</b>	<b>Year</b>	<b>Amount</b>
2016	\$794,789,221.69	\$23,609,276.80	2.97%	\$771,179,944.89	97.03%	2016	\$19,113,867.06	2016	\$1,837.60
2015	\$785,332,691.13	\$784,083,557.49	99.84%	\$1,249,133.64	0.16%	2015	\$19,741,166.33	2015	\$19,580.58
2014	\$766,414,338.89	\$765,872,405.39	99.93%	\$541,933.50	0.07%	2014	\$18,223,929.88	2014	\$16,821.26
2013	\$675,877,933.56	\$674,993,145.44	99.87%	\$884,788.12	0.13%	2013	\$17,886,286.03	2013	\$15,827.80
2012	\$683,563,809.38	\$682,595,819.48	99.86%	\$967,989.90	0.14%	2012	\$17,971,107.06	2012	\$2,127.72
2011	\$673,247,654.80	\$672,277,222.39	99.86%	\$970,432.41	0.14%	2011	\$18,225,658.38	2011	\$2,130.01
2010	\$668,216,055.87	\$667,278,740.03	99.86%	\$937,315.84	0.14%	2010	\$18,541,167.21	2010	\$3,194.08
2009	\$664,017,347.41	\$663,177,739.64	99.87%	\$839,607.77	0.13%	2009	\$18,450,050.85	2009	\$3,282.01
2008	\$657,129,140.62	\$656,223,797.09	99.86%	\$905,343.53	0.14%	2008	\$18,234,726.44	2008	\$1,005.58

TOTAL      \$4,788,466,280.53      \$4,782,418,869.46      \$6,047,411.07

TOTAL      \$127,532,925.85

TOTAL      \$44,388.46

**S/Distr**  
Current      \$24,172,481.80      \$862,380.66      3.57%      \$23,310,101.14      96.43%

**WAKE COUNTY BOARD OF COMMISSIONERS  
WAKE COUNTY IN-REM FORECLOSURE PROGRESS REPORT  
JULY 2016**

**Totals for JULY**

Parcels Notified by Certified Letter	7
Number of Parcels - Judgments Docketed	7
Parcels Paid in Full	6
Parcels Sold at Public Auction	0
Principal Tax (Notified by Certified Letter)	\$ 26,202
Principal Tax Collected for Month	\$ 40,450

**Cumulative Totals for 2016/2017 Fiscal Year**

Parcels Notified by Certified Letter	7
Number of Parcels - Judgments Docketed	7
Parcels Paid in Full	6
Parcels Sold at Public Auction	0
Principal Tax (Notified by Certified Letter)	\$ 26,202
Principal Tax Collected for Year	\$ 40,450

**Cumulative Total to Date**

Parcels Notified by Certified Letter	9,720
Number of Parcels - Judgments Docketed	1,879
Parcels Paid in Full	8,817
Parcels Sold at Public Auction	512
Principal Tax (Notified by Certified Letter)	\$ 15,101,639
Principal Tax Collected to Date	\$ 15,417,594

**\*Totals Include Any Municipal Taxes that Wake County is Under Contract to Collect.**

\*\*\*\*\*

This report is to be filed for the record.

Marcus D. Kinrade  
Revenue Director

**Tax Committee Meeting: 08/18/2016**

**Board of Commissioners Meeting: 09/06/2016**

**TO: Wake County Board of Commissioners**

**FOR: Consideration of Requests for Release of Gross Receipts Tax Penalties**

**Approved by:** \_\_\_\_\_

**Account Types:**

PFB - Prepared Food and Beverage Tax

RVT - Rental Vehicle Tax

ROT - Room Occupancy Tax

BW - Beer and Wine Licensing

HVY - Heavy Equipment

Item #	Business Name Business Location	Owner Name	Account # Payment Status	Account Type	Penalty Appealed	Recommendation
5032	DESPINA'S CAFE 8369 CREEDMOOR RD RALEIGH NC 27613	DESPINA'S CAFE LLC	0000020897 Not Paid	PFB	\$689.23	Full Relief
5034	FRESH LEVANT BISTRO 8450 HONEYCUTT RD, STE 106 RALEIGH NC 27615	FRESH LEVANT BISTRO LLC	0000020624 Not Paid	PFB	\$123.33	No Relief
5030	WINGATE INN 2610 WESTINGHOUSE BLVD RALEIGH NC 27604	OM OF RALEIGH INC	0000022027 Not Paid	ROT	\$1,474.57	No Relief

**This List Requires Board Action**

Tax Committee Member: Natasha Baldwin, City Of Raleigh  
Ellen Lewis, Town Of Cary  
Susan McCullen, Wake County Finance

**Marcus Kinrade, Revenue Director**




## BOARD REPORT

DATE: September 7, 2016

TO: WAKE COUNTY BOARD OF COMMISSIONERS

RE: CONSIDERATION OF REFUND OF EXCISE TAX

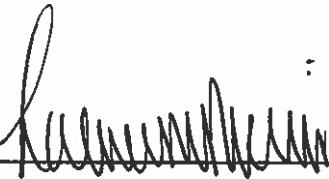
Approved By: 

<u>No.</u>	<u>Name &amp; Address of Payee</u>	<u>Deed Book &amp; Page Number</u>	<u>Excise Tax Amount Refund</u>	<u>Reason for Refund</u>	<u>Request Status</u>
1	Gwynn & Edwards, PA 5909 Falls of Neuse Road Suite 200 Raleigh, NC 27609 Attn: Kyle Shannon	Book 16457 Page 1813	\$ 496.00	Wrong County	Approved
2	Gold Law, PA 140 Mine Lake Court Suite 100 Raleigh, NC 27615 Attn: Jason Gold	Book 16457 Page 2169	\$ 374.00	Wrong County	Approved
3	Capital City Law 116 North Person Street Raleigh, NC 27601 Attn: Amanda Buyn	Book 16380 Page 1389	\$ 506.00	Wrong County	Approved

4	Hatch, Little & Bunn, LLP PO Box 527 Raleigh, NC 27602 Attn: James Oliver	Book 16436 Page 2340	\$ 525.00	Wrong County	Approved
5	Law Office of Christopher Mann 621 West Jones Street Raleigh, NC 27603 Attn: Christopher Mann	Book 16470 Page 326	\$ 465.00	Wrong County	Approved
6	Harris & Hilton, PA PO Box 31404 Raleigh, NC 27615 Attn: Brooke Riggsbee	Book 16478 Page 1085	\$ 2,200.00	Wrong County	Approved
7	Bowen Law Firm PC 590 New Waverly Place Suite 120 Cary, NC 27518	Book 16420 Page 1348	\$ 900.00	Wrong County	Approved
8	Morris, Russell, Eagle & Worley PLLC 2235 Gateway Access Point Suite 201 Raleigh, NC 27607 Attn: Derek Talada	Book 16398 Page 2742	\$ 6,720.00	Wrong County	Approved

**Total to be Refunded: \$ 12,186.00**

**Laura M. Riddick**



**Wake County Register of Deeds**





## Legislation Details (With Text)

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**File #:** 16-411

**Type:** Regular Item      **Status:** Passed

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:** 9/6/2016

**Title:** Letter of Financial Support for Additional Early Voting Sites in Wake County

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	approved	

Letter of Financial Support for Additional Early Voting Sites in Wake County



## Legislation Details (With Text)

**File #:** 16-378

**Type:** Regular Item      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Land Acquisition for a High School Site in the Southwestern Wake County - Apex/Holly Springs Area (H-12) - Third Reading

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [3rd reading H-12 REV.pdf](#)  
[Third Reading Presentation H-12.pdf](#)  
[H-12 MEMORANDUM.pdf](#)  
[SURVEY FINAL H-12.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Land Acquisition for a High School Site in the Southwestern Wake County - Apex/Holly Springs Area (H-12) - Third Reading

**That the Board of Commissioners authorizes the Board of Education to purchase 66.48 acres just west of Stephenson Road in the Apex ETJ, together with closing costs in an amount not to exceed \$4,273,332.00 pursuant to N.C.G.S. 115C-426**



## Legislation Details (With Text)

**File #:** 16-377

**Type:** Regular Item

**Status:** Agenda Ready

**In control:** Facilities Design & Construction

**On agenda:** 9/6/2016

**Final action:**

**Title:** Land Acquisition for an Adaptive Reuse School Site in the Central Raleigh Area - First Reading

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Carl Sandburg Court 1st reading 9-6-16 rev 2.pdf](#)  
[Presentation - Carl Sandburg First Reading.pdf](#)  
[Appraisal - Carl Sandburg.pdf](#)  
[Land Appropriation Tracking](#)

Date	Ver.	Action By	Action	Result
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Land Acquisition for an Adaptive Reuse School Site in the Central Raleigh Area - First Reading  
That the Board of Commissioners receives this information from the Board of Education so that, upon answering any outstanding questions, this item will be placed on a future Agenda for consideration of the approval of funding of the purchase price together with closing costs in an amount not to exceed \$2,090,378.00. pursuant to N.C.G.S 115C-426



## Legislation Details (With Text)

**File #:** 16-380

**Type:** Regular Item

**Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016

**Final action:**

**Title:** Public Hearing on ZP-890-16 to Rezone a 3.65-acre Parcel Located at the Corner of Benson Road and Wakefield Lane from Conditional Use-General Business (CU-GB) to Conditional Use-Heavy Commercial (CU-HC)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary](#)  
[Presentation](#)  
[Staff Report](#)  
[Statement of Consistency Resolution](#)  
[Ordinance for Approval of Rezoning Petition](#)  
[Petition](#)  
[Maps](#)  
[Comments from Town of Garner Aug 26, 2016](#)  
[Comments from Town of Garner July 8, 2016](#)  
[Planning Board Minutes Aug. 3, 2016](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Public Hearing on ZP-890-16 to Rezone a 3.65-acre Parcel Located at the Corner of Benson Road and Wakefield Lane from Conditional Use-General Business (CU-GB) to Conditional Use-Heavy Commercial (CU-HC)

**That the Board of Commissioners hold a public hearing to consider rezoning petition ZP-890-16 and:**

- 1. Adopt the attached consistency statement finding that the requested rezoning to Conditional Use-Heavy Commercial and the permissible range of uses are consistent with the Wake County Land Use Plan, reasonable, and in the public interest;**

**and by separate motion;**

- 2. Approve the rezoning request as presented and adopt the attached ordinance**



## Legislation Details (With Text)

**File #:** 16-370

**Type:** Regular Item      **Status:** Agenda Ready

**In control:** Environmental Services

**On agenda:** 9/6/2016      **Final action:**

**Title:** Public Hearing and Request from Shotwell Landfill, Inc. for Amendment of Landfill Franchise (First Reading)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [BOC 9-6-16 Item Summary Sheet.pdf](#)  
[C&D Ordinance 2012.pdf](#)  
[Shotwell C&D Franchise 2016 Rev Req.pdf](#)  
[Affidavit of Public Hearing Notice.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	Pass

Public Hearing and Request from Shotwell Landfill, Inc. for Amendment of Landfill Franchise (First Reading)

**That the Board of Commissioners holds a public hearing and considers Shotwell Landfill, Inc.'s request to amend their existing landfill franchise to increase the annual tonnage threshold from 91,250 tons/year to 365,000 tons/year and to increase the service area from Wake and Johnston counties to include Durham, Orange, Granville, Franklin, Nash, Harnett and Chatham counties**



## Legislation Details (With Text)

**File #:** 16-362

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Adult Care Home Community Advisory Committee

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary.pdf](#)  
[Adult Care Home Community Advisory Committee Members.pdf](#)  
[Applicants.pdf](#)  
[Adult Care Attendance.pdf](#)

Date	Ver.	Action By	Action	Result
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Adult Care Home Community Advisory Committee  
Enter Recommended Action Here

**Item Title:** Wake County Adult Care Home Community Advisory Committee

**Function** To act as an advisory group on the status of domiciliary home operations and services in Wake County.

**Meeting Schedule:** 4<sup>th</sup> Thursday of varying months (January, March, April, June, August, September, and October), 3:30 p.m., Cameron Village Library, Raleigh, NC.

**Number of members total on Committee:** 25

**Number of appointments made by County Commissioners:** 25

### **THREE VACANT POSITIONS**

#### **Individuals Interested in Appointment:**

1. Ms. Linda Fuller
2. Ms. Ann Melvin
3. Ms. Patryce Rispress

**Co-Chairs:** Ms. Edythe McKinney  
Mr. William "Bill" Green

#### **Attachments: 2**

1. Committee membership
2. Attendance



[illegible]





## Legislation Details (With Text)

**File #:** 16-367

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Citizens Energy Advisory Committee

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary.pdf](#)  
[Citizen's Energy Advisory Commission Members.pdf](#)  
[Citizens Energy Applicants.pdf](#)  
[CY2016 Energy Commission Attendance.pdf](#)

Date	Ver.	Action By	Action	Result
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Citizens Energy Advisory Committee  
Enter Recommended Action Here

**Item Title:** Wake County Citizens Energy Advisory Commission

**Function** To advise Wake County on the reduction of energy consumption.

**Meeting Schedule:** Last Tuesday of the month, 11:30 a.m., General Services Conference Room

**Number of appointments made by County Commissioners:** 15

**ONE VACANT POSITION**

<b>RESIGNATION:</b> Ms. Paula Thomas
--------------------------------------

**Individual Interested in Reappointment:**

1. \_\_\_\_\_

**Chair:** Mr. Peter Egan

**Attachments:** 3

1. Commission Members
2. Applicants
3. Attendance

# Wake County Citizens' Energy Commission Attendance Record - CY2016 - Current Members

Attendance Record		Year: 2016												
Board Name		Wake County Citizens Energy Advisory Commission												
Member	Employer	January	February	March	April	May	June	July	August	September	October	November	December	# of meetings attended
*	Robin Aldina	1	1	1	1	1	1	NA				NA		6
	Marty Clayton/Adrianne Elder	1	1	1	1	1	1	NA				NA		6
	Paul Davis	1	1	1	1	1	1	NA				NA		6
	Peter Egan	1	1	1	1	1	1	NA				NA		6
	Robert Hinson	1	1	1		1	1	NA				NA		5
	Daniel Howe	1		1	1		1	NA				NA		4
	Mike Kasopsky	1	1	1	1			NA				NA		4
	Robert Leker	1	1	1	1	1	1	NA				NA		6
	Joseph Longoria	1	1		1	1	1	NA				NA		5
	John Miller	Appointed 4/16			1	1	1	NA				NA		3
**	Julian Prosser	1	1	1		1		NA				NA		4
	Jennifer Royle	1	1	1	1	1	1	NA				NA		6
	Neil Sauer	Appointed 6/16						NA				NA		0
	Mark Schwegel	1				1		NA				NA		2
No July meeting due to the Energy Camp														
One Meeting for November/December														

\* Adrianne Elder sits in for Marty Clayton

\*\* Extensive work outside of meetings revamping the website and Energy Camp Campaign



## Legislation Details (With Text)

**File #:** 16-363

**Type:** Appointment      **Status:** Agenda Ready

**On agenda:** 9/6/2016      **In control:** Board of Commissioners

**Title:** Fire Commission      **Final action:**

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary.pdf](#)  
[members.pdf](#)  
[Fire Commission Applicant McGee.pdf](#)  
[02 - Fire Commission Attendance.pdf](#)

Date	Ver.	Action By	Action	Result
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Fire Commission  
Enter Recommended Action Here



## Legislation Details (With Text)

**File #:** 16-364

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Nursing Home Community Advisory Committee

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary Nursing Home .pdf](#)  
[Nursing Home Community Advisory Committee Members.pdf](#)  
[NHCAC Applicant and Resume.pdf](#)  
[Nursing Home Attendance.JPG](#)

Date	Ver.	Action By	Action	Result
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Nursing Home Community Advisory Committee  
Enter Recommended Action Here

**Item Title:** Wake County Nursing Home Community Advisory Committee

**Function** To act as an advisory group on the status of nursing home operations and services in Wake County.

**Meeting Schedule:** 2<sup>nd</sup> Monday of each month, 6:30 p.m., Wake County Human Services, 220 Swinburne Street, Room 3112.

**Number of members total on Committee:** 30

**Number of appointments made by County Commissioners:** 30

**ELEVEN VACANT POSITIONS:**

**Individual Interested in Appointment:**

1. Ms. Erin Haugen

**Chair:** Ms. Pam Palmer

**Attachments:** 3

1. Committee membership
2. Applicants
3. Attendance

Attendance Record		Year: 2016												
Wake Co. Nursing Home CAC														
			Email meeting					No Meeting						
		January	February	March	April	May	June	July	August	Sept	October	Nov	Dec	#of mtgs attended
Adam Bronski		1	1	1	1	1	1							6
Judith Bronski		1	1	1	1	1	1							6
Janet Chadwick		1	1	Resigned										2
Heather Cooke		1	1	1	1	1	1							6
Sharon Daley-Padfield		1	1	1	1	1	absent							5
Carol Derrenbacher		1	1	1	1	1	1							6
Sandra Deutsch		1	1	1	1	1	1							6
Megan Douglas				New Mbr	1	1	1							
Mary Hill		1	absent	nr	1	absent	resigned							2
Clif Lavenhouse		1	absent	1	1	1	absent							4
Sharon Lord		1	absent	1	1	1	1							5
Pam Palmer		1	1	1	1	1	1							6
Sarah Lynne Raha		1	1	1	absent	1	absent							4
James Sanders		1	absent	nr	absent	absent	absent							1
Anne Schick		1	1	1	1	1	1							6
Laurie Scott		1	absent	rn	1	1	1							4
Sam Silverstein		ab	1	Resigned										1
Sharon Singer		1	absent	1	1	1	1							5
Karen Thomas		1	Resigned											1
Cornelis (Jack) Van Dijk		1	1	1	1	1	absent							5
Betty Brandt Williamson		ab	1	1	1	1	1							5
Ron Woodard		ab	1	1	Resigned									2



## Legislation Details (With Text)

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**File #:** 16-366

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Open Space and Parks Advisory Committee

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary.pdf](#)  
[Open Space and Parks Advisory Committee Members.pdf](#)  
[Open Space and Parks Applicants.pdf](#)  
[FY2016\\_OSAPAC\\_Attendance.pdf](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Open Space and Parks Advisory Committee  
Enter Recommended Action Here



**Item Title: Wake County Open Space and Parks Advisory Committee**

**Function:** To make recommendations to the Board of Commissioners regarding Parks, Recreation, and Open Space programs, facilities, resources, and needs of the County. The Committee will foster, promote and encourage the development of appropriate, wholesome parks, recreation, and open space facilities with the county by the public and private sector.

**Meeting Schedule:** 4<sup>th</sup> Mondays at 11:00 a.m., Library Administration Bldg., Wake County Office Park

**Number of members total on Commission:** 11

**Number of appointments made by County Commissioners:** 11

**THREE VACANT POSITIONS**

**Individuals interested in Reappointment:**

1. H.C. Woody Woodward – District 6
3. Mr. Mark Schwegel – District 3
4. Ms. Sara Robertson, District 2 – *requires suspension of rules regarding term limits*

\* Applicants Attached

**Chairman: Robert Hinson**

**Attachments:** 3

1. Committee membership
2. Applicants
3. Attendance

Open Space and Parks Advisory Committee (OSAPAC)  
Attendance Record

Attendance Record		Year: Fiscal 2016													
Board Name: Open Space and Parks Advisory Committee															
Member		July	August	September	October	November	December	January	February	March	April	May	June	Meetings Attended	% Attended
Briggs, Alan		1	1		1	1		1	1	1	1	1	1	10	100%
Finch, Robert		1	1		1	1		1	1	1	1		1	9	90%
Hess, George		1	1		1	1			1		1	1		7	70%
Hinson, Robert		1	1		1	1		1	1	1		1	1	9	90%
Hoit, Greg		1	1		1	1		1	1	1	1	1	1	10	100%
Matthis, George		1	1			1		1		1	1	1	1	8	80%
Robertson, Sara			1		1			1	1	1	1	1	1	8	80%
Schwegel, Mark		1				1		1				1		4	40%
Teague, Caryle		1	1		1	1		1	1	1		1	1	9	90%
Tucker, Kyle			1		1				1			1	1	5	50%
Woodard, Woody		1	1		1	1		1	1	1	1	1	1	10	100%
Attendance / Meeting		9	10		9	9		9	9	8	7	10	9		10

Robert Finch replaced Margaret Newbold who resigned from OSAPAC after the April 2015 meeting due to her moving out of the area.



## Legislation Details (With Text)

**File #:** 16-374

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Cary Planning and Zoning Board

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary Cary Planning and Zoning.pdf](#)  
[Cary Planning and Zoning Board member.pdf](#)  
[Cary Planning and Zoning Applicants.pdf](#)  
[PZ Attendance 2016.pdf](#)

Date	Ver.	Action By	Action	Result
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Cary Planning and Zoning Board  
Enter Recommended Action Here

**Item Title:** Cary Planning and Zoning Board

**Function** To advise the Town of Cary in planning and zoning matters

**Meeting Schedule:** 3rd Monday – 7:30 p.m. – Cary Town Hall

**Number of members total on Board:** 9

**Number of appointments made by County Commissioners:** 1

**ONE VACANT POSITION**

<b>Resignation:</b> Mr. William Gascoigne
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**Individual Recommended for Reappointment by the Town of Cary:**

1. Ms. Carla Sadtler

**Attachments: 3**

1. Board membership
2. Town Recommendation
3. Town Application

Oct 2015 - Sep 2016

REGULAR MEETING ATTENDANCE

NAME	19-Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep		Total Absences
Mark Evangelista - Chair	X	x	x	x	x	x	x							0
Mona Harris-Best	A	x	x	x	x	x	x							1
Cory Randolph	X	x	A	x	x	x	x							1
Wayne Rogers	X	x	x	x	x	x	x							0
Carla Sadtler, ETJ	X	x	x	x	x	x	x							0
Nancy Caggia	X	x	A	x	x	A	x							2
Ryan Eades	X	A	x	x	x	x	x							1
Sally Hanson	A	x	A	A	x	A	x							4
Dan McFarland	X	x	x	x	x	x	x							0

= No meeting

= Resigned/new

WORK SESSION ATTENDANCE

NAME	12-Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep		Total Absences
Mark Evangelista - Chair	X					x								0
Mona Harris-Best	A					A								2
Cory Randolph	X					x								0
Wayne Rogers	X					x								0
Carla Sadtler, ETJ	X					x								0
Nancy Caggia	X					A								1
Ryan Eades	X					x								0
Sally Hanson	X					A								1
Dan McFarland	X					x								0

= No meeting

= Resigned/new



## Legislation Details (With Text)

**File #:** 16-379

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Garner Fire Department Board of Trustees Firemen's Relief Fund

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item Summary.pdf](#)  
[Garner Fire Dpt Ltr or Recommendation.pdf](#)  
[Application for Kevin Radford.pdf](#)  
[Garner Fire Department Board of Trustees Firemen's Relief Fund Members.pdf](#)

Date	Ver.	Action By	Action	Result
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Garner Fire Department Board of Trustees Firemen's Relief Fund  
Enter Recommended Action Here

**Item Title:** Garner Fire Department Board of Trustees, Firemen's Relief Fund

**Function:** Controls the release of the firemen's relief fund as indicated by the state statute

**Meeting Schedule:** As called

**Number of members total on Board:** 5

**Number of appointments made by County Commissioners:** 2

**ONE VACANT POSITION**

Mr. W.B. Knight passed.
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**Individual Interested in Appointment/recommended by the Fire Chief:**

1. Mr. Kevin Radford

**Attachments:** 2

1. Letter of Recommendation
2. Board Membership



## Legislation Details (With Text)

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**File #:** 16-365

**Type:** Appointment      **Status:** Agenda Ready

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:**

**Title:** Zebulon Planning and Zoning Board

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Zebulon Item Summary.pdf](#)  
[Zebulon Planning Member List.pdf](#)  
[Zebulon Ltr of Recommendation.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	accepted	

Zebulon Planning and Zoning Board  
Enter Recommended Action Here



Item Title: Zebulon Planning Board

Function: To advise the Town of Zebulon on planning and zoning matters

Meeting Schedule: Second Monday of each month at 7 pm

Number of members total on Board: 4

Number of appointments made by County Commissioners: 4

ONE VACANT POSITION

Individual Interested Reappointment/Recommended by the Town of Zebulon:

1. Mr. Darrell Jones

**Attachments: 2**

1. Board membership
2. Town recommendation



## Legislation Details (With Text)

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**File #:** 16-369

**Type:** Appointment      **Status:** Passed

**In control:** Board of Commissioners

**On agenda:** 9/6/2016      **Final action:** 9/6/2016

**Title:** Upcoming Vacancies

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Upcoming Vacancies.pdf](#)

Date	Ver.	Action By	Action	Result
9/6/2016	1	Board of Commissioners	approved	

Upcoming Vacancies  
Enter Recommended Action Here

**Upcoming Vacancies  
October 2016**

**Commission for Women:**  
**6 Vacancies**

**Fire Commission:**  
**7 Vacancies**