

**BOARD OF COMMISSIONERS**

**RICHARD V. LINVILLE**  
Chairman  
**DEBRA CONRAD**  
Vice Chair  
**WALTER MARSHALL**  
**DAVID R. PLYLER**  
**GLORIA D. WHISENHUNT**  
**BILL WHITEHEART**  
**EVERETTE WITHERSPOON**



# Agenda Summary

**November 26, 2012 – Government Center – 6:00 P.M.**

---

**Pledge of Allegiance** led by Commissioner Linville

**1. Approval of Minutes for the Meeting of August 13, 2012**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved

**2. A. Public Hearing on the Proposed Adoption of the Legacy Comprehensive Plan 2030 Update**

**B. Resolution Adopting the Legacy Comprehensive Plan 2030 Update**

A. Paul Norby, City/County Planning Director, reviewed the proposed Legacy Comprehensive Plan 2030 Update. Chairman Linville opened the public hearing. After ten (10) persons spoke in favor of the proposed Plan Update and one (1) person spoke in opposition to the proposed Plan Update, the Chairman declared the public hearing closed.

Motion to Approve: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved

**3. A. Public Hearing on Zoning Text Amendment Proposed by Planning Staff to Amend Chapter B, Article IV of the Unified Development Ordinances to Add Language to Clarify the Intent of Article 4-9.8 (Historic/Historic Overlay Districts) Relating to Undue Financial Hardship Solely in Cases of Demolition by Neglect (UDO-234)**

**B. Ordinance Amending Chapter B of the Unified Development Ordinances to Amend Language Relating to Safeguards from Undue Economic Hardship**

After Paul Norby, City/County Planning Director, reviewed the proposed text amendment, Chairman Linville opened the public hearing. No one came forward

to speak either in favor of or in opposition to the proposed text amendment; therefore, the Chairman declared the public hearing closed.

Motion to Approve: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved

4. **A. Public Hearing to Consider the Expenditure of County General Funds for an Economic Development Project to Aid and Encourage Herbalife, LTD to Locate a Manufacturing and Distribution Facility in Forsyth County and Authorizing Execution of an Economic Development Agreement with Herbablife, LTD**
- B. Resolution Authorizing the Expenditure of County General Funds for an Economic Development Project to Aid and Encourage Herbablife, LTD to Locate a Manufacturing and Distribution Facility in Forsyth County and Authorizing Execution of an Economic Development Agreement with Herbalife, LTD**

After review of the request for expenditure of economic development funds by Ed Jones, Deputy County Manager, Chairman Linville opened the public hearing. One person spoke in favor of the request and no one spoke in opposition. Chairman Linville declared the public hearing closed.

Motion to Approve: Commissioner Plyler  
Second: Commissioner Marshall  
Unanimously Approved

## 5. **PUBLIC SESSION**

*Persons who wish to speak concerning items on this agenda, or who wish to speak about a matter relating to County Government (other than a public hearing matter on this agenda), should complete a speaker card and hand it to the Clerk before the meeting begins. It is not necessary to complete a card if you are going to speak about a public hearing matter on this agenda. The Chairman may limit the number of speakers on a topic relating to future advertised public hearing matters. Speakers are limited to three (3) minutes each. The public session will be limited to 30 minutes.*

Two (2) persons spoke regarding Item #6 on this meeting agenda (Zoning Docket F-1535).

6. **A. Special Use District – No Site Plan of Jerry Stoltz from HB to GI-L (Manufacturing C): Property is Located on the Southeast Corner of US 52 and Shore Road (Zoning Docket F-1535) (Continued from Meeting of October 22, 2012 with Public Hearing Held and Closed)**
- B. Ordinance Amending the Forsyth County Zoning Ordinance and Official Zoning Map of the County of Forsyth, North Carolina**

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

Paul Norby, City/County Planning Director, reviewed the proposed special use district – no site plan request.

Motion to Deny: Commissioner Plyler  
Second: Commissioner Marshall  
Denied by majority vote, with Commissioners Conrad, Marshall, Plyler and Witherspoon voting in favor of the motion and Commissioners Linville, Whisenhunt and Whiteheart voting in opposition of the motion.

**7. Amendment to State Public School Building Capital Fund Grant Project Ordinance (FY 12 To Close 2007A, 2007B, 2008, and 2010E School Bond Issues Arising From the 2006 School Construction Bonds)**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Whisenhunt  
Unanimously Approved

**8. Amendment to 2007 Schools Capital Projects Ordinance (Reduce and Close Ronald Reagan High School Project)**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Whisenhunt  
Unanimously Approved

**9. Amendment to the FY 2012-2013 Budget Ordinance Appropriating \$92,596.06 for the Arts Council, Inc. in Support of a Kresge Foundation Grant as Authorized and Approved by Resolution Adopted on January 11, 2010 (Item #11) (Special Appropriations)**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved

**10. Resolution of Forsyth County in Support of the Piedmont Triad Regional Council (PTRC) Building Acquisition Project**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Marshall  
Unanimously Approved

**11. A. Resolution Authorizing Execution of a Property Tax Software and Enhancement License, Ownership, Use, and Change Management Agreement Between Forsyth County and North Carolina Association of County Commissioners for Implementation of a New Property Tax System (Tax Office)**

- B. Resolution Authorizing Execution of a Tax Software Agreement Between Forsyth County and Farragut Systems, Inc. for Implementation of a New Property Tax Collection System (Tax Office)**
- C. Resolution Authorizing Execution of Necessary Documents to Facilitate the Exchange of the County's Tax Appraisal System for Consideration Included in the Negotiated Software Agreement Between Forsyth County and Farragut Systems, Inc. (Tax Office)**

Motion to Approve: Commissioner Whiteheart  
Second: Commissioner Whisenhunt  
Unanimously Approved

**12. Resolution Ratifying and Approving the CenterPoint Board Representation and Authorizing Execution of a Related Interlocal Agreement Between the CenterPoint Constituent Counties**

Motion to Approve: Commissioner Whisenhunt  
Second: Commissioner Whiteheart  
Approved by majority vote, with Commissioners Conrad, Linville, Marshall, Plyler, Whisenhunt and Whiteheart voting in favor of the motion and Commissioner Witherspoon voting in opposition to the motion.

- 13. A. Resolution Providing for the Issuance of Not to Exceed \$13,750,000 General Obligation Public Improvement Bonds, Series 2013**
- B. Resolution Providing for the Issuance of Not to Exceed \$5,000,000 General Obligation Educational Facilities Bonds, Series 2013**
- C. Resolution Providing for the Issuance of Not to Exceed \$46,000,000 General Obligation Refunding Bonds, Series 2013**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved

**14. Resolution Approving Refunds by the Tax Assessor/Collector in the Amount of \$1,303.88**

Motion to Approve: Commissioner Plyler  
Second: Commissioner Whisenhunt  
Unanimously Approved

**15. Reports:**

- A. Report of North Carolina Property Tax Commission Orders - Wal-Mart Stores, Inc. 10 PTC 535**

**B. Animal Control Advisory Board Annual Report 2011**

Motion to Acknowledge Receipt of Reports: Commissioner Plyler  
Second: Commissioner Whisenhunt  
Unanimously Approved

**ADJOURNMENT**

Motion for Adjournment: Commissioner Plyler  
Second: Commissioner Witherspoon  
Unanimously Approved  
Approximate Time: 7:12 p.m.

**Assistance for Disabled Persons will be Provided with 48 hours Notification  
to the Clerk to the Board at (336) 703-2020  
Forsyth County Government Center, Winston-Salem, NC 27101**