



# Durham County

200 E. Main Street  
Durham, NC 27701  
(919) 560-0025

## Meeting Minutes

### Board of County Commissioners

*Michael D. Page, Chair*  
*Brenda A. Howerton, Vice Chair*  
*Fred Foster, Jr., Commissioner*  
*Wendy Jacobs, Commissioner*  
*Ellen W. Reckhow, Commissioner*

Monday, August 22, 2016

5:00 PM

Commissioners' Chambers

#### Closed Session (To be held at: 5:00 pm)

#### Closed Session

Chairman Page stated the Board was requested to adjourn to Closed Session for the following:

- To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee, pursuant to G.S.143-318.11(a)(6);
- To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes, pursuant to G.S.143-318.11(a)(1);
- To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged, pursuant to G.S.143-318.11 (a)(3).

Commissioner Reckhow moved, seconded by Commissioner Foster to adjourn to Closed Session.

The motion carried unanimously.

#### Reconvene to Open Session

Chairman Page announced that the Board met into Closed Session and would reconvene after public component of the Regular Session meeting.

## 7:00 pm Regular Session

### Opening of Regular Session - Pledge of Allegiance

### Agenda Adjustments

Chairman Page announced there were no adjustments to the agenda.

### Announcements

Chairman Page read the following announcements:

- 1) Congratulations to Vice Chair Brenda Howerton who was sworn in as President Elect of the North Carolina Association of County Commissioners last week during the annual meeting held in Forsyth County. Durham County is set to host the meeting in August 2017 and Commissioner Howerton will become the group's President at that time.

Congratulations also go to Commissioner Ellen W. Reckhow who has been appointed as At-Large member of the NCACC Board of Directors by newly elected President Fred McClure.

Congratulations to Commissioner Wendy Jacobs who recently achieved the Mentor Status by the Local Elected Leadership Academy. The program is a collaborative between the UNC School of Government, NCACC and the NC League of Municipalities. This is the highest level of achievement in this program and represents a strong commitment to excellence.

- 2) Please contact the Clerk's Office at 919-560-0025 or [clerk@dconc.gov](mailto:clerk@dconc.gov) to find out about opportunities to serve on one of our volunteer boards or commissions.
- 3) We invite you to tune in to Cable TV Channel 8 or 97-5 to see rebroadcasts of tonight's meeting as well as other Durham County programming that may be of interest to you. Please contact the Public Information Office at 919-560-0008 or our website [www.dconc.gov](http://www.dconc.gov) for more information.
- 4) These announcements may also be found on the County's website or you may call the Clerk's Office at 919-560-0025.

### Minutes

Vice Chair Howerton moved, seconded by Commissioner Reckhow to approve the April 4, 2016 Worksession minutes and the May 9, 2016 and August 8, 2016 Regular Session minutes.

The motion carried unanimously.

### Ceremonial Items

#### **Proclamation - September as National Recovery Month in Durham County**

Chairman Page read the following proclamation:

**NATIONAL RECOVERY MONTH | 2016**

**WHEREAS**, behavioral health is now recognized as an essential part of one's overall health and wellbeing; and

**WHEREAS**, the costs of not encouraging mental health and substance use recovery is significant for individuals, families, neighborhoods and the community at large; and

**WHEREAS**, people in recovery strive to achieve healthy lifestyles, stable homes, meaningful daily activities, stronger neighborhoods and contribute in positive ways to the larger community; and

**WHEREAS**, the 2014 Community Health Assessment, conducted by the Partnership for a Healthy Durham, found that addiction to alcohol, drugs and medication was identified by Durham residents as the number one health problem, and

**WHEREAS**, according to the Centers for Disease Control (CDC), opioid overdoses hit a record high in 2014 of 47,000 deaths nationwide, including 1,358 in North Carolina; and

**WHEREAS**, SAMHSA reports that in 2014 43.8 million adults experienced mental illness and only 14.6% received mental health treatment; and another 22.7 million adults were in need of substance use treatment while only 10% received treatment. That, given these statistics, we must strive to reduce the stigma, shame and embarrassment associated with behavioral disorders and learn to view them as we would any other medical condition; and

**WHEREAS**, to help more people achieve and sustain long-term recovery, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP) and the Recovery Community Of Durham (RCOD) invite all residents of Durham, North Carolina to participate in National Recovery Month; and

**NOW, THEREFORE** I, Michael D. Page, Chairman of the Durham Board of County Commissioners and on behalf of the Durham Board of County Commissioners, do hereby proclaim the month of September 2016 as

**“NATIONAL RECOVERY MONTH”**

in Durham, North Carolina and call upon the people of Durham County to observe this month with appropriate programs, activities, and ceremonies to support this year's recovery theme:

**“Join the Voices for Recovery: Our Families, Our Stories, Our Recovery!”**

This the 22<sup>nd</sup> day of August, 2016.

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Michael D. Page, Chairman  
Durham Board of County Commissioners

Robert Thomas, Chair of Recovery Community of Durham thanked the Board and the community for their support. Mr. Thomas introduced three members and allowed them to share their story. He invited the Board to attend the celebration scheduled for September 10, 2016 from 2pm-6pm at Durham Central Park.

Commissioner Jacobs thanked the members for being inspirations and role models. She asked how people could get involved in the group. Mr. Thomas stated interested citizens could email: [recoverycommunityofdurham@gmail.com](mailto:recoverycommunityofdurham@gmail.com) or visit [www.recoverycommunityofdurham.org](http://www.recoverycommunityofdurham.org).

**Consent Agenda**

Chairman Page asked the Commissioners if they desired to pull any items from the Consent Agenda.

Commissioner Reckhow requested to pull items #16-1232 and #16-1240.

Commissioner Foster requested to also pull items #16-1240 and #16-1241.

Commissioner Jacobs requested to comment on item #16-1225. Chairman Page asked Commissioner Jacobs to proceed with her comment. She applauded the Sheriff's department and staff for making an effort to improve the food services and quality. Commissioner Jacobs stated the new company was selected because of the positive nutritional content of each meal, customer service friendliness and the ability to implement an enhanced work inmate training program.

Chairman Page asked for a motion to approve all items except #16-1232, #16-1240 and #16-1241.

Commissioner Reckhow moved, seconded by Commissioner Foster to approve the following items on the Consent Agenda.

\*16-1161 Property Tax Releases and Refunds for June 2016

16-1202 Administrative Interpretation of Falls/Jordan Watershed Protection Overlay District

16-1206 Approval of Closed Session Minutes

16-1212 Refund of Overpayment of Real Estate Excise Stamps Pursuant to 105.228-37

\*16-1213 Property Tax Releases and Refunds for July 2016

16-1216 Proposed FY17 Planning Department Work Program

16-1221 Execution of Consulting Services Agreement with Falcon Engineering, Inc. for the Construction Materials and Testing and Special Inspection Services for the Durham County Judicial Building Renovation

16-1222 Execution of Contract Amendment with O'Brien/Atkins Associates, P.A. for the Additional Design Services for the Durham County Judicial Building Renovation

16-1223 Execution of the Contract for the Pre-Construction Services for the Main Library Renovation Project No.: DC070-48

16-1225 Award of Contract for Inmate Meal Preparation & Food Services (RFP #16-021)

16-1226 Adopt Resolution Allowing Sheriff to Render "Temporary Assistance" to State and Local Law Enforcement Agencies

16-1229 Interlocal Cooperation Agreement between the County of Durham and City of Durham for the Purchase and Storage of Sodium Chloride

16-1231 Durham County Naming and Renaming Policy

\*16-1234 Budget Ordinance Amendment No. 17BCC000005 - Reduce Restricted General Fund Fund Balance Appropriated to Sheriff's Office JAG account by \$17,109.79

16-1235 Parking Ordinance Chapter 24 Amendment

16-1238 Durham Public Schools - Surplus of W.G. Pearson Central Office Facility

The motion carried unanimously.

Consent Agenda Item #16-1161

Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of June 2016.

May 2016 Releases and Refunds

Releases and Refunds for 2016 Taxes

Personal Property	\$	<u>112.21</u>
Total for 2016 Taxes/Fees	\$	112.21

Releases and Refunds for 2015 Taxes

Real Property	\$	80,348.77
Personal Property	\$	15,805.58
VTS Refunds	\$	<u>11,164.62</u>
Total for 2015 Taxes/Fees	\$	107,318.97

Releases & Refunds for Prior Years

2010-----2014		
Real Property	\$	13,349.05
Motor Vehicle	\$	94.73
Motor Vehicle Fees	\$	<u>15.00</u>
Total for Prior Years	\$	13,458.78

Grand Total \$ 120,889.96

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Consent Agenda Item #16-1213

Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of July 2016.

July 2016 Releases and Refunds

Releases and Refunds for 2016 Taxes

Personal Property	\$	19.40
VTS Refunds	\$	<u>26,291.63</u>
Total for 2016 Taxes/Fees	\$	26,311.03

Releases & Refunds for Prior Years

2010-----2015		
Real Property	\$	2,369.04
Personal Property	\$	2,696.79
Motor Vehicle	\$	77.14
Motor Vehicle Fees	\$	15.00
Solid Waste Fees	\$	<u>139.00</u>

Total for Prior Years	\$ 2,227.70
Grand Total	\$ 31,608.00

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Consent Agenda Item #16-1234

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 17BCC000005**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2016-2017 budget ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Other Financing Sources	\$21,762,239	-\$17,110	\$21,745,129

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Public Safety	\$60,354,231	-\$17,110	\$60,337,121

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 22<sup>nd</sup> day of August 2016.

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**Items Pulled From Consent Agenda**

**16-1232 - Execution of the Construction Manager @ Risk “Guaranteed Maximum Price” Contract for the Judicial Building Renovation Capital Project**

Commissioner Reckhow requested additional information or an overview regarding the value engineering that occurred and details on the renovation of the judicial building.

Jay Gibson, General Manager stated the value engineering was an extensive process and the end result of the process was \$2.2 million value engineered out of the original bids. He added proposed changes were evaluated and it was determined to make the approval.

Kevin Montgomery, FAIA at O’Brien/Atkins provided an overview of option one (1) of the judicial building renovation project.

Commissioner Jacobs inquired about the material used in the building. Mr. Montgomery explained that the lower level would mimic the stone used on the Administrative Building. He added glass and metal molds would also be used.

Commissioner Reckhow asked if the building would be energy efficient and if so what the certifications would be. Mr. Montgomery responded the building would be energy efficient and they were aiming for Leed certification.

Commissioner Jacobs referenced the Construction Manager at Risk (CMAR) process and asked for an explanation of the bid process. Mr. Gibson stated the new CMAR process was based on qualifications.

**DIRECTIVE: Commissioner Jacobs requested to see the companies awarded the bids to see if they were Durham based businesses and to also track the positions advertised with NC Works and local career centers.**

Chairman Page entertained a motion for approval.

Vice Chair Howerton moved, seconded by Commissioner Reckhow to approve item #16-1232.

The motion carried unanimously.

**16-1240 - Capital Project Amendment No. 17CPA000003 Appropriation of 2016 Authorized Limited Obligation Bond (LOBs) Funding in the Amount of \$39,500,000 for the Judicial Building Renovation Capital Project (4730DC073)**

Commissioner Reckhow inquired about the contingency amount for the project. Jay Gibson, General Manager responded the contingency was five (5) percent.

Commissioner Foster thanked Wendell Davis, County Manager for putting together a good finance team. He added under the project, \$96 million dollars of bonds were refunded. Commissioner Foster stated there was a savings of \$4.6 million dollars. He continued to say the savings provided the County with a better standing in the market to withstand a triple A (AAA) bond rating.

Chairman Page asked for a motion for approval.

Commissioner Reckhow moved, seconded by Commissioner Jacobs to approve item #16-1240.

The motion carried unanimously.

Consent Agenda Item #16-1240

**DURHAM COUNTY, NORTH CAROLINA  
2016-17 Capital Project Ordinance  
Amendment Number 17CPA000003**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2016-17 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
Judicial Building Renovation Project (473DC073)	\$3,709,129.18	\$39,500,000	\$43,209,129.18

Adopted this the 22<sup>nd</sup> day of August, 2016.

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**16-1241 - Authorization of Limited Obligated Bonds (LOBs) in an Amount Not To Exceed \$84 Million to Fund Seven (7) Upcoming Capital Projects**

Commissioner Foster stated due to the refinancing of the bonds, the County would be able to accomplish several projects from the savings. He emphasized that 30% of minority participation (MWBE) would be accomplished in the upcoming projects.

Chairman Page asked for a motion to approve the item.

Vice Chair Howerton moved, seconded by Commissioner Reckhow to approve item #16-1241.

The motion carried unanimously.

**Public Hearings**

**Public Hearing - Comprehensive Plan Amendment - Patterson Place Compact Neighborhood (A1500015)**

Hannah Jacobson, AICP, Senior Planner shared a presentation titled “*Patterson Place Future Land Use Map Changes*” which highlighted the following:

- Projected Purpose
- Study Access
- Why Update the Comprehensive Plan
- Overview of Proposed Changes
- A1500015 Patterson Place
- Recommendation

Ms. Jacobson stated staff recommended the approval of the plan amendment A1500015 to update the Future Land Use Map. She also added the Planning Commission recommended denial 2-12.

Commissioner Reckhow asked how long the comprehensive plan for Patterson Place would take. Ms. Jacobson responded staff work had already begun; however, the exact time would be determined based on community input, but approximately three (3) years. Commissioner Reckhow asked if Planning would actively solicit the community’s input. Ms. Jacobson responded yes, it was a vital part of the process. Commissioner Reckhow inquired about how Planning would handle rezoning requests in the area that were not compatible with the proposed plan. Scott Whiteman, AICP, Senior Planner responded staff would recommend against any zoning changes until the final plan had been approved. Steve Medlin, Director, City/County Planning interjected that as elected officials, the Board had the right to deny the request under State statute with regard to any rezoning request.

Vice Chair Howerton asked for clarification on the remarks regarding the concern for the environment. Ms. Jacobson responded on page eight (8), figure five (5) of the report there was an area north of 15-501 which was very close to a dry creek. She added following the proposed line raised issues due to the close proximity of the dry creek. Vice Chair Howerton asked was it the same as the increased density. Ms. Jacobson stated through the zoning change process and with community input they would determine the transition of step down density to decide what type of property would be added to avoid environmental concerns.

Commissioner Jacobs stated staff acknowledged that currently there was no specific environment



protections for the compact neighborhood designations and stated it was a concern that needed to be addressed. Mr. Medlin responded the underlying zoning standards would be applicable and include steep slope protections and buffer protection for the City and County. He added that Planning would have to be cautious so that the local level did not step over the State mandated guidelines. Mr. Medlin continued to say that the current standards sufficed well. Commissioner Jacobs asked if Leigh Village, Patterson Place, MLK and South Square were all a part of the 2016-2017 work plan. Mr. Medlin responded no; he stated the compact neighborhood tiers in the work plan were Alston Ave, Erwin Road and Patterson Place. Commissioner Jacobs stated that Leigh Village would also be critical because that was the only green field project and it would take a lot of careful planning.

Chairman Page opened the public hearing and acknowledged the following citizens to speak:

John Kent, citizen requested the Board stick to the existing transit area. He asked that the Board also pay close attention to how the design district standards were set between the development and New Hope Creek.

Elizabeth Foster, citizen asked the Board to pay attention to the water and sewer assessments because of the hydrology and how it relates to environmental issues.

Commissioner Reckhow highlighted both points made by the speakers. She stated that both areas were surrounded by sensitive areas that drained in New Hope Creek and Jordan Lake. Commissioner Reckhow continued to say the challenge for the staff and committee would be to create a plan that transitioned well towards the boundaries and was respectful of the environment. She added it would be a challenging process and creative thinking would have to be involved.

Chairman Page closed the public hearing and asked for a motion.

Vice Chair Howerton moved, seconded by Commissioner Foster to approve the Patterson Place Compact Neighborhood Plan.

The motion carried unanimously.

**Public Hearing - Comprehensive Plan Amendment - Leigh Village Compact Neighborhood (A1500014) Underlined**

Hannah Jacobson, AICP, Senior Planner shared a brief presentation titled “Leigh Village Future Land Use Map Changes” which highlighted the following:

- Map of the Existing and Proposed Leigh Village Map
- Map of the Existing and Proposed Villa Pinea Map
- Recommendations

Ms. Jacobson stated staff recommended to convert Leigh Village into a compact neighborhood and to approve the plan amendment A1500014 to update the Future Land Use Map. She also added the Planning Commission recommended denial 0-14.

Commissioner Reckhow asked what the rationale was to extend the compact design district west of George King Road. Ms. Jacobson responded in the beginning, staff laid out criteria to apply to the areas. Commissioner Reckhow mentioned her concerns with page 15 of the staff report regarding the Collector Street plan and stated it appeared to be a logical extension. She added it appeared challenging

and suggested to leave that area in its original state.

Commissioner Jacobs asked what the current ordinance was in terms of protecting ponds. Steve Medlin, Director, City/County Planning responded it depended on if it was a man-made pond or a land pond. Commissioner Jacobs mentioned her concerns about Durham Public Schools (DPS) and the growth for the near future. Ms. Jacobson stated the committee had conversations with DPS and was taking future growth into consideration.

Commissioner Reckhow asked how long the completion of the design district would take. Ms. Jacobson responded five (5) years. Commissioner Reckhow asked what would take place over the five (5) year process. Ms. Jacobson responded there were challenges such as transportation, lack of city services and other things beyond the department's policies.

Vice Chair Howerton questioned why the Planning Committee voted against the item. Scott Whiteman, AICP, Senior Planner responded the committee thought everything should be place prior to the plan taking place. He added many people had disagreements about the boundaries.

Chairman Page stated if things were in place first, would the Planning Committee have voted differently. Mr. Whiteman responded if the boundaries were in place, they would have possibly voted for it.

Commissioner Jacobs asked what resources could be used to help expedite this compact plan so that it is in line with the other plans. Mr. Medlin responded the work program in place was based on anticipated time for each project. He stated staff resources were allocated based on priorities and the only ability under the current work program was to re-prioritize or find additional resources.

Chairman Page opened the public hearing and acknowledged the following citizens to speak:

The following citizens were opposed to the Leigh Village Compact Neighborhood:

*Celia Merzbacher; Cheri Hardman; Mark Johnson; Tom England; Tom Stark, Oak Homeowners Association; Lisa Brach; Denise Hoffman; John Wilson, Chair of the Conservation Committee of Villa Pinea; Johnny Randall, NC Botanical Garden; John Eddy; Debbie McCarthy; Carl Hanke; Curtis Booker; David McCarthy and Betty Gorman* were all opposed because they did not agree with the zone changes for upcoming projects in their neighborhood.

The following citizens spoke in support of the Leigh Village Compact Neighborhood:

*Pamela Cook and Dan Jewell* agreed that by supporting the compact neighborhood, it would allow change, growth and expansion.

Chairman Page closed the public hearing and asked the Board if they would like to share any additional comments.

Commissioner Reckhow asked staff about relocating the western boundary to George King Road. Ms. Jacobson informed the Commissioners that they had the authority to move the boundary as they saw fit. Commissioner Reckhow clarified that the five (5) year process would not allow any rezoning to occur during that time which would ultimately give planning time to conduct a good plan. She also added by having the neighbors involved in the plan it would make them feel comfortable. Commissioner Reckhow asked if the 70 units to the acre was the maximum number of units that could be built. Ms.

Jacobson stated that specific density levels was not discussed because they could vary by compact neighborhoods. Commissioner Reckhow stated with community involvement, a plan could be completed that would be an asset to South Durham.

**Directive: Commissioner Reckhow asked that staff take the time to complete a plan that fits into the community.**

Commissioner Jacobs thanked the citizens for coming out to speak on the agenda item. She stated there was underlying density in the proposed compact district. She asked for clarification from staff that with the compact neighborhood, the developers would not be allowed to come in and do whatever they choose without informing the community. Ms. Jacobson stated the underlying zoning would remain as is. She added if a developer came in, they would have to submit a request for an annexation rezoning and the only recommendation from staff would be the compact district. Commissioner Jacobs stated that she also supported the removal of the acres west of George King Road.

Chairman Page asked for clarification from Commissioner Reckhow regarding the five (5) year process. Commissioner Reckhow stated she commented on the five (5) process to plan and during that time the citizens would be involved to shape what would occur on the property. Chairman Page expressed his concern about the infrastructure possibly not being completed during that time frame.

Vice Chair Howerton asked the impact of changing the boundary. Ms. Jacobson responded that it would decrease the size of the compact neighborhood tier. Vice Chair Howerton mentioned the citizen's concerns about school growth and inquired about a plan. Ms. Jacobson stated if there was no coordination with other departments about land use, transportation and schools it would mean that they would not be in alignment for the future plan. She also highlighted the importance of involved from all areas to ensure the proper planning. Vice Chair Howerton asked if George King remains what would happen to Leigh Village. Ms. Jacobson stated it would be a reduction in space on the compact neighborhood.

Commissioner Jacobs asked for clarification on the capacity issue and also asked would the Planning staff recommend denial. Ms. Jacobson responded Planning would review when there was a zoning application but those issues would be raised.

Chairman Page stated there were a lot of concerns raised. He added the infrastructure in place, school growth and the traffic congestion made him skeptical of moving forward. Chairman Page stated there was no certainty that all concerns would be addressed in a timely manner.

Commissioner Foster stated the developer had a right to build in the neighborhood. He added the Board was being asked to give the Planning staff an opportunity to have a work plan available when the developer approached them about the purchase. Commissioner Foster explained that a rezoning was not being requested, yet a request to only allow building in a compact area of the neighborhood. He added the Planning staff simply wanted a roadmap available in the event developers approached them about building in the area in the future.

Commissioner Reckhow stated that important boundary changes were positive. She added if the boundary was changed to George King Road, she hoped City Council would concur.

Chairman Page made note that if action was taken it would respect the rights of the citizens, give them an opportunity to be a part of the planning process and the completion would be in about five (5) years.

Commissioner Reckhow moved, seconded by Commissioner Jacobs to approve the amended resolution to delete all of the land west of George King Road from the Compact Design District for the Leigh Village Compact Neighborhood Plan.

The motion carried unanimously.

**Public Hearing - Comprehensive Plan Amendment - Compact Neighborhood Tier Policy Updates (A1500020)**

Hannah Jacobson, AICP, Senior Planner shared a brief presentation titled “Compact Neighborhood Tier Policy Updates” which highlighted the following:

- Proposed Policy 2.2.4.f: Sub-districts of Design Districts
- Proposed Policy 3.1.1.e: Affordable Housing and Transit
- Recommendation

Ms. Jacobson stated staff recommended approval of the Plan Amendment Case A1500020 to amend the text of the Comprehensive Plan. She also added that the Planning Commission recommended approval 13-1.

Chairman Page opened the public hearing. No one was signed up to speak. Chairman Page closed the public hearing and asked for a motion.

Vice Chair Howerton moved, seconded by Commissioner Foster to approve the Compact Neighborhood Tier Policy Updates.

The motion carried unanimously.

**Public Hearing - Zoning Map Change - Moe’s Tavern**

Kyle Taylor, Planner requested the Board adopt an ordinance amending the Unified Developmental Ordinance to change the zoning designation from Residential Suburban and Commercial Neighborhood to Commercial Neighborhood zoning for the property.

Commissioner Jacobs asked was the property currently residential. Mr. Taylor responded they were expanding existing Commercial Neighborhood zoning to the back of the building. Commissioner Jacobs asked if Moe’s was connected to the community water. Mr. Taylor stated not at the moment but they would be.

Chairman Page opened the public hearing.

Dan Jewell, representing the project, stated Moe’s needed bathrooms and this rezoning would get them on the road to legal bathrooms.

Chairman Page closed the public hearing and asked for a motion.

Commissioner Reckhow moved, seconded by Commissioner Foster to approve zoning map change for Moe’s Tavern.

The motion carried unanimously.

## **Other Business**

### **Durham-Orange Light Rail Transit Corridor Plan**

Scott Whiteman, AICP, Planning Supervisor stated the request was in conjunction with Go Triangle to ask the City and the County to officially adopt the corridor for the light rail line. He added the request was being made so the corridor could be preserved through the development review process.

Chairman Page asked were there questions from the Board. Hearing none, he asked for a motion for approval.

Vice Chair Howerton moved, seconded by Commissioner Reckhow to approve the Durham-Orange Light Rail Transit Corridor Plan.

The motion carried unanimously.

## **Board and Commission Appointments**

Michelle Parker-Evans, Clerk to the Board, distributed ballots to the Board to make appointments to the Boards and Commissions.

During the tally of the votes, the Board reconvened to Closed Session.

### **Reconvene to Closed Session**

Chairman Page stated the Board would reconvene to Closed Session pursuant to the three (3) statutes mentioned prior to the start of the Regular Session meeting.

### **Reconvene to Open Session**

Chairman Page announced the Board met in Closed Session and provided direction to staff.

## **Board and Commission Appointments**

The Board made the following appointments (incumbents are underlined.) Individuals listed in bold print were appointed.

### *Adult Care Home Community Advisory Committee*

**Trivia Howard** (Foster, Howerton, Jacobs, Reckhow)

**Bethena Jackson** (Foster, Howerton, Jacobs, Reckhow)

**Marjorie Libscomb** (Foster, Howerton, Jacobs, Reckhow)

**Chase McGee** (Foster, Howerton, Jacobs, Reckhow)

### *Alcoholic Beverage Control*

**Lawrence Daye** (Foster, Howerton, Page)

**Norwood (Andy) Miller** (Foster, Howerton, Jacobs, Page, Reckhow)

Robert Nauseef (Jacobs, Reckhow)

### *Bicycle and Pedestrian Advisory Commission*

**Jeremy Thornhill** (Foster, Howerton, Jacobs, Page, Reckhow)

Convention Center Authority

**Richard Ford** (Howerton, Jacobs, Page, Reckhow)

Durham-Wake Counties Research and Production Service District

**Jean Davis** (Foster, Howerton, Jacobs, Page, Reckhow)

**Stephen Martin** (Foster, Howerton, Jacobs Page, Reckhow)

**Bruce Sargent** (Howerton, Jacobs, Reckhow)

**Daniel J. Tomso** (Howerton, Jacobs, Reckhow)

Nigel Armes (Foster, Page)

William O. Bullock (Foster, Page)

Farmland Protection Advisory Board

**Neal Curran** (Foster, Howerton, Jacobs, Page, Reckhow)

Juvenile Crime Prevention Council

DeWarren K. Langley (Page)

**Solina Richards** (Foster, Howerton, Jacobs, Reckhow)

**Umar Muhammad** (Foster, Jacobs, Page, Reckhow)

Library Board of Trustees

**Sandra Chambers** (Howerton, Jacobs, Page, Reckhow)

**Phillip Harris** (Foster, Howerton, Jacobs, Page)

Eve-Ellen Mandler (Foster)

Victoria McGovern (Foster, Reckhow)

**Shawn Miller** (Howerton, Jacobs, Page, Reckhow)

Mattie Sue Stevens (Foster)

**Angela Wilson** (Howerton, Jacobs, Page, Reckhow)

Women's Commission

**Joelle Carter** (Foster, Howerton, Jacobs, Page, Reckhow)

**Sandra Howell** (Foster Howerton, Jacobs, Page, Reckhow)

**Adjournment**

Vice Chair Howerton moved, seconded by Commissioner Jacobs to adjourn the Regular Session meeting.

The motion carried unanimously.

Respectfully Submitted,



Monica W. Toomer  
Deputy Clerk to the Board