



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, October 10, 2016

7:00 PM

Commissioners' Chambers

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments

Chairman Page reminded the Board that Commissioners Foster and Reckhow were excused from the October 10, 2016 Regular Session meeting.

There were no additional agenda adjustments.

Announcements

Chairman Page read the following announcements.

- 1)The Board of Health will meet on Thursday, October 13th at 5:00 pm to discuss a proposed Board of Health Rule for Postexposure Management of Dogs and Cats. Public comment on the proposed rule will be solicited at that meeting. This rule for rabies postexposure management of dogs and cats implements and particularizes the authority given to the local health director in G.S. 130A-197 to effectively and efficiently protect the public's health utilizing the most current science.
- 2)Early voting begins in Durham County on Thursday, October 20th and ends on Saturday, November 5, 2016. The final day to register to vote for the November 8th election will be Friday, October 14th at 5:00 pm. Please visit the Board of Elections website at elections@dconc.gov or call the Board of Elections office at 919-560-0700 for early voting locations.
- 3)The Matching Grants Program of the Durham Open Space and Trails Commission is accepting applications from nonprofit organizations in Durham City and County. The grants are to assist nonprofit organizations in preserving open space lands and promoting new or improved recreational opportunities for citizens. **The application deadline is 5 p.m. on Friday,**

November 11, 2016. For questions about the grant process, contact David Ades at (919) 560-0012 or email matchinggrants@dconc.gov.

- 4) These announcements may also be found on the County's website or you may call the Clerk's Office at 919-560-0025.
- 5) Vice Chair Howerton announced that a Town Hall Meeting titled "*Focusing on K-12 Dropout and Suspension Rates in NC*" was scheduled for October 11, 2016 at 6:00pm at W. G. Pearson STEAM G.T. Magnet Elementary School located on 3501 Fayetteville Street.
- 6) Commissioner Jacobs extended her appreciation and thanked the County staff for all their hard work in response to Hurricane Matthew.

Minutes

Vice Chair Howerton moved, seconded by Commissioner Jacobs to approve the September 26, 2016 Regular Session minutes.

The motion carried unanimously.

Ceremonial Items

Recognition that the Information Services and Technology Department has Received a National Award that Demonstrates World-Class IT Effectiveness

Chairman Page recognized the Information Services and Technology Department and presented them with a plaque for being one of six (6) local governmental organizations to receive a national award that demonstrated world-class IT effectiveness: customer service; innovative business transformation; and business process improvements.

Greg Marrow, Chief Information Officer acknowledged the employees present and thanked them for their hard work.

Vice Chair Howerton and Commissioner Jacobs thanked Mr. Marrow and his staff for their work and stated they were proud that Durham County was technology savvy.

Proclamation - Recognize End Hunger Week, October 9-16, 2016

Chairman Page read the following proclamation:

END HUNGER DAY | 2016

WHEREAS, the United Nations declared October 16th World Food Day in honor of the founding of the Food and Agriculture Organization (FAO); and

WHEREAS, the Durham CROP Hunger Walk, Durham Congregations in Action, End Hunger Durham, The Mayor's Committee for People with Disabilities, The Triangle Nonprofit and Volunteer Leadership Center, The Durham Lions Club and Durham Cares created the END Hunger Games; and

WHEREAS, the END Hunger Games is a week of activities leading up to the World Food Day Community Celebration on Sunday, October 16th, 2016; and

WHEREAS, the END Hunger Games raise awareness about hunger issues and provides opportunities to advocate for hunger-relieving legislation; and

WHEREAS, the END Hunger Games gives people the chance to experience the challenges of people living on SNAP allocations through the SNAP Challenge; and

WHEREAS, the END Hunger Games will include a food drive to benefit the Durham Public School Food Pantries; and

WHEREAS, the END Hunger Games will provide opportunities for Durham citizens to volunteer at a number of hunger fighting agencies; and

WHEREAS, the END Hunger Games World Food Day Celebration will provide nonprofit hunger fighting agencies the opportunity to educate people about their agencies.

NOW, THEREFORE, BE IT RESOLVED that I, Michael D. Page, Chairman of the Durham Board of County Commissioners and on behalf of the Durham Board of County Commissioners do hereby recognize October 9-16, 2016 as

“END HUNGER WEEK”

Durham County encourages residents to participate in special events planned to help bring attention to this critical issue and to make sure people have enough food to lead active, healthy lives.

This the 10th day of October, 2016.

Michael D. Page, Chairman
Durham Board of County Commissioners

Kaaren Johanson, Durham CROP Hunger Walk, thanked the Board for the proclamation and invited the public to attend the World Food Day Celebration held on Sunday, October 16, 2016 from 3:00pm – 5:00pm at Durham Central Park. Ms. Johanson stated nonperishable goods would be accepted as donations to the Durham Public Schools (DPS) School Pantry.

Commissioner Jacobs thanked the staff for their work in the community and encouraged citizens to attend the free event. She also thanked Ms. Johanson for her continued promotions throughout the community.

Vice Chair Howerton mentioned the importance of volunteering and participating in the community.

Consent Agenda

Chairman Page asked the Board if they desired to pull any items from the Consent Agenda. Commissioner Jacobs requested to comment on item #16-1306.

Vice Chair Howerton moved, seconded by Commissioner Jacobs to approve the following items on the Consent Agenda.

16-1245 Approval to Amend Park Center Phase I Public-Private Projects Agreement with Research

Triangle Foundation of North Carolina

16-1270 Refund of Overpayment of Tax/Revenue Stamps Pursuant to N.C. General Statute 105-228.37

*16-1279 Capital Project Amendment No. 17CPA000007 - Moving \$20,000 of Available County Contribution Funds From the Major Laserfiche Upgrade Capital Project (4200DC102) to the 2016 Telecommunications Upgrade Capital Project (4200DC104) to Purchase an Integrated Voice Response System Software Upgrade

16-1295 Interfund Loans

*16-1297 Budget Ordinance Amendment No. 17BCC0000014_to Recognize \$76,482 in Public Health Medicaid Cost Settlement Funds for Increased Funding for a HIPAA Compliance Officer position (1.0 FTE)

16-1298 FY2016 Annual Claims Report

*16-1306 Budget Ordinance Amendment No. 17BCC0000013 - Appropriate funding to the Durham County Library budget for grant funding from the State Library of North Carolina, Department of Natural and Cultural Resources' LSTA State Grants to support Year II of the project Teen Tech Learning Lab - Where Science and Imagination Collide!

16-1308 Relocation of Abandoned Gravesite

*16-1312 Budget Ordinance Amendment No. 17BCC000012 - Budget Changes Related to Capital Finance Program Dedicated Revenues, Transferring \$2,623,314 of General Fund Fund Balance to the Capital Financing Fund

16-1316 Lease with the West End Community Foundation for the Department of Social Services

*16-1323 Request Approval of Contract with Collection Agency for Emergency Medical Services (EMS) Past Due Account Receivables and Approval of Budget Ordinance Amendment No. 17BCC000015 Increasing Recouped Patient Revenue \$90,000 to Satisfy the Pre-Audit (Encumbrance) with the Vendor

16-1325 Receive and Schedule a Public Hearing on an Application Provide Non-Emergent Ambulance Service in Durham County

16-1327 Receive and Schedule a Public Hearing on an Application to Provide Non-Emergent Ambulance Service in Durham County

The motion carried unanimously.

Item #16-1306

Commissioner Jacobs commended the Durham County Library staff for the grant submission and shared examples of what it would be used for. She stated there were incredible programs for teens at the library and added that the grant would allow similar activities to be offered at other branch locations. Commissioner Jacobs also mentioned that the grant involved paying teens to provide tutoring services.

Consent Agenda Item #16-1279

**DURHAM COUNTY, NORTH CAROLINA
2016-17 Capital Project Ordinance
Amendment Number 17CPA000007**

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
Major Laserfiche Upgrade Project (4200DC102)	\$300,000	(\$20,000)	\$280,000
2016 Telecommunications Upgrade Capital Project (4200DC104)	\$578,000	\$20,000	\$598,000

Adopted this the 10th day of October, 2016.

Consent Agenda Item #16-1297

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 17BCC0000010**

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>			
Intergovernmental	\$58,477,602	\$76,482	\$58,554,084

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
General Government	\$107,910,143	\$76,482	\$107,986,625

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>RISK MANAGEMENT FUND</u>			
Other Financing Sources	\$83,359	\$76,482	\$160,341

Expenditures:

<u>Function</u>			
<u>RISK MANAGEMENT FUND</u>			
General Government	\$3,213,994	\$76,482	\$3,290,476

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

This the 10th day of October 2016.

Consent Agenda Item #16-1306

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 17BCC000013**

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>			
Intergovernmental	\$58,423,802	\$53,800	\$58,477,602

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Cultural and Recreation	\$12,496,896	\$58,800	\$12,550,696

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

This the 10th day of October 2016.

Consent Agenda Item #16-1312

**Durham County, North Carolina
2016-2017 Budget Ordinance
Amendment Number 17BCC000012**

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	\$25,331,585	\$2,623,314	\$27,954,899

CAPITAL FINANCING FUND

Other Financing Sources	\$34,645,491	\$2,623,314	\$37,268,805
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Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
General Government	\$105,286,829	\$2,623,314	\$107,910,143

CAPITAL FINANCING FUND

General Government	\$63,116,728	\$2,623,314	\$65,739,042
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All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 10th day of October 2016.

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 17BCC0000015**

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>			
Service Charges	\$20,612,487	\$90,000	\$20,702,487

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Public Safety	\$60,649,234	\$90,000	\$60,739,234

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

This the 10th day of October 2016.

Public Hearings

Public Hearing for Closeout of CDBG Scattered Site Housing Grant 11-C-2309

Drew Cummings, Chief of Staff stated this was a required public hearing to close out the Community Development Building Grant (CDBG) Scattered Site Housing Grant 11-C-2309. He added in 2012, the County received \$400,000.00 in grant funds from the NC Department of Commerce (DOC) and from several other grant projects to provide housing reconstruction/rehabilitation/emergency repair assistance to six (6) low- and moderate- income households. Mr. Cummings highlighted the completed homes, sites currently being worked on and areas currently in need of repair.

Vice Chair Howerton asked if any of the money was unspent. Mr. Cummings responded 100% of state funds were spent. He added staff was completing the last project and planned to come before the Board for additional dollars because that property was more complicated than expected.

Commissioner Jacobs asked for clarification on the application process. Mr. Cummings stated the housing program was being discontinued by the State. Commissioner Jacobs asked how much funds the State provided in the past. Mr. Cummings responded \$400,000.00 every three (3) years. Commissioner Jacobs asked if there would be an amount of money designated for Durham homes. Mr. Cummings stated there were two different programs and Single Family Grants had continued to come in. Commissioner Jacobs asked how would a Durham resident use the money and how much money would be available to them. Mr. Cummings responded the Single Family Grant was \$200,000.00 and there was a reserve pool accessible to units that needed assistance. Commissioner Jacobs asked when the money would be available for residents to use. Mr. Cummings responded the funds were available now and work had already begun in Durham County.

DIRECTIVE: Commissioner Jacobs directed staff to add the grant information on the County website so that residents would be aware that the opportunities available for them.

Vice Chair Howerton asked Mr. Cummings if he was the point of contact for the program. Mr. Cummings responded yes.

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

Commissioner Jacobs moved, seconded by Vice Chair Howerton to approve the public report shared for the closing of the CDBG.

The motion carried unanimously.

Public Hearing for Closeout of CDBG Infrastructure Grant 06-D-2405

Drew Cummings, Chief of Staff stated this was to close-out the FY12 Community Development Block Grant (CDBG) from the Contingency Infrastructure Program. He added the purpose of this item was to discuss the program and allow the County citizens to make any additional comments prior to closing out the project. Mr. Cummings continued to say with the funds, the County constructed a new water supply well and distribution system for the Rougemont community to assist low- and moderate- income households and address contaminated drinking water.

Vice Chair Howerton shared the community thankfulness for the completion of the project.

Commissioner Jacobs thanked Mr. Cummings for his leadership with the project and added this was a chance for economic development in the community. She asked if an enterprise fund would be set up for operating the system. Joe Pearce, Deputy Director of Engineering responded it was set up as a water system only enterprise fund.

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

Vice Chair Howerton moved, seconded by Commissioner Jacobs to approve the report regarding the CDBG.

The motion carried unanimously.

Public Hearing - Consolidated Item, East End Land Use Analysis (A1600005 and Z1600009)

Lisa Miller, AICP, Senior Planner stated the Board was requested to conduct a public hearing and receive comments on the East End Land Use Analysis. She stated there were 12 properties impacted by the future land use map change and one (1) property impacted by zoning map changes. Ms. Miller provided a summary of the properties to the Board.

Chairman Page asked the Board if they had any additional questions. Hearing none, Chairman Page opened the public hearing. No one was signed up to speak. Chairman Page closed the public hearing.

Commissioner Jacobs moved, seconded by Vice Chair Howerton to adopt a resolution to change the Future Land Use from Commercial, Low-Medium Density Residential, Medium Density Residential to Low-Medium Density Residential, Medium Density Residential, and Commercial; and to adopt an ordinance amending the Unified

Development Ordinance by taking the described property in zoning map change case Z1600009 out of Residential Suburban-20 (RS-20) and placing same in and establishing same as Residential Urban-5 (RU-5); and to adopt a consistency statement as required by NCGS 153A-341.

The motion carried unanimously.

Wendell Davis, County Manager provided an update regarding activities during Hurricane Matthew. He acknowledged the dedication and commitment of the County staff and stated the Damage Assessment Team was conducting findings from the storm. County Manager Davis continued to say once a report was complete, an update would be provided to the Board.

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