

AGENDA

THE BOARD OF COUNTY COMMISSIONERS DURHAM, NORTH CAROLINA

Monday, August 6, 2012
9:00 am Worksession

1. Citizen Comments (30 min)

- 1) The Board of County Commissioners will provide a 30-minute comment period at the beginning of its Worksession meeting on the first Monday of each month. Any citizen of Durham County wishing to speak shall have an opportunity to do so. The Board may direct staff to research and reply to the concerns, if appropriate. Speakers must sign in prior to the start of the meeting providing a mail/email address and telephone number so that staff may reply to comments and/or questions. Citizens who request an immediate response from the Board are encouraged to submit a brief description of the issue to the Clerk to the Board two weeks prior to the Worksession to allow an opportunity for research prior to the meeting. **All speakers shall have three (3) minutes to speak and are requested to refrain from addressing issues related to personnel matters.**

Resource Person: Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The Manager recommends that the Board receive citizen comments and direct staff to respond, as deemed appropriate.

2. Removal of a Board Member Due to Poor Attendance (10 min)

- 1) On April 26, 2011, the Board of County Commissioners appointed Pilar Rocha-Goldberg to serve a full term on the Durham County Hospital Board of Trustees. Based on information from Mary Kritsch, Durham Hospital Board of Trustees, Rocha-Goldberg has failed to comply with the Policy and Procedures for Appointments to the County Boards, Commissions, Committees or Authorities, set forth by the County Commissioners.
- 2) The Policy and Procedures for Appointments to the County Boards, Commissions, Committees or Authorities states, *"If an appointee has absences (excused or unexcused) which constitute more than 50% of the meetings in any calendar year, he or she is obligated to resign."*
- 3) The Clerk to the Board has attempted to contact Ms. Rocha-Goldberg via letter to request her resignation. Ms. Rocha-Goldberg wishes to appeal to the Board regarding her appointment.

Resource Person: Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The Manager recommends that the Board suspend the rules and address Ms. Rocha-Goldberg regarding her appointment.

3. The Durham Workforce Development Board Annual Report; 2011-2012 (30 min)

- 1) The Board is requested to receive and accept the Durham Workforce Development Board Annual Report as required by the City-County Consortium Agreement, Sec. X.

Resource Persons: Nicholas McCoy, Senior Workforce Development Manager, Office of Economic and Workforce Development, City of Durham

County Manager's Recommendation: The County Manager recommends that the Board receive the Annual Report of the Durham Workforce Development Board.

4. Proposal to Change Composition of Durham Juvenile Crime Prevention Council (10 min)

- 1) In an ongoing effort to improve the process of analyzing the needs of at-risk youth to set priorities for allocation of limited funds for community base programs to serve these youth, the Durham County Juvenile Crime Prevention Council (JCPC) needs the continuous expertise and experience of the Durham County Youth Home Director in addition to that of the Chief Court Counselor. This has been discussed with the Regional Consultant, Cindy Porterfield from the Department of Juvenile Justice and Delinquency Prevention (DJJDP) who agreed that this would be a good addition to help improve JCPC's decision making process.
- 2) Currently, Durham County's Youth Home Director does not have a specified position on JCPC. Since Durham County's JCPC roster already has the maximum number of positions allowed by State law, JCPC requests that the Board of County Commissioners set aside one of the positions for members of the public to be filled as a specified position for the Director of the Youth Home.
- 3) The members of Durham's JCPC have discussed this change extensively and voted to propose the change in position appointments to the Board of County Commissioners at their December 21, 2011 meeting. Attached are the current composition of the JCPC, the proposed composition of the JCPC by adding the Youth Home Director and an overview of the State Statute that governs the composition of the JCPC.

Resource Persons: David Addison, JCPC Chairperson; Gudrun Parmer, Director, CJRC

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation and provide further input.

5. Non-Profit Funding Program Presentation (60 min)

- 1) The Board is requested to receive a presentation on the county's non-profit funding program and to provide feedback to staff about the program.

Resource Persons: Mike Ruffin, County Manager; Pam Meyer, Budget and Management Services Director; Laura Jensen, Budget Analyst

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation and make comments to staff as necessary.

6. Update to the New Development Rule of the Jordan Lake Nutrient Management Strategy (30 min)

- 1) The Board is requested to review the recent state legislation (HB 953, Section 11c, Attachment 1) concerning the New Development provision of the Jordan Lake Nutrient Management Strategy (JLNMS) and provide guidance to staff. At the June 11, 2012 meeting (Attachment 2), the County Commissioners approved amendments to the County Stormwater Ordinance that more strictly regulates stormwater management from new development in the unincorporated, Durham County areas of the Jordan Lake watershed. These amendments are set to be effective August 10, 2012, as originally mandated by the JLNMS.
- 2) During the recent legislative session, the General Assembly passed legislation delaying the mandatory implementation of the new development provision by two years. Notably, this would not change the compliance deadline for any of the other provisions of the JLNMS. Rather, it would allow new development to continue adding (for another two years) to the post-baseline existing development loading that Durham County is responsible for reducing in the future.
- 3) As adopted on June 11, 2012, the cost of treating stormwater from new development over the next two years falls on the developers. If Durham County were to repeal this new ordinance and delay its implementation for two years, the responsibility to correct for that new loading through the existing development rule would fall on Durham County taxpayers as a whole. Attached is a survey of 23 other local governments required to comply with these rules of whom four have already stated that they would also delay their implementation dates (Attachment 3).

Resource Persons: Glen Whisler, County Engineer; Chris Roberts, S&E Division Manager (Engineering)

County Manager's Recommendation: The County Manager recommends that the Board review the attached information and provide guidance to staff.

7. Strategic Plan Update (15 min)

- 1) The Board is requested to hear an update on the County's Strategic Plan Implementation.
- 2) Since the Board of County Commissioners adopted the County's Strategic Plan in February, County employees continue to implement the plan. Today's update is the second quarterly update since adoption and will include the following components:
 - a. Structure review and teams update
 - b. "Year 1" Initiatives Highlight: CPR/AED (defibrillator) initiatives from Goal 3 (Safe and Secure Community)
 - c. Performance measurement/dashboard Web site update
 - d. Collaboration/plan alignment update
 - e. Communications update

Resource Persons: Michael Davis, Strategic Initiative Manager

County Manager's Recommendation: The County Manager recommends that the Board hear the Strategic Plan Update and make comments to staff as necessary.

8. Review of Board of County Commissioners' Directives (10 min)

- 1) The Board is requested to review the previous month's directives for staff and make comments as necessary. This set of directives covers March, April, May, June and July 2012.

Resource Person: Ellen Whelan-Wuest, Assistant to the County Manager

County Manager's Recommendation: The County Manager recommends that the Board review the August BOCC directives and make comments to staff as necessary.

9. BREAK

10. Tour of the New Durham County Courthouse & Parking Structure by the Board of County Commissioners (2 hours)

- 1) The Board is invited to tour the new Durham County Courthouse and Parking Structure Project located at 502 & 510 South Dillard Street, Durham, North Carolina, currently under construction. The construction contract for the new Durham County Courthouse and Parking Structure was awarded to The Whiting Turner Contracting Company, Inc. (TWTC) on February 22, 2010. The

construction of the parking garage was substantially completed in September 2011 and is currently being used for employee and event parking. Substantial completion for the building is anticipated in late September or early October 2012. The occupancy of the building is anticipated in the first quarter of 2013, following the installation of furniture and various equipment and systems.

Resource Persons: Mike Ruffin, County Manager and Glen Whisler, P.E., County Engineer

County Manager's Recommendation: The County Manager recommends that the Board tour new Durham County Courthouse and Parking Structure and provide feedback as appropriate.