

**THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA**

Monday, June 14, 2010

7:00 P.M. Regular Session

MINUTES

Place: Commissioners' Room, second floor, Durham County Government Administrative Complex, 200 E. Main Street, Durham, NC

Present: Chairman Michael D. Page, Vice-Chairman Ellen W. Reckhow, and Commissioners Becky M. Heron, Brenda A. Howerton, and Joe Bowser

Absent: None

Presider: Chairman Page

Opening of Regular Session—Pledge of Allegiance

Agenda Adjustments

The Board agreed to schedule a closed session for June 28, 2010 at 5:30 p.m. to reappoint and evaluate the performance of the Tax Administrator.

Due to a deferral request, Chairman Page amended the agenda to discuss potential dates to hold the Highway 751 Assemblage public hearing.

Announcements

Commissioner Howerton addressed a June 7 article in The Herald-Sun, entitled "Officials rethinking Convention Center Deal", regarding the Convention Center deficit. She emphasized the importance of listening to her actual quotes as opposed to The Herald-Sun's speculation of how she felt.

Chairman Page announced the following:

- "In Touch with Durham County," the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon daily; 4:00 p.m. on Mondays; and 6:30 p.m. Tuesday-Sundays. Our County Commissioners' meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
- A community meeting on the Triangle Regional Transit Program would be held June 30, 5:30 p.m. – 8:00 p.m., at the Durham County Main Library, 300 North Roxboro Street, to provide an opportunity for citizens to meet, share ideas, and discuss future bus and rail transit. For more information contact, Brad Schulz, Triangle Transit at (919) 485-7434.

Vice-Chairman Reckhow informed the public of a meeting on June 30 at 7:00 p.m. at Neal Middle School to receive input on the Proposed Draft Falls Lake Rules.

Chairman Page encouraged citizens to attend the final Falls Lake Rules public hearing on June 30 at 7:00 p.m. at Neal Middle School, which would be the last hearing before finalizing the Rules.

Commissioner Bowser invited citizens to participate in a book giveaway, as part of the Summer Reading Kickoff, on June 19 from 10:00 a.m. to 2:00 p.m. at the Durham County Main Library.

Minutes

Commissioner Howerton moved, seconded by Vice-Chairman Reckhow, to approve as submitted that April 28 Legislative Breakfast and May 24, 2010 Regular Session Minutes of the Board.

The motion carried unanimously.

Proclamation—Vulnerable Adult and Elder Abuse Awareness Month

Chairman Page stated that the Department of Social Services, Council for Senior Citizens, and the Triangle J Area Agency on Aging would jointly recognize World Elder Abuse Awareness Day on June 15. They jointly participate in community efforts to support and improve the safety and wellbeing of vulnerable and older adults and secure their right to live free of abuse, neglect, and exploitation.

Chairman Page proclaimed that Durham would join communities and municipalities worldwide in declaring World Elder Abuse Awareness Day and would participate in events designed to raise their communities' awareness of abuse and neglect of older persons.

Chairman Page read the following resolution into the record:

PROCLAMATION

WHEREAS, Durham County joins the world in recognizing World Elder Abuse Awareness Day on June 15; and

WHEREAS, Durham County is home to more than 35,000 residents 60 years of age or older and 25,000 individuals between the ages of 16 and 65 with disabilities; and

WHEREAS, 10,000 older adults 65 years and older live alone; 7,500 live below the poverty line; and 9000 older adults have a disability; and

WHEREAS, Durham County's vulnerable and older adults of all socio-economic, racial, and ethnic backgrounds may be targets of abuse, neglect, or exploitation, which occurs in families, long-term care facilities, and communities; and

WHEREAS, the older residents of Durham County represent a dramatic trend in our nation's demographic make-up, and there is a rapidly growing population of older adults in Durham County with evolving needs; and

WHEREAS, by 2030, one in five Durham County residents will be 60 or older; and

WHEREAS, more than 400 referrals are made to the Durham County Department of Social Services annually for evaluation of abuse, neglect, or exploitation of adults; and

WHEREAS, the Division of Aging and Adult Services partners with county departments of social services to offer a statewide Adult Protective Services Program and area agencies on aging to increase awareness about elder abuse through its Long-Term Care Ombudsman Program and with the State Attorney General's Office to assist victims of telemarketing scams; and

WHEREAS, protecting Durham County's vulnerable and older adults is a societal responsibility, and it is imperative that communities work together to help reduce abuse, neglect, and exploitation; and

WHEREAS, vulnerable and older persons are diverse, respected citizens who continue to contribute to our nation's social and economic wellbeing; and

WHEREAS, a growing number of baby boomers are rapidly joining the population of older residents, and the number of individuals providing care to family members and friends is expanding significantly; and

WHEREAS, older persons and vulnerable adults are entitled to lives of dignity and independence:

NOW, THEREFORE, BE IT RESOLVED that I, Michael D. Page, Chairman of the Durham County Board of Commissioners, do hereby proclaim June 2010 as

VULNERABLE ADULT AND ELDER ABUSE AWARENESS MONTH

in Durham County. I encourage our citizens to join with the Department of Social Services, the Council for Senior Citizens, and the Triangle J Area Agency on Aging to participate in community efforts to support and improve the safety and wellbeing of vulnerable and older adults and secure their right to live free of abuse, neglect, and exploitation.

This the 14th day of June, 2010.

/s/ Michael D. Page, Chairman

Bob Wallace, Program Manager of Adult and Crisis Services, DSS, thanked the Board for issuing the proclamation and discussed DSS events to commemorate Adult and Elder Abuse Awareness Month.

Joan Pelletier, Triangle J, briefly mentioned statistics pertaining to elder abuse.

Mr. Wallace accepted the proclamation from Chairman Page.

Chairman Page thanked Mr. Wallace and Ms. Pelletier for their comments. He further thanked the citizens for their efforts to uphold and respect older adults.

Consent Agenda

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to approve the following consent agenda items:

- *a. Approve Budget Ordinance Amendment No.10BCC000085 to appropriate fund balance in the amount of \$102,000 to pay the County's share of the Convention Center operating deficit for FY2010;
- b. Approve the six-month contract extension for the Convention Center management agreement;
- c. Approve the official closing of these general ledger capital project funds and to transfer the net equities to the General Fund, the Pay As You Go Capital Project Fund and the Debt Service Fund;
- d. Accept the grant offer from the Federal Aviation Administration in the amount of \$1,206,483.00;
- e. Authorize the execution of an architectural design contract with DTW Architects and Planners, Ltd. for the Renovations to EMS Station #1, in the amount of \$82,000.00 plus additional Services and reimbursable expenses in the amount of \$13,500.00, thus totaling \$95,500.00;
- f. Approve the additional funding to SmithMooreLeatherwood, LLC for reconciliation of services rendered in the amount of \$6,562.61;
- g. Accept the ambulance franchise request for modification, and schedule the request for the second and final approval on June 28, 2010; and
- *h. Approve Capital Project Amendment No. 10CPA000015 to appropriate \$2,500,000 to the new capital project, ERP (Enterprise Resource Planning) Upgrade Project (42001910DC135). Funding for the project will come from an interfund loan from the General Fund to be reimbursed once the bank financing loan is secured.

The motion carried unanimously.

*Document(s) related to this item follow:

Consent Agenda Item No. a. Approve Budget Ordinance Amendment No.10BCC000085 to appropriate fund balance in the amount of \$102,000 to pay the County's share of the Convention Center operating deficit for FY2010.

DURHAM COUNTY, NORTH CAROLINA
FY 2009-10 Budget Ordinance
Amendment No. 10BCC000085

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 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	\$15,898,613	\$102,000	\$16,000,613

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Cultural & Recreation	\$10,629,206	\$102,000	\$10,731,206

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

This the 14th day of June, 2010.

Consent Agenda Item No. h. Approve Capital Project Amendment No. 10CPA000015 to appropriate \$2,500,000 to the new capital project, ERP (Enterprise Resource Planning) Upgrade Project (42001910DC135). Funding for the project will come from an interfund loan from the General Fund to be reimbursed once the bank financing loan is secured.

DURHAM COUNTY, NORTH CAROLINA
FY 2009-10 Capital Project Ordinance
Amendment No. 10CPA000015

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 Capital Project Ordinance is hereby amended to reflect budget adjustments for the following projects:

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
ERP Upgrade Project (DC135)	\$0	\$2,500,000	\$2,500,000

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

This the 14th day of June, 2010.

Public Hearing—Proposed FY 10-11 Planning Department Fee Resolution

Steven L. Medlin, AICP, City-County Planning Director, requested that the Board conduct a public hearing and receive comment on the FY10-11 Planning Department Fee Resolution and adopt a resolution Modifying Fees and Surcharges Charged by the City-County Planning Department and Surcharges Charged by the City-County Inspections Department.

Mr. Medlin discussed the proposed fees and surcharges as follows:

- 1) Architectural Review: Section 3.24 of the Durham Unified Development Resolution (UDO), adopted in February, 2010, authorized a review of architectural design in limited circumstances, circumventing the need for a full (and time-consuming) site plan review;
- 2) Development Plan as Site Plan/Preliminary Plat: Section 3.5.6.F of the UDO, adopted in March, 2009, authorized a combined submittal and review of a Development Plan and a Site Plan or Preliminary Plat. This allows concurrent (rather than sequential, and unnecessarily time-consuming) review of Development Plans with Site Plans or Preliminary Plats; and
- 3) Minor Certificate of Appropriateness (COA), Historic Preservation Commission (HPC) Review: Planning staff has implemented changes to the COA process that eliminates the need for a HPC hearing in cases where only minor exterior changes are proposed to qualified structures. This change allows for a lower cost of advertising and thus justifies a new fee category.

Mr. Medlin addressed a question posed by Commissioner Heron regarding North Carolina General Assembly legislation (S.L. 2009-409) passed in summer 2009 which depresses development revenues in Durham.

Chairman Page opened the public hearing that was properly advertised and called signed speaker Mr. Novak, 5500-89A Fortunes Ridge, Durham 27713, forward for comments.

As no one else requested to speak, Chairman Page closed the public hearing and referred the matter back to the Board.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to approve the Resolution establishing Fees and Surcharges charged by the City-County Planning Department and the City-County Inspections Department for Development Reviews, Public Hearing Notification, Technology and Other Services.

The motion carried unanimously.

RESOLUTION ESTABLISHING FEES AND SURCHARGES CHARGED BY THE CITY-COUNTY PLANNING DEPARTMENT AND THE CITY-COUNTY INSPECTIONS DEPARTMENT FOR DEVELOPMENT REVIEWS, PUBLIC HEARING NOTIFICATION, TECHNOLOGY AND OTHER SERVICES

WHEREAS, the Board of County Commissioners annually establishes fees for various services offered by the Planning Department; and

WHEREAS, the Board of County Commissioners desires to implement and improve a work flow automation software program (Land Development Office or LDO); and

WHEREAS, the Board of County Commissioners desires to collect fees to off-set the actual costs associated with the processing of development applications;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DURHAM THAT:

Section 1

The fees charged by the Durham Planning Department shall be as follows:

A. Zoning Map Change (Rezoning):

(Per acre fees shall be calculated on the entire project and shall not be calculated on a pro rata share. Cases with multiple zones are charged the highest base fee applicable according to the zone or use categories proposed, plus the per acre fee according to the acres in each of the categories proposed.)

1. Residential, Not Multi-Family, 1 acre or less: \$750.00 per case, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
2. Modification to Existing Design Guidelines (Only): \$750.00 per case, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
3. Residential, Not Multi-Family or PDR, greater than 1 acre and less than 20 acres: \$2250.00, plus \$55.00 per acre (rounded up), plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
4. Residential, Not Multi-Family or PDR, 20 acres or greater: \$3500.00, plus \$55.00 per acre (rounded up), plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
5. PDR: \$4500.00, plus \$55.00 per acre (rounded up), plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
6. Office, Residential Multi-Family, Mixed Use, Commercial, Industrial, Design District or Research zones: \$4000.00, plus \$65.00 per acre (rounded up), plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
7. Re-Review Fees (applicable to all development applications): Half of filing fee, plus Technology surcharge of 4%, applicable following initial and first re-review and charged for each subsequent review.
8. Development Plan as Site Plan/Preliminary Plat: Half of zoning base fee, plus half of the site plan or preliminary plat base fee, plus Technology Surcharge of 4%.

B. Board of Adjustment Applications:

1. Custodial Care (single residential unit on same lot as primary residential unit, for custodial care purposes): \$75.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
2. Small Day Care Use Permit (up to 12 persons being cared for): \$475.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
3. Non-revenue Generating Single Family Use Permit (fences, etc.): \$475.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
4. Wireless Communication Facilities Use Permit: \$3165.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs, plus \$5000.00 for independent professional consultant review;
5. Appeal: \$300.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
6. All Other BOA Applications (any other Use Permit, Appeal, Variance, etc.): \$1300.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;

C. Major Special Use Permit Applications:

1. Wireless Communication Facilities Use Permit: \$3165.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs, plus \$5000.00 for independent professional consultant review;
2. Traffic Impact Analysis (TIA) Use Permit: \$2025.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;
3. All Other Major Special Use Permit Applications: \$2025.00, plus Technology surcharge of 4%, plus Surcharges for advertising, letter notice and signs;

D. Site Plans:

1. Administrative Site Plan-Site plans that require Planning Department review only: \$150.00, plus Technology surcharge of 4%;
2. Simplified Site Plan - Small (Less than 1000 s.f. of new building area/1 acre disturbed area/5% increase in parking area or minor amendments to site plan of record that do not involve changes to the SIA): \$1000.00, plus technology surcharge of 4%; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
3. Simplified Site Plan - Large (More than 1000 s.f. of new building area/ 1 acre disturbed area or other improvements that do not qualify in other categories): \$2500.00, plus \$25.00 per 1000 square feet of gross building area (rounded up), or \$25.00 per lot, or \$25.00 per attached dwelling unit plus technology surcharge of 4%; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
4. Minor Site Plan: \$3500.00, plus \$25.00 per 1000 square feet of gross building area (rounded up), or \$25.00 per lot, or \$25.00 per attached dwelling unit plus technology surcharge of 4%; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;

5. Major Site Plan: \$4000.00, plus \$25.00 per 1000 square feet of gross building area (rounded up), or \$25.00 per lot, or \$25.00 per attached dwelling unit, plus technology surcharge of 4%; plus surcharge for letter notice on those projects requiring governing body approval, plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
6. Re-Review Fees (applicable to all development applications): half of filing fee, plus Technology surcharge of 4%, applicable following initial and first re-review and charged for each subsequent review;
7. Landscape Extensions: Major non-residential greater than 25,000 square feet in gross floor area - \$300.00, minor non-residential less than 25,000 square feet in gross floor area - \$150.00, residential \$75.00 per lot, plus Technology surcharge of 4%.
8. Floodplain Development Permit (Small): Floodplain Development Permit initiated through the Planning Department that does not require review of a flood study or approval by an elected body - \$150.00 plus Technology surcharge of 4%, applicable following initial and first re-review and charged for each subsequent review
9. Floodplain Development Permit (Large): Floodplain Development Permit initiated through the Planning Department that does require review of a flood study or approval by an elected body - \$500.00 plus Technology surcharge of 4%, applicable following initial and first re-review and charged for each subsequent review
10. Development Plan as Site Plan/Preliminary Plat: Half of zoning base fee, plus half of the site plan or preliminary plat base fee, plus Technology Surcharge of 4%.

E. Subdivision Plats:

1. Preliminary Plat: \$3400.00, plus \$25.00 per lot, plus technology surcharge of 4%, plus surcharge for letter notice on those projects requiring governing body approval; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
2. Preliminary Plat, Cluster or Conservation Subdivision: \$4000.00, plus \$25.00 per lot, plus technology surcharge of 4%, plus surcharge for letter notice on those projects requiring governing body approval; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
3. Final Plats: \$700.00, plus \$25.00 per lot, plus technology surcharge of 4%; plans which do not require an initial re-review will be reimbursed 33% of the original review fee;
4. Exempt Final Plats: \$75.00, plus Technology surcharge of 4%.
5. Re-Review Fees (applicable to all development applications): half of filing fee, plus Technology surcharge of 4%, applicable following initial and first re-review and charged for each subsequent review.
6. Landscape Extensions: Major non-residential greater than 25,000 square feet in gross floor area - \$300.00, minor non-residential less than 25,000 square feet in gross floor area - \$150.00, residential \$75.00 per lot, plus Technology surcharge of 4%.

7. Development Plan as Site Plan/Preliminary Plat: Half of zoning base fee, plus half of the site plan or preliminary plat base fee, plus Technology Surcharge of 4%.

- F. Landscape Re-Inspection Fees: \$100.00 plus technology surcharge of 4% for first re-inspection, for each subsequent re-inspection the fee will increase by \$104.00 (example 1st - \$104.00, 2nd - \$208.00, 3rd - \$312.00, etc).
- G. Land Use Plan Amendment: \$2100.00, plus Technology surcharge of 4%, plus surcharge for advertising and letter notice.
- H. Historic Preservation Fees:
 - 1. Historic Landmark Designation: \$500.00, plus technology surcharge of 4%, plus surcharges for advertising and letter notice;
 - 2. Major Certificate of Appropriateness, Historic Preservation Commission Review: \$150.00, plus technology surcharge of 4%, plus surcharges for advertising and letter notice;
 - 3. Minor Certificate of Appropriateness, Historic Preservation Commission Review: \$150.00, plus technology surcharge of 4%, plus surcharges for letter notice;
 - 4. Administrative Certificate of Appropriateness: \$25.00, plus technology surcharge of 4%
 - 5. Historic Signs: \$150.00, plus technology surcharge of 4%, plus surcharges for advertising and letter notice
- I. Common Signage Plan Review: \$175.00, plus technology surcharge of 4%.
 - 1. Banner Plan Review (Only): \$75.00, plus technology surcharge of 4%.
- J. Street/Alley Closings: \$800.00, plus Technology surcharge of 4%, plus surcharges for advertising, letter notice and signs.
- K. Street/Alley Renaming: \$600.00, plus Technology surcharge of 4%, plus surcharges for advertising, letter notice and signs, plus reimbursement for all street sign replacement costs.
- L. Unified Development Ordinance Text Amendment: \$3000.00, plus Technology surcharge of 4%, plus surcharge for advertising and letter notice.
- M. Zoning and Business Verification Letters: \$15.00, plus Technology surcharge of 4%.
- N. Home Occupation Permit: \$25.00, plus Technology surcharge of 4%.
- O. Formal Letter of Interpretation: \$40.00, plus Technology surcharge of 4%.
- P. Vested Rights Determination: \$1500.00, plus Technology surcharge of 4%, plus surcharge for advertising and signs.

Q. Surcharges:

1. Newspaper Advertising for:
 - a. Zoning Map Change, Land Use Plan Amendment and Street Closing: \$460.00; if case has to be heard by both governing bodies, \$690.00.
 - b. BOA, Major Special Use Permit, Street Renaming, Vested Rights Determination, Certificates of Appropriateness and Historic Landmark Designation: \$230.00
 - c. Unified Development Ordinance Text Amendment: \$690.00.
2. Letter Notice for:
 - a. Zoning Map Change, Land Use Plan Amendment: \$95.00
 - b. BOA, Major Special Use Permit, Street Renaming or Street Closing: \$53.00
3. Signs: For Zoning Map Change, BOA, Major Special Use Permit, Vested Rights Determination, Street Renaming or Street Closing: \$100.00. If multiple signs are necessary to adequately notify neighbors, multiple signs will be charged for at the case intake.

R. Costs for Departmental Publications: Publications presently available: \$5.00. Reproductions or new publications will be priced according to costs.

S. Copies Made By the Large Format Copier: \$1.00 per square foot (for example: a 3 foot by 6 foot map equals 18 square feet for a coping charge of \$18.00).

T. Limited Agricultural Permit: \$25.00 plus Technology surcharge of 4%

U. Architectural Review (per Section 3.24 of the Durham Unified Development Ordinance): \$150.00 plus Technology surcharge of 4%.

Section 2

The fees to be charged by the Planning and Inspections Departments shall include an additional 4% Technology surcharge.

Section 3

The Technology surcharge shall terminate July 1, 2013 unless the surcharge is reviewed and renewed by the Board of County Commissioners prior to the expiration date.

Section 4

This resolution shall be in full force and effect for submittals filed to meet submittal deadlines on or after July 1, 2010 and shall supersede any conflicting resolutions.

Section 5

Administrative reductions of the fees described above may be made in writing by the Planning Director for requests in which a review is being conducted, and the Director determines that the time, effort, and processing by staff will be so substantially reduced compared to what is required for a typical re-review that it would be inequitable to charge the standard fee for such review. The fee charged shall be roughly proportionate to the cost of staff time and other required measures, as determined in the absolute discretion of the Planning Director.

Public Hearing—Recommended Durham County FY 2010-2011 Budget

The Board conducted a public hearing to receive citizen input on the FY 2010-2011 Recommended Budget. To be able to hear from all interested citizens, the Commissioners usually set a time limit of three minutes for each speaker; however, the time limit was adjusted to two minutes at the discretion of Chairman Page.

County Manager Mike Ruffin presented the Recommended FY10-11 Budget as follows:

Recommended Budget Fiscal Year 2010-2011

Recommended Budget

- \$339,277,565
- 68% increase in general fund spending
- 4.29 cents increase in property tax rate (\$70.81 cents to \$75.10 cents) 6%, or \$85.80 on \$200,000 house
- 3.16% increase in current expense funding for Durham Public Schools, an \$80 increase in per pupil spending
- \$4,000,000 in lottery funds for school construction and debt service
- Fee increases proposed in Sheriff's Office, Erosion Control, Fire Marshal, Public Health, Triangle Wastewater Treatment Plant, Solid Waste Management
- Increase for health insurance of 18%, \$1.96 million
- Employer's share of retirement - \$1.4 million, 31.8% increase
- Opening South and Southwest Libraries
- Non-profit funding – 33 agencies recommended to receive \$835,650

Eliminations & Reductions

- Elimination of 63.56 FTEs
- Elimination of Warrant Control Program
- 3% reduction for Durham Tech
- 3% reduction of Museum of Life & Science
- No salary or benefit increases for county employees
- Suspension of longevity payments for county employees
- All libraries closed on Wednesday evenings from 6 pm to 9 pm
- Budget savings from sale of Home Health agency - \$500,000
- Departmental budgets reduced 1.63%

- Nonprofit funding reduced 4.07%
- County dollars for general fund down \$25.2 million this year and next
- Appropriated fund balance down \$600,000 to \$6 million
- \$1 million in (non-lottery) Capital Outlay funding for Durham Public Schools

Revenue Highlights (Chart)

Key General Fund Revenues

	<u>FY2009-10</u> <u>Budget</u>	<u>FY2009-10</u> <u>Estimate</u>	<u>% From FY</u> <u>2009-10</u> <u>Budget</u>	<u>FY 2010-11</u> <u>Budget</u>	<u>% From FY</u> <u>2009-10 Est.</u>
Property Tax	\$187,373,101	\$191,283,000	2.09%	\$195,373,233	2.14%
Prior Year PT	\$1,750,000	\$2,463,420	40.77%	\$2,000,000	-18.81%
Total	\$189,123,101	\$193,746,420	2.44%	\$197,373,233	1.87%

	<u>FY2009-10</u> <u>Budget</u>	<u>FY2009-10</u> <u>Estimate</u>	<u>% From FY</u> <u>2009-10</u> <u>Budget</u>	<u>FY 2010-11</u> <u>Budget</u>	<u>% From</u> <u>FY</u> <u>2009-10</u> <u>Est.</u>
<u>Sales Tax</u>					
Article 39	\$15,587,261	\$14,641,099	-6.07%	\$12,433,665	-15.08%
Article 40	\$8,578,036	\$8,178,525	-4.66%	\$8,014,954	-2.00%
Article 42	\$10,656,948	\$10,074,351	-5.47%	\$9,458,552	-6.11%
Article 44	\$948,724	\$386,995	-59.21%	\$0	100.00%
Interlocal.	\$8,849,173	\$7,994,190	-9.66%	\$9,663,424	20.88%
Total	\$44,620,142	\$41,275,160	-7.50%	\$39,570,596	-4.13%

Revenue Highlights

- 4.29 cents increase (6%)
 - 2.5 cents for debt
 - 1.79 cents for Durham Public Schools

G.O. Bond Referendum Maximum and Est. Actual Tax Needs (Chart)

Property Tax Rate

- How a 4.29-cent increase affects homeowners:
 - \$100,000 home = \$42.90
 - \$150,000 home = \$64.35
 - \$200,000 home = \$85.80

Tax Rates for Volunteer Fire Districts

District	FY 2010 Approved Tax Rate	FY 2011 Recommended Tax Rate
Bethesda	0.0900	0.0900
Lebanon	0.1000	0.1000
Parkwood	0.1100	0.1100
Redwood	0.1075	0.1075
Bahama	0.0600	0.0600
New Hope	0.0675	0.0695
Eno	0.0599	0.0599

General Fund Expenditures (Chart)

Expenditure Highlights

- Durham Public Schools 2.11% increase
- Durham Tech 3.0% reduction
- County departments 1.63% reduction
- Museum of Life & Science 3.0% reduction
- Non-Profit Agencies 4.07% reduction

Recommended DPS Budget Highlights

- Current expense per pupil - \$2,934 per pupil (an increase of \$80 per pupil from FY10)
- Current expense, capital outlay, debt service per pupil - \$3,650 (an increase of \$36 per pupil from FY10)
- Manager's Recommended budget increase for DPS would save 111 teaching positions
- \$1 million Capital Outlay funds are recommended to be moved to Current Expense to help support 111 teaching positions
- 1.79 cents of the total property tax increase of 4.29 cents is to support 111 teaching positions

Budgeted Debt Service Payment

Year	County	DPS	Total
FY 2008-09	\$20,723,363	\$22,935,944	\$43,659,307
FY 2009-10	\$23,211,588	\$24,245,089	\$47,456,677
FY 2010-11	\$19,512,040	\$23,765,106	\$43,277,146

Year	Total Debt Outstanding	School Debt Outstanding
FY 2008-09	\$411,916,107	\$189,295,605
FY 2009-10	\$398,204,045	\$191,480,642

FY10-11 Property Tax Expenditures (Chart)

Durham Public Schools Per Pupil Expenditures

	Current Expense	Cap. Outlay & Debt Service	Total DPS Funding	Pupils
Current Year County Funding Per Pupil	\$2,854	\$760	\$3,614	34,977
Durham County Proposed Change Per Pupil	\$80	-\$44	\$36	114
Superintendent Proposed Change Per Pupil	-\$95	-\$15	-\$110	114
BOE Proposed Change Per Pupil	\$276	-\$15	\$261	114

	Current Expense	Cap. Outlay & Debt Service	Total DPS Funding	Pupils
Durham County Proposed Budget Per Pupil	\$2,934	\$716	\$3,650	35,091
Superintendent Proposed Budget Per Pupil	\$2,759	\$745	\$3,504	35,091
BOE Proposed Budget Per Pupil	\$3,130	\$745	\$3,875	35,091

New Information on DPS Teachers

- 237 teaching positions slated for reduction
- 179 teachers proposed for elimination
- 12 full-time teachers reduced to half-time positions
- 185 FTE's actually lose their jobs at a cost of \$10.175 million - \$4 million more than recommended by the county manager

BOCC Budget Review

Tuesday June 15, 9 am – 5 pm
 Monday, June 21 9 am – 12 pm (If needed)

Budget Adoption

Monday, June 28, 7:00pm, Commissioners' Chambers

Chairman Page opened the public hearing and recognized signed speakers for comments.

The following citizens urged the Board to provide additional funding for Durham Public Schools and community programs and spoke to the proposed tax increase:

Victoria Peterson, representing Triangle Citizens Rebuilding Communities, PO Box 101, Durham 27702

Dan Hudgins, President, Senior PharmAssist, 818 Anderson Street, Durham 27705

Gina Upchurch, Executive Director, Senior PharmAssist, 1403 Carolina Avenue, Durham 27705

Louise Gooche, representing Senior PharmAssist, 88 Perriwinkle Place, Durham 27713

Deborah Alcorn, 2626 Hitchcock Drive, Durham 27705

Sherrel Nesmith, North High School

Elley Shelp-Peck, 2635 Bexley Avenue, Durham 27707

Kristy Moore, 205 Pebbleston Drive, Durham 27703

Bethany Banks, 9 Red Feather Court, Durham NC 27704

Wendell Tabb, Hillside High School

Zaria Shields, Hillside High School

Courtney Wait, Hillside High School

Page McCullough, representing People's Alliance, 110 West Lavender Avenue, Durham 27704

Lois Murphy, 825 Colonial Heights Drive, Durham 27704

Joe Thayer, 60 Forest Oaks Drive, Durham 27705

Keith Binkley, 1201 Dwire Place, Durham 27705

C. Darrell Thompson, 2616 Chapel Hill Road, Durham 27707

Holly Jordan, Hillside High School

Bryan Proffitt, 820 Demerius Street, Durham 27701

Lauren Merin, Hillside High School

Rich Williams, Durham Public Access

Mary Fox, Durham Public Access

Ronald Green, Durham Public Access

Tim Thorpe, representing Triangle Champions, 3302-A University Drive, Durham 27707

Jaye Pratt, representing Triangle Champions, 1008 Chalmers Street, Durham 27707

Jazmen Flagler, representing Triangle Champions, 1117 Nichols Farm Drive, Durham 27703

Leonard Ramseur, representing Triangle Champions, 307 N. Hyde Park Avenue, Durham 27703

Pilar Rocha-Goldberg, representing El Centro Hispano, 301 West Main Street, Durham 27701

Beth Bruch, 1010 Iredell Street, Durham 27705

Omar Beasley, representing Triangle Champions, 1814 Cecil Street, Durham 27707

Alicia Wilkerson, representing Triangle Champions, 1009 Rock Street, Durham 27707

Cat Climaco, representing Durham Public Schools, 121 Westview Dr., Apt. 41, Carrboro 27510

Mr. Novak, 5500-89A Fortunes Ridge, Durham 27713

Marc Lee

Morgan Diamond, representing The People's Channel, 3805-104 Chimney Ridge Drive, Durham 27713

Ann Paschall, 1603 Robinhood Road, Durham 27701

Nia Wilson, representing The People's Channel, 224 West Trinity Avenue, Durham 27701

Pastor Denise A. James, representing The People's Channel, 603 N. Maple Street, Durham 27703

Lorisa Seibel, 2410 Par Place, Durham 27705

Josh Pugh, 6 Brightleaf Court, Durham 27713

Sheldon Becker, representing The People's Channel, 4 Morgans Ridge Lane, Durham 27707

Chairman Page asked County Manager Ruffin to follow up on the issue raised by Mr. Hudgins regarding the rent increase for Senior PharmAssist to occupy space at Durham Center for Senior Life. He requested that the Board further discuss the issue at the June 15 Budget Worksession.

Chairman Page closed the public hearing and thanked the citizens for their comments. He referred the matter back to the Board.

Commissioner Howerton urged students to continue their plea in support of the teachers. She shared an anecdote to emphasize the importance of education.

Vice-Chairman Reckhow mentioned that Representatives “Mickey” Michaux, Larry Hall, and Paul Luebke stated at a prior meeting at Hillside High School that the North Carolina House of Representatives found a way to save all classroom positions statewide by offering flexible use of lottery funds.

Per Commissioner Howerton’s request, Heidi Carter, Vice Chair, Durham Public Schools (DPS) Board of Education, provided an update on the emergency meeting held in Raleigh to discuss the DPS budget.

Chairman Page reiterated that the Board would continue to work to resolve budget issues with DPS and would further discussion at the June 15 Budget Worksession.

Commissioner Bowser stressed that the Board would find a solution to the DPS budget. He encouraged the public to attend Board of Education meetings and voice their concerns.

Commissioner Heron echoed the Commissioners’ expressions of appreciation for the citizens’ comments. She encouraged citizens to express their concerns to the legislators.

Discussion on Setting a Date for the Highway 751 Assemblage Public Hearing

Steven L. Medlin, AICP, City-County Planning Director, explained that the developer requested another deferral of the public hearing for a zoning map change for a 166.8-acre site located at 9414 NC 751 Highway, on the west side of NC 751 Highway, south of Chancellor’s Ridge Drive and opposite Fayetteville Road; the public hearing was originally scheduled for June 23. He stated that 30 days maximum is granted for the deferral; however, the public hearing may be held as soon as July 7 per UDO notification requirements.

The Board held a lengthy discussion to determine a date and time to hold the public hearing.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to convene on Wednesday, July 14, 2010, at 10:00 a.m. to discuss the Highway 751 Assemblage.

The motion carried unanimously.

Adjournment

There being no further business, Chairman Page adjourned the meeting at 9:33 p.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Yvonne R. Jones". The signature is written in black ink and is positioned below the typed name.

Yvonne R. Jones
Deputy Clerk to the Board