

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

Monday, May 11, 1998

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 MaryAnn E. Black and Commissioners William V. Bell (arrived late), Joe W. Bowser, Becky M. Heron, and Ellen W. Reckhow

Absent: None

Presider: Chairman Black

Opening of Regular Session

Chairman Black called the Regular Session to order with the Pledge of Allegiance.

Agenda Adjustments

Commissioner Heron requested a resolution from the Joint City-County Planning Committee be added to the agenda.

Budget Comments

Chairman Black said the total request from nonprofit agencies is \$1,888,000; last year the Commissioners distributed \$770,000 to nonprofit agencies. She urged the Commissioners to consider the County's mission and the Commissioner-adopted goals while examining the nonprofit requests.

Minutes

Commissioner Heron moved, seconded by Commissioner Reckhow, to approve the Monday, April 6, 1998 Worksession Minutes of the Board as submitted.

The motion carried unanimously.

May Anchor Award Winner—Theodore Horton

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Theodore Horton of General Services was the May 1998 Anchor Award winner. Mr. Horton, Maintenance Technician II, primarily works in the Judicial Building. He is highly regarded for the pleasant way he performs his job each day. He was nominated for this award for helping to scare off a potential thief trying to steal a purse and Christmas presents. When Theodore observed a stranger in his neighbor's car, he literally jumped on the car and scared the would-be thief away. He received a few scrapes, but was happy that he managed to recover all the presents and money that belonged to his neighbor. Durham County is fortunate to have a caring individual like Theodore Horton as an employee.

Michael Turner, Director of General Services, introduced Mr. Horton and made remarks about his being selected for the May Anchor Award.

Chairman Black presented Mr. Horton the Anchor Award and the \$200 check.

Mr. Horton accepted the award with words of appreciation.

Consent Agenda

Commissioner Reckhow moved, seconded by Commissioner Bowser, to approve the following consent agenda items:

- (a) Contract for audit services (approve request to allow Chairman Black to execute a Local Government Commission-approved contract);
- (b) Request to schedule public hearing on proposed revisions to the Durham County Animal Control Ordinance (schedule the public hearing for Tuesday, May 26, 1998);
- *(c) Community Based Alternatives (approve FY 1997-98 Budget Ordinance Amendment No. 98BCC000037 in the amount of \$30,447); and
- *(d) Department of Social Services (approve FY 1997-98 Budget Ordinance Amendment No. 98BCC000038 in the amount of \$612,210).

The motion carried unanimously.

*The documents related to these items follow:

Consent Agenda 5(c). Community Based Alternatives (approve FY 1997-98 Budget Ordinance Amendment No. 98BCC000037 in the amount of \$30,447).

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The budget ordinance amendment follows:

DURHAM COUNTY, NORTH CAROLINA
FY 1997-98 Budget Ordinance
Amendment No. 98BCC000037

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 1997-98 Budget Ordinance is hereby amended to reflect budget adjustments for Community Based Alternatives in Human Services.

GENERAL FUND

	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
<u>Revenues</u>				
Intergovernmental	\$175,524,032	\$30,447		\$175,554,479
<u>Expenditures</u>				
Human Services	\$207,763,842	\$30,447		\$207,794,289

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

This the 11th day of May, 1998.

(Budget Ordinance Amendment recorded in Ordinance Book _____, page _____.)

Consent Agenda 5(d). Department of Social Services (approve FY 1997-98 Budget Ordinance Amendment No. 98BCC000038 in the amount of \$612,210).

The budget ordinance amendment follows:

DURHAM COUNTY, NORTH CAROLINA
FY 1997-98 Budget Ordinance
Amendment No. 98BCC000038

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 1997-98 Budget Ordinance is hereby amended to reflect budget adjustments for the Department of Social Services.

GENERAL FUND

	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
<u>Revenues</u>				

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From US 501 to SR 1461
(To fully fund)

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2	8F	SR 1609, Isham Chambers Road From SR 1607 to Dead End	2.40	\$431,000
3	9F	SR 1813, Rogers Road From SR 1811 to SR 1812	0.40	\$100,000
4	10F	SR 1900, Coley Road From NC 98 to SR 1902	1.90	\$330,000
5	12	SR 1617, Ball Road From SR 1793 to Dead End	0.90	\$190,000

Subdivision Road Program

6	8F	SR 1819, Summerlin Road From to (Partially Funded)	1.04	\$ 70,000
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Maintenance: To be used to supplement the maintenance budget for activities such as shoulder repair, spot stabilization, pipe replacement, safety projects, etc. \$172,203

Right of way, surveys, and utility reallocations \$ 44,920

This program is subject to availability of funds, right-of-way, and environmental regulations.

The program this year will pave 7.5 miles and serve 82 homes.

The Commissioners asked questions and made comments to which Mr. Allsbrook responded.

Chairman Black opened the public hearing that was properly advertised.

As no one asked to speak, Chairman Black closed the public hearing and returned the matter to the Commissioners for consideration and action.

Commissioner Heron moved, seconded by Commissioner Bowser, to approve the proposed Secondary Road Construction Program for Durham County (1998-1999).

The motion carried unanimously.

The resolution follows:

THE 1998-99 SECONDARY ROAD CONSTRUCTION PROGRAM
FOR DURHAM COUNTY

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WHEREAS, the North Carolina Department of Transportation has submitted a proposed Secondary Road Construction Program for Durham County for the 1998-99 Fiscal Year; and

WHEREAS, the Durham County Board of Commissioners, in accordance with North Carolina General Statute 136-44.8, held a public hearing during its May 11, 1998 Regular Session to consider public comment about the proposed Secondary Road Construction Program; and

WHEREAS, North Carolina General Statute 136-44.8 provides that the Board of County Commissioners, after the presentation and discussion of the annual Secondary Road Construction Program, may concur with the program as proposed:

NOW, THEREFORE, BE IT RESOLVED by the Durham County Board of Commissioners that said Board does concur with the 1998-99 Secondary Road Construction Program as presented by the North Carolina Department of Transportation and recommends that the Board of Transportation adopt the proposed program for Durham County.

This the 11th day of May, 1998.

/s/ MaryAnn Black, Chairman
Board of County Commissioners

/s/ Garry E. Umstead, CMC
Clerk, Board of Commissioners
County of Durham

Community Defibrillation Program

In May of 1997, the North Carolina Medical Board deregulated the use of automated external defibrillators (AEDs) used to resuscitate a person in cardiac arrest. Even with the administration of CPR, a person in cardiac arrest must be defibrillated within ten minutes to have a chance of survival. A program is proposed to facilitate the use of AEDs by coordinating the purchasing of equipment and the training of people in the use of the devices through the Durham County EMS unit. This program is designed to be a model program for North Carolina through a cooperative agreement with the American Red Cross and Laerdal Medical Corporation.

County Attorney Chuck Kitchen and Mickey Tezai, head of EMS, were present to present the details of the program and answer questions. Bill Lyon, Senior Vice President, Laerdal Medical Corporation, and Jean Wagaman, Director, Chapter Operations, National Headquarters, American Red Cross, were also present to make remarks concerning their involvement in this program.

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County Manager's Recommendation: Approve the program as presented and encourage participation by business and industry. This program should result in a reduction of deaths from cardiac arrest in Durham County.

County Attorney Kitchen said the purpose of the program is to make defibrillators available to the community and to raise the survival rate from cardiac arrest. Mr. Tezai agreed to help coordinate the placement and training of defibrillators. If someone needs a defibrillator, the Durham County EMS office should be contacted. The program was designed to have defibrillators available at businesses, industry, malls, etc. where large numbers of people assemble. The County will receive defibrillators for the Judicial Building, Jail, and Administrative Complex. The Public Health Department will receive two for its clinics.

Mr. Tezai made comments relative to program implementation.

Mr. Kitchen introduced Scott Spearn, Vice President of Sales, Laerdal Medical Corporation, and Ms. Wagaman to make remarks concerning their involvement in this program. Lynn Sherill, Red Cross Chapter Manager, was also introduced by Mr. Kitchen.

Commissioner Bowser moved, seconded by Commissioner Heron, to approve the Community Defibrillation Program as presented and encourage participation by business and industry.

The motion carried unanimously.

Office Modular Workstations

The Board was requested to authorize the County Manager to enter into a contract with Triangle Office Equipment Inc. for \$34,100 to furnish, deliver, and install 50 office modular workstations to replace damaged and old desks at the Department of Social Services.

Invitation for Bid #98-024 was publicly advertised and mailed to eight companies on March 2, 1998. On March 19, 1998, bids from six companies were received and publicly opened. Triangle Office Equipment provided the lowest responsible bid at \$34,100 and met all the established minimum specifications of the bid package. The bid offered by Thrifty Office Furniture (\$26,250) failed to meet the minimum specifications of the bid package. In addition to examining the written specifications, the products offered by both companies were also physically examined by representatives from the Departments of Social Services and Purchasing. It was determined that the Thrifty product appeared to be better suited for home office use and not suited for the more demanding use in a professional environment. There were significant differences in the materials of

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construction, design components, and quality of construction. The Thrifty product carries a 12-year warranty whereas the Triangle Product carries a lifetime warranty.

After a thorough investigation of the two products, the Departments of Social Services and Purchasing determined it was in the best interest of the County to recommend award of this contract to Triangle Office Equipment.

Gael Hallenbeck, Department of Social Services; Sandra Phillips, Director of Purchasing; and Bahaa Jizi, Buyer, were available to discuss this recommendation.

County Manager's Recommendation: Authorize the County Manager to enter into a contract with Triangle Office Equipment for \$34,100 to furnish, deliver, and install office modular workstations as indicated above and detailed in IFB# 98-024.

Mr. Jizi introduced the agenda item for Commissioner consideration and approval.

Ms. Hallenbeck answered questions about the equipment.

Commissioner Bowser moved, seconded by Commissioner Reckhow, to authorize the County Manager to enter into a contract with Triangle Office Equipment for \$34,100 to furnish, deliver, and install office modular workstations.

The motion carried unanimously.

The bid results follow:

	Brame Office 619 Foster St Durham NC	MacThrift Office 1418 Avondale Dr Durham NC	Triangle Office 300 S Elliott Rd Raleigh NC	Thrifty Office 324 W Geer St Durham NC	Alfred Williams & Co 3412 Westgate Dr Durham NC	Raleigh Office 712 Tucker St Raleigh NC
50 Office Modular Workstations:						
Manufacturer	Haskell	Haskell	Haskell	Hon	Haskell	Haskell
Warranty	Lifetime	Lifetime	Lifetime	12 years	Lifetime	Lifetime
Delivery	7 weeks	4 weeks	4 weeks	4 weeks	4 weeks	5 weeks
Total Amount	\$37,800.00	\$40,750.00	\$34,100.00	\$26,250.00	\$43,695.00	\$44,850.00

Awarded to the lowest responsive and responsible bidder as specified in the bid requirements.

Day Care Services

Chairman Black and Commissioner Heron asked Daniel C. Hudgins, Social Services Director, questions about the day care item that was on the consent agenda.

Mr. Hudgins responded to the questions. The amount of state funding was also discussed.

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County Manager David F. Thompson participated in the discussion.

Commissioner Reckhow said the major initiative with the Day Care Council and Partnership for Children is to increase the quality of child care and to train more providers through North Carolina Central University and Durham Technical Community College.

Chairman Black said the program to evaluate day care centers should be implemented again. This is a valuable service for day care facilities.

Contract for the Purchase of Library Books and Cataloging/Processing Services

The Board was requested to authorize the County Manager to enter into a contract with Baker & Taylor Inc. in an amount not to exceed \$418,300 to purchase library books and cataloging/processing services via an online automated ordering system. The contract period is from July 1, 1998, through June 30, 1999, with the option to renew by the County for four successive one-year periods. Funds for this acquisition will be from the FY 1999 budget.

Request for Proposal #98-025 was publicly advertised and mailed to eight companies on March 10, 1998. On April 16, 1998, proposals were received from Baker and Taylor Inc. and Emery-Pratt Company. The evaluation committee from the Library administration and the Purchasing Department evaluated the proposals to select the highest discount rates, order fulfillment rates, and other value-added services. The proposal submitted by Baker and Taylor Inc. met all the proposal requirements and offered the best rates and value. The proposal submitted by Emery-Pratt Company offered less favorable discount rates and failed to provide adequate data and information as required in the RFP.

The Library's current fiscal year appropriated budget for books is \$583,600. Of this amount, \$397,650 has been expended with Baker & Taylor Inc. The remaining appropriated funds are expended with approximately 1,000 different publishers and book jobbers. The bid process will allow the Library to cover a normal inflation increase for the upcoming year and also purchase a marginally larger volume of books for approximately the same budgetary dollars.

Dale Gaddis, Library Director; Sandra Phillips, Director of Purchasing; and Bahaa Jizi, Buyer, were available to discuss this recommendation.

County Manager's Recommendation: Authorize the County Manager to enter into a contract with Baker & Taylor Inc. in an amount not to exceed \$418,300 to purchase library books and cataloging/processing services via an online automated ordering system as indicated above and detailed in RFP #98-025.

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Ms. Gaddis requested that the Commissioners approve a contract with Baker & Taylor Inc. for book acquisition and processing services. She described the services the Library would be purchasing.

The Commissioners asked several questions about the contract proposal to which Ms. Gaddis and Ms. Phillips responded.

Commissioner Bowser moved, seconded by Commissioner Heron, to authorize the County Manager to enter into a contract with Baker & Taylor Inc. in an amount not to exceed \$418,300 to purchase library books and cataloging/processing services via an online automated ordering system.

The motion carried unanimously.

The bid results follow:

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ONLINE AUTOMATED ORDERING SYSTEM
LIBRARY BOOKS AND CATALOGING/PROCESSING

RFP#: 98-025

Pricing Schedule Comparison

	<u>Baker & Taylor</u>	<u>Emery-Pratt</u>
Category I: Automated Acquisitions		
Monthly service for existing LIBRIS 2020 Database	\$400.00 \$125.00	No Charge* Purchase Bow BIP+
Category II: Library Books		
Trade Editions	43.2-44.1%	40%
Quality Paperbacks	30.1-41.0%	10-40%
Mass Market Paperbacks	25.0-41.0%	0-10%
Publisher Library Bindings	18.0-20.1%	0-10%
Single Reinforced Bindings	25.0-38.0%	10-40%
University Press	25%-Trade eds.	10%
Reference, Technical	0-10.1%	10%
Small Press	0-10.1%	10%
Continuations		0%
Trade Editions	32.50%	
Text, Technical, Reference	Net-6.0%	*E-PAS not LIBRIS 202
Enhanced Service Program Titles	Net +\$4.95/Unit	
Category III: Cataloging/Processing Cost		
Shelf ready/full	\$0.69	\$0.99
Mylar jackets	\$0.48	\$0.50
Barcoding with customer-supplied barcodes	\$0.06	\$0.10
Barcoding with vendor supplied barcodes	\$0.10	\$0.10
Property stamping	\$0.08	\$0.10
Spine labels	\$0.10	In \$.99
Online cataloging	\$3.05	NA

Resolution of the Joint City-County Planning Committee

Commissioner Heron referred to the resolution approved by the Joint City-County Planning Committee relative to the Eno Loop. Secretary Tolson of the Department of Transportation suggested the committee work with the community to find a solution to Durham's transportation problems. He would like to see a unified recommendation be brought to the state.

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Commissioner Heron said a special committee was formed comprising the total Joint City-County Planning Committee membership. Extra meetings would be held to address the Eno Loop. We would like to have the support of the County Commissioners.

Commissioner Heron read into the record the resolution for Commissioner consideration and approval. The resolution follows:

RESOLUTION OF THE
JOINT CITY-COUNTY PLANNING COMMITTEE

We, the membership of the Joint City-County Planning Committee, believe it is in the best interest to work as a group to study transportation, land use, and environmental issues and newly available traffic and development data related to the Eno Loop issue to develop possible alternatives for consideration by the Board of County Commissioners and the City Council.

The Joint City-County Planning Committee asked the Environmental Affairs Board to assess the impacts of the various projects that were recommended.

Commissioner Heron urged the Commissioners to adopt the resolution. The Committee has no authority. All committee recommendations will have to come to the Board of County Commissioners and the City Council for final approval or rejection.

Chairman Black said Mayor Tennyson is going to compose a letter to Secretary Tolson asking for clarification about a number of issues. She will give support of the Mayor's letter and get a copy of the letter to each Commissioner.

Commissioner Bell said he has no problem supporting the resolution. A time limit should be set as to when the report will be completed.

Commissioner Heron said a time frame will be set.

Commissioner Bell said any time frame for completion of the report should be approved by the Board of County Commissioners and City Council. Timing is important.

Commissioner Heron said the main purpose of this committee is to develop a solution to the Eno Loop matter.

Vice-Chairman Reckhow said she hopes the final report will be completed in four to six months. The portion of the corridor from Highway 70 to I-85 is very important for this community. Road improvements are needed to support growth and development in our community or we will suffer from diminishment in terms of quality of life.

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Chairman Black asked Commissioner Bowser to serve on the Eno Loop Study Committee made up of Joint City-County Planning Committee members. Commissioner representatives were Commissioners Bowser, Heron, and Reckhow. Chairman Black would serve as the alternate on the committee.

Commissioner Bowser agreed to serve on the committee.

Commissioner Bell moved, seconded by Commissioner Heron, to adopt the resolution of the Joint City-County Planning Committee.

The motion carried unanimously.

Approval of Standard Utility Contract for Extension of City Sewer to Service the Willowhaven/Placid Valley Area, Phase III (Bond Project # 33)

The Utility Division requested approval of the City of Durham's Standard Utility Contract for construction of phase III of the Willowhaven/Placid Valley area sewer project. The project will provide public sewer service to approximately 100 lots on the following streets--November Drive, Thunder Road, Dawn Trail, and Continental Drive. This would complete the last project funded by the 1986 bond issue associated with phase II of the Master Utility Plan. The current estimated cost is approximately \$750,000.

Chuck Hill, Division Head, Environmental Engineering Office, was present to discuss a recommendation to the Board.

County Manager's Recommendation: The County Manager recommends that the Board authorize execution of the above utility contract for construction.

Mr. Hill and Andy Lambeth, Project Manager, Environmental Engineering Office, answered Commissioner questions about the proposed project.

County Manager David F. Thompson also responded to questions and comments.

Commissioner Heron moved, seconded by Vice-Chairman Reckhow, to approve the standard utility contract for extension of city sewer to service the Willowhaven/Placid Valley area, phase III (bond project #33).

The motion carried unanimously.

Durham County Legislative Agenda for Upcoming Short Session

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Based on discussions during the April 27 and May 4 meetings, staff prepared the legislative agenda for adoption. The final package would be delivered to members of the Durham delegation this week. For consideration in this session, local bills must be submitted to the Bill Drafting Division by 4:00 p.m. on Wednesday, May 20, and filed for introduction in the Senate or introduced in the House of Representatives by 4:00 p.m. on Wednesday, May 27. The bill must be accompanied by a certificate signed by the principal sponsor stating that: (1) no public hearing will be required or asked for by a member on the bill; (2) the bill is non-controversial; and (3) the bill is approved for introduction by each member of the House of Representatives and Senate whose district includes the area to which the bill applies.

County Manager's Recommendation: Approve the legislative agenda and forward to members of the Durham delegation.

Deborah Craig-Ray, Director of Public Information and Governmental Affairs Manager, presented the summary of the proposed legislative items that staff prepared following the May 4, 1998 Worksession. The short session began at noon today. The deadline for submitting local bills was a week from Wednesday in the Senate and the following week in the House of Representatives. We will meet with the delegation this Friday at the legislative breakfast to be held in the Commissioners' Room. When the Commissioners approve the final package and the legislative items are signed by the Chairman, Ms. Craig-Ray will deliver the items to the legislative delegation for review prior to the breakfast meeting.

Prepared Food and Beverage Tax:

Vice-Chairman Reckhow proposed a deletion concerning the prepared food and beverage tax. She recommended this item be deferred until the long session if we decide to proceed.

Chairman Black concurred with Vice-Chairman Reckhow.

Welfare Reform:

Chairman Black called on Daniel C. Hudgins, Director of Social Services, to discuss welfare reform issues.

Mr. Hudgins said the resolution calls on the NC General Assembly to reinvest savings from the reduction in the Work First caseload in areas that will specifically benefit Durham County. Without an increase in the Department's current day care allocation, 500 fewer children can be served during FY 1998-99 than are currently being served today.

The second big item is the funding of Child Welfare Services since our current allocation of state dollars for the Work First Block Grant has been reduced by \$440,000 because of anticipated receipt of additional federal funds (Title IV-E). The loss in state dollars is for the purpose of transferring to counties who have not chosen to staff to meet the caseload

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standards established by the state. Durham County has basically met this requirement using local dollars; therefore, our maintenance of effort is much higher than other counties. Counties that were not adequately staffed will have their needs addressed through the transfer of state dollars from Durham. The state has estimated that approximately \$105,000,000 will be available for reinvestment in FY 1998-99.

Chairman Black asked for Commissioner support for the two seek-state items that follow:

RESOLUTION

WELFARE REFORM

WHEREAS, North Carolina's Welfare Reform program, Work First, has achieved a significant decline in the cash payment caseload and the North Carolina Department of Health and Human Resources is projecting significant savings in this program; and

WHEREAS, this decline in caseload is the result of the efforts of County Departments of Social Services through the provision of employment services, child care subsidy, and other supportive services; and

WHEREAS, continued success in this program is dependent on the provision of these supportive services and counties are required to maintain their FY 1996 funding level to support this service; and

WHEREAS, Durham will need \$2 million in additional child day care allocation for FY 1998-99; and

WHEREAS, the provision of Child Protective Services is included as a part of the funding in the Work First Block Grant and a record number of children were reported for suspected abuse and neglect in 1997:

NOW, THEREFORE, BE IT RESOLVED that the North Carolina General Assembly assure that savings that accrue to the state as a result of the reduced caseload be reinvested at the county level to assure the continued success of the Work First program and the provision of child protective services; and

BE IT FURTHER RESOLVED that the state reinvestment plan for Work First (Temporary Assistance for Needy Families, TANF) include as its first priority adequate funding to assure that all families leaving Work First are provided with subsidized day care and that every county have sufficient funding to hire staff to meet standards for child protective services; and

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BE IT FURTHER RESOLVED that the reinvestment plan for TANF provide for funding to counties for an innovation and incentives for meeting and exceeding state established goals; and

BE IT FURTHER RESOLVED that counties be permitted to transfer up to 10 percent of TANF funds to their Social Services Block Grant as permitted under federal law; and

BE IT FURTHER RESOLVED that those counties that lost state funding from their Work First Block Grant as a result of being adequately funded in Child Protective Services have those funds restored.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

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RESOLUTION

WHEREAS, the State Department of Health and Human Services and its Division of Medical Assistance have identified a \$38,500,000 deficit in State match dollars for Medicaid services delivered through local Area Mental Health, Developmental Disabilities, and Substance Abuse Authorities for the mentally ill, developmentally disabled, and chemically dependent for FY 1998-99; and

WHEREAS, the State certified match approach has now been converted from a statewide aggregate Area Authority system budget review certification of match to an individual Medicaid unit-of-service-delivered cash match; and

WHEREAS, this withholding of State dollars to cover the 1998-99 Medicaid match deficit will therefore represent a reduction of current State appropriations to Area Authorities for non-Medicaid consumers, where approximately 30,000 currently served individuals statewide will have services reduced or eliminated, representing a loss of 1,800,000 units of service; and

WHEREAS, this withholding of State dollars to cover the 1998-99 Medicaid match deficit for the Durham Area Mental Health, Developmental Disabilities, and Substance Abuse Authority will result in a State dollar reduction of approximately \$712,600 to serve non-Medicaid consumers, where approximately 900 currently served consumers will have services reduced or eliminated, representing a loss of 8,500 units of service; and

WHEREAS, an absence of General Assembly action to appropriate these needed levels of increased 1998-99 State dollars to adequately address this State created problem will ensure this impact unless local government appropriates these additional funds:

NOW, THEREFORE, BE IT RESOLVED that:

1. The General Assembly has a responsibility to the current non-Medicaid consumers in North Carolina and Durham County to appropriate the additional \$38,500,000 State dollars necessary to avoid reduction or elimination of their current State funded services due to this Medicaid match deficit.
2. The Governor, General Assembly, and the Secretary of the Department of Health and Human Services and its Divisions, have a responsibility to collaborate in a timely and effective manner with the NC County Commissioners Association and its local representatives to ensure that all relevant issues and information regarding this problem are communicated and that the citizen and local financial interests of local government are addressed.

Attested to this 11th day of May, 1998, by the Durham County Board of County Commissioners.

/s/ MaryAnn E. Black, Chairman

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Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Local Legislation Authorizing County to Fund Bikeways and Trails

Chairman Black requested the bikeways and trails legislation be included in the County's legislative package.

The resolution follows:

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RESOLUTION

REQUESTING LEGISLATION AUTHORIZING THE COUNTY OF DURHAM TO
FUND BIKEWAYS AND TRAILS

WHEREAS, State law provides that cities and towns may use any funds available under the *Bicycle and Bikeway Act of 1974*, to establish bikeways, N.C. Gen. Statute. §136-71.12; and

WHEREAS, the County of Durham and the City of Durham have embarked on a programs to build bikeways and trails throughout the County:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DO TH RESOLVE:

That the Legislative Delegation representing the County of Durham introduce local legislation which would clarify the County of Durham's ability to fund the establishment of bikeways and trails throughout the County.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

County Commissioners to Appoint DSS Board Members

Commissioner Bowser commented that under the Work First legislation, the counties are responsible for seeing that the program is working properly. However, the county only appoints two of the five DSS members. This leaves the County Commissioners with limited power over the programs, including Work First, which are funded with State and County dollars.

The Commissioners agreed to put this legislation on the Friday morning agenda for discussion with the Durham delegation.

RESOLUTION

REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY AMEND
GENERAL STATUTES §108A-3 TO AUTHORIZE THE BOARD OF COUNTY
COMMISSIONERS TO APPOINT THE DEPARTMENT OF SOCIAL SERVICES
(DSS) BOARD MEMBERS

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WHEREAS, the Work First program is funded with State and County dollars; and

WHEREAS, the Governor and the General Assembly have, through Work First legislation, placed the responsibility for ensuring that the Work First program is operating correctly on the Board of County Commissioners; and

WHEREAS, the County of Durham has a five-member County Board of Social Services; and

WHEREAS, the Board of Commissioners for the County of Durham appoints only two (2) of the five (5) members to the County Board of Social Services; and

WHEREAS, this limited power of appointment leaves the Board of County Commissioners with limited supervisory power over programs, including Work First, which are funded with State and County dollars:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DOETH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to introduce and support legislation authorizing Boards of County Commissioners to appoint all members to the County Board of Social Services.
2. It is further requested that the legislation be made effective upon ratification.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Increase Facilities and Officers Fees (NCACC)

Vice-Chairman Reckhow made remarks about this legislation by referring to the summary that follows:

Summary
Increase Facilities and Officers Fees

Counties are responsible for providing adequate courtrooms and related judicial facilities, as well as suitable accommodations for probation officers. However, the financial burden to the County for providing courtrooms and related judicial facilities has grown

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astronomically, while the fees counties receive to defray costs have not changed since 1994.

Durham County received \$278,319.34 in facilities fees in 1997, while the costs associated with providing courtrooms and judicial facilities are approximately \$1,333,815 for fiscal year 1997-98, and estimated to be \$931,868 for fiscal year 1998-99, not including courtroom bailiffs at an additional cost of approximately \$422,000 per year.

The fees for officers' service of court papers is only \$5, while the actual cost associated with serving those papers is \$57, based on an average of three attempts to serve.

The State has increased the fees remitted to the State Treasurer in criminal cases twice since 1996, while counties have received no increase.

RESOLUTION

REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY INCREASE FACILITIES AND OFFICERS FEES

WHEREAS, the General Assembly of North Carolina has directed that counties shall provide adequate courtrooms and related judicial facilities pursuant to North Carolina General Statute §7A-302; and

WHEREAS, the General Assembly of North Carolina has directed that counties shall provide suitable accommodations for probation officers in or near the courthouse pursuant to North Carolina General Statute §15-209; and

WHEREAS, the General Assembly of North Carolina has recognized since 1965 the financial burden counties bear in providing courtrooms and related judicial facilities; and

WHEREAS, the General Assembly of North Carolina enacted North Carolina General Statutes §§7A-304 and 7A-305 to establish fees to assist counties in meeting the expense of providing courtrooms and related judicial facilities; and

WHEREAS, the fees counties receive for facilities have remained fixed since 1994 at six dollars (\$6.00) in criminal district court cases, including cases before the magistrate, six dollars (\$6.00) in civil magistrate court cases, ten dollars (\$10.00) in civil district and superior court cases, and twenty-four dollars (\$24.00) in criminal superior court cases; and

WHEREAS, the fees remitted to the State Treasurer in criminal cases have increased a total of twenty dollars (\$20.00) since 1996; and

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WHEREAS, the costs incurred by counties have risen dramatically through construction and renovation of courtrooms, judicial offices, and clerk of superior court offices, through the employment of additional bailiffs for court proceedings and safety, and for the installation of expensive security systems and additional security personnel to reduce the dramatic increase in courthouse violence; and

WHEREAS, courthouse violence has resulted in requests from the judges for armed bailiffs (sheriff's deputies) in each courtroom, and the total costs to the County of Durham for providing said bailiffs is in excess of \$422,000.00; and

WHEREAS, courthouse violence has resulted in the need for additional security measures in the courthouse, and the total costs for additional measures such as x-ray equipment, cameras, monitors, proximity readers, courtroom panic buttons, a security vehicle and labor, are estimated to be in excess of \$500,000.00; and

WHEREAS, the total costs to the County of Durham for facilities for the fiscal year 1998-99, not including bailiffs in the courtroom, is \$931,868.00; and

WHEREAS, the reimbursement to the County of Durham for facilities for the calendar year 1997 was only \$278,319.34; and

WHEREAS, the costs to the County of Durham for officers to serve court papers is approximately fifty-seven dollars (\$57.00), based on an average of three (3) attempts to serve, but the officers' fees for personal service of criminal process, including citations and subpoenas, have remained fixed at five dollars (\$5.00) per case; and

WHEREAS, as a result of these additional requirements, the County of Durham now incurs direct expenses of providing court-related facilities which consistently exceed the revenues received from facilities and officers fees:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DOTH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to introduce and support statewide legislation to increase or reallocate the fees in an effort to defray the costs of providing and maintaining adequate courtrooms and related judicial facilities; and
2. It is further requested that the Delegation seek to provide other appropriate funding sources which will reduce the ratio of expenses to revenues; and
3. It is further requested that the change be made effective upon ratification and applied to all cases filed on or after that date.

May 11, 1998

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Additional One-Cent Sales Tax

Chairman Black said the Commissioners can support that legislation since it is coming from the Association of County Commissioners' initiative to provide an optional one-cent sales tax to be approved by a vote of the people in the individual counties. The revenues would be used for capital projects only, including the construction of school buildings.

The County Commissioners had a general discussion about the additional one-cent sales tax and the sales tax loss to occur to the County if the sales tax on food is exempted.

RESOLUTION

REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY AUTHORIZE
COUNTIES TO LEVY AN ADDITIONAL OPTIONAL ONE CENT SALES TAX

WHEREAS, the County of Durham is committed to the purpose of providing excellence in education in the County; and

WHEREAS, the County of Durham recognizes the need to improve facilities in which the children of the County are educated; and

WHEREAS, the County of Durham faces increasing demands from limited revenue resources to fund mandatory federal and state programs; and

WHEREAS, the County of Durham wishes to maintain a reasonable tax rate on property located within the County; and

WHEREAS, the Board of Commissioners of the County of Durham believes that an additional one cent (\$0.01) sales tax, excluding sales of food, is the most fair and equitable method to create additional revenue to meet the demands for improved educational facilities and funding of mandatory federal and state programs:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DO TH RESOLVE:

May 11, 1998

1. The Legislative Delegation representing the County of Durham is requested to introduce and support statewide legislation to allow counties to levy an additional optional one cent (\$0.01) sales tax, excluding sales of food; and
2. It is further requested that said legislation provide that prior to implementation of the tax, counties shall conduct a local referendum of the voters to authorize the one cent (\$0.01) issue; and
3. It is further requested that the proceeds of said sales tax be allocated to the participating counties on a point of sale basis; and
4. It is further requested that the proceeds of said sales tax be paid to the County for capital improvement projects; and
5. It is further requested that the legislation be made effective upon ratification.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Allow Property Owners to Pay for Stormwater Improvements Over Time

The Commissioners discussed the following summary:

The County of Durham seeks legislation authorizing the County to allow private property owners to pay for stormwater improvements over time. Private property owners must bear the costs of repair, maintenance, and improvements to the stormwater system without any assistance from the County as to financing. Under the proposal, the County would charge property owners an interest rate not to exceed 9 percent per annum, and the costs would be paid over a period not to exceed ten years. To assure repayment, the County seeks authority to place a lien on the real property for the unpaid portion; the lien may be collected by the same means used to collect delinquent real property taxes.

The City of Durham is seeking legislation to amend its charter to allow for payments over time, as well.

RESOLUTION

REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY ENACT
LEGISLATION AUTHORIZING THE COUNTY OF DURHAM TO ALLOW
PROPERTY OWNERS TO PAY FOR STORMWATER

May 11, 1998

IMPROVEMENTS OVER TIME

WHEREAS, counties may fix fees for stormwater management pursuant to North Carolina General Statutes §153A-102; and

WHEREAS, private developers or other private parties build stormwater facilities such as ditches, pipes, and culverts located on private property; and

WHEREAS, the County of Durham is not required to repair, maintain or improve stormwater facilities located on private property; and

WHEREAS, the County of Durham seeks to assist private property owners in defraying a portion of the cost of maintaining, repairing and improving the stormwater facilities located on private property within the County, by allowing said owners to pay their portion of the cost over a period of time not to exceed ten years; and

WHEREAS, the County of Durham believes that principles of sound fiscal management require that, with payments over time, a lien on the affected property is necessary to assure payment:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DO TH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to introduce and support legislation authorizing the County of Durham to allow for a private share of the costs of stormwater repairs and improvements, with interest at a rate to be fixed by the Board of Commissioners, but not to exceed nine (9) percent per annum, to be paid over a period of time to be fixed by the Board of Commissioners, but not to exceed ten (10) years; and
2. It is further requested that the legislation provide that the unpaid portion owed to the County shall become a lien on the real property, which lien may be collected in the same manner and using the same procedures by which the County collects delinquent real property taxes, which lien shall be equal to liens of special assessments.
3. It is further requested that the legislation be made effective upon ratification.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

May 11, 1998

Environmental/Local Ordinance Enforcement Court

Vice-Chairman Reckhow said the Commissioners have supported the concept of creating the court. Support of this resolution would let our local delegation know of our interest in creating this court.

The resolution follows:

RESOLUTION

REQUESTING THE NORTH CAROLINA GENERAL ASSEMBLY ESTABLISH AN ENVIRONMENTAL/LOCAL ORDINANCE ENFORCEMENT COURT IN THE COUNTY OF DURHAM

WHEREAS, the Board of Commissioners of the County of Durham has identified a profound need to enhance enforcement of the local ordinances pertaining to the quality of life, as well as the health, safety and welfare of its citizens; and

WHEREAS, the County of Durham and the City of Durham have identified neighborhoods wherein there are abandoned vehicles, illegal dumping sites, weed infested vacant lots, and houses are in violation of the minimum housing code; and

WHEREAS, other illegal behaviors, such as noise ordinance violations, public drunkenness, aggressive panhandling and loitering significantly diminish the quality of life of the law-abiding residents of the County and City of Durham; and

WHEREAS, the County of Durham and the City of Durham want to change the way their respective ordinances are enforced to achieve a higher rate of compliance and a better quality of life for residents of the County and City of Durham; and

WHEREAS, the County of Durham and the City of Durham have a merged City/County Zoning Ordinance, a county-wide sedimentation and erosion control ordinance, and a joint inspections department; and

WHEREAS, the Environmental/Local Ordinance Enforcement Court has been a proven vehicle for achieving enforcement of local ordinances pertaining to environmental issues in other cities; and

WHEREAS, the Environmental/Local Ordinance Enforcement Court is expected to be a district court geared solely to hearing matters pertaining to enforcement of local ordinances pertaining to the quality of life, as well as the health, safety and welfare of Durham's citizens:

May 11, 1998

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DOETH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to introduce and support legislation establishing an Environmental/Local Ordinance Enforcement Court for Durham, including appropriate funding to staff and run the Court.
2. It is further requested that the legislation be made effective upon ratification.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Support Items

Chairman Black commented that the Board can support all these items and should include them in the local legislative package.

The resolutions follow:

RESOLUTION

SUPPORTING THE NORTH CAROLINA MUSEUM OF LIFE AND SCIENCE'S PROPOSAL TO THE GENERAL ASSEMBLY REGARDING THE BIOQUEST OUTDOOR SCIENCE CENTER

WHEREAS, the North Carolina Museum of Life and Science is in the process of undertaking a forty (40) acre expansion project known as "BioQuest," an outdoor science center; and

WHEREAS, Phase I of BioQuest is projected to cost \$7,500,00, and includes the Butterfly House Conservatory and Insectarium currently scheduled to open in early 1999, as well as visitor amenities and the renovated Ellerbee Creek Railway; and

WHEREAS, Phase II of BioQuest is also projected to cost \$7,500,000, and consists of several components including a five acre exhibit on field biology with new habitats for museum animals, a new dinosaur trail, infrastructure improvements, and a four acre exhibition exploring air, wind, energy, flight and meteorology; and

May 11, 1998

WHEREAS, the Museum has raised \$2,800,000 from private sources and \$1,200,000 from the National Science Foundation for the project, in addition to City bond funds of \$3,500,000; and

WHEREAS, the Museum proposes to raise an additional \$2,500,000 from private sources for the project and has requested the General Assembly to consider one-time funding of \$5,000,000 for Phase II construction of the project; and

WHEREAS, the Board of Commissioners of the County of Durham believes BioQuest is a worthwhile project that will enhance the museum and recreational programs available to the citizens of North Carolina:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DO TH RESOLVE:

That the Legislative Delegation representing the County of Durham support the request of the North Carolina Museum of Life and Science for one-time funding by the General Assembly in the amount of \$5,000,000 for Phase II construction of the BioQuest Outdoor Science Center.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

RESOLUTION

SUPPORTING THE ADMINISTRATIVE OFFICE OF THE COURT'S EXPANSION BUDGET PROPOSAL TO THE GENERAL ASSEMBLY REGARDING A DRUG COURT IN THE COUNTY OF DURHAM

WHEREAS, the Board of Commissioners for the County of Durham is concerned about the increasing amount of criminal activity in the County related to substance abuse; and

WHEREAS, the State of North Carolina funds drug courts in Mecklenburg, Forsyth, New Hanover and Wake Counties; and

WHEREAS, the Administrative Office of the Courts has placed funding in the expansion budget for a new drug court to be located in the County of Durham beginning November 1, 1998; and

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WHEREAS, the proposal for a drug court in the County of Durham involves compliance, treatment and probation, including court appearances by offenders before the same judge every other week for a year, and coordination of services with the day reporting center to avoid duplication of services; and

WHEREAS, the drug court would address adult offenders ages 16 and over who are convicted of class "H" and "I" felonies; and

WHEREAS, the Board of Commissioners believes that the drug court would give offenders extra incentives to succeed in probation and rehabilitation, through close supervision and rapport with a judge:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DOETH RESOLVE:

That the Legislative Delegation representing the County of Durham support the proposal in the Administrative Office of the Court's expansion budget for funding for a new drug court in the County of Durham.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

May 11, 1998

RESOLUTION

REQUESTING THE LEGISLATIVE DELEGATION OF THE COUNTY OF
DURHAM SUPPORT LEGISLATION EXEMPTING CERTAIN COUNTY AND CITY
PURCHASES FROM STATE AND LOCAL SALES TAX
(HOUSE BILL 1187)

WHEREAS, counties and cities pay sales and use tax to the State of North Carolina on certain tangible personal property purchases; and

WHEREAS, counties and cities request and receive reimbursement from the State for the sales and use tax paid; and

WHEREAS, the sales and use tax reimbursement procedure is time-consuming and inefficient, resulting in increased administrative costs to both local governments and the State:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DO TH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to support House Bill 1187, County/City Sales Tax Exemption; and
2. It is further requested that the County Manager of the County of Durham forward copies of this Resolution to the North Carolina Association of County Commissioners and the North Carolina League of Municipalities.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

RESOLUTION

REQUESTING THE LEGISLATIVE DELEGATION OF THE COUNTY OF
DURHAM SUPPORT LEGISLATION TO ALLOW LOCAL BOARDS OF
EDUCATION TO OBTAIN REFUNDS OF SALES AND USE TAXES
(HOUSE BILL 271)

WHEREAS, a local school administrative unit is governmental in nature; and

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WHEREAS, a local school administrative unit is funded by local and state government monies; and

WHEREAS, payment of sales and use taxes by a local school administrative unit is made, in effect, out of local and state government monies; and

WHEREAS, refund of sales and use taxes to a local school administrative unit will provide additional revenues for education; and

WHEREAS, the Board of Commissioners of the County of Durham is concerned about the educational needs of children in the County:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DO TH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to support House Bill 271, School District Sales Tax Refunds; and
2. It is further requested that the County Manager of the County of Durham forward copies of this Resolution to the North Carolina Association of County Commissioners and the Board of Education for the Durham Public Schools.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

RESOLUTION

REQUESTING THE LEGISLATIVE DELEGATION FOR THE COUNTY OF DURHAM SUPPORT LEGISLATION INCREASING THE PENALTY FOR CRUELTY TO ANIMALS (HOUSE BILL 1049)

WHEREAS, the Board of Commissioners of the County of Durham is concerned about torture, maiming, poisoning and abuse of and cruelty to animals; and

WHEREAS, the County of Durham has seen the population of animals in the animal shelter increase twofold over the past year; and

WHEREAS, the County of Durham has seen a dramatic increase in the number of animal cruelty cases reported over the past year; and

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WHEREAS, the County of Durham is having to devote significant resources to respond to and prosecute animal cruelty cases, as well as provide housing and veterinary care for the animals; and

WHEREAS, increasing the penalty for willful cruelty to animals would deter such behavior:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM DOETH RESOLVE:

The Legislative Delegation representing the County of Durham is requested to support House Bill 1049, increasing the penalty for cruelty to animals.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

Oppose Items

Chairman Black stated the Commissioners oppose SB 799--Discipline Disclosure Act.

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RESOLUTION

REQUESTING THE LEGISLATIVE DELEGATION OF THE COUNTY OF
DURHAM OPPOSE SENATE BILL 799, DISCIPLINE DISCLOSURE ACT

WHEREAS, the Board of Commissioners of the County of Durham is concerned about the privacy rights of individual employees; and

WHEREAS, individual government employees are guaranteed certain privacy rights under the Constitution of North Carolina and the United States Constitution; and

WHEREAS, Senate Bill 799, Discipline Disclosure Act, would make public employees' personnel records public records; and

WHEREAS, Senate Bill 799, if enacted, would create significant liability problems on the part of county government:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DOETH RESOLVE:

1. The Legislative Delegation representing the County of Durham is requested to vigorously oppose Senate Bill 799; and
2. It is further requested that the County Manager of the County of Durham forward copies of this Resolution to the North Carolina Association of County Commissioners and the North Carolina League of Municipalities.

This the 11th day of May, 1998.

/s/ MaryAnn E. Black, Chairman
Board of County Commissioners

(SEAL)

Attest: /s/ Garry E. Umstead
Clerk to the Board

State Tax Credits for Hiring Welfare Recipients (SB 689)

Vice-Chairman Reckhow said Deborah Craig-Ray should check with Senator Lucas on the status of SB 689. Last year, the Commissioners initiated with Senator Lucas the idea of a state tax credit for hiring welfare recipients. If this bill is eligible, it must be reactivated in the short session.

Increase Facilities and Officers Fees (NCACC)

May 11, 1998

Commissioner Bowser said he cannot support the North Carolina Association of County Commissioners' proposal to increase facilities and officers fees.

Proposed Tree Ordinance

Commissioner Heron asked if the County will need special legislation to approve an ordinance for the preservation of trees.

County Attorney Chuck Kitchen said additional work must be done before determining whether we need special legislation.

Animal Welfare Bills

Commissioner Heron asked if Deborah Craig-Ray received a copy of any of the animal welfare bills.

Ms. Craig-Ray responded that only one animal welfare bill was eligible to be included in the legislative package. (The bill was included in the package.)

Commissioner Bell Excused From Meeting

Vice-Chairman Reckhow moved, seconded by Commissioner Heron, to excuse Commissioner Bell from the Legislative breakfast meeting scheduled for Monday, May 15, 1998 at 7:30 a.m. in the Commissioners' Room. Commissioner Bell would be out of town.

The motion carried unanimously.

Adjournment

The meeting was adjourned at approximately 9:15 p.m.

Respectfully submitted,

Garry E. Umstead, CMC
Clerk to the Board

GEU:VCS