

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

Monday, January 10, 2000

AGENDA

1. **Opening of Regular Session**—Pledge of Allegiance

2. **Agenda Adjustments**

3. **Minutes**

- a. November 8, 1999 Regular Session
- b. December 13, 1999 Joint Session

4. **Resolution— Durham County Inventory of Important Natural Areas, Plants, and Wildlife, January 2000**

Hildegard Ryals, Chairman, Durham Inventory Review Committee, has requested the Durham County Inventory of Important Natural Areas, Plants, and Wildlife, Durham NC, January 2000 be placed on the agenda for the Commissioners to receive the Inventory of the Natural Areas and Rare Species of Durham County document.

This new document is a revised and integrated edition of the Inventory of the Natural Areas and Rare Species of Durham County, Robert D. Sutter, 1987 and the subsequent edition to Inventory of the Wildlife Habitats, Movement Corridors, and Rare Animal Population of Durham County, Stephen P. Hall, 1995. These documents represent years of work by City and County staff, scientists and technical experts, and private citizens of Durham. These inventory efforts have been paid for in part by City/County funds. The Durham Inventory Review Committee is pleased to present this new document officially received and made available for the use of government and the education of the general public.

Resource Person(s): Vice-Chairman Ellen W. Reckhow will be available for comments and to answer questions.

County Manager's Recommendation: Receive the document from the Durham Inventory Review Committee and take necessary action at the January 10, 2000 Regular Session.

5. **Consent Agenda**

- a. Property Tax Releases and Refunds (accept the property tax release and refund report as presented and authorize the Tax Administrator to adjust the tax records as outlined by the report);
- b. Set January 24, 2000 as the date to hold the 2000-2001 HUD Consolidated Plan Needs Public Hearing;
- c. FY 1999-00 Capital Project Ordinance Amendment No. 00CPA000009 (approve the amendment to establish Durham Public Schools Capital Projects in the amount of \$600,000);
- d. Standard non-reimbursable utility contracts (authorize the County Manager to execute the utility contracts for extensions of the County sanitary sewer system to serve Pagehurst, Phase 2A; Levi Tract; and Audubon Park, Phase 3 & 4);
- e. Execution of engineering services contract with Sud Associates, P.A. for the Carmichael Building air-conditioning systems replacement (authorize the execution of an engineering services contract with Sud Associates in the amount of \$49,450);
- f. Offer to purchase County property (308 N. Guthrie Avenue) (recommendation is to pursue the upset bid process at this time);
- g. Surplus EMS vehicles (declare the vehicles surplus, and authorize donation to the City of Durham Fire Department); and

- h. Adopt amendments to the Zoning Ordinance regarding Adult Establishment Standards (adopt the clarified ordinance with the changes requested).

Note: The purpose of a consent agenda is to handle consensus items with one motion to save time on meeting agendas. Any item a Board member pulls for discussion should be placed at the end of the agenda so public hearings can be concluded as early as possible. This will provide for the least inconvenience to the general public attending the public hearings.

6. Adoption of a Policy Regarding When It Is Acceptable To Interchange Office Land Use Designations And Multi-family Land Use Designations In Staff Recommendations

Office development and multi-family development are often accepted as substitutable uses in rezoning staff reports. In other words, land designated for offices uses in future land use plans has been recommended for rezoning to multi-family and vice versa. This policy should be reconsidered. There is growing concern that the absorption of potential office property for multi-family uses may have negative consequences. On the other hand, the conversion of multi-family property to an office designation does not pose as serious a problem. The Durham City Council adopted a policy on this matter in August. Citizens within the boundaries of the Southeast Small Area Plan asked that the Board of County Commissioners adopt the same policy. A copy of the policy is attached. The policy was discussed at the January 3, 2000 Work Session and recommended for addition to the consent agenda of the January 10, 2000 meeting.

Resource Persons: Bonnie Estes, Keith Luck and Norm Standerfer will be at the meeting to present the agenda item.

Recommendation: Adoption of the policy regarding when the interchange of office and multi-family uses is acceptable in zoning recommendations. The policy allows the rezoning recommendation to consider a substitution of office uses when multi-family is shown on a plan, but to not the opposite, which is office to multi-family.

7. Investment of Community Health Trust Funds--Request for Proposal

A request for proposal is enclosed for the Board's review and consideration. As requested by the Board of County Commissioners at the December 6th worksession, a list of all vendors to whom the RFP will be sent is also enclosed. Patricia Gravinese, Finance Director, is requesting the Board's approval of the RFP as well as authorization to proceed with advertising the RFP, mailing and solicitation of responses.

County Manager's Recommendation: Provide input to the RFP and give approval for solicitation of proposals.

8. Budget Amendment 00BCC000021 to Recognize an Increase in Medicaid Receipts for the Durham Center

The Durham Center is requesting approval of a budget amendment in the amount of \$150,000 in Medicaid receipts for the Community Alternative Program for Persons with Mental Retardation/Developmental Disabilities (CAP MR/DD) which serves Durham County children and adults. Additional positions are needed to manage the continuing number of individuals being served through the CAP Program. Since June 1998, new clients have been added and more clients will be added in the Year 2000. This means additional services are being provided to more CAP recipients, hence an increase in Medicaid receipts being generated. The CAP Program that is highly regulated by the State must build the infrastructure that has been sorely lacking and expand the number of case managers to accommodate the increase in service recipients.

The Area Board approved this amendment on November 1, 1999 by a motion that was unanimously carried.

The establishment of 5 positions to support the expansion of CAP services is hereby requested: 2 case managers, a medical records clerk, an office assistant and an accounting clerk. CAP is a special Medicaid program whereby unique billing, strict documentation time lines and very specific record keeping requirements apply. The majority of the \$150,000 revenue will be utilized by funding the new positions for a partial year and by providing increased operational and set-up costs. In addition, the revenue would also be used to upgrade 2 existing positions to be commensurate with the increased responsibilities, and to help defray rent costs for the recently occupied GTE Building in which the CAP Program is housed.

All CAP clients are Medicaid recipients receiving Medicaid reimbursable services. Therefore, there is not now, nor a future expectation of County financial support to the CAP Program. When the new positions are annualized, the revenue will increase by the accompanying increase in the services being delivered. By expanding the capability to serve more CAP clients, individuals who would otherwise be institutionalized are instead well supported in our community in the least restrictive environment possible, oftentimes in the home of family members.

Resource Person(s): Bill Young, CAP Program Supervisor, and Carolyn Davis, Deputy Area Director, will be available to present this agenda item and serve as resource persons.

County Manager's Recommendation: Approve Budget Amendment 00BCC000021 to recognize an additional \$150,000 in Medicaid Revenue for the Community Alternative Program (CAP) of The Durham Center. No County funding is required to support this expansion, now or in the future. In addition, the Area Board approved the Budget Amendment on November 1, 1999. The funds will be used to establish 5 positions and to support other operational changes in the CAP Program.

9. Contract to Conduct Cost Analysis on Proposed City-County Merger and Appropriate \$46,950 from Contingency Fund

At its January 3, 2000 special joint meeting with Durham City Council, the Board of Commissioners voted to proceed with the cost analysis phase of the City-County Merger Study. The Board of County Commissioners is requested to approve the contractual agreement with DMG Maximus to conduct a cost analysis on the proposed City-County Merger and appropriate \$46,950 to pay for the consultant's services. According to the Budget Director, the funds are available in the Contingency Fund to be transferred to the County Manager's budget.

Resource Person(s): Carolyn P. Titus, Deputy County Manager

County Manager's Recommendation: We are requesting that the Board of County Commissioners approve the contract with DMG Maximus to conduct a cost analysis and appropriate funding of this contract in the amount of \$46,950 from the Contingency Fund.

10. Request to Set the Date for a Joint Meeting with the Board of County Commissioners and the Social Services Board

County Commissioner Joe W. Bowser requests the Commissioners set a joint meeting with the Board of County Commissioners and the Social Services Board for February 28, 2000 beginning at 5:00 p.m.

The meeting will be held prior to the Regular Session in the Commissioners' Meeting Room located at 200 East Main Street on the second floor.

Resource Person(s): Commissioner Joe W. Bowser

11. **Board and Commission Appointments**

Garry E. Umstead, Clerk to the Board, will distribute ballots to make appointments to the following boards and commissions:

- Animal Control Review Board
- Community Child Protection Team/Child Fatality Prevention Team
- Environmental Affairs Board
- Nursing Home Community Advisory Committee
- Open Space and Trails Commission
- Transportation Advisory Board
- Women's Commission
- Workforce Development Board