

**REVISED**

(Additions?3c, 3d, 5t, and 7a)

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

Monday, December 13, 2004

**AGENDA**

4:00 P.M.

**Closed Session**

The Board of County Commissioners is requested to adjourn to closed session pursuant to G.S. 143.318.11(a)(6) to consider the initial appointment of a public officer.

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7:00 P.M. Regular Session

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

2. **Agenda Adjustments**

3. **Minutes**

a. September 27, 2004 BOCC/DPS Joint Meeting

b. November 22, 2004 Regular Session

3c. **Resolution for "The Durham Bill of Rights Defense Committee"**

The Durham Board of Commissioners previously adopted a Bill of Rights Defense Resolution on September 22, 2003, in reaction to the USA Patriot Act. The Durham Bill of Rights Defense Committee would like to have the adopted resolution re-affirmed.

Joan Walsh, Co-Chairman of the Durham Bill of Rights Defense Committee, will accept the resolution.

**County Manager's Recommendation:** The Manager recommends that the Board approve the resolution.

3d. **Recognition of the County's Receipt of the SOC Programs of Excellence Award for 2004**

Durham has made significant progress in implementing a System of Care to assure that children have access to the services and supports they need to be successful at home, in school, and in the community. This is being accomplished through a team decision-making framework that includes: 1) Durham Directors working together to provide top-level leadership and local SOC policies; (2) a SOC Council of Assistant Director staff from participating agencies who refine operational and policy aspects of the system; (3) a Community Collaborative that assesses service gaps and needs and establishes effective partnerships to provide community-based services; 4) Care Review Teams that provide additional support in complicated family situations; and 5) over 600 individual Child and Family Teams, who work collaboratively with

each family and their support persons to implement individualized service plans.

Durham has been recognized for the initiative and received the Systems of Care Programs of Excellence Award for 2004.

**Resource Person(s): Ellen Reckhow, Chairman**

**County Manager's Recommendation:** The Manager's recommendation is that the Board recognize the efforts of the team responsible for the System of Care initiative and applaud them for receiving the Programs of Excellence Award for 2004.

4. **Presentation of Anchor Awards to County Engineer Glen Whisler, Project Manager Peri Manns, Senior Project Manager Ademola Shobande, and Utility Division Manager Chuck Hill**

The County's Engineering Department, under the leadership of Glen Whisler, has consistently performed at a high level with a limited amount of staff. Whisler's group, which includes Project Manager Peri Manns, Senior Project Manager Ademola Shobande, and aided by Utility Division Manager Chuck Hill, have completed several critical projects within the past two years, including the renovation of the Agricultural Building, the Wastewater Treatment Plant expansion, the Downtown Durham YMCA Childcare Center for Operation Breakthrough renovation, the Urban Ministries Homeless Shelter expansion, the Judicial Annex renovation, and the design of the Stanford Warren Library renovations and the new East Regional Library. They also played a role in the opening of Little River Regional Park on December 5.

Interim County Manager Wendell Davis, who nominated the group of employees, said, "They have gone above and beyond what is required of them and with limited staff." Mr. Davis said he has been impressed by the employees' commitment and wanted to take advantage of this opportunity to recognize them for their outstanding service to the Durham community.

Chairman Ellen Reckhow will lead the presentation.

**County Manager's Recommendation:** Present Anchor Awards to Glen Whisler, Peri Manns, Ademola Shobande, and Chuck Hill along with congratulations from the entire organization.

5. **Consent Agenda**

- a. Property Tax Releases and Refunds for Fiscal Year 2004-05 (accept the report for November 2004 and authorize the Tax Assessor to adjust the tax records as outlined);
- b. Budget Ordinance Amendment No. 05BCC000023?Social Services (approve \$5,921 in additional funding for Durham's Home and Community Care Block Grant);
- c. Amendment to the Contract Between Triangle J Council of Governments and Durham County (approve the contract extension);
- d. Lease of the Animal Shelter and Amendment to APS Service Contract (approve the Lease and the Amendment and authorize the Manager to execute);
- e. Durham Board of County Commissioners' 2005 Meeting Schedule (approve the schedule as presented);
- f. Stormwater Agreements for the North Regional Branch Library and Durham Center for Senior Life Projects (approve and authorize the Manager to execute);

- g. Extension of the Listing Period for Business Personal Property (delegate the Tax Assessor authority to grant extensions until March 15, 2005 for business personal property owners who request in writing);
- h. Stanford L. Warren Branch Library Project?Right of Way Dedication and Plat (approve the Dedication and corresponding Plat which will be recorded in the Durham County Register of Deeds Office);
- i. Amendment to Articles of Incorporation for Durham County Hospital Corporation (approve the Resolution);
- j. Release of Property from Judgment (approve the release of 12 Fisher Place from the current judgment);
- k. Request for Exemption to Competitive Bidding Law for Purchase of Used Goods (exempt the Division of Emergency Management for the purchase of used Motorola digital radios and additional accessories from Motorola Inc.; authorize the Manager to enter into a Purchase of Goods contract with Motorola for \$129,000.08);
- l. Confirmation of Appointees to the Durham Cultural Master Plan Advisory Board (approve and confirm the appointees);
- m. Designation of Voting Delegate to the Legislative Goals Conference (appoint Chairman Reckhow as the voting delegate and Vice-Chairman Heron as the alternate delegate);
- n. Board and Commission Appointments (appoint Anna P. Andrews to the Farmland Advisory Board to represent the Eno Voluntary Agricultural District);
- o. 9-1-1 Interlocal Agreement between the County of Durham and the City of Durham (approve the Interlocal regarding 9-1-1 communications);
- p. Lease Renewal (The Durham Center) (approve a new lease with N.C. Mutual for 501 Willard Street from December 1, 2004 through November 30, 2007, at a rate of \$13,376.98 per month);
- q. Offer to Purchase County Property (pursue the upset bid process for the sale of 2100 Charles Street);
- r. Budget Ordinance Amendment No. 05BCC000024?E-9-1-1 Surcharge Fund (approve for adjustment of the 9-1-1 Surcharge Fund Wire-line budget from \$1,898,638 to \$3,250,639 and Wireless budget from \$872,496 to \$817,000 for a total budget increase of \$1,296,505; this will require the use of 9-1-1 Fund balance for \$2,206,639 from Wire-line and \$565,000 from the Wireless line for a total fund balance allocation of \$2,771,639);
- s. Extension of Civic Center Management and Catering Agreements (enter into the Agreements with the City of Durham and the Shaner Hotel Group Properties Two Limited Partnership extending the term of the current Agreements to February 28, 2005);
- t. Capital Project Ordinance Amendment No. 05CPA000008?DC083 Open Space and Farmland Preservation Capital Project (approve to increase the Project from \$700,000 to \$1,121,000 to reflect two grant awards to the County)**

**6. Durham Open Space Commission Matching Grants Recommendation**

The Durham Open Space and Trails Commission (DOST) received two applications for Matching Grants Program funds to assist nonprofit community organizations with recreational and open space projects. The following financial summary shows the Commission's recommendation to the Board for funding one application, at this time, for a total of \$28,543 using part of the \$85,000 of contractual funds requested and recommended under the General Fund, "Open Space Matching Grants" Organization of the County's FY 04-05 Budget.

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2004 CYCLE MATCHING GRANTS

APPLICATIONS

Applicant / Project	Request	Cost	Grant
Forest Hills Neighborhood Association/Walking Trail	\$ 28,543.00	\$ 57,543.00	\$ 28,543.00
SEEDS/Farmer's Market Pavilion	49,000.00	525,692.00	*-0-
<b>Total</b>	<b>\$ 77,543.00</b>	<b>\$ 583,235.00</b>	<b>\$ 28,543.00</b>

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\*Application is being revised and may be recommended for funding in early 2005.

Resource Person(s): Tom Stark, DOST Chairman, and Bill Renfrow, Matching Grants Administrator  
County Manager's Recommendation: Members of the Durham Open Space and Trails Commission evaluated and revised this year's applications for matching funds to assist nonprofits with providing recreational opportunities and preserving open space for the citizens of Durham County. This recommendation to allocate \$28,543 of grant funds represents a gain to the County of \$29,000 in matching funds as more than half the projects' proposed value of \$57,543.

The County Manager recommends approval for funding the Forest Hills Neighborhood Association walking trail project and the allocation of the \$28,543 of the budgeted Matching Grants Funds.

**7. Presentation of 911 Five-Year Capital Plan**

Jim Soukup, Director of the Emergency Communications Department, has developed a comprehensive Five-Year Plan for the agency. That plan was recently shared with 911 Advisory Committee members and at that time, Commissioner Heron asked that the plan be presented to the Board of County Commissioners. During the last Joint City-County Committee meeting, Mr. Soukup was asked to meet with City and County Budget directors to begin to determine the implications for the CIP currently being developed in both organizations. That conversation has taken place and the budget staff will bring specifics forward when the CIP is presented.

Mr. Soukup will elaborate on the plan and respond to questions from the Board.

Resource Person(s): James Soukup, Director Durham Emergency Communications Center, and Tonya Pearce, Acting Assistant Communications Manager  
County Manager's Recommendation: The County Manager recommends that the Board receive the report and direct staff.

**7a. Durham Public Schools--Acquisition of Property for Improved Bus Access at the New Pearson**

## Elementary School

On December 9, 2004, the Board of Education approved the purchase of a vacant parcel adjacent to the New Pearson Elementary School site to improve vehicular/bus access. This will ensure safer access for buses, cars, and pedestrians as well as the public trail system. The property is known as Lot 18, Plat Book 20, Page 137 (PIN# 0820-15-64-8220) and the sales price is \$7,000.

**Resource Person(s):** Mr. Hugh Osteen, Assistant Superintendent of Operational Services, Durham Public Schools

**County Manager's Recommendation:** The Manager recommends that the Board approve the request as presented.

### 8. Closed Session

Pursuant to G.S. § 143-318.11(a)(5), the Board is requested to adjourn to closed session to instruct the staff concerning the position to be taken on the terms of possible acquisition of 306 S. Roxboro Street owned by Scarborough and Hargett Funeral Home.



Last updated: July 23, 2006

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**Resource Person(s):** Ellen Reckhow, Chairman

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- j. Release of Property from Judgment (approve the release of 12 Fisher Plat judgment);
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the voting delegate and Vice-Chairman Heron as the alternate delegate);

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**2004 CYCLE MATCHING GRANTS**

**APPLICATIONS**

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Resource Person(s): Tom Stark, DOST Chairman, and Bill Renfrow, Matching Grants Administrator  
County Manager's Recommendation: Members of the Durham Open Space and Recreation Board have reviewed and evaluated and revised this year's applications for matching funds to assist non-profit organizations in providing recreational opportunities and preserving open space for the citizens of Durham. The County Manager's recommendation to allocate \$28,543 of grant funds represents a gain to the County of \$28,543 over the matching funds as more than half the projects' proposed value of \$57,543.

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Resource Person(s): James Soukup, Director Durham Emergency Communications Department  
Pearce, Acting Assistant Communications Manager  
County Manager's Recommendation: The County Manager recommends that the Board approve the report and direct staff.

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On December 9, 2004, the Board of Education approved the purchase of property adjacent to the New Pearson Elementary School site to improve vehicular/bus access and ensure safer access for buses, cars, and pedestrians as well as the public. The property is known as Lot 18, Plat Book 20, Page 137 (PIN# 0820-15-64-8220) and the cost is \$7,000.

Resource Person(s): Mr. Hugh Osteen, Assistant Superintendent of Operations  
Durham Public Schools

County Manager's Recommendation: The Manager recommends that the Board approve the acquisition as presented.

## **8. Closed Session**

Pursuant to G.S. § 143-318.11(a)(5), the Board is requested to adjourn to closed session to discuss staff concerning the position to be taken on the terms of possible acquisition of 30 acres owned by Scarborough and Hargett Funeral Home.



Last updated: July 23, 2006

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