

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

Monday, September 27, 1999

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, Vice-Chairman Ellen W. Reckhow, and Commissioners Joe W. Bowser and Becky M. Heron

Absent: Commissioner Bell (excused)

Presider: Chairman Black

Opening of Regular Session

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

Agenda Adjustments

County Attorney Chuck Kitchen asked Chairman Black to add a Closed Session to the agenda at the end of the Regular Session.

September Anchor Award Winner—Kathleen Moeller-Peiffer

Kathleen Moeller-Peiffer of the Durham County Library was the winner of the September Anchor Award. The Library accomplished its goal of offering public Internet access this year. Recognition for Ms. Moeller-Peiffer was requested for her patience, persistence, and perseverance for bringing the vision for public Internet access to a reality in the Public Library. She was also cited for her role in building the technology infrastructure, completing the necessary Request for Bids, and coordinating the installation of the new telecommunications network. Rheda Epstein, Administrative Librarian through Dale Gaddis, Library Director, nominated Ms. Moeller-Peiffer for this award.

County Manager's Recommendation: Present September Anchor Award to Kathleen Moeller-Peiffer, along with the sincere congratulations of the entire organization.

Ms. Gaddis introduced Ms. Moeller-Peiffer to the Commissioners. Remarks were made about the accomplishments of Ms. Moeller-Peiffer.

Deputy County Manager Carolyn P. Titus made remarks of appreciation for the hard work and dedication of Ms. Moeller-Peiffer.

Ms. Moeller-Peiffer made remarks of thanks and appreciation for the recognition she received. She thanked the Library employees and the various County departments involved in the project for their hard work on the project.

Chairman Black presented the award and a \$200 check and congratulated Ms. Moeller-Peiffer.

Public Hearing to Consider the Adoption of an Ordinance Which Amends the Zoning Ordinance Regarding the Districts and Standards for Adult Establishments

Chairman Black announced that the public hearing scheduled for agenda item No. 8 would not be held tonight.

Vice-Chairman Reckhow commented she wanted to raise an issue and ask a question on the record regarding agenda item No. 8.

Resolution Honoring the Efforts of City and County Government Employees During Hurricane Floyd

Upon the request of Chairman Black, a resolution honoring the joint efforts of City and County Government employees during the Hurricane Floyd emergency was prepared.

County Manager's Recommendation: Approve the resolution and present to Deputy County Manager Carolyn Titus on behalf of the County and City employees.

Chairman Black read the resolution into the record as follows:

RESOLUTION

WHEREAS, on September 15, 1999, Durham County felt the effects of Hurricane Floyd passing over the North Carolina coast; and

WHEREAS, the Durham County and City governments joined together, led by the County Manager and City Manager, and ignored jurisdictional lines in order to provide support to those in need; and

WHEREAS, this joint effort spawned the activation of the Durham City/County Emergency Management Center, coordinated by Jeff Batten, Fire Marshal and Director of Emergency Management, running 24 hours a day until the post-effects of the storm were over; and

WHEREAS, many City and County employees, including fire and rescue personnel, emergency medical personnel, law enforcement personnel, utility workers, as well as Public Information personnel, worked together to establish and maintain lines of communication to provide status reports and to help connect citizens with vital services; and

WHEREAS, shelters were opened for citizen protection, and the Public Health Department established a special-needs shelter at Githens Middle School for residents with medical conditions; and

WHEREAS, these individuals are commended for their dedication and sacrifice during these challenging conditions:

NOW, THEREFORE, BE IT RESOLVED, that the Durham County Board of Commissioners, does hereby resolve to pay tribute to the employees that contributed to

**THE COLLABORATIVE EFFORT OF DURHAM COUNTY AND
CITY GOVERNMENTS FOR HURRICANE FLOYD PREPAREDNESS**

working together for the protection of its citizens. We urge all citizens to remember the dedication of the joint organization established for the continuity of government services.

This the 27th day of September, 1999.

/s/ Five Commissioners
Durham County Commissioners

Chairman Black reported on the Public Health nurses that attended to the needs of citizens in the emergency shelter at Githens Middle School. Everything went very well at the special needs shelter. Brian Letourneau and the Public Health nurses were commended for their work at the shelter.

Status Report on Hurricane Floyd Response and Calls for Assistance

Staff, led by Deputy County Manager Carolyn Titus, briefed the Board on several issues related to Hurricane Floyd as follows:

- Joint City/County Response—Jeffrey Batten, Emergency Management Coordinator
- Wastewater Treatment Plant Situation—Glenn Whistler, County Engineer
- North Carolina Situation—Jeffrey Batten, Emergency Management Coordinator
- Calls for Assistance and Responses/Mutual Aid and Assistance Agreement—Carolyn Titus, Deputy County Manager

County Manager's Recommendation: We are requesting that the Board take the time to be briefed on this event and to offer any guidance to staff that the Board feels is

appropriate. Please note that I executed the Mutual Aid and Assistance Agreement as the Chief Executive Officer to ensure that Durham County would be able to draw down the maximum reimbursements allowable for the aid we are rendering to other jurisdictions. The County Attorney has informed me that this action needs to be ratified at this Board meeting.

Deputy County Manager Carolyn P. Titus, on behalf of the staff, thanked the Board of County Commissioners for recognizing staff's efforts. She commended Jeff Batten who was the chief operating officer for the City and County during the entire time of the event. He did an outstanding job. City and County employees worked as a team.

The staff presented a status report on Hurricane Floyd to inform the Board of the events that transpired during that period of time and the events currently underway to offer assistance to the counties in the eastern part of the state.

Jeffrey Batten, Emergency Management Coordinator, gave the Commissioners a brief overview on the joint City/County response.

County Engineer Glen Whisler presented the Commissioners a briefing on the Wastewater Treatment Plant situation.

The County Commissioners asked several questions about the two briefing reports that were presented by staff. The Commissioners made remarks about the flooding situation in the eastern part of state and encouraged everyone to contribute in any way possible to assist the people in the flooded area.

The Commissioners commended City and County staff members for all the hard work they did during the hurricane and for the assistance they are providing in the eastern part of the state.

Ms. Titus stated the third briefing deals with the calls for assistance that Durham County has received.

Deputy County Manager Titus said the first order of necessary business is for our County to enter into a mutual aid agreement that sets forth the expectation between the requesting County and the assisting County. County Manager David F. Thompson had signed the Durham County Mutual Aid Agreement Protocol Administrative Procedure. The Board needs to ratify the action this evening.

Also, the Board of County Commissioners needs to approve the Designation of Applicant's Agent. The resolution would designate County Manager David F. Thompson to obtain reimbursement from the Federal Emergency Management Agency (FEMA) for the Hurricane Floyd activities.

Commissioner Heron moved, seconded by Commissioner Bowser, to approve the Durham County Mutual Aid Agreement Protocol Administrative Procedure and the Designation of Applicant's Agent.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow
Noes: None
Absent: Bell

The two documents follow:

DURHAM COUNTY
Mutual Aid Agreement Protocol
Administrative Procedure

In the event the County of Durham participates in a Mutual Aid Agreement to provide assistance to other counties or jurisdictions, the following protocol shall be adhered to:

- 1.0. If deemed possible, the County of Durham shall join with the City of Durham in providing aid to other counties or jurisdictions in the event of a disaster. All planning and coordination shall be conducted with the City, including joint operational procedures and comparable staff compensation. Teams of staff may be comprised of both City and County employees who will function as one under the leadership and direction of a County or City administrative supervisor for the duration of the assignment.
- 2.0. No staff shall be deployed to provide assistance until all the information outlined in the Mutual Aid Agreement has been secured by the City/County Emergency Management Department, including the following:
 - a) Location of assignment
 - b) Duration of assignment (not longer than 5 days/4 nights)
 - c) Food and lodging arrangements
 - d) Specific duties to be performed (and hours, if applicable)
 - e) Emergency notification procedures/numbers
 - f) Directions for travel and instructions to meet the recipient.
- 3.0. No staff shall be deployed to provide assistance until the City and County have provided for the following:
 - a) Employee orientation and training regarding 2 (a through f)
 - b) Any special material or supplies necessary (i.e. bottled water, supplies for universal precautions, etc.)
 - c) Notice regarding special clothing or apparel

- d) Assurance of employees' good health
 - e) Provision of assurance of immunizations for employees
 - f) Assignments by teams of staff (not individuals) in one local area
 - g) Administrative supervisors for each geographical area
 - h) Provisions for employees to communicate to their families at home
 - i) Availability of emergency cash assistance for employees during the assignment
 - j) Clear understanding of employee compensation while on assignment
 - k) Any necessary equipment for the assignment
 - l) Method of transportation to and from the site
- 3.0. All teams deployed shall work under the direction and supervision of a City or County Administrative Supervisor. The Administrative Supervisor is responsible for the health and well being of his/her teams and provides support and guidance to the employees. In addition, the Supervisor is responsible for all official required record keeping (including FEMA) and serves as liaison to the local EOC or requesting agent.
- 4.0. All requests made under the Mutual Aid Agreement and all responses for aid rendered are to be logged in a centralized data bank at the City/County Emergency Management Department. Records of all aid rendered by the City and County shall be logged accordingly, including the names and social security numbers of all employees providing the aid. FEMA regulations shall be followed during the course of the assignment.

DESIGNATION OF APPLICANT'S AGENT
RESOLUTION

BE IT RESOLVED BY the Board of Commissioners of the County of Durham that David F. Thompson, County Manager, is hereby authorized to execute for and in behalf of the County of Durham, a public entity established under the laws of the State of North Carolina, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

THAT the County of Durham, a public entity established under the laws of the State of North Carolina, hereby authorizes its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

Passed and approved this 27th day of September, 1999.

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

CERTIFICATION

I, Garry E. Umstead, duly appointed and Clerk to the Board of the County of Durham, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Commissioners of the County of Durham on the 27th day of September, 1999.

Date: September 27, 1999

/s/ Garry E. Umstead
Clerk to the Board

Deputy County Manager Titus called on Keith Lane, Budget Analysis, to tell the Commissioners what he has done on behalf of Durham County relative to Hurricane Floyd and what he plans to do within the next few days.

Mr. Lane gave the Commissioners a list of Durham County employees who have already traveled to eastern North Carolina counties to provide volunteer support for County services. Mr. Lane has already called 11 counties and he plans to call 20 or 30 more to determine if Durham County can be of any assistance to them. There are several groups working to coordinate requests for assistance to counties in need of help.

Consent Agenda

Commissioner Bowser moved, seconded by Commissioner Heron, to approve the following consent agenda item:

- (a) Appoint Robert G. O'Shields to the Durham County Emergency Medical Services Council to represent the Bethesda Volunteer Fire Department Inc. and reappoint Willie B. Rose to the council to represent the North Carolina State Highway Patrol. The terms will expire in June 2002.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow
Noes: None
Absent: Bell

Public Hearing--To Receive Citizen Comment on the 1998-99 Consolidated Annual Performance and Evaluation Report (CAPER)

The performance and evaluation public hearing is held annually in September to review and receive citizen comments on the previous year's CDBG and HOME Programs.

Annual progress and performance is detailed in the Consolidated Annual Performance and Evaluation Report (CAPER). The 1998-99 CAPER was made available (in draft form) to the public for review beginning September 1, 1999.

The City of Durham receives an annual Entitlement Community Development Block Grant (CDBG) award and a Durham City Council HOME Investment Partnerships Program grant (HOME) from the U.S. Department of Housing and Urban Development (HUD). The 1998-99 entitlement funding was \$1,748,000 in CDBG funds and \$883,000 in HOME funds. The 1998-99 Action Plan allocated these funds primarily for housing, infrastructure, and economic development activities in Durham, with special focus in the targeted neighborhoods. Major expenditures made during the 1998 program year were on housing activities which included rehabilitation for homeowners, creating home ownership opportunities for first time home buyers, and creating permanent, low-income rental housing units for low-and moderate-income households. The major goal of the HOME program is to expand the supply of safe, decent, sanitary, and affordable rental and owner-occupied housing.

In May 1993, the Board of County Commissioners and the City Council approved a Durham City-County HOME Consortium Agreement to be used in the administration of the HOME program. The BOCC and the City Council renewed the agreement in July 1996 (expiring September 30, 2000) and July 1999 (to be effective October 1, 2000 through September 30, 2003). Durham City, as lead entity for the Consortium, administers the Home program and prepares the annual report for submission to HUD. The reporting on the administration and activities of the HOME Program is included in the CAPER.

Historically, the City has expended approximately 70% of its CDBG and HOME funds on housing-related programs in target areas based upon the needs that were identified in our adopted neighborhood revitalization plans. Funds are now expended citywide to meet the needs of other citizens who do not live in targeted neighborhoods, but meet the national objective of addressing the needs of low- and moderate-income citizens.

This public hearing, which is a requirement of the program, is held annually to receive citizen comments on the CAPER. A public hearing was held before Durham City Council on September 20 to receive citizen comments on the CAPER.

Kendall Abernathy, Director of Department of Housing and Community Development (DHCD), has reviewed this request.

Resource Person: Kendall Abernathy, Director Housing and Community Devel.
Ava Hinton, Federal Programs Administrator

County Manager's Recommendation: 1) Receive a report from the administration on the 1998-99 Consolidated Annual Performance and Evaluation Report; and 2) receive citizen comments from the public on the 1998-99 Consolidated Annual

Performance and Evaluation Report at the September 27 Board of County Commissioners' meeting. DHCD staff is simultaneously requesting a public hearing before City Council at its September 20 council meeting. DHCD staff will attend the meeting to answer questions.

Ava Hinton, Federal Programs Administrator, presented the 1998-1999 Consolidated Annual Performance and Evaluation Report (CAPER) to the Board of County Commissioners.

The Commissioners asked several questions and made comments about the report.

Ms. Hinton responded to the questions and comments.

The Commissioners requested that Deputy County Manager Titus get information from Durham Housing and Community Development Department about the housing project off Highway 70 in East Durham. This project received public housing funds and when the funds were repaid, the low income renters were asked to move.

Chairman Black opened the public hearing that was properly advertised.

Ralph McKinney, 500 Fairfield Road, Durham, NC 27704, talked about entitlements; targeted neighborhoods; permanent, low-income, and rental housing; and low and moderate-income citizens.

Mickey Brown, 2713 Edmund Street, Durham, 27705, said the citizens advisory committee works very hard at maintaining citizens' needs. The Commissioners were invited to come to the meetings the second Monday of each month in the Department of Housing and Community Development Office.

As no one else asked to speak at the public hearing, Chairman Black closed the hearing and referred the item to the Commissioners for consideration.

Vice-Chairman Reckhow requested the issue of rental assistance be studied and a report be submitted to the Commissioners based on the study. If rental assistance is not going to be incorporated with the Home and CDBG programs, we should know why.

Chairman Black requested an explanation of the 30 percent administrative fee that can be allocated to the Home and CDBG programs. What is the administrative cost and how does it break out in terms of federal and local money. We will look at the 30 percent and how it is administrated.

No official action was taken on this agenda item.

Public Hearing to Consider the Adoption of an Ordinance Which Amends the Zoning Ordinance Regarding the Districts and Standards for Adult Establishments

The Durham County Attorney recommended that it would be prudent for the Board of County Commissioners to readopt the zoning ordinance's current regulations concerning adult establishments. The purpose of this readoption is to assure all concerned parties that the standards of the zoning ordinance were established to address the potential secondary impacts associated with an over concentration of adult establishments. Adoption of this ordinance will clarify that these standards were developed in response to the secondary impacts of the use. Adoption of the ordinance is recommended. The standards are identical to those currently found in the ordinance. The Zoning Committee endorsed the proposal at an August public hearing and suggested an additional standard for consideration. The Zoning Committee's addition can be found at the end of the ordinance proposal but is not recommended at this time. The City Council conducted a readoption of these standards on April 19, 1999.

Resource Persons: Chuck Kitchen, County Attorney
 Lowell Siler, Assistant County Attorney
 Bonnie Estes, Planning Manager

County Manager's Recommendation: Readoption of the existing standards to address the secondary impacts of adult establishments.

Chairman Black said the public hearing would not be held tonight. This item will come back to the Commissioners as a public hearing at a later date. The Commissioners had some questions about the item that they wanted to discuss.

Chairman Black called on the Commissioners for their questions and comments.

Commissioner Heron wanted to be sure the residences had protection from the adult establishments located in the neighborhoods.

Attorney Chuck Kitchen said if the Commissioners want to make major changes to the ordinance, it should be sent back to the City/County Planning Commission for further consideration and comments.

Vice-Chairman Reckhow concurred with Commissioner Heron on the matter of residences having protection from the adult establishments located in neighborhoods. She was willing to make the ordinance stricter than the way it is now written. The ordinance should be written so it will "stand up" in court.

Mr. Kitchen suggested the Commissioners send the ordinance back to the Planning Commission and ask them to look at separation between residential zones and adult establishments. The public hearing should be set up after the Planning Commission completes its review so the Board will have the benefit of its recommendation.

Chairman Black asked that the ordinance be returned to the Planning Commission for review.

Final Qualifying Bid to Purchase County Property (610 Bingham Street)

On August 23, 1999, the Board adopted a resolution to publish a Notice of Sale and accept upset bids on a vacant lot located at 610 Bingham Street. The County obtained this property through a tax foreclosure sale in May 1999. The County paid \$4,103.30 for the property at the foreclosure sale. The County's investment in this property is \$4,282.00, which includes the purchase price and 1998 and 1999 taxes. The tax valuation of the property is \$5,000.00.

There was not an upset bid offer submitted for this lot (parcel 154-03-007) during the advertising period of August 26, 1999 through September 4, 1999. Therefore, the final qualifying bid of \$4,282.00, submitted by Dale Williams, is being presented for the Board's consideration.

The sale of this lot will make it taxable for the year 2000 property taxes.

Resource Person: Sandra W. Phillips, Director of Purchasing

County Manager's Recommendation: It is the Board's policy as shown in Item #8 of the resolution that, once a final qualifying offer has been received, the bid must be brought to the Board to either accept or reject the offer. As this offer covers the County's investment in the property (purchase price and 1998 and 1999 taxes), and as the sale will add the property back to the County's tax roll, the Manager's recommendation is to accept the offer of \$4,282.00 submitted for 610 Bingham Street by Mr. Dale Williams, and prepare a non-warranty deed for the Chairman's signature.

Ms. Phillips reviewed the proposal for the Commissioners.

Commissioner Bowser moved, seconded by Vice-Chairman Reckhow, to accept the offer of \$4,282.00 submitted for 610 Bingham Street by Mr. Dale Williams, and prepare a non-warranty deed for the Chairman's signature.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron and Reckhow
Noes: None
Absent: Bell

Purchase of Medical Supplies

The Board was requested to authorize the County Manager to enter into several contracts for the purchase of medical supplies for Emergency Medical Services (EMS), Public Health, The Durham Center (Adult Services), and the Durham County Detention Facility (DCDF). Some of the medical supplies acquired are latex gloves, bandages, syringes, IV catheters, blades, mask respirators, etc. Funds to support this request were appropriated by each department in their FY'99-00 budget. The initial term of the contract is from date of award through June 30, 2000 with the option to renew by the County for four additional one-year periods.

Over the past nine months, the Purchasing Department, with the assistance of the aforementioned departments, has been accumulating information and investigating the best methods for the procurement of medical supplies. These methods are Consignment Inventory Management System (CIMS) and on an "as needed" basis. The CIMS would provide more flexibility to the department. The process of individual purchase orders is eliminated. CIMS is jointly managed by the department and the Vendor, which is responsible for maintaining stock, placing orders, and expired/damaged products. On the other hand, an "as needed" method basically allows departments to place purchase orders when a product is needed or where storage space is limited. EMS does not have the adequate storage space to utilize the CIMS method.

The following term contracts requested are necessary to allow for full coverage of all needed items by each department:

1. Southeastern Emergency in an amount not to exceed \$90,194.16 for EMS on an "as needed" basis;
2. MDS Matrx Medical in an amount not to exceed \$32,626.27 for EMS on an "as needed" basis;
3. Southland Medical Supply Inc. in an amount not to exceed \$42,956.84, [Public Health (\$38,789.83), DCDF (\$3,834.47), and the Durham Center (Adult Services) (\$332.54)] on a consignment basis, and;
4. American Health Co. in an amount not to exceed \$27,284.61, [Public Health (\$22,566.58), DCDF (\$3,810.58), and the Durham Center (Adult Services) (\$907.45)] on an "as needed" basis.

Invitation for Bids IFB# 99-030 was publicly advertised on May 26, 1999 and mailed to 21 companies. A pre-bid conference was held on June 8, 1999. Bids were received on July 6, 1999.

Due to the complexity of the requirement, bids were evaluated as follows:

- Determine the lowest cost for each item submitted by each bidder;
- Determine the percentage of all low bid items submitted by each bidder;
- Select the first and second low bidder;
- Total amount for first and second low bidder;

- The remaining line items were distributed among the first and second low bidder based on the lowest cost; and
- Total award amounts for the first and second low bidder to ensure supply of all needed items.

The memo to the County Manager dated September 13, 1999 and the supporting documentation explain the rationale for this recommendation, the Invitation for Bids process, and basis for multiple contracts.

Sandra W. Phillips, Director of Purchasing, and Bahaa Jizi, Purchasing Department, will present this recommendation to the Board.

County Manager's Recommendation: Authorize the County Manager to enter into contracts with the above recommended vendors to provide medical supplies to EMS, Public Health, The Durham Center (Adult Services), and DCDF.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to authorize the County Manager to enter into contracts with the above recommended vendors to provide medical supplies to EMS, Public Health, The Durham Center (Adult Services), and DCDF.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow
Noes: None
Absent: Bell

Durham County Solid Waste Management Informational Update Part II

The purpose of this presentation was to provide the Board of County Commissioners (BOCC) with a Solid Waste Management Informational Update. This is a two-part presentation. Part one consisting of a Solid Waste Management update from City, County, and State representatives was presented at the August 4, 1999 Worksession. Part two consists of a request by the Department of General Services to repeal the current Litter Control Ordinance and replace it with a more comprehensive Solid Waste Management Ordinance.

The current Litter Control Ordinance adopted on May 26, 1987, does not allow the enforcement of illegal dumping on one's personal property. During the past 12 years, the North Carolina Department of Natural Resources (DENR) has made several significant changes in the state rules and regulations. In 1997, the County adopted a 10-year Comprehensive Solid Waste Management Plan to reduce the waste stream 40% by the year 2001, and the City of Durham has banned cardboard from the Durham Transfer Station.

The proposed Solid Waste Management Ordinance encompasses the shortfalls in the existing Litter Control Ordinance, changes in the DENR rules and regulations, and broadens the enforcement authority of the Durham County Waste Reduction Supervisor.

Resource Persons: Michael Turner, General Services Director
Marc Powell, Waste Reduction Supervisor

County Manager's Recommendation: Receive the Solid Waste Management Informational Update as presented and schedule a public hearing to repeal the current Litter Control Ordinance and replace it with a more comprehensive Solid Waste Management Ordinance.

Chairman Black commented that this item is on the agenda for discussion purposes and for the Commissioners to ask questions. The public hearing will not be set tonight.

No action was taken on this agenda item.

Michael Turner, General Services Director, presented the agenda item. He reviewed the current and proposed ordinances for the Commissioners.

The Commissioners asked questions and made comments about the existing and proposed ordinances.

Michael Turner and Marc Powell responded to the questions and comments.

County Attorney Chuck Kitchen said the proposed ordinance would be reviewed relative to fines and penalties as well as any other adjustments that are necessary.

Realignment of Banking Relationships

Staff has been working diligently to realign Durham City, County, and Schools' banking services to strengthen our partnerships with two financial institutions headquartered in Durham. These institutions are Central Carolina Bank (CCB) and Mechanics and Farmers Bank (M&F). The goal of this realignment is to develop a strong, mutually beneficial relationship with these banks, similar in nature to the relationships enjoyed by Bank of America and the City of Charlotte, and Wachovia and the City of Winston-Salem.

In the past, the Board has stated that it is advantageous for us to partner with corporations headquartered in Durham, and in whose interest it is to build a strong and vibrant community. Historically, the three governments have sent Request for Proposals to all full-service banks with offices located in Durham. Our custom has been to award the contract to the lowest responsive bidder, without regard for whether the bank's headquarters were located in Durham, or in the institution's willingness to actively

participate in strengthening the community. North Carolina law does not require us to solicit bids for banking services. In fact, Wachovia has been our central depository for at least 7 years.

Because we have not developed strong working relationship with our financial institutions up to this point, I believe that our community has lost opportunities to gain valuable assistance in reaching our goals.

Resource Person: Patricia Gravinese, Finance Director

County Manager's Recommendation: Note that because proposals are not being solicited that this realignment does not require formal board approval. However, I would appreciate your endorsement of this concept. The transition will take approximately 6-9 months, which will include establishment of the lockbox. We are fortunate in that our actual cost for services will decrease as per the estimates in the memorandum.

Ms. Gravinese presented the service plan to the Commissioners.

Each Commissioner made remarks about the realignment of banking relationships. They thanked everyone involved with the project.

Commissioner Bowser wanted to know how many jobs would be created due to this new banking relationship.

Deputy County Manager Carolyn Titus stated she would provide the information to the Commissioners.

Commissioner Bowser moved, seconded by Vice-Chairman Reckhow, to endorse the concept of the realignment of banking relationships and to thank everyone involved.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow
Noes: None
Absent: Bell

1999 Durham County Commissioners' Great Family Fun Walk

Commission Vice-Chairman and Health Board member Ellen Reckhow wanted to remind the Commissioners and our citizens of the upcoming Family Fun Walk to be held at 10:30 a.m. on October 2, 1999.

County Manager's Recommendation: The Board is asked to support and help publicize this event of the Durham Fitness Council.

Vice-Chairman Reckhow highlighted the event and publicized it for the Durham Fitness Council.

Closed Session

The Board was requested to adjourn to closed session pursuant to G.S. § 143-318.11(a)(3) in order to consult with an attorney and to preserve the attorney-client privilege.

Commissioner Heron moved, seconded by Commissioner Bowser, to adjourn to Closed Session pursuant to G.S. § 143-318.11(a)(3) in order to consult with an attorney and to preserve the attorney-client privilege.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow
Noes: None
Absent: Bell

Reconvene Into Open Session

Chairman Black said that during the Closed Session the Commissioners gave the attorney direction on a litigation matter.

Adjournment

Chairman Black adjourned the meeting at 9:45.

Respectfully submitted,

Garry E. Umstead, CMC
Clerk to the Board