

REVISED

Consent Agenda item No. 7(s) has been added.

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

April 14, 2003

AGENDA

5:00 P.M ? 7:00 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 performance of a public officer and pursuant to G.S. 143.318.11(a)(5) to instruct the County staff concerning the position to be taken on negotiating a proposed contract for the acquisition of real property. The property being considered is owned by Triangle Area YMCA, located at 218 Seminary Street.

7:00 P.M. Regular Session

1. **Opening of Regular Session**?Pledge of Allegiance
2. **Agenda Adjustments**
3. **Minutes**

- a. a. December 9, 2002 Regular Session Minutes
- b. b. January 27, 2003 Regular Session Minutes
- c. c. February 24, 2003 BOCC/DPS Board of Education Minutes

4. **Resolution in Support of Locating the Proposed North Carolina Biotechnology Manufacturing Training Center at North Carolina Central University**

The State of North Carolina proposes to fund a new biopharmaceutical/bioprocess manufacturing training center to be centrally located with related training centers. Durham possesses 40 percent of the market share of the state's growing biotechnology industry and such a center will reinforce Durham and the state's ability to recruit and expand the region's biotechnology industry cluster.

North Carolina Central University is an ideal location for the training center. The school is currently building a \$36 million science complex scheduled to open in the fall of 2004, which has the capacity to accommodate the training center. Adding a wing to the science complex to house the training center would cost approximately one-third of the current proposed cost to build a new facility with the same amenities of a centrally located and accessible campus. With current and planned curriculum offerings, NCCU is strategically poised to successfully develop the proposed biomanufacturing center.

County Manager's Recommendation: Approve the resolution and present to North Carolina Central University Chancellor James Ammons.

5. **Presentation of the United Way "Community Care Fund Performance Award" to the Board of County Commissioners**

On the evening of March 26, 2003, the Triangle United Way, during its annual meeting, recognized Durham County Government for outstanding Community Care Fund Performance during the 2002 United Way Campaign.

Durham County employees raised a total of \$84,702, of which \$48,391 or 57 percent of the total contribution was directed to the Community Care Fund campaign. This was a significant 26 percent increase over the previous year's campaign.

Mike Turner, Chairman of the 2002 Durham County United Way Campaign, was present to receive the award on behalf of Durham County Government. Mr. Turner will present the "Community Care Fund Performance Award" to the Board for permanent display in the Durham County Government Administrative Complex.

Resource Person(s): Mike Turner, Chairman of the 2002 Durham County United Way Campaign

County Manager's Recommendation: Receive the "Community Care Fund Performance Award" from the 2002 Durham County United Way Chairman, with sincere congratulations to the entire organization for a successful campaign.

6. **Annual Report?Durham City-County Appearance Commission**

The attached 2002-2003 Annual Report for the Durham City-County Appearance Commission is provided in conformance with the Interlocal Agreement requirement for an annual report to the elected officials. The Durham City Council received a presentation on the report at its worksession on March 20, 2003. The Chair of the Commission will be available to make a presentation to the Board.

Resource Person(s): Sara Young, Durham City-County Planning Department, and George Stanziale, Appearance Commission Chair

County Manager?s Recommendation: The Manager?s recommendation is that the Board receive the Appearance Commission 2002-2003 Annual Report.

7. **7. Consent Agenda**

- a. a. Property Tax Releases and Refunds for Fiscal Year 02-03 (accept the property tax release and refund report as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report);
- b. Budget Ordinance Amendment No. 03BCC000048?Cooperative Extension?Coordinated Transportation Addition of Funding for Replacement Vehicles (approve Budget Ordinance Amendment No.03BCC000048 to receive and expend \$24,863.00 in interlocal funding);
- c. Budget Ordinance Amendment No. 03BCC000049?Million Solar Roof Educational Resource Funding (approve Budget Ordinance Amendment No. 03BCC000049 and amend Cooperative Extension?s budget (495.2300) to include \$4,000.00 in revenue and expenditures for the implementation of the Million Solar Roof program);
- d. Public Health?Budget Ordinance Amendment No. 03BCC000050?To Recognize a Donation to the Community Health Division (approve Budget Ordinance Amendment No. 03BCC000050 to recognize a donation in the amount of \$500.00 for the Community Health Division);
- e. Public Health?Budget Ordinance Amendment No. 03BCC000051?To Recognize New Revenue for the Environmental Health Division (approve Budget Ordinance Amendment No. 03BCC000051 to recognize funds in the amount of \$2,744 from the Department of Health and Human Services for the Environmental Health Division);
- f. f. Public Health?Budget Ordinance Amendment No. 03BCC000052?To Recognize \$47,583 in New Revenue for the Environmental Health Division (approve Budget Ordinance Amendment No. 03BCC000052 to recognize \$47,583 from the North Carolina Division of Public Health for the Environmental Division);
- g. Public Health?Budget Ordinance Amendment No. 03BCC000053?To Recognize and Appropriate Additional Revenue in the Amount of \$2,388 for the General Health Services Clinic Laboratory (approve Budget Ordinance Amendment

No. 03BCC000053 to recognize \$2,388 in excess revenue);

- h. Public Health?Budget Ordinance Amendment No. 03BCC000054?To Recognize Revenue for the General Health Clinic (approve Budget Ordinance Amendment No. 03BCC000054 to recognize funds in the amount of \$4,300 for the General Health Clinic);
- i. Public Health?Budget Ordinance Amendment No. 03BCC000055?To Accept a \$287,156 Three-Year Grant from the North Carolina Health and Wellness Trust Fund Commission to Appropriate \$42,490 for the Health Education Division and to Establish a Full-Time Health Education Specialist for the Youth Tobacco Use Prevention/Cessation Project (approve Budget Ordinance Amendment No. 03BCC000055 to recognize \$42,490 in grant funds from the Health and Wellness Trust Fund Commission);
- j. j. Public Health?Budget Ordinance Amendment No. 03BCC000056?To Recognize a \$6,000 Grant from the March of Dimes for the Health Education Division (approve Budget Ordinance Amendment No. 03BCC000056 to recognize \$6,000 in grant funds from the March of Dimes);
- k. k. Public Health?Budget Ordinance Amendment No. 03BCC000057?To Recognize \$7,500 in New Revenue for the Health Education Division (approve Budget Ordinance Amendment No. 03BCC000057 to recognize funds in the amount of \$7,500 from the Department of Health and Human Services for the Health Education Division);
- l. l. Declaration of Surplus Property and Approval of Resolution for Public Auction Sale (declare the schedule of property to be surplus and authorize the County Manager to proceed with a public auction of the properties);
- m. m. Final Offer to Purchase County Property (2300 Fitzgerald Avenue) (accept the bid offer of \$11,000.00 for 2300 Fitzgerald Avenue);
- n. Street Annexation Petition?Saint Albans Court (Saint Albans Subdivision) adopt the resolution to approve the addition of Saint Albans Court to the state?s road maintenance system subject to the certification of eligibility by the appropriate officials of the NC Department of Transportation);
- o. Appointment?Durham Convention and Visitors Bureau (approve the appointment of Mr. Ronald J. Hunter to a newly created seat (?Lodging?Full Service?Conference Center") on the bureau);
- p. Budget Ordinance Amendment No. 03BCC000058?Request from the Durham County Youth Home?Security Measures (approve Budget Ordinance Amendment No. 03BCC000058 and fund the security upgrades in the amount of \$32,235 through the County?s contingency fund);
- q. q. Appointment to Cultural Master Plan Steering Committee (appoint Ms. Sharon Goode Laisure, Assistant City Manager, to the Cultural Master Plan Steering Committee);
- r. r. Amendment to Board and Commission Appointment Policy (approve the policy change which requires that taxes be kept current during the term of appointment. It also provides for a 90-day period to bring taxes current when a payment plan is in effect with the Tax Office); and
- s. **Resolution to Add the City and County of Durham to House Bill 554: To Expand Permitted Uses of 911 Funds (adopt the resolution to add Durham City and County to House Bill 554).**

8. **Public Hearing for Land Use Plan Amendment #A02-19?Hamlin Road Subdivision**

This item is a plan amendment for the *North Durham Plan*. The applicant, E. T. Development Corporation, requests to designate 65.41 acres from High Density Residential (eight or more units

per acre) and Industrial to Low Density Residential (one to four units per acre). The property is located on the south side of Hamlin Road northeast of Riley Drive. The Planning Commission considered this item at a public hearing held January 22, 2003 and recommended denial primarily based on school and road impacts. The Board of County Commissioners heard this item at its February 24, 2003 meeting and questioned the alignment shown in the staff report for the Northern Durham Parkway. The Commissioners requested that staff review the alignment shown in light of the Transportation Advisory Committee (TAC) approval of the 2025 Transportation Plan last December to determine if the corridor for the Northern Durham Parkway affects this property. The report has been modified to reflect an alignment consistent with the TAC action.

Planning Department Recommendation?Approval
Planning Commission Recommendation?Denial (1/22/03 ? 6 to 5)

Resource Person(s): Frank M. Duke, Planning Director

County Manager?s Recommendation: The Manager?s recommendation is that the Board hold the public hearing, and if appropriate, amend the *North Durham Plan* FLUM to designate the area located on the south side of Hamlin Road northeast of Riley Drive for Low Density Residential use.

9. **Durham City-County Interlocal Cooperation Agreement for Planning**

The City-County Interlocal Agreement for Planning is the implementation mechanism for the Durham City-County Planning Commission and the Durham City-County Planning Department. During 2002, the Interlocal Agreement was updated and endorsed by the Joint City-County Planning Committee.

On March 10, 2003, the BOCC referred the Interlocal to the Board of Adjustment (BOA) after hearing that the BOA was not given sufficient opportunity to act on the section of the agreement addressing its concerns. At its March 25, 2003 meeting, the BOA indicated that it endorsed the Interlocal Agreement as proposed. The item is now being brought forward for reconsideration.

The Planning Department recommends adoption of the Interlocal Cooperation Agreement for Planning.

Resource Person(s): Frank M. Duke, AICP, Durham City-County Planning Director

County Manager?s Recommendation: The Manager recommends that the Board adopt the City-County Interlocal Cooperation Agreement for Planning.

10. **Center for Senior Life Project Update?RFQ 02-044/Project No.: DC068-30**

The 2001 Bond Referendum included \$5.5 million for a Senior Center to be located on property donated by the City of Durham at 400 Rigsbee Avenue. The transfer of the property has been completed and design of the facility is underway. The Board of County Commissioners awarded a design contract to Gurlitz Architectural Group, P.A. on October 28, 2002. A series of meetings with the Council for Senior Citizens and users and occupants of the building have been completed as part of the programming and preliminary design phases. The project is currently in the Schematic Design phase and the architect will provide an update to the Board.

Resource Person(s): Glen Whisler, P.E., County Engineer; Richard Gurlitz, Gurlitz Architectural Group, P.A.; and Joan Pelletier, Council for Senior Citizens

County Manager's Recommendation: The County Manager recommends that the Board accept the update and provide direction to staff as appropriate.

11. **Board Appointments?Durham County Hospital Corporation Board of Trustees**

Garry E. Umstead, CMC, Clerk to the Board, will distribute ballots to select two or three members of the Durham County Hospital Corporation Board of Trustees to be nominated for an appointment to the Duke University Health System Board of Directors.

Resource Person(s): Garry E. Umstead, CMC, Clerk to the Board



Last updated: July 23, 2006

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