

THE BOARD OF COUNTY COMMISSIONERS  
DURHAM, NORTH CAROLINA

Monday, June 27, 2011

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 Michael D. Page, Vice-Chairman Ellen W. Reckhow, and Commissioners Joe W. Bowser, Becky M. Heron, and Brenda A. Howerton

Absent: None

Presider: Chairman Page

Opening of Regular Session—Pledge of Allegiance

Agenda Adjustments

Commissioner Heron requested to make remarks during the announcement segment of the meeting.

Announcements

Chairman Page made the following announcements:

- "In Touch with Durham County," the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon daily, 4:00 p.m. on Mondays, and 6:30 p.m. Tuesday – Sundays. Our County Commissioners' meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
- Durham County Social Services is recruiting special families to provide loving foster care for children who need a safe place to live. An information session will be held on Tuesday, June 28 at 7pm at the Summit Church. The address is 2335-114 Presidential Drive in Durham. For more information, contact Montina Swift at 560-8344.

Commissioner Heron announced that she would be stepping down as County Commissioner effect August 1st. She made the following comments:

"Today I announce that I have reached the decision that I will leave my office as a Durham County Commissioner, effective August 1st.

Many of you know that I already decided that this would be my final term. This decision was not made lightly. But it is one that I believe is essential to allow Durham County to continue to move forward.

Those of you who have followed my political life know that I always prided myself on serving the community to the best of my ability. To me that meant attending meetings, events and showing up whenever and wherever I was needed across our great county.

Over the past few months, I've noticed that I have been unable to keep up my normal schedule. After numerous medical appointments and a battery of tests, my doctors at Duke informed me that it's time to take better care of myself, and especially reduce my stress levels. So this time, I've decided to listen to their wise medical advice and step away from the job of Durham County Commissioner.

I want to thank the voters of Durham County who have supported me since I began this journey in 1982. I have been grateful for the opportunity to serve for so many years. Thank you for your calls, comments and your advice on various issues whether you always agreed with me or not.

One of my first acts when elected County Commissioner was to successfully put forward a motion to move our Monday meetings from 10:00 in the morning to 7:00 in the evening so that working people could attend. I also take pride in the fact that I was the first woman elected Chairman of our Board of County Commissioners.

The areas that I've tried to work on have been numerous, but most know that I have been most devoted to environmental issues, planning, transportation, animal control, mental health, education and looking out for our senior citizens.

I am proud of my many awards and most especially of the fact that the North Carolina Association of County Commissioners named me Outstanding County Commissioner in 1995.

Finally, I want you all to know that I step out of this position with a strong sense of pride and accomplishment in the areas in which I feel I've worked to improve the lives of our citizens.

I may be leaving this desk, but I will not be leaving these Chambers. Look for me sitting out there in the audience and continuing to speak up on issues critical to Durham County residents. Thank you."

Chairman Page thanked Commissioner Heron for her dedicated service to Durham County. He continued to thank her for her knowledge and all that she continues to do to serve the citizens of Durham County in such a wonderful way and that she will be missed.

Vice-Chairman Reckhow stated that Commissioner Heron has been a valued mentor during her tenure on the Board of County Commissioners. She acknowledged Commissioner Heron as a consummate public servant and a dedicated County Commissioner.

Commissioner Bowser echoed comments made by fellow Commissioners. He recapped fond memories of Commissioner Heron stating that even though they did not see eye to eye, she is a top-notch Commissioner. He admired her straight forwardness and her honesty, as well as the passion she displayed for various issues in the community. He wished her the best and looked forward to seeing her sitting in the audience.

Commissioner Howerton stated that she could not imagine the Board without Commissioner Heron. She expressed that it has been a pleasure working with Commissioner Heron and acknowledged that she has given so much to the community. With that, she wished her the very best.

County Manager Ruffin stated that this would be his last meeting with Commissioner Heron as he would not be present to celebrate with her at the last Commissioners' meeting. He articulated that on behalf of Durham County Administration, Commissioner Heron's 29 years of service is appreciated. He continued to emphasize her wonderful legacy that is being left for all to admire and build upon. He mentioned her relentless support for animals and for the elderly. He thanked her for her vision and for the hard work rendered over the years and for the many changes that she has helped make happen, not just at what the County does, but how the County governs.

County Attorney Siler recognized Commissioner Heron as one of the most instrumental people who have ever lived in Durham and that has worked toward growth and development as well as the quality of life for Durham citizens. He thanked her for all that she has done for the community.

Commissioner Heron expressed gratitude to her husband for his understanding and for never questioning her dedication. She noted that she could not have done it without him. She thanked everyone for their comments.

Chairman Page alerted the Commissioners that he has been consulted by County Attorney Siler to notify the Durham County Democratic Party by writing a letter informing them of the vacancy that has occurred.

County Attorney Siler explained the statute regarding a County Commissioner replacement, per Vice-Chairman Reckhow's request. He stated that the Democratic Party should be given sufficient time to process applications. He informed the Board that even though the Democratic Party provides recommendations, the Board ultimately has the final decision. He urged everyone to initiate the process as soon as possible.

Commissioner Bowser deemed it important for everyone to understand the process of filling a County Commissioner's seat before they move forward. He respectfully asked that the Board allow this issue to be discussed at a Worksession.

Vice-Chairman Reckhow agreed with Commissioner Bowser in regards to having a discussion at the August 1st Work session. She pointed out that the discussion would provide insight regarding how the process is handled and how the Board should proceed.

Chairman Page agreed that this item should be placed on the August 1st Work session.

### **Minutes**

Commissioner Howerton moved, seconded by Vice-Chairman Reckhow, to approve the June 6th Work session and June 13th Regular Session Minutes of the Board with the revisions.

The motion carried unanimously.

### **Presentation of the 2010 Laserfiche Run Smarter Award for County Government**

Perry Dixon, Information Technology Director, presented this item. He stated that on January 10, 2011, Durham County Government's Legal and Health Departments were presented with the 2010 Run Smarter Award for the County Government category in Los Angeles, California. Those that win the award are chosen on an annual basis based on the criteria of: 1) Creativity of the solution; 2) Operational improvements realized by the organization; 3) Use of Laserfiche software and resources; and 4) Inspiration potential for other Laserfiche users to think more inventively in their own organizations. The Legal Department was represented by Nina F. Bullock, Legal Department, (DMI) Project Manager and the Health Department was represented by Michelle Williams, Health Department Assistant DMI Project Manager.

He noted that since its inception, the Legal Department has experienced a significant decrease in expenditures, while yielding a substantial increase in employee productivity. Completion of this project would provide increased security for sensitive documents and allow for attorneys to access all files directly from their laptops in the courtroom.

All medical records were converted to digital format, providing greater efficiency and enhanced customer service, while reducing costs, delays and employee errors.

Gayle Harris stated that the Health Department implemented Laserfiche to provide a "paperless" move into the new Human Services facility. She made comments about the transition. She thanked the Board for their support.

Ms. Bullock made comments about the logistics of Laserfiche and how it has allowed staff to be more efficient. She thanked County Attorney Siler for his continued support with the project.

Mr. Dixon expressed that the Durham Center, as well as the Human Resources Department, have Laserfiche projects in place and appear to be making excellent progress.

Chairman Page congratulated the entire team for this initiative.

**June Anchor Award Winner – Willie A. Alston**

Chairman Page announced Mr. Willie A. Alston, Durham County Firefighter based at Bethesda, as the June Anchor Award recipient. In a correspondence from Sarah Hogan of Durham Parks and Recreation, Mr. Alston is recognized for his longtime contributions and support of Special Olympics and more recently his 15 years of assistance with Durham Senior Games.

Sarah Hogan, Parks and Recreation, City of Durham, noted that Mr. Alston has served as a volunteer for Special Olympics for 30 years. She added that he “originally built a torch and caldron,” and ever since has “repaired, updated and replaced it when needed.” In addition Mr. Alston has coordinated “the torch run,” ensuring the safety and personally being on site for both the Special Olympics and Senior Games.” She concluded that it is rare to find such a talented and dedicated volunteer.

Mr. Alston thanked the Board for this recognition. He expressed appreciation for the support.

The Board congratulated Mr. Alston and presented him with the Anchor Award and a \$200 check.

**Recognition of Ellen Holliman and Earl Phillips for Awards Received from NC Council of Community Programs**

Chairman Page recognized Ellen Holliman, Area Director, The Durham Center, and Earl Phillips, Area Mental Health Board member, for receiving awards from the NC Council of Community Programs during its recent Spring Policy Forum in Raleigh. Ms. Holliman is the recipient of the prestigious Allan D. Spader Award, which is given to an Area Director or LME staff member who has done the most to bring others together in a collaborative manner to work on a statewide issue for the ultimate improvement of the MH/DD/SA system.

Mr. Phillips received the Emerging Leadership Award for an Area Board member in recognition of his effective and energetic advocacy on behalf of The Durham Center along with his outstanding service to the citizens of Durham County.

Chairman Page thanked them for their service and for representing Durham County well.

Ms. Holliman expressed gratitude for an awesome staff, a very supportive area authority board, as well as the County Commissioners for allowing her to be able to assist citizens as needed. She accepted the award on behalf of her staff and the area board.

Mr. Phillips thanked the County Commissioners for their never waning and continuous support.

The Board thanked Ms. Holliman and Mr. Phillips for their extraordinary leadership and for what they are doing in the community.

### **Consent Agenda**

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

- \*a. Accept the property tax release and refund report for May 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- b. Authorize the execution of a five year contract with Correct Care Solutions, Inc. to provide comprehensive health care services for persons in the custody of the Sheriff and the youth detained at the Youth Home. The FY 2011-2012 contract will be for an amount not to exceed \$3,363,887 including a per diem charge of \$2.89 per inmate per day for any month with an average daily population greater than 558;
- e. Accept the 2010 Annual Report from the Durham County Industrial Facilities and Pollution Control Financing Authority;
- f. Approve the Lease Agreement to Durham Public Schools for the City of Medicine Academy, and authorize the Manager to approve non-substantive changes and to execute the Lease;
- g. Approve the Home and Community Care Block Grant Funding Plan as presented. Funding for the Plan has been incorporated into the Manager's proposed FY 2012 Budget;
- h. Approve the attached contract with Urban Ministries of Durham (UMD) for Shelter Operations and Case Management during FY2011-2012 (pending approval of the FY2011-2012 proposed budget);
- i. Approve the lease amendment extending UMD's lease an additional 10 years;
- j. Authorize the County Manager to execute the FY2011-2012 contract with Durham Chamber of Commerce, Inc., subject to passage of the FY2011-2012 budget;
- l. Approve the contract with Commercial Printing Co. in the amount of \$165,600 and requests that the Board authorize the Manager to execute the contract;

- m. Designate a fund balance for DSS Medicaid Cost Settlement funds received in FY2011 in the amount of \$290,538.58 that will be unspent as of FY ending June 30, 2011;
- n. Approve the contract to support the position of Assistant District Attorney for Domestic Violence (pending approval of the proposed FY 2011-2012 budget);
- p. Authorize the County Manager to execute a one (1) year contract with the Animal Protection Society of Durham, Inc. for the operation of the Durham County Animal Shelter for \$542,982 and auxiliary maintenance service costs to support the shelter;
- q. Renew the annual Interlocal Cooperation Agreement with the City of Durham for the programming of Durham Government TV;
- r. Approve the Cooperative Agreement between Durham County and Commodity Credit Corporation for the amount of \$547,015, and authorize the County Manager to execute the Cooperative Agreement, as well as the corresponding conservation easements, on the Harris and Prodigal Farms;
- \*t. Approve Capital Project Amendment No. 11CPA000013 to officially close multiple completed projects allowing them to become final assets and begin depreciation and approval of Budget Ordinance Amendment 11BC000069 moving \$123,917.26 of unspent project funds to the Debt Service Fund to offset debt service payments related to project financings;
- \*v. Approve Capital Project Amendment No. 12CPA000001 appropriating budgeted County Contribution funds for four capital projects beginning July 1, 2011;
- x. Appoint members to the Juvenile Crime Prevention Council as required by N.C. General Statute; and
- \*z. Approve the Resolution and authorize the Finance Director to execute the appropriate documents once LGC approval is obtained.

The motion carried unanimously.

\*Documents related to these items follow:

Consent Agenda Item No. a. Property Tax Releases and Refunds for Fiscal Year 2010-2011 (accept the property tax release and refund report for May 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report).

Releases & Refunds for 2011 Taxes:

Personal	\$2,959.69
Registered Vehicles	\$19,449.92

Vehicle Fees	\$870.00
Total for 2011 Taxes and Fees	\$23,279.61

Releases & Refunds for 2009 Taxes:

Real Estate	\$81,244.22
Personal	\$105,258.76
Registered Vehicles	\$24,066.57
Vehicle Fees	\$970.00
Total for 2010 Taxes and Fees	\$211,539.55

Consent Agenda Item No. t. Approve Capital Project Amendment No. 11CPA000013 to officially close multiple completed projects. Thus allowing them to become final assets and begin depreciation and approval of Budget Ordinance Amendment 11BC000069 moving \$123,917.26 of unspent project funds to the Debt Service Fund to offset debt service payments related to project financings.

DURHAM COUNTY, NORTH CAROLINA  
 2010-2011 Capital Project Ordinance  
 Amendment Number 11CPA000013

Be It Ordained By the Commissioners of Durham County:

That the 2010-2011 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Project	Current Budget	Inc./Dec.	Revised Budget
EMS Station #5 (DC090)	\$20,000.00	(\$20,000)	\$ 0.00
Stanford Library (DC074)	\$1,963,729.56	(\$8,971.24)	\$1,954,758.32
Animal Control Office (DC088)	\$1,509,993.47	(\$94,772.93)	\$1,415,220.54
CC Spaulding Elementary (SH079)	\$9,456,115.25	(\$0.13)	\$9,456,115.12
New C Elementary (SH080)	\$675,000.00	\$0	\$675,000.00
New B Middle School (SH084)	\$42,583.54	\$0	\$42,583.54
Durham School of the Arts (SH086)	\$6,889,604.72	\$0	\$6,889,604.72
Jordan High School (SH089)	\$1,138,510.00	(\$172.96)	\$1,138,337.04
Pearsontown Elementary (SH105)	\$0.00	\$0	\$ 0.00
Holton CIS Academy (SH109)	\$7,780,000.00	\$0	\$7,780,000.00
Hillside High School (SH124)	\$649,641.32	\$0	\$649,641.32
Easley Elementary (SH139)	\$1,119,558.51	\$0	\$1,119,558.51
Glenn Elementary (SH140)	\$400,855.25	\$0	\$400,855.25

Adopted this the 27th day of June, 2011.

Consent Agenda Item No. v. Approve Capital Project Amendment No. 12CPA000001 appropriating budgeted County Contribution funds for four capital projects beginning July 1, 2011.

DURHAM COUNTY, NORTH CAROLINA  
2011-2012 Capital Project Ordinance  
Amendment Number 12CPA000001

Be It Ordained by the Commissioners of Durham County:

That the 2011-2012 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Project	Current Budget	Inc./Dec.	Revised Budget
New Hope Creek/Hollow Rock	\$1,614,000	\$50,000	\$1,664,000
Open Space Land Acquisition	\$9,900,755	\$300,000	\$10,200,755
EMS Station #1 Renovations	\$0	\$1,173,499	\$1,173,499
County Facility Light Replacement	\$0	\$474,601	\$474,601

Adopted this the 27th day of June, 2011.

Consent Agenda Item No. z. Approve the Resolution and authorize the Finance Director to execute the appropriate documents once LGC approval is obtained.

A regular meeting of the Board of Commissioners for the County of Durham, North Carolina, was held in the Commissioners' Meeting Room in the Durham County Government Administrative Complex at 200 East Main Street, in Durham, North Carolina, the regular place of meeting, on June 27, 2011 at 7:00 P.M.

Present: Chairman Michael D. Page, presiding, and Commissioners Ellen W. Reckhow, Joe W. Bowser, Becky M. Heron and Brenda A. Howerton.

Absent: None.

\* \* \* \* \*

Commissioner Page introduced the following resolution, a copy of which was provided to each Commissioner and read by its title:

RESOLUTION RELATING TO THE ISSUANCE OF  
\$60,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT  
BOND ANTICIPATION NOTES

WHEREAS, the County of Durham, North Carolina (the "County") in the past has issued its general obligation bonds to provide funds for capital projects in advance of the incurrence of the project costs to be paid from such funds; and

WHEREAS, the County desires to provide funds for certain capital projects on a more efficient basis under appropriate circumstances by issuing its general obligation bond anticipation notes from time to time as needed to pay project costs that have been actually incurred or to reimburse itself for the payment of such costs and by issuing its general obligation bonds from time to time to pay such notes when due and not otherwise paid, thereby borrowing fewer funds and borrowing a portion of such funds at interest rates which are generally lower than interest rates for such bonds; and

WHEREAS, the County has determined to issue such notes in an amount not exceeding \$60,000,000 in anticipation of the issuance of Community College Bonds and School Bonds of the County that were authorized by orders adopted by the Board of Commissioners for the County on July 23, 2007 and approved at a referendum held on November 6, 2007 and that are unissued, and the Bank of America, N.A. (the "Bank") has offered to purchase such notes as described in a proposal dated June 21, 2011 (the "Proposal"); and

WHEREAS, it is necessary to take certain action at this time;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County, as follows:

Section 1. The Finance Director of the County is hereby authorized to negotiate further with the Bank the terms of the Proposal as he considers being necessary or advisable and to execute and deliver the Proposal with such changes, and at such time as he determines to be appropriate on behalf of the County.

Section 2. The County Manager, the Finance Director and the County Attorney of the County and their designees are hereby authorized and directed to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as may be necessary or appropriate to effectuate the issuance of such notes in accordance with the Proposal.

Section 3. This resolution shall take effect upon its passage.

Upon motion of Commissioner Howerton, seconded by Commissioner Heron, the foregoing resolution entitled: "RESOLUTION RELATING TO THE ISSUANCE OF \$60,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND ANTICIPATION NOTES" was passed by the following vote:

Ayes: Commissioners Page, Reckhow, Bowser, Heron, and Howerton.

Noes: None.

\* \* \* \* \*

I, V. Michelle Parker-Evans, Clerk to the Board of Commissioners for the County of Durham, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the actually recorded minutes of said Board at a regular meeting held on June 27, 2011, the record having been made in Minute Book \_\_\_\_\_ of the minutes of said

Board, beginning at page \_\_\_\_\_ and ending at page \_\_\_\_\_, and is a true copy of so much of said minutes as relates in any way to the matters described therein.

I HEREBY FURTHER CERTIFY that a schedule of regularly-scheduled meetings of said Board, stating that a regular meeting of said Board will be held on June 27, 2011 at 7:00 P.M. in the Commissioners' Meeting Room in the Durham County Government Administrative Complex at 200 East Main Street, in Durham, North Carolina, has been on file in my office pursuant to G.S. §143-318.12 as of a date not less than seven days before the date of said meeting.

WITNESS my hand and the corporate seal of said County, this 27<sup>th</sup> day of June 2011.

V. Michelle Parker-Evans  
Clerk to the Board of Commissioners

**Public Hearing – Unified Development Ordinance (UDO) Text Amendment--  
Commercial Infill District (TC1000006)**

Sara Young, Planning Supervisor, City-County Planning Department, requested that the Board conduct a public hearing and receive public comments on the Unified Development Ordinance (UDO) Text Amendment—Commercial Infill District (TC1000006); and to Adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Article 1, General; Article 4, Zoning Districts; Article 5, Use Regulations; Article 6, District Intensity Standards; Article 9, Landscaping and Buffering; Article 10, Off-Street Parking and Loading; and Article 16, Definitions.

Commissioner Bowser moved, Vice-Chairman Reckhow seconded, to approve the Unified Development Ordinance (UDO) Text Amendment -- Commercial Infill District (TC1000006).

The motion carried unanimously.

**Adoption of the FY2011-2012 Budget Ordinance**

County Manager Ruffin presented the FY2011-2012 Annual Budget Ordinance to the Durham County Board of Commissioners for approval. The submission is in accordance with the Local Government Budget and Fiscal Control Act, which requires adoption of the budget ordinance no later than July 1.

A public hearing for the recommended budget was held on June 13.

ANNUAL BUDGET ORDINANCE  
Durham County  
North Carolina  
FY 2011-2012

WHEREAS, the proposed budget for FY 2011-2012 was submitted to the Board of Commissioners on May 23, 2011 by the Durham County Manager and filed with the Clerk to the Board on that date pursuant to G.S. 159-11;

WHEREAS, on June 13, 2011, the Durham County Board of Commissioners held a public hearing on the budget pursuant to G.S. 159-12;

WHEREAS, on June 27, 2011, the Durham County Board of Commissioners adopted a budget ordinance making appropriations and levying taxes in such sums as the Board of Commissioners considers sufficient and proper in accordance with G.S. 159-13;

BE IT ORDAINED, by the Durham County Board of Commissioners that for the purpose of financing the operations of Durham County, North Carolina for the fiscal year beginning July 1, 2011 and ending June 30, 2012, there are hereby appropriated from taxes and other revenues the following by function and fund:

<b>Section 1. Summary of Appropriations by Fund and Function - FY 2011-12</b>							
Function	General Fund	Swap Fund	Capital Financing Fund	Special Revenue Funds	Debt Service Fund	Enterprise Fund	Total Appropriation
General Government	\$75,844,671	\$1,803,000	\$46,962,324	\$1,827,330	\$52,305,150	\$806,076	\$179,548,551
Public Safety	\$44,297,922	---	---	\$4,111,275	---	---	\$48,409,197
Transportation	\$12,500	---	---	---	---	---	\$12,500
Environmental Protection	\$3,470,200	---	---	---	---	---	\$3,470,200
Economic and Physical	\$5,110,483	---	---	\$703,904	---	---	\$5,814,387
Human Services	\$104,489,227	---	---	---	---	---	\$104,489,227
Education	\$114,740,156	---	---	---	---	---	\$114,740,156
Cultural and Recreation	\$10,603,185	---	---	---	---	---	\$10,603,185
Utilities	---	---	---	---	---	\$7,481,954	\$7,481,954
Other	---	---	---	---	---	---	\$0
<b>Total Appropriations</b>	<b>\$358,568,344</b>	<b>\$1,803,000</b>	<b>\$46,962,324</b>	<b>\$6,642,509</b>	<b>\$52,305,150</b>	<b>\$8,288,030</b>	<b>\$474,569,357</b>
<b>Section 2. Summary of Revenues by Fund and Revenue Category - FY 2011-12</b>							
Category	General Fund	Swap Fund	Capital Financing Fund	Special Revenue Funds	Debt Service Fund	Enterprise Fund	Total Appropriation
Taxes	\$250,128,475	---	\$17,344,147	\$6,527,369	---	---	\$273,999,991
Licenses and Permits	\$695,200	---	---	---	---	\$2,300	\$697,500
Intergovernmental	\$70,863,654	---	---	---	---	---	\$70,863,654
Contributions and Donations	\$620,340	---	---	---	---	---	\$620,340
Investment Income	\$350,000	---	\$5,000	---	\$528,221	\$25,000	\$908,221
Rental Income	\$133,200	---	\$387,550	---	---	---	\$520,750
Service Charges	\$14,449,589	---	---	---	---	---	\$14,449,589
Enterprise Charges	---	---	---	---	---	\$8,052,130	\$8,052,130
Sewer Connection Fees	\$610,000	---	---	---	---	\$208,600	\$818,600
Other Revenues	\$7,097,164	\$900,000	---	---	---	---	\$7,997,164
Other Financing Sources	\$13,620,722	\$903,000	\$29,225,627	\$115,140	\$51,776,929	---	\$95,641,418
<b>Total Revenue</b>	<b>\$358,568,344</b>	<b>\$1,803,000</b>	<b>\$46,962,324</b>	<b>\$6,642,509</b>	<b>\$52,305,150</b>	<b>\$8,288,030</b>	<b>\$474,569,357</b>

**Section 3.** For purpose of raising revenues to finance appropriations for the foregoing expenditures, the following ad valorem taxes are hereby levied on all property subject to ad valorem taxes within the county on January 1, 2011 at an anticipated collection rate of 98.55 percent. Rates are per \$100.00 of assessed valuation of taxable property.

District	Rate
Durham County-countywide	\$.7459

**Section 4.** For purpose of raising revenues to finance appropriations for the foregoing expenditures, the following ad valorem taxes are hereby levied on all property subject to ad valorem taxes within the county on January 1, 2011 at an anticipated collection rate of 98.3 percent. Rates are per \$100.00 of assessed valuation of taxable property.

District	Rate	District	Rate
Bahama Fire District	\$.0600	Lebanon Fire District	\$.1000
Bethesda Fire District	\$.1000	New Hope District	\$.0895
Eno Fire District	\$.0599	Parkwood Fire District	\$.1100
		Redwood Fire District	\$.1125

**Section 5.** There is hereby levied a tax at the rate shown below, per \$100.00 valuation of property listed for taxes as of January 1, 2011, for property located within the Durham County portion of the Durham-Wake Counties Research Triangle Park Research and Production Service District for the raising of revenue for said district. The anticipated collection rate is 98.3 percent.

	Tax Rate	Appropriation
Research & Production Service District	\$.0374	\$703,904

There is hereby appropriated to the Durham-Wake Counties Research and Production Service District from the net proceeds of this tax the amount of \$703,904 for use in said district in such manner and for such expenditures as is permitted by law from the net proceeds of this tax. In the event the actual net proceeds from the tax levy of the Research and Production Service District exceed the appropriated amount, the actual net proceeds from the tax shall constitute the appropriation from said tax levy.

**Section 6.** Charges for services and fees by county departments, excluding those established by state statute, are levied in the amounts set forth in the attached Fee Schedules. (See Attachment 1)

**Section 7.** The following authorities shall apply to transfers and adjustments within the budget:

- a) The County Manager may authorize transfers within a function up to 15% cumulatively without report to the Board.
- b) The County Manager may transfer amounts up to \$20,000 between functions of the same fund with a report to the Board of Commissioners at the subsequent regular meeting of the Board.
- c) The Budget Officer may approve intradepartmental transfer requests between appropriation units and between departmental programs within the limits of the approved budget.
- d) The County Manager may enter into the following agreements within funds:
  - Form and execute grant agreements within budgeted appropriations;
  - Execute leases of up to \$15,000 for normal and routine business within budgeted appropriations (County as Tenant only);
  - Enter consultant, professional, maintenance, or other service agreements of up to \$40,000 within budgeted appropriations;
  - Approve renewals for service and maintenance contracts and leases;
  - Purchase of apparatus, supplies, materials or equipment and construction or repair work not requiring formal bids by law;
  - Reject any and all bids and readvertise to receive bids;
  - Waive any bonds or deposits, or performance and payment bonds requirements when authorized or permitted by applicable law.
- e) County Manager can transfer between functions, and/or funds for merit, pay plan adjustments, health benefits, and reclassifications.
- f) Transfers between funds and transfers from the contingency account may be executed **only** by the Board of Commissioners.

**Section 8.** In accordance with North Carolina General Statute 115D-54, the following appropriations are made to Durham Technical Community College. All accumulated and unexpended and unencumbered amounts at the end of the fiscal year shall be reported to Durham County within 30 days of the completion of the external audit.

Current Expense Fund	\$4,103,747
Capital Outlay Fund	<u>\$426,171</u>
Total Appropriation	\$4,529,918

**Section 9.** In accordance with G.S. 115C-429(b), the following appropriations are made to the Durham Public Schools. The budget resolution adopted by the Durham Public Schools Board of Education shall conform to the appropriations set forth in the budget ordinance.

The total local appropriation for Durham Public Schools for FY 2011-12 is as below:

Current Expense	\$108,736,952
Capital Outlay	<u>\$1,370,000</u>
Total Appropriation	\$110,106,952

- a) In addition, the Durham Public Schools budget should reflect local appropriations by purpose, function, and project. Once adopted, such resolution shall not be amended without the prior approval of the Board of Commissioners if the cumulative effect of such amendment would be to increase or decrease the amount of county appropriations allocated by purpose, function, or project by 15 percent or more.
- b) The Board of Commissioners and the County Manager shall be informed in writing of the audited fund balance amounts within 30 days of completion of the external audit.
- c) Transfers between capital outlay and current expense shall be approved by the Board of Commissioners.
- d) Durham Public Schools is authorized to use Public School Building Capital Funds, and Lottery Funds for capital outlay requests, with the approval of the Board of Commissioners.

Funding (including debt service) exceeds the required merger agreement rate of \$1,960 per pupil.

**Section 10.** In addition, it is the intent of the Durham County Board of Commissioners in appropriating these funds that the Board of Education allocates sufficient funds to continue the teacher supplement at a rate of 12.5 percent for teachers with less than 10 years experience; 13.5 percent for teachers with 10-20 years experience; and 14.5% for teachers with 20 years or more experience.

**Section 11.** In accordance with G.S. 159-13.1, the following financial plans for intragovernmental service funds are hereby approved.

**RISK MANAGEMENT FUND**

Estimated Revenue	\$2,463,833
Estimated Expense	\$2,463,833

**BENEFITS PLAN FUND**

Estimated Revenue	\$16,078,660
Estimated Expense	\$16,078,660

**Section 12.** In accordance with G.S. 159-14, the following trust funds are established and the proceeds are estimated as follows:

Law Enforcement Officers Trust Fund	\$290,000
George Linder Memorial Fund	\$250
Community Health Trust Fund	\$6,123,499

**Section 13.** This ordinance incorporates the County's Capital Financing Policy to designate up to 20% of dedicated revenues as County Contribution for pay-as-you-go projects. For Fiscal Year 2011-12, the County Contribution is designated at 8.84%.

**Section 14.** In accordance with G.S. 159-13, a copy of this ordinance shall be filed with the County Manager, the Finance Officer, the Clerk to the Board, and the County Tax Administrator.

**Adopted this the 27<sup>th</sup> day of June 2011.**

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
<b>All Departments</b>			
	8.5 x 11 paper copies	\$0.05/page (unless otherwise stated)	\$0.05/page (unless otherwise stated)
<b>Animal Control</b>			
	impoundment		
	1st offense + boarding fee + civil penalty	\$25	\$25
	2nd offense + boarding fee + civil penalty	\$60	\$60
	3rd offense + boarding fee + civil penalty	\$95	\$95
	4th offense and subsequent offenses	\$150	\$150
	Boarding		
	Dogs	\$12/day	\$12/day
	Cats	\$8/day	\$8/day
	Civil penalties		
	1st offense	\$50	\$50
	2nd offense	\$100	\$100
	3rd offense and subsequent offenses	\$150	\$150
	Failure to vaccinate dog/cat	\$0	\$250
	License fee		
	Unaltered animals	\$75/animal	\$75/animal
	Altered animals	\$10/animal	\$10/animal
	Rabies vaccination (at shelter or animal control office)	\$10	\$15
	Rabies vaccination (field vaccinations)	\$10	\$20
	Euthanasia at the shelter	\$0	\$50
	Surrendered animals picked up in the field	\$0	\$20
<b>Board of Elections</b>			
	Reports - 8.5 x 11 paper	Free	Free
	Diskettes and CDs - processing fee	\$25	\$25
	Labels - duplex on 8.5 x 11 paper	Free with furnished labels	Free with furnished labels
	Certificates	\$1	\$1
	Maps		
	8.5 x 11 paper	Free	Free
	34 x 42 paper	\$10	\$10
<b>Fire Marshal</b>			
	See attached detail		
<b>General Services</b>			
	Solid Waste Management fee (County)	\$95/year	\$95/year
	Solid Waste Management fee (City)	\$95/year	\$95/year
	Solid Waste Management fee (out of County users)	\$150/year	\$150/year
<b>Library</b>			
	Overdue fines on all materials (books, DVDs, CDs, etc.)	Fee structure is the same for all materials: 3-day grace period, \$1 on 4th day, \$0.25/day, maximum \$5 per book; maximum \$25 per account when all items returned; maximum fines allowed for checkout - \$10; referral to collection agency when balance in lost materials exceeds \$50	Fee structure is the same for all materials: 3-day grace period, \$1 on 4th day, \$0.25/day, maximum \$5 per book; maximum \$25 per account when all items returned; maximum fines allowed for checkout - \$10; referral to collection agency when balance in lost materials exceeds \$50
	Legal notice fee	\$10/account at time of notification 60 days	\$10/account at time of notification 60 days
	AV rental equipment	\$5/day/item, no maximum	\$5/day/item, no maximum
	Duplicating	\$0.10/page	\$0.10/page
	Out-of-County users	\$45	\$45

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
Library	Meeting room rental fee	Nonprofits: no refreshments - free, refreshments - \$25 Commercial/For-profit: meetings up to 4 hours - \$100, meetings more than 4 hours - \$200 (no separate fee for refreshments; fee included in room rental) Partners: free	Nonprofits: no refreshments - free; refreshments - \$25 Commercial/For-profit: meetings up to 4 hours - \$100, meetings more than 4 hours - \$200 (no separate fee for refreshments; fee included in room rental) Partners: free
Environmental Engineering	Land Disturbance Plan Review: Fees		
	Land Disturbance Plan Review, per acre charge	\$80	\$60
	Land Disturbance Fees		
	Permits for 12,000 sq. ft. to 1 acre (per job charge)	\$250	\$250
	Permits for 1 acre to 10 acres (per acre charge)	\$515	\$515
	Permits for more than 10 acres (per acre charge)	\$775	\$775
	Reinspection fee	\$210	\$210
	Second reinspection fee	\$420	\$420
	Unauthorized Land Disturbance Activities		
	Permits for 12,000 sq. ft. to 1 acre (per job charge)	\$500	\$500
	Permits for 1 acre to 10 acres (per acre charge)	\$1,030	\$1,030
	Permits for more than 10 acres (per acre charge)	\$1,550	\$1,550
	Stormwater Plan Review		
	Stormwater Plan Review 21,780 sq. ft. to 1 acre (per job charge)	\$210	\$210
	Stormwater Plan Review more than 1 acre (per acre charge)	\$315	\$315
	Stream Delineation Cape Fear River Basin	\$600 base fee plus \$25 per acre	\$600 base fee plus \$25 per acre
	Stormwater Permits: Renewal Fee		
	Permits for 21,780 sq. ft. to 1 acre	\$105	\$105
	Permits for more than 1 acre	\$160/disturbed acre	\$160/disturbed acre
	Reissuance of Revoked Permits		
	Permits for more than 10 acres (per acre charge)	\$775	\$775
	Permits for 1 acre to 10 acres (per acre charge)	\$515	\$515
	Permits for 12,000 sq. ft. to 1 acre (per job charge)	\$250	\$250
	Extensions		
	Permits for more than 10 acres (per acre charge)	\$193.75	\$193.75
	Permits for 1 acre to 10 acres (per acre charge)	\$128.75	\$128.75
	Permits 12,000 sq. ft. to 1 acre (per job charge)	\$62.50	\$62.50
Utilities	Monthly service fees (County customers with City water)	\$3.49/hundred cubic feet	\$3.63/hundred cubic feet
	Monthly service fees (County customers without City water)		
	1 or 2 bedrooms	\$18.93	\$19.69
	3 bedrooms	\$42.61	\$44.31
	4 or more bedrooms	\$58.40	\$71.14
	Plan review fee (per submittal)	\$300 for first submittal, \$150 for each resubmittal	\$300 for first submittal, \$150 for each resubmittal
	Inspection/Management fee	\$2/linear foot	\$2/linear foot
	Reinspection fee (per inspection)	\$200	\$200
	Lateral fee (per service)	At cost	At cost
	Lateral inspection fee	\$300	\$300
	Capital Recovery Charges		
	Single family (min. 2 bedrooms)	\$634 each	\$634 each
	Single family (each bedroom above 2)	\$323/bedroom	\$323/bedroom
	Multi-family units (apartments, duplexes, condominiums; min. 2 bedrooms)	\$647 each	\$647 each
Utilities			

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
	Multi-family units (apartments, duplexes, condominiums; each bedroom above 2)	\$323/bedroom	\$323/bedroom
	Multi-family (motels, hotels)	\$323/room	\$323/room
	Multi-family (motels, hotels with cooking facilities in room)	\$472/room	\$472/room
	Nursing/Rest home	\$161/bed	\$161/bed
	Nursing/Rest home with laundry	\$323/bed	\$323/bed
	Office - per shift	\$67/person	\$67/person
	Factory - per shift	\$67/person	\$67/person
	Factory with showers - per shift	\$93/person	\$93/person
	Store/Shopping Center/Mall	\$323/1,000 sq. ft.	\$323/1,000 sq. ft.
	Store/Shopping Center/Mall with food service (ADD)	\$93/person	\$93/person
	Restaurant (greater of per seat or per 15 sq. ft. of dining area)	\$323/1,000 sq. ft.	\$323/1,000 sq. ft.
	Restaurant - 24-hour service	\$135/seat	\$135/seat
	Restaurant - single service (exclusive of fast food)	\$67/seat	\$67/seat
	School - day with cafeteria, gym, showers	\$40/student	\$40/student
	School - day with cafeteria only	\$32/student	\$32/student
	School - day with neither cafeteria nor showers	\$28/student	\$28/student
	School - boarding	\$161/person	\$161/person
	Church (not including food service, day care, camps)	\$7/seat	\$7/seat
	Miscellaneous (based on daily average flow of facilities not described above)	\$2.69/gal on	\$2.69/gal on
	Monthly Sewer Service Charge - Water Meter Size		
	5/8"	New	\$3.93
	1"	New	\$7.92
	1.5"	New	\$14.12
	2"	New	\$21.56
	3"	New	\$45.11
	4"	New	\$76.11
	6"	New	\$156.69
	8"	New	\$224.88
	Over 8"	New	\$361.26
	Surcharge Fees		
	BOD (Biochemical Oxygen Demand) Surcharge is applied for discharge concentrations greater than 250 mg/L	\$349.18/1,000 lbs.	\$349.18/1,000 lbs.
	TSS (Total Suspended Solids) Surcharge is applied for discharge concentrations greater than 180 mg/L	\$60.44/1,000 lbs.	\$60.44/1,000 lbs.
	TKN (Total Kjeldahl Nitrogen) Surcharge is applied for discharge concentrations greater than 40 mg/L	\$0.75/lb.	\$0.75/lb.
	TP (Total Phosphorous) Surcharge is applied for discharge concentrations greater than 5 mg/L	\$6.87/lb.	\$6.87/lb.
	Permit Applications		
	Initial application fee for all applicants	\$300	\$300
	Significant Industrial User Permit fee	\$600	eliminated due to inefficiencies in collection
	Permit modification fee	\$200	\$200
	Authorization to Construct review	\$300	\$300
	Monitoring Charges		
Utilities			

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
	Sampling without Mercury 1631	\$95.00	\$95.00
	Sampling with Mercury 1631	\$95.00	\$95.00
	Aluminum	\$10.00	\$10.00
	Ammonia	\$11.00	\$11.00
	Antimony	\$10.00	\$10.00
	Arsenic	\$10.00	\$10.00
	BOD5	\$16.50	\$16.50
	Cadmium	\$10.00	\$10.00
	CBOD5	\$20.00	\$16.50
	Chloride	\$10.00	\$10.00
	Chromium	\$10.00	\$10.00
	COD	\$25.00	\$25.00
	Copper	\$10.00	\$10.00
	Cyanide	\$22.00	\$22.00
	Ethanol	\$150.00	\$150.00
	Fluoride	\$19.00	\$19.00
	Gallium	\$12.00	\$12.00
	Indium	\$12.00	\$12.00
	Lead	\$10.00	\$10.00
	Mercury (Method 245.1)	\$25.00	no longer charged
	Mercury (Method 1631)	\$120.00	\$120.00
	MEK	\$120.00	\$120.00
	Molybdenum	\$10.00	\$10.00
	Nickel	\$10.00	\$10.00
	NO2 + NO3	\$13.00	\$13.00
	Oil and grease	\$50.00	\$50.00
	Oil and grease (nonpolar)	\$75.00	\$75.00
	pH	\$10.00	\$10.00
	Selenium	\$10.00	\$10.00
	Silver	\$10.00	\$10.00
	Tin	\$10.00	\$10.00
	Temperature	\$5.00	no longer charged
	TKN	\$19.00	\$19.00
	Total Nitrogen	\$30.00	no longer charged
	Total Phosphorous	\$10.00	\$10.00
	TSS	\$8.00	\$8.00
	Total Toxic Organics	\$610.00	\$610.00
	Volatile Organic Chemicals	\$120.00	\$120.00
	Zinc	\$10.00	\$10.00
	Acetone	\$120 for complete Pharma test group	\$120 for complete Pharma test group
	Ethyl Acetate		
	Isopropyl Acetate		
	Methylene Chloride		
	n-Amyl Acetate		
	Basic Life Support (BLS) service fee + mileage	\$525 + \$9/mile	\$525 + \$9/mile
	Advanced Life Support #1 (ALS #1) service fee + mileage	\$610 + \$9/mile	\$610 + \$9/mile
	Advanced Life Support #2 (ALS #2) service fee + mileage	\$635 + \$9/mile	\$635 + \$9/mile
	Extra attendant	\$25/transport	\$25/transport
	Special event coverage (30-hour minimum)	\$150/hour	\$200/hour

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
Emergency Medical Services (EMS)	Waiting time (after initial 30 minutes)	\$75/half hour	\$75/half hour
	Treatment (without transport)	\$250	\$250
	QRV Standby	New Service	\$60/hour
	Bike Team/QRV Transport	New Service	\$125/hour
Sheriff	Gun Permits (issued)	\$5	\$5
	Driver/Criminal History Fees	\$10	\$10
	Fingerprinting Fees (2 cards)	\$15	\$15
	Fingerprinting Fees (Concealed Weapon)	\$10	\$10
	Fingerprinting Fees (thumbprint)	\$5	\$5
	Concealed Weapon Permits	\$90	\$90
	Concealed Weapon Permits - Renewal	\$85	\$85
	Concealed Weapon Permits - Duplicate	\$15	\$15
	Concealed Weapons Permit - Lamination	New Service	\$3
	Report Copies	\$3	\$3
	Civil Process (in state)	\$15	\$15
	Civil Process (out of state)	\$100	\$100
	Security Card	\$5	\$5
	State Prisoner Reimbursement	\$18	\$18
	State Inmate Backlog	\$40	\$40
	Inmate Mail Returns	\$0.48	\$0.48
DVD/CD copy	\$5	\$5	
Public Health			
Environmental Health	Well permit (includes one water sample)	\$425	\$425
	Water sample	\$50	\$50
	Well and septic tank reports	\$200/report	\$200/report
	Septic system improvement permits		\$0
	Conventional systems	\$160	\$160
	Low pressure system installation (includes monitoring)	\$525	\$525
	Pump conventional permit (<601 gpd)	\$300	\$300
	Pump conventional/pressure manifold (>600 gpd)	\$300 + \$100/1,000 gpd or fraction additional flow >600 gpd	\$300 + \$100/1,000 gpd or fraction additional flow >600 gpd
	Reconnection permit	\$150	\$150
	Type V system (plan review)	\$15/connect	\$15/connect
	Type V system (inspection)	\$115	\$115
	Type V system (monitoring)	\$10/connect/annual	\$10/connect/annual
	Application for improvement permit 0 to 2 acres	\$200	\$200
	Application for improvement permit 2 to 5 acres	\$225	\$225
	Application for improvement permit 5+ acres	\$250 + \$10/acre	\$250 + \$10/acre
	Appeal charge 0 to 2 acres	\$100	\$100
	Appeal charge 2 to 5 acres	\$125	\$125
	Appeal charge 5+ acres	\$150 + \$10/acre	\$150 + \$10/acre
	Appeal of permit condition	\$100	\$100
	Individual swimming pool fee	\$200/year	\$200/year
	Each additional swimming pool per complex	\$150	\$150
	Wading pool or spa permit	\$100	\$100
	Pool permit inspection revisit fee	\$50	\$50
Pool plan review (includes initial permit)	\$250	\$250	
Tattoo artist permit	\$200	\$200	
Food establishment plan review	\$250	\$250	
Existing food establishment plan review (ownership change)	\$100	\$100	
General Health Clinic	FuMist Vaccine	\$31	\$31

FY 2011-12  
 Fee Schedule

Attachment 1

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
Public Health			
General Health Clinic	Influenza Vaccine	\$29	\$29
	Hepatitis A Vaccine	\$42	\$42
	Hepatitis B Vaccine	\$51	\$51
	Meningococcal (MPSV4) Vaccine	\$87	\$87
	MMR Vaccine	\$74	\$74
	Meningococcal (MCV4) Vaccine	\$140	\$140
	Pneumonia Vaccine	\$66	\$66
	Pre-exposure Rabies Vaccine	\$229	\$229
	Rabies Titer	\$42	\$42
	Varicella Vaccine	\$113	\$113
	Herpes Zoster (Shingles) Vaccine	\$201	\$201
	Tuberculosis Skin Test (PPD Skin Test)	\$12	\$12
	Hepatitis A (Pediatric)	\$35	\$35
	Tdap	\$58	\$58
	Human Papilloma Virus	\$174	\$174
	Pneumococcal (PCV7)	\$147	\$147
	Rotavirus	\$91	\$91
Nutrition	Diabetes Self Management Training	\$25.24/ 30 minute increment unit individual; \$14.14/ 30 minute increment unit group	\$25.24/ 30 minute increment unit individual; \$14.14/ 30 minute increment unit group
	Diabetic Self Management Training, Dietician Visit	New	New
Dental	Periodic exam	\$41.00	\$41.00
	Limited oral exam, problem-focused	\$63.00	\$63.00
	Oral evaluation for a patient under 3 years	\$58.00	\$58.00
	Comp Oral Exam	\$73.00	\$73.00
	Detail /extensive oral examination	\$136.00	\$136.00
	Re-evaluation, limited, problem-focused	\$58.00	\$58.00
	Intraoral Complete	\$105.00	\$105.00
	Periapical, 1st Film	\$23.00	\$23.00
	Periapical, Add'l Film	\$20.00	\$20.00
	Intraoral Occlusal	\$36.00	\$36.00
	Bitewing, single	\$23.00	\$23.00
	Bitewing, 2 films	\$38.00	\$38.00
	Bitewings 3 Films	\$46.00	\$46.00
	Bitewing, 4 films	\$53.00	\$53.00
	Panoramic film	\$90.00	\$90.00
	Prophylaxis, adult	\$76.00	\$76.00
	Prophylaxis, child	\$55.00	\$55.00
	Fluoride w/o proph, child	\$31.00	\$31.00
	Fluoride w/proph, adult	\$31.00	\$31.00
	Topical fluoride, mod to high caries risk patients	\$40.00	\$40.00
	Sealant, per tooth	\$45.00	\$45.00
	Space maintainer, fixed, unilateral	\$263.00	\$263.00
	Space maintainer, fixed, bilateral	\$357.00	\$357.00
	Amalgam, one surface, primary or perm.	\$113.00	\$113.00
	Amalgam, 2 surfaces, primary or perm.	\$144.00	\$144.00
	Amalgam, 3 surfaces, primary or perm.	\$174.00	\$174.00
	Amalgam, 4 or more surfaces, prim/perm	\$203.00	\$203.00
	Resin composite, 1 surface, anterior	\$133.00	\$133.00
	Resin composite, 2 surface, anterior	\$165.00	\$165.00
	Resin composite, 3 surface, anterior	\$201.00	\$201.00
	Resin composite, 4+ surfaces/involving incisal angle (anterior)	\$252.00	\$252.00

Department	Fee Type	FY 2010-11 Adopted Fees	FY 2011-12 Adopted Fees
<b>Public Health</b>			
<b>Dental</b>	Resin composite, crown, anterior	\$369.00	\$369.00
	Resin composite, 1 surface, posterior	\$144.00	\$144.00
	Resin composite, 2 surface, posterior	\$188.00	\$188.00
	Resin composite, 3 surface, posterior	\$236.00	\$236.00
	Resin composite, 4+ surfaces, posterior	\$281.00	\$281.00
	Prefabricated stainless steel crown, primary tooth	\$226.00	\$226.00
	Prefabricated stainless steel crown, permanent tooth	\$268.00	\$268.00
	Prefabricated resin crown	\$295.00	\$295.00
	Sedative filling	\$94.00	\$94.00
	Core buildup, incl. any pins	\$230.00	\$230.00
	Pin retention, per tooth, in addition to restoration	\$62.00	\$62.00
	Therapeutic pulpotomy (exc. final restoration) - remove pulp corona to the dentinocemental junction & application of medication	\$165.00	\$165.00
	Gingivectomy or gingivoplasty - 4+ contiguous teeth or bounded teeth spaces, per quadrant	\$563.00	\$563.00
	Periodontal scaling and root planing, 4+ teeth, per quadrant	\$206.00	\$206.00
	Periodontal scaling and root planing, 1-3 per quadrant	\$151.00	\$151.00
	Full mouth debridement	\$154.00	\$154.00
	Extraction, coronal remnants - deciduous tooth	\$126.00	\$126.00
	Extraction, erupted tooth or exposed root (elevation and/or forceps removal)	\$138.00	\$138.00
	Surgical removal of erupted tooth requiring elevation of mucoperiosteal flap & removal of bone and/or section of tooth	\$228.00	\$228.00
	Removal of impacted tooth - soft tissue	\$263.00	\$263.00
	Surgical removal of residual tooth roots	\$256.00	\$256.00
	Incision & Drainage of Abscess, soft tissue	\$192.00	\$192.00
	Palliative (emergency) treatment of dental pain - minor procedure	\$103.00	\$103.00
	Analgesia	\$64.00	\$64.00
<b>Pharmacy</b>	Medication dispensing	New	\$5.60 dispensing fee + cost of medication
<b>Register of Deeds</b>			
	Copy fees - uncertified copies	\$ .25/page from copier, \$ .10/page from computer	\$ .25/page from copier, \$ .10/page from computer
	Copy fee - map	18 x 24 \$2, 11 x 17 \$3 (Kodak printer)	18 x 24 \$2, 11 x 17 \$3 (Kodak printer)
	Instruments in general (Effective October 1, 2011)	\$14 1 <sup>st</sup> page, \$3 each additional page	\$26 for 1st 15 pages \$4.00 for each additional page
	Indexing fee for Subsequent Instrument (Effective Oct 1, 2011)	New	\$25
	Deeds of Trust and Mortgages (Effective October 1, 2011)	\$14 1 <sup>st</sup> page, \$3 each additional page	\$56 for 1st 15 pages \$4.00 for each additional page
	Non-standard document	\$25, plus recording fee	\$25, plus recording fee
	Probate (Effective October 1, 2011)	\$2	Free
	Plats	\$21, plus \$5 for certified copy	\$21, plus \$5 for certified copy
	Right of way plans	\$21, \$5 each additional page	\$21, \$5 each additional page
	Certified copies	\$5 1 <sup>st</sup> page, \$2 each additional page	\$5 1st page, \$2 each additional page
	Comparison of copy for certification	\$5	\$5
	Notary public qualification	\$10	\$10
	Marriage licenses:		
	Issuing a license	\$50	\$50
	Issuing a delayed certificate with 1 certified copy	\$20	\$20
	Proceeding for correction with 1 certified copy	\$10	\$10
	Certified Copies of birth, death and marriages	\$10	\$10

FY 2011-12

Attachment 1

Durham County Fire Prevention and Protection Code  
 Adopted Fee Schedule for Inspections, Permit Services and Violations

Penalties and Fees		
Ordinance Code #	Violation Description	Penalty Amount
105.3.5	Permit not posted or kept on premises	\$65.00
307.2	Unpermitted open burning (Immediate)	\$750.00
308.3	Careless use of ignited object (Immediate)	\$750.00
603	Use of non-approved heating appliance	\$65.00
703.1	Breach in fire wall/fire stops	\$65.00
703.2.1	Fire or exit door inoperative	\$200.00
703.2.1	Fire tower door open (Immediate)	\$750.00
310.3	"No Smoking" signs not posted where appropriate	\$65.00
310.2	Smoking in prohibited areas (Immediate)	\$750.00
901.4	Sprinkler or fire alarm inoperable	\$200.00
Appendix C	Fire hydrants not complying with code	\$65.00
903.1	Sprinkler system not complying with code	\$65.00
905.1	Standpipe system not complying with code	\$65.00
315.2.1	Sprinkler head(s) blocked/covered (Immediate)	\$750.00
505.1	Street address numbers not posted	\$65.00
505.1	Street address numbers not visible	\$65.00
901	Sprinkler/standpipe needs testing	\$65.00
901	Fire alarm system needs testing	\$65.00
1005.1	Storage in or on fire escape (Immediate)	\$750.00
1005.1	Blocked egress (Immediate)	\$750.00
1005.1	Locked exit doors (Immediate)	\$750.00
1005.1	Overcrowding (Immediate)	\$750.00
1003.2.8	Fire exit or aisle blocked (Immediate)	\$750.00
315.2.2	Storage in or on fire escape (Immediate)	\$750.00
1003.3	Exit or egress door needs repair	\$65.00
315.2.2	Blocked stairwells or stairways (Immediate)	\$750.00
1003.2.10	Exit illumination and marking	\$65.00
1003.2.10.2	Absence of required exit directional signs	\$65.00
404.1	Approved fire evacuation plan required	\$65.00
404.3	Fire drill performance not acceptable	\$65.00
405.2	No monthly fire drill reported	\$65.00
3405.3	Improper use of flammable liquids (Immediate)	\$750.00
3404.3.3	Flammable liquid not stored according to code	\$65.00
3405.3	Improper dispensing of flammable liquid (Immediate)	\$750.00
3402.2.10	Above-ground tanks not diked	\$65.00
2703.2.4	Tank installation not according to code	\$65.00
3404	Tank storage not according to code	\$65.00
1504.1	Spray painting in non-approved area	\$65.00
1504.1.2	Spray booth not complying to code	\$65.00
3003.3	Compressed gas cylinders not secured	\$65.00
105.1.2	No hazardous materials permit	\$65.00
2704	Chemical storage is not according to code	\$65.00
1003.7.2.5	Maximum occupancy not posted	\$65.00
308.5	Use of open flame cooking device	\$65.00
105.2.2	Failure to get tank work permit prior to work	\$500.00

FY 2011-12

Attachment 1

Durham County Fire Prevention and Protection Code  
 Adopted Fee Schedule for Inspections, Permit Services and Violations

<b>Penalties and Fees (continued)</b>		
105.2	Failure to obtain permits required by code	\$500.00
112.1	All other violations of the code	\$65.00
<i>NOTE: The term "immediate" as it appears above means that the Fire Marshal's Office may issue a citation immediately and the violation must be corrected by the violating party immediately.</i>		
<b>Fire Prevention Permit Fees</b>		
Section 1: The fees set forth in this section are fixed for the issuance of the permits required by the Fire Prevention Code. Such permits, unless stated otherwise on the face of the permit, shall be valid for a period of one year from the date of issue, subject to revocation for failure to comply with the fire Prevention Code. Renewal of permits shall be subject to fees in effect for the period of		
Technical Code #	Activities Requiring Permits	Fee
105.6.2	Amusement Buildings	\$65.00
105.7.1	Automatic Fire Extinguishing Systems	\$65.00
105.6.3	Aviation Facilities	\$65.00
105.6.5	Battery Systems	\$65.00
105.6.9; 105.7.2	Compressed Gases	\$65.00
105.6.9	Covered Malls, Buildings	\$65.00
105.6.12	Cutting and Welding	\$65.00
105.6.16	Fire Hydrants and Valves	\$65.00
105.6.9	Manufacturing, Storage, Handling, & Sale or use of explosives, fireworks, explosive material (60-day permit)	\$150.00
105.7.3	Fire Alarm & Detection Systems & Related Equipment	\$50.00
105.7.4	Fire Pumps & Related Equipment	\$65.00
105.6.17	Flammable and Combustible Liquids (per site or service station)	\$65.00
105.6.20	Fumigation & Thermal Insecticide Fogging	\$65.00
105.7.6	Hazardous Materials	\$65.00
105.6.23	High-Pipe Storage	\$65.00
105.6.22	HPM Facilities	\$200.00
105.7.7	Industrial Ovens	\$65.00
105.6.28	Liquefied Petroleum Gas	\$65.00
105.6.26	Lumber Yards & Woodworking Plants	\$65.00
105.6.29	Magnesium	\$65.00
105.6.30	Miscellaneous Combustible Storage	\$65.00
105.6.34	Places of Assembly	\$65.00
105.6.35	Private Fire Hydrants	\$65.00
105.6.37	Pyroxylin Plastics	\$65.00
105.6.38	Refrigeration Equipment	\$65.00
105.6.39	Repair Garages, Service Stations	\$65.00
105.6.41	Spraying or Dipping	\$65.00
105.7.11	Stand Pipe Systems	\$65.00
105.6.42	Storage of Scrap Tires & Tire Byproducts	\$65.00
105.6.45	Waste Handling	\$65.00
105.6.46	Wood Products	\$65.00
105.7.5	Installation, abandonment, removal, or retrofitting of any AGST, UGST, Pipeline (per site) (add \$75.00 per tank removed or installed)	\$150.00
<i>All other permit fees required by the Technical Code and not listed shall be \$65.00</i>		

Commissioner Bowser stated that he would vote for the budget with reservations concerning tax increases. He voiced concerns about the budget regarding the joint position with the City of Durham in conjunction with coordinating organizations that are dealing with gang activity in Durham County.

Commissioner Howerton thanked County Manager Ruffin and his staff for their hard work on the budget.

Vice-Chairman Reckhow made comments about the increase of support for the Durham Public Schools (DPS).

Commissioner Bowser moved, seconded by Commissioner Howerton, to approve the FY2011-2012 Budget Ordinance.

The motion carried unanimously.

#### **Approval of the Durham County Bus and Rail Investment Plan**

Mark Ahrendsen, Director, Department of Transportation, cited that the North Carolina General Assembly has enacted the "Local Government Public Transportation Sales Tax Act" Article 43 of Chapter 105 of the North Carolina General Statutes (Session Law 2009-527), which authorizes counties and transportation authorities to levy a local sales and use tax for the purpose of financing local public transportation systems. He highlighted that Triangle Transit has established a Special District comprising Durham County as a single county district for purposes of the Act. In order to levy the local sales and use tax, the County Commissioners must first approve the Durham County Bus and Rail Investment Plan submitted by Triangle Transit regarding the use of the proceeds of the tax.

Mr. Ahrendsen explained that the plan, pursuant to N.C.G.S 105-508.1(2), provides for equitable use of the net proceeds and considers (i) the identified needs of local public transportation systems in the district, (ii) human service transportation systems within the district, and (iii) expansion of public transportation systems to underserved areas of the district. The financial plan must also be approved by the Metropolitan Planning Organization (MPO). The plan may be revised from time to time.

The proceeds of a tax levied under this Act may only be used for the benefit of the Special District and may only be expended in accordance with the Plan for financing, constructing, operating, and maintaining public transportation systems. A public hearing on the Plan was held on June 13, 2011.

County Manager Ruffin briefed the Board on the developments that have taken place since the June 13th Regular Session. He recognized Mark Ahrendsen and Meg Scully, of the Cooperative Extension.

Commissioner Bowser inquired about a list of professionals and administrative persons that live in Durham County. He expressed frustration about Durham County approving the plan in order to place funds in Triangle Transit Authority (TTA). He pointed out that Orange and Wake Counties are not participating at this time. He made remarks about Durham County being represented in the senior management pool.

Wib Gulley, General Counsel for Triangle Transit, addressed Commissioner Bowser's concerns. He stated that he would convey the message to his staff and ensure that they understand the serious nature of expressed concerns.

Commissioner Heron concurred with Commissioner Bowser's comments.

Mr. Gulley provided the names of the individuals in senior management that reside in Durham County per Commissioner Bowser's request. He also explained how the funds will be spent.

Chairman Page called the following signed speakers forward for comments:

Victoria Peterson, representing Triangle Citizens Rebuilding Communities, PO Box 101, Durham 27702, expressed interest in wanting to know how many people work in the administrative office. She requested a report regarding how much of the \$151 million has already been spent and how the funds will be used in the future.

Jackie Wagstaff, PO Box 52598, Durham 27717, reiterated Ms. Peterson's comments. She asked that the Board not approve the plan due to lack of information. 1:20

Mr. Ahrendson replied to Vice-Chairman Reckhow's inquiry pertaining to the increase in bus ridership. He clarified the rationale as to why the bus is a component. He also elaborated about how bus services would be divided between the expansion of local data service and the expansion of regional bus service.

Chairman Page requested that Mr. Ahrendson respond to Ms. Wagstaff's concerns regarding individuals utilizing the plan.

Mr. Gulley stated that the funds were used for additional regional bus services and efforts to get rail projects going in Durham County.

Commissioner Heron asked that TTA indicate how the transit system would benefit residents in Northern Durham.

Commissioner Bowser made comments about rental car tax and alleviating traffic issues in Northern Durham.

Meg Scully, Mobility Manager, Cooperative Extension, explained her role for applying human services transportation information to the plan. She elaborated about funding for the various types of transportation.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to approve the Durham County Bus and Rail Investment Plan.

The motion carried unanimously.

**Resolution Authorizing a Special Advisory Referendum on the Issue of Levying a One-Half Percent (1/2%) Local Sales and Use Tax for Public Transportation**

County Manager Ruffin cited that the North Carolina General Assembly has enacted the "Local Government Public Transportation Sales Tax Act" Article 43 of Chapter 105 of the North Carolina General Statutes (Session Law 2009-527), which authorizes counties and transportation authorities to levy a local sales and use tax for the purpose of financing local public transportation systems. A copy of the Session Law is attached. The tax is slightly different from other taxes imposed by the County. The Local Government Public Transportation Sales Tax Act authorizes the regional public transportation authority (Research Triangle Regional Public Transportation Authority dba Triangle Transit) to levy the tax, not the County, once approved by the voters. Pursuant to Part 3 of the Act, applicable to Durham County, in order to levy the local sales and use tax, the County Commissioners must first authorize the Triangle Transit to call an advisory referendum on the question of whether to levy the local sales and use tax. Triangle Transit has established a Special District comprising of Durham County, as a single county district for purposes of the Act. Additional counties may be added if they choose to move forward with the tax at a later date.

County Manager Ruffin informed the Board that the proceeds of a tax levied under this Act may only be used for the benefit of the Special District and may only be expended in accordance with the financial plan adopted in conjunction with this Tax for financing, constructing, operating, and maintaining public transportation systems. A copy of a proposed Resolution which would authorize Triangle Transit to call for the question to be placed on the November 8, 2011 ballot is attached. If the referendum is favorable, then the Triangle Transit could subsequently levy the tax. A public hearing on this matter was held on June 13, 2011.

RESOLUTION AUTHORIZING A SPECIAL ADVISORY  
REFERENDUM ON THE ISSUE OF LEVYING A ONE-HALF PERCENT (1/2%)  
LOCAL SALES AND USE TAX FOR PUBLIC TRANSPORTATION

WHEREAS, the North Carolina General Assembly has enacted the "Local Government Public Transportation Sales Tax Act" at Article 43 of Chapter 105 of the North Carolina General Statutes (Session Law 2009-527), which authorizes counties and transportation authorities to levy a local sales and use tax for the purpose of financing local public transportation systems; and

WHEREAS, pursuant to 105-509(a), the regional public transportation authority (hereinafter, "Triangle Transit") has created a special district consisting of the entire area of Durham County; and

WHEREAS, pursuant to Part 4 of the Act, Triangle Transit must obtain the approval of the Durham County Board of Commissioners in order to conduct an advisory referendum by a vote of the people. The election shall be held in accordance with the provisions of North Carolina General Statute §163-287;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Durham:

Section 1. The Board of Commissioners hereby authorizes Triangle Transit to call a referendum during the normal time the polls are open, on Tuesday, November 8, 2011, at which there shall be submitted to the qualified voters of the County of Durham the question stated in Section 3 of this resolution.

Section 2. The said referendum shall be held in accordance with the procedures of North Carolina General Statute §163-287.

Section 3. The form of the question to appear in the ballots and in the instructions to voters for said referendum shall be substantially as follows:

"One-half percent (1/2%) local sales and use taxes, in addition to the current local sales and use taxes, to be used only for public transportation systems."

Section 4. The Clerk to the Board of Commissioners is hereby authorized and directed to mail or deliver a certified copy of this Resolution to the Board of Trustees of Triangle Transit within three days after the passage hereof.

Section 5. This Resolution shall take effect upon its passage.

Teste: A True Copy:

V. Michelle Parker-Evans  
Clerk to the Board of County Commissioners

Chairman Page inquired about the statute in regards to how the funds would be spent.

Mr. Gulley explained the process relating to revising the plan.

Chairman Page recognized the following signed speakers forward for comments:

Victoria Peterson, representing Triangle Citizens Rebuilding Communities, PO Box 101, Durham 27702, voiced her concerns about the Board approving this item due to the location of the rail lines. She expressed concerns about what the fee would be.

Jackie Wagstaff, PO Box 52598, Durham 27717, concurred with Ms. Peterson. She asked that the Board not approve the plan due to lack of information.

Mr. Ahrendson responded to Ms. Peterson's question regarding the fee projections.

Vice-Chairman Reckhow made comments about providing alternative transportation for our citizens. She made comments about mobility options and the companies that come into Durham.

Commissioner Bowser felt that more planning is needed regarding this issue. He continued to speak about the partnership between Orange, Durham, and Wake Counties.

Commissioner Bowser would like commitment from TTA regarding the rail line that runs through northern Durham County.

County Attorney Siler provided legal advice pertaining to any revisions to the resolution.

County Manager Ruffin advised that the resolution not be amended since the Board of County Commissioners' motion is final authority over what the direction is.

Carol Hammett, Deputy County Attorney, responded to Commissioner Bowser's question about a motion and what is written in the resolution. She recommended that the resolution be approved but condition the levy by TTA on coming back before the Board.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to authorize the referendum on ½ cents (1/2¢) sales tax for public transportation with the caveat that no levy of the tax occur until the Board of County Commissioners specifically authorizes it.

The motion carried unanimously.

**Resolution Calling An Advisory Referendum On Imposing A One-Quarter Cent (1/4¢) County Sales And Use Tax**

County Manager Ruffin introduced this item. He stated that the North Carolina General Assembly has enacted the "One-Quarter Cent (1/4¢) County Sales and Use Tax Act" Article 46 of Chapter 105 of the North Carolina General Statutes (Session Law 2007-323), which authorizes counties to levy a local sales and use tax. A copy of the Session Law is attached. In order to levy the local sales and use tax, the County must conduct an advisory referendum on the question of whether to levy the local sales and use tax.

County Manager Ruffin stated that a copy of a proposed Resolution which would call for the question to be placed on the November 8, 2011 ballot is attached. If the referendum is favorable, then the Board of Commissioners could subsequently levy the tax.

County Manager Ruffin highlighted the following:  
Sales Tax for Education

Durham Public Schools	\$6.175 million
DPS Debt Service	\$2 million
Durham Tech	\$825,000
Pre-K	\$400,000*
	<i>\$9.4 million</i>

\*\$200,000 annually and \$200,000 from FY 2012 4<sup>th</sup> Quarter collections.

County Manager Ruffin made it clear that the tax would be on the purchases of goods and services.

RESOLUTION CALLING A SPECIAL ADVISORY  
REFERENDUM ON THE ISSUE OF LEVYING A ONE-QUARTER CENT (1/4¢)  
COUNTY SALES AND USE TAX

WHEREAS, the North Carolina General Assembly has enacted the “One-Quarter Cent (1/4¢) County Sales and Use Tax Act” Article 46 of Chapter 105 of the North Carolina General Statutes (Session Law 2007-323), which authorizes counties to levy a local sales and use tax; and

WHEREAS, in order to levy the local sales and use tax, the County of Durham must conduct an advisory referendum on the question of whether to levy a local sales and use tax and the election shall be held in accordance with the provisions of N.C.G.S. sec. 163-287;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Durham:

Section 1. A referendum is hereby called during the normal time the polls are open, on Tuesday, November 8, 2011, at which there shall be submitted to the qualified voters of the County of Durham the question stated in Section 3 of this resolution.

Section 2. The said referendum shall be held in accordance with the procedures of G.S. § 163-287. The Durham County Board of Elections is hereby requested to conduct said referendum and to take all necessary steps to that end in accordance with the provisions of this section.

Section 3. The form of the question to appear in the ballots and in the instructions to voters for said referendum shall be substantially as follows:

Local sales and use tax at the rate of one-quarter percent (0.25%) in addition  
to all other State and local sales and use taxes.

Section 4. The Clerk to the Board of Commissioners is hereby authorized and directed to mail or deliver a certified copy of this Resolution to the Durham County Board of Elections within three days after the passage hereof.

Section 5. This resolution shall take effect upon its passage.

Teste: A True Copy:

V. Michelle Parker-Evans  
Clerk to the Board

Commissioner Howerton moved, seconded by Vice-Chairman Reckhow, to adopt the Resolution calling for a referendum on the One-Quarter Cent (1/4¢) County Sales and Use Tax.

The motion carried unanimously.

### **Board and Commission Appointments**

V. Michelle Parker-Evans, Clerk to the Board, distributed ballots to the Board to make appointments to the following boards and commissions:

Chairman Page called the following speakers to make comments:

Britney Cobb, 2029 Chapel Hill Road, voiced her concerns regarding the handling of her case with the Department of Social Services (DSS).

Chairman Page interjected stating that Ms. Cobb's matter should be addressed by DSS. He stressed that the matter before the Board at this time is regarding the election of board and commission members.

Angela Paschall, 5028 Hadrian Drive, provided clarification regarding Ms. Cobb's comments. She stated that a change needs to be made at DSS as well as the DSS Board.

Victoria Peterson, expressed frustration regarding the handling of a specific case that involves DSS.

Jackie Wagstaff, spoke to the Commissioners about considering new members for boards and commissions.

Chairman Page asked that County Manager Ruffin and Gerri Robinson, DSS Director, resolve the issues that were raised. He advised Ms. Cobb and Ms. Paschall to leave their contact information with the Clerk to the Board's Office.

The Board agreed to defer the Juvenile Crime Prevention Council appointments until after the August Worksession.

Board of Adjustment

Angie Elkins (Regular)

Criminal Justice Partnership Act Advisory Board  
Nanette Matthews (Substance Abuse Representative)

Durham Technical Community College Board of Trustees  
Ted Conner

EMS Council

Kelly Bradley (Bahama VFD)

Presley Creery (Consumer)

Dewey Davis (Consumer)

Donna Kovalick (VA Medical Center)

J. David Marsee II (Durham County Fire Marshall/Emergency Management)

Tracy Stell (Durham Regional Hospital)

Jeffrey White (Johnston Ambulance Service)

M. Kevin Wilson (EMS Provider)

Jury Commission

Robert Shoaf

Library Board of Trustees

Derrick Jordan

Nursing Home Community Advisory Committee

Jennifer Albright

Social Services Board

Gail Perry

Women's Commission

Heidi Marks

Carnetta Reid

**Consent Agenda Items Removed for Discussion**

Consent Agenda Item No. c. Authorize the County Manager to enter into Interlocal agreement with Alcoholic Beverage Control Board to provide maintenance services to ABC locations, with the ability to renew for five (5) consecutive years.

Vice-Chairman Reckhow pulled this item due to concerns with the FY 2011-2012 General Services routine service rate. She inquired about an amendment to the routine service rate that would include the IRS rate per mile.

Vice-Chairman Reckhow moved, seconded by  
Commissioner Bowser to approve Consent Agenda Item  
No. c.

The motion carried unanimously.

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Consent Agenda Item No. d. Amend the design contract with DTW Architects and Planners, Ltd. for the Renovations to EMS Station #1, in the amount of \$124,950.00 (basic and additional services) and reimbursable expenses in the amount of \$17,000.00, for a total \$141,950.00, thus increasing the overall total compensation for basic design, construction administration and additional services including reimbursement to \$237,450.00.

Commissioner Bowser pulled this item to inquire about the architectural services and construction costs.

Glen Whisler explained that the scope of the project changed. He indicated there were a number of functional issues that were not previously addressed. Therefore, work was suspended. He informed the Board that the project scope was expanded to include renovations of the crew quarters as well as the office area in addition to the vehicle base. The contract amendment would reflect the scope of work.

Commissioner Bowser moved, seconded by Commissioner Howerton, to approve Consent Agenda Item No. d.

The motion carried unanimously.

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Consent Agenda Item No. k. Authorize the County Manager to execute the FY2011-2012 contract with Downtown Durham, Inc. (DDI), subject to passage of the FY2011-2012 Budget.

Victoria Peterson, representing Triangle Citizens Rebuilding Communities, PO Box 101, Durham 27702, asked that County Manager Ruffin consider other organizations that are involved with economic development. She requested that a RFP be sent to all organizations in the community to avoid utilizing the same organization each year.

Chairman Page requested that Ms. Peterson receive the quarterly reports from DDI.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to approve Consent Agenda Item No. k.

The motion carried unanimously.

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Consent Agenda Item No. u. Approve Capital Project Amendment No. 11CPA000014 transferring \$1,155,000 from three 2007 GO Bond funded DPS capital projects (Carrington Middle School, Neal Middle School, DSA Carr Building) to two other 2007 GO Bond

funded DPS capital projects (Sandy Ridge Elementary School and City of Medicine Academy) and one 2009 COPS and GO Bond funded DPS capital project (Lakewood Montessori Middle School).

DURHAM COUNTY, NORTH CAROLINA  
2010 - 2011 Capital Project Ordinance  
Amendment Number 11CPA000014

Be It Ordained by the Commissioners of Durham County:

That the 2010-2011 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

<i>Expenditures</i>	<b>Current Budget</b>	<b>Inc./Dec.</b>	<b>Revised Budget</b>
Carrington Middle School Project (SH147)	\$4,923,499	(\$650,000)	\$4,273,499
Neal Middle School Project (SH122)	\$11,320,874	(\$300,000)	\$11,020,874
DSA Carr Building Project (SH148 )	\$15,141,636	(\$205,000)	\$14,936,636
Sandy Ridge Elementary School Project (SH119)	\$18,786,928	\$400,000	\$19,186,928
Lakewood Montessori MS/YMCA (SH153)	\$10,494,526	\$485,000	\$10,979,526
City of Medicine Academy Project (SH127)	\$8,785,220	\$270,000	\$9,055,220

Adopted this the 27<sup>th</sup> day of June, 2011.

Commissioner Bowser pulled this item to state his opposition due of the number of children in the schools.

Tim Carr, expounded about the start-up funds for the facilities and unused funds for existing projects. He stated that unbudgeted items have been brought up that need to be addressed to support the curriculum at the schools. He indicated that the construction would not be impacted.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to approve Consent Agenda Item No. u.

The motion carried with the following vote:

Ayes: Heron, Howerton, Page, and Reckhow  
Noes: Bowser  
Absent: None

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Consent Agenda Item No. w. Amend the Board's November 9, 2007 agreement with Quintiles Transnational to extend the time period allowed for reimbursement of training expenses to December 31, 2011.

Deputy County Manager Marqueta Welton provided further clarification regarding the agreement with Quintiles Transnational. She highlighted that Quintiles did not hire the amount of Durham County residents as anticipated; therefore, the State extended the 1NC fund agreement to the end of 2011 to allow Quintiles the opportunity to bring on the additional Durham County residents to earn the incentive.

Commissioner Bowser thanked Deputy County Manager Welton for sharing the information to allow citizens to be informed.

Commissioner Bowser moved, seconded by Vice-Chairman Reckhow, to approve Consent Agenda Item No. w.

The motion carried unanimously.

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Consent Agenda Item No. y. Appoint National Association of Counties (NACo) Voting Delegate and Alternate Delegate;

Vice-Chairman Reckhow pulled this item. She acknowledged that Commissioner Howerton would serve as the voting delegate and she would serve as the alternate.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to approve Consent Agenda Item No. y.

The motion carried unanimously.

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Consent Agenda Item No. aa. Approve the Interlocal Agreement with the City of Durham to Implement the Gang Reduction Strategy.

Commissioner Bowser pulled this item due to the budget. He disagreed to adding positions at this point when the County is struggling. He felt as though the funds could be better used somewhere else.

Vice-Chairman Reckhow suggested that the position be advertised as a non-permanent position to allow the Board to evaluate it after a year.

County Manager Ruffin stated that the position would be supervised by Gudrun Parmer, Director, Criminal Justice Resource Center. Outcomes would be initially defined in working with the new employee. Also, the Gang Reduction Strategy Committee would be involved.

Commissioner Howerton requested that an outline of the outcomes be available within 30 days after the individual is hired.

Commissioner Howerton moved, seconded by Commissioner Heron, to approve Consent Agenda Item No. aa.

The motion carried with the following vote:

Ayes: Heron, Howerton, Page, and Reckhow

Noes: Bowser

Absent: None

**Adjournment**

There being no further business, Chairman Page adjourned the meeting at 10:55 p.m.

Respectfully Submitted,



Angela M. Pinnix  
Administrative Assistant  
Clerk to the Board's Office