

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

Tuesday, May 27, 2003

7:00 P.M. Regular Session

**POST AGENDA**

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

2. **Agenda Adjustments**

There were no agenda adjustments; however, Attorney Kitchen called attention to House Bill 124 which he had placed at each Commissioner's station. Our Legislative Delegation had been asked by the Board to introduce this bill regarding protest petitions; it has been ratified by the General Assembly.

3. **Minutes**

Commissioner Heron moved, seconded by Vice-Chairman Bowser, to approve the March 3, 2003 Worksession Minutes as corrected and the March 10, 2003 Regular Session Minutes as submitted.

The motion carried unanimously.

4. **Donation of the "Tooth Ferry" Dental Van from Duke University Medical Center**

In August 2001, the "Tooth Ferry" dental van was launched following a generous donation of grant funds from the Duke Endowment. A portion (\$198,000) of the grant was used to purchase and equip the van, and the Durham County Board of Commissioners provided \$15,000 to equip the van with supplies.

The program has operated as a collaborative effort between the Durham County Health Department, Durham Public Schools, and Duke's Division of Community and Family Medicine to deliver dental services to low-income children at the following elementary schools: W. G. Pearson, Eastway, Fayetteville Street, Y. E. Smith, Burton, Holt, George Watts, Lakewood, Glenn, E. K. Powe, C. C. Spaulding, and Oak Grove.

In addition, the Dental Division of the Health Department furnishes a dentist and a dental assistant to render dental treatment. Through March 2003, some 7,053 dental procedures have been provided during 1,544 encounters.

Duke University Medical Center is donating the dental van to Durham County to be used by the Public Health Department.

Resource Person(s): Brian Letourneau, Public Health Director, and Susan Yaggy, MPA Chief for the Division of Community Health, Duke University Medical Center

County Manager's Recommendation: Receive the donation of the "Tooth Ferry" dental van from Duke University.

Commissioner Cousin moved, seconded by Commissioners Jacobs, to receive the donation of the "Tooth Ferry" dental van from Duke University.

The motion carried unanimously.

5. **Consent Agenda**

Commissioners Jacobs moved, seconded by Commissioner Heron, to approve the following consent agenda items:

- a. Property Tax Releases and Refunds for Fiscal Year 02-03 (April 2003 ) (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. 03BCC000063-DSS-Accept Child Support Incentive Settlement Adjustment (approve the budget ordinance amendment in the amount of \$96,826 accepting the Child Support Incentive Settlement Adjustment);
- c. Budget Ordinance Amendment No. 03BCC000064-Mental Health-Allocation of State Mental Health Emergency Services Funds (approve the budget ordinance amendment in the amount of \$66,141);
- d. Budget Ordinance Amendment No. 03BCC000065-Sheriff's Office-2003 G.R.E.A.T. Grant for Gang Resistance Education (approve the budget ordinance amendment not to exceed the amount of the grant award [\$43,695]);
- e. Budget Ordinance Amendment No. 03BCC000066-Request to Appropriate \$90,000 from Bahama Volunteer Fire Department's Fund Balance (approve the budget ordinance amendment to appropriate \$90,000 from Bahama Volunteer Fire Department's fund balance to its FY 2002-2003 operating budget to purchase a Duplex fire apparatus);
- f. Adoption of Resolution to be Sent to NACo for Adoption (approve the resolution to urge Congress to enact an exemption for counties from the False Claims Act [including its treble damages provision] for transmittal to NACo for adoption at the Annual Convention);
- g. Offer to Purchase County Property (2001 Brocton Place) (pursue the upset bid process at this time; the Board has the authority to accept or reject any offer at the conclusion of the upset bid process);
- h. Closed Session Minutes-Approval of Minutes to be Opened (approve that the closed session minutes be opened as public record);
- i. Appointment to Durham Workforce Development Board (approve the appointment of Mr. Warren Herndon to the Durham Workforce Development Board);
- j. Request to Increase Stipend for DPS Board of Education Members (approve an increase in the Board of Education's month stipend from \$400 to \$500 per month for board members and from \$450 per month to \$550 per month for the board's chairman);
- k. Request Abandonment of a Portion of SR 1812 from the State Road System (approve the request of the petitioners and, pursuant to G.S. § 136-63, request the Board of Transportation to abandon the portion of SR 1812 from the State system); and
- l. Farmland Protection Advisory Board Revised Ordinance and Update (approve the proposed revisions).

The motion carried unanimously.

6. **Public Hearing on the 2003-04 Recommended Budget**

The Board of County Commissioners will conduct a public hearing to receive citizen input on the FY 2003-2004 recommended budget. To be able to hear from all interested citizens, the Commissioners usually set a time limit of three minutes for each speaker; however, the time limit may be adjusted at the discretion of Chairman Reckhow.

County Manager's Recommendation: The Manager recommends that the Board receive input from speakers and incorporate in the deliberations prior to finalization of next fiscal year's budget.

Approximately 26 speakers signed to speak on this item. Items discussed were support for the

schools budget, employee compensation, additional funding for the Animal Protection Society, crime among African-Americans, support for the Library budget, continued support for Northeast Central Durham, John Avery Boys and Girls Club budget request, and the proposed budget for People's Alliance.

7. **Preliminary Resolutions for Financing the American Tobacco Project and General Obligation Bonds**

The Board is requested to approve the preliminary resolutions for the financing of the American Tobacco Project and the General Obligations Bonds to be voted on this November. The American Tobacco Project involves the beginning of the financing for the South Deck. It is anticipated that the financing will be through a private placement financing pursuant to G.S. § 160A-20. A public hearing will be necessary, and a resolution calling for the hearing and making certain required findings will be brought to the Board at a subsequent meeting.

The preliminary resolution for the General Obligation Bonds also begins the process toward calling for a referendum in November. The final decision on whether to call for the referendum will not be made by the Board until the end of June; however, it is necessary to begin the work on the financing issue due to time constraints involved with a referendum.

Resource Person(s): Chuck Kitchen, County Attorney

County Manager's Recommendation: Approve the two resolutions with separate motions in order to begin the financing processes.

Commissioner Jacobs moved, seconded by Commissioner Heron, to approve the resolution relating to an installment financing agreement to finance the cost of constructing certain off-street parking facilities.

The motion carried unanimously.

Commissioner Heron moved, seconded by Commissioners Jacobs, to approve the resolution relating to the authorization of general obligation bonds of the County of Durham.

The motion carried unanimously.

Chairman Reckhow adjourned the meeting at 8:55 p.m.



**Last updated: May 3, 2006**

© 2013, Durham County Government, North Carolina. All rights reserved.  
200 E Main Street, Durham, NC 27701  
[webmaster@durhamcountync.gov](mailto:webmaster@durhamcountync.gov)  
[Website Disclaimer & Policies](#)