

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

Monday, December 9, 2013

County Commissioners' Chambers
200 East Main Street, Durham, North Carolina

AGENDA

"Public Charge"

The Board of Commissioners asks its members and citizens to conduct themselves in a respectful, courteous manner, both with the Board and fellow citizens. At any time, should any member of the Board or any citizen fail to observe this public charge, the Chairman will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chairman will recess the meeting until such time that a genuine commitment to the public charge is observed.

As a courtesy to others, please turn off cell phones during the meeting.

7:00 pm Regular Session

1. **Opening of Regular Session** - Pledge of Allegiance (5 min)
2. **Agenda Adjustments** (5 min)
3. **Announcements** (5 min)
 - 1) "In Touch with Durham County," the Durham County Television show, airs daily on Cable TV Channel 8 or 97-5 at 10 a.m., 3:30 p.m. and 6:30 p.m. 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.
 - 2) Durham County needs you! If you have a few hours to commit, Durham County has a number of boards and commissions that can benefit from your participation. We invite you to make a difference in our community. Contact the Clerk's Office at 919-560-0025, visit the County's website, or email Clerk@dconc.gov for more information. Please note that all City and County taxes must be current at the time of application.
 - 3) "Living Healthy," the Durham Diabetes Coalition Television show, airs daily on Cable TV Channel 8 or 97-5 at 7 p.m. Each episode features Durham County resources and residents successfully living with diabetes. This is also an initiative that supports Durham County's strategic goal Health and Well-being for All.
 - 4) The Fiscal Year 14-15 Nonprofit Funding Program is now accepting pre-applications. All Durham community nonprofits interested in applying for funding must first submit a Pre-Application Questionnaire by midnight on December 19, 2013. Agencies meeting

the eligibility criteria will be invited to apply for funding. Paperwork and additional information can be found on the County's Budget & Management Services webpage. For additional information, contact Andy Miracle at 919-560-7065.

4. Minutes (5 min)

- a) November 11, 2013 Regular Session
- b) November 4, 2013 Worksession

5. Honoring Durham County Librarian Lynn Richardson on Her Recent Induction into the Historical Society of NC (5 min)

- 1) The Board is requested to recognize Ms. Lynn Richardson, Durham County Library's North Carolina Collection librarian, for her recent induction into the Historical Society of North Carolina.
- 2) Lynn Richardson has been the head of Durham County Library's North Carolina Collection since 2001. Additionally, she chaired the Durham Civil Rights Heritage Project, a collaborative community outreach effort that collected civil-rights-related photographs and oral histories and deposited them in the NC Collection. Richardson also curated permanent exhibits featuring highlights of Durham County history for the Durham County Administration Building, a traveling exhibit of 12 banners on the arts in Durham, and a web exhibit entitled "And Justice for All" that identifies and gives the significance of the 250 photographs used in a mural installed in the new Durham County Courthouse.
- 3) The Historical Society is made up of scholars of North Carolina history primarily from colleges, universities, libraries and archives throughout the state. Participation is by invitation only and limited to no more than 75 active members. The group was formed in 1945.

Resource Persons: Commissioner Wendy Jacobs

County Manager's Recommendation: The County Manager recommends that the Board extend sincere congratulations to Ms. Lynn Richardson for her tremendous body of work that earned her this prestigious scholarly membership in the Historical Society of North Carolina.

6. Honoring 2014 Wells Fargo Principal of the Year Dr. William Logan (5 min)

- 1) The Board is requested to recognize Dr. William Logan, Principal of Hillside High School who has been named the 2014 Wells Fargo Principal of the Year for Durham Public Schools. This annual awards program is sponsored by the North Carolina Department of Public Instruction and Wells Fargo. He will now compete at the regional level for the 2014 Wells Fargo North Carolina Principal of the Year award.
- 2) Dr. Logan's career in education began in St. George, South Carolina where he served as a high school English teacher. He relocated to the Triangle area when he was named an assistant principal at Wakefield High in Raleigh, prior to joining Durham Public Schools as a Hillside High assistant principal.

- 3) In 2007, Dr. Logan was selected to become principal at the Hillside New Tech magnet program and was then named to lead Hillside High School in 2012. During his time at Hillside New Tech, Dr. Logan achieved a 100 percent graduation rate in 2011. The graduation rate at Hillside High School improved 5.5 percentage points from 2012 to 2013.

Resource Persons: Vice Chair Brenda A. Howerton

County Manager's Recommendation: The County Manager recommends that the Board extend sincere congratulations to Dr. William Logan for his recognition as the 2014 Wells Fargo Principal of the Year for Durham Public Schools, and also wish him well as he competes for the North Carolina Principal of the Year.

7. Recognition of Durham County Engineering and Environmental Services Department, Utility Division as the recipient of a Collection System of the Year Award (5 min)

- 1) The Board is requested to recognize the Durham County Engineering and Environmental Services Department Utility Division staff for their efforts in being awarded the North Carolina American Water Works Association/Water Environment Association 2013 "Collection System of the Year" award, for systems of their size.
- 2) The mission of the North Carolina Collection System of The Year Award is to identify and recognize the utility that protects the public health and the natural beauty of the environment through pro-active practices of management, operations and maintenance beyond what is required of its North Carolina Department of Environment and Natural Resources collection system permit. Recipients of the award will have demonstrated that it performs quality collections system maintenance procedures through the efficient use of labor, materials, equipment, and innovative methods to keep its collection system in good working condition to minimize health hazards and property damage that occur due to sanitary sewer overflows during both wet weather and dry weather conditions.
- 3) Examples of the innovative collection system methods include a Geographical Information System based asset management system and a comprehensive analysis of all manhole top elevations and their respective flood elevations. Additionally, in the 2013 fiscal year the collection system had zero reportable sanitary sewer overflows.

Resource Persons: Glen Whisler, County Engineer and Joe Pearce, Utility Division Manager

County Manager's Recommendation: The Manager recommends that the Board recognize the Durham County Engineering and Environmental Services Department Utility Division staff for their efforts in being awarded the North Carolina American Water Works Association/Water Environment Association 2013 "Collection System of the Year" Award.

8. Consent Agenda (15 min)

- a. approve Budget Ordinance Amendment No. 14BCC000028 to appropriate \$3,928.00 in funding from the NC State University – College of Agriculture and Life Sciences to support Durham Cooperative Extension commercial mail;
- b. approve the appointment of Commissioner Ellen Reckhow as the Joint City/County member to the Triangle Transit Board;
- c. accept the property tax release and refund report for October, 2013 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- d. approve the resolution requesting the North Carolina Department of Transportation accept 1200 linear feet of Hiddenbrook Drive to the Secondary Road System for state maintenance;
- e. authorize the County Manager to amend the contract with Extreme Monitoring Concepts, LLC for Electronic Monitoring Services not to exceed \$125,000 for Fiscal Year 2014 and if necessary, to amend the contract for any additional units needed;
- f. approve the proposed purchase by the Wake County Board of Education of property located at 5707 Comstock Road, identified by parcel #158128, pursuant to NC Gen. Stat. §153A-15;
- g. adopt the attached Resolution regarding the Mini-Brooks Exemption which reflects changes to the procurement of certain architectural, engineering and surveying services;
- h. approve the refund of \$228.00 for the overpayment of excise tax to Law firm of Morris, Russell, Eagle & Worley, PLLC;
- i. approve Budget Ordinance No. 14BCC000030 recognizing additional revenue in the amount of \$25,000 from Duke University Health System;
- j. authorize the County Manager to enter into a contract with Polydyne Inc. for the purchase of approximately 100,000 pounds of emulsion polymer per year with a total contract price not to exceed \$119,000 per year. The contract for the remainder of this fiscal year, January 1 to June 30, 2014, will be for a maximum of \$59,500;
- k. adopt a resolution requesting the North Carolina Department of Transportation accept Costin Court into the Secondary Road System for state maintenance;
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- m. authorize the County Manager to enter into an Enterprise Agreement with Microsoft and to purchase licenses using funds scheduled for that purpose from the Technology Life Cycle Replacement capital project;
- n. authorize the County Manager to enter into a contract to purchase a NetApp storage network appliance and installation services from ePlus, Inc using existing Technology Life Cycle Replacement capital project funds;

- o. authorize the County Manager to enter into a Service Agreement with Microsoft for Office365 cloud services using Information Services & Technology department's operating funding from the current fiscal year;
- p. approve Budget Amendment 14BCC000031 appropriating \$1,000 of Wal-Mart Foundation grant funds to support the Project Lifesaver program;
- q. approve Budget Ordinance Amendment 14BCC000032 to approve an increase in the FY14 distribution to Bahama Volunteer Fire Department from the Bahama Fire Tax Special Revenue Fund by \$50,859, with the funding source being an appropriation of fund balance;
- r. approve Budget Ordinance Amendment No. 14BCC000033 for the amount of \$220,355 from the NC Department of Health and Human Services for the Nutrition Division and establish two provisional nutritionist positions through September 30, 2014;
- s. approve Budget Ordinance Amendment No. 14BCC000034 to recognize \$15,370 in funding from DOVE Institute and \$2,000 from Durham County Farm Bureau in the Cooperative Extension budget;
- t. approve the request and authorize the Chief Financial Officer to remove the Receivables from the County's financial records;
- u. approve the proposed contract amendments with Jackson Lewis, LLP and Womble Carlyle Sandridge & Rice, LLP and authorize the County Manager to execute the amendments.

9. Board Appointments (10 min)

- 1) Michelle Parker-Evans, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards:
 - a. Adult Care Home Community Advisory Committee
 - b. Animal Welfare Advisory Committee
 - c. Community Child Protection Team/Child Fatality Prevention Team
 - d. Durham Tourism Development Authority
 - e. Firefighter's Relief Fund Board of Trustees
 - f. Public Health Board
 - g. Transportation Advisory Board
 - h. Triangle J Water Resources Committee

Resource Person(S): Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint a member to the above-mentioned boards and commissions.

10. ITEMS PULLED FROM CONSENT AGENDA (20 min)

11. Closed Session

- 1) The Board is requested to adjourn to Closed Session pursuant to G. S. 143-318.11(a)(4) to discuss matters relating to the location or expansion of a business or industry.
- 2) The Board of Commissioners is requested to adjourn to closed session to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee, pursuant to G.S. § 143-318.11(a)(6).

County Manager's Recommendation: The County Manager recommends that the Board adjourn to Closed Session and direct staff as appropriate.