

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

Monday, July 28, 2014

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 Durham Television Network (DTN) 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) As Chair of the Board of County Commissioners, I will hold office hours for citizens each Wednesday from 2:00 pm to 5:00 pm. Appointments can be made by calling me at (919) 949-4022.

4. Minutes (5 min)

- a) June 23, 2014 Regular Session
- b) June 10, 2014 Budget Worksession
- c) June 12, 2014 Budget Worksession

5. Recognition of Durham County Receiving the Robert Wood Johnson Foundation's 2014 Culture of Health Prize (10 min)

- 1) The Board is requested to recognize the Durham County Department of Public Health and the Partnership for a Healthy Durham for submitting a winning application for the prestigious Robert Wood Johnson Foundation's *Culture of Health Prize*. Over 250 applications were submitted, and Durham County was selected as one of six communities in the United States to receive the award.
- 2) Durham County was chosen because of its innovative strategies to improve health and its focus on education and poverty. Local clinicians offer low-cost treatment to the uninsured while others donate their time to improve access to specialty medical services. The East Durham Children's Initiative is one of numerous parent, family, and child support programs that promote education among underserved populations, and the Holton Career & Resource Center supports high school graduation by providing alternate educational paths for youth. Smoke-free public places, workplace wellness programs, and a comprehensive bicycle and pedestrian plan have contributed to better health.
- 3) In addition to a professionally made [video](#) that highlights Durham's successes, Durham County has received national press coverage and web presence for its contribution to creating a culture of health and \$25,000 to further the work of the Partnership for a Healthy Durham.
- 4) Alignment with Strategic Plan: This award aligns with Strategic Goal 2: Health and Well-being for All. The efforts to promote a culture of health in Durham will have a long lasting impact on the community living healthier for generations.

Resource Person: Chairman Michael Page

County Manager's Recommendation: The County Manager recommends that the Board recognize the Department of Public Health for this receiving this prestigious honor. The *Culture of Health Prize* exemplifies the continued commitment to work collaboratively with numerous partners, in overcoming health disparities and improving health outcomes for all Durham County residents.

6. Consent Agenda (15 min)

- a. Appoint Chairman Michael Page as delegate for the NC Association of County Commissioners' Conference in Buncombe County, August, 2014;
- b. Accept the property tax release and refund report for June 2014 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;

- c. Approve a grant offer from the Federal Aviation Administration (FAA) for the Raleigh-Durham International Airport;
- d. Receive and approve the 2013 Property Tax Settlement Report; charge the Tax Collector with 2014 Property Taxes; and authorize the relieving of taxes that are more than 10 years past due and motor vehicles taxes that are more than 2 years past due;
- e. Approve Capital Project Amendment No. 15CPA000001 appropriating budgeted County Contribution funds for five capital projects;
- f. Approve Capital Project Amendment No. 15CPA000002 moving \$1,756,398.11 from eighteen GO Bond funded DPS capital projects to ten GO Bond funded projects;
- g. Approve Capital Project 15CPA000003 appropriating \$500,000 from the Collection System Rehabilitation Fund fund balance to the new Collection System Rehabilitation Project FY15 (SE051);
- h. Increase the project budget for the Miami Boulevard Force Main Improvements from \$913,185.00 to the amount of \$956,670.00, and to authorize the County Manager to execute any related contracts, not to exceed a total project budget of \$956,670.00;
- i. Approve the attached FY14-15 service contract with Urban Ministries of Durham and authorize him to execute the contract;
- j. Approve the lease extension for 119 Orange Street for the Probation and Parole Division of the court system for an additional three year term, and authorize the Manager to execute the lease extension;
- k. Approve the sale of 2403 Angier Avenue to James Bryant Forehand for \$6,000, 2121 Cheek Road to Walter Lyon for \$1,625 and 1007 Drew Street to Briscoe Enterprises for \$1,950;
- l. Approve budget Amendment No. 15BCC00001 to appropriate \$397,000 from General Fund fund balance to General Services FY2014-2015 capital budget in order to complete the projects pending from FY14;
- m. Approve Budget Ordinance Amendment No. 15BCC000002 to recognize funds in the amount of \$100,006 from the NC Department of Health and Human Services Division of Public Health to promote student health in Durham County;
- n. Approve Budget Ordinance Amendment No. 15BCC000003 to recognize funds in the amount of \$6,750 from the National Association of County and City Health Officials to promote and implement the Chronic Disease Self Management and Arthritis Self-Management Programs in the Durham community;
- o. Approve Budget Ordinance Amendment No. 15BCC000004 to recognize funds in the amount of \$25,000 from the Robert Wood Johnson Foundation to promote a culture of health in Durham County;

- p. Approve Budget Ordinance Amendment No. 15BCC000005 to recognize funds in the amount of \$666.66 from the University of Kentucky Rural Cancer Prevention Center Research Project;
- q. Approve the attached contract with Downtown Durham, Inc. and authorize the County Manager to execute the contract;
- r. Approve the attached contract with Chamber of Commerce and authorize the County Manager to execute the contract;
- s. Approve the attached Lease Amendment with Alliance Behavioral Healthcare for office space in the Human Services Building located at 414 E. Main Street, and authorize the Manger to execute the amendment.

7. Public Hearing to Consider Allocating Economic Development Investment Funds to Argos Therapeutics (20 min)

- 1) The Board is requested to hold a public hearing to consider allocating \$925,000.00 in economic development investment funds to Argos Therapeutics, (Argos), a private biopharmaceutical company headquartered in Durham. Argos is engaged in the research, development and commercialization of fully personalized immunotherapies for the treatment of cancer and infectious diseases based on its Arcelis™ technology platform. The company traces its roots to Duke University where company founders developed a unique RNA-based technology. The company has various products in Phase 3 and Phase 2 clinical trials for metastatic renal cell carcinoma cancer (RCC), human immunodeficiency virus (HIV) and systemic lupus erythematosus. The development of one of the company's products is being fully funded by the National Institutes of Health.
- 2) The Board approved an incentive in the amount of \$600,000.00 on February 10, 2014 for the company's proposed plans to invest \$47.25M in the construction of a new 116,000sf headquarters, research & development and manufacturing center. The company was considering the Durham site along with sites in four other North Carolina counties as well as sites in Florida and Quebec Canada. Argos has increased its planned capital investment by \$10.25M and now intends to invest approximately \$57.5M in the project.
- 3) As incentives are a key consideration in the company's decision of where it will locate the center, the Board is being asked to increase the County's offer to \$925,000.00 to bring the project and new jobs to Durham. The project will bring a 120,000sf state of the art facility and 236 new jobs to the community by 2018 and allow Durham to retain 100 existing jobs. New jobs will include scientific and technical manufacturing jobs, as well as administrative, research and development jobs. The project will create construction jobs, as well as contract jobs for services such as security and maintenance.
- 4) Argos is committed to corporate citizenship and civic involvement. The company supports AIDS Alliance of NC, Eastern NC Food Bank, Kidney Cancer Association, and Breast Cancer Awareness. Argos conducts an annual food drive for the Durham and Eastern North Carolina Food Bank. Additionally, the company has long standing ties

with the NCCU BRITE program and has donated equipment to Durham Technical Community College for its BioWorks Program. Many of the company's recent hires are graduates from NCCU, Duke, UNC, NCSU, and Meredith.

- 5) Staff is recommending that the county participate in this economic development project by providing up to Nine Hundred and Twenty-Five Thousand Dollars (\$925,000.00) for the capital investment, 236 new jobs created and 90 jobs retained. Funds would be furnished over a five (5) year period through an economic development incentive fund performance contract. The City is being asked to partner with the County for an equal amount to help bring this project to our community.
- 6) This public hearing was advertised on Friday, July 18, 2014 as required by law.
- 7) Alignment with Strategic Plan: This project aligns with Goal 1: Community and Family Prosperity and Enrichment by supporting the retention of existing jobs and the creation of new jobs for a net job gain.

Resource Persons: Marqueta Welton, Deputy County Manager

County Manager's Recommendation: The County Manager recommends that the Board conduct the public hearing and, if appropriate, approve the proposed \$925,000.00 incentive for Argos Therapeutics.

8. Board and Commission 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. Convention Center Authority
 - c. Criminal Justice Advisory Committee
 - d. Juvenile Crime Prevention Council
 - e. Women's Commission
 - f. Durham-Wake Counties Research and Production Service District
- 2) Alignment with Strategic Plan: When citizens are engaged and partners on our boards and commissions, the vision of our Strategic Plan is achieved - a thriving, vibrant, diverse community with abundant opportunity for all residents to live, work, learn, play and grow.

Resource Persons: V. 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.

9. ITEMS PULLED FROM CONSENT AGENDA (20 min)

10. Closed Session – THIS ITEM WILL BE OCCUR AT 4:00 PM.

- 1) 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.