

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

Monday, October 27, 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) The Board of County Commissioners will not hold a Worksession during the month of November. Citizen comments will be received at the November 10, 2014 Regular Session at 7:00 pm.
  - 2) The Durham County Department of Public Health and Durham Diabetes Coalition are hosting a combined Robert Wood Johnson Foundation Culture of Health prize celebration and Take a Loved One to the Doctor event at the Durham County Human Services Building, Nov. 1, 10:00 a.m.-2:00 p.m. This year's event will begin with a short Culture of Health prize celebration and feature fitness and cooking demonstrations, activities for kids, free screenings for asthma, blood pressure, diabetes, HIV and other sexually transmitted infections and a fresh produce giveaway from Veggie Van. A limited supply of free flu shots will be available to children eligible for the vaccines for children program.
  - 3) The FY2014-2015 Matching Grant Program of the Durham Open Space and Trails Commission application process will be from September 1 until November 14, 2014. The grants are to assist nonprofit organizations in preserving open space lands and promoting new or improved recreational opportunities for citizens. All Durham community nonprofits interested in applying for FY2014-15 Matching Grant funds

must submit an application by the November 14, 2014 deadline. The Matching Grant Program application and FY 2014-15 Program Guidelines are available on the County's website. For additional information, please contact the Matching Grants Administrator, Bo Gattis, in the Budget and Management Services department at 560-0012.

- 4) "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.
- 5) 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@dcconc.gov](mailto:Clerk@dcconc.gov) for more information. Please note that all City and County taxes must be current at the time of application.
- 6) "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.
- 7) 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) October 13, 2014 Regular Session
- b) September 22, 2014 Regular Session
- c) October 6, 2014 Worksession

#### **5. Resolution Honoring Dr. John Thomas Daniel, Jr. (5 min)**

- 1) The Board is requested to pay tribute to Dr. John Thomas Daniel, Jr. who passed on September 18, 2014. For more than 45 years Dr. Daniel provided medical services for the Durham community as a gifted surgeon, who also served as a medical director and professor of surgery.
- 2) Dr. Daniel was a member of the Durham County Board of Health, helping to shape policy to preserve good health for citizens of this community.
- 3) He will always be remembered as a compassionate and gifted physician and an energetic, committed community leader who was a role model to many.
- 4) Alignment with Strategic Plan: This resolution aligns with Strategic Plan Goal 1: Community and Family Prosperity and Enrichment.

**Resource Persons:** Chairman Michael D. Page

**County Manager's Recommendation:** The County Manager recommends that the Board approve the resolution and present to Mrs. Beverly Monk Daniel and the family of Dr. John Thomas Daniel, Jr., along with sincere sympathies from the entire Durham County family.

**6. Introduction of new Budget and Management Services Director (5 min)**

- 1) Ms. Claudia Odom Hager has been appointed Director of Budget and Management Services and began her new position on October 20<sup>th</sup>. She brings over 20 years of experience in budget management, fiscal analysis and strategic planning in local government, university, state and nonprofit sectors. From 2003-2010, she served on a team that assisted the Vice President for Finance with oversight of the \$8 billion operating budget for the University of North Carolina System. Prior to joining Durham County, she was Associate Vice Chancellor for Finance and Process Improvement at North Carolina Central University.
- 2) She holds a B. S. degree in Economics from Winston-Salem State University where she minored in Finance and earned an MPA degree with a concentration in Financial Management from North Carolina State University. In addition, she is a graduate of the University Development Management Program of University of North Carolina Chapel Hill, the School of Government County Administration Course at UNC Chapel Hill and the Leadership North Carolina program.
- 3) As Durham County's Budget and Management Director, she serves on the County Manager's executive leadership team, manages and directs Durham County's annual budget process, assists departments with preparation of their budgets, and manages the staff of the department.
- 4) Alignment with Strategic Plan: This item aligns with Strategic Goal 5: Accountable, Efficient and Visionary Government.

**Resource Persons:** Wendell M. Davis, County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board officially welcome Ms. Hager to Durham County Government.

**7. Consent Agenda (15 min)**

- a. Approve the attached Final Plat for the permanent Duke Energy Progress Easement to allow the relocation of the electrical transformer at the Holland St. hotel; and a temporary construction easement to allow construction access for the City of Durham to replace the existing 4" line with a new 8" line in association with the Downtown Waterline Replacement project;
- b. Approve Budget Ordinance Amendment No. 15BCC000014 to recognize funds in the amount of \$5,000 from the North Carolina Public Health Association, Inc. for the Durham County Department of Public Health Durham FreshFoodRx to promote vegetable consumption for expecting mothers;

- c. Approve budget Ordinance No. 15BCC000015, recognizing a donation from FPC at a minimum of \$1,875 for housing and utility assistance, and \$125 for medical assistance per quarter; a total of \$8,000 for FY 2014-15;
  - d. Authorize the Sheriff's Office to accept the award in the amount of \$53,933 from the Bureau of Justice Assistance and approve Budget Ordinance Amendment No. 15BCC000016 amending the Sheriff's Budget as requested to support overtime staffing costs;
  - e. Approve Budget Ordinance Amendment No. 15BCC000017 to appropriate \$3,152.00 in funding from the NC State University – College of Agriculture and Life Sciences to support Durham Cooperative Extension commercial mail;
  - f. Approve a budget amendment in the amount of \$682,089.44 to appropriate restricted funds for the Sheriff's Office, CJRC, Fire Marshall, Library, Public Health, Social Services and Cooperative Extension;
  - g. Approve budget Ordinance No. 15BCC000019, recognizing \$1,650 in funds from Addiction Professionals of NC, NAMI, Alliance BHC, Recovery Communities, Urban Ministries and Alcohol Drug Council of NC to support 2014 Recovery Celebration;
  - h. Approve the revised membership and charter of the Criminal Justice Advisory Committee;
  - i. **This item has been removed;**
  - j. Authorize the County Manager to execute the economic development agreement with Purdue Pharma Manufacturing, L.P. for the location of a manufacturing facility in Durham;
  - k. Petition NCDOT to remove Kentington Drive (SR 2212), Chanticleer Drive (SR 2214), and Chadron Road (SR 2215) from the Secondary Road Maintenance System;
  - l. Approve the sole source exemption and authorize the County Manager to enter into a contract with Lawmen's Safety Supply, in the amount of \$61,113.81;
  - m. Endorse Ms. Patricia A. Bynum for the Region J Advisory Council on Aging;
  - n. Authorize the County Manager to sign the Interlocal Agreement with the City of Durham regarding construction of pavement on Main, Queen and Dillard Streets.
- 8. Approval of Interlocal Agreement Governing the Durham Convention Center (10 min)**
- 1) The Board is requested to review and approve the attached Interlocal agreement and authorize the County Manager to execute it.

- 2) The City and County of Durham entered into an Interlocal agreement for the construction and governance of the Durham Convention Center (DCC) in 1987. It has been amended twice since then, and in the last year or two there has been discussion of amending it again. Instead, City and County staff (including CFOs, staff from both manager's offices, and operational staff) have developed a new, replacement Interlocal. The proposed, new Interlocal is attached as is a memo outlining key details and changes relative to the previous Interlocal agreement.
- 3) Alignment with Strategic Plan: Goals 1 and 5. A high-functioning Convention Center is both an important economic driver for our community, but working to get it there represents accountable, efficient, and visionary government as well.

**Resource Persons:** Drew Cummings, Assistant County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board review and approve the attached Interlocal agreement and authorize the County Manager to execute it.

**9. Request to Fund Several Small Capital Upgrades at Durham Convention Center Out of Operating Revenue (10 min)**

- 1) The Board is requested to approve the use of existing operating reserves from the Durham Convention Center for three small capital upgrades needed this fiscal year and to convert any remaining, older DCC capital funds to operating funds for the DCC operating reserve.
- 2) Per tonight's approval of a new Interlocal agreement governing the Durham Convention Center, the Durham Convention Center Authority is requesting the use of up to \$286,500 in operating reserves to fund three small capital items which are urgently needed to keep the facility in top condition:
  - Heating solution for Pre-Function Corridor (\$55,000)
  - Replacement of all Grand Ballroom light fixtures (30% of which no longer work) with new and also much more energy-efficient LED fixtures (\$190,000)
  - Consultant analysis and equipment upgrades to facilitate more accurate division of utility costs with hotel (\$41,500)
- 3) Please see the attached memos (original and revised) for additional information on these requests.
- 4) Alignment with Strategic Plan: Goals 1 and 5. A high-functioning Convention Center is both an important economic driver for our community, but working to get it there represents accountable, efficient, and visionary government as well.

**Resource Persons:** Drew Cummings, Assistant County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board approve the use of existing operating reserves from the Durham Convention Center for three small capital upgrades needed this fiscal year.

**10. 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) Alliance Behavioral Health
  - b) Bicycle and Pedestrian Advisory Commission
  - c) Historic Preservation Commission
  - d) Juvenile Crime Prevention Council
  - e) Nursing Home Community Advisory Committee
  - f) Workforce Development Board
  
- 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.

**11. ITEMS PULLED FROM CONSENT AGENDA (20 min)**

**12. Closed Session (60 min)**

- 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.