



Durham County

200 E. Main Street
Durham, NC 27701
(919) 560-0025

Meeting Minutes Board of County Commissioners

Michael D. Page, Chair
Brenda A. Howerton, Vice Chair
Fred Foster, Jr., Commissioner
Wendy Jacobs, Commissioner
Ellen W. Reckhow, Commissioner

Monday, June 8, 2015

7:00 PM

Commissioners' Chambers

“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

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments:

Vice Chair Howerton announced that Chairman Page was excused from the meeting.

Commissioner Jacobs requested to add an item to the end of the meeting to discuss the protocol for remotely participating in a meeting.

Announcements:

Vice Chair Howerton mentioned the following announcement:

- 1) Vice Chair Howerton acknowledged the Public Health staff for opening five (5) school based clinics to provide well child check-ups and vaccinations to school age kids.

Directive: Commissioner Reckhow requested that the Board receive a briefing in writing regarding the initiative.

Minutes:

Commissioner Reckhow moved, seconded by Commissioner Jacobs to approve the May 11, 2015 and the May 26, 2015 Regular Session minutes.

The motion carried unanimously.

Consent Agenda:

Vice Chair Howerton asked the Commissioners if they desired to pull any items from the Consent Agenda. Commissioner Jacobs pulled item 15-444 for further discussion.

Commissioner Reckhow moved, seconded by Commissioner Jacobs to approve the following items on the Consent Agenda with the exception of item 15-444:

15-447 Interlocal Agreement for the Development and Operation of the Hollow Rock Portion of the New Hope Preserve

15-449 Voting and Alternate Voting Delegate – NACo Conference

*15-457 Budget Ordinance Amendment No. 15BCC000065 - Recognizing and Appropriating a \$1,104 Tier II Grant Award (2015) From the NC Division of Emergency Management

15-458 Interlocal Agreement Reauthorizing the Durham Bicycle and Pedestrian Advisory Commission

15-459 Durham City-County Appearance Commission Annual Report for 2014

15-460 Proposed FY16 Planning Department Work Program

15-462 2014 Planning Commission Annual Report

15-463 Environmental Affairs Board Annual Report for 2014

15-465 2014 Historic Preservation Commission Annual Report

15-468 Durham Open Space and Trails Commission Annual Report

15-469 2014 Board of Adjustment Annual Report

*15-476 Resolution Supporting NACo Initiative: Stepping Up National Initiative to Reduce Mental Illnesses in Jail Population

15-477 Interlocal Agreement for Fire Services by and Between Chatham County and Durham County

*15-479 Capital Project Amendment No. 15CPA000020- Appropriating \$375,000 of Public School Building Capital Fund Lottery Funds for the Githens Middle School Restroom Upgrade Capital Project (SH230)

15-483 Approving FY 2015-2016 Contracts for Fire and Rescue Services

15-484 Adoption of the Joint City-County Economic Development Strategic Plan

*15-489 Budget Ordinance Amendment No. 15BCC000066 Appropriating \$5,100,000 of Enterprise Fund Fund Balance to a New Capital Project and Capital Project Amendment No. 15CPA0000021

Creating a New Created Wastewater Treatment Land Purchase Capital Project (SE052) With a Budget of \$5,100,000, and authorization to purchase 6001 NC 55 Hwy, 451 TW Alexander Drive, and 6026 S. Alston Avenue

The motion carried unanimously.

Consent Agenda Item #15-457

**Durham County, North Carolina
2014-2015 Budget Ordinance
Amendment Number 15BCC000065**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2014-2015 budget ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Intergovernmental	\$59,283,941	\$1,104	\$59,285,045

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Public Safety	\$55,700,496	\$1,104	\$55,701,600

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 8th day of June, 2015.

Consent Agenda Item #15-476

STEPPING UP: A NATIONAL INITIATIVE

WHEREAS, counties routinely provide treatment services to the estimated 2 million people with serious mental illnesses booked into jails each year and prevalence rates of serious mental illnesses in jails are three to six times higher than for the general population; and

WHEREAS, nearly three-quarters of adults with serious mental illnesses in jails have co-occurring substance use disorders, and adults with mental illnesses tend to stay longer in jail, and upon release, are at a higher risk of recidivism than people without these disorders; and

WHEREAS, county jails spend two to three times more public dollars on adults with mental illnesses that require interventions compared to those without these treatment needs; and

WHEREAS, without the appropriate treatment and services, people with mental illnesses continue to cycle through the criminal justice system, often resulting in tragic outcomes for these individuals and their families; and

WHEREAS, Durham County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in efficient and cost-effective ways; and

WHEREAS, clinicians located in the Durham County Detention Facility provide mental health screenings of inmates during bookings to determine their need for services while in the jail, including a psychiatrist who prescribes any needed psychotropic medications, and a discharge team works on referrals to appropriate treatment agencies to connect the inmates to needed services in the community after release; and

WHEREAS, through *Stepping Up: A National Initiative to Reduce the Number of People with Mental Illnesses in Jails!*, the National Association of Counties, the Council of State Governments Justice Center and the American Psychiatric Foundation are encouraging public, private and nonprofit partners to reduce the number of people with mental illnesses in jails;

NOW, THEREFORE BE IT RESOLVED that we the Durham Board of County Commissioners, do hereby sign on to the “Call to Action” to reduce the number of people with mental illnesses in county jails, commit to sharing lessons learned with other counties in our state and across the country to support a national initiative and encourage all county officials, employees and residents to participate in *Stepping Up, The Initiative To Reduce The Number Of People With Mental Illnesses In Jails*.

BE IT FURTHER RESOLVED THAT WE will lend our departmental resources to support this critical initiative by following the recommended six step play book of actions and will share a copy of this resolution with the NACo Board of Directors.

This the 8th day of June 2015.

Michael D. Page, Chairman

Brenda A. Howerton, Vice-Chairman

Fred Foster, Jr.

Wendy Jacobs

Ellen W. Reckhow

Consent Agenda Item #15-479

**Durham County, North Carolina
2014-2015 Budget Ordinance
Amendment Number 15CPA000020**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2014-15 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
Githens Middle School Restroom Upgrade Project (SH230)	\$56,250	\$ 375,000	\$431,250

Adopted this the 8th day of June, 2015.

Consent Agenda Item #15-489

**Durham County, North Carolina
2014-2015 Budget Ordinance
Amendment Number 15BCC000066**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2014-2015 budget

ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Intergovernmental	\$59,283,941	\$1,104	\$59,285,045

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Public Safety	\$55,700,496	\$1,104	\$55,701,600

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 8th day of June, 2015.

**DURHAM COUNTY, NORTH CAROLINA
2014-15 Capital Project Ordinance
Amendment Number 15CPA000021**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2014-15 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
Waste Water Treatment Land Purchase Project (SE052)	\$0	\$ 5,100,000	\$5,100,000

Adopted this the 8th day of June, 2015.

Public Hearings:

15-478 Public Hearing on the FY 2015-16 Recommended Budget

Vice Chair Howerton opened the Public Hearing and stated due to the large number of speakers, she asked all citizens to limit their comments to two (2) minutes each.

Shawn Ross, Executive Director of Indigo Consortium mentioned the need for County funding for Veteran Women.

Gina Reyman, Legal Aid, discussed the need for County funding for Legal Aid assistance.

Terry Morris, Vets to Vets United, Inc. mentioned the need for County funding to continue to provide trained rescue dogs to veterans.

Thelma White, Emorywood Estates Community thanked the Board for not increasing taxes and stated she supported the County Manager’s budget request.

The following individuals signed up to speak in support of the budget funding request made on behalf of Durham Public Schools (DPS):

NaShonda Cooke, *DPS teacher*; Sheila Daniels, *DPS employee*; Vickie McCain, *Hillside High School Custodian*; Yolanda Williams, *DPS Bus Driver*; Jeannine Sato, *DPS Parent*; Brian Callaway, *DPS Maintenance*; Emma O’Laughlin, *DPS Student*; Robert Clarke, *DPS Bus Driver*; Katie Baxter, *DPS student*; Nicholas Graber-Grace, *Hillside High School Teacher*; Tom Wenger, *DPS Parent*; Rachel Galpher, *DPS Teacher*; Kiara Thorpe, *Hillside High School student*; Jolil Smoke, *Hillside High School student*; Alison Edwards, *DPS 2014 Teacher of the Year*; Ann Rebeck, *President of the Durham Council Parent Teacher Association (PTA)*; Crystal Rogers, *PTA Treasurer at Southwest Elementary*; Curtis Rucker III, *DPS student*; Michael Tharp, *Retired DPS Teacher*; Kelvin Bullock, *Former DPS Teacher*; Deborah Bishop, *People’s Alliance*; Mary Chapman, *DPS PTA member*; Olivia Chapman, *DPS student*; Caleb Conner, *DPS student*; Ethan Mack, *DPS student*; Paula Januzzi-Godfrey, *DPS Teacher*; Page McCullough, *People’s Alliance*; Abby Bartel, *DPS PTA member*; Kendra Montgomery-Blinn, *People’s Alliance*; Jessica Berryman, *DPS parent*; Debbie Yamauchi, *DPS parent*; Mary Hanchey, *DPS PTA member*; John Davis, *DPS teacher*; Heather Blackwell, *DPS parent*; Shaun Teraporewaller, *DPS student*; Samantha Galindo, *Hillside High School student*; Dabney Hopkins, *DPS teacher*; Dana Palmer, *DPS student*; Beth Brooke; Bryan Proffitt, *DPS teacher*; and Ken Rose.

The following individuals stated they were not in support of the Inmate Lock Back and requested that the Sheriff’s Office not receive an increase in its budget:

Justine Johnson; Steve Lorenz; David Theares; Lee Gans; Steph Gans; Beatrice Bell; Darryl Roberts; Cynthia Fox; Wendy Hillis; Victoria Peterson; and Minister Rafiq Zaidi.

Vice Chair Howerton closed the public comment period and asked the Board if they would like to make any additional comments.

Commissioner Reckhow thanked the citizens who attended and provided comments. She issued the following directive to the staff:

Directive: Follow-up with the Sheriff on a report on current jail conditions and make the report available not only to the Board, but to the public and the media.

Commissioner Reckhow stated the comments made would be taken into account when the budget was being finalized and she hoped that additional funds would be found to fund the requests made.

Vice Chair Howerton and Commissioner Jacobs also thanked the citizens for attending and providing comments.

15-434 Public Hearing and Resolution - Creation of Durham County Fire and Rescue Service District and Abolishment of Bethesda Fire and Rescue Service Tax District

Lee Worsley, Deputy County Manager asked the Board to consider two (2) resolutions. He stated the first was the creation of the Durham County Fire and Rescue Service District and the second was the abolishment of the Bethesda Fire and Rescue Service Tax District. Mr. Worsley asked that two separate public hearings be held; one for the creation and one for the abolishment.

Vice Chair Howerton opened the public hearing for the Creation of the Durham County Fire and Rescue Service District.

James Brown stated he was in the Parkwood Fire District and asked how the change would affect the response time and the proposed tax rate.

Mr. Worsley responded the response time would improve due to the combination of the two departments. He continued to say for FY 14-15 the tax rate in Bethesda was .13 ½ cents and the tax rate in Parkwood was 11.35 cents and the County Manager’s recommended budget for FY15-16 was .13

cents for the entire district.

Vice Chair Howerton closed the public hearing.

Commissioner Reckhow moved the resolution, seconded by Commissioner Jacobs creating the Durham County Fire and Rescue Service District.

The motion carried unanimously.

Vice Chair Howerton open the public hearing for the Abolishment of the Bethesda Fire and Rescue Service Tax District.

No citizens were signed up to speak.

Vice Chair Howerton closed the public hearing.

Commissioner Jacobs moved the resolution, seconded by Commissioner Reckhow to abolish the Bethesda Fire and Rescue Service Tax District.

The motion carried unanimously.

Items Pulled From Consent Agenda:

15-444 Service Contract with Animal Protection Society of Durham, Inc.,

Commissioner Jacobs stated that she fully supported the budget for the APS. She stated the letter received from the APS addressed needed repairs such as peeling paint, leaky roof, floor sealant, the need for covered cages and security/telephone problems. She inquired about the County's responsibilities for the building and how would the issues get addressed moving forward.

Wendell Davis, County Manager stated the General Services Department would look into the issues and once feedback was received, he would provide the response to the Board.

Directive: General Services to look into the County's responsibilities for the Animal Shelter regarding repairs and report back to the Board.

Commissioner Jacobs moved, seconded by Commissioner Reckhow to approve the item as listed on the Consent Agenda.

The motion carried unanimously.

Agenda Adjustment - Item Requested by Commissioner Jacobs

Commissioner Jacobs stated she would not be in attendance at the June 15, 2015 Durham Public Schools meeting or the BOCC's Budget meeting and would like to be a part of the discussion. She asked for the protocol in listening in and/or participating.

County Attorney Siler stated he would review the rules and provide a follow-up to Commissioner Jacobs.

Closed Session:

Vice Chair Howerton stated the Board was 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.

Commissioner Reckhow moved, seconded by Commissioner Jacobs to adjourn to Closed Session.

The motion carried unanimously.

Reconvene to Open Session:

Vice Chair Howerton announced that the Board met in Closed Session and provided direction to staff.

Adjournment:

Commissioner Reckhow moved, seconded by Commissioner Foster to adjourn the Regular Session meeting.

The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Monica Toomer".

Monica W. Toomer
Deputy Clerk to the Board