

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

Monday, August 25, 2008

7:00 P.M. Regular Session

MINUTES

Place: Commissioners' Room, second floor, Durham County Government Administrative Complex, 200 E. Main Street, Durham, NC

Present: Chairman Ellen W. Reckhow, Vice-Chairman Michael D. Page, and Commissioners Lewis A. Cheek, Philip R. Cousin Jr., and Becky M. Heron

Absent: Chairman Ellen W. Reckhow and Commissioner Lewis A. Cheek

Presider: Vice-Chairman Page

Opening of Regular Session—Pledge of Allegiance

Motion to Excuse Commissioner Cheek

Vice-Chairman Page noted that Chairman Reckhow had been previously excused from the meeting.

Commissioner Cousin moved, seconded by Commissioner Heron, to excuse Commissioner Cheek from the meeting.

The motion carried with the following vote:

Ayes: Cousin, Heron, and Page

Noes: None

Absent: Cheek and Reckhow

Announcements

Vice-Chairman Page announced that the Durham County Women's Equality Day Commemoration Ceremony sponsored by the Durham County Women's Commission would be held on Tuesday, August 26, at 5:30 p.m. in the Durham County Government Administrative Complex (Old Courthouse) on Main Street. He noted that a light reception would be held to recognize select nominees in acknowledgement and appreciation for paving the way for all women to assume leadership roles and positions—politically, socially, and economically.

Minutes

Commissioner Heron moved, seconded by Commissioner Cousin, to approve as submitted the August 4, 2008

Worksession and August 11, 2008 Regular Session Minutes of
the Board.

The motion carried with the following vote:

Ayes: Cousin, Heron, and Page

Noes: None

Absent: Cheek and Reckhow

Recognition of Retiring Chief Deputy C. Wes Crabtree

Sheriff Worth Hill presented Chief Deputy Crabtree with a special framed poem called "The Badge". Sheriff Hill read the poem as follows:

THE BADGE
It comes in many shapes and sizes
And over the bearer's heart it stands
Representing honor, peace,
Order, and dignity
Regardless of how small or great the demands.
It is awake all day and all night
For it can never sleep
It must be alert, willing, and able
To protect the strong as well as the weak.
It shows no prejudice to any
It sees no color, race, nor creed
For it's justice stands for all
And it's wearer is a rare breed.
It has no fear of danger
And will move when it is called
Many have tried to conquer it
But it's strength has survived them all.
It has been worn by many
And has caused much grief to some
Others have fallen honoring it
Yet other bearer's are still willing to come.
So let the bearer of the badge beware
Of the enormous burden it represents
Don't tarnish it in any way
For the badge and its true bearer are God sent.

Sheriff Hill congratulated Chief Crabtree and praised him for a job well done for Durham County.

Vice-Chairman Page read the following resolution to recognize Chief Deputy C. Wes Crabtree as he prepares to retire from a successful and noteworthy career with Durham County Government:

RESOLUTION

WHEREAS, Carlton Wesley Crabtree joined Durham County's Office of the Sheriff in 1980 as a jailer and held increasingly more responsible positions in the organization including patrolman, civil process officer, investigator, Sergeant, Lieutenant for Community Services and Records, Major of Operations, and Chief Deputy; and

WHEREAS, in 1999, he graduated from the FBI National Academy, becoming the first member of the Office of the Sheriff to attend the National Academy; and

WHEREAS, Chief Crabtree graduated from the NC Institute of Government's Law Enforcement Administrator's Program and received both an Advanced Law Enforcement Certificate and an Advanced Professional Law Enforcement Certificate from the NC Sheriff's Training and Standards Commission; and

WHEREAS, he always demonstrated ability, commitment, and professionalism when discharging his responsibilities to the Office of the Sheriff, including lending his expertise to new programs such as Pretrial Services and Jail Reentry; and

WHEREAS, his professional and community memberships have been numerous, including the National Sheriff's Association, North Carolina Sheriff's Association, American Jail Association, Durham Crime Cabinet, North Carolina GangNet Steering Committee, Co-Chair of the Criminal Justice Partnership Advisory Board and the Results Based Accountability Safety Committee, along with serving as a Member and Past President of the Bahama Ruritan Club; and

WHEREAS, he earned honors as the 2005 Bahama Ruritan of the Year and the 2006 North Carolina Law Enforcement Officer of the Year; and

WHEREAS, during his remarkable career, Chief Crabtree provided strong leadership and innovation in law enforcement as a decorated member of organization:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby extend grateful appreciation to

CARLTON WESLEY CRABTREE

for 28 years of dedicated service to Durham County Government. He will long be remembered for his visionary and innovative leadership style and for his invaluable contributions towards enhancing the quality of life in Durham.

BE IT FURTHER RESOLVED that we wish him continued health, happiness, and a wealth of success as he begins a new journey in his life!

This the 25th day of August, 2008.

Vice-Chairman Page commended Chief Crabtree for his excellent work and for representing Durham County well.

Commissioner Heron expressed appreciation to Chief Crabtree for his work in Durham County and for its citizens.

Commissioner Cousin thanked Chief Crabtree for his 28 years of service to Durham County.

Chief Crabtree thanked Durham staff and citizens for giving him the opportunity to serve them and for contributing to his hard work.

Vice-Chairman Page presented the resolution to Chief Crabtree.

Proclamation of September as Alcohol and Drug Addiction Recovery Month in Durham County

Vice-Chairman Page read the following proclamation into the record:

PROCLAMATION

WHEREAS, treatment and long-term recovery from substance use disorders can offer a renewed outlook on life for those who are addicted and their family members; and

WHEREAS, substance use disorders impact 22.6 million people aged 12 or older in the United States (or 9.2 percent of the population), which is more than the number of people living with coronary heart disease, cancer, or Alzheimer's Disease combined; and

WHEREAS, people who receive treatment for substance use disorders can lead more productive and fulfilling lives, personally and professionally; and

WHEREAS, studies have consistently found that individualized treatment is essential for people to be successful in their path of recovery; and

WHEREAS, real stories of long-term recovery can inspire others to ask for help and improve their own lives, the lives of their families, and the entire community; and

WHEREAS, it is critical that we educate our community members that substance use disorders are treatable yet serious healthcare problems, and by treating them like other chronic diseases, we can improve the quality of life for the entire community; and

WHEREAS, working together to help achieve this goal are the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy, The Durham Center, and the Partnership for a Healthy Durham:

NOW, THEREFORE, BE IT RESOLVED that I, Ellen W. Reckhow, Chairman of the Durham County Board of Commissioners, do hereby proclaim the month of September 2008 as

ALCOHOL AND DRUG ADDICTION RECOVERY MONTH

in Durham County. I call upon all citizens to observe this month by celebrating recovery from addiction at the third annual Recovery Celebration Block Party in Durham on September 12 and by participating in other appropriate programs, activities, and ceremonies supporting this year's theme, "Join the Voices for Recovery: Real People, Real Recovery."

This the 25th day of August, 2008.

Vice-Chairman Page called Doug Wright, Area Mental Health Board member, forward to accept the proclamation.

Consent Agenda

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

- *a. Property Tax Releases and Refunds for Fiscal Year 2008-2009 (accept the property tax release and refund report for July 2008 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report);
- *b. Budget Ordinance Amendment No. 09BCC000005—Cooperative Extension (appropriate \$34,468 in funding from Durham's Partnership for Children—A Smart Start Initiative—to support the implementation of a second year of The Incredible Years: BASIC Parent Training Program and approve .25 FTE staff person to facilitate the Incredible Years Curriculum);
- *c. Budget Ordinance Amendment No. 09BCC000006—Cooperative Extension—Recognize \$11,970 in Grant Funding from Durham's Partnership for Children; A Smart Start Initiative—To Support the Implementation of B.A.B.Y (Birth and Beginning Years) Family Literacy Curriculum; approve the increased hours of the part-time parent educator from .53 to .63 FTE through June 30, 2009;
- *d. Budget Ordinance Amendment No. 09BCC000007—Public Health—Recognize \$15,044 in One-Time Supplemental Funds from the N.C. Department of Health and Human Services for operational expenses for the Syphilis Elimination Program in the Division of Health Education;

- *e. Budget Ordinance Amendment No. 09BCC000008—Public Health—Recognize \$15,000 in One-Time Funding from the N.C. Department of Health and Human Services, Division of Public Health, to Improve the Delivery of Essential Public Health Services by creating earned media (TV, radio, magazine) on prevention/health issues;
- *f. Capital Project Amendment No. 09CPA000002—Appropriation of 2008 Issued General Obligation Bonds, County Contribution Funds to Various Capital Projects, and Movement of Funds Between Two Durham Public School Projects (appropriate \$79,070,128 in 2007 voter-approved General Obligation Bond funds, \$550,000 in county contribution to various capital projects, and move \$3,950,000 of 2008 Two-Thirds General Obligation Bond funds from the DPS bond management project 2003 to a new DPS land acquisition project 2008);
- *g. Capital Project Amendment No. 09CPA000003—Durham Public Schools—Adjustments to 2003 General Obligation Bond Capital Project Budgets (transfer \$500,000 of 2003 General Obligation Bond funds from the W.G. Pearson Elementary School project to the Morehead Elementary School project [\$400,000] and the Lakeview Elementary School project [\$100,000]);
- h. Ambulance Purchase (authorize the Manager to enter into a contract with Southeastern Specialty Vehicles in the amount of \$99,574 for the purchase of an emergency medical vehicle for Durham County EMS);
- i. Approval of Work First Plan Status (approve the recommendation of the Work First Planning Committee to designate Durham County as a Standard County for the 2009-2011 planning period);
- k. Removed from the agenda; and
- l. Initial Prepared Food Tax Projects (approve the proposed slate of projects pursuant to approval of the Prepared Food Tax by the voters on November 4, 2008, and the subsequent imposition of the tax by the Board of County Commissioners).

The motion carried with the following vote:

Ayes: Cousin, Heron, and Page
Noes: None
Absent: Cheek and Reckhow

*Documents related to these items follow:

Consent Agenda Item No. a. Property Tax Releases and Refunds for Fiscal Year 2008-2009 (accept the property tax release and refund report for July 2008 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report).

Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc., the report details releases and refunds for the month of July 2008.

Releases & Refunds for 2008 Taxes:

Real Estate	\$214,973.47
Personal	\$ 65,968.04
Motor Vehicles	\$ 17,669.82
Vehicle Fees	\$ 410.00
Solid Waste	\$ 180.00
Total for 2008 Taxes and Fees	\$299,201.33

Prior years' (2001-2007) releases and refunds for July 2008 are in the amount of \$30,726.61. The total current year and prior years' releases and refunds amount to \$329,927.94.

(Recorded in Appendix A in the Permanent Supplement of the August 25, 2008 Regular Session Minutes of the Board.)

Consent Agenda Item No. b. Budget Ordinance Amendment No. 09BCC000005—Cooperative Extension (appropriate \$34,468 in funding from Durham's Partnership for Children—A Smart Start Initiative—to support the implementation of a second year of The Incredible Years: BASIC Parent Training Program and approve .25 FTE staff person to facilitate the Incredible Years Curriculum).

DURHAM COUNTY, NORTH CAROLINA
 FY 2008-09 Budget Ordinance
 Amendment No. 09BCC000005

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 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	\$395,312,688	\$34,468	\$395,347,156

Expenditures:

<u>Activity</u>			
<u>GENERAL FUND</u>			
Economic and Physical Development	\$6,172,546	\$34,468	\$6,207,014

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

This the 25th day of August, 2008.

Consent Agenda Item No. c. Budget Ordinance Amendment No. 09BCC000006—Cooperative Extension—Recognize \$11,970 in Grant Funding from Durham’s Partnership for Children; A Smart Start Initiative—To Support the Implementation of B.A.B.Y (Birth and Beginning Years) Family Literacy Curriculum; approve the increased hours of the part-time parent educator from .53 to .63 FTE through June 30, 2009.

DURHAM COUNTY, NORTH CAROLINA
FY 2008-09 Budget Ordinance
Amendment No. 09BCC000006

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 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	\$395,347,156	\$11,970	\$395,359,126

Expenditures:

<u>Activity</u>			
<u>GENERAL FUND</u>			
Economic and Physical Development	\$6,207,014	\$11,970	\$6,218,984

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

This the 25th day of August, 2008.

Consent Agenda Item No. d. Budget Ordinance Amendment No. 09BCC000007—Public Health—Recognize \$15,044 in One-Time Supplemental Funds from the N.C. Department of Health and Human Services for operational expenses for the Syphilis Elimination Program in the Division of Health Education.

DURHAM COUNTY, NORTH CAROLINA
FY 2008-09 Budget Ordinance
Amendment No. 09BCC000007

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 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	\$395,359,126	\$15,044	\$395,374,170

Expenditures:

<u>Activity</u>			
<u>GENERAL FUND</u>			
Human Services	\$442,777,155	\$15,044	\$442,792,199

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

This the 25th day of August, 2008.

Consent Agenda Item No. e. Budget Ordinance Amendment No. 09BCC000008—Public Health—Recognize \$15,000 in One-Time Funding from the N.C. Department of Health and Human Services, Division of Public Health, to Improve the Delivery of Essential Public Health Services by creating earned media (TV, radio, magazine) on prevention/health issues.

DURHAM COUNTY, NORTH CAROLINA
FY 2008-09 Budget Ordinance
Amendment No. 09BCC000008

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 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	\$395,374,170	\$15,000	\$395,389,170

Expenditures:

<u>Activity</u>			
<u>GENERAL FUND</u>			
Human Services	\$442,792,199	\$15,000	\$442,807,199

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

This the 25th day of August, 2008.

Consent Agenda Item No. f. Capital Project Amendment No. 09CPA000002—Appropriation of 2008 Issued General Obligation Bonds, County Contribution Funds to Various Capital Projects, and Movement of Funds Between Two Durham Public School Projects (appropriate \$79,070,128 in 2007 voter-approved General Obligation Bond funds, \$550,000 in county

contribution to various capital projects, and move \$3,950,000 of 2008 Two-Thirds General Obligation Bond funds from the DPS bond management project 2003 to a new DPS land acquisition project 2008.

DURHAM COUNTY, NORTH CAROLINA
 FY 2008-09 Capital Project Ordinance
 Amendment No. 09CPA000002

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 Capital Project Ordinance is hereby amended to reflect budget adjustments for the following projects:

2007 Voter Approved General Obligation Bonds

<u>Expenditures</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
Bethesda Elementary Project 2007	\$0	\$1,245,833	\$1,245,833
Club Blvd Elementary Project 2007	\$0	\$5,077,356	\$5,077,356
Easley Elementary Project 2007	\$0	\$1,842,955	\$1,842,955
Glenn Elementary Project 2007	\$0	\$762,311	\$762,311
R.N. Harris Elementary Project 2007	\$0	\$7,365,339	\$7,365,339
Mangum Elementary Project 2007	\$0	\$1,903,374	\$1,903,374
Merrick-Moore Elementary Project 2007	\$0	\$5,393,097	\$5,393,097
Parkwood Elementary Project 2007	\$0	\$7,424,921	\$7,424,921
E.K. Powe Elementary Project 2007	\$0	\$3,529,211	\$3,529,211
Y.E. Smith Elementary Project 2007	\$0	\$7,564,429	\$7,564,429
Carrington Middle School Project 2007	\$0	\$4,923,499	\$4,923,499
Durham School of the Arts HS Project 2007	\$0	\$15,141,636	\$15,141,636
Lakeview School Project 2007	\$0	\$1,695,229	\$1,695,229
Fuller Building Project 2007	\$0	\$450,126	\$450,126
DPS Project Management 2007	\$0	\$1,900,000	\$1,900,000
NC Museum of Life and Science Project	\$10,970,000	\$4,170,812	\$15,140,812

DTCC-Newton Building Expansion Project	\$320,000	\$3,680,000	\$4,000,000
DTCC-Campus Improvements Project	\$5,200,000	\$3,000,000	\$8,200,000
DTCC-Main Campus Expansion Project	\$0	\$2,000,000	\$2,000,000

County Contribution

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
Open Space Land Acquisition	\$7,957,755	\$550,000	\$8,507,755

2008 Two-Thirds General Obligation Bonds

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
DPS Bond Management Project 2003	\$6,517,894	(\$3,950,000)	\$2,567,894
DPS Land Acquisition Project 2008	\$0	\$3,950,000	\$3,950,000

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

This the 25th day of August, 2008.

Consent Agenda Item No. g. Capital Project Amendment No. 09CPA00003–Durham Public Schools—Adjustments to 2003 General Obligation Bond Capital Project Budgets (transfer \$500,000 of 2003 General Obligation Bond funds from the W.G. Pearson Elementary School project to the Morehead Elementary School project [\$400,000] and the Lakeview Elementary School project [\$100,000]).

DURHAM COUNTY, NORTH CAROLINA
 FY 2008-09 Capital Project Ordinance
 Amendment No. 09CPA000003

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2008-09 Capital Project Ordinance is hereby amended to reflect budget adjustments for the following projects:

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
New “D” Elementary (W.G. Pearson) Project	\$13,854,700	(\$500,000)	\$13,354,700
Morehead Elementary Project	\$4,035,304	\$400,000	\$4,435,304
Lakeview School Project	\$360,000	\$100,000	\$460,000

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

This the 25th day of August, 2008.

Consent Agenda Item Removed for Discussion

Consent Agenda Item No. j. Downtown Durham Inc.—Contract Approval (authorize the Manager to enter into a contract with Downtown Durham Inc. in the amount of \$60,000 to perform the functions of economic development in the downtown area);

Vice-Chairman Page pulled this item to allow signed speaker Victoria Peterson, PO Box 101, Durham 27702, to comment; however, Ms. Peterson was not in the room when her name was called.

Commissioner Heron moved, seconded by Commissioner Cousin, to approve Consent Agenda Item No. j.

The motion carried with the following vote:

Ayes: Cousin, Heron, and Page

Noes: None

Absent: Cheek and Reckhow

Public Hearing on the Concept of Animal Tethering

Michael Turner, Director of General Services, recapped that at the Board of County Commissioners' August 4, 2008 Worksession, Amanda Arrington, Chairman of the Durham County Animal Control Advisory Committee (ACAC), recommended revisions to the current Animal Control Ordinance concerning animal tethering restrictions.

Ms. Arrington stated that the ACAC recommends the following changes to the ordinance: a definition for animal tethering, minimum fencing requirements, tethering exceptions and attended tethering that does not cause unjustified pain and suffering to animals. The final draft of the proposed amendment will be subject to review and revision by the County Attorney's Office.

Vice-Chairman Page thanked Ms. Arrington and the ACAC for their hard work. He opened the public hearing that was properly advertised. Due to the large number of speakers, Vice-Chairman Page asked that citizens limit their comments to two minutes. He noted that citizens have the option to yield his/her time to another speaker.

The following citizens spoke in support of the proposed ordinance amendment:

Terri Fizer, 1309 Oak Forest Drive, Hillsborough 27278

Heather Brown, 417 West Maynard Avenue, Durham 27704

Holly Guss, 417 West Maynard Avenue, Durham 27704

Jennifer Michalenok, 917 Snowhill Road, Durham 27712
Robert Hensley, 11 Scotts Place, Durham 27705
Halle Amick, 3015 Bexley Avenue, Durham 27707
Sheri Allen, 6410 Amed Road, Bahama 27503
Mike Allen, 6410 Amed Road, Bahama 27503,
Donna Gray, 2309 Nation Avenue, Apt. 1, Durham 27707
Simon Woodrop, 5 Waterview Court, Durham 27703, representing Animal Protection Society
Kimberly Briscoe, 122 Leacrost Way, Durham 27703, representing the Coalition to Unchain Dogs
Susan McDonald, 122 Leacrost Way, Durham 27703
Lori Hensley, 11 Scotts Place, Durham 27705
David Seidman, 909 Lancaster St. Durham 27701
Ellen Whitaker, 713 Arnette Ave. Durham 27701
Susan Hudson, 220 S. Mineral Springs Road Durham 27703
Shafonda Price
Kim Croom, 6040 A Six Forks Road, Raleigh 27609
Robert Cooley, 1839 Stage Road, Durham 27703
Risa Foster, 7917 Buckhorn, Durham
Ed McBride, 319 N. Riverdale Drive, Durham 27712
Willa Bell, 906 Shepherd Street, Durham 27701
Leeanne Siart, 9 Pinyor Place, Durham, 27707
Barbara Szombatfalvy, 1705 Ward Street, Durham 27707
Terri Cronan, 4 Gandhi Drive, Durham 27703
Victoria Antman, 4201 University Drive, Durham 27707
Kathy Woodford, 7405 Chesley Lane, Durham 27713
Daniel Wieland, 7405 Chesley Lane, Durham 27713
Jennifer Naylor, 2905 Gretmar Drive, Durham 27705
Deb Eveland, 2005 Wawa Avenue, Durham 27707, Coalition to Unchain Dogs
Alicia Kollmar, 510 E. Trinity Avenue, Durham 27701
Andrea Portbury, 23 Summerglenn Court, Durham 27713, representing German Shepherd Rescue & Adoptions
Jon Hunter, 23 Summerglenn Court, Durham 27713, German Shepherd Rescue & Adoptions
Cindy Bowman, 300 Woodcroft Parkway, #30 A, Durham 27713, representing Coalition to Unchain Dogs
Sarah Reichman, 406 W. Markham, Durham 27701, representing Coalition to Unchain Dogs
Colin Crossman, 1019 Onslow Street, Durham 27705
Donna Dietrich, 221 Dacian Avenue, Durham 27701
Ellen Foreman, 2607 Elgin Street, Durham 27704
Wendy Nessly, 114 Citrine Court, Durham 27703
James Nessly, 114 Citrine Court, Durham 27703

Bill Anderson, 113 W. Markham Avenue, Durham 27701, representing Partners Against Crime

Gary Falgout, 23 Stoneridge Circle, Durham 27705

Ken Gasch, 2518 Cascadilla, Durham 27701, representing Inter-Neighborhood Council of Durham

Mark Soloman, 1808 Woodburn Road, Durham 27705

Bonnie McGill, 2604 Englewood Ave. #2, Durham 27705, representing Coalition to Unchain Dogs

Nancy Cox, 4 Falcon Nest Court, Durham 27713

Casey Arrington, 3225 Pickett Road, Durham 27705

Rodney Marshall

Lezley McDouall, 1103 Chalk Level Road, Durham 27704

Leslie Grenick, 3605 Barcelona Avenue, Durham 27707

Rob Gilbridge, 407 North Queen Street, Durham 27701

Walter V. Schonfeld, 2002 Wilshire Drive, Durham

Al Bincarousky, P.O. Box 96, Fuquay Varina 27526, representing Staffordshire Terrier Club of America

Meredith Barthelemy, 1617 Snow Crest Trail, Durham 27707

Beth Livingstone, 1315 Glendale Avenue, Durham 27701

Martha Wilaby, 1105 Stonehedge Avenue, Durham 27707

Allison Keenan, 4709 Erwin Road, Durham 27705, representing Coalition to Unchain Dogs

Noelle Paull, representing Pleasant Drive Animal Rescue

Laura Atkinson, 7 Prestwick Place, Durham 27705, representing the Coalition to Unchain Dogs

Donna Allison, 500 W. Bywood Drive, Durham 27712, representing the Coalition to Unchain Dogs

John Hanselman, 808 Pebblestone Drive, Durham 27707

The following citizens opposed the proposed ordinance amendment:

Natalie Rowntree, 1670 Cedar Ridge Road, Stem 27581, representing North Carolina Responsible Animal Owner's Alliance

Dory Vanduzer, 2017 Sprunt Avenue, Durham 27705

Elizabeth Gessner, 1808 Forest Road, Durham 27705

Kevin Young, 7403 Blalock Road, Bahama 27503

Andrea Press, 233 Rural Route 117, Wilmington, NC, representing Responsible Dog Owners of Eastern States

Vice-Chairman Page thanked the speakers for their comments. He closed the public hearing and referred the matter back to the Board.

Commissioner Heron suggested that citizen comments be submitted to the ACAC for consideration; the ACAC would then present final amendments to the Board in late September or early October.

In response to a question posed by Vice-Chairman Page, County Manager Mike Ruffin explained that the proposed ordinance changes are scheduled to be discussed at the September 2 Worksession. If the Board chooses to move forward with the amendment, then the Board may do so at any time after its review.

Commissioner Cousin concurred with Commissioner Heron's suggestion.

Ms. Arrington stated that the ACAC amended the Ordinance per Commissioner Cheek's suggestions at the August 4 Worksession. The ACAC would make its final recommendations to the Board at the September 2 Worksession.

Vice-Chairman Page inquired about the revised language in the Ordinance.

County Manager Ruffin stated that subsequent to the September 2 discussion, the Board may opt to vote on the proposed amendment at either the October 8 or October 22 Regular Session.

County Attorney Chuck Kitchen clarified for Commissioner Heron that the ACAC will present its recommendation to the Board on September 2. Once the Board reviews the recommendation, it may then decide what course of action to take.

County Manager Ruffin informed Commissioner Heron that citizens comments from tonight's meeting may be accessed via the archived video on the County's website. He stated that he would email links to the video to Chairman Reckhow and Commissioner Cheek.

Public Hearing on Coordinated Transportation: FY 2008-2009 Rural Operating Assistance Program (ROAP) Grant—Application Approval

Johnny Ford, Transportation Access Coordinator stated that the Cooperative Extension Service is requesting Board approval of the Rural Operating Assistance Program (ROAP) grant to be submitted to the North Carolina Department of Transportation (NCDOT). The ROAP grant consolidates the Elderly and Disabled Transportation Assistance Program (EDTAP), Rural General Public Program (RGP) and the Work First/Employment Program into a single application package. EDTAP provides for assistance in the transportation of the elderly and disabled. Work First/Employment Program is intended to provide operating assistance for transitional Work First. The Rural General Public funds will be used to supplement existing routes that currently serve the county.

In June 2008, letters were sent to over 30 human service and non-profit agencies requesting input into the application. A Public Hearing Notice was published in The Herald-Sun in July 2008. Letters were translated into Spanish and sent to the Latino and other limited English proficiency communities.

The application proposes \$95,653 of governmental revenue to be allocated to Support Coordinated Transportation for Durham County Elderly and Disabled residents, through the Elderly and Disabled Transportation Assistance Program (EDTAP), and \$11,065 for Work First Transitional/Employment. These funds require no local match. The \$95,245 represents an increase of \$408 from last year's allocation.

The \$43,508 allocated for Rural General Public Transportation (RGP) requires a 10% local match. The majority of the local match is recouped through fares and the remaining match has been budgeted. These programs help support the transportation needs of citizens residing in the County. The program is administered by Cooperative Extension Coordinated Transportation.

The NCDOT annually allocates funds for EDTAP, RGP, and Work First. Durham County will receive \$150,226 for FY 2008-2009.

EDTAP Funds shall be used to provide services for the noted agencies:

Council of Senior Citizens
Dept. of Social Services (Adult)
Durham Exchange Club Industries
Retired and Senior Volunteer Program
Services for the Blind
Durham Parks and Recreation
The ARC of Durham

Additionally Durham County is applying for the maximum amount of supplemental ROAP funding from NCDOT.

- EDTAP \$56,162
- Work First \$8,851
- RGP \$22,818

The \$22,818 for Rural General Public Transportation (RGP) requires a 10% local match. The majority of the local match is recouped through fares, and the remaining match has been budgeted. These funds will be used for expanded service.

Durham County is applying for a total of \$87,831 in supplemental ROAP funds for FY 2008-2009.

Commissioner Heron inquired about travel costs for Durham County vs. Orange County.

Mr. Ford responded that he cannot provide a cost comparison; however, Durham County operates in urban and rural areas while Orange County only operates in rural areas. He noted that previous number errors have been corrected.

Vice-Chairman Page opened the public hearing that was properly advertised. As no one signed up to speak, he closed the public hearing and referred the matter back to the Board.

Commissioner Heron moved, seconded by Commissioner Cousin, to approve the ROAP application for submittal to NCDOT.

The motion carried with the following vote:

Ayes: Cousin, Heron, and Page

Noes: None

Absent: Cheek and Reckhow

Adjournment

There being no further business, Vice-Chairman Page adjourned the meeting at 9:55 p.m.

Respectfully Submitted,

Yvonne R. Gordon
Deputy Clerk to the Board