



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

Commissioners' Chambers

Monday, January 11, 2016

7:00 pm Regular Session

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments:

Chairman Page asked for a motion to be excused from the January 25, 2016 Regular Session Meeting.

Commissioner Jacobs moved, seconded by Commissioner Reckhow to excuse Chairman Page from the January 25, 2016 Regular Session Meeting.

The motion carried unanimously.

Announcements:

Chairman Page read the following announcements:

- 1)The Durham County Criminal Justice Advisory Committee's Reentry Subcommittee is hosting a networking event for local organizations that provide services and support to individuals returning to our community after incarceration. Agencies that want to be part of a larger Reentry network are invited to attend and share information about their important work. The event will take place on Thursday, January 21, 2015 from 4pm to 6pm at the Criminal Justice Resource Center, 326 E Main Street. For more information call 919.560.0500.
- 2)Please join Durham County and the City of Durham as we celebrate Durham's 11th Annual City-County Martin Luther King Jr. Employee Observance Program on Wednesday, January 13th at 12:00 noon, First Presbyterian Church, 305 E. Main Street. Dr. Reginald Van Stephens, Pastor of White Rock Baptist Church, will be the keynote speaker. The Durham City-County Employee choir will perform. This event is open and free to the public.

3) Please contact the Clerk's Office at 919-560-0025 or clerk@dconc.gov to find out about opportunities to serve on one of our volunteer boards or commissions.

4) Informational meetings regarding the tax reappraisal process will be held (by appointment) at the following locations and dates:

- South Regional (Jan 12, 13, 14)
- East Regional (Jan 20, 21)
- Human Services Building (Jan 19)

January 31, 2016 is the last day to list personal property. A full list of dates can be found on the website.

5) These announcements may also be found on the County's website or you may call the Clerk's Office at 919-560-0025.

Minutes:

Vice Chair Howerton moved, seconded by Commissioner Jacobs to approve the September 28, 2015 and October 26, 2015 Regular Session Minutes.

The motion carried unanimously.

Ceremonial Items:

16-827 Proclamation - National Mentoring Month

Chairman Page read the following proclamation:

NATIONAL MENTORING MONTH | 2016

WHEREAS, in 2002, the Harvard School of Public Health and MENTOR: the National Mentoring Partnership created National Mentoring Month; and

WHEREAS, the goals of National Mentoring Month are to raise awareness of youth mentoring, recruit individuals to mentor, encourage organizations to engage and integrate quality in youth mentoring programs and seek to highlight effective mediation in preventing juvenile delinquency; and

WHEREAS, a mentor is a caring, consistent presence who devotes time to a young person to help that young person discover personal strength and achieve his or her potential through a structured and trusting relationship; and

WHEREAS, quality youth mentoring encourages positive choices, promotes self-esteem, supports academic achievement and introduces young people to new ideas; and

WHEREAS, mentoring programs have shown to be effective in combating school violence, discipline problems, substance abuse, incarceration and truancy; and

WHEREAS, development experts agree that youth mentoring is critical to the social, emotional and cognitive development of our young people and helps them navigate the path to adulthood more successfully; and

WHEREAS, research shows that young people who were at risk for not completing high school but who had mentors were 55 percent more likely to successfully enroll in college, 81 percent more likely to participate regularly in extracurricular activities, more than twice as likely to hold leadership positions in a club or sports team, and 78 percent more likely to volunteer regularly in their communities; and

WHEREAS, mentors help young people by promoting networking, connecting with industry professionals, setting career goals and ultimately, finding gainful employment.

NOW THEREFORE, I, Michael D. Page, on behalf of the Board of County Commissioners do hereby proclaim the month of January 2016 as

“NATIONAL MENTORING MONTH”

in Durham, and hereby call upon public officials, business and community leaders, educators, and citizens to observe this month with appropriate ceremonies, activities and programs in order to:

- recognize the men and women who serve as staff and volunteers at quality mentoring programs and who help our young people find inner strength and reach their full potential;
- acknowledge that mentoring is beneficial because it encourages educational achievement, reduces juvenile delinquency, improves life outcomes, and strengthens communities;
- promote the creation and expansion of quality mentoring programs across the Durham to equip young people with the tools needed to lead healthy and productive lives; and
- support initiatives to close the "mentoring gap."

This the 11th day of January, 2016

Michael D. Page, Chairman
Durham Board of County Commissioners

DeWarren Langley, Chairman, Durham County Juvenile Crime Prevention Council thanked the Board for the proclamation. He acknowledged the members of the Council and other community members. Mr. Langley mentioned the importance of mentoring in the community and how beneficial mentors were to our youth.

Commissioner Reckhow expressed how thankful she was for the proclamation being brought forward and happy that more adults were mentoring our youth. She shared a story discussed at the January 2016 Crime Cabinet meeting and expressed how mentorship helped mold our youth.

Vice Chair Howerton acknowledged Mr. Langley for his idea to have an event about mentorship.

Commissioner Reckhow stated there was a policy guideline where the Board allowed employees to take an hour per week to volunteer as mentors. She asked the County Manager to revisit that policy and introduce it to get employee involvement.

Wendell Davis, County Manager stated Gayle Harris, Public Health Director met with leaders from Duke University Health System and a few other organizations to discuss Goal One of the Strategic Plan: Health and Well Being of the Community. He mentioned they were looking to expand the outreach of mentorship by inviting other appropriate partners to participate.

Consent Agenda:

Chairman Page stated citizens requested to pull item #16-808. Commissioner Reckhow also requested to pull items #16-822 and 16-824.

Commissioner Jacobs moved, seconded by Vice Chair Howerton to approve the following items on the Consent Agenda.

*16-811 Budget Ordinance Amendment No. 16BCC000033 to Recognize \$20,000 from the NC DHHS Health Division of Public Women’s and Children’s Health Section

*16-815 Budget Ordinance Amendment No. 16BCC000031 to Recognize \$486.05 in Revenue to the Cooperative Extension Program (Project BUILD) Budget from a Go Fund Me campaign

*16-816 Budget Ordinance Amendment No. 16BCC000032 to Appropriate \$3,822.38 of Unexpended Funds Awarded to Cooperative Extension Community Outreach by Way of a FY2015 Reimbursable Grant from Durham Public Schools in the Amount of \$8,000

*16-823 Capital Project Amendment No. 16CPA000008 - Moving Unspent 2007GO Bond funds Between Durham Public School Capital Projects

16-825 Approve Payment to Bahama Volunteer Fire Department (VFD) in the Amount of \$63,820 for Settlement of Deficit in Temporarily Restricted Net Assets Due to EMS Paramedic Services’ Expenses in Excess of County Funding Provided for EMS Paramedic Services, and Budget Ordinance Amendment No. 16BCC000029 Transferring Budgeted Contingency Funds to VFD Paramedic Services to Support This Payment

16-836 Refund of Overpayment of Revenue Stamps/tax pursuant to N.C. General Statute 105-228.37

The motion carried unanimously.

Consent Agenda Item #16-811

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000033**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 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	\$57,927,017	\$20,000	\$57,947,017

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Human Services	\$90,970,368	\$20,000	\$90,990,368

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

This the 11th day of January, 2016.

Consent Agenda Item #16-815

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000031**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 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>			
Contributions & Donations	\$139,133	\$486	\$139,619

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Economic and Physical Development	\$6,621,172	\$486	\$6,621,658

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

This the 11th day of January, 2016.

Consent Agenda Item #16-816

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000032**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 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	\$57,923,195	\$3,822	\$57,927,017

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Economic and Physical Development	\$6,621,658	\$3,822	\$6,625,480

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

This the 11th day of January, 2016.

Consent Agenda Item #16-823

**DURHAM COUNTY, NORTH CAROLINA
2015-16 Capital Project Ordinance
Amendment Number 16CPA000008**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2015-16 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
Sandy Ridge Elementary School (SH119)	\$18,499,316.68	(\$2,228.31)	\$18,497,088.37
Playgrounds (SH121)	\$2,979,349.46	(\$7,221.73)	\$2,972,127.73
Lucas Middle School (SH123)	\$31,369,258.34	(\$499,675.00)	\$30,869,583.34
Jordan High School (SH125)	\$4,808,691.26	(\$227,057.00)	\$4,581,634.26
New High School A (SH126)	\$6,895,307.26	(\$1,148,166.00)	\$5,747,141.26
Bethesda Elementary School (SH137)	\$1,797,467.45	(\$98,401.00)	\$1,699,066.45
Harris Elementary School (SH141)	\$6,029,390.21	(\$190,290.72)	\$5,839,099.49
Mangum Elementary School (SH142)	\$2,695,563.25	(\$126,960.00)	\$2,568,603.25
Merrick Moore Elementary School (SH143)	\$4,691,666.37	(\$79,474.44)	\$4,612,191.93
Parkwood Elementary School (SH144)	\$7,277,826.10	(\$6,671.00)	\$7,271,155.10
E.K. Powe Elementary School (SH145)	\$3,607,437.44	(\$37,238.65)	\$3,570,198.79
Y.E. Smith Elementary School (SH146)	\$8,066,513.45	\$135,550.00	\$8,202,063.45
Durham School of the Arts (SH148)	\$15,198,804.51	(\$11,103.46)	\$15,187,701.05
Lakewood Montesorri Middle School (SH0153)	\$12,815,630.12	\$37,935.00	\$12,853,565.12
Burton Elementary School (SH200)	\$772,000.00	(\$88,631.17)	\$683,368.83
Easley Elementary School (SH201) Asphalt	\$200,000.00	(\$39,646.55)	\$160,353.45
Eno Valley Elementary School (SH202)	\$1,500,000.00	\$75,145.00	\$1,575,145.00
Fayetteville St. Elementary School (SH203)	\$895,262.00	(\$748,832.52)	\$146,429.48
Forest View Elementary School (SH204)	\$1,080,000.00	(\$207,141.00)	\$872,859.00
Glenn Elementary School (SH205) Various	\$419,243.00	(\$101,636.36)	\$317,606.64
Hillandale Elementary School (SH206)	\$1,494,000.00	(\$179,566.00)	\$1,314,434.00
Holt Elementary School (SH207)	\$1,032,410.00	(\$165,078.49)	\$867,331.51
Hope Valley Elementary School (SH208)	\$570,000.00	(\$55,676.01)	\$514,323.99
Little River Elementary School (SH209)	\$1,020,000.00	(\$155,293.00)	\$864,707.00
Oak Grove Elementary School (SH210)	\$840,600.00	\$22,594.00	\$863,194.00
Pearsontown Elementary School (SH211)	\$2,343,870.75	(\$173,802.00)	\$2,170,068.75
Southwest Elementary School (SH212)	\$948,973.13	(\$135,872.00)	\$813,101.13
Watts Elementary School (SH213)	\$1,143,872.19	(\$3,167.00)	\$1,140,705.19
Brodgen Middle School (SH215)	\$788,000.01	(\$263,024.05)	\$524,975.96
Lowe's Grove Middle School (SH218)	\$386,695.00	\$249,738.00	\$636,433.00
Pearson Center (SH219)	\$1,800,000.00	(\$1,584,480.00)	\$215,520.00
Rogers - Herr Middle School (SH220)	\$189,000.00	(\$65,558.00)	\$123,442.00
Hillside High School (SH221) General	\$1,838,679.53	(\$313,094.00)	\$1,525,585.53
Riverside High School (SH223)	\$944,925.00	(\$104,056.21)	\$840,868.79
Southern High School (SH224)	\$1,183,840.00	(\$28,876.12)	\$1,154,963.88
Bacon Street Center (SH225)	\$1,515,163.69	(\$32,849.98)	\$1,482,313.71
Whitted Project (SH227)	\$3,000,000.00	\$800,000.00	\$3,800,000.00
Carrington Middle School (SH228) Paving/RR	\$506,375.23	(\$87,235.27)	\$419,139.96
HVAC Control (19 Schools) (SH234)	\$0.00	\$3,000,000.00	\$3,000,000.00
HVAC Control (15 Schools) (SH235)	\$0.00	\$1,900,000.00	\$1,900,000.00

School Kitchen Upgrades (SH236)	\$0.00	\$400,000.00	\$400,000.00
Middle School Gym Upgrades (SH237)	\$0.00	\$347,041.04	\$347,041.04

Adopted this the 11th day of January, 2016.

Items Pulled From Consent Agenda:

16-808 Records Retention and Disposition Schedule for the Office of the Sheriff

Chairman Page reminded citizens that their comments should reflect the current agenda item which was the records retention and disposition schedule. Any other comments would result in him asking the citizens to cease their comments

Justine Johnson, citizen, requested that the public have access to records related to policies and procedures. She stated after multiple attempts, nothing had been made available.

David Theurer, citizen, also requested access to records so that an investigation about unfair concerns could be addressed.

Katya Roytburd, citizen, expressed her concerns about the Sheriff maintaining the retention records. She stated it was critical that all records be retained so that the public can have access to them.

Eli Meyerhoff, citizen, stated he supported the efforts of the “jail investigation team” and requested to have access to the retained records.

Mary White, citizen, requested that citizens have access to the retained records.

Chairman Page asked for the pleasure of the Board on the Agenda Item.

Commissioner Reckhow moved, seconded by Commissioner Jacobs to approve Item #16-808.

The motion carried unanimously.

16-822 Lease Agreement to Alliance Behavioral Healthcare for 309 Crutchfield Street (Durham Center Access Building)

Commissioner Reckhow mentioned she attended a meeting where a discussion took place to create a strong continuum of services. She stated it was discovered that the police were taking individuals who were arrested for intoxication and placing them in a holding cell instead of transporting them to the Access Building. Commissioner Reckhow discussed the under-utilization of the building and suggested the Board ask for quarterly reports related to the building lease to get utilization during the upcoming year. She stated she would move approval of this item with the proviso recommended.

Commissioner Jacobs asked for clarification on the number of individuals taken into custody by the police. Commissioner Reckhow responded there were nine (9) people taken in the past year to Alliance for alcohol problems; no data was provided regarding mental health at that time. Commissioner Jacobs stated data needed to be provided for mental, substance and alcohol abuse.

Commissioner Foster added Alliance was working on the “Step it Up” Initiative which would address mental illness in the jail. He continued to say that during the discussion mentioned by Commissioner Reckhow, the under-utilization was addressed. Commissioner Foster stated the property was owned by the County, but there was no collaboration on the overall goal of reaching those in need within the community.

Vice Chair Howerton stated there was a representative from Alliance present and asked her to add to the conversation

Carol Hammett, Alliance General Counsel stated she contacted Ann Oshel, Community Relations who mentioned she would reach out to Commissioner Foster to explain the services provided and give an overview on the data provided to ensure it was correct. She also added Alliance was confident in the new provider and mentioned that the crisis continuum was top priority.

Chairman Page asked for the pleasure of the Board.

Commissioner Reckhow moved, seconded by Vice Chair Howerton to approve Item #16-822 with the proviso that quarterly reports regarding utilization are received.

The motion carried unanimously.

16-824 Budget Ordinance Amendment No. 16BCC000034 to Transfer \$254,140 from Functional Area Environmental Protection (solid waste) to Functional Area General Government in the General Services Budget

Commissioner Reckhow questioned the movement of \$254,000 from Environmental Protection and General Government. She asked if staff was moved earlier in the year and what happened in Solid Waste/Environmental Services to think that staff was no longer needed.

Motiryo Keambiroiro, Director, General Services responded that staff was placed in Solid Waste Fund but worked in other functions. She added with the creation of the FY 15-16 budget, they created the Warehouse Position and took two (2) staff members that worked in Solid Waste and requested to transfer them into the Warehouse; where they would be in the General Fund instead of the Solid Waste Utility Fund. Ms. Keambiroiro continued to say the staff members would be supplemented with two (2) people from the Criminal Justice Resource Center (CJRC) and would also be supplemented with two (2) members in the Warehouse Position that are already in those positions.

Commissioner Reckhow clarified that the two people were not working in Solid Waste, but in other areas instead. Ms. Keambiroiro responded they were doing other duties while in the Solid Waste Fund because that was the only resource available at the time.

Commissioner Jacobs asked if the two (2) positions for CJRC were in addition to the six (6) already there. Ms. Keambiroiro responded these were two positions that were at the Waste Water Treatment Plant and the client working at the time did not have the skill set. She continued to say that Gudrun Parmer, Director, CJRC then transferred those positions over to the Warehouse.

Commissioner Reckhow moved, seconded by Vice Chair Howerton to approve Item #16-824.

The motion carried unanimously.

Closed Session:

Chairman Page stated the Board was requested to adjourn to Closed Session for the following:

- To discuss matters relating to the location or expansion of a business or industry, pursuant to G.S. 143-318.11(a)(4)

- To instruct staff on the position to be taken concerning real property acquisition for the acquisition of conservation easements on two farms located at 12259 Hampton Road owned by Alston Glenn, and 5315 Isham Chambers Road owned by Samantha Gasson and Scott R. Stirrup, pursuant to G.S. 143-318.11(a)(5)

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

The motion carried unanimously.

Reconvene to Open Session:

Chairman Page announced that the Board met in Closed Session and provided direction to staff. He also asked for a motion concerning real property acquisition for the acquisition of conservation easements on two farms located at 12259 Hampton Road owned by Alston Glenn, and 5315 Isham Chambers Road owned by Samantha Gasson and Scott R. Stirrup.

Commissioner Reckhow moved, seconded by Vice Chair Howerton to approve the following motions:

- Approve an option to purchase a conservation easement on the Alston Glenn Farm located at 12259 Hampton Road until June 30, 2019 for a purchase price to be determined by an appraisal, but for no less than \$3,000 per acre nor more than \$5,000 per acre.

- Approve an option to purchase a conservation easement on the Bull City farm owned by Scott R. Stirrup and Samantha Gasson located at 5315 Isham Chambers Road for a timeframe until June 30, 2019 for a purchase price to be determined by an appraisal, but for no less than \$3,000 per acre nor more than \$5,000 per acre.

The motion carried unanimously.

Adjournment:

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

The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Monica Toomer". The signature is written in a cursive, flowing style.

Monica W. Toomer
Deputy Clerk to the Board