

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

Monday, January 8, 2024

7:00 P.M. Regular Session

MINUTES

Place: Commissioners' Chambers, Second Floor, Durham County Government Administrative Complex, 200 East Main Street, Durham, North Carolina

Present: Chair Nida Allam, Vice-Chair Nimasheena Burns and Commissioners Heidi Carter, Brenda Howerton and Wendy Jacobs

Presider: Chair Nida Allam

Zoom Hybrid
Participants: 3

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments

Chair Allam announced that there were no agenda adjustments.

Announcements

Monica Wallace, Clerk to the Board read the following announcements:

1. **JRC Resources Fair** – The Durham County Justice Resources Department is hosting a resources fair on Wednesday, January 10 from 1:30 to 4:30 p.m. at 326 E. Main Street. The fair will feature employment opportunities, vocational training and education information, as well as supportive services for justice involved residents. There will be several local employers to meet with and possibly interview potential employees.
2. **Public Input Needed for Transit Plan Work Program Amendments** – Our Durham County Transportation Staff wants your feedback! The Public Comment Period for Q3 Amendments to the FY24 Durham Transit Work Program is open until Thursday, January 11. For additional information on the proposed amendments, please visit the Transportation's website at <https://bit.ly/DCoTransitQ3>. To submit a public comment, please send an email to TransitPlan@dconc.gov.
3. **Durham County to Observe Martin Luther King Jr. Holiday** – Most Durham County Government offices will be closed for the Martin Luther King Jr. Holiday on Monday, January 15. All offices will reopen with normal business hours on Tuesday, January 16. To read how the holiday will impact certain services and programs, visit www.dconc.gov.
4. **Survey on Shuttle Service for Museum Community Days** – The Museum of Life and Science is releasing a survey to gauge interest in a shuttle service that would be operated in partnership

with Durham County during the Museum’s free Community Days. We will be looking at a model that best services the needs of those interested. The deadline to complete the survey is January 15. Take the survey at <https://lifeandscience.typeform.com/to/vhYL3pxY>.

5. **Durham USCIS Afghan Support Center Event Jan. 17-20** – The United States Citizen and Immigrant Services (USCIS), Cherokee Federal, N.C. State Refugee Coordinator’s Office, the Office of Refugee Resettlement and local service providers invite you to an Afghan Support Center at the Durham Convention Center. This no cost event will provide an opportunity for Afghans to talk to staff from U.S., North Carolina state and government agencies, a variety of service providers, and others to assist in making sure you have what you need to successfully make the United States your home. Event will be held from Wednesday, Jan. 17 to Saturday, Jan. 20 from 10 a.m. to 7 p.m. (Wed-Fri) and 10 a.m. to 5 p.m. (Saturday) at the Convention Center Grand Ballroom, 301 W. Morgan Street. Interpretation provided in Dari and Pashto onsite. Contact Koku Nayo at knayo@dconc.gov or visit www.centersforafghansupport.org for more information.
6. **DACA Renewal Information Session** – The Durham County Library invites everyone to a one-hour session where you will learn all there is to know about renewing your DACA. Our special guest, attorney Rishi Oza from Brown Immigration Law, will be joining us to answer all of your questions! Session is Monday, Jan. 22 from 12-1 p.m. at Durham County Main Library, 300 N. Roxboro Street. Register at <https://durhamcountylibrary.libcal.com/event/11744614>. More information, contact Abigail Mondragon at vasmondragon@dconc.gov.
7. **Get Vaccinated at DCo Public Health** – Start off 2024 the healthy way by getting your updated COVID-19 vaccine and flu shot and pick up free COVID-19 tests at the Durham County Department of Public Health (414 E. Main Street). COVID vaccines are available by appointment only, while flu shots can be appointment or walk-in. Schedule COVID vaccine at 919-560-7658. Schedule flu shots at 919-560-7608. More information at www.dcopublichealth.org.

Commissioners shared the following additional announcements.

- The North Carolina Association of Soil and Water Conservation Districts Annual Meeting was held in Durham from January 7 – 9, 2024 and the Durham County Soil and Water Conservative District was recognized for the “*Conservation Technical District of the Year Award*”.
- The Durham County Sheriff’s Office received re-accreditation from the American Correctional Association’s Commission. Sheriff Birkhead stated the department received a 100 score rating.
- Property owners in Durham were reminded about the Property Tax Relief Program for homeowners.

Minutes

Commissioner Howerton moved, seconded by Commissioner Carter to approve the November 27, 2023 Regular Session and December 4, 2023 Work Session minutes.

The motion carried unanimously.

Ceremonial Items

24-0018 Introduction of the New Durham County Early Childhood Coordinator Meytal Barak

Donna Rewalt, County Extension Director introduced Meytal Barak, Early Childhood Coordinator and shared an overview of her education and work experience. Ms. Barak stated she was passionate about working with children and families and looked forward to being involved in the Durham community.

The Board welcomed Ms. Barak to Durham County and looked forward to working with her on the Durham County Early Childhood initiatives and practices.

24-0019 Proclamation – National Mentoring Month

Commissioner Carter read the following proclamation:

NATIONAL MENTORING MONTH

WHEREAS, created in 2002 by the Harvard School of Public Health and MENTOR: the National Mentoring Partnership; January is National Mentoring Month, an annual campaign to focus attention on the need for quality, consistent and competent mentors, and;

WHEREAS, a mentor is a caring, dependable and authentic person that provides support, guidance, advice, assistance and devotes time to a young person to help youth discover personal strength to persevere and achieve their potential through a structured and trusting relationship on a regular basis; and

WHEREAS, quality mentoring encourages and empowers youth to make positive choices, promote self-esteem and character development, support academic achievement, social-emotional learning, leadership and professional development, college readiness and career exploration; and

WHEREAS, the goals of National Mentoring Month are to raise awareness of mentoring, recruit individuals to mentor, equip mentors with the skills needed to support youth, encourage organizations to engage and integrate quality mentoring into their efforts with a focus on academic support, life skills training, and career readiness/workforce preparation to motivate youth to excel; and

WHEREAS, during the COVID-19 pandemic, mentoring programs have stepped up to fill gaps for youth and families, connecting them with resources and ensuring mentoring relationships continue to prevent social disconnection and mitigate learning loss; and

WHEREAS, research has demonstrated that mentoring programs have a significant, positive impact on a variety of academic achievement measures, including truancy and absenteeism, scholastic efficacy and engagement, school-related misconduct, and peer support; and

WHEREAS, mentors serve a critical role in helping youth successfully complete high school and gain admission to college or training program, earn a post-secondary credential or certification, build new in- demand skills, prepare for the future of work and succeed in an ever-changing workforce; and

WHEREAS, mentoring programs must incorporate work-based learning to prepare and connect youth with real- life work experiences where they can apply academic, technical and soft skills and develop their employability while exploring career pathways; and

WHEREAS, the Durham County Strategic Plan Goal 1 is to provide access to educational, vocational, economic and cultural opportunities while empowering citizens to choose pathways for their own success;

WHEREAS, the Durham Board of County Commissioners supports community-based mentoring programs as key community partners to support our mission for a safe, healthy and vibrant community; and

WHEREAS, National Mentoring Month is the time of year to celebrate, elevate, and encourage mentoring and recruit caring adult mentors in Durham County;

NOW THEREFORE, I, Nadia Allam on behalf of the Durham Board of County Commissioners do hereby proclaim the month of January 2024 as

“NATIONAL MENTORING MONTH”

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

- Recognize the valuable contributions of staff and volunteers in quality mentoring programs that empower youth, enabling them to discover inner strength and realize their full potential.
- Acknowledge the manifold benefits of mentoring, including fostering healthy identity development, promoting educational achievement, reducing juvenile delinquency, enhancing career readiness, improving life skills and outcomes, and fortifying communities.
- Advocate for the establishment, expansion, sustainability, and funding of quality mentoring programs throughout Durham, aiming to provide youth with the necessary tools for leading healthy, productive, and meaningful lives.
- Support initiatives aimed at bridging academic, achievement, opportunity, and mentoring gaps, emphasizing critical mentoring to assist boys of color. This involves pairing them with mentors who grasp and comprehend social, political, and economic racism and oppression, and are committed to acting against these elements in society.

This the 8th day of January, 2024

Nida Allam, Chair
Durham Board of County Commissioners

DeWarren Langley, Executive Director of the Charles Hamilton Houston Foundation provided an overview of the mentoring services and opportunities provided by the foundation and thanked the Board for the recognition.

Denise Burgos, El Centro Hispano; Fred Evans, Director of Bull City Bulldogs Athletic Association; Jamon Williams, Wall Street Juniors; Bree Elzy, Executive Director, Inspiring Minds and Cory Rawlings, My Brother’s Keeper Manager each shared an overview of the programs and services offered to the youth in Durham.

The Board thanked Mr. Langley and the mentoring organizations for the dedication, work and services provided to youth in the community. They invited the organizations to meet with County staff to learn about fund opportunities and encouraged them to reach out to other organizations that received the American Rescue Plan Act (ARPA) funding from the County.

24-0024 Resolution – Celebrating & Honoring the Life & Service of Dr. Martin Luther King, Jr.

Vice Chair Burns read the following resolution:

**CELEBRATING & HONORING
THE LIFE & SERVICE OF DR. MARTIN LUTHER KING, JR.**

- WHEREAS,** Dr. Martin Luther King, Jr., a tireless advocate for nonviolence and justice, dedicated his life to fortifying the essence of the American character, tirelessly championing the civil rights of all citizens, and imparting invaluable lessons on courage overcoming fear, love transforming hate, acceptance dispelling prejudice, and mutual regard extinguishing enmity; and
- WHEREAS,** in the face of adversity and violence, Dr. King ardently preached a doctrine of nonviolence and civil disobedience to combat segregation, discrimination, and racial injustice, firmly believing in humanity's moral capacity to care for one another; and
- WHEREAS,** Dr. King played a pivotal role in the successful 381-day Montgomery bus boycott in 1955, protesting the arrest of Rosa Parks and the segregation of the bus system; and
- WHEREAS,** Dr. King helped found and served as the first president of the Southern Christian Leadership Conference in 1957 to coordinate and support nonviolent direct action as a method of desegregating bus systems across the South; and
- WHEREAS,** between 1960 and 1964, Dr. King delivered impassioned speeches in Durham, advocating civil disobedience and nonviolent protests to dismantle racial segregation and discrimination at various venues, including White Rock Baptist Church, the Durham Business & Professional Chain, Hillside High School, the Southern Political Science Association at the Jack Tar Hotel, North Carolina College (now North Carolina Central University), and Duke University; and
- WHEREAS,** Dr. King's extensive travels, encompassing over 6,000,000 miles, more than 2,500 speeches, and the authorship of five books and numerous articles, showcased his unwavering support for nationwide efforts to combat injustice, drive social change, and promote desegregation from 1957 to 1968; and
- WHEREAS,** on August 28, 1963, Dr. King led the historic March on Washington for Jobs and Freedom, the largest rally of the civil rights movement, delivering his iconic "I Have a Dream" speech from the steps of the Lincoln Memorial before a crowd exceeding 200,000 people, calling for an end to racism and advocating for the civil and economic rights of African Americans; and
- WHEREAS,** the March on Washington played a pivotal role in the passage of the Civil Rights Act of 1964, prohibiting discrimination based on race, color, religion, sex, or national origin, and outlawing unequal application of voter registration requirements, as well as racial segregation in schools, employment, and public accommodations; and
- WHEREAS,** Dr. King orchestrated the inspirational Selma to Montgomery marches in 1965, advocating for the enactment of the Voting Rights Act of 1965 to secure the right to vote for African American citizens; and

WHEREAS, Dr. King, while supporting Memphis, Tennessee's garbage workers and planning the Poor People's Campaign to champion economic justice, was tragically assassinated on April 4, 1968; and

NOW, THEREFORE, BE IT RESOLVED, hat the Durham Board of County Commissioners hereby acknowledges and honors the life and contributions of Dr. Martin Luther King, Jr., and commits to improving the human condition for all through the adoption of a racial equity framework, fostering quality education, affordable housing, equal opportunity, shared prosperity, living wage employment, safe and humane labor conditions, and quality healthcare in governmental decision-making.

BE IT FURTHER RESOLVED THAT the Durham Board of County Commissioners call on the residents of Durham County to join in reflecting on and advancing Dr. King's legacy and realizing his dream.

This the 8th day of January, 2024.

_____ Nida Allam, Chair	_____ Nimasheena Burns, Vice-Chair
_____ Heidi Carter, Commissioner	_____ Brenda Howerton, Commissioner
_____ Wendy Jacobs, Commissioner	

DeWarren Langley shared the events scheduled for the MLK Holiday included: Interfaith Prayer Breakfast; Worker's Union MLK March; Day-of-Service; Annual Religious Service and Partnership for Children Collecting Early Childhood Books. He stated residents could visit www.DurhamMLKCommittee.org for detailed information regarding the time and location of each event.

The Board thanked Mr. Langley for continuing to highlight Martin Luther King, Jr. and keeping the Durham community involved and informed about local events.

Consent Agenda

Chair Allam asked the Board if they requested to pull or comment on any items on the Consent Agenda. Hearing none, Chair Allam entertained a motion for approval.

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

The motion carried unanimously.

*23-0762 Budget Ordinance Amendment No. 24BCC00044 Appropriating \$175,000 of General Fund Fund Balance to Support the Creation and Operation of a New Dedicated Department/Fund Center for the Durham County Public Information Office

*23-0889 Budget Ordinance Amendment No.24BCC00069 Appropriating \$259,000 in General Fund Fund Balance and Approving a Contract Increase with Farragut Systems, Inc. for the Tax Administration Department

23-0910 Approval to amend a Contract with SAP America to increase the total amount by \$123,771.01 (for a new total amount of \$163,710.02)

23-0911 Approval to renew a Contract with Accela, Inc. in the amount of \$42,770.82

23-0920 Approval of Contract with Durham Center for Senior Life for Supporting Older Adults to Access Needed Services in the Amount of \$40,000

23-0921 Approval of a Contract Amendment with Carolina Civilworks, Inc. for Emergency and Scheduled Collection System Repair Services in the Amount of \$150,000, Bringing the Contract Amount from \$160,000 to \$310,000 and to authorize the County Manager to execute the amendment and any other related Contract Amendments Not to Exceed \$400,000

23-0922 Approval of Contract with Tradesman Institutional Staffing Services to Provide Skilled Trade Temporary Labor for General Services in the Amount of \$40,000.00

23-0924 Approval of a contract amendment to increase the Freese and Nichols Project Management Services (FR# 20-398) for the Snow Hill Road Pump Station Project (RFQ 19-040) in the amount of \$416,360, bringing the total contract amount from \$405,000 to \$821,360, and to authorize the County Manager to execute the amendment and any related contracts, including amendments, not to exceed \$841,360

24-0001 Approval of Contract with Express Employment Services to provide an 11-Month Contract Position for the Public Arts Coordinator for Engineering in the Amount of \$74,250.00

*24-0004 Capital Project Amendment No. 24CPA00014 Reducing Two Durham Public School (DPS) Capital Projects by \$551,602.05; Increasing the 20 LOB Life Safety Capital Project (5910SH279) by \$551,602.05; Appropriating \$4,000,000 of 2022 General Obligation Bond Funding to the Murray-Massenburg (Elem F) Capital Project (5910SH292); and Appropriating \$1,200,000 of State Lottery Funding to the Districtwide K-12 Playground Upgrades and Repairs Capital Project (5910SH305)

24-0013 Approval of Quality Mortuary & Cremation Services, Inc Contract Amendment in the Amount of \$52,000 Bringing the Total Contract to \$104,000

*24-0014 Capital Project Amendment No. 24CPA00015 Appropriating \$109,200,000 in 2022 General Obligation Bond Funding for a New Durham Technical Community College Life Science Training Facility (\$35.2M) and a New Durham Technical Community College Allied Health Science Building (\$74M)

24-0015 Approval of a Change in Vehicle Purchases for the Durham County Sheriff's Office FY 2023-24 Fleet Acquisition Plan to Replace the Purchase of 17 Ford Hybrid Interceptors with 17 Ford EcoBoosts

24-0016 Setting the Public Hearing to Adopt the Resolution related to Limited Obligation Bonds, Series 2024A, Not to Exceed \$87,000,000

24-0017 Approval of Contract Renewal with Pictometry International Corp in the amount of \$182,135.50

Consent Agenda Item #23-0762

**Durham County, North Carolina
2023-2024 Budget Ordinance
Amendment Number 24BCC00044**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2023-2024 budget ordinance is hereby amended to reflect budget adjustments.

<u>Fund Name</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
<u>Expenditure</u>			
General Government	\$191,046,934.13	\$175,000.00	\$191,221,934.13
<u>Revenue</u>			
Other Financing Services	\$69,964,595.43	\$175,000.00	\$70,139,595.43

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

Approved January 8, 2024

Consent Agenda Item #23-0889

**Durham County, North Carolina
2023-2024 Budget Ordinance
Amendment Number 24BCC00069**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2023-2024 budget ordinance is hereby amended to reflect budget adjustments.

<u>Fund Name</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
<u>Expenditure</u>			
General Government	\$192,140,828.13	\$259,000.00	\$192,399,828.13
<u>Revenue</u>			
Other Financing Services	\$73,505,102.17	\$259,000.00	\$73,764,102.17

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

Approved December 11, 2023

Consent Agenda Item #24-0004

**Durham County, North Carolina
FY 2023-2024 Capital Project
Amendment Number 24CPA-14**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:
That the FY 2023-24 capital project is hereby amended to reflect budget adjustments.

Project #	Project Name	Current Budget	Increase / Decrease	Updated Budget
59105400SH280	20 Lobs Misc. Capital Improvements	\$1,085,000.00	(\$321,265.46)	\$763,734.54
59105400SH281	20 Lobs Hvac Projects	\$2,076,626.00	(\$230,336.59)	\$1,846,289.41
59105400SH279	20 Lobs Safety Projects	\$3,338,374.00	\$551,602.05	\$3,889,976.05
59105400SH305	K-5 Schools Replace Playground Equipment	\$1,989,948.90	\$1,200,000.00	\$3,189,948.90
59105400SH292	Elementary School F – New - Murray-Massenburg	\$83,125,025.27	\$4,000,000.00	\$87,125,025.27

All capital projects in conflict herewith are hereby repealed.

Approved January 8, 2024

Consent Agenda Item #24-0014

**Durham County, North Carolina
FY 2023-2024 Capital Project
Amendment Number 24CPA-15**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the FY 2023-24 capital project is hereby amended to reflect budget adjustments.

Project #	Project Name	Current Budget	Increase / Decrease	Updated Budget
59205300CC019	DTCC Life Science Training Facility	\$0.00	\$35,200,000.00	\$35,200,000.00
59205300CC020	DTCC Allied Health Sciences Building	\$0.00	\$74,000,000.00	\$74,000,000.00

All capital projects in conflict herewith are hereby repealed.

Approved January 8, 2024

Public Hearings

24-0011 Public Hearing - Unified Development Ordinance Text Amendment - Teer Quarry (TC2300003)

Aaron Cain, Principal Planner stated the Board was requested to conduct a public hearing and receive public comments on the Unified Development Text Amendment – Teer Quarry (TC2300003). Mr. Cain shared the *Teer Quarry Intake* presentation which highlighted the following: What is the New Teer Quarry Intake; What is the impact of this change and What is the difference between Eno River District A and Eno River District A2.

The Board asked if the map in the attachments showed the changes for residents and how residents would be notified about the new development. Mr. Cain responded existing residents would not see any changes unless the area was redeveloped and residents would be notified by the Planning Commission, the City Council and through neighborhood meetings. The Board asked when the site would become a

water supply for the City and if the supply would be used for emergency use or regularly. Sydney Miller, Water Resources Manager responded the site was under review and scheduled for use in three to four years. She added the site would be used regularly to supplement existing supplies.

Chair Allam opened the public hearing. With no one signed up to speak, Chair Allam closed the public hearing.

First Motion:

Commissioner Jacobs moved, seconded by Vice Chair Burns to adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Article 4, Zoning Districts; Article 8, Environmental Protection; and Article 12, Infrastructure and Public Improvements

The motion carried unanimously.

Second Motion:

Vice Chair Burns moved, seconded by Commissioner Jacobs, to adopt a Consistency Statement as required by NCGS 160D-605.

The motion carried unanimously.

24-0012 Public Hearing - Street Closing Request to permanently close a 1,112 linear foot portion of Electra Road, a 1,168 linear foot portion of a 30' lane between Exum and Redwood roads, and all of Exum Road

Keagan Sacripanti, Planner stated the Board was requested to conduct a public hearing and receive public comments to permanently close a 1,112 linear foot portion of Electra Road, a 1,168 linear foot portion of a thirty-foot wide lane between Redwood and Exum Roads.

The Board inquired about the impact of closing the road and the total acreage of the combined parcels. Mr. Sacripanti responded the combined acreage was 90.2 acres and parcels would be recombined. The Board questioned the use of the parcels. Jessica Dockery, Planning Manger responded the parcels would be used for the Sheriff's Fire Range for training and the site plan for the property was under review for improvements and expanding the firing range.

Chair Allam opened the public hearing.

Wanda Allen, Citizen

Ms. Allen asked the Board if the site would be used for an algae scrubber. She added a taxpayers funded \$10 million dollars for the algae scrubber and algae scrubbers were not effective.

The Board asked who the site plan applicant was and if the site plan included an algae scrubber. Mr. Sacripanti responded Durham County was the applicant and there was no reference about an algae scrubber in the site plan. Julio Delgado, Assistant County Manager stated he would research the issue mentioned by Ms. Allen.

Chair Allam requested that Planning Staff email the Board information about the algae scrubber.

Chair Allam closed the public hearing.

Commissioner Jacobs moved, seconded by Commissioner Howerton, to permanently close a 1,112 linear foot portion of Electra Road, a 1,168 linear foot portion of a thirty-foot-wide lane between Redwood and Exum Roads, and all of Exum Road.

The motion carried unanimously.

Directive: Chair Allam requested Planning Staff to email the Board information about the algae scrubber.

Closed Session

Chair Allam stated the board was requested to adjourn to Closed Session for the following:

- 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; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee; pursuant to G. S. 143-318.11(a)(6).

Vice Chair Burns moved, seconded by Commissioner Carter to adjourn into the Closed Session.

The motion carried unanimously.

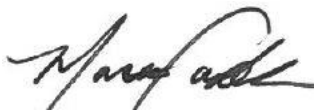
Reconvene to Open Session

Chair Allam announced the Board met in Closed Session and provided direction to staff.

Adjournment

The Regular Session meeting adjourned at 9:51 p.m.

Respectfully Submitted,



Macio Carlton
Deputy Clerk to the Board