

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

Monday, October 14, 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

Excused Absence: Vice Chair Nimasheena Burns

Presider: Chair Nida Allam

Zoom Hybrid
Participants: 4

Closed Session – 6:45 PM

The Board 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).

Commissioner Howerton moved, seconded by Commissioner Carter to adjourn into Closed Session.

The motion carried unanimously.

Reconvene to Open Session

Commissioner Jacobs moved, seconded by Commissioner Howerton to authorize the completion of a contract between Durham County and Attorney Larissa S. Williamson to serve in the role of Durham County's Attorney.

The motion carried unanimously.

Regular Session – 7:00 PM

Opening of Regular Session - Pledge of Allegiance

Other Business

24-0659 Swearing in of the New County Attorney – Larissa S. Williamson

Judge Josephine Davis, Superior Court swore in Larissa S. Williamson, Durham County Attorney.

The Board congratulated County Attorney Williamson and thanked her for providing leadership, knowledge, integrity, quality work and legal advice to Durham County.

County Attorney Williamson thanked the Board for appointing her to an honorable position and stated she looked forward to continuing to work with the Board and the Management Team. She thanked the Legal Department for their continued support and dedication, along with Lowell Siler, former County Attorney for his mentorship. She also thanked her family and friends for their support and guidance.

Agenda Adjustments

Commissioner Carter moved, seconded by Commissioner Howerton to add a Resolution Honoring Curtis Massey for serving as the Interim County Attorney

The motion carried unanimously.

The Board read the following proclamation:

HONORING AND THANKING CURTIS MASSEY FOR HIS DISTINGUISHED SERVICE AS INTERIM DURHAM COUNTY ATTORNEY

WHEREAS, Curtis Massey was appointed Interim Durham County Attorney on March 11, 2024, following 24 years of service as the Sheriff's Legal Advisor and in the County Attorney's Office, during which he provided legal counsel to departments including Planning, Inspections, and Emergency Services; and

WHEREAS, Curtis Massey previously served as Assistant Attorney General in the North Carolina Attorney General's Office, representing the Department of Corrections in employment and civil rights cases; and

WHEREAS, Curtis Massey honorably served in the U.S. Navy Judge Advocate General's Corps, retiring as a Commander in the reserves after assignments at Naval Base Norfolk, USS Theodore Roosevelt (CVN 71), and other commands, where he handled military justice, environmental law, and operational law; and

WHEREAS, Curtis Massey began his service to Durham County as a Senior Assistant County Attorney, where he developed a reputation for his keen legal acumen, helping to lead key initiatives such as land-use planning, affordable housing projects, and public health issues, all while guiding the legal department with professionalism and foresight; and

WHEREAS, Curtis Massey has played a crucial role in passing progressive local legislation, such as the Trap, Neuter, Vaccinate, Return Ordinance and the Durham County

Nondiscrimination Ordinance, demonstrating his commitment to public health, animal welfare, equity; and

WHEREAS, during a time of transition, Curtis Massey stepped into the role of Interim County Attorney, providing steady leadership during a period of transition, ensuring that the County's legal services continued to function effectively while upholding the County's mission of serving its residents with equity, transparency, and justice; and

WHEREAS, Curtis Massey's contributions to Durham County extend far beyond his official duties. He has been a deeply involved and respected member of the Durham community through his participation in numerous civic and professional organizations, contributing to initiatives that reflect his passion for justice, equity, and community development; and

WHEREAS, Curtis Massey has been an active member of the Durham County Bar Association, where he has mentored young attorneys and helped foster a strong network of legal professionals dedicated to serving the community; and

NOW, THEREFORE, BE IT RESOLVED, that the Durham County Board of Commissioners hereby extends its heartfelt gratitude to Curtis Massey for his dedicated service as Interim Durham County Attorney and for his many years of exceptional legal work and leadership on behalf of Durham County; and

BE IT FURTHER RESOLVED, that the Board recognizes and celebrates Curtis Massey's deep commitment to the values and people of Durham County, his active involvement in numerous civic and professional organizations, and his tireless efforts to uplift the community through advocacy, mentorship, and service; and

BE IT FINALLY RESOLVED, that the Durham County Board of Commissioners wishes Curtis Massey continued success within Durham County Government and assures him that his contributions will be long remembered and deeply appreciated by the people of Durham County.

This the 14th day of October 2024.

Nida Allam, Chair

Nimasheena Burns, Vice-Chair

Heidi Carter, Commissioner

Brenda Howerton, Commissioner

Wendy Jacobs, Commissioner

The Board thanked Attorney Massey for serving as Interim County Attorney, handling a wide range of cases for the County and for providing outstanding legal advice.

Attorney Massey thanked the Board for honoring and recognizing him for serving as the Interim County Attorney. He thanked the Legal Department for their continued support and assistance.

Announcements

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

1. **Aging Well Durham Cybersecurity-Digital Inclusion Community Virtual Meeting** - In support of both cybersecurity and digital inclusion, Aging Well Durham is hosting a community virtual meeting on Tuesday, October 15th from 10am-11am. The purpose of the meeting is to increase awareness about ways we can protect ourselves from online threats and to support digital inclusion for aging adults in Durham. Everyone is invited to participate and there be closed captioning as well as English-Spanish Interpretation. To register in advance, please visit: - https://zoom.us/meeting/register/tJMsf-yorjIqH9OfGvA7psuNGlZC_y4UrPEj
2. **Early Voting Begins Oct. 17** – Durham County voters, Early Voting Runs from Thursday, October 17 to Saturday, November 2 for the 2024 General Election. Avoid long lines and vote early at any of the Durham County Board of Elections’ 12 Early Voting locations. Election Day is Tuesday, Nov. 5. Find out more information by visiting www.dcovotes.com, calling 919-560-0700, or emailing dcovotes@dconc.gov.
3. **Veteran Services Moves to New Location** – The Durham County Veteran Services Department has relocated to a new office, effective Monday, October 14, 2024. DCo Veteran Services is now located at 201 N. Roxboro Street – formally the home of the Board of Elections. This location will provide our Durham County veterans and their families with better accessibility and convenience, along with better parking options. Call 919-560-8387 or email veteranservices@dconc.gov for more information.
4. **Photo ID Event at Southwest Regional** – The Durham County Board of Elections will hold a NC Voter Photo ID event at Southwest Regional Library, 3605 Shannon Road, on Saturday, October 19 from 9:30 a.m. to 1 p.m. Come out to learn about the new photo ID requirements to vote in North Carolina and receive a free Voter Identification Card! For more information on how to get a free photo identification card, visit <https://bit.ly/DCBOE-ID>.
5. **Open Enrollment for Cohort 10 of the Bulls Academy is now OPEN!** – Would you like to enrollment fin Cohort 10 of the Bulls Academy? If so, plan to attend the next information session scheduled on Wednesday, October 16th at 12pm via zoom. Please visit <https://www.madeindurham.org/bulls-academy> to find out more information and to access the zoom information session link.
6. **Legal Aid NC Expunction Workshop on Oct. 18 & Nov. 15** – Legal Aid NC’s DEAR program works with Durham County residents to get things off their criminal records and helps them securing housing, employment, and other services. Come learn the process for removing dismissed charges from a criminal record with a representative from Legal Aid NC, including how to look up your criminal record, how to find the required forms, and how to fill out those forms. To be held at Main Library (300 N. Roxboro Street) on Friday, Oct. 18 from 10 a.m. to 1 p.m. and Friday, Nov. 15. Registration required at <https://durhamcountylibrary.libcal.com/event/12955754> for Oct. 18 or <https://durhamcountylibrary.libcal.com/event/12955755> for Nov. 15.
7. **Explore Bachelor’s Degree Options in Early Childhood Education** - Join faculty representatives from NC Central University and UNC Greensboro for a free virtual info session exploring Bachelor's Degree options and career pathways in Early Childhood

Education. This session will be held on Wednesday, October 23rd from 6:00pm – 7:00pm via zoom. Learn about degrees that lead to Birth-Kindergarten teaching licensure, along with non-licensure pathways and career opportunities for graduates. The session will be recorded (Register to receive recording). To register please visit https://childcareservices.zoom.us/meeting/register/tZlodu-hrT0vGtS-fbMigxLQySEsB_B08yEU#/registration

8. **Upcoming Engagement Opportunities for UDO** – All residents are invited to come to one of the three engagement opportunities left and help us write new rules for how land is developed in Durham and Durham County. Each session will include a presentation on proposed new zoning districts and zoning maps, and time for discussion and input. Virtual session is Tuesday, Oct. 22 at 6 p.m. (register here). In-person sessions on Saturday, Nov. 9 at 10:30 a.m. at North Regional Library (221 Milton Road) and Tuesday, Nov. 19 at 5:30 p.m. at Main Library (300 N. Roxboro Street). Registration is optional for the in-person engagements and will help us prepare adequate materials: <https://www.surveymonkey.com/r/JNZCQFP>. Find out more at <https://engagedurham.com/211/Upcoming-Engagement>.
9. **Apply for Open Space Matching Grants Program** – The Durham County Open Space Matching Grants Program is accepting applications for the 2024-2025 cycle until Wednesday, November 13, 2024, at 5 p.m. These competitive grants are designed to assist nonprofit organizations in Durham County, both inside and outside the city limits, in preserving publicly accessible open space lands and promoting new or improved recreational opportunities for County residents. Find more information and program guidelines at <https://www.dconc.gov/county-departments/departments-a-e/engineering-and-environmental-services/durham-county-open-space-matching-grants-program>.
10. **Get Flu Shots at DCoDPH** – Flu Season is here! That means it's a perfect time to get your annual flu shot from the Durham County Department of Public Health. Visit the vaccine clinic (Clinic 6) at 414 E. Main Street to take your shot by walk-in or appointment. The clinic is open Monday-Thursday from 8:30-11:30 a.m. & 1-4 p.m.; and Friday from 8:30-11:30 a.m. Insurance is accepted. Shots are available at reduced cost or no cost to those who are uninsured or underinsured. Call 919-560-7608 to schedule an appointment. More information at www.dcopublichealth.org/FluSeason.
11. **Free COVID-19 Tests** – All households in the United States are eligible to order an additional four free at-home COVID-19 tests. Visit <https://COVIDtests.gov> to place your order and have them delivered straight to your door.

Commissioners shared the following additional announcements.

- Catherine Ferrell, a Durham resident and the oldest living resident of the state of North Carolina, celebrated her 112th birthday on October 10th.
- Durham County Emergency Management Services, Sheriff, Fire and Social Services Departments were assisting with relief efforts in Western North Carolina after Hurricane Helene.

Chair Allam recognized the Durham Neighborhood College participants in attendance at the meeting.

Minutes

Commissioner Howerton moved, seconded by Commissioner Jacobs to approve the September 23, 2024 Regular Session Minutes.

The motion carried unanimously.

Ceremonial Items

24-0633 Recognize Pam Jordan, Cooperative Extension Administrative Officer for Receiving the State Distinguished Service Award from the North Carolina Cooperative Extension Administrative Professionals Association (NCCEAPA)

Donna Rewalt, County Extension Director introduced Pam Jordan, Administrative Officer and gave an overview of her work history, leadership, and local and state memberships. Ms. Jordan stated she was honored to receive the award and appreciative to work for Durham County. She recognized and thanked her family for their support.

The Board congratulated Ms. Jordan on winning the award and thanked her for providing service to Durham County and Cooperative Extension.

24-0643 Recognize Grace Elaine Laws, Engineering and Environmental Services for Receiving the 2024 President's Lifetime Achievement Award

Tammy Hall, Assistant County Manager introduced Grace Elaine Laws, Senior Administrative Support Assistant and gave an overview of the award. Ms. Laws thanked the Board for the recognition.

The Board congratulated Ms. Laws on winning the award and thanked her for work in the Durham community.

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.

Commissioner Howerton moved, seconded by Commissioner Carter to approve the following items on the Consent Agenda.

The motion carried unanimously.

24-0424 Approval of Contract with CML Security, LLC in the Amount of \$472,300 to Install Food Pass Doors Inside the Durham County Detention Facility for the Durham County Sheriff's Office

*24-0589 Budget Ordinance Amendment No. 25BCC027 to Recognize \$370,261 in Year 3 Grant Funding to the Office of Emergency Services-EMS Division (OES-EMS) from the US Department of Health and Human Services (DHHS), Substance Abuse and Mental Health Services Administration (SAMHSA), and to Authorize the County Manager or Appropriate Designee to Sign and Execute All Related Documents, Contracts for Authorized and Approved Uses Associated with the Grant Program throughout the Grant's Period of Performance

24-0596 Approval of Memorandum of Agreement Central Pines Regional Council (CPRC) in the amount of \$1,861.78 to provide planning and technical assistance for the Triangle Region Solid Waste Consortium

24-0597 Approval to Enter into a Contract with Chirpy Bird, Inc. in the amount not to exceed \$74,5000 to Provide a HIPAA Privacy & Security Risk Assessment & GAP Analysis

*24-0600 Budget Ordinance Amendment No. 25BCC028 Public Health to Recognize \$196,508 from NCDHHS Division of Public Health to Improve Community Health

*24-0601 Budget Ordinance Amendment No. 25BCC029 Public Health to Recognize \$60,234 from The Duke Endowment to Support the Partnership for a Healthy Durham

24-0612 Approval of Contract Amendment for Sanford Electrical Contractors, LLC, for Electrical Services in the Amount of \$80,000 Bringing the Total Amount to \$120,000

24-0613 Approval for Sole Source Exemption and Contract Amendment for Southern Ionics, Inc. for PHOS-SORB in the Amount of \$100,000 Bringing the Total Amount to \$130,000 With a Not to Exceed of \$150,000

24-0616 Approval to Enter Into a Contract with O'Brien Atkins Associates, PA, in the Amount of \$78,575.00 for the Replacement of the Fire Pump, Control System, and Backflow Preventer at the Durham County Detention Center

24-0617 Approval of Standard Non-Reimbursable Utility Contracts for the Extension of the County Sanitary Sewer System

*24-0621 Approval of Capital Project Amendment No.25CPA016 and Budget Ordinance Amendment No.25BCC031 Appropriating \$100K of Debt Service Fund Fund Balance and Transferring \$100K to the PAYGO Fund to Support the Execution of the Duke Energy Lighting Agreement for a Not-to-Exceed Amount of \$51,840.43 for Decorative Light Poles for the 115 N. Queen St. Parking Garage (300 Block East Main Redevelopment Capital Project 4730DC150)

24-0624 Approve Submission of a Letter to N.C. Department of Health & Human Services Outlining the Aggregate Percentage Change of 0% to Public Health's Chargemaster Rate

24-0639 Approval to Enter into a Contract with Envirotrol, LLC, in the Amount of \$68,672.00 to Replace the Controls Packages on Two Burners Serving the Boilers at the Durham County Courthouse. Funding for this Repair is Currently Available in the FY 2024-25 Operational Budget

24-0651 Approve Interlocal Cooperation Agreements with Durham Public Schools to Utilize ARPA Funds to support School Capital and Other Expenditures at Title I Schools

Consent Agenda Item #24-0589

**Durham County, North Carolina
2024-2025 Budget Ordinance**

Amendment Number 25BCC027

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2024-2025 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> | | | |
| Public Safety | \$89,464,689.00 | \$370,261.00 | \$89,834,950.00 |
| <u>Revenue</u> | | | |
| Intergovernmental | \$76,221,350.00 | \$370,261.00 | \$76,591,611.00 |

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

Approved October 14, 2024

Consent Agenda Item #24-0600

**Durham County, North Carolina
2024-2025 Budget Ordinance
Amendment Number 25BCC028**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2024-2025 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> | | | |
| Human Services | \$115,402,011.00 | \$196,508.00 | \$115,598,519.00 |
| <u>Revenue</u> | | | |
| Intergovernmental | \$76,528,611.00 | \$196,508.00 | \$176,725,119.00 |

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

Approved October 14, 2024

Consent Agenda Item #24-0601

**Durham County, North Carolina
2024-2025 Budget Ordinance
Amendment Number 25BCC029**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2024-2025 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> | | | |
| Human Services | \$115,598,519.00 | \$60,234.00 | \$115,658,753.00 |

| | | | |
|-------------------|-----------------|-------------|-----------------|
| <u>Revenue</u> | | | |
| Intergovernmental | \$76,725,119.00 | \$60,234.00 | \$76,785,353.00 |

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

Approved October 14, 2024

Consent Agenda Item #24-0621

**Durham County, North Carolina
FY 2024-2025 Capital Project
Amendment Number 25CPA-16**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:
That the FY 2024-25 budget ordinance is hereby amended to reflect budget adjustments.

| Project # | Project Name | Current Budget | Increase / Decrease | Updated Budget |
|------------------|-----------------------------------|-----------------------|----------------------------|-----------------------|
| 47302635DC150 | 300 Block East Main Redevelopment | \$24,787,884.00 | \$100,000.00 | \$24,887,884.00 |

All capital projects in conflict herewith are hereby repealed.

Approved October 14, 2024

**Durham County, North Carolina
2024-2025 Budget Ordinance
Amendment Number 25BCC031**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2024-2025 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 | \$111,204,678.77 | \$100,000.00 | \$111,304,678.77 |
| <u>Revenue</u> | | | |
| Other Financing Services | \$109,813,855.77 | \$100,000.00 | \$109,913,855.77 |

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

Approved October 14, 2024

Other Business

Commissioner Jacobs moved, seconded by Commissioner Carter to grant Vice Chair

Burns an excused absence for the October 14, 2024 Regular Session meeting.

The motion carried unanimously.

24-0665 Presentation of 2025 General Reappraisal Schedule of Values

Keyar Doyle, Durham County Tax Administrator presented the proposed Reappraisal Schedule of Values, information to schedule and advertise a public hearing on October 28, 2024, concerning the Board’s adoption.

The Board asked how the public could view the 2025 General Reappraisal Schedule of Values. Mr. Doyle responded the proposed schedules, standards and rules would be available throughout the process in the Durham County Tax Office, office of the Durham County Clerk to the Board, and available on-line electronically by visiting the Tax Administration website under the 2025 General Reappraisal tab. The Board inquired about formally adopting a date for the next reappraisal. Mr. Doyle replied the target for the next reappraisal was January 1, 2029. Dwane Brinson, Assistant County Manager added the Board formally adopted reappraisals to occur every (4) years, when they adopted the 2025 reappraisal. The Board asked if the Tax Department was anticipated a large number of questions and comments due to the reappraisal. Mr. Doyle responded yes, adding due to historical reappraisal with price increases.

The Board thanked Mr. Doyle for the presentation of the 2025 General Reappraisal Schedule of Values.

Closed Session

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).

Commissioner Howerton moved, seconded by Commissioner Carter to adjourn into Closed Session.

The motion carried unanimously.

Reconvene to Open Session

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

Commissioner Carter moved, seconded by Commissioner Howerton to receive the proposed schedules, standards, and rules from the Tax Administrator and schedule the public hearing on October 28, 2024, concerning their adoption; and direct staff to publish in the Durham Herald-Sun the proper advertisement concerning the public

inspection and public hearing times.

The motion carried unanimously.

Adjournment

Commissioner Howerton moved, seconded by Commissioner Jacobs to adjourn the Regular Session meeting at 9:52 p.m.

The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Macio Carlton", written in a cursive style.

Macio Carlton
Deputy Clerk to the Board