

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

Monday, May 22, 2006

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 Becky M. Heron, and Commissioners Lewis A. Cheek, Philip R. Cousin Jr., and Michael D. Page

Absent: None

Presider: Chairman Reckhow

Opening of Regular Session—Pledge of Allegiance

Agenda Adjustments

Chairman Reckhow added a resolution in memory of Ms. Lynn Sherrill.

Announcements

Vice-Chairman Heron expressed appreciation to persons who participated in and/or supported the 1st Annual Benefit Auction and Dinner on Friday evening and the 6th Annual Walk for the Animals on Saturday. All proceeds would be used for the operation of the Durham County Animal Shelter.

Minutes

Chairman Reckhow announced that revisions had been made to the Legislative Delegation minutes.

Commissioner Cheek moved, seconded by Vice-Chairman Heron, to approve the May 1, 2006 Worksession, May 2, 2006 BOCC/Legislative Delegation, and the May 8, 2006 Regular Session Minutes of the Board.

The motion carried unanimously.

Recognition of City of Medicine High School Awards

MaryAnn E. Black, Associate Vice President of Community Affairs at Duke University Health System and current Chair of the Greater Durham Chamber of Commerce, stated

that she was representing Duke University Health System as presenting sponsor of the City of Medicine High School Scholarship Awards. Additional sponsors include GlaxoSmithKline, Capitol Broadcasting Company, EMD Pharmaceuticals, and Merck Pharmaceuticals. The City of Medicine High School Scholarship Awards program has been in existence for over ten years and under the direct leadership of the Chamber's Workforce Development division for two years. The City of Medicine, where more than one-third of the workforce is engaged in employment directly related to medicine, supports outstanding high school seniors in Durham Public Schools who plan to pursue a career in medicine to ensure that the future workforce is ready to meet the demands of the Durham community in healthcare delivery and medical research. Regarding the application process, students provided information on their career aspirations. They were judged on verbal and written communication skills as well as community service participation, academic achievement, a face-to-face interview, and financial need. This year, seven scholarship recipients were chosen—three \$4000 winners and four \$1500 Honorable Mention winners.

Ms. Black announced the \$4,000 Scholarship winners as follows:

Van Dang from Jordan High School has been accepted at Duke University, UNC Chapel Hill, Wake Forest University, Northwestern University, and University of Pennsylvania; he has chosen Duke. He hopes to explore new scientific frontiers and be rewarded by knowing that he has helped improve the lives of others in his community.

Jason Jones from Southern High School will attend the University of North Carolina at Chapel Hill where he will pursue an undergraduate degree in Chemistry and Spanish. His career goal is to become either a trauma surgeon or a primary care physician. He stated that his enthusiasm for the medical field was "awakened" by Southern High School's Health Sciences pathway at its City of Medicine Academy.

Azrealle McClain from Hillside High School has been accepted to the University of North Carolina at Greensboro and plans to enter its pre-medicine program, which will provide her enough credits to earn a Bachelors Degree in Nursing while providing the prerequisites needed for medical school.

Ms. Black noted that the winners of the \$1500 Honorable Mention Scholarships attend Southern High School's City of Medicine Academy. She announced the following winners:

Alannah Gore loves research and wishes to help find a cure for terminal illnesses such as AIDS/HIV and cancer, but she also likes patient interaction. She plans to become either a Medical Research Scientist or Family Medicine Physician.

Akia Gore plans to combine her love for accounting and medicine. She plans to attend the University of North Carolina at Chapel Hill and double major in nursing and hospital administration. (Akia and Alannah Gore are twins.)

Stacey Taylor's volunteer work at St. Jude Children's Research Hospital inspired her to become a registered nurse specializing in pediatrics or pediatric oncology. She will attend the University of North Carolina at Chapel Hill.

Stanley Ugoeke has a long-term career goal to become a dentist. He plans to attend North Carolina State University to major in Biology/Pre-Dentistry.

Ms. Black congratulated all of the students on their achievements. She wished them well as they pursue their career goals.

Chairman Reckhow thanked Ms. Black and Duke University Health System for their long-term support of the scholarship program. Chairman Reckhow passed on good wishes to the 2006 City of Medicine Award Winners.

National Foster Care Month Proclamation

Chairman Reckhow read the following proclamation:

PROCLAMATION

WHEREAS, presently, there are approximately 260 children of all ages in the Durham County foster care system; and

WHEREAS, it is the goal of the Durham County Department of Social Services to provide these children with safe, stable, and nurturing family environments; and

WHEREAS, everyday, citizens choose to become foster parents and open their homes, hearts, and lives to these children; and

WHEREAS, according to the Durham County Department of Social Services, there were approximately 16 children adopted from foster care last fiscal year; and

WHEREAS, foster parents frequently adopt their foster children, which results in a continual need for more foster families; and

WHEREAS, numerous individuals, communities, and public and private organizations are committed to efforts to ensure children's safety, well-being, and performance:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby proclaim May 2006 as:

FOSTER CARE MONTH

in Durham County. The Board recognizes this observance as an opportunity to celebrate the contributions of foster parents and child welfare professionals. We urge all citizens to volunteer their time, energy, and talents on behalf of children in foster care. We further

encourage the community, businesses, faith-based organizations, and families to participate in efforts to recruit and support foster families in Durham County.

This the 22nd day of May, 2006.

/s/ Ellen W. Reckhow
Chairman

Montina Swift, Family-to-Family Coordinator, DSS, accepted the proclamation on behalf of Durham County DSS, foster parents, and foster children. She expressed that the agency's daily goal is to place foster children in permanent homes with loving parents. Since May is "National Foster Care Month", the Durham County Department of Social Services takes the opportunity to spread awareness on behalf of those affected by the Foster Care System.

Pattye Brown, Recruiter for Foster and Adoptive Parents, DSS, spoke about the recruitment efforts that have taken place this month. She encouraged all persons to open their hearts and homes to provide care for foster children.

Resolution for Ms. Lynn Martin Sherrill, Former Red Cross Director

Commissioner Page announced that Ms. Sherrill passed away last week and will be sorely missed. He had the privilege of working with Ms. Sherrill, who was a tireless and committed servant in the Durham community. Commissioner Page offered solace to Ms. Sherrill's family and the American Red Cross "family" as they grieve her passing.

Commissioner Page shared the following resolution:

RESOLUTION

WHEREAS, Mrs. Lynn Martin Sherrill, a true humanitarian, was born May 9, 1951 in Roanoke, VA to Thomas and Jean Preston Martin; and

WHEREAS, Mrs. Sherrill, an employee with the North Carolina Chapter of the American Red Cross since 1983, joined the Durham chapter in 1995 and was a generous human being who loved her community and worked individually and collectively to improve the health, welfare, and safety of her neighbors; and

WHEREAS, upon moving to Durham, she worked resourcefully to get things done, swiftly making friends and vital contacts, and creating a successful network of donors and civic leaders instrumental in driving the success of the Red Cross Chapter; and

WHEREAS, Mrs. Sherrill spent more than 25 years positively impacting the community by providing committed, visionary, innovative, and insightful leadership with the Red Cross. Her dedication to the mission of the American Red Cross was superseded only by her devotion to her family and her friends; and

WHEREAS, in addition to her Red Cross work, Mrs. Sherrill was a longtime member of St. Mary's Episcopal Church in High Point, a member of Leadership Durham and the Durham Rotary Club, and, as a devotee of the arts, she also belonged to the NC Museum of Art; and

WHEREAS, Mrs. Sherrill will be remembered as a true humanitarian, always rising undauntedly to challenges of every kind, both personal ones and those centered on human need; and

WHEREAS, she was known for balancing her take-charge manner with gentleness and deference to others. She has left indelible imprints on the hearts of family, friends, and strangers the world over:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby honor the memory of

LYNN MARTIN SHERRILL

a compassionate public servant who unselfishly gave her talents to improve the lives of others. We call upon citizens of Durham County to remember the numerous contributions she made in this community, particularly while serving as the Chapter Manager of the Central North Carolina Chapter of the American Red Cross.

This the 22nd day of May, 2006.

/s/ All Five Commissioners

On behalf of the Board, Chairman Reckhow extended condolences to Ms. Sherrill's family.

FY 2006-2007 Recommended Budget

Durham County Manager Michael M. Ruffin introduced and thanked staff members who were indispensable in assisting with the budget process.

He presented the recommended budget for FY 2006-2007 to the Board of County Commissioners. (This is in accordance with N.C.G.S. 159-12[b], the Local Government and Fiscal Control Act.) County Manager Ruffin stated that his proposed budget keeps the tax rate constant at 80.9 cents per \$100 of assessed value, or \$1,213.50 annually for a \$150,000 property. Despite a growing budget, the tax rate was not increased through a combination of factors including growth in the tax base and increased sales tax revenue internal tweaks, such as cutting off departmental end-of-year spending early.

Additional highlights of Mr. Ruffin's presentation follow:

- Review of Community Outcomes
- Awards and Recognitions (national, state, and regional)
- Budget Goals
 - Maintain Durham County’s strong financial position
 - Hold property tax rates as low as possible
 - Maintain Durham’s high statewide ranking in per pupil funding for public schools
 - Increase support for Results Based Accountability
 - Maintain high levels of services
 - Fund the implementation of a competitive pay plan for County employees
 - Continue needed technology upgrades to support services and programs
 - Provide adequate funding for capital improvements
 - Provide funding for East and North Regional Libraries and Stanford L. Warren Library
 - Continue partnering with nonprofit agencies

- Proposed Budget

General Fund

\$583.3 million (**5.31 percent increase over current year**)

All Funds

\$655.3 million (**3.95 increase over current year**)

General Fund Revenues (excluding pass-through funds)

Taxes	62%
Intergovernmental	17%
Services Charges	11%
Other Financing Sources	6%
Other Revenues	3%
Rental Income	1%

General Fund Expenditures (excluding pass-through funds)

Human Services	37%
Education	25%
Public Safety	12%
General Government	11%
Other	10%
Cultural & Recreational	3%
Environmental Protection	1%
Economic & Physical Devlp.	1%

- Budget Highlights

	<u>Increase</u>
○ \$90.4 million Durham Public Schools (current expense and capital outlay only—does not include bond indebtedness)	5.7%
○ \$ 4.1 million Durham Technical Community College	10.0%
○ \$11.7 million County’s share of Medicaid	8.0%
(North Carolina is the only state still requiring counties to contribute to the cost of Medicaid)	
○ \$ 1.2 million Museum of Life and Science	17.7%
○ \$ 8.8 million EMS and VFD Paramedic Services	9.9%
○ \$ 8.2 million Durham Public Libraries	13.6%
○ \$40.5 million Debt Service Payments	8.3%

New Positions

<u>Department</u>	<u>FTEs</u>	<u>Salary & Benefits</u>
County Manager	1.00	\$49,989
Tax Administration	1.00	\$40,011
General Services	3.00	\$85,373
Information Technology	1.00	\$31,445
Veterans Services	0.50	\$11,243
Sheriff's Office	4.00	\$149,456
Criminal Justice Res. Center	0.20	\$10,496
Youth Home	4.56	\$123,003
Cooperative Extension	1.00	\$ 1,333
Public Health	2.60	\$134,136
Social Services	3.25	\$86,032
Library	11.39	\$227,872
<u>TOTAL</u>	33.50	\$950,389

(33.5 new positions increases workforce to 1,856.37 FTEs)

- Facts About School Funding (**the \$2,531 current expense per-pupil funding outranks almost every county in the state**)
 - \$10.883 million increase requested = 5.065 cents of the property tax rate
 - \$ 4.87 million increase recommended = 2.267 cents of the property tax rate
- Nonprofit Funding (\$1,091,483 million split between 37 nonprofit organizations; 60 agencies submitted applications requesting a total of approximately \$2.5 million; nine nonprofits are first-time recipients)
- Tax Rates for Volunteer Fire Districts—no increase recommended
- Public Hearing and Budget Hearing Dates Announced

Chairman Reckhow stated that County Manager Ruffin's recommendations are an excellent beginning for Board budget deliberations over the next few weeks.

Chairman Reckhow afforded Nancy Cox, 4 Falcon Nest Court, Durham, NC 27713, three minutes to speak on the budget. Ms. Cox was representing the Results Based Accountability (RBA) group, "Children Ready for and Succeeding in School". She expressed appreciation that funding for the group was included in the recommended budget.

Chairman Reckhow thanked Ms. Cox and Vice-Chairman Heron for attending a workshop for RBA groups to talk about issues where the groups interface. Topics of discussion at the workshop included poverty, substance abuse, and juvenile crime.

County Manager Ruffin announced that additional information requested by Chairman Reckhow regarding Durham Public Schools (DPS) funding had been placed at each Commissioner's station. Keith Lane, Senior Budget Analyst, compiled the information to help the Commissioners prepare for the DPS budget presentation on May 24.

Resulting from a question posed by Commissioner Page, County Manager Ruffin stated that the new position requested for RBA would be jointly funded by the City and the County to work with the outcome groups. Staff would provide the Board with advanced information about the associated funding and specific job duties.

County Manager Ruffin gave Commissioner Page a brief update concerning the Stanford L. Warren Library, concluding by stating that the Library should open in July. He would ask Glen Whisler, County Engineer, to offer a thorough update at tomorrow's budget worksession.

Chairman Reckhow clarified for Commissioner Page that the June 13 "Nonprofits Funding Discussion" is for the **Board** to discuss nonprofit funding, not for budget presentations for nonprofit agencies applying for FY 2006-07 funding (which were held at the May 1 Worksession).

Vice-Chairman Heron thanked the County Manager and staff for presenting a budget that does not include a tax increase.

County Manager Ruffin responded to a question by Vice-Chairman Heron that the \$90.4 million recommended for Durham Public Schools was for current expense and capital outlay only; it does not include bond indebtedness (an additional \$20 million).

Vice-Chairman Heron articulated that she wished to review the new RBA position job description to ascertain whether a full-time employee is necessary.

Chairman Reckhow mentioned the \$2.5 million in school-related expenditures identified in last year's Social Services, Public Health, and Sheriff's Departments' budgets.

Chairman Reckhow stated that part of the reason that the County can avoid a tax rate increase is because healthy growth has been experienced in the tax base and sales tax revenues.

Consent Agenda

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

- *a. Property Tax Releases and Refunds for Fiscal Year 2005-2006 (accept the property tax release and refund report for April 2006 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report);
- *b. Budget Ordinance Amendment No. 06BCC000065—The Durham Center—Acceptance and Allocation of Grant Funds (approve the \$4,550 appropriation of state funds for The Durham Center First in Families program);

- *c. Policy for Appointment to Civic Center Authority (adopt the language of the policy as recommended by the City-County Committee);
- d. Set Public Hearing for June 12, 2006 to Receive Comments on the 2006 Three-Year Revision to the County's 10-Year Solid Waste Management Plan;
- e. Execution of Surveying Services Agreement with Stewart Engineering Inc. for the Durham County Human Services Complex Project No: DC070-48 (authorize the execution of a surveying contract with Stewart Engineering Inc. in the amount of \$58,500, plus additional services and reimbursable expenses estimated at \$3,500, thus totaling \$62,000);
- f. Approval of Bond Resolutions (resolutions providing for the issuance of \$12,230,000 General Obligation Public Improvement Bonds and \$49,225,000 General Obligation Public Improvement Bonds) (**Chairman Reckhow noted that approximately \$50 million will be used for schools**); and
- *g. Resolution Supporting State Assumption of County Share of Medicaid (approve the resolution).

The motion carried unanimously.

*Documents related to the items follow:

Consent Agenda Item No. a. Property Tax Releases and Refunds for Fiscal Year 2005-2006 (accept the property tax release and refund report for April 2006 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 April 2006.

Releases & Refunds for 2006 Taxes:

Personal	\$	<u>344.29</u>
Total for 2006 Taxes and Fees	\$	344.29

Releases & Refunds for 2005 Taxes:

Personal	\$	2,573.41
Registered Vehicles	\$	23,476.39
Vehicle Fees	\$	780.00
Solid Waste	\$	<u>80.00</u>
Total for 2005 Taxes and Fees	\$	26,909.80

Prior years' (1996-2004) releases and refunds for April 2006 are in the amount of \$5,254.26. The total current year and prior years' releases and refunds amount to \$32,508.35.

(Recorded in Appendix A in the Permanent Supplement of the May 22, 2006 Minutes of the Board.)

Consent Agenda Item No. b. Budget Ordinance Amendment No. 06BCC000065—The Durham Center—Acceptance and Allocation of Grant Funds (approve the \$4,550 appropriation of state funds for the Durham Center First in Families program).

DURHAM COUNTY, NORTH CAROLINA
FY 2005-06 Budget Ordinance
Amendment No. 06BCC000065

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2005-06 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	\$299,922,352	\$4,550	\$299,926,902

Expenditures:

<u>Activity</u>			
<u>GENERAL FUND</u>			
Human Services	\$370,717,853	\$4,550	\$370,722,403

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

This the 22nd day of May, 2006.

Consent Agenda Item No. c. Policy for Appointment to Civic Center Authority (adopt the language of the policy as recommended by the City-County Committee).

“In making appointments to the Civic Center Authority, priority will be given to having a balance of people who have at least five years of business management, legal, accounting or other pertinent experience, which may include experience with budgets, sales, and marketing plans or business contracts.”

Consent Agenda Item No. g. Resolution Supporting State Assumption of County Share of Medicaid (approve the resolution).

RESOLUTION
SUPPORTING STATE ASSUMPTION OF COUNTY SHARE OF MEDICAID

WHEREAS, North Carolina is the only state that requires its counties to pay a fixed percentage of the state's Medicaid services costs; and

WHEREAS, the counties' share of Medicaid reimbursements has increased 85 percent since 2000 and is expected to total approximately \$488 million in FY 2006-07; and

WHEREAS, counties are not allowed to set Medicaid policy, eligibility criteria, service options, or provider rates; and

WHEREAS, it is estimated that in FY 2006-07 Durham County will spend \$11,740,793 or approximately 3.6 percent of its general fund expenditures for services to Medicaid eligible citizens; and

WHEREAS, in Durham County, 5.476 cents of the tax rate goes to support Medicaid and 15 percent of the population receives Medicaid; and

WHEREAS, the Department of Public Instruction's School Planning—Section 2006 Long-Range Facility Plans recently identified \$9.7 billion of school facility needs over the next five years; and

WHEREAS, the county Medicaid mandate is compromising some counties' ability to meet the demands for new classroom space and classroom improvements; and

WHEREAS, the state has a budget surplus for FY 2006-07 of more than \$2.4 billion; and

WHEREAS, bills have been introduced in the House and Senate that would provide \$65 million of Medicaid relief for counties in FY 2006-07:

NOW, THEREFORE, BE IT RESOLVED that the Durham County Board of Commissioners urges the North Carolina General Assembly to include County Medicaid relief when it adopts its budget for FY 2006-07.

FURTHER BE IT RESOLVED that copies of this resolution be transmitted to the members of the General Assembly representing Durham County and to all 100 counties in North Carolina.

Adopted this the 22nd day of May, 2006.

Public Hearing—Zoning Map Change—Erwin Oil US 70 (Z06-14)

Steve Medlin, Assistant Planning Director, City/County Planning Department, reported that the Board is requested to approve a zoning map change for a 1.05-acre site located on the west side of US 70, south of Lynn Road. PIN 0840-06-47-5791 (partial), 0840-10-47-7017 (partial) Request: CC(D) and CG(D); F/J-B to CG; F/J-B

Mr. Medlin stated that the Planning Department recommended approval based on consistency with the Comprehensive Plan and the information contained in the report. However, the Planning Commission recommended and voted for denial, 8-5, based on finding that while consistent with the Durham Comprehensive Plan, the proposed project will have a detrimental impact on the existing traffic infrastructure by increasing traffic congestion and traffic movement conflicts; the request could not be adequately evaluated because of the lack of a development plan; sufficient, undeveloped, commercially-zoned property currently exists within close proximity of this site; this use is inconsistent with adjacent uses; and considering the information in the staff report and comments received during the public hearing.

Commissioner Page expressed concern about approving the zoning map change given that the Planning Commission recommended denial based on the traffic congestion issue. He asked if the matter had been resolved.

Mr. Medlin replied that the issue was based on the estimated traffic volume worst-case scenario. This matter would be addressed at the time of site plan approval.

Chairman Reckhow opened the public hearing that was properly advertised.

Craigie D. Sanders, Esq., law firm of Kennedy, Covington, Lobdell & Hickman, L.L.P., 430 Davis Drive, Durham, NC 27713, represented Erwin Oil Company. He gave the following reasons for respectfully disagreeing with each concern expressed by the Planning Commission regarding this project:

- First, a Traffic Impact Analysis (TIA) will be submitted at the site plan stage to address traffic movement and traffic congestion issues. The requirements of staff must be implemented once the TIA is scrutinized.
- Second, the current UDO does not require a development plan for this rezoning. One reason a development plan was not provided is that the UDO, for the urban tier where the property is located, presently requires a built-to line of 15 feet from the right-of-way (ROW), which must be shown on the development plan. Since NCDOT may possibly acquire right-of-way from the property, designing the property with this requirement may place the building closer than 15 feet to the edge of ROW. (Planning Department staff has proposed a text amendment to the UDO that will change this 15-foot build-to line requirement. The JCCPC is currently reviewing the amendment.)
- Third, the property has three different zoning classifications. Erwin Oil has been the owner of the original parcel since 1994. Last year, it acquired and recombined a southern .9-acre parcel into its original property. The .9-acre parcel was purchased out of a larger tract that was rezoned in 1996 for a shopping center; its site plan was approved in 1997 and expired in 1999. The provisions of the UDO and current stream

buffer regulations make this larger tract unable to be developed under the approved but expired site plan.

- Last, the front portion of the property is presently zoned Commercial General with two other zones on the site—Commercial Center (CC) and CC with a development plan designation.

Attorney Sanders requested that the Commissioners approve the request to zone the property under one zoning classification – CG.

Chairman Reckhow stressed the importance of aesthetic landscaping at this significant intersection to make a welcoming statement, as the Hwy. 70 corridor is the entrance into Durham from the east.

Attorney Sanders conveyed that Erwin Oil has pledged to have quality landscaping and a quality development along this corridor.

Chairman Reckhow mentioned that when this matter was first brought to the Board (at the last Commissioner meeting), Commissioner Cheek requested to remove himself from discussion and vote on this item because his law firm represents Erwin Oil.

Commissioner Page informed that he would support this request with reservations due to traffic concerns.

Vice-Chairman Heron expressed appreciation to the Planning Commission for the painstaking process it undergoes to provide written comments, which serve as helpful indicators.

Chairman Reckhow closed the public hearing.

Commissioner Cousin moved, seconded by Vice-Chairman Heron, to approve Zoning Map Change—Erwin Oil US 70 (Z06-14).

The motion carried with the following vote:

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

Public Hearing to Review Requests from Affordable Housing Providers for the Payment of School Impact Fees for Fiscal Year 2006-2007

Chairman Reckhow conveyed that she had requested an accounting from staff as to the amount collected in school impact fees since the ordinance was effective (January 2004). As of today, \$7,562,909 has been collected (close to the \$3 to \$3.5 million estimated in revenue per year). The money is currently in a trust account.

Heidi York, Assistant County Manager/Impact Fee Administrator, stated that as required by the Resolution Establishing a Payment Policy for School Impact Fees on Affordable Housing, nonprofit organizations constructing affordable housing in Fiscal Year 2006-2007 seeking an impact fee voucher, must submit an application for nonpayment of impact fees "at the time of submission of the County's annual budget, non-departmental funding requests." Applications were due to the Impact Fee Administrator by April 21, 2006. Pursuant to G.S. 158-7.1, as stated in the above referenced policy, a public hearing shall be held by the Board of Commissioners on all requests for payment. These requests are for new residential construction that will occur between July 1, 2006 and June 30, 2007.

The following nonprofit organizations have submitted requests:

- Habitat for Humanity of Durham in the amount of \$38,000 for 19 single-family homes
- Housing for New Hope, Inc. in the amount of \$11,550 for 10 multi-family dwelling units
- Durham Community Land Trustees, Inc. in the amount of \$24,000 for 12 single-family homes
- Self-Help, Inc. in the amount of \$28,000 for 14 single-family homes

Ms. York conveyed that the total amount requested in impact fee affordable housing vouchers for FY 2006-2007 is \$101,550.00.

Chairman Reckhow opened the public hearing that was properly advertised.

Ms. Victoria Peterson, P.O. Box 101, Durham, NC 27702, representing Triangle Citizens Rebuilding Communities, asked numerous questions pertaining to impact fees, vouchers, and the advertising process.

Chairman Reckhow and Ms. York responded to Ms. Peterson's questions.

Vice-Chairman Heron moved, seconded by Commissioner Cheek, to authorize the Impact Fee Administrator to grant payment vouchers.

The motion carried unanimously.

Board and Commission Appointments

Vonda Sessoms, Clerk to the Board, distributed ballots to the Commissioners to vote and make appointments to boards and commissions. The following appointments were made (incumbents are underlined):

Durham County Hospital Corporation

Michael F. Pearl (Recommended by the Hospital Board of Trustees)

Memorial Stadium Authority
John T. Hunt (At-large)

Closed Session

Commissioner Cheek moved, seconded by Commissioner Cousin, to adjourn to closed session to discuss matters relating to the location or expansion of business or industry pursuant to G. S. 143-318.11(a)(4). In addition, adjourn to closed session pursuant to N.C. G.S. § 143-318.11(a)(1) to prevent the disclosure of information that is privileged or confidential pursuant to N.C.G.S. § 143-318.10(e).

The motion carried unanimously.

Reconvene to Open Session

Chairman Reckhow announced that direction was given to staff to take action as it relates to the closure of Closed Session Minutes.

Adjournment

There being no further business, Chairman Reckhow adjourned the meeting at 8:52 p.m.

Respectfully submitted,

Vonda C. Sessoms
Clerk to the Board