

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

Monday, December 3, 2001

9:00 A.M. Worksession

AGENDA

1. 1. Election of Chairman and Vice-Chairman of the Board of County Commissioners

County Attorney Chuck Kitchen will preside over the election of the Board's Chairman. The newly-elected Chairman will preside over the election of the Vice-Chairman.

2. 2. Citizen Comments Jack Steer

Mr. Steer has requested time on the agenda to make comments to the Commissioners regarding City use of the Sheriff's Department and the County's nonprofits policy.

3. 3. School Impact Fees

Impact fees are one-time charges assessed against new development and are designed to recover some of the costs incurred by the County for school construction. If enacted, these fees will be collected before developers receive a certificate of occupancy for the construction of single-family homes, duplexes, townhomes, condominiums, or apartments. The revenue generated can only be used for improvements necessary to accommodate increases in student population, which over the next ten years are estimated at \$109 million. It should be noted that before impact fees can be adopted, the Board of County Commissioners must first adopt an ordinance that prescribes how these fees will be determined, collected, expended, etc. Obviously, the Board will need to reach some consensus on specific issues before that ordinance can be prepared. The Manager has prepared a presentation that presents these issues and will ask the Board for some direction as to how to proceed.

Resource Persons: Mike Ruffin, County Manager; Chuck Kitchen, County Attorney

County Manager's Recommendation:

Receive the presentation, discuss the issues cited, and provide direction to the staff regarding the development of an impact fee ordinance.

4. County Funding of Nonprofit Agencies

At the conclusion of the FY 2001-02 budget preparation process, the Board of County Commissioners requested that staff explore alternative methods to fund nonprofit agencies. The staff has reviewed the current process, met with the County's nonprofit agencies, consulted with the United Way, and explored alternative funding mechanisms utilized by other jurisdictions across the state. Staff will present ideas and options for the Board to consider in realigning Durham County's nonprofit funding.

Resource Person(s): Carolyn P. Titus, Deputy County Manager, and Heidi Duer, Assistant to the County Manager

County Manager's Recommendation: The Manager recommends that the Board receive the presentation and provide guidance and direction to staff regarding Durham County's funding of nonprofit agencies.

5. Memorandum of Understanding Durham Public Schools

The Durham County Board of Commissioners and the Board of Education for the Durham Public Schools have agreed to develop annual Memoranda of Understanding (MOU) in order to strategically identify issues/initiatives of mutual interest. The agreement is largely an effort to insure strong channels of communication between both boards while working to improve the quality of education for students attending the Durham Public Schools.

The Superintendent and County Manager agreed upon the language for a MOU for the 2001-2002 Fiscal Year. The Board of County Commissioners reviewed that language on August 6, 2001, several changes were proposed, and the revised MOU was transmitted to the Durham Public Schools. The Manager will present any concerns that were expressed and seek the Board's direction.

Resource Persons: MaryAnn E. Black, Chairman; Mike Ruffin, County Manager

County Manager's Recommendation: Review the MOU with the manager and discuss any additional modifications that may be desired.

4. **6. Closed Session?Personnel Matters**

The Board of County Commissioners will go into Closed Session to evaluate the County Manager pursuant to North Carolina General Statute § 143-318.11(a)(6). The Board will also discuss the location or expansion of industries or other businesses and consider economic development incentives pursuant to North Carolina General Statute § 143-318.11(a)(4).