

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

Monday, September 10, 2001

AGENDA

1. **Opening of Regular Session** Pledge of Allegiance
2. **Agenda Adjustments**
3. **Consent Agenda**
 - a. ***Budget Ordinance Amendment No. 02BCC000008 Library (approve Budget Ordinance Amendment No. 02BCC000008 to recognize and expend an LSTA Hispanic Services grant in the amount of \$28,560);***
 - b. Budget Ordinance Amendment No. 02BCC000009?Cooperative Extension (approve Budget Ordinance Amendment No. 02BCC000009 to appropriate \$15,000 in revenue and budget for school-age child care programs);
 - c. Budget Ordinance Amendment No. 02BCC000010 and 02CPA000004?Wastewater Treatment Plant Improvement Capital Fund Project (approve Budget Ordinance Amendment No. 02BCC000010 and 02CPA000004 to appropriate \$1 million of retained earnings of the Sewer Utility Enterprise Fund to be transferred to the Wastewater Treatment Plant capital project);
 - d. Authorize EMS Contract with Zoll Medical for Defibrillator Purchase (to purchase four (4) M Series ECG Monitor/Defibrillators);
 - e. Amendments to Vehicle Operations Policy (approve minor changes to make the administration of policy more equitable and efficient);
 - f. Resolutions Approving Board of Education Multi-Year Contracts for Capital Outlay (approve the two resolutions as well as the contracts);
 - g. Increase of Flexible Benefits Spending Credit, Health Insurance Renewal (approve the spending credit increase from \$160 to \$165 per pay period);
 - h. Substantial Equivalency (grant approval to petition the State for Substantial Equivalency to establish a local personnel system for DHHS employees that approximates the State system and allows for administration of personnel actions at the County level);
 - i. Standard Non-Reimbursable Contract for the Extension of the County Sanitary Sewer System Keystone East (authorize the County Manager to execute the Utility Contract for these additions to the County sanitary sewer system); and
 - j. Offer to Purchase County Property (612 Bingham Street) (retain the deposit and return the parcel to the surplus property listing).

4. **Public Hearing Zoning Ordinance Text Amendment High Density Residential Development (TC121-01)**

Staff is proposing an amendment to Section 4 of the Zoning Ordinance to create new or revised zoning districts in which high density residential development could occur. These districts are directly related to major transit facilities and would only be allowed within Compact Neighborhoods as defined in the 2020 Plan. The Zoning Committee of the Durham Planning Commission recommended these changes, along with several added provisions, by a vote of 7-0 at its August 2001 meeting.

Resource Person(s): Dick Hails, Interim Planning Director

County Manager's Recommendation: The Manager's recommendation is that the Board receive public comment and approve the text amendment, if appropriate, based on public comment.

5. Zoning Ordinance Text Amendment Nonconforming Lots (TC116-01)

Staff is proposing an amendment to Section 19.5 of the Zoning Ordinance that covers the development of vacant nonconforming residential lots of record. The proposed amendment allows a lot that was lawfully created and met the zoning regulations at the time prior to January 1, 1994 and is a minimum of 50 feet in lot width to be developed by right. The amendment also changes certain language involving required recombinations of adjacent nonconforming lots of record in both Section 19 and the Watershed Ordinance. This item was first heard at the August 13, 2001 BOCC meeting but was deferred for further clarification on setbacks and other wording. These changes have been made and are described in the Staff Recommendation in the staff report. (The public hearing was held and properly closed at the meeting of August 13, 2001.)

Resource Person(s): Dennis Doty, Planner and Dick Hails, Interim Planning Director

County Manager's Recommendation: The County Manager's recommendation is that the Board receive the presentation and approve the amendment.

6. Appointments Durham and Wake Counties Research and Production District

Ms. Elizabeth H. Rooks, Director of Physical Development, Research Triangle Foundation of NC, requests that the Board of County Commissioners, on behalf of the Research Triangle Park owners and Tenants Association, appoint the following nominees to the service district:

	<u>Term</u>
Joseph Griscti	7/10/01 - 6/30/04
MEMA	
Ray Gunner	7/10/01 - 6/30/04
IBM Corp.	
Larry Lawrence	7/10/01 - 6/30/04
Cisco Systems Inc.	
Robb Teer	7/10/01 - 6/30/04
Teer Associates	

The following recommendation is to fill the unexpired term for M. S. Huang of Delta Products who has been transferred to California.

David Gouveia	6/30/01 - 6/30/02
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Eisai Inc.

7. **Board and Commission Appointments**

Garry E. Umstead, CMC, Clerk to the Board, will distribute ballots to make appointments to the following boards and commissions:

- Alcoholic Beverage Control Board
- Animal Control Advisory Committee

Resource Person: Garry E. Umstead, CMC, Clerk to the Board