

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

Monday, September 26, 2011

County Commissioners' Chambers
200 East Main Street, Durham, North Carolina

AGENDA

"Public Charge"

The Board of Commissioners asks its members and citizens to conduct themselves in a respectful, courteous manner, both with the Board and fellow citizens. At any time, should any member of the Board or any citizen fail to observe this public charge, the Chairman will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chairman will recess the meeting until such time that a genuine commitment to the public charge is observed.

As a courtesy to others, please turn off cell phones during the meeting.

7:00 pm. Regular Session

1. **Opening of Regular Session**—Pledge of Allegiance 5 min.
2. **Agenda Adjustments** 5 min.
3. **Announcements** 5 min.
 - “In Touch with Durham County,” the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon on Mondays; and 8:30 a.m., 12 noon and 6:30 pm on Tuesday–Sundays. Our County Commissioners’ meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
 - Durham’s 5th annual Project Homeless Connect will be held on Thursday, October 13 at the Durham Bulls Athletic Park from 10am -4pm. This annual event helps the Durham community’s homeless citizens connect with service providers who can assist with housing, food, and medical care. For more information, or to volunteer, call Lanea Foster at 560-4570, x22267.
 - One Stop No Excuse Voting is currently underway in Durham. Voting locations are the Durham Board of Elections, North Regional Library and South Regional Library. Call the Board of Elections at 919 560-0700 for hours.

4. **Minutes**

5 min.

August 22, 2011 Special Session
September 6, 2011 Special Session
September 7, 2011 Worksession

5. **Recognition of the Tax Department for Receiving a 2011 Employee Productivity Award from the North Carolina Association of County Commissioners**

5 min.

The Board is requested to recognize employees of the Durham County Tax Department for receiving a 2011 Employee Productivity Award from the North Carolina Association of County Commissioners during the group's annual conference in August. Kim Simpson, Teresa Hairston, Robie McLamb and Don Bogumil were honored for their implementation of a project which "Improves Delinquent Collections using License Plate Recognition Technology." This is collaboration with the Office of the Sheriff allows deputies in the field to identify vehicles that have delinquent taxes. The result has been an overall improvement in Durham County motor vehicle tax collections.

The 2011 Employee Productivity Awards, sponsored by the Local Government Federal Credit Union, celebrates its 20th year. The program recognizes and rewards employee productivity and encourages solutions that reduce county expenditures. To date the program has attracted 1,440 applications representing more than \$113 million in savings to counties. The winning team received \$1,000.

Resource Person: Kim Simpson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board extend congratulations to members of the Tax Department for receiving this statewide productivity recognition.

6. **Recognition of Interim Deputy County Manager Michael Palmer**

5 min.

The Board is requested to recognize Michael J. Palmer for his numerous and significant administrative accomplishments, and for devoting his time, energy and expertise to the enhancement of Durham County Government.

Michael J. Palmer readily accepted a temporary assignment to return to Durham County Government in the capacity of Interim Deputy County Manager in May 2011, during which time he participated in all administrative management areas; and during the medical absence of the County Manager, Mr. Palmer stepped up for several months to serve as the Interim County Manager, employing his unique skills and abilities to maintain normal operations for Durham County Government.

Resource Person: Michael D. Page, Chairman of the Durham Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board recognize and present the resolution to Michael J. Palmer.

7. **Proclamation - National Long Term Care Residents' Rights Month**

5 min.

The Board is requested to proclaim October as National Long-Term Care Residents' Rights Month, and urge the citizens of Durham County to join in celebrating the more than 1.6 million individuals living in 16,000 nursing homes; and 1 million individuals living in 50,000 board and care/assisted living facilities in the US.

The federal Nursing Home Reform Act of 1987 guarantees residents their individual rights in order to promote and maintain their dignity and autonomy. We wish to honor and celebrate these citizens, to recognize their rich individuality, and to reaffirm their rights as community members and citizens, including the right to have a say in their care.

Resource Person: Jennifer Albright, Committee Chair

County Manager's Recommendation: The County Manager recommends that the Board proclaim October as National Long-Term Care Residents' Rights Month in Durham County.

8. **Resolution – Dr. Evelyn Schmidt**

5 min.

The Board is requested to resolve to pay tribute to Dr. Evelyn Schmidt, Director of Lincoln Community Health Center. Dr. Schmidt, an extraordinary leader who has achieved great medical success and received numerous honors locally, statewide and on the national level, will retire from her leadership position at Lincoln Community Health Center this fall.

Dr. Schmidt has served as Director of Lincoln Community Health Center for 40 years.

Resource Person: Michael D. Page, Chairman of the Durham Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board read and present the resolution in honor of Dr. Evelyn Schmidt.

9. **Proclamation – Sickle Cell Month**

5 min.

The Board is requested to proclaim September as Sickle Cell Month, and urge the citizens of Durham County to learn more about the disease. Sickle Cell Disease is an inherited and chronic blood disorder that occurs in roughly one of every 350 African-American births; and all Durham County citizens are directly or indirectly affected by this illness in terms of its impact on our economic, social, and health care systems.

Resource Person: Michael D. Page, Chair, Durham Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board proclaim September as Sickle Cell Month, and urge the citizens of Durham County to learn more about the disease.

10. Consent Agenda

15 min.

- a. Accept the Property Tax Releases and Refund Report for August 2011 and authorize the Tax Assessor to adjust the records as outlined in the report;
- b. Approve the write off of all Receivables prior to July 1, 2001 from the County's EMS financial records;
- c. Approve Budget Ordinance Amendment No. 12BCC000014 appropriating \$15,255 of insurance settlement funds for the purchase of a Sheriff undercover vehicle;
- d. Adopt the resolution, authorize the Manager's signature, and approve the Budget Ordinance Amendment No. 12BCC000015 appropriating \$17,525 of grant funds for the purchase of "Checkpoint" equipment;
- e. Approve Budget Ordinance Amendment No. 12BCC000016 to appropriate \$15,844 of Enterprise Fund fund balance and recognize this transfer to the Benefits Plan Fund in the amount of \$15,844 for additional benefits expenditures for Enterprise Fund employees made in FY2010 through FY2012;
- f. Approve Budget Ordinance Amendment No. 12BCC000017 accepting and appropriating the \$141,190 JAG award;
- g. Approve Budget Ordinance Amendment No. 12BCC000018 to recognize revenue received from the NCACC in the amount of \$1,000 for the Productivity Award and amend the Tax Administration Department budget to appropriate the funds for use by the Tax Administration Department for staff recognition programs;
- h. Appoint Jessie Pickett-Williams—Vocational Rehabilitation, as member to the Workforce Development Board per NC General Statutes for an authority position;
- i. Approve the attached amendment to the Management Agreement between the City, County, and Global Spectrum for the Durham Convention Center;
- j. Approve the revised Interlocal Cooperation Agreement for the Historic Preservation Commission.

11. Southern Durham Development

60 min.

The Board is requested to receive the “Preliminary Evaluation of the 751 Sewer Service Request” and consider the request for sewer service to the 751 Development.

On September 1, 2011, Coulter, Jewell, Thames, PA requested a wastewater treatment allocation and pump station capacity for the proposed 751 Development on behalf of Southern Durham Development.

On September 7, 2011, the Board reviewed the request and directed staff to prepare a report on the request for the September 26, 2011 Board of County Commissioners Meeting. The staff report will be distributed on September 23, 2011.

Resource Persons: Glen Whisler, County Engineer; Joe Pearce, Utility Division Manager; Lowell Siler, County Attorney; and Bryan Wardell, Assistant County Attorney

County Manager’s Recommendation: The County Manager recommends that the request for sewer extension be denied.

12. Board of County Commissioner Vacancy Ballot

15 min.

The Board is requested to continue discussion of the process to fill the seat of former County Commissioner Becky Heron, who resigned her post effective August 1, 2011.

Resource Persons: Mike Ruffin, County Manager; Lowell Siler, County Attorney; Michelle Parker-Evans, Clerk to the Board

County Manager’s Recommendation: The County Manager recommends that the Board continue discussion of the process to fill the open County Commission seat.

13. Board and Commission Appointments

10 min.

Michelle Parker-Evans, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards and commissions:

- Adult Care Home Community Advisory Committee
- Audit Oversight Committee
- Industrial Facilities & Pollution Control Authority
- Memorial Stadium Authority
- Nursing Home Community Advisory Committee
- Social Services Board
- Women’s Commission
- Workforce Development Board

Resource Person: Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the above-mentioned boards/commissions.

14. RESERVED FOR ITEMS PULLED FROM CONSENT AGENDA

20 min.

2 hrs. 45 min.