

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

Monday, April 11, 2005

**MINUTES**

6:00 P.M.

Dedication and Recognition of Portraits in the Commissioners' Chambers of Past and Present County Commission Chairmen

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7:05 P.M. Regular Session

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**

Chairman Reckhow apologized for starting the meeting late, which was due to the preceding program for past and present county commission chairmen. She welcomed everyone in attendance and asked them to join the Commissioners in the recitation of the Pledge of Allegiance.

**Announcements**

Chairman Reckhow announced that a Citizens' Informational Workshop would be held on Wednesday, April 20, 2005, from 4-7 p.m. in the Durham Public Schools Staff Development Center cafeteria for the proposed widening of Hillandale Road from I-85 to Carver Street.

**Minutes**

Vice-Chairman Heron moved, seconded by Commissioner Cousin, to approve as submitted the March 28, 2005 Regular Session Minutes of the Board.

The motion carried unanimously.

**Resolution in Recognition of Durham County Sheriff Worth Hill, Elkins Photography Inc., Strawbridge Studios Inc., and The Herald-Sun**

Chairman Reckhow stated that resolutions were prepared in recognition of Durham County Sheriff Worth Hill, Elkins Photography Inc., Strawbridge Studios Inc., and The Herald-Sun for playing a vital role in retrieving photos for the Durham County Board Chairmen Photo Gallery. She extended her thanks to Sheriff Hill for his efforts and for acquiring donations in lieu of expending County funds for the project.

Chairman Reckhow read the following resolution in honor of Sheriff Hill into the record:

RESOLUTION

WHEREAS, Mr. Worth Lee Hill has served as Sheriff of Durham County since 1994; and

WHEREAS, Sheriff Hill has over 30 years of law enforcement dedicated exclusively to the citizens of Durham County; and

WHEREAS, Sheriff Hill's countless accomplishments in the law enforcement profession have directly benefited the people of Durham County; and

WHEREAS, through his own time and individual effort, Sheriff Hill assisted the citizens of Durham in the spirit of community, by researching the history of the Durham County Board of Commissioners Chairmen, as well as organizing the retrieval of photographs of past Chairmen of the Board for the new County Photo Gallery; and

WHEREAS, Sheriff Hill has successfully served the citizens of Durham, operating in the spirit of community, responsibility, and civic leadership:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby resolve to pay tribute to

“SHERIFF WORTH HILL”

for his sincere dedication to the Durham community.

This the 11<sup>th</sup> day of April, 2005.

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Sheriff Hill accepted the resolution and commented on the project. He thanked Strawbridge Studios Inc. and The Herald-Sun for their assistance and the Board for the recognition.

Chairman Reckhow read the following resolutions into the record:

RESOLUTION

WHEREAS, Strawbridge Studios, Inc. was founded in 1923 by Mr. J. E. Strawbridge in Durham, NC; and

WHEREAS, Strawbridge Studios, Inc. has been located in Durham, NC, at the same address, and has been a staple in the community since its beginning over 78 years ago; and

WHEREAS, through photo archives, Strawbridge Studios assisted the citizens of Durham in the spirit of community and responsibility via the Sheriff's Office, in retrieving photographs of past Chairmen of the Board of the Durham County Commissioners for the display of portraits; and

WHEREAS, Strawbridge Studios has served the Durham Community, operating in the spirit of community, responsibility, and civic leadership:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby resolve to pay tribute to

“STRAWBRIDGE STUDIOS, INC.”

for sincere dedication to the Durham community.

This the 11<sup>th</sup> day of April, 2005.

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Mr. Harold Strawbridge, CEO, accepted the resolution and thanked the Board for the acknowledgment.

Chairman Reckhow read the next resolution into the record as follows:

RESOLUTION

WHEREAS, John Elkins Photography, Inc. was established in 1973; and

WHEREAS, John Elkins Photography, Inc. is a Durham-based business; and

WHEREAS, through photo archives, John Elkins assisted the citizens of Durham in the spirit of community and responsibility via the Sheriff's Office, in retrieving photographs of past Chairmen of the Board of the Durham County Commissioners for the display of portraits; and

WHEREAS, John Elkins has served the Durham Community, operating in the spirit of community responsibility and civic leadership:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby resolve to pay tribute to

JOHN ELKINS OF JOHN ELKINS PHOTOGRAPHY, INC.

for his sincere dedication to the Durham community.

This the 11<sup>th</sup> day of April, 2005.

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Mr. John Elkins accepted the resolution and expressed gratitude to the Board.

Chairman Reckhow read the following resolution:

RESOLUTION

WHEREAS, The Herald-Sun of Durham was established in 1889; and

WHEREAS, The Herald-Sun of Durham is owned by the Paxton Media Group of Paducah, Kentucky and formerly by the Rollins family of Durham; and

WHEREAS, through photo archives, The Herald-Sun assisted the citizens of Durham in the spirit of community and responsibility via the Sheriff's Office, in retrieving photographs of past Chairmen of the Board of the Durham County Commissioners for the display of portraits; and

WHEREAS, The Herald-Sun, a Durham County newspaper, has served the Durham Community, operating in the spirit of community, responsibility and civic leadership:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby resolve to pay tribute to

"THE HERALD-SUN OF DURHAM"

for sincere dedication to the Durham community.

This the 11<sup>th</sup> Day of April, 2005.

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Chairman Reckhow presented the resolution to Ms. Virginia Bridges, The Herald-Sun County Government reporter.

**Presentation of Outstanding County Program Awards from the North Carolina Association of County Commissioners**

Durham County won a 2004 Outstanding County Program Award for its Little River Regional Park, submitted by Open Space and Real Estate Manager Jane Korest.

Todd McGee, Director of Communications, NC Association of County Commissioners, synopsised the history of the Outstanding County Program Award and presented the award to Chairman Reckhow.

Chairman Reckhow congratulated Ms. Korest and Mike Giles, Open Space Coordinator, for receiving recognition for Little River Regional Park.

Ms. Korest briefly commented on the park.

**Proclamation in Recognition of Public Safety Telecommunicators Week**

In recognition of Public Safety Telecommunicators Week, Vice-Chairman Heron read the following proclamation into the record:

PROCLAMATION

WHEREAS, the services and functions performed by public safety telecommunicators are critical to the safety and welfare of the citizens of Durham County; and

WHEREAS, public safety telecommunicators provide 24-hour-a-day service as the vital link in the chain of emergency services providers; and

WHEREAS, these dedicated professionals are the initial point of contact for citizens in crisis situations who need emergency services assistance; and

WHEREAS, the approximately 4,000 North Carolina public safety telecommunicators work long hours answering the public daily cries for help, and are often instrumental in saving lives and reducing property damage when tragedy strikes.

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby proclaim April 10-16, 2005, as

“PUBLIC SAFETY TELECOMMUNICATOR’S WEEK”

in Durham County, and urge our citizens to acknowledge the contributions of these loyal public servants.

This the 11<sup>th</sup> day of April, 2005.

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Chairman Reckhow presented the proclamation to Denise Vaughan-Pratt, Public Safety Telecommunicator.

**Proclamation in Recognition of 2005 Spring Litter Sweep**

Commissioner Page read the following proclamation which was prepared in recognition of 2005 Spring Litter Sweep – the Department of Transportation’s annual roadside cleanup:

PROCLAMATION

WHEREAS, the North Carolina Department of Transportation organizes an annual spring statewide roadside cleanup to ensure clean and beautiful roads in North Carolina; and

WHEREAS, the Spring 2005 “LITTER SWEEP” roadside cleanup will take place April 16-30, 2005, and encourage local governments and communities, civic and professional groups, businesses, schools, churches, families, and individual citizens to participate in the Department of Transportation cleanup by sponsoring local roadside cleanups; and

WHEREAS, Adopt-A-Highway volunteers, Department of Transportation employees, Department of Correction inmates and community service workers, local government agencies, community leaders, civic and community organizations, businesses, churches, schools, and environmentally concerned citizens conduct annual local cleanups during “LITTER SWEEP” and may receive certificates of appreciation for their participation; and

WHEREAS, the great natural beauty of our state and a clean environment are sources of great pride for all North Carolinians, attracting tourists and aiding in recruiting new industries; and

WHEREAS, the cleanup will increase awareness of the need for cleaner roadsides, emphasize the importance of not littering, and encourage recycling of solid wastes; and

WHEREAS, the 2005 Spring cleanup will celebrate the 17<sup>th</sup> Anniversary of the North Carolina Adopt-A-Highway program and its 6,000 volunteer groups that donate their labor and time year round to keep our roadsides clean; and

WHEREAS, the “LITTER SWEEP” cleanup will be a part of educating the children of this great state regarding the importance of a clean environment to the quality of life in North Carolina:

NOW, THEREFORE, BE IT RESOLVED that we, the Durham County Board of Commissioners, do hereby proclaim April 16-30, 2005 as

“SPRING LITTER SWEEP”

in Durham County, and encourage all citizens to take an active role in making our community cleaner.

This the 11<sup>th</sup> day of April, 2005.

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Chairman Reckhow presented the proclamation to Donald Hasselbach, Assistant Director of General Services.

**Proclamation in Recognition of National County Government Week in Durham County**

Chairman Reckhow read the following proclamation which was prepared in recognition of National County Government Week:

PROCLAMATION

WHEREAS, county employees serve America; and

WHEREAS, county employees police our streets, fight fires, save lives in hospitals and health centers, keep families healthy, repair bridges, plow snow, help troubled youths and young adults, train laid-off workers, provide veterans services and countless other jobs they deserve to be recognized for; and

WHEREAS, counties provide public safety, and offer medical and human services. Counties provide opportunities for new businesses to prosper, provide job training and technological solutions. Counties provide needed elderly services for grandmothers and grandfathers and healthcare to the disabled and needy. When natural or man-made disaster strikes, county emergency services keep children and their families safe and informed until order can be restored; and

WHEREAS, counties provide services that make America's communities stronger, safer places to live and raise families. County officials and employees use their role as local leaders to encourage economic development and therefore improve the lives of their citizens and make their communities more livable; and

WHEREAS, counties have a long history of providing critical services. County governments are the citizen's local government voice, providing solutions that bring communities together:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby proclaim April 10-16, 2005, as

“NATIONAL COUNTY GOVERNMENT WEEK”

in Durham County, in recognition of the leadership, innovation, and valuable service provided by our nation's counties.

This the 11<sup>th</sup> day of April, 2005.

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Deborah Craig-Ray, Assistant County Manager, described the events that would be held in observance of National County Government Week.

Chairman Reckhow thanked Ms. Craig-Ray for planning activities to encourage employee participation and presented the proclamation to her.

### **Consent Agenda**

Commissioner Cousin moved, seconded by Commissioner Cheek, to approve the following consent agenda items:

- a. RDU Grant Offer (approve the \$7,229,652 grant offer from the Federal Aviation Administration for costs associated with runway safety area improvements);
- c. Renewal of Ambulance Franchises for Five Durham County Ambulance Providers (approve the franchise renewals for Bahama Volunteer Fire Department, Bethesda Volunteer Fire Department, Redwood Volunteer Fire Department, Parkwood Volunteer Fire Department, and Duke Life Flight);
- \*d. Budget Ordinance Amendment No.05BCC000050—Public Health—Recognize a \$16,014 Increase in the Healthy Mothers Healthy Children Block Grant Funds from the N.C. Department of Health and Human Services for use in the Maternity Clinic;
- \*e. Budget Ordinance Amendment No. 05BCC000051—2004 Emergency Management Performance Grant (EMPG) (recognize \$68,103 in grant revenue received from the North Carolina Division of Emergency Management, to be applied to Durham County Emergency Management);
- \*f. Budget Ordinance Amendment No. 05BCC000052—Social Services—Recognizing Direct Medical Funds for a total increase of \$44,188); and
- g. Regional Transportation Development Plan (authorize the study).

The motion carried unanimously.

\*Documents related to these items follow:



Consent Agenda Item No. d. Budget Ordinance Amendment No.05BCC000050—Public Health—Recognize a \$16,014 Increase in the Healthy Mothers Healthy Children Block Grant Funds from the N.C. Department of Health and Human Services for use in the Maternity Clinic.

DURHAM COUNTY, NORTH CAROLINA  
FY 2004-05 Budget Ordinance  
Amendment No. 05BCC000050

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2004-05 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   | \$263,370,118         | \$16,014                 | \$263,386,132         |

Expenditures:

| <u>Activity</u>     |               |          |               |
|---------------------|---------------|----------|---------------|
| <u>GENERAL FUND</u> |               |          |               |
| Human Services      | \$322,302,301 | \$16,014 | \$322,318,315 |

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

This the 11<sup>th</sup> day of April, 2005.

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Consent Agenda Item No. e. Budget Ordinance Amendment No. 05BCC000051—2004 Emergency Management Performance Grant (EMPG) (recognize \$68,103 in grant revenue received from the North Carolina Division of Emergency Management, to be applied to Durham County Emergency Management).

DURHAM COUNTY, NORTH CAROLINA  
FY 2004-05 Budget Ordinance  
Amendment No. 05BCC000051

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2004-05 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   | \$263,386,132         | \$68,103                 | \$263,454,235         |

Expenditures:

| <u>Activity</u>     |              |          |              |
|---------------------|--------------|----------|--------------|
| <u>GENERAL FUND</u> |              |          |              |
| Public Safety       | \$40,728,283 | \$68,103 | \$40,796,386 |

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

This the 11<sup>th</sup> day of April, 2005.

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Consent Agenda Item No. f. Budget Ordinance Amendment No. 05BCC000052—Social Services—Recognizing Direct Medical Funds for a total increase of \$44,188).

DURHAM COUNTY, NORTH CAROLINA  
FY 2004-05 Budget Ordinance  
Amendment No. 05BCC000052

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2004-05 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>  |                       |                          |                       |
| Miscellaneous Income | \$3,833,606           | \$44,188                 | \$3,877,794           |

Expenditures:

| <u>Activity</u>     |               |          |               |
|---------------------|---------------|----------|---------------|
| <u>GENERAL FUND</u> |               |          |               |
| Human Services      | \$322,318,315 | \$44,188 | \$322,362,503 |

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

This the 11<sup>th</sup> day of April, 2005.

**Consent Agenda Items Removed for Discussion**

Consent Agenda Item No. b. Recommendation of Consultant for Classification and Compensation Study (authorize the County Manager to enter into a service contract with Fox Lawson and Associates for an amount not to exceed \$130,000).

County Manager Mike Ruffin responded to Chairman Reckhow's inquiry about the timeframe for the study. He stated that market salary data would be available to staff prior to presenting the FY05-06 budget proposal to the Board. To relieve her concern,

County Manager Ruffin elaborated that staff would have ample time to prepare for the May 23, 2005 Budget presentation.

Vice-Chairman Heron agreed with Chairman Reckhow, commenting that the study should not be rushed.

County Manager Ruffin clarified that the market salary data would be available prior to the FY05-06 budget proposal; the County's Classification and Compensation Systems analysis would be thoroughly studied and be readily available for the Board to consider during the FY06-07 budget process.

Vice-Chairman Heron inquired about consultant groups that did not qualify to administer the study.

County Manager Ruffin responded that several companies were disqualified due to failure to be licensed in North Carolina. Another company was organized differently than what was stated in its proposal.

Jackye Knight, Human Resources Director, informed Vice-Chairman Heron that initially The Segal Company was the only licensed applicant. Some applicants did not meet all of the requirements.

Vice-Chairman Heron stressed to County Manager Ruffin that in the future, such discussions about companies' requirements and bids should be held in closed session.

Commissioner Cheek moved, seconded by Commissioner Page, to approve Consent Agenda Item No. b.

The motion carried unanimously.

**Public Hearing—Plan Amendment—Page Road Townhomes (A05-01)**

Frank M. Duke, City-County Planning Director, requested that the Board hold a public hearing to receive public comment on a Plan Amendment for Page Road Townhomes (A05-01) amending the *Durham Comprehensive Plan* and adopt a resolution amending the Plan.

Planning Department Recommendation—Approval  
Planning Commission Recommendation—Approval, February 8, 2005 (8-4)

Chairman Reckhow opened the public hearing which was properly advertised and called signed speaker Patrick Byker, representing McCale Development, 2614 Stuart Drive, Durham, NC 27707, forward for comments.

Chairman Reckhow closed the public hearing and referred the matter back to the Board.

Commissioner Cousin moved, seconded by Commissioner Cheek, to approve Plan Amendment A05-01.

The motion carried unanimously.

BOARD OF COUNTY COMMISSIONERS RESOLUTION  
AMENDING DURHAM COMPREHENSIVE PLAN  
Page Road Townhomes, A05-01

WHEREAS, the Durham County Board of Commissioners has adopted long range land use plans, to help guide the future development of land within the County's jurisdiction; and

WHEREAS, changed community conditions, the age of the adopted plan, development activity within the planning area, and other factors may warrant a change to an adopted plan; and

WHEREAS, the Durham County Board of Commissioners has adopted a resolution that requires that the Board consider changes to adopt land use plans when requested rezoning substantially conflicts with the adopted land use plan:

NOW, THEREFORE, BE IT RESOLVED by the Durham County Board of Commissioners:

SECTION 1

That the Future Land Use map of the *Durham Comprehensive Plan* be amended as follows:

To identify as Medium Density Residential (6-12 DU/acre) the recommended future uses of parcel 0747-02-97-5123 and 0757-01-07-2579 as shown on the attached map.

SECTION 2

This change shall become effective upon the adoption of this resolution.

This 11<sup>th</sup> day of April, 2005.

**Public Hearing—Zoning Map Change—Ellis Road/Northeast Creek Parkway (Case P04-41)**

Frank M. Duke, AICP, Planning Director, requested that the Board approve the request for a zoning map change for a 0.9-acre portion of a 35.68-acre site located on the northwest corner of the intersection of Ellis Road and Northeast Creek Parkway. PIN 0739-02-89-4004 (partial), 0739-02-98-2580 (partial).

Request: RD, RSCH to RM-8(D), CT(D)

A development plan was submitted as part of the rezoning request. Staff recommended approval. The Durham Planning Commission conducted a public hearing on March 8, 2005 and recommended denial with a vote of 9-2.

The public hearing for this request was advertised on March 25 and April 1, 2005 in the Durham Herald-Sun.

Per Commissioner Cheek's request, Mr. Duke clarified the County's involvement in the zoning map change. The entrance to the development would be constructed on the 0.9-acre portion of the site located within the County. If the County approves the zoning, then the plan would be submitted to the City for approval. If the County does not approve, the development must be redesigned.

Mr. Duke explained to Vice-Chairman Heron that the 0.9-acre land resides in the Research Triangle Park; hence the request for approval from the County.

Commissioner Page inquired about schools impacted by the rezoning.

Mr. Duke replied that Bethesda Elementary, Lowe's Grove Middle School, and Hillside High School would be affected. However, Durham Public Schools transfer policy allows for capacity within the DPS system to accommodate.

County Attorney Chuck Kitchen asked Mr. Duke about the plan being in violation of the County's research and production service district and whether it needs to be moved outside of that district prior to the rezoning.

Mr. Duke was not able to answer the County Attorney's question.

Chairman Reckhow opened the public hearing which was properly advertised and called the following signed speakers forward for comments:

Mr. Ron Horvath, Horvath & Associates, 16 Consultant Place, Durham, NC 27707, responded to County Attorney Kitchen's question. He stated that land usage was determined when the Research Triangle Foundation deeded the land to Joven Group Six, property owner. The land must only be used for access purposes and/or landscaping, not to be occupied by buildings or parking spaces. The plan meets the requirements of the agreement.

Attorney Drew Marsh, Marsh & Marsh, representing Bob Polanco, Northeast Creek Partners LLC (the developer), 616 Nantahala Drive, Durham, NC 27713, elaborated on the architecture of the site plan.

To relay concerns from adjoining property owners, Vice-Chairman Heron inquired about the buffer between the Rigsbee property and the townhomes.

Attorney Marsh responded that in addition to fencing, a 20-foot buffer would be constructed.

To address Vice-Chairman Heron's statement about the Rigsbees' concerns, Mr. Horvath stated that the Rigsbees attended the planning commission meeting and were in support of the project. The buildings would be built at 40-70 feet off of the property line; natural vegetation would be 20 feet; and a solid fence would be constructed, at the Rigsbees' request.

Chairman Reckhow asked Mr. Horvath about making the North and South Side Plan Elevations committed elements.

Mr. Duke informed Chairman Reckhow that the elevations for multi-family residential homes is an ordinance requirement; therefore, listing them as committed elements is not necessary.

Vice-Chairman Heron agreed with Chairman Reckhow that the elevations be made committed elements to ensure that the submitted pictures resemble the finished product.

Dr. E. Lavonia Allison, P.O. Box 428, Durham, NC 27702, concurred with the Durham Planning Commission's reasons for denial and requested that the Board deny the site plan.

Chairman Reckhow closed the public hearing and referred the matter back to the Board.

Chairman Reckhow asked Mr. Duke to explain the Planning staff's rationale for recommending approval of the zoning.

Mr. Duke explained that the proposal meets the dimensional requirements of the Zoning Ordinance; road network would accommodate increased traffic in the area; and infrastructure is available to accommodate development pursuant to the rezoning. The Small Area Plan allows for industrial-use in the area; therefore, the site plan is consistent with the Small Area Plan.

Although in support of the site plan, Commissioner Cheek expressed opposition to the proposed location for the storage units. He suggested reducing the plan density and constructing the storage units in a different area.

Chairman Reckhow commented that a 40-foot buffer would be in place along Northeast Creek Parkway and Ellis Road, which would hopefully conceal the storage units.

Vice-Chairman Heron supported construction of the storage units.

Chairman Reckhow asked County Attorney Kitchen to address the legality of requesting a committed element that the townhomes would be for sale, not for rent.

County Attorney Kitchen responded that the developer has the discretion to offer a committed element based on the Board's comments concerning the units; however, for the record, adding a committed element cannot be exchanged for an approval.

Mr. Horvath added that the developer is committed to selling the units.

Mr. Duke included that while the developer commits to selling the units, the owner could not be prohibited from leasing.

Commissioner Cheek moved, seconded by Commissioner Page, to approve Case P04-41.

The motion carried unanimously.

**Major Site Plan Approval—CCB-Bethesda (Case D04-700)**

Frank M. Duke, AICP, Planning Director, requested that the Board approve a Major Site Plan submitted by Duane K. Stewart & Associates, on behalf of Central Carolina Bank & Trust Company, for an additional parking area (19 spaces) totaling 8,630 square feet at an existing bank on a 1.305-acre site. The proposed project is located at the northwest corner of the intersection of U.S. 70 and Mineral Springs Road and is accessed by existing driveways off both roads. (PIN 0840-04-80-0930)

Staff recommended approval. The Development Review Board recommended approval on March 4, 2005.

Chairman Reckhow called signed speaker Duane K. Stewart, 21 Clearwater Drive, Durham, NC 27707, forward for comments.

Commissioner Cheek moved, seconded by Vice-Chairman Heron, to approve Case D04-700.

The motion carried unanimously.

**Major Site Plan—AW North Carolina (D05-128)**

Frank M. Duke, AICP, Planning Director, introduced this item. Arcadis G&M, on behalf of Shimizu American Corporation, submitted a major site plan for a 68,030 square foot addition to an existing manufacturing facility for AW North Carolina on a 123-acre site, zoned I-2, RD and F/J-A. The property is located at 4112 Old Oxford Highway. (PIN 0845-04-71-9998).

Planning Staff recommended approval.

Chairman Reckhow called the following signed speakers forward:

Mr. Randy King, representing AWNC, 801 Corporate Center Drive, Suite 300, Raleigh, NC 27607

Mr. Ted Conner, Durham Chamber of Commerce, 3305 Park Overlook Drive, Durham, NC 27712, spoke in support of the site plan.

Commissioner Cheek moved, seconded by Commissioner Cousin, to approve the site plan.

The motion carried unanimously.

Will Collins, AWNC, 4112 Old Oxford Highway, Durham, NC 27712, expressed appreciation for the Board's approval.

### **Appointment to the Durham Planning Commission—Oak Grove/Carr Township**

At their March 28, 2005 Regular Session, the Commissioners voted to appoint a member to the Durham Planning Commission, Oak Grove/Carr Township position. Three citizens applied for the vacancy and qualified for the position; however, no applicant received a majority of votes. As Commissioner Cheek was absent at the March 28 meeting due to an illness, the Board was requested to vote again to appoint a member to the Durham Planning Commission in the Oak Grove/Carr Township position.

County Attorney Chuck Kitchen announced that John W. Parrish received a majority vote for the Oak Grove/Carr Township position.

### **Announcement**

County Manager Mike Ruffin relayed to the Board personal appreciation and praise from Richard Clark, President of the Merck Manufacturing Division, for its cooperation and reliability on the Merck site in Durham; construction has begun on the site.

### **Adjournment**

There being no further business, Chairman Reckhow adjourned the meeting at 8:39 p.m.

Respectfully submitted,

Vonda C. Sessoms  
Interim Clerk to the Board