

Revised
(Addition—Item No. 7 and See Item No. 9)

THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA

Monday, February 28, 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 phone during the meeting.

5:00 P.M.

Opening of Regular Session

Closed Session

The Board of Commissioners is requested to adjourn to closed session to consult with an attorney concerning *In the Matter of the Appeal of IBM Credit Corporation for the Valuation and Taxation of Real Property by Tax Year 2001, 01 PTC 544*, and to preserve the attorney-client privilege pursuant to G.S. § 143-318.11(a)(3).

30min.

7:00 P.M. Regular Session

1. **Opening of Regular Session** — Pledge of Allegiance 5min.
2. **Agenda Adjustments** 5min.
3. **Announcements** 5min.
 - “In Touch with Durham County,” the Durham County Television show, air on Cable TV Channel 8 at 8:30 a.m. and 12 noon daily, 4:00 p.m. on Mondays, and 6:30 p.m. 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.

- The Board of County Commissioners wants to hear from residents and will host three “Conversations with Commissioners” over the next few weeks. Meetings will be held on March 1st at South Regional Library, 4505 S. Alston Avenue, at 7:00 pm; March 2nd at the Durham Center for Senior Life, 400 Rigsbee Avenue, at 1:00 pm; and March 3rd at our Main Library, 300 N. Roxboro Street, at 7:00 pm.
- Want to track the progress of the Durham County Human Services Building or the New County Courthouse? The Engineering Department has a link to a web page to view the construction progress using photo updates. Using the County’s homepage, www.durhamcountync.gov, go to the “Engineering” site and select the Project Management Division. Once there, you may click the “PHOTO” links on the right side of each project to view the construction photos. For more information, call Ademola Shobande at 560-7991.

4. **Minutes**

5min.

January 31, 2011 Strategic Planning Worksession
February 7, 2011 Worksession
February 14, 2011 Regular Session

5. **Resolution Honoring Deputy County Manager Carolyn P. Titus**

10min.

The Board of County Commissioners is requested to recognize Deputy County Manager Carolyn P. Titus as she prepares to retire from an outstanding, productive career with Durham County Government. During her 28 years of service she excelled in the areas of mental health and human services, served as an interim County Manager and negotiated some of Durham County’s most productive economic development projects including the Convention Center and the American Tobacco Complex. Her visionary and compassionate service to this community will be missed. Mrs. Titus was honored earlier with a formal retirement celebration prior to the meeting.

Resource Person : Michael M. Ruffin, County Manager

County Manager’s Recommendation : The County Manager recommends that the Board present the resolution honoring Deputy County Manager Carolyn P. Titus for an outstanding career as a Durham County public administrator and wish her well in her retirement.

6. **Presentation of the Commissioners Community Circle Award**

10min.

The Commissioners Community Circle Award, created by the Durham Board of County Commissioners, is designed to recognize the outstanding dedication of individuals and extraordinary services provided by community organizations to Durham’s citizens.

Willis Whichard, a former Supreme Court Justice, a scholar, author, politician and humanitarian, is nationally-known for his impact on North Carolina politics and education. He was born and raised in Durham and has spent most of his life giving

back to the community. While his list of honors and accolades is extensive, his positive influence on the Durham community since the mid-1960's continues today.

As the former chairman of the Durham Library Foundation, Whichard helped to generate community-wide participation and support of the Durham County Library's efforts for many years. Whichard is one of two Durham natives to serve on the state Supreme Court. He is also the first person ever to serve in both the NC House of Representatives and NC Senate and both of North Carolina's appellate courts.

The Board celebrates Willis Whichard for having such a tremendous influence on history and Durham.

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

County Manager's Recommendation : The Manager recommends that the Board congratulate Willis Whichard for receipt of the Commissioners Community Circle Award and present the award to him.

7. Consent Agenda

15min.

- a. Appoint a special Board of Equalization and Review, designate membership to this Board, appoint a Chair and Vice Chair, and approve compensation;
- b. Amend the contract with County Tax Services for property value discoveries and approve Budget Ordinance Amendment No. 11BCC000051 in the amount of \$50,000. Payment is made to CTSI only after the County has collected the tax, at a rate of 30% of the amount collected. There is no additional cost to the County whereasthis fee is deducted from new revenue collected;
- c. Approve the Tax Administrator's request to begin advertising the 2010 tax liens in the month of March;
- d. Approve the resolution of tentative project award for the Reuse Water Capital Construction Project, approve Capital Project Ordinance Amendment No. 11CPA000007, and reduce the Reuse Wastewater Facility project budget by \$66,474.80;
- e. Approve the Local Emergency Planning Committee (LEPC)—Membership roster as presented;
- f. Approve Budget Ordinance Amendment No. 11BCC000052 to recognize N.C. Division of Public Health, Diabetes Prevention and Control Branch in the amount of \$1,000 for the Nutrition Division;
- g. Approve Budget Ordinance Amendment No. 11BCC000053 to recognize \$5,868.00 in one-time supplemental funds from the Department of Health and Human Services for the Syphilis Elimination Program in the Division of Health Education;
- h. Approve Budget Ordinance Amendment No. 11BCC000054 to recognize \$22,276 in additional Expanded HIV grant revenue from the Department of Health and Human Services for contracted services and miscellaneous supplies for the Jail Screening Program in the Division of Health Education;
- i. Approve Budget Ordinance Amendment No. 11BCC000055 to recognize \$522,893 in grant revenue received from the North Carolina Division of Emergency Management, to be applied to Durham County Emergency Management;

- j. Approve initial funding through an interfund fund loan from the General Fund not to exceed \$200,000 for the grant awarded for the 2010 Single-Family Rehabilitation Program;
- k. Authorize the execution of the construction contract with Riggs-Harrod Builders, Inc. in the amount \$246,722.00 (Base Bid plus Alternate #1), and to execute any other related contracts including change orders, if necessary, not to exceed the available construction budget of \$271,394.00;
- l. Authorize execution of contracts with Edge Office for the purchase of Workstations, Case Goods, Conference Room Furnishings, and Seating from the GSA Buying Programs for the Durham County Administrative Building Fifth (5th) Floor Improvement in the total amount of \$128,714.51 and to execute any other related contracts, if necessary, not to exceed the budget of \$135,149.51; and
- m. Approve the nominations to the Duke University Health System Board of Directors.**

8. **Public Hearing - Coordinated Transportation: FY 2011-2012 Community Transportation Grant Application Request**

15min.

The Cooperative Extension Service is requesting a public hearing on, and Board authorization to submit, the FY 2011-2012 Community Transportation Program grant to the North Carolina Department of Transportation (NCDOT). Durham County's Community Transportation Program provides transportation services for elderly and disabled citizens and for transitional Work First and general public employment transportation needs for Durham County.

The revenue from this grant and expenditures required of the county will be budgeted in the FY 2011-2012 budget for Coordinated Transportation. Cooperative Extension has applied for these grant funds annually, through NCDOT since 1999 to purchase vehicles and to subsidize the administrative costs associated with the Community Transportation Program. A public hearing is required for this application.

The Community Transportation Program grant application requests \$111,832 from NCDOT. The Department of Transportation requires a local match of \$14,325 to be appropriated in FY 2011-2012 budget.

Requested Budget

- Administrative \$62,832 (local match \$9,425)
 - Capital Expenditures \$49,000 (local match \$4,900)
- Total \$111,832 (local match \$14,325)**

Resource Person(s): Delphine Sellars, Cooperative Extension Service Director and Margaret Scully, Mobility Manager, Cooperative Extension Service

County Manager's Recommendation: The Manager recommends that the Board hold a public hearing on the proposed project allowing members of the community the opportunity to comment on transportation needs, the grant application and the proposed funding; and approve the attached resolution authorizing Durham County Cooperative

Extension to submit the FY 2011-2012 Community Transportation Program Grant to the North Carolina Department of Transportation. If the grant is awarded there is required County Match of \$14,325 which will be budgeted in the FY 12 budget.

9. **Board and Commission Appointments**

10min.

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
- Boxing & Wrestling Commission
- Criminal Justice Partnership Act Advisory Board
- ~~Design District Review Team~~

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

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

10. **RESERVED FOR ITEMS PULLED FROM CONSENT AGENDA**

20min.

2hrs. 10mins.