



Durham County

200 E. Main Street
Durham, NC 27701
(919) 560-0025

Meeting Agenda Board of County Commissioners

Michael D. Page, Chair
Brenda A. Howerton, Vice Chair
Fred Foster, Jr., Commissioner
Wendy Jacobs, Commissioner
Ellen W. Reckhow, Commissioner

Monday, October 24, 2016

7:00 PM

Commissioners' Chambers

"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)

16-1330 Announcements

Agenda Text:

- 1) Youth, ages 14-24, are encouraged to register for the 2016 Durham YouthWork Summit, a free event for youth and their parents, designed to help youth explore and learn about various careers, community resources, and educational opportunities. The event will be held November 8 from 8:00 am - 2:30 pm at Hillside High School. For more information, contact James Dickens at 919-560-4965 (ext 15217) or email james.dickens@durhamnc.gov <<mailto:james.dickens@durhamnc.gov>>.
- 2) Early voting continues in Durham County and ends on Saturday, November 5, 2016. Please visit the Board of Elections website at elections@dconnc.gov <<mailto:elections@dconnc.gov>> or call the Board of Elections office at 919-560-0700 for early voting locations.

- 3) The Matching Grants Program of the Durham Open Space and Trails Commission is accepting applications from nonprofit organizations in Durham City and County. The grants are to assist nonprofit organizations in preserving open space lands and promoting new or improved recreational opportunities for citizens. **The application deadline is 5 p.m. on Friday, November 11, 2016.** For questions about the grant process, contact David Ades at (919) 560-0012 or email matchinggrants@dconc.gov <<mailto:matchinggrants@dconc.gov>>.
- 4) These announcements may also be found on the County's website or you may call the Clerk's Office at 919-560-0025.

4. Minutes (5 min)

16-1332

Minutes

Attachments: [Regular Session - October 10, 2016](#)
[Worksession - Oct 4, 2016](#)
[Budget Worksession Minutes - June 16, 2016](#)
[Budget Worksession - June 1, 2016](#)

5. Ceremonial Items

16-1348

Resolution - Service Recognition of Delphine Sellars

Agenda Text: The Board is requested to recognize the extensive and dedicated service career of Delphine Sellars with Durham County government. Ms. Sellars began her career in the Department of Social Services in 1996, and continued to provide committed and exemplary public service and leadership in her role as Director of Cooperative Extension for Durham County. The Board will present her with a resolution as she embarks on a well-deserved retirement.

Resource Persons: Michael D. Page, Chair

County Manager's Recommendation: The County Manager recommends that the Board present Delphine Sellars with a resolution and congratulate her on 20 years of exemplary public service.

Attachments: [Resolution - Delphine Sellars](#)

6. Consent Agenda (15 min)

16-1275

Adopt Resolution Advancing Octennial Reappraisal Cycle to a Triennial Cycle, Beginning January 1, 2019

Agenda Text: The Board is requested to adopt a resolution providing for the next Durham County General Reappraisal to occur on January 1, 2019, with subsequent reappraisals occurring every four years thereafter.

Alignment with Strategic Plan: Goal 5: Accountable, Efficient and Visionary Government - The Durham County Tax Administrator believes that more frequent reappraisal will more equitably distribute the property tax burden across all properties in the county by being more responsive to relative value changes within the real estate market in Durham County.

Resource Persons: Kimberly Simpson, Durham County Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board adopt a resolution advancing the next Durham County General Reappraisal to occur on January 1, 2019, with subsequent reappraisals occurring every four years thereafter.

Attachments: [Resolution Advancing Reappraisal.doc](#)

16-1301

Budget Ordinance Amendment No. 17BCC000017 to Transfer Cooperative Extension's Project BUILD Program and Budget of \$419,805 to Public Health

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 17BCC000017 to transfer funds in the amount of \$419,805 from Cooperative Extension to Public Health, moving the administration and personnel of Project BUILD into the Health Department. This will allow Project Build to collaborate with Cure Violence, both evidence-based violence prevention models, under the leadership of the current Project BUILD Director.

A recent study of violence in Durham conducted by the Bureau of Justice Assistance Training and Technical Assistance Center found that the majority of violence in Durham involves gang members between the ages of 16-30. Michelle Young currently serves as director of Project BUILD, Durham County's gang intervention program. It is recommended that Project BUILD should be relocated to the Health Department in order to consolidate the management functions for both Project BUILD and Cure Violence under Michelle Young, and to allow the programs to be co-located. This move will allow both programs to benefit from Project BUILD's expertise in serving gang-involved individuals, maximize the programmatic impact of these programs, reduce duplication of services to this population, increase communication between program personnel, and will allow both programs to benefit from Michelle's experience in in gang program implementation. As a result, Project BUILD and Cure Violence personnel will be able to work closely to serve the families, youth and adults who are most affected by gang-related violence in Durham.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

Alignment with Strategic Plan: This amendment aligns with Strategic Goal 2:

Health and Well-being for All and Strategic Goal 3: Public Safety. Violence is a public health and safety concern and impacts the overall health of a community.

Resource Persons: Gayle B. Harris, MPH, Public Health Director and Delphine Sellars, Cooperative Extension Director

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 17BCC000017 to transfer funds in the amount of \$419,805 from Cooperative Extension to Public Health, moving the administration and personnel of Project BUILD into the Health Department.

Attachments: [AAF-17 Legal Form Transfer of Project BUILD from Coop Ext. to Public Health \(](#)

16-1318

Property Tax Releases and Refunds for September 2016

Agenda Text:

The Board is requested to approve the Releases and Refunds for the month of September 2016. Due to property valuations adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of September 2016.

Releases and Refunds for 2016 total equals \$170,568.72. Prior year's (2012-2015) releases and refunds for September 2016 are in the amount of \$2,763.32. The current year and prior year's releases and refunds amount to \$173,332.04.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient, Visionary Government. To ensure the county complies with North Carolina General Statutes ensures we are accountable to our citizens. The Board of E & R ensures that we are accountable and efficient as tax revenues are impacted by the actions of this Board. The actions of the tax department and this Board impact all strategic goals due to the revenues needed.

Resource Persons: Kimberly H. Simpson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board accept the property tax release and refund report for September 2016 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Sponsors: Board of County Commissioners

Attachments: [Backup Detail-Releases & Refunds-Sept. 2016-Oct. 24, 2016](#)

[Backup-Release & Refunds-Sept. 2016-Oct.24, 2016](#)

[NCVTS August Refunds](#)

16-1329

Budget Ordinance Amendment No. 17BCC000016 Recognizing \$375,000 in Federal Grant Funds from the Department of Health and Human Services, Administration for Children & Families for Implementation of a Durham Integrated Domestic Violence Response System Program (Including 1 FTE Provisional Position)

Agenda Text:

The Board is requested to recognize a grant award in the amount of \$375,000.00 from the Department from the United States Department of Health and Human Services, Administration for Children and Families for the implementation of a Durham Integrated Domestic Violence Response System Program. The Department of Social Services, as the lead agency - in partnership with the Exchange Family Center, Duke Center for Child and Family Health, Duke Center for Child and Family Policy, and the Durham Crisis Response Center - is the recipient of a federal grant that will provide education/training for first responders and intensive therapy services for victims of domestic violence. This application was submitted with the support of Emergency Medical Services, Emergency Management Services, and the Durham Police Department.

The Durham Integrated Domestic Violence Response System Program is a 2-year demonstration project that will provide classroom training and tools for law enforcement, paramedics, firemen, and Child Protective Services social workers to assess for domestic violence when responding to emergency situations in our community. This project will also teach first responders where to refer families for appropriate services based on the completed assessment. This two-year demonstration project has the possibility of a one-year extension. The first year provides \$375,000 support; subsequent year provides between \$375,000 and \$500,000 support.

The Department is asking for 1 provisional position of which 100% of the salary and benefits cost is covered by the grant. These funds are 100% federal funds and no county funds are required.

The role of the department at this time is coordination of entities and grant management. When the funds run out there will be no need to continue grant management. The intent is to systematize the training and the clinical services are funded by health insurance, Medicaid or Grant funds from other sources. Sustainability was built into the writing of this grant.

Alignment with Strategic Plan: This action aligns with Goal 2: Health and Well-being for All.

Resource Persons: Michael A. Becketts, Department of Social Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 17BCC000016 recognizing \$375,000 in federal grant funds from the Department of Health and Human Services, Administration for Children & Families for implementation of a Durham Integrated Domestic Violence Response System Program (including 1 FTE provisional position)

Attachments:

[Durham Intergrated Domestic Violence Response System Project AAF backup](#)
[AAF-16 Legal Form Federal Grant funds for Domestic Violence Response System](#)

16-1336**Capital Project Amendment No. 17CPA000008 - Moving \$12,000 of Available County Contribution Funds From the DSS Building Demolition Capital Project (4730DC136) to the Scattered Site Housing III Capital Project (4120DC096) to Cover Final Costs of the Project****Agenda Text:**

The Board is requested to approve Capital Project Amendment No. 17CPA000008 moving \$12,000 of available County Contribution funds from the DSS Building Demolition capital project (4730DC136) to the Scattered Site Housing III capital project (4120DC096) to cover additional unplanned final costs related to the project.

Durham County is in the process of closing out its final CDBG Scattered Site Housing grant. Contractors working on the final project were certainly seeking to utilize all remaining grant funds, but the project has faced considerable additional expenses due to unforeseen circumstances. There were additional costs related to structural footings (as well as other, additional foundation materials), well head repair, and the removal of decades-old materials dumped on the site as well as several earlier slabs from structures which existed previously on the site. Contract administration staff at The Wooten Company have verified these additional costs and circumstances, and after utilizing all other available grant funds, there are still insufficient grant funds to complete the final project. As a result, staff are requesting an additional \$12,000 of County Contribution funds to be transferred from the DSS Demolition capital project to cover final costs of the final Scattered Site project.

Alignment with Strategic Plan: Helping to maintain a high quality affordable housing stock supports Goal 1 (Community and Family Prosperity) and Goal 2 (Health and Well-Being for All) in particular of the Durham County Strategic Plan.

Resource Persons: Drew Cummings, Chief of Staff

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No. 17CPA000008 moving \$12,000 of available County Contribution funds from the DSS Building Demolition capital project (4730DC136) to the Scattered Site Housing III capital project (4120DC096) to cover additional unplanned final costs related to the project.

Sponsors:

Lane

Attachments:

[CPA-08 Legal Form Moving County Contributions between DSS Demolition and](#)

16-1338**Approval of the Contract to Purchase Netapp Storage Network Appliance and Installation Services from NWN Using Technology Capital Funds Set Aside For the Purpose of Technology Life Cycle Replacement in the Amount of \$607,791****Agenda Text:**

The Board is requested to authorize the County Manager to enter into a contract to purchase a NetApp storage network appliance and installation services from

NWN, Inc. using funds scheduled for that purpose in the Technology Life Cycle Replacement capital project.

In fiscal year 2012-13 the Board approved funding through the Technology Life Cycle Replacement capital project for Storage Area Network services. Information Services & Technology requests approval to use \$607,791 of those funds for a refresh of our current storage network appliance, including a 5% contingency.

The County's Storage Area Network (SAN) supports a wide variety of critical services for the county such as our virtual server environment with over 127 servers, as well as, document imaging repositories for Social Services, Health department, Legal department, and Tax department. The SAN is a critical infrastructure component for Durham County Government. Due to the increasing amounts of technology and data being used in the County, our SAN must be updated and upgraded on a regular schedule.

Alignment with Strategic Plan: Efficient and effective operations of business applications supporting citizens across our County departments aligns with Goal 5 (Accountable, Efficient and Visionary Government) of the Strategic Plan

Resource Persons: Greg Marrow, Chief Information Officer

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute a contract for \$607,791 with Technology Life Cycle Replacement funds through the North Carolina State Convenience Contract (NC204J).

Attachments:

[Quote DCG Services NetApp Upgrades OP109042 R 3 9 23 16](#)

[CityofJacksonvilleMasterConvContract 103013](#)

[Quote Durham Co Gov NetApp AFF8080 w OCI True UP 204J R 1 9.23.16](#)

[SOW NetApp Storage Upgrades OP109042 R 2 9.23.16](#)

16-1339

Approval of the Three Year Microsoft Enterprise Contract To Purchase Licenses and Services in the Amount Of 806,841 for the Purpose of Technology Life Cycle

Agenda Text:

The Board is requested to authorize the County Manager to enter into a new three-year Enterprise Agreement with Microsoft to purchase licenses and services using funds from the current fiscal year operating budget and the Technology Life Cycle Replacement capital project.

Information Services and Technology request to use existing Technology Life Cycle Replacement capital project funds of \$571,841, and \$235,000 from current operating funds for this fiscal year for licenses and services of the Enterprise Agreement with Microsoft. Licenses and services will be purchased through Dell and future purchases through SHI, per the State Convenience Contract 208C.

This enterprise agreement continues the shift of purchasing of licenses away from the capital budget, and puts Durham County in line with industry best practices used by most of the larger counties and municipalities in North Carolina including the City of Durham, Mecklenburg County, Wake County and Guildford County.

Alignment with Strategic Plan: Efficient and effective operations of business applications supporting citizens across our County departments aligns with Goal 5 (Accountable, Efficient and Visionary Government) of the Strategic Plan

Resource Persons: Greg Marrow, Chief Information Officer

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute a contract for \$806,841 with Technology Life Cycle Replacement funds purchased through the State Convenience Contract 208C in the amount of \$806,841.

Attachments: [Durham County NC EA December Renewal Update 10.12](#)
[STC-208C-9-8-16\[1\]](#)

7. Public Hearings

16-1331 **Hold a Public Hearing Concerning Issuance by the Public Finance Authority, which is a Public Authority Existing under Wisconsin Law (the "Authority") with Statutory Authority to Issue Bonds across the Country, of its Educational Facilities Revenue Bonds (Kestrel Heights School), Series 2016 (the "Bonds"), in an Amount not to exceed \$15,000,000, and if Appropriate to Approve the Attached Resolution Authorizing the Issuance of the Bonds for Purposes of the Internal Revenue Code of 1986, as Amended**

Agenda Text: The Corporation for Effective Schooling, a North Carolina nonprofit corporation, or an affiliated or related entity (the "Borrower") operates a K-12 charter school in the County known as Kestrel Heights School (the "School"). The School is operated on two sites, a high school located at 4700 South Alston Avenue, Durham, North Carolina (the "High School Facility") and an elementary and middle school located at 4900 Prospectus Drive, Durham, North Carolina (the "Elementary/Middle School Facility"). The Borrower proposes to use the proceeds of the Bonds to purchase the High School Facility from the owner of the building (who is currently leasing the High School Facility to the Borrower), and to make certain improvements to both the High School Facility and the Elementary/Middle School Facility (collectively, the "Project"). The proceeds of the Bonds will also be used to fund a debt service reserve for the Bonds and pay all or a portion of the costs of issuing the Bonds.

Pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") and Section 66.0304(11)(a) of the Wisconsin Statutes pursuant to which the Authority will issue the Bonds, prior to their issuance, the Bonds are required to be approved by the elected governing body of the political

jurisdiction within whose boundaries the Project is located after a public hearing. Notice of the hearing was published in the Durham Herald in accordance with the requirements of the Code.

The Borrower will be solely responsible for the repayment of the Bonds. The County will have no financial responsibility for the Bonds or for any costs relating to the Project. NEITHER THE STATE OF NORTH CAROLINA NOR THE COUNTY WILL BE OBLIGATED TO MAKE PAYMENTS WITH RESPECT TO THE BONDS, AND NEITHER THE FAITH AND CREDIT NOR THE TAXING POWER OF THE COUNTY WILL BE PLEDGED TO THE REPAYMENT OF THE BONDS.

Representatives from Kestrel Heights School will be present at the public hearing to answer any questions about the Project.

Alignment with Strategic Plan: Goal 5 - Accountable, Efficient and Visionary Government

Resource Persons: Drew Cummings, Chief of Staff; Lowell Siler, County Attorney; Mary Nash Rusher, Bond Counsel

County Manager's Recommendation: The Manager recommends that the Board hold the public hearing on the issuance of the Bonds to finance the acquisition by the Borrower of its High School Facility and improvements to its Elementary/Middle School Facility, both located in Durham County, and approve the Resolution authorizing the issuance of the Bonds for purposes of the Code and the Wisconsin statute.

Attachments: [COLUMBUS-#5403563-v4-TEFRA Resolution \(NC\) - BB&T Kestrel Heights](#)

16-1333 **Public Hearing and Approval of 5311 Community Transportation Grant**

Agenda Text:

The Board is requested to hold a public hearing on the proposed FY18 Federal Section 5311 Community Transportation Program (CPT) Grant application in the amount of \$88,734.00 administered by the North Carolina Department of Transportation - Public Transportation Division (NCDOT-PTD), and to approve the authorizing resolution and supplemental federal and state documents and local match in the amount of \$13,311.00 for FY18. The purpose of the public hearing is twofold: 1) to allow members of the community an opportunity to comment on the application and the County's transportation needs; and 2) to allow the County Board to approve the required attached resolution authorizing the submission of the grant application and supplemental federal and state required documents to the NCDOT-PTD.

Durham County ACCESS implements the Community Transportation Program (CTP), a network of programs for persons who are elderly, have a disability, or are transportation disadvantaged. Funds requested are for Administrative purposes only. The Durham County ACCESS program through the Cooperative

Extension has applied for 5311 grant funds through the NCDOT-PTD annually since 1999. Former grant requests included funds to purchase vehicles and funds to subsidize the administrative costs associated with delivering the CTP.

The CTP-5311 grant application requests \$88,734 for Administrative support only-this is the same amount as the FY17 and reflects the maximum level of funding NCDOT-PTD has agreed to fund. The state and federal share is \$75,423.00. The remaining source of funding required to support the Administrative Program staff salaries by the County is considered during the County Budget Process. NCDOT requires a local match of \$13,311.00 to be appropriated in the FY 17-18 budget. Each year NCDOT requires that the County commit to the local match at the time of the application. The FY 17-18 application is due November 4, 2016.

Alignment with Strategic Plan: This action aligns with Goal 1 by providing a portion of staff salary and administrative support to manage the demand response transportation program. This service provides mobility and access to destinations that enhance the health, economic impact and quality of life for Durham County Residents.

Resource Persons: Linda Thomas, Durham County ACCESS Transportation Program Manager

County Manager's Recommendation: The County Manager recommends that the Board hold a Public Hearing on the proposed FY18 Federal 5311 Community Transportation Program Grant application in the amount of \$88,734.00 inclusive of the local match in the amount of \$13,311.00, and to approve the authorizing resolutions and other required supplemental federal and state documents.

Attachments: [AFF Documentation - CTP 5311 Grant Attachment 1](#)
[AFF Documentation - CTP 5311 Grant Attachment 2](#)
[AFF Documentation - CTP 5311 Grant Attachment 3](#)

8. Board and Commission Appointments (10 min)

[16-1337](#) Board and Commission Appointments

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

- Durham Convention and Visitors Bureau
- Juvenile Crime Prevention Council
- Memorial Stadium Authority
- Women's Commission

The Board of Commissioners recognizes the need to have a representative sample of the citizens of Durham County serve on boards, commissions,

committees, and authorities. No citizen may serve more than four consecutive terms for 2-year term boards; three consecutive terms for 3-year term boards; two consecutive terms for 4-year term boards; and one consecutive term for 5 and 6-year term boards in any one position, unless otherwise stated by statute; or there are no other applicants who meet the eligibility requirements. The Equalization and Review Board shall be exempt from these term limits.

Alignment with Strategic Plan: When citizens are engaged and partners on our Boards and Commissions, the vision of our Strategic Plan is achieved - a thriving, vibrant, diverse community with abundant opportunity for all residents to live, work, learn, play and grow.

Resource Persons: V. Michelle Parker-Evans, County Clerk to the Board

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

9. ITEMS PULLED FROM CONSENT AGENDA (20 min)

10. Adjournment