



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, July 11, 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)

16-1136 Announcements

Agenda Text:

- 1) The next meeting of the Board of County Commissioners will be held August 1st at 9:00 am, here in the Commissioners' Chambers.
- 2) Please contact the Clerk's Office at 919-560-0025 or clerk@dconc.gov <<mailto:clerk@dconc.gov>> to find out about opportunities to serve on one of our volunteer boards or commissions.
- 3) We invite you to tune in to Cable TV Channel 8 or 97-5 to see rebroadcasts of tonight's meeting as well as other Durham County programming that may be of interest to you. Please contact the Public Information Office at 919-560-0008 or our website www.dconc.gov <<http://www.dconc.gov>> for more information.

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)

[16-1139](#) Minutes

Attachments: [Worksession - June 6, 2016](#)
[Regular Session - June 27, 2016](#)

5. Ceremonial Items

[16-1160](#) Resolution Recognizing the 40th Anniversary of the Durham County General Services Department

Agenda Text: The Board is requested to issue a resolution recognizing the work and accomplishments of past and present employees of the Durham County General Services Department for its 40th Anniversary and the significant contributions the department has made in serving needs of the citizens and helping maintain the infrastructure of Durham County. Since its creation on July 1, 1976 as a six employee department overseeing 12 buildings and nearly 300,000 square feet to today as 77 employee department overseeing 72 buildings and nearly 2.01 million square feet, and 245 acres of property General Services has and continues to support Durham County Government growth as an exceptional service provider. A celebration event recognizing the anniversary is scheduled for Friday, July 22, 2016 at 11:00 a.m. in the Human Service Building.

Alignment With Strategic Plan: This resolution aligns with Strategic Plan Goal 5 - accountable, efficient and visionary government.

Resource Persons: Motiryo Keambiroiro, Director General Services and Deborah Booth, Deputy Director General Services.

County Manager's Recommendation: The County Manager recommends that the Board issue a resolution recognizing the work and accomplishments of past and present employees of the Durham County General Services Department for its 40th Anniversary and the significant contributions the department has made in serving needs of the citizens and helping maintain the infrastructure of Durham County. A celebration event recognizing the anniversary is scheduled for Friday, July 22, 2016 at 11:00 a.m. in the Human Service Building.

Attachments: [Resolution - General Services 40th Anniversary](#)

6. Other Business

[16-1140](#) Citizen Comments

Agenda Text: The Board of County Commissioners will provide a 30-minute comment period at a meeting once a month. Any citizen of Durham County wishing to speak

shall have an opportunity to do so. The Board may direct staff to research and reply to the concerns, if appropriate. Speakers must sign in prior to the start of the meeting providing a mail/email address and telephone number so that staff may reply to comments and/or questions. Citizens who request an immediate response from the Board are encouraged to submit a brief description of the issue to the Clerk to the Board two weeks prior to the meeting to allow an opportunity for research prior to the meeting. **All speakers shall have three (3) minutes to speak and are requested to refrain from addressing issues related to personnel matters.**

Alignment with Strategic Plan: Citizen engagement aligns with all five of the strategic goals by allowing the Board to receive comments and concerns from the community related to important issues in Durham County.

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

County Manager's Recommendation: The County Manager recommends that the Board receive citizen comments and direct staff to respond, as deemed appropriate.

7. Consent Agenda (15 min)

16-1145

2016 General Obligation Bond Referendum

Agenda Text:

The Board is requested to introduce the Bond Order for the 2016 General Obligation Bond Referendum (attached) and schedule a Public Hearing for August 8, 2016 on said Referendum.

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

Resource Persons: George K. Quick, Chief Financial Officer

County Manager's Recommendation: The County Manager recommends that the Board introduce the Bond Order and schedule the Public Hearing.

Attachments:

[8817191_v1_Durham County NC - Proceedings of Board of Commissioners on](#)

16-1147

NC County Commissioners' Conference Voting Delegate

Agenda Text:

The Board is requested to appoint Commissioner Wendy Jacobs as a voting delegate to NCACC's 109th Annual Conference to be held August 11-14, 2016 in Forsyth County, North Carolina.

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

Resource Persons: V. Michelle Parker-Evans, County Clerk; Michael D. Page, Chair

County Manager's Recommendation: The County Manager recommends that the Board appoint Commissioner Wendy Jacobs as a voting delegate to

NCACC's 109th Annual Conference to be held August 11-14, 2016 in Forsyth County, North Carolina.

16-1148**2016 General Obligation Refunding Bonds****Agenda Text:**

The Board is requested to adopt the Bond Order and Resolution (attached) and schedule a Public Hearing for the Refunding Bonds for August 8, 2016. The anticipated borrowings will not exceed \$125 million.

Normally we do not hold a Public Hearing when Bonds are being refunded, however, in this case, some of the Bonds being refunded are Bond Anticipation Notes (\$39.9 million) and we are extending their maturity. When maturities are extended a Public Hearing is required.

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

Resource Persons: George K. Quick, Chief Financial Officer

County Manager's Recommendation: The County Manager recommends that the Board approve the Order and Resolution and schedule a Public Hearing for August 8, 2016 on the Refunding Bonds.

Attachments:

[8802897_v1_Durham County N C - Proceedings of Board of Commissioners or](#)

[8802905_v1_Durham County NC - Sworn Statement of Debt Refunding Refere](#)

16-1149**Contract Amendment for Vincent Valuations LLC****Agenda Text:**

The Board is requested to approve an amendment to the contract with Vincent Valuations LLC. The amendment is to extend the services from the 2015/2016 fiscal year through the 2016/2017 fiscal year in an amount not to exceed \$372,000.00.

Vincent Valuations LLC is a Consulting Service that has been working with Tax Administration in reviewing, analyzing, preparing, and presenting commercial appeals before the Board of Equalization and Review for the 2016 reappraisal. They will also provide training for commercial appraisers, assisting in training of appraisal staff in preparation of the 2019 reappraisal, providing field appraisal assistance and conversion of the One Tax Commercial Appraisal Module.

Alignment With Strategic Plan: Goal 5, Accountable, Efficient, Visionary Government. Vincent Valuations LLC will assist Tax Administration with efficient and transparent analysis and presentation of commercial appeals and preparing the county for a 2019 reappraisal.

Resource Persons: Kimberly H. Simpson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that

the Board approve an amendment to a contract with Vincent Valuations LLC through fiscal year 2016/2017 in an amount not to exceed \$372,000.00

Attachments: proposed contract

16-1152

Capital Project Amendment No. 17CPA000001 - Moving Unspent 2007 General Obligation Bond Funds between Durham Public School Capital Projects and Creating One New Capital Project for District Backflow Prevention (SH238)

Agenda Text:

On June 16, 2016, the Durham Public Schools (DPS) Board of Education approved adjustments to remaining 2007 General Obligation (GO) Bond capital projects. Pursuant to the Interlocal Agreement with DPS, as amended, the Durham County Board of County Commissioners is requested to consider and approve the transfer of funds between DPS capital projects with 2007 GO bond funding. A new project is created with this transfer for the installation of backflow prevention equipment at multiple school sites in the district. This equipment keeps domestic water from free flowing back into the municipal water system once it has entered a building and / or site.

The table below indicates funds reconciled by DPS and the County that are available for transfer:

Project	Current Budget	Increase/ Decrease	Revised Budget
Jordan High School (SH123)	\$4,581,634.26	(\$148,825.44)	\$4,432,808.82
New High School A (SH126)	\$5,447,141.26	(\$190,000.00)	\$5,257,141.26
Fuller Building (SH150)	\$450,126.00	(\$420,000.00)	\$30,126.00
Hillandale Elementary School (SH206)	\$1,494,434.00	(\$17,744.44)	\$1,476,689.56
HVAC Controls (SH234)	\$3,000,000.00	\$576,569.88	\$3,576,569.88
Districtwide Backflow Prevention (SH238)	\$0.00	\$200,000.00	\$200,000.00
Totals	\$14,973,335.52	\$0.00	\$14,973,335.52

Alignment with Strategic Plan: This capital project amendment aligns with **Goal 1-Community and Family Prosperity and Enrichment**, though providing access to educational, vocational, economic and cultural opportunities and by providing support for educational opportunities that ensure high academic achievement.

Resource Persons: Hugh Osteen, DPS Deputy Superintendent of Operational Services; Jon Long, DPS Executive Director, Construction & Capital Planning.

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No. 17CPA000001 moving 2007 General Obligation Bond funds between DPS capital projects as outlined above and creating one new Districtwide Backflow Prevention capital project (SH238).

Attachments: [CPA-01 Legal Form Moving GO Bond Funds Between DPS Capital Projects and](#)

16-1153

Approval of FY 16-17 Contract with the Greater Durham Chamber of Commerce - \$265,000

Agenda Text:

The Board is requested to approve the attached, annual contract in the amount of \$265,000 with the Greater Durham Chamber of Commerce for economic development activities benefiting Durham County.

Durham County has contracted with the Chamber of Commerce for a number of years to provide strategic economic development advice and activity for Durham County. Without a dedicated economic development office, Durham County is reliant on economic development partners such as the Chamber to help us cultivate and support business activity necessary for the economic health of our downtown and larger community.

The Chamber's extensive knowledge of the Durham community and its strong relationships with business, political, government and educational leaders allows the chamber to effectively serve the County's needs. To assist with the relocation and expansion of businesses and new industries to Durham County, the Chamber shall provide the following services:

1. Recruit new industries that support the clusters identified as high growth, high impact for Durham County, including but not limited to divisional or national headquarters for sectors such as financial services.
2. Help existing businesses expand into Durham County with emphasis on those that support those same clusters.
3. Work with the business development liaison at the Office of Employment and Economic Development representing the Durham Workforce Development Board to communicate the industries and advise these firms of the County's workforce preparedness.
4. The Chamber shall work cooperatively with companies expanding or relocating in Durham County, Duke University, and North Carolina Central University to build direct relationships and program affiliation with the career placement directors of said universities so that upon graduation students possess the skills necessary to obtain jobs have a greater opportunity of obtaining jobs with those expanding and relocating companies.
5. The Chamber will actively work with industries new to Durham County to hire residents of Durham County.

Alignment with Strategic Plan: This contract is strongly aligned with Goal 1 of the County's Strategic Plan in that it drives tax base growth and job creation

in Durham.

Resource Persons: Marqueta Welton, Economic Development Manager; Jay Gibson, P.E., General Manager

County Manager's Recommendation: The County Manager recommends that the Board approve the attached contract with the Greater Durham Chamber of Commerce, and authorize the County Manager to execute the contract.

Attachments: [Chamber of Commerce Service Contract FY 2016-2017.pdf](#)
[Chamber of Commerce FY 2016-2017 - Scope of Services Form FY17 \(003\).pc](#)

16-1154 Approval of FY 16-17 Contract with Downtown Durham, Inc. - \$150,000

Agenda Text: The Board is requested to approve the attached, annual contract with Downtown Durham, Inc. (DDI) for economic development activities benefiting Durham County and to authorize the County Manager to execute it.

Durham County has contracted with DDI for a number of years to provide strategic economic development advice and activity in downtown Durham. Without a dedicated economic development office, Durham County is reliant on economic development partners such as DDI to help us cultivate and support business activity necessary for the economic health of our downtown and larger community.

The value of the County's proposed contract with DDI in FY 16-17 is \$150,000, the same as it was in FY 15-16.

Alignment with Strategic Plan: This contract is strongly aligned with Goal 1 of the County's Strategic Plan in that it drives tax base growth and job creation in downtown Durham.

Resource Persons: Marqueta Welton, Economic Development Manager

County Manager's Recommendation: The County Manager recommends that the Board approve the attached contract with Downtown Durham, Inc., and authorize the County Manager to execute the contract

Attachments: Downtown Durham Inc Service Contract FY 2016-2017.pdf
Downtown Durham Inc -Scope of Services FY 2016-2017.pdf

16-1155 **Capital Project Amendment No. 17CPA000002 - FY 2016-17 Appropriation of Approved County Contribution Funds (\$6,699,078) for Multiple Capital Projects**

Agenda Text: The Board is requested to approve Capital Project Amendment No. 17CPA000002 appropriating County Contribution funds of \$6,699,078 to fourteen capital projects (seven existing and seven new projects). The budget amendment is a standard annual procedure that occurs at the beginning of each fiscal year. The funds were approved in the FY 2016-17 operating budget and the FY 2017-26 Capital Improvement Plan, and are as follows:

PROJECT	FY2016-17 APPROPRIATION	REVISED PROJECT BUDGET	
Judicial Annex Bldg. Refurbishment (4730DC141)		\$300,000	\$300,000
Administration Bldg. Refurbishment (4730DC137)		\$600,000	\$1,131,744
Ongoing HVAC Replacement (4190DC076)	\$308,336	\$1,769,467	
Ongoing Roof Replacement (4190DC073)	\$266,460	\$2,840,521	
Ongoing Parking Resurfacing (4190DC074)	\$95,389	\$1,104,714	
16 IT Hardware Upgrade (4200DC103)	\$2,681,000	\$3,681,000	
County Building Envelope Upgrades (4190DC078)	\$500,000	\$500,000	
Detention Center Elevator Upgrade (4190DC077)	\$262,048	\$488,270	
Convenience Center Site Upgrades (Leased) (4190DC079)		\$168,330	\$168,330
Convenience Center Site Upgrades (Owned) (4190DC080)		\$214,947	\$214,947
Detention Center Renovations (4310DC088)	\$550,000	\$550,000	
Open Space & Farmland Acquisition (4730DC083)	\$500,000	\$12,539,560	
Stanford L. Warren Library Upgrade (6110DC079)	\$50,000	\$50,000	
County Security Improvements (4190DC081)	\$202,568	\$202,568	

Alignment with Strategic Plan: Consistent funding support for ongoing capital projects meets the Strategic Plan Goal 5 “Accountable, Efficient, and Visionary Government” by enabling the County to provide the timely upgrades and capital purchases necessary to most efficiently meet infrastructure demands.

Resource Persons: Keith Lane, Director, Budget & Management Services.

County Manager’s Recommendation: The Manager recommends that the Board approve Capital Project Amendment No. 17CPA000002 appropriating \$6,699,078 of budgeted County Contribution funds for fourteen capital projects.

Attachments:

[CPA-02 Legal Form FY 2016-17 County Contribution to Capital Projects \(\\$6.69\)](#)

16-1156

Addition of Wake County to the Renamed Triangle Tax District and Approval of the Wake County Transit Plan and Multiparty Interlocal Transit Agreement

Agenda Text:

The Board is requested to approve the addition of Wake County to the renamed Triangle Tax District and approval of the Wake County Transit Plan and Multiparty Interlocal Transit Agreement. Durham and Orange Counties approved their state authorized ability to implement the “Mobility Bill” transit tax as a part of the financial plan with the associated “Bus and Rail Investment Plan’s (BRIP’s) in 2012. Wake County is requesting two actions from Durham County (see Attachment 1) to facilitate the expected addition of Wake County to the Triangle Tax District (“Special District”), the renamed and expanded district currently known as the Western Triangle Tax District.

Wake County’s participation in the Special District, if the funding is approved by Wake County voters through an advisory referendum, will allow the region to continue to work cooperatively to expand and improve transit options for the strongly linked communities. The actions requested are:

- 1) Approval of the Wake County Transit Plan, specifically the financial plan (at the rear of Attachment 2) as required by the Local Government Sales Tax Act

(“the Act”) North Carolina General Statute 105-508, et seq. The Act requires that in the event of expansion of the Special District, existing members must approve the financial plan of any new member; and

2) Approval and execution of an Agreement Setting Forth the Mutual Understanding of the Parties as to Scope and Content of the Financial Plan Between Research Triangle Regional Public Transportation Authority (“Go Triangle”); Durham County; Orange County; Wake County; Capital Area Metropolitan Planning Organization; Durham, Chapel-Hill, Carrboro Metropolitan Planning Organization, and Burlington-Graham Metropolitan Planning Organization (See Attachment 2).

In order for Wake County and its municipal and transit partners to remain on schedule for the anticipated November 8th 2016 advisory referendum, Wake County is requesting approval of both the Wake Transit Plan (incorporating the Wake County Financial Plan) and the proposed Agreement on or before August 12, 2016 via the Clerk to the Board’s Certification of the same.

Alignment with Strategic Plan: This action aligns with Goal 1, Community and Family Prosperity.

Resource Persons: Wendell M. Davis, County Manager

County Manager’s Recommendation: The County Manager recommends that the Board approve the addition of Wake County to the renamed Triangle Tax District and approval of the Wake County Transit Plan and Multiparty Interlocal Transit Agreement.

Attachments: [Transit 1](#)
[transit 2](#)

16-1167 Volunteer Fire Department Contracts

Agenda Text: The Board is requested to approve the annual Fire & Rescue Services contracts for Bahama, Lebanon and Redwood Volunteer Fire Departments located in Durham County, as well as the Eno and New Hope Fire Departments located in Orange County. The Orange County Departments provide coverage for a portion of their respective districts that are located within Durham County.

The Volunteer Fire Departments did not request a tax increase this year, and their budgets were approved by the Board on June 27, 2016.

Alignment with Strategic Plan: Continuing the contracts and providing fire and rescue services supports Strategic Goal 3: Safe and Secure Community.

Resource Persons: Jim Groves, Fire Marshal/Emergency Management Director

County Manager’s Recommendation: The County Manager recommends that the Board approve the Volunteer Fire Department contracts and authorize the

County Manager to sign and execute the contract for each Department.

Attachments:

Bahama FY16-17 Contract
Lebanon FY16-17 Contract
Redwood FY16-17 Contract
Eno FY16-17 Contract
New Hope FY16-17 Contract

8. ITEMS PULLED FROM CONSENT AGENDA (20 min)

9. Closed Session

16-1158

Closed Session

Agenda Text:

The Board is requested to adjourn to Closed Session:

- 1) pursuant to G.S. 143-318.11(a)(6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee;
- 2) pursuant to G.S. 143-318.11(a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

County Manager's Recommendation: The County Manager recommends that the Board adjourn to Closed Session and provide staff with direction as necessary.

10. Adjournment