



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, July 23, 2018

7:00 PM

Commissioners' Chambers

Regular Session

Closed Session (To be held at: 6:00 pm)

[18-0921](#)

Closed Session

Agenda Text:

The Board is requested to adjourn to Closed Session 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. General personnel policy issues may not be considered in a closed session per G.S.143-318.11(a)(6).

County Manager's Recommendation: The County Manager recommends that the Board adjourn to Closed Session and direct staff accordingly.

"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 Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair 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)**

18-0873**Announcements****Agenda Text:**

1. Get Hooked on **Complete Streets** - Learn about **Complete Streets** from a panel of experts from 8:30 a.m. to 1:00 a.m., or drop in and provide input on the draft **Complete Streets** Policy from 11:00 a.m. - 1:00 p.m. on July 24, 2018, Durham Nativity School on 1004 N. Mangum St., Durham (GoDurham Routes 4 & 9). This workshop to local staff, elected officials and community representatives. Light refreshments will be served.

2. County Seeks Input on Proposed Redevelopment Plans for East Main Street

What: Community Input Sessions on Future Redevelopment Project

Who: Durham County Government

When/Where:

Session #2 - Saturday, July 28, 2018, 10 a.m. - noon
Criminal Justice Resource Center, 326 E. Main St.

Session #3 - Thursday, August 2, 2018, 5:30 - 7:30 p.m.
Nehemiah Christian Center, 514 N. Mangum St.

Residents are strongly encouraged to attend a face-to-face session. Those unable to attend can complete an online feedback form regarding the proposed development plans by visiting
https://unc.az1.qualtrics.com/jfe/form/SV_3gxAMSbPJV6l6WV.

For project details, visit the County's 300 and 500 E. Main Redevelopment project webpage or email Deputy Director of Engineering and Environmental Services Peri Manns at pmanns@dconc.gov.
<mailto:pmanns@dconc.gov>.

3. Durham Neighborhood College Makes a Come Back: Residents looking to play a more active role in their neighborhoods and the Durham community will get their chance to learn more about the strategic plans in the 2018 Durham Neighborhood College, a class designed specifically for residents to learn about the organization, operations and services of their local City and County governments. After a two-year hiatus, the award-winning Durham Neighborhood College program will return this fall with an emphasis on showing participants how the strategic plans guide government officials in the development of sound planning and operations.

City and County employees are invited to apply for the seven-week course. For more information or to apply online, visit the County's Neighborhood College webpage <<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.dconc.gov%2Fgovernment%2Fdepartments-a-e%2Fboard-of-commissioners%2Fspecial-projects%2Fdurham-neighborhood-college&data=02%7C01%7C%7C6fc96dca1dac4029e9e708d5c7f158bd%7Cc16a00a3560947c0b2c272d8635e3423%7C0%7C0%7C636634761756975183&sdata=Y9KdSQh02Z%2FE3wCiaYJns%2Bz4qaLWf38EshO9JNIWJCs%3D&reserved=0>>. The application deadline is August 3rd.

4. Libraries ROCK: Summer Reading 2018 - Join Durham County Library for a spectacular summer reading kickoff at Northgate Mall (on the plaza), at 1058 W. Club Blvd. This program runs through August 11, 2018. For more information please visit <<http://durhamcountylibrary.org>>.
5. Durham Seeks Input on Zoning Changes to Expand Housing Choices. Fast-paced population growth, limited availability of developable tracts and a renewed preference for in-town living has led to a housing availability and affordability challenge for Durham. To address this issue, the Durham City-County Planning Department is now seeking input on changes that are needed to Durham's existing zoning rules to help eliminate regulatory barriers and expand housing options.

The deadline to complete the online survey is August 15, 2018. For more information about this project, contact Jacobson at (919) 560-4137, ext. 28247 or by email at Hannah.Jacobson@DurhamNC.gov <<mailto:Hannah.Jacobson@DurhamNC.gov>>.

This information can also be found on our Durham County Website: www.dconc.gov <<http://www.dconc.gov>>

These announcements along with additional details 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)

18-0926

Minutes

Attachments:

[Worksession - March 8, 2018](#)

[Regular Session - June 11, 2018](#)

[Regular Session - June 25, 2018](#)

5. Other Business

[18-0922](#) Citizen Comments - 30 min

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: Terri Lea Hugie, 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.

6. Ceremonial Items

[18-0904](#) Resolution Honoring Mrs. Peggy Tapp

Agenda Text:

The Board is requested to adopt a resolution honoring the life of Mrs. Peggy Tapp, a longtime businesswoman and restaurateur who passed earlier this year. This phenomenal woman was highly respected for working alongside her husband and growing this family business into an institution known for its unique brand of southern comfort food. Mrs. Tapp leaves a legacy of love, compassion and a strong work ethic for others to aspire to.

Alignment with Strategic Plan: This item aligns with Goal 1: Community Empowerment and Enrichment

Resource Persons: Wendy Jacobs, Chair

County Manager's Recommendation: The County Manager recommends that the Board adopt the resolution honoring the life of Mrs. Peggy Tapp and present it to members of her family.

Attachments: [Resolution - Mrs. Peggy Johnson Tapp](#)

[18-0920](#)**Resolution Honoring the 100th Birthday of Mrs. Cora Jones ‘Boot’ McLeod****Agenda Text:**

The Board is requested to pass and present a resolution honoring the 100th Birthday of Mrs. Cora Jones ‘Boot’ McLeod. The family and friends of the long-time resident will celebrate her remarkable longevity and successful life on August 3, 2018. McLeod moved to Durham, NC with her family in 1932. She was educated and married in Durham where she also started her family. She was the owner of two successful business, the Tip Top Beauty Shop and McLeod’s Beauty Nook.

Alignment with Strategic Plan: This resolution aligns with Goal 1: (Community Empowerment and Enrichment) of the DCo Strategic Plan.

Resource Persons: Chair Wendy Jacobs and Durham Citizen Dr. Beverly Rogers

County Manager’s Recommendation: The County Manager recommends that the Board pass and present the resolution honoring the 100th Birthday of Durham Citizen Mrs. Cora Jones ‘Boot’ McLeod

Attachments:

[Resolution - Cora Jones McLeod](#)

7. Consent Agenda (15 min)

18-0887**Approval of Contract with Made in Durham****Agenda Text:**

The Board is requested to approve the attached contract with Made in Durham and authorize the County Manager to execute it.

Made in Durham (MID) is a collaborative of public and private sector partners in Durham who wish to improve education-to-work pathways for Durham youth ages 14-24 so that by age 24 as many of them as possible have at least completed a post-secondary credential and secured living wage work. There were several years of foundational work before Made In Durham was spun off as a separate non-profit. Fiscal Year (FY) 2018-2019 will be the fourth year that Durham County has supported the Made in Durham effort financially.

Made in Durham was formed because the partners did not believe existing mechanisms and collaborations were sufficient, but of course MID faces the same institutional and societal barriers to progress that existed before. The collaborative continues its work in identifying, highlighting, and working with institutional partners to try to fill knowledge gaps, service gaps, and other kinds of pathway gaps and blockages which inhibit regular movement of Durham's youth towards an economically secure existence.

The MID work plan for FY18-19 includes expanded business engagement and pathway creation, intensified work with Durham Futures organizations, further youth engagement, exploration of cradle-to-career continuum and ongoing efforts to acquire data and analysis that will give greater insights into areas of success in MID's work as well as efforts that require additional focus and perhaps changes in strategy. Thus far those efforts have been largely stymied by the inability to have 3rd party (Duke) researchers get access to Durham Public Schools data, but it appears that this issue is being addressed.

Alignment with Strategic Plan: A high-functioning education-to-work pipeline is both a cause and result of improved function and results in Goal 1: Community Empowerment and Enrichment and Goal 4: Environmental Stewardship and Community Prosperity 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 the attached contract with Made in Durham and authorize the County Manager to execute it.

Attachments:

[FY18-19 Made in Durham Contract](#)

[MID FY17-18 COUNTY Scope of Work and Report-3](#)

[Made in Durham by the Numbers 2017-2018](#)

[FY18-19 Program of Work](#)

18-0897 Appoint Voting Delegate - North Carolina Association of County Commissioners (NCACC) Conference**Agenda Text:**

The Board is requested to appoint Vice-Chair James Hill as the voting delegate at the NCACC Conference to be held August 23-25, 2018 in Catawba County, North Carolina.

Alignment with Strategic Plan: This item aligns with Goal 5: Accountable, Efficient and Visionary Government.

Resource Persons: Wendy Jacobs, Chair and Terri Lea Hugie, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board appoint Vice-Chair James Hill as the voting delegate at the NCACC Conference to be held August 23-25, 2018 in Catawba County, North Carolina.

18-0903 Property Tax Releases and Refunds for June 2018**Agenda Text:**

The Board is requested to approve the Releases and Refunds for the month of June 2018. Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of June 2018.

Releases and Refunds for 2018 total \$21,143.74. Prior year's (2015-2017) releases and refunds for June 2018 are in the amount of \$17,364.00. The current year and prior year's releases and refunds amount to \$38,507.74.

Alignment with Strategic Plan: This item aligns with Goal 5: Accountable, Efficient and Visionary Government. To ensure the county complies with North Carolina General Statutes ensures we are accountable to our citizens. The Board of Evaluation and Review 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 June 2018 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments:

[AAF-Releases & Refunds-June 2018-July 23, 2018](#)

18-0916**Execution of Contract Amendment with O'Brien/Atkins Associates, P.A. for Additional Design Services for the 7th Floor Upfit to the Durham County Administration Building II Renovation (former Judicial Building) Project No.: DC073****Agenda Text:**

The Board is requested to authorize the County Manager to amend the design contract with O'Brien/Atkins and Associates, P.A. to include additional design services for the 7th Floor Fit-up of the Administration Building II Renovation (former Judicial Building) located on 201 East Main Street in the amount of \$314,330 thus increasing the overall total compensation for basic design, construction administration and additional services including reimbursable expenses not to exceed the budget of \$3,640,440. (See Attachment 1, pages 1-3)

The current construction project is nearing completion as furnishings and equipment are currently being installed. The renovation previously included modifications to the ground and floors 1-6, leaving the 7th floor as unassigned space for future upfits. However, during the programming efforts for the Administration Building (200 E. Main St.) it was determined that an additional department needed to be relocated from that facility in order to allow growth/expansion of the departments to remain in the facility once Register of Deeds and Tax Administration moved out. Through discussions with the BOCC, the Manager's Office and the design team it was determined that the 7th Floor should be up-fitted for use by the Finance Department. The decision to upfit the space takes advantage of having the design and construction teams currently familiar with the facility. This lends itself to the potential cost savings of not having to bid a new project but rather extending the services of the current teams already on the project. This should minimize duration for shop drawing reviews and approvals and will be beneficial with the warranties and long-term maintenance for the facility reducing contractor call-backs and finger-pointing of responsibilities.

This amendment includes the additional scope of work required for the design of the 7th Floor, additional Audiovisual design for the TV Studio and review of the retail space designs to ensure code compliance and that the design meets the overall design intent of the facility. It is recommended that the County proceed with all work described in the proposal dated July 12, 2018 in the amount of \$314,330. For Minority Women Business Enterprise (MWBE) participation information (See Attachment 2, Page 1). Funding for this amendment is available in the Judicial Building Renovation Capital Project Account.

Alignment With Strategic Plan: This aligns with Goal 4: Environmental Stewardship - through the improvement of the environmental performance of County buildings to reduce energy use and greenhouse gas emissions from the built environment. The relocation of various departments into this facility also addresses Goal 5: Accountable, Efficient and Visionary Government by providing more efficient service delivery and better customer service.

Resource Persons: Jay Gibson, P.E., General Manager/Director of Engineering and

Environmental Services; Peri Manns, ASLA, LEED GA Deputy Director of Engineering and Environmental Services, Engineering Department; Brenda Hayes-Bright, Assoc. AIA, CDT, Project Manager; and Kevin Montgomery, FAIA, O'Brien/Atkins Associates, P.A.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to amend the design contract with O'Brien/Atkins Associates, P.A. to include the additional design services for the 7th floor upfit of Durham County Administration Building II (former Judicial Building) in the amount of \$314,330, thus increasing the overall total compensation for basic design, construction administration and additional services including reimbursable expenses not to exceed the budget of \$3,640,440.

Attachments:

[AAF - Supplemental Document Form - Administrative Building II Renovation 7th](#)

[AAF - Backups - Administration Building II Renovation 7th Floor Up-fit - OBA Cc](#)

[MWBE Compliance Review Form-AAF for Admin Bldg II Renovation-7thFL Upfit](#)

8. Public Hearings

18-0909 Public Hearing to Consider Allocating Economic Development Investment Funds to AveXis, Inc.

Agenda Text:

The Board is requested to hold a public hearing to consider allocating a total of \$175,000 in Economic Development Investment funds to AveXis, Inc. utilizing funds provided as a donation to Durham County by Clarion Partners via the Chamber of Commerce. AveXis, Inc., a clinical-stage gene therapy company that develops treatments for rare and life-threatening neurological diseases, will locate a new manufacturing center in Durham County. The company is expected to invest approximately \$55 million in the facility to produce potentially breakthrough therapies to address rare neurological genetic diseases as well as create 200 new jobs.

AveXis' expansion in Durham County will be facilitated, in part, by a Job Development Investment Grant (JDIG) approved by the state's Economic Investment Committee. Over the course of the 12-year term of this grant, the project will grow the state's economy by an estimated \$918.5 million. Using a formula that takes into account the new tax revenues generated by the new jobs, the JDIG agreement authorizes the potential reimbursement to the company of up to \$2,232,000, spread over 12 years. The North Carolina Biotechnology Center also provided technical due diligence and funding support for this project through a jobs-based grant. A Novartis company headquartered in Bannockburn, Illinois, AveXis' initial product candidate, AVXS-101, is a proprietary gene therapy currently in development for the treatment of spinal muscular atrophy, or SMA, Type 1, the leading genetic cause of infant mortality.

Staff is recommending that the County provide up to \$175,000 in Economic Development Investment funds utilizing the provided private match subject to certain performance goals being met by AveXis, Inc. related to timing and amount of investment, employment creation, and maintaining of the created jobs by AveXis, Inc.

This public hearing has been advertised as required by law.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andy Miracle, Economic Development Officer and Jay Gibson, General Manager

County Manager's Recommendation: The County Manager recommends that the Board hold a public hearing to consider allocating a total of \$175,000 in Economic Development Investment funds to AveXis, Inc. and, if appropriate, approved the proposed amount.

Attachments: [AAF AveXis Supplemental Form](#)

18-0910 Public Hearing to Consider Allocating Economic Development Investment Funds to LabCorp**Agenda Text:**

The Board is requested to hold a public hearing to consider allocation a total of \$220,000 in Economic Development Investment funds to LabCorp utilizing funds provided as a donation to Durham County by Karlin Real Estate via the Chamber of Commerce. The global life sciences company known for its world-class clinical laboratory and drug development services, will locate a new operations center in Durham County, creating 422 jobs. The company will invest \$30 million in a Durham facility on the Parmer RTP campus. In addition to the new positions that will be added over time, the facility will house existing information technology staff, along with personnel from its drug development business, who currently occupy several locations in Durham and Wake counties.

LabCorp, headquartered in Burlington, North Carolina, provides comprehensive clinical laboratory and end-to-end drug development services. With a mission to improve health and improve lives, LabCorp delivers world-class diagnostic solutions, brings innovative medicines to patients faster and uses technology to improve the delivery of care. LabCorp's expansion in Durham County will be facilitated, in part, by a Job Development Investment Grant (JDIG) approved by the state's Economic Investment Committee earlier today. Over the course of the 12-year term of this grant, the project will grow the state's economy by an estimated \$880 million. Using a formula that takes into account the new tax revenues generated by the new jobs, the JDIG agreement authorizes the potential reimbursement to the company of up to \$8,172,750, spread over 12 years. LabCorp will add a variety of positions with this expansion, including information technology designers, software developers, operations staff, and senior and middle managers. When all the new positions are filled, the total payroll impact will be \$27.7 million annually.

Staff is recommending that the County provide up to \$220,000 in Economic Development Investment funds utilizing the provided private match subject to certain performance goals being met by LabCorp related to timing and amount of investment, employment creation, and maintaining of the created jobs by LabCorp.

This public hearing has been advertised as required by law.

Alignment With Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andy Miracle, Economic Development Officer and Jay Gibson, General Manager

County Manager's Recommendation: The County Manager recommends that the Board hold a public hearing to consider allocating a total of \$220,000 in Economic Development Investment funds to LabCorp and, if appropriate, approve

the proposed amount.

Attachments: [AAF LabCorp Supplemental Form](#)

18-0911 Public Hearing to Consider Allocating Economic Development Investment Funds to Sensus USA, Inc.

Agenda Text:

The Board is requested to hold a public hearing to consider allocating a total of \$50,000 in Economic Development Investment funds to Sensus USA, Inc. utilizing funds provided as a donation to Durham County by Longfellow Real Estate Partners via the Chamber of Commerce. Sensus USA, Inc., a provider of advanced metering technologies to utilities and municipalities, will expand its current operations in Durham County, creating 301 new jobs over five years. The company will invest \$4 million in North Carolina by the end of 2019.

Sensus is a wholly owned subsidiary of Xylem Inc., a leading global water technology company committed to developing technology solutions to the world's water challenges. With its October 2016 acquisition of Raleigh-based Sensus, Xylem expanded its portfolio to include smart metering, network technologies and advanced data analytics for water, gas and electric utilities. Salaries for the new positions will vary by position with an average salary of \$94,927. The current average wage in Durham County is \$67,537. Sensus' expansion in Durham County will be facilitated, in part, by a Job Development Investment Grant (JDIG) approved by the state's Economic Investment Committee earlier today. Over the course of the 12-year term of this grant, the project will grow the state's economy by an estimated \$1.02 billion. Using a formula that accounts for the new tax revenues generated by the new jobs, the JDIG agreement authorizes the potential reimbursement to the company of up to \$3,513,000 spread over 12 years.

Staff is recommending that the County provide up to \$50,000 in Economic Development Investment funds utilizing the provided private match subject to certain performance goals being met by Sensus USA, Inc. related to timing and amount of investment, employment creation, and maintaining of the created jobs by Sensus USA, Inc.

This public hearing has been advertised as required by law.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andy Miracle, Economic Development Officer and Jay Gibson, General Manager

County Manager's Recommendation: The County Manager recommends that the Board hold a public hearing to consider allocating a total of \$50,000 in Economic Development Investment funds to Sensus USA, Inc. and, if appropriate, approved the proposed amount.

Attachments: [AAF Sensus USA, Inc. Supplemental Form](#)

18-0914**Public Hearing to Consider a Contract Amendment to the Agreement with Austin Lawrence Partners-East, LLC****Agenda Text:**

The Board is requested to hold a public hearing to consider a contract amendment to the agreement with Austin Lawrence Partners-East, LLC (ALP-East or Company) to extend the completion date to January 1, 2019. Where Section 2.1.1 of the current agreement states that ALP-East shall “Secure a final Certificate of Compliance for 100 percent of the improvements made to the Commercial Space, all of the Jack Tar Building, and 75 percent of the total residential units of the City Center Building built by July 1, 2018”, the Company has requested that the Completion Date be amended to January 1, 2019. A large part of the delay has been attributed to having to replace the mechanical, electrical and plumbing contractor that went out of business in the Spring of last year.

The Certificate of Compliance certifies that a newly constructed or renovated building or structure consisting of approximately (a) 120,000 square feet of rentable office space, (b) 20,000 square feet of rentable retail space, (c) 132 residential units, and (d) 174 parking spaces associated with the City Center Building and (e) an operating hotel, (I) ground floor retail space and (g) approximately 260 parking spaces associated with the Jack Tar Building is in compliance with applicable building codes, etc.

Under the consultation of the County’s legal counsel, staff has been advised that the required necessary steps under the contract will perhaps take the contractor beyond the time needed to complete the contract. The contract requires notice and a cure period that could presumably be 180 days. See *Section 24* of the contract (see below, Item (ii)):

CURE PERIOD. No default by either party hereto shall result in a termination or limitation of any rights of such party hereunder unless and until the other party shall have notified the defaulting party in writing of said default, and the defaulting party shall have failed to cure said default within thirty (30) days after the receipt of said written notice provided, however, that if the default cannot, by its nature, be cured within such thirty (30) day period, but the defaulting party commences and diligently pursues a cure of such default promptly within the initial thirty (30) day cure period, then the other party shall not exercise its remedies or limit the rights of the defaulting party unless such default remains uncured for more than ninety (90) days after the initial delivery of the other parties original default notice; provided, however, that the cure period for any default related to the making of the Capital Investment shall be one hundred eighty (180) days.

Additional considerations for approving the contract amendment include that without approval of this proposed amendment, the County would take a considerable risk of

delaying or otherwise diminishing substantial public benefits attributable to the completed project. Further, the City has agreed to grant an extension and as the City and County incentive agreements have a “cross-default” provision where if one agreement is defaulted on, both agreements are defaulted on. Moreover, with consideration for the improved capital expenditure, increased number of office workers and number of employees at the hotel and increased condo price per square foot actuals compared to the Company’s original projections that will result in a greater impact to the tax base and number of employment opportunities within the County.

Additionally, as a result of consideration for the amendment, ALP-East will sponsor and complete one or more Community Building Initiatives by or before December 31, 2021 that could include small business development, youth engagement, creative placemaking, or a similar community building initiative to be approved by the Board with a value of \$40,000. ALP-East will submit proposal(s) to the Board for approval via the Economic Development Officer. If by the period specified an eligible initiative(s) is not approved by the Board, the Company will submit a payment with its year 3 invoice in the amount of \$40,000.

Subject to the conditions set forth in Section 2, the County agrees to payment not to exceed \$3,973,095 over a term of fifteen (15) years as financial assistance to preserve the Jack Tar Building in a manner consistent with the Preservation Requirements.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andy Miracle, Economic Development Officer and Jay Gibson, General Manager

County Manager’s Recommendation: The County Manager recommends that the Board hold a public hearing to consider a contract amendment to the agreement with Austin Lawrence Partners-East, LLC to set January 1, 2019 as the Completion date and, if appropriate, amend the contract.

Attachments: [County of Durham - ALP 2nd Amended Contract](#)
[Austin Lawrence Contract - June 2014](#)
[ALP Contract Amendment - March 2016](#)
[AAF ALP-East, LLC Supplemental Form](#)

9. ITEMS PULLED FROM CONSENT AGENDA (20 min)

10. Board and Commission Appointments (10 min)

18-0918**Board and Commission Appointments****Agenda Text:**

Terri Lea Hugie, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards:

- Alcoholic Beverage Control Board
- Convention Center Authority
- Criminal Justice Advisory Board
- Dangerous Dog Appeal Board
- Durham-Wake Counties Research and Production Service District
- Environmental Affairs Board
- Library Board of Trustees
- Sports 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: Terri Lea Hugie, 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 aforementioned Boards and Commissions.

County Manager: _____

Attachments:

[July 23, 2018](#)

11. Adjournment