



Durham County

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Durham, NC 27701
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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, March 7, 2016

9:00 AM

Commissioners' Chambers

Worksession

"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.

9:00 am Worksession Agenda

1. Citizen Comments (30 min)

16-890

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.

2. Discussion Items:

16-907

Proposal for an Additional Code Provision to be Added to Chapter 4 of Durham County Code of Ordinances entitled: Animals, Regarding Canine Waste Removal

Agenda Text:

The Board is requested to consider and review the proposal for an additional code provision to Chapter 4 of the Durham County Code of Ordinances, Section 4-140. - Removal of Canine Waste.

Alignment with Strategic Plan: This aligns with Strategic Goal #2: Health and Well-being for All and Strategic Goal #4: Environmental Stewardship

Resource Persons: Marie Costello Inserra, Senior Assistant County Attorney and Lowell L. Siler, County Attorney

County Manager's Recommendation: The County Manager recommends that the Board consider and review the proposal for an additional code provision to Chapter 4 of the Durham County Code of Ordinances, Section 4-140. - Removal of Canine Waste.

Attachments:

[REDLINE Chapter 4 ANIMALS](#)

[CLEAN Chapter 4 ANIMALS](#)

16-910

Amend the County Code Concerning Ambulance Franchises, Authorize the Creation of the EMS Peer Review Committee, and Receive a Report on the Status of Recent Investments in the EMS system, as Requested in the January 2016 Worksession

Agenda Text:

The Board is requested to consider, review and offer comments to the proposed amendment to the code provisions to Chapter 12, Article 2 of the Durham County Code of Ordinances, concerning the franchise of ambulance services, to change the term from 3 years to 2 years, to eliminate duplicate or unnecessary provisions, and to update and streamline the process for handling franchise applications.

The Board is further requested to review and offer comments to the creation of the Durham County EMS Peer Review Committee, as required by N.C.G.S. § 131E-155(a)(6)(b) (statute) and 10A NCAC 13P .0408, replacing the current EMS Advisory Council.

The Board is further requested to receive a report on the status of recent investments in the EMS system, as requested at the January 2016 work session.

Alignment With Strategic Plan: These requests align with Strategic Goal #2: Health and Well-being for All; Strategic Goal #3, Safe and Secure Communities; and Strategic Goal #5, Accountable, Efficient, and Visionary Government

Resource Persons: Skip Kirkwood, Director of EMS; Marie Costello Inserra, Senior Assistant County Attorney; Drew Cummings, Assistant County Manager; and Jodi Miller, Deputy County Manager

County Manager's Recommendation: The County Manager recommends that the Board amend Chapter 12, Article 2 of the Durham County Code of Ordinances, concerning the franchise of ambulance services, to change the term from 3 years to 2 years, to eliminate duplicate or unnecessary provisions, and to update and streamline the process for handling franchise applications.

The County Manager recommends that the Board authorize the creation of the Durham County EMS Peer Review Committee, as required by N.C.G.S. § 131E-155(a)(6)(b) (statute) and 10A NCAC 13P .0408, replacing the current EMS Advisory Council.

The County Manager recommends that the Board receive a report on the status of recent investments in the EMS system, as requested in the January 2016 work session.

Attachments:

[Attach1-Amendment-AmbulanceOrdinance \[Redline\]](#)

[Attach1-Amendment-AmbulanceOrdinance \[Clean\]](#)

[Exhibit 1 Code Proposal](#)

[EMS-WorkSession-SlidesPDF](#)

[Draft - peer review committee membership - 1-2016](#)

16-921

**Amendment Discussion for Parking Ordinance Chapter 24
Amendment**

Agenda Text:

The Board is requested to receive the staff report and provide staff with policy guidance towards drafting the regulations for the proposed changes to county parking ordinance (chapter 24).

Staff is requesting policy direction regarding the aspects of a proposal to amend the county parking ordinance to include two new parking areas, public use after business hours for certain lots, and the changeover of primary enforcement of the ordinance from the Sheriff's Office to the contract security vendor. The latest version of the proposed amendment is found in Attachment A.

Attachments: Attachment A: Amendment to the Durham County Parking Ordinance (Chapter 24).

Alignment with Strategic Plan: The text amendment emphasizes Goal 3 regarding Safe and Secure Community

Resource Person(s): Motiryo Keambiroiro, Director, General Services and Ed Miller, Security Manager

County Manager Recommendation: The County Manager recommends that the Board receive the proposed amendment to Durham County parking ordinance and provide any applicable policy guidance.

Attachments: [Amendment to Chapter 24 of the Durham County Ordinances](#)
[AAF Amendment to Ch 24 of DCo Ordinances](#)

16-922

Farmland Protection Advisory Board Update

Agenda Text:

The Board is requested to receive an update from the Farmland Protection Advisory Board on its recent accomplishments. Durham County agriculture has undergone a transformation over the past decade with the emergence of a diverse small farm sector focused on local marketing opportunities. New opportunities are emerging for small farms to sell food and services in the local marketplace, yet agricultural operations require a stable land base to innovate and make new investments. Durham County's farms provide nourishing food for our community and the Farmland Board has assisted with getting these products to the county citizens. Additionally, the farmland in the County's watersheds helps to preserve clean water for residents. Farmers also pay far more in taxes than they consume in taxpayer-funded services, helping to subsidize such services in developed parts of the County. This presentation will touch briefly on the cost of community services.

In 2009, the BOCC approved an Agricultural Development and Farmland Preservation Plan. The overall goal of this plan was to create a profitable and sustainable agricultural sector in Durham County that can assure a healthy farm landscape and access to fresh, local foods for the next generation. The development of this plan was tailored for Durham County and contains 32 goals. The Farmland Board will present some of its projects completed while discussing some of its future needs to meet other pressing goals.

Alignment With Strategic Plan: This request is aligns with Goal 2 Health and Well-being for All by supporting access to fresh and healthy food for residents, and with Goal 4 Environmental Stewardship by protecting open space while preserving rural character.

Resource Persons: Kathryn Spann, Vice Chair Farmland Board and Eddie Culberson, Director Soil and Water

County Manager's Recommendation: The County Manager recommends that the Board receive the update from the Farmland Protection Advisory Board on its recent accomplishments.

Attachments: [Annual Report 2016-final](#)

16-928**Appointment - Workforce Development Board****Agenda Text:**

The Board is requested to appoint a “Barriers to Employment” position on the Workforce Development Board. The NC Commerce Department has mandated that the membership of the Board be completed by March 1, 2016 in keeping with the Workforce Innovation and Opportunity Act (WIOA). The Executive Board of the Workforce Development Board has recommended Michael Becketts for this position.

Alignment With Strategic Plan: (brief statement and relevant goal)

Resource Persons: Kevin Dick, Executive Director, Office of Economic and Workforce Development

County Manager’s Recommendation: The County Manager recommends that the Board suspend the rules and appoint Michael Becketts to the Barriers to Employment position to fulfill the time sensitive nature of the request.

3. Closed Session**16-935****Closed Session****Agenda Text:**

The Board is requested to adjourn to closed session 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.

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

Resource Persons: Lowell L. Siler, County Attorney

County Manager’s Recommendation: The County Manager recommends that the Board adjourn to closed session and direct staff as appropriate.

4. Adjournment