



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, September 26, 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)

16-1255 Announcements

Agenda Text:

- 1) The Durham County Women's Commission will host a Women's Leadership Forum on Saturday, October 1st, 9am - 12noon at the Self Help Temple Building, 302 W. Main Street. Free parking will be available in the Corcoran Street Garage. Police Chief C.J. Davis will be among the panel of speakers. Topics will include Mentoring, Networking and other Buzzwords. Don't miss this free event.
- 2) Durham residents are invited to help clean up during the annual Durham Big Sweep event on Saturday, October 1. Volunteer registration is now open at www.bigsweep.org .
<<http://www.bigsweep.org>> .

- 3) The Board of Health will meet on Thursday, October 13th at 5:00 pm to discuss a proposed Board of Health Rule for Postexposure Management of Dogs and Cats. Public comment on the proposed rule will be solicited at that meeting. This rule for rabies postexposure management of dogs and cats implements and particularizes the authority given to the local health director in G.S. 130A-197 to effectively and efficiently protect the public's health utilizing the most current science.
- 4) Early voting begins in Durham County on Thursday, October 20th and ends on Saturday, November 5, 2016. The final day to register to vote for the November 8th election will be Friday, October 14th at 5:00 pm. Please visit the Board of Elections website at elections@dconc.gov <<mailto:elections@dconc.gov>> or call the Board of Elections office at 919-560-0700 for early voting locations.
- 5) 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>>.
- 6) 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)

16-1300

Minutes

Attachments:

[Worksession - September 6, 2016](#)

[Regular Session - September 12, 2016](#)

5. Ceremonial Items

16-1285

Proclamation to Recognize Minority Enterprise Development Week October 3-7, 2016

Agenda Text:

The Board is requested to recognize October 3-7, 2016 as Minority Enterprise Development Week for Durham County.

On January 14, 2008, The Board of County Commissioners approved an ordinance to continue the County's Minority/Women Business Enterprise Program. As a part of the program promotion and continued efforts to enhance participation in governmental contract awards to minority and women

businesses, it is hereby requested that October 3-7, 2016 be recognized as Minority Enterprise Development Week in the County of Durham, North Carolina.

Local and National Minority Enterprise Development programs provide assistance to minority and women groups who own or wish to start or expand their own businesses.

Alignment with Strategic Plan: To align with *Goal 1 Community and Family Prosperity and Enrichment* by increasing minority and women business participation. Create awareness and engagement by allowing minority and women businesses to learn about contracting opportunities, and events of the Durham County Minority and Women Business Enterprise (MWBE) program.

Resource Persons: George K. Quick, Chief Financial Officer; Jacqueline Boyce, Procurement Manager; Keisha J. Davis, MWBE Coordinator

County Manager's Recommendation: The County Manager recommends that the Board Board approve the Resolution and recognize October 3-7, 2016 as Minority Enterprise Development Week in Durham County.

Attachments:

[Proclamation - Minority Enterprise Development Week](#)

16-1293

Proclamation - Durham Literacy Center

Agenda Text:

The Board is requested to proclaim the 30th Anniversary of the Durham Literacy Center as it celebrates 30 years of service to our community on September 29, 2016. The Durham Literacy Center addresses the intersection of poverty and literacy, and assists Durham County adults and out-of-school youth to gain the reading and writing skills, English language skills, computer skills, educational credentials and job readiness skills that are needed to achieve economic security, stable housing, food security, and general well-being.

Since 1986, the Durham Literacy Center has trained over 2500 volunteer tutors, who in turn have provided instruction to more than 16,000 Durham residents. Yearly, more than 700 Durham residents enroll in the Center's program in an effort to improve the quality of their lives and increase their economic opportunities.

Alignment with Strategic Plan: Goal 1 - Community and Family Prosperity and Enrichment

Resource Persons: Michael D. Page, Chairman; Lizzie Ellis-Furlong, Executive Director, Literacy Center

County Manager's Recommendation: The County Manager recommends that the Board proclaim the 30th Anniversary of the Durham Literacy Council and read a proclamation honoring the occasion.

Attachments:

[Proclamation - Durham Literacy Center](#)

6. Consent Agenda (15 min)**16-1243****Budget Ordinance Amendment No. 17BCC000009 to Recognize Revenue in the amount of \$1,370 from the Extension Community Association (ECA) and to appropriate the funds in the Durham Cooperative Extension Horticulture budget****Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 17BCC000009 to recognize revenue in the amount of \$1,370 from the Extension Community Association (ECA) and appropriate the funds in the Durham Cooperative Extension Horticulture budget. This funding is to purchase small wares and pantry items for collaborative educational programming for the Durham Community through Durham County Cooperative Extension.

4950231100 5200151700 \$1370

Alignment with Strategic Plan: This grant funding aligns with Goal 1 (Community and Family Enrichment) and Goal 2 (Health and Well Being For All) by helping to provide nutrition education for resource limited families in Durham County.

Resource Persons: Cheralyn Schmidt Berry, Durham County Horticulture Agent and Delphine Sellars, Durham County Extension Director.

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 17BCC000009 to recognize revenue in the amount of \$1,370 from the Extension Community Association (ECA) and appropriate the funds in the Durham Cooperative Extension Horticulture budget.

Attachments:

[2312 Check ECA Donation.doc](#)

[AAF-09 Legal Form CES ECA Grant \(\\$1,370\)](#)

16-1250**Capital Project Amendment No. 17CPA000005 Appropriation of 2016 Authorized Limited Obligation Bond (LOBs) Funding in the amount of \$20,000,000 for the Public Private Projects Agreement between Durham County Government and the Research Triangle Foundation of North Carolina****Agenda Text:**

The Board is requested to approve Capital Project Amendment No. 17CPA000005 appropriating authorized funds of \$20,000,000 to Research Triangle Foundation of North Carolina for the Park Center Phase I Infrastructure Project. General Fund dollars will fund purchases made before Limited Obligation Bond (LOBs) funds are available through an interfund loan of that amount and will be reimbursed/repaid once the loan funds become available (estimated November 2016).

Project Current Budget	Increase/ Decrease	Revised Budget
Park Center Phase I Infrastructure Project (499ED001)		\$0 \$20,000,000

\$20,000,000

On September 28, 2015, the BOCC approved an agreement for Park Center Phase I Public-Private Projects. The agreement provides for the County to invest \$20 million dollars in partnership with Research Triangle Foundation (RTF) as a match to funds RTF will invest in infrastructure for Phase I of Park Center, a new master-planned mixed-use community in Research Triangle Park (RTP) designed to reboot RTP and ignite future job growth.

In 2012, the Research Triangle Foundation and its partners released a master plan to develop Park Center and to guide RTP for the next 50 years. Park Center is a 98-acre area of RTP that will serve as the cornerstone of the master plan. Park Center is designed to attract and support businesses and to drive growth in Durham, in The Triangle and across the state. The partnership between Durham County Government and RTF will deliver all of the infrastructure needed to create pad ready sites to attract new corporate business and support growth for existing businesses. The development will yield approximately 3 to 4 million square feet of space. RTF invested more than \$25M in acquiring the Park Center assets, demolishing buildings that could not be reused and in working to obtain entitlements associated with the development. RTF is committed to spending at least another \$20M from the Foundation's assets in the coming years and has asked the County to partner with it for Phase I of the development by matching the Foundation's \$20M investment. Under the Public Private Projects Agreement, the County will pay a maximum of \$20,000,000 over a period of up to 10 years to match funds made by RTF for the development of Park Center Phase I.

Alignment With Strategic Plan: This aligns with Goal 5: Accountable, Efficient, and Visionary Government and Goal 1: Community and Family Prosperity and Enrichment by ensuring funding for a capital project to facilitate necessary infrastructure to support new business attraction and existing business expansions that will increase the County's tax base and create new jobs.

Resource Persons: Marqueta Welton, Economic Development Officer; Jay Gibson, P.E., General Manager, George Quick, Finance Director; Keith Lane, Budget and Management Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No. 17CPA000005 appropriating \$20,000,000 of authorized 2016 Limited Obligation Bond (LOBs) funds to the Research Triangle Foundation of North Carolina for the Park Center Phase I Infrastructure Project. General Fund dollars will fund purchases made before Limited Obligation Bond (LOBs) funds are available through an interfund loan of that amount and will be reimbursed/repaid once the loan funds become available (estimated November 2016).

Attachments:

[CPA-05 Park Center Phase I Infrastructure Project](#)

[CPA-05 Legal Form Park Center Phase I Infrastructure Project](#)

16-1257**Property Tax Releases and Refunds for August 2016****Agenda Text:**

The Board is requested to approve the Releases and Refunds for the month of August 2016. 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 August 2016.

Releases and Refunds for 2016 total equals \$340,054.10. Prior year's (2011-2015) releases and refunds for August 2016 are in the amount of \$14,433.41. The current year and prior year's releases and refunds amount to \$354,487.51.

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 August 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-August 2016-September 26, 2016](#)

[Backup-Release & Refunds-August 2016-September 26, 2016](#)

[NCVTS_July Refunds](#)

16-1259**Capital Project Amendment No. 17CPA000006 - Moving Unspent 2007 General Obligation Bond Funds between Durham Public School Capital Projects****Agenda Text:**

On September 8, 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.

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

Project	Current Budget	Increase/ Decrease	Revised Budget
Lucas Middle School B (SH123)	\$30,869,583.34	(\$23,702.28)	\$30,845,881.06
New High School A (SH126)	\$5,257,141.26	(\$7,084.36)	\$5,250,056.90

Parkwood Elementary School (SH144)	\$7,271,155.10	(\$0.18)	\$7,271,154.92
Fuller Building (SH150)	\$30,126.00	(\$18,942.88)	\$11,183.12
Forest View Elementary School (SH204)	\$872,859.00	(\$31,764.30)	\$841,094.70
Little River (SH209)	\$864,707.00	(\$45,341.29)	\$819,365.71
Pearson Elementary School (SH211)	\$2,170,068.75	(\$2,496.11)	\$2,167,572.64
New Elementary C (SH214)	\$1,207,680.00	(\$200,000.00)	\$1,007,680.00
Githens Middle School (SH217)	\$648,000.00	(\$10,903.58)	\$637,096.42
Pearson Center (SH219)	\$215,520.00	(120,000.00)	\$95,520.00
Hillside High School (SH221)	\$1,486,591.37	(239.93)	\$1,486,351.44
Northern HS (SH222)	\$1,274,311.00	\$100,000.00	\$1,374,311.00
HVAC Controls (SH234)	\$3,576,569.88	\$235,474.91	\$3,812,044.79
Middle School Gym Upgrades (SH237)	\$347,041.04	\$125,000.00	\$472,041.04
Totals	\$56,091,353.74	\$0.00	\$56,091,353.74

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. 17CPA000006 moving 2007 General Obligation Bond funds between DPS capital projects as outlined above.

Attachments:

[CPA-06 Moving GO Bond Funds Between DPS Capital Projects \(\\$460,474.91\)](#)

[CPA-06 Legal Form Moving GO Bond Funds Between DPS Capital Projects \(\\$4](#)

16-1263

RFP 16-012R, Exterior Painting of the Judicial Annex Building

Agenda Text:

The Board is requested to authorize the County Manager to enter into contract with Francisco's Drywall and Painting in the amount of \$105,000.00, to paint the exterior of the Judicial Annex Building. The Judicial Annex Building was last painted during its renovation in 2002. At this point, the exterior paint is peeling from the stucco exterior and the steel tubing surrounding each level is beginning to rust.

Two bids were received by Purchasing on May 26, 2016. An evaluation committee consisting of General Services staff reviewed the proposals and Francisco's Drywall and Painting was deemed the most qualified firm for the project based on collective proposal evaluations.

In review of the MWBE participation for this Exterior Painting Project, there were no participation goals achieved on this project. Francisco's Drywall & Painting will be utilizing their own workforce to perform this particular service on the project, and they have provided a responsive bid. Francisco's Drywall & Painting has been contacted to encourage their course of action to extend their

good faith efforts on MWBE participation and pursue MWBE certification as a Hispanic firm.

Alignment with Strategic Plan: Goal 4-Environmental Stewardship: Protect our environment through planned growth, conservation, preservation, enhancement and restoration of our natural and built resources.

Resource Persons: Motiryo Keambiroiro, Director of General Services; Shawn Swiatocha, Assistant Director of General Services; Charles King, Project Facilitator; Joel T. Jones, Quality Control & Contract Specialist

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into contract with Francisco's Drywall and Painting in the amount of \$105,000.00, to paint the exterior of the Judicial Annex Building.

Attachments:

[RFP 16-012R Exterior Painting of the Judicial Annex Building](#)

[Proposal, Francisco's Drywall & Painting](#)

[Service Contract, Francisco's, Paint Exterior of Judicial Annex Building](#)

16-1266

Contract Amendment for Tax Management Associates

Agenda Text:

The Board is requested to approve an amendment to the contract with Tax Management Associates. The amendment is to expand the services to assist in the identification of businesses who have not listed with Durham County, and to conduct audits on Hotel/Motel Occupancy, Gross Receipts for Heavy Equipment and Gross Receipts for Short Term Rentals. The amount for this expansion of services shall not exceed \$50,000.00.

Tax Management Associates (TMA) is an audit firm that provides business personal property audit services to the County. Durham County employs several audit firms to examine submitted Business Personal Property listing forms to ensure proper reporting. The audits make taxation fair and equitable among business. TMA will be the only audit firm that will seek, identify and report on non-reporting businesses, conduct audits on Hotel/Motel occupancy, gross receipts tax on heavy equipment and short term rental businesses.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient, Visionary Government. By reviewing and auditing the submitted renditions, Durham County ensures that all business listings are similar and that taxation is equal among all businesses. The audit and discovery program also carries an educational component for businesses and accountants on proper listing rules and procedures.

Resource Persons: Kimberly H. Simpson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board that the Board approve an amendment to the contract with Tax Management Associates to expand the scope of services to include identification of non-reporting businesses. This amendment will increase the

contract amount by \$50,000.00 to an amount not to exceed \$200,000.00.

Attachments: [TMA](#)

16-1277 **FY2015-2016 Encumbrance Rollover - Budget Ordinance
Amendment No. 17BCC000010**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 17BCC000010 for FY2017 amending the budgets for the outstanding encumbrances at fiscal year-end 2016. Encumbrances outstanding at fiscal year-end 2016 represent obligations/commitments entered into by the County for either services not yet completed or performed or goods not yet received. These moneys must be restricted in the fund balance within the equity section of the balance sheet for FY2016 in order to honor these obligations/commitments once completed and/or received. These encumbrances outstanding at year-end do not represent expenditures or liabilities. These encumbrances outstanding are included in the amount reported as “Restricted Stabilization by State Statute” in the fund balance section of the Balance Sheet in the Comprehensive Annual Financial Report (CAFR).

According to generally accepted accounting principles (GAAP), governmental type funds are the only funds to record encumbrances in the CAFR. However, during the fiscal year, the County maintains encumbrances (purchase orders and service contracts) for all fund types (funds and sub-funds) to ensure funds are set aside for obligations and commitments appropriately at the time that they are ordered and/or entered into.

Because these encumbrances lapse at year-end and are re-appropriated in the subsequent fiscal year, they do not affect unassigned fund balance. It is merely a re-appropriation in the subsequent fiscal year of funds for obligations and commitments for goods and services already ordered but not yet received in the prior fiscal year. Encumbering these funds is a statutory requirement.

Therefore, authorization is requested to amend the following funds’ budgets in FY2017 to honor the outstanding purchase orders and service contracts as of the end of FY2016:

General Fund (1001010000)	\$ 3,253,122.44
Risk Management Fund (1001020000)	\$ 35,115.22
Sewer Utility Fund (6006600000)	<u>\$ 23,562.62</u>
Total	<u>\$ 3,311,800.28</u>

Alignment with Strategic Plan: This request relates to the following elements of the Durham County Strategic Plan: the effort aligns with Goal #5 (Accountable, Efficient, and Visionary Government).

Resource Persons: George K. Quick, Chief Financial Officer; Keith Lane, Budget and Management Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 17BCC000010.

Attachments: [AAF-10 Legal Form Encumbrance Rollover \(PO and Funds Reservations\)](#)

16-1280 **Approve the Sale of County Surplus Properties (1750 & 1756 Ruffin Street)**

Agenda Text: The Board is requested to approve the sale of 1750 & 1756 Ruffin Street to Michelle Wilson for \$6,613. An overview of the County's Surplus Real Property Process is attached. The County obtained the properties in tax foreclosure in March 2003 and July 2007. When a bid is submitted on a surplus property, it is brought to the Board of County Commissioners (Board) to start the upset bid process. The upset bid process includes a legal notice, and a 10 day upset bid time period during which competing bids can be placed. A "For Sale" sign is posted at the properties if possible and the adjoining landowners are notified that the properties are available for sale through the upset bid process. If a higher bid is received, an additional notice is placed in the paper, and the process repeated until no upset bids are received. The high bid is then brought back for action to the Board.

An initial offer to purchase 1750 and 1756 Ruffin Street (Parcel IDs #105973 & 105972) for \$4,448 was submitted by Funmi Babatope and previously brought to the Board to start the upset bid process. The properties are located adjacent to one another in an area north of West Club Boulevard and south of Interstate 85 off the eastern side Ruffin Street. The lots are located on a "paper" portion of Hildreth Avenue, with the nearest constructed road frontage to this property approximately 200 feet away. The lack of direct road frontage and topographic constraints make development of the properties challenging. According to the Tax Department's records, the County's investment totals \$2,931. Additional information on the properties is attached. Five 10 day "upset bid" time periods were held with a total of four upset bids. The final high bid was for \$6,613 and was submitted by Michelle Wilson, an adjoining property owner.

The Board reserves the right to accept or reject the high bid at the end of the upset bid process.

Alignment with Strategic Plan: The sale of these surplus properties supports the Strategic Plan Goal 5: "Accountable, Efficient and Visionary Government" by moving these properties obtained in tax foreclosure back into private ownership and back on the tax rolls.

Resource Persons: Jane Korest, Open Space and Real Estate Manager; Jay Gibson, P.E., General Manager

County Manager's Recommendation: The County Manager recommends that the Board approve the sale of 1750 & 1756 Ruffin Street to Michelle Wilson for \$6,613.

Attachments: [Attach 1 Surplus Real Property Overview](#)
 [Attach 2 Ruffin St Surplus Property Background](#)

16-1287 **Appointment to Durham County Juvenile Crime Prevention Council**

Agenda Text: The Board is requested to appoint Deputy Public Health Director, Eric Ireland to serve in the designee position of Gayle Harris, Director of Public Health for a two-year term on the Juvenile Crime Prevention Council.

The Board of County Commissioners must appoint a Juvenile Crime Prevention Council to receive funding for juvenile court services and delinquency prevention programs from the North Carolina Department of Public Safety. The council should include the local school superintendent(s), a chief police, the local sheriff, the district attorney, chief court counselor, the director of the area mental health, the director of the county department of social services, the county manager, a substance abuse professional, a member of the faith community, a county commissioner, two persons under the age of 18, a juvenile defense attorney, the chief district court judge, a member of the business community, the local health director, a representative from the united way or other nonprofit agency, a local parks and recreation program, youth home director, and up to six members of the public to be appointed by the county board of commissioners. The statute allows for some of the listed public agency heads to designate a representative from their agency for the council.

Alignment with Strategic Plan: This appointment aligns with the County's Strategic Goal 3: Safe and Secure Community.

Resource Persons: Nicole Jimerson, Chair Juvenile Crime Prevention Council, Angela Nunn, Vice Chair Juvenile Crime Prevention Council

County Manager's Recommendation: The County Manager recommends that the Board appoint Deputy Public Health Director Eric Ireland to serve in the designee position of Gayle Harris, Director of Public Health on the Juvenile Crime Prevention Council for a two year term.

16-1289 **Budget Ordinance Amendment No. 17BCC000011 to Recognize Funds in the Amount of \$26,707 from the NC Department of Health and Human Services Division of Public Health for the Nutrition Division and Approve One Provisional FTE**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 17BCC000011 to recognize funds in the amount of \$26,707 from the NC Department of Health and Human Services Division of Public Health to hire and train one provisional 1.0 FTE Community Health Worker to assist formerly incarcerated individuals in obtaining medical assistance for management of diabetes and other chronic diseases. The position will establish partnerships with the Criminal Justice Resource Center, local Prison Transition sites, Lincoln Community Health Center, Prison Social Worker and the local reentry council

to identify individuals of this population with the medical conditions that they are intending to treat. The amount of funding will allow for the position to be staffed as a 1.0 FTE for a portion of the fiscal year beginning in November. This temporary position will stay active until funding ends.

Please note that this amendment requires no additional County funds. The position is fully supported by and contingent upon future grant funding and will be eliminated once grant funding expires.

The Board of Health has approved this amendment.

Alignment with Strategic Plan: This grant aligns with Strategic Goal 2: Health and Well-being for All. The program supports Objective 3 under Goal 2: Partner with community resources to increase access to health and wellness services.

Resource Persons: Gayle B. Harris, MPH, General Manager of Public Health and Community Well-Being, Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 17BCC000011 to recognize funds in the amount of \$26,707 from the NC Department of Health and Human Services Division of Public Health and approve one provisional FTE for a Community Health Worker to assist formerly incarcerated individuals in obtaining medical assistance for management of diabetes and other chronic diseases.

Attachments: [AAF-11 Legal Form Public Health NC DHHS Funds for Nutrition Division and Ag](#)

16-1290

2016 Agricultural Lands Easement (ALE) Program Grant Award and Cooperative Agreement

Agenda Text:

The Board is requested to approve a 2016 Cooperative Agreement between the County and the United States by and through the Commodity Credit Corporation (CCC), for \$666,000 to provide federal grant support towards the protection of four farms in northern Durham with conservation easements. The CCC is the federal entity that disburses grant funds under the federal Agricultural Lands Easement Program (ALE). The grant funds are awarded to reimburse Durham County for 50% of the approved appraised value for the acquisition of conservation easements on four farms. The funds are awarded as follows: Alston Glenn (51 acres) for up to \$127,500; Bull City Farm (38 acres) for up to \$92,250; Scottie McFarland (81 acres) for up to \$364,500; and Paul Adcock (35 acre) for up to \$78,750. The four farms are shown in yellow on Attachment 1, which is a map of northern Durham County open space including completed Durham County farm easements. The County presently has 2137 acres of farmland permanently preserved with farmland conservation easements. These four farms will total another 205 acres.

The Board of County Commissioners (Board) has previously approved the

funding and real estate options for conservation easements on these four farms. (Glenn and Bull City farms in January 2016, Adcock and McFarland farms in 2014). The options stipulate that the County may purchase conservation easements on the farms subject to a receipt of a grant equal to at least 50% of the purchase price, with the actual price to be determined by an appraisal acceptable to the County and the grant funding agency. The federal ALE funds are distributed as a “pass through” to the state’s Natural Resources Conservation Services (NRCS) offices, which administers the program and awards the grants. The funds are paid at the time the easement on each farm is conveyed.

The county’s matching funds for the four easement projects were previously set aside from the open space and farmland capital project account when the options were approved by the Board, so no additional funding is needed for these easements. Attachment 2 provides a summary of the farm easement budgets and ALE funding breakdown. Easement costs have been estimated at the maximum amount anticipated since appraisals are not completed for the easement value until after the grant funds have been awarded and the work is underway.

Alignment with Strategic Plan: The acquisition of farmland conservation easements for permanent open space directly supports the County’s Strategic Plan Goal #4 Environmental Stewardship, Outcome Measure #4 which is: “Number of total acres of open space and farmland that have been protected/influenced by Durham County.” Protection of permanent farmland also supports water quality protection goals and helps to preserve rural character, two other Goal 4 objectives.

Resource Persons: Jane Korest, Open Space & Real Estate Manager; Jay Gibson, General Manager

County Manager’s Recommendation: The County Manager requests that the Board approve the Cooperative Agreement between Durham County and Commodity Credit Corporation for the amount of \$666,000, to authorize the County Manager to execute the Cooperative Agreement, as well as the corresponding conservation easements on the four farms. Final budgets for each of the farm easements will be brought back to the Board prior to closing.

Attachments:

[Attach 1 _Durham CO Open Space 9-16](#)

[Attach 2 ALE Coop Agreement 2016 Budget Summary](#)

[Attach 3 2016 ALE Farms Overview](#)

[Attach 4 2016 ALE Cooperative Agreement](#)

7. Public Hearings

16-1258

Public Hearing for the 2015 Evaluation and Assessment Report of the Durham Comprehensive Plan

Agenda Text:

The Board is requested to hold a public hearing to receive comment and

approve changes to policies and the Future Land Use Map of the *Durham Comprehensive Plan* as part of the 2015 Evaluation and Assessment Report (EAR).

Summary. Policy 1.1.4a of the Durham Comprehensive Plan requires the Planning Department to submit an annual Evaluation and Assessment Report (EAR) to the governing boards. The EAR serves as an opportunity to highlight progress in implementing the Plan, to propose changes to the policies and Future Land Use Map (FLUM) of the Plan, and to present local and national land use trends and issues.

Alignment with Strategic Plan: The EAR is aligned with Goal 5 of the County Strategic Plan, Accountable, Efficient, and Visionary Government, consistent with the *Unified Development Ordinance*, Section 3.4.10

Resource Persons: Laura D. Woods, Senior Planner, and Sara Young, AICP, Assistant Director.

County Manager's Recommendation: The County Manager recommends that the Board hold a public hearing to receive comment and approve the 2015 Evaluation and Assessment Report of the *Durham Comprehensive Plan*.

Attachments:

[A1600001_EAR_Memo_BOC_FINAL](#)

[Attachment 1](#)

[Attachment 2](#)

[Attachment 3](#)

[Attachment 4_A1500007_RTPAmendments_BOC_Resolution](#)

[Attachment 5](#)

[Attachment 6](#)

[Attachment 7_PC Comments](#)

[Attachment 8 - Resolution](#)

8. Board and Commission Appointments (10 min)

16-1269

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:

- Adult Care Home Community Advisory Committee
- Board of Adjustment
- Durham Open Space and Trails Commission
- EMS Peer Review Council
- Environmental Affairs Board
- Memorial Stadium Authority
- Nursing Home Community Advisory Committee
- 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