



# Durham County

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

## Meeting Agenda Board of County Commissioners

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Monday, April 8, 2019

7:00 PM

Commissioners' Chambers

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### Regular Session

### "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)

#### 19-0173 Announcements

#### Agenda Text:

1. **Tax Relief Program: Information Session Hosted by Durham County Tax Administration Office** - April 9th beginning at 12p.m. at the Durham Center for Senior Life Theatre located at 406 Rigsbee Avenue. At this event citizens will learn about Homestead Property Tax Exemption for seniors and disabled residents along with other tax relief programs offered to North Carolinians.

This event is free and open to the public.

2. **Your Insight Is Needed** - As the County prepares the FY2019-20 budget, public comment is a vital component. Please let the Board of County Commissioners know the priorities you support by visiting the online Budget Comment Portal at [www.dconnc.gov/19-20budgetportal](http://www.dconnc.gov/19-20budgetportal)  
<<http://www.dconnc.gov/19-20budgetportal>>

3. **Calling All Durham Youth** - Over 22 percent of the Durham population are youth under 18. City Council, the Mayor and other decision-makers would like to know what you think and need your ideas for a better Durham.

Take the Kids Voting Youth Survey on Durham at [www.kidsvotingdurham.org](http://www.kidsvotingdurham.org) <<http://www.kidsvotingdurham.org>> . The survey is open to anyone 18 years of age or under. For questions, please call 919-560-7321 or email [info@kidsvotingdurham.org](mailto:info@kidsvotingdurham.org) <<mailto:info@kidsvotingdurham.org>>

4. **Technology Mobile Open House** - Come celebrate the National Bookmobile Day in style on Wednesday, April 10th from 10:30a.m. - 11:30a.m. at the South Regional Library located at 4505 South Alston Avenue as we unveil the newest member of the library team - the Durham County Library Technology Mobile.

Please come out to enjoy a tour, pick up library swag and take home a maker project!

5. **My Brother's Keeper (MBK) Durham Mini Grant Program Accepting Applications** - The MBK Durham Mini Grant Program awards grants to local groups to provide support for youth focused grassroots initiatives to impact community change and is intended to provide support and engagement for boys and young men of color in Durham County. The goal is to support mentorship, creative discussion and activities by nonprofits and other community driven initiatives who will use their efforts toward helping our boys and young men of color many other milestones.

More information and the mini grant application can be found at:  
<<http://www.mbkdurham.info>>

Please note the application deadline date is April 12th at midnight.

6. **Boys of Color Conference** - My Brother's Keeper Durham and North Carolina Central University Male Achievement Center (M.A.C) will kick-off their inaugural conference on April 13, 2019 from 8:00 a.m. - 2:00 p.m. at the Miller Morgan Auditorium located at 1801 Fayetteville St (NCCU Campus).

This year's theme is Be the Change: The Re-Dedication to Black Male Achievement. This event is free and is aimed for males ages 14 and up. Pre-registration is suggested. Volunteers and sponsors are also needed. Please contact [mybrotherskeeper@dconcd.gov](mailto:mybrotherskeeper@dconcd.gov) if you are interested.

7. **Expanding Housing Choices: Community Conversation** - Join us on

Saturday, April 27th from 9a.m. - 12p.m. at the Walltown Park Recreation Center on 1308 W. Club Blvd to learn more about the initiative of housing options, varies perspectives on these issues and to provide comments and guidance.

Children activities will be provided, and interpretation services will also be available. For more information please email the Planning Department at [ehc@durhamnc.gov](mailto:ehc@durhamnc.gov) <<mailto:ehc@durhamnc.gov>>

- 8. Microsoft ManCode Camp** - ManCode is a one-day Tech Conference aimed to provide technological, educational and life skills training opportunities for young minority boys in under-represented areas.

The Program will take place Saturday, May 4th at North Carolina Central University. For registration and general information please contact Edmond Lewis, MBK Manager at 919-560-8154.

- 9. Alliance Health Community Forum** - Please join us on Tuesday, May 14th from 6-8 p.m. for to learn more about Medicaid Transformation and how it will impact healthcare delivery.

This event will take place at the Community Family Life and Recreation Center at Lyon Park located at 1309 Halley St

- 10. Alert Durham** - Sign Up Today: Durham County wants to keep its citizens informed and safe in the case of an emergency. Sign up for Alert Durham to receive notifications about severe weather, unexpected road closures, missing persons, and evacuations of buildings or neighborhoods. To sign up for Alert Durham, visit [www.AlertDurham.com](http://www.AlertDurham.com)

- 11. Get Involved! It's your County.** Durham County Government has approximately 43 active advisory boards referred to as Boards and Commissions. Citizens of Durham County may volunteer to participate by applying for a vacancy.

Interested citizens should fill out an application and send it to the Clerk to the Board's Office. A description of the boards as well as a list of vacancies can be found on the County's website at <http://www.dconc.gov/government/departments-a-e/board-of-commissioners/boards-and-commissions>. If you need additional information, please contact the Clerk's Office at 919-560-0025 or email to: [BoardsandCommissions@dconc.gov](mailto:BoardsandCommissions@dconc.gov)

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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)

##### [19-0172](#)

##### Minutes

Attachments:

[Regular Session - February 11, 2019](#)

[Regular Session - March 11, 2019](#)

#### 5. Ceremonial Items (70min)

##### [19-0136](#)

##### Proclamation - The Week of the Young Child 2019 (10min)

Agenda Text:

The Board is requested to proclaim April 8 - 12, 2019 as The Week of the Young Child.

This Proclamation celebrates a national effort to focus public attention on the needs of young children and their families and to recognize the early childhood programs and services that meet those needs. This observance recognizes that the ages of birth to 5 are the most critical time in children's development, which builds the foundation for success in school and life. Our mission at Durham's Partnership for Children is to ensure that every child in Durham enters school ready to succeed.

**Alignment with Strategic Plan:** This proclamation aligns with Strategic Goal 1: community Empowerment and Enrichment

**Resource Persons:** Haley Barber, Communications & Engagement Coordinator; Durham Partnership for Children

**County Manager's Recommendation:** The County Manager recommends that the Board proclaims April 8-12, 2019 as The Week of the Young Child.

Attachments:

[Proclamation - Week of the Young Child](#)

##### [19-0178](#)

##### Proclamation - Linemen Appreciation Day (10min)

Agenda Text:

The Board is requested to proclaim April 18, 2019 as Linemen Appreciation Day.

**Alignment with Strategic Plan:** This item aligns with Goal 3: Safe and Secure Community

**Resource Persons:** Indira Everett, Duke Energy District Manager; Andre Bessette, Brian Hinton and Johnny Umbehant, Linemen

**County Manager's Recommendation:** The County Manager recommends that the Board proclaim April 18, 2019 as Linemen Appreciation Day

**Attachments:**      [Proclamation - Linemen Appreciation Day 2019](#)

**19-0143**

**Proclamation - Child Abuse Prevention Awareness Month (10min)**

**Agenda Text:**

The Board is requested to Proclaim April Child Abuse Prevention Month.

Each year Child Abuse Month is celebrated annually throughout the country in April. This month of acknowledgement increases the awareness, education and opportunities that members of our community can engage in to promote healthy child development and help prevent child abuse and neglect. We all have a role to play in healthy child development, and our goal this April is to help others recognize that role and the ways we can maximize our impact.

**Alignment with Strategic Plan:** This recognition is in line with the Safe and Secure Community County Strategic Plans.

**Resource Persons:** Ben Rose, Director; Jovetta L. Whitfield, Assistant Director; and Ann Granby, Program Manager.

**County Manager's Recommendation:** The County Manager recommends that the Board Proclaim April as Child Abuse Prevention Month.

**Attachments:**      [Proclamation - Child Abuse Prevention](#)

**19-0150**

**Proclamation - Durham Reentry Week (10min)**

**Agenda Text:**

The Board is requested to proclaim April 22-26, 2019 as "Durham Reentry Week." In recent years, the criminal justice community nationwide has come together each April to shine a light on the work of the community and faith-based groups to support individuals returning home from prison. The Governor has declared this week as "Reentry Week" for the State of North Carolina. The Criminal Justice Resource Center (CJRC) in conjunction with the Local Reentry Council will facilitate events during this week in recognition of "Reentry Week" in Durham, NC.

The Religious Coalition for a Non-Violent Durham and several other LRC involved agencies will host a series of events during the week designed to highlight services and supports for justice involved individuals in the Durham community.

**Alignment with Strategic Plan:** This item aligns with Strategic Goal 3: Safe Community

**Resource Persons:** Demetrius Lynn, Local Reentry Council Coordinator and Roshanna Parker, Assistant Director, CJRC

**County Manager's Recommendation:** The County Manager recommends that the Board proclaim April 22-26, 2019 as "Durham Reentry Week."

**Attachments:**      [Proclamation - Durham Reentry Week](#)

**19-0169****Resolution of Support for 2020 Census (10min)****Agenda Text:**

The Board is requested to approve a resolution of support for the 2020 Census. The Census will shape how federal tax dollars are distributed over the next 10 years and will help decide if additional Congressional seats are allocated. This Census will feature new technologies, new methods and new processes to make the Census safe, easy and secure according to officials at the U. S. Census Bureau. During the March 12th Joint City County Committee meeting, staff from the City and County Internal Census Committee detailed early activities that are being developed to begin our community's yearlong work to support the 2020 Census.

The Durham City Council is also being asked to approve a similar resolution at its April 15th meeting. Various community partners are now being invited to participate in the Complete Count Committee, and a formal Census Kickoff event is being developed for later this spring.

**Alignment with Strategic Plan:** This item aligns with Goal 1: Community and Family Prosperity

**Resource Persons:** Deborah Craig-Ray, General Manager for Strategic Planning and Innovation.

**County Manager's Recommendation:** The County Manager recommends that the Board approve the 2020 Census Resolution and support efforts by the Complete Count Committee to increase Durham's response rate.

**Attachments:**

[Resolution - Supporting the 2020 Census](#)

**19-0170****Resolution in Support of Funding to Meet the Mental Health, Intellectual/Developmental Disabilities, and Substance Use Disorder Service Needs of the Citizens of Durham County (10min)****Agenda Text:**

The Board is requested to adopt this Resolution in support of Single-Stream Funding, the State appropriation for the mental health, intellectual/developmental disabilities, and substance use disorder service needs of uninsured and underinsured North Carolinians. Single-Stream Funding is separate from Medicaid funding and Alliance Health uses these funds to address critical needs for some of the most vulnerable residents of Durham County. Unfortunately, Single-Stream Funding has been cut for four consecutive years. Reducing State funds in this manner contradicts the original intent in creating the public behavioral health managed care system in North Carolina - for LME/MCOs to use savings derived from effective management of the system to build infrastructure to address unmet community needs.

Despite these drastic reductions in Single-Stream Funding, Alliance has continued serving uninsured and underinsured Durham Co. residents using portions of Alliance's savings intended to be utilized for implementing our comprehensive reinvestment plan. While it is Alliance's intent to carry out this reinvestment plan to enhance services in Durham and the other three counties, continued Single-Stream cuts will force them to

not only eliminate these community reinvestments but to reduce long-standing services.

**Alignment with Strategic Plan:** Goal 2 - Health and Well-Being for All

**Resource Persons:** Rob Robinson, CEO Alliance Health

**County Manager's Recommendation:** The County Manager recommends that the Board adopts the Resolution in Support of Funding to Meet the Mental Health, Intellectual/Developmental Disabilities, and Substance Use Disorder Service Needs of the Citizens of Durham

**Attachments:** [Resolution - Support of Funding to Meet the Mental Health, Intellectual-Develop](#)  
[Legislative Priority 2019 \(Stop Single Stream Cuts\) \(Feb 2019\)](#)

**19-0137**      **Resolution - The National Collaborative for Infants and Toddlers Resolution to Promote Investments in Young Children and Families from Prenatal to Three (10min)**

**Agenda Text:**      The Board is requested to support the resolution from the National Collaborative for Infants and Toddlers (NCIT) to Promote Investments in Young Children and Families from Prenatal to Three.

This resolution is an opportunity to demonstrate the County's leadership and commitment to strengthening services, programs, policies and systems vital to the success of all infants and toddlers. Durham County along with many other counties have been asked to join the NCIT and the National Association of Counties (NACo) in this national effort to ensure families have the support they need to give their infants and toddlers the foundation for a strong start in life.

**Alignment with Strategic Plan:** This item aligns with Goal 1: Community and Family Prosperity and Enrichment

**Resource Persons:** Brenda Howerton, County Commissioner

**County Manager's Recommendation:** The County Manager recommends that the Board supports the resolution from the National Collaborative for Infants and Toddlers (NCIT) to Promote Investments in Young Children and Families from Prenatal to Three.

**Attachments:** [Resolution - National Collaborative for Infants and Toddlers Resolution to Promote](#)

## **6. Consent Agenda (15 min)**

**19-0116**      **Capital Project Amendment No. 19CPA000014 - Appropriating \$1,000,000 of Public-School Building Capital Fund Lottery Funds for a Durham Public School's (DPS) Capital Project (Lottery Funds).**

**Agenda Text:**      The Board is requested to approve Capital Project Amendment No. 19CPA000014 appropriating \$1,000,000 of DPS allocated Lottery Funds to the Capital Project outlined below. The Public-School Building Capital Fund provides capital funds for each Local

Educational Agency. The Board of Education approved the lottery application for the Eno Valley Roof Replacement project at its committee work session meeting on February 7, 2019.

### Project

Eno Valley Elementary School Renovations - Roof Replacement (SH277)

| <u>Current Budget</u><br><u>Status</u> | <u>Increase/Decrease</u> | <u>Revised Budget</u> | <u>P r o j e c t</u> |
|----------------------------------------|--------------------------|-----------------------|----------------------|
| \$0                                    | \$1,000,000              | \$1,000,000           |                      |
| New                                    |                          |                       |                      |

In March 2019, the North Carolina Department of Public Instruction (NCDPI) notified Durham County of a fund transfer from the North Carolina Educational Lottery Fund, through the Public-School Building Capital Fund (PSBCF). The transfer of funds is for construction for Eno Valley Elementary School Renovations - Roof Replacement Project.

**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:** Jonathan McDowell, Project Manager, Construction & Capital Planning.

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 19CPA000014 appropriating \$1,000,000 of DPS allocated Lottery Funds to the Capital Project outlined above.

### Attachments:

[CPA-14 Legal Form DPS Capital Project Eno Valley Roof Replacement- Lottery](#)  
[NCDPI - Durham County](#)

### 19-0131

### **Capital Project Amendment No. 19CPA000015- Moving 2016 General Obligation Bond Funds Between Multiple Durham Public School Capital Projects and Closing Two Bond Funded Capital Projects**

### Agenda Text:

On March 14, 2019, the Durham Public Schools (DPS) Board of Education approved adjustments to multiple 2016 Bond funded 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 closing of two DPS Capital Projects and moving funds between multiple Capital Projects. The projects that DPS closed as part of this transfer are SH245 (Rogers Herr Fire Alarm Replacement) and SH254 (Club Blvd. Roof Replacement).

These projects are not officially closed yet in the County's asset management system. Any project that has had activity during the fiscal year cannot be closed in the asset management system until the next fiscal year. The County will bring another amendment to BOCC in FY2019-20 to officially close these projects in the County's asset management system.

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

| Project                                                                          | Current            | Inc./Dec.     | Revised<br>Budget  | Project<br>Budget |
|----------------------------------------------------------------------------------|--------------------|---------------|--------------------|-------------------|
|                                                                                  |                    |               | Status             |                   |
| 16 GO Bond - Club Blvd. Roof Replacement (SH254)<br>Closing                      |                    | \$875,000     | (\$40,628.89)      | \$834,371.11      |
| 16 GO Bond - Rogers Herr Fire Alarm Replacement (SH245)<br>\$174,067.45 Closing  |                    |               | \$187,500          | (\$13,425.55)     |
| 16 GO Bond - Staff Development Roof Replacement (SH265)<br>\$360,500.00 Amending |                    |               | \$312,500          | \$48,000.00       |
| 16 GO Bond - Existing Northern High School (SH249)<br>Amending                   |                    | \$250,000     | \$6,061.44         | \$256,061.44      |
| <b>Totals</b>                                                                    | <b>\$1,625,000</b> | <b>\$0.00</b> | <b>\$1,625,000</b> |                   |

**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:** Fred Jernigan, Senior Project Manager, Construction & Capital Planning.

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 19CPA000015 closing two Capital Projects and moving 2016 General Obligation (GO) Bond funds between other Capital Projects.

**Attachments:** [CPA-15 Legal Form Moving 2016 General Obligation Bond Funds Between Mu](#)

**19-0139** **Budget Ordinance Amendment No. 19BCC000049 to Appropriate Additional Permit Fee Revenue of \$110,000 and Authorize the Approval for the Stormwater Utility Planning and Implementation Contract**

**Agenda Text:** The Board is requested to approve Budget Ordinance Amendment No. 19BCC000049 to appropriate additional permit fee revenue collected in FY2018-19 above the current budget and to authorize the County Manager to enter into a contract with WK Dickson to provide assistance with Stormwater Utility Planning and Implementation in the amount not to exceed \$185,000.00 (See Attachment 1). The BOCC already approved funding of \$75,000 in the adoption of the budget on July 1, 2018.

This request follows the update on the status of Durham County's requirements for stormwater under the Falls and Jordan Lake Rules presented at the April 1, 2019 Work Session. Under this contract, WK Dickson, and its subcontractors, will finalize Rules compliance cost estimates, identify rate structure options, develop a utility ordinance, assist County GIS with data compilation, train customer service staff,

provide and assist with public outreach and education, and conduct update meetings to the Board when necessary.

WK Dickson completed Phase I of this project in Fall 2018 after responding to a request for qualifications issued in April 2016.

**Alignment with Strategic Plan:** This project aligns with Goal 4: Environmental Stewardship by creating a funding source for water quality improvement projects across the County.

**Resource Persons:** Ryan D. Eaves, Stormwater and Erosion Control Division Manager; McKenzie Gentry, Stormwater Manager; Peri Manns, Interim General Manager; Tom Murray, WK Dickson; Keith Readling, Raftelis

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 19BCC0000049 to appropriate additional permit fee revenue of \$110,000 and authorize the execution of the contract with WK Dickson to provide assistance with Stormwater Utility Planning and Implementation in the amount not to exceed \$185,000.00.

**Attachments:**

[Durham County Phase2Scope](#)

[Durham County Second Phase SWU 2 20 19](#)

[AAF-49 Legal Form Stormwater Utility Contract addtioanl funding \(\\$110,000\)](#)

**19-0148**

**Lease Agreement Between Durham County and Thomas L. Hawkins**

**Agenda Text:**

The Board is requested to approve a Lease Agreement with Thomas L. Hawkins for office space and authorize the County Manager to execute the lease.

The Administration recommends the attached lease to secure approximately 4,500 square feet of office space to support the efficient and effective delivery of public services to the residents of Durham County. This is a five-year lease with an annual cost of \$49,131 for an effective lease rate of \$10.92 per square foot. The rental rate remains the same for the five-year term, with no annual increase in the lease rate. The lease also includes the option of five additional one-year renewals if the county desires to extend the term of the lease. The lease agreement has been reviewed and approved by County Legal.

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

**Resource Persons:** Jane Korest, Open Space and Real Estate Division Manager; Nancy Mitchell, Sr. Real Estate Officer; Jodi Miller, General Manager

**County Manager's Recommendation:** The County Manager recommends that the Board approve a Lease Agreement with Thomas L. Hawkins for additional office

space for a five-year term and authorize the County Manager to execute the lease

**Attachments:** [Thomas Hawkins Draft Office Lease for 4-1-19 WS](#)

**19-0153**

**Conservation Easement Option with Allen and Cindy Needham and 2019 Agricultural Lands Easement (ALE) Program Grant submission**

**Agenda Text:**

The Board is requested to approve an option to purchase a farmland conservation easement with Allen and Cindy Needham, and to submit a 2019 federal ALE grant request to assist with the cost of the easement, and to use current capital project funds to support Durham County's required match. The farm consists of 33 acres in two parcels (#193061 and #193064) located on Brickhouse Road in northern Durham County, just south of Old Oxford Road. The property is adjacent to Army Corps of Engineers land for Falls Lake as shown on the attached maps, and is just south of the Amed Tilley farm, another farm that has been awarded funding that is in process. The Durham Farmland Protection Advisory Board recommended approval of a farmland easement on the Needham farm at their February 2019 meeting.

The federal Agricultural Lands Easement Program (ALE) program has a 2019 grant deadline of April 12, 2019. For farms to be eligible to compete for grant funds, the County needs to have a signed commitment (real estate option) between the county and the owner signaling the intent to move forward with the easement. The real estate option gives the County the right but not the obligation to close on the easement. Durham County has been fortunate to receive over \$6.14 million in federal funds since 2005 towards conserving permanent farmland in Durham County, with 2107 acres on fourteen farms preserved to date. With a conservation easement the property remains in private ownership, but the county holds the development rights which provides an affordable way to ensure that the farmland is protected permanently. An attachment explains how the value of conservation easements are determined.

The ALE grant funds would be used to pay for 50% of the approved appraised value for the acquisition of the conservation easement. The county's estimated total costs for the easement including survey, appraisals, and closing costs should be no more than \$119,000 and probably significantly less. The County's open space and farmland capital project account has sufficient funds to pay for the county's portion of this project, so no additional funding is needed for these easements. A final budget for the farm easement would be brought back to the Board prior to closing. If awarded, the grant funds are not paid until the time the easement on the farm is conveyed.

**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; Celeste Burns, Open Space coordinator, Peri Manns, Interim Director of Engineering and Environmental Services

**County Manager's Recommendation:** The County Manager recommends that the Board approve the conservation easement option with Allen and Cindy Needham for three years through June 30, 2022 and authorize the Manager to submit a 2019 federal ALE grant request to assist with the cost of the easement, and to use current capital project funds to support Durham County's required match.

**Attachments:**

[AAF Supplemental Document - 2019 Option and Grant Submittal](#)

[Needham Exhibit A](#)

[Needham Exhibit B](#)

[Needham Exhibit C](#)

[Needham 2019 Option to Purchase 4-1-19](#)

**19-0154**

**Capital Project Amendment No. 19CPA0000016 and Budget Ordinance Amendment No. 19BCC000043- Appropriating \$225,760 of Debt Service Fund fund balance and transferring the funding to the Downtown Parking Deck(s) Capital Project and Authorize the Execution of Architectural Services Agreement with Little Diversified Architectural Consulting Ltd. for the Programming Phase of the Architectural Design Services for the Structured Parking at Two Downtown Sites (300 and 500 Blocks of East Main St.) Project No. 4730DC138**

**Agenda Text:**

The Board is requested to approve the Capital Project Amendment No. 19CPA0000016 and Budget Ordinance Amendment No. 19BCC000043 appropriating \$225,760 of Debt Service Fund fund balance and transferring it to the Downtown Parking Deck(s) Capital Project and to authorize the County Manager to enter into a contract with Little Diversified Architectural Consulting, Ltd. (Little) of Durham to provide architectural services for the programming phase of the Structured Parking at the (2) Downtown Sites, located at the 300 and 500 Block of East Main Street, Durham, in the amount of \$215,760 plus reimbursable expenses in the amount of \$10,000 thus totaling a not to exceed amount of \$225,760 (See Attachment 1, Pages 1-19).

Durham County is seeking to re-develop two (2) County-owned sites just east of the downtown core. A contract was executed on June 29, 2017 with the UNC School of Government's Development Finance Initiative (DFI) for a multi-phase pre-development process for the 300 and 500 blocks of East Main St. Over the past several months, DFI has held numerous meetings with the County and community stakeholders to develop draft Guiding Public Interests to facilitate a vision and preliminary programming scope for these two sites based on the input received during these listening and feedback sessions. The BOCC adopted conceptual Plan B which maximized affordable housing on the (2) downtown sites on November 13, 2018.

The structured parking projects are driven by the County's need to provide additional parking for employees as well as patrons using County facilities and to provide parking support for the potential mixed used development project(s). The overall mixed-use project is expected to involve retail, residential, office/commercial, parking, and civic uses. A separate solicitation has recently been advertised seeking development partners for the commercial and residential components of the development which is outside of this scope of work. This approval is for the Programming and Space Needs Assessment only which will include an analysis of the County's future parking needs based on trends in public transportation including the anticipated Durham-Orange Light Rail Transit System, coordination with the City of Durham's Comprehensive Parking plan, evolutions in vehicular technology and expected employee population growth. Findings will be presented to County management and the Board of County Commissioners for input/approval. A separate approval will be required for design once the programming/parking space counts are defined.

This RFQ was specifically issued by the County for architectural services to refine the program and design of the structured parking components of the projects. The request for qualifications (RFQ) for architectural services for the project was advertised in local newspapers on January 19, 2019. One (1) response was received on February 19, 2019 and were evaluated by a selection committee representing the County Engineering Department. The firm of Little Architectural Consulting, Ltd. was determined to be the most qualified firm to provide design services for this project based on the evaluation and their experience with similar projects and the massing studies/conceptual work. Little is located within the American Tobacco Campus of Durham, NC. For M/WBE participation information (See Attachment 2, Page 1).

It is recommended that the County proceed with the work in the proposal dated March 25, 2019 in the total amount not to exceed \$225,760. Funding for this service is pending approval of the Capital Project Amendment in the Downtown Parking Deck Capital account.

**Alignment with Strategic Plan:** This request aligns with Strategic Plan Goal #5 - (Accountable, Efficient and Visionary Government) - by providing a phased programming analysis to determine the overall parking needs for the development of these (2) downtown sites which will allow more efficient service delivery and better customer service through the development of these community resources.

**Resource Persons:** Jay Gibson, P.E., General Manager/Director of Engineering and Environmental Services; and Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services; and Julie McLaurin, AIA, NCARB, LEED AP, Community Studio Principal, Little Diversified Architectural Consulting.

**County Manager's Recommendation:** The County Manager recommends that the Board approve the Capital Project Amendment No. 19CPA000016 and Budget Ordinance Amendment No. 19BCC000043 appropriating \$225,760 of Debt Service Fund fund balance and transferring the funding to the Downtown Parking Deck

Capital Project and authorize the execution of an architectural service agreement with Little Diversified Architectural Consulting, Ltd. in the amount of \$215,760 for the programming phase of the Structured Parking at (2) Downtown Sites plus reimbursable expenses in the amount \$10,000 thus totaling a not to exceed amount of \$225,760.

**Attachments:** [Attachment 1 - Programming Phase of the Architectural Design Services for the AAF-43 Legal Form Transfer Debt Service Fund fund balance to the Downtown I CPA-16 Legal Form Downtown Parking Deck \(\\$225,760\)](#)  
[AAF - Supplemental Document Form - Programming Phase of the Architectural MWBE Compliance Review Form-AAF for 19-021 RFQ\\_032619](#)

**19-0158**      **Budget Ordinance Amendment No. 19BCC000044 to Recognize \$39,304 from the NC DHHS Division of Public Health Women' and Children's Health Section/ Women's Health Branch**

**Agenda Text:**      The Board is requested to approve Budget Ordinance Amendment No. 19BCC000044 to recognize funds in the amount of \$39,304 from the Department of Health and Human Services Division of Public Health for Maternal Health Services in Durham County. These funds are to be used to purchase equipment, supplies and educational materials in the Maternal Health Program.

Please note that this amendment requires no additional County funds.

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 by providing more resources to the Maternal Health Program

**Resource Persons:** Gayle B. Harris, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 19BCC000044 to recognize funds in the amount of \$39,304.00 from the Department of Health and Human Services Division of Public Health for Maternal Health Services in Durham County.

**Attachments:** [101 - Maternal Health \(HMHC\) R-2](#)  
[AAF-44 Legal Form PH Recognize grant funds for Women's and Children's Hea](#)

**19-0159**      **Budget Ordinance Amendment No. 19BCC000045 to Recognize \$20,757 from the NC DHHS Division of Public Health Women' and Children's Health Section/ Women's Health Branch**

**Agenda Text:**      The Board is requested to approve Budget Ordinance Amendment No. 19BCC000045 to recognize funds in the amount of \$20,757 from the Department of Health and Human Services Division of Public Health for Maternal and Child Health Services in Durham County. These funds are to be used to purchase equipment, supplies, and incentives to support the Child Fatality Prevention Team (CFPT); offer

racial equity training including purchasing reading materials and resources referenced in the Racial Equity Institute (REI) training that support continued learning; and provide training from Government Alliance on Race and Equity (GARE) to internally operationalize equity into our work.

Please note that this amendment requires no additional County funds.

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 by providing more resources to the Maternal Health Program.

**Resource Persons:** Gayle B. Harris, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 19BCC000045 to recognize funds in the amount of \$20,757 from the Department of Health and Human Services Division of Public Health for Maternal and Child Health Services in Durham County.

**Attachments:**

[167 - Maternal and Child Health Mini Grants](#)

[AAF-45 Legal Form PH Recognize grant funds for Women's and Children's Hea](#)

**19-0160**

**Budget Ordinance Amendment No. 19BCC000046 to Recognize \$5000 in Grant Funding from the Division of Public Health Epidemiology/Communicable Disease Section**

**Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 19BCC000046 to recognize funds in the amount of \$5,000 from the Department of Health and Human Services Division of Public Health for Viral Hepatitis Prevention in Durham County. These funds are to be used to help cover the costs associated with venipuncture, sample handling fees, and baseline laboratory studies necessary to evaluate persons infected with hepatitis C virus (HCV) for treatment.

Please note that this amendment requires no additional County funds.

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 by providing baseline laboratory studies before HCV treatment can be initiated.

**Resource Persons:** Gayle B. Harris, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 19BCC000046 to recognize funds in the amount of \$5,000 from the Department of Health and Human Services Division of Public Health for Viral Hepatitis Prevention in Durham County.

**Attachments:**      [584 - Viral Hepatitis Prevention](#)  
[AAF-46 Legal Form PH Recognize grant funding Viral Hepatitis Prevention \(\\$50](#)

**19-0161**      **Budget Ordinance Amendment No. 19BCC000047 to Recognize \$4,800 from Duke University Division of Community Health**

**Agenda Text:**      The Board is requested to approve Budget Ordinance Amendment No. 19BCC000047 to recognize \$4,800 from the Duke University Division of Community Health. This provides funding to the Durham County Department of Public Health to compensate for food and supplies for the 2020 Community Health Assessment survey.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

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

**Resource Persons:** Gayle B. Harris, MPH, Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 19BCC000047 to recognize \$4,800 from the Duke University Division of Community Health.

**Attachments:**      [AAF Supplemental Document - Noncontract CHA Funds from Duke](#)  
[CHA 2020 Invoice for Duke Division of Community Health](#)  
[AAF-47 Legal Form PH Recognize funds from Duke University \(\\$4,800\)](#)

**19-0162**      **Budget Ordinance Amendment No. 19BCC000048 to Recognize an increase of \$40,000 from SHIFT NC for All Together Now Implementation**

**Agenda Text:**      The Board is requested to approve Budget Ordinance Amendment No. 19BCC000048 to recognize grant funds in the amount of \$40,000 from SHIFT NC for the All Together Now Project. The project will help to improve/enhance the capacity of Healthcare Provider Partners to better serve the reproductive health care needs of young people with quality services, including a full range of contraceptive options and build/strengthen a referral network with youth serving agencies to effectively link young people to quality care.

Funding from SHIFT NC will fund 50% of an existing 1.0 FTE Maternal Child Health Project Manager position no. 40009176.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

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

**Resource Persons:** Gayle B. Harris, MPH, Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 19BCC000048 to recognize grant funds in the amount of \$40,000 from SHIFT NC to fund 50% of the existing 1.0 FTE Maternal Child Health Project Manager position to work with the All Together Now Project.

**Attachments:**

[AAF Supplemental Document - Noncontract SHIFT NC \\_All Together Now Proj](#)

[AAF-48 Legal Form PH Recognize SHIFT NC Funds for All Together Now Proj](#)

**19-0164**

**Replacement of Main Roof and HVAC Unit at the Criminal Justice Resource Center**

**Agenda Text:**

The Board is requested to approve a Contract Amendment with Baker Roofing Company in the amount of \$56,157.00 to address an unforeseen condition discovered during the process of the roof replacement at the CJRC Building. The existing sprayed on roof system being removed had adhered itself to the built-up roof, which was to remain. Due to the adhesion, the existing coal tar pitch built up roof system will also have to be removed for proper installation of the new roofing system. REI Engineers has reviewed the proposed solution and agree it is the best approach to seal the existing concrete deck. Upon execution of this amendment, the new contract total with Baker Roofing will be \$539,298.00, which is within the available funding of this capital project. Given the nature of renovation work in existing, occupied buildings, there is the possibility that other change orders may be needed in the future to accommodate the project demands. To expedite the change order process, The Board is also requested to give the County Manager authority to execute future amendments for this project if within the project budget.

**Alignment with Strategic Plan:** Alignment with Goal 4 Environmental Stewardship 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 Jones, Quality Control & Contract Specialist

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to execute the proposed Contract Amendment #1 with Baker Roofing in the amount of \$56,157.00 to apply the torch ply membrane to the entire roof and base of the concrete walls and be given authority to execute future amendments for this project if within the project budget.

**Attachments:**      [AAF Supplemental Document - Contract Approval18-018](#)  
[Durham County CJRC-Change Order No. 1-Signed by REI Engineers and Bake](#)  
[IFB 18-018 Replacement Of The Main Roof And HVAC Unit at CJRC](#)  
[Construction Contract, Baker Roofing, Replace Roof & HVAC Unit at CJRC](#)

## 7. Other Business (80min)

### **19-0167**      **Durham County Women's Commission Presentation - Pay Equity for Women (20min)**

**Agenda Text:**      The Board is requested to accept the presentation from the Durham County Women's Commission on Pay Equity for Women.

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

**Resource Persons:**      Zion Tankard, Chair of the Women's Commission; Jada Hester, NC State Student/Researcher; Sarah Bausch, Brianna Van Stekelenburg, Milicia Tedder and Dr. Michelle Laws, Women's Commission Committee Members

**County Manager's Recommendation:**      The County Manager recommends that the Board accept the presentation from the Durham County Women's Commission on Pay Equity for Women.

**Attachments:**      [\\_WomenNC Talks-JVHOnly](#)

### **19-0112**      **300 and 500 Blocks of East Main St. Redevelopment - Review of Next Steps following the Receipt of the Solicitation(s) for Development (Update #7) (20min)**

**Agenda Text:**      The Board is requested to receive an update from the University of North Carolina School of Government's Development Finance Initiative on the 300 and 500 Block East Main St. Development project following the receipt of the Solicitation(s) for Development which closes on April 5, 2019.

The purpose of this update (Update #7) is to discuss the next steps of the process with the BOCC and receive input if appropriate.

**Alignment with Strategic Plan:** This project is in accordance with Strategic Plan Goal 4 - Environmental Stewardship and Community Prosperity particularly Strategy 4.2C - Regional Planning: Participate in smart growth practices and support regional planning partnerships to promote a high quality of life for all.

**Resource Persons:**      Sarah Odio, Project Manager, DFI; Marcia Machado-Perritt, Associate Director, DFI; Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services; Jay Gibson, P.E. General Manager - Goal 4

**County Manager's Recommendation:**      The County Manager recommends that the Board receive the update and provide input to DFI and County staff if

appropriate.

**19-0127 Discussion of the Durham County Public Art Policy and Program Draft Documents (30 min)**

**Agenda Text:**

The Board is requested to receive an update from Durham County Engineering and Environmental Services Project Management Division regarding the proposed Durham County Public Art Policy and proposed Durham County Public Art Program documents.

In November 2018, Commissioners directed Staff to investigate the possibility of a joint Public Art Policy/Program with the City of Durham. Draft Public Art Policy and Public Art Program documents have been developed based upon discussions between City and County Staff. Commissioners were introduced to the draft documents and given an overview of their creation process and content during regular monthly one-on-one meetings with the Manager. This update will provide the opportunity for in-depth group discussion now that Commissioners have read the documents, for asking any additional questions, and for proposing next steps for consideration.

**Alignment with Strategic Plan:** This update is in accordance with Strategic Goal #5 - Accountable, Efficient and Visionary Government.

**Resource Persons:** Jay Gibson, P.E., General Manager, Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services, and Linda Salguero, AIA, CPD, Project Manager.

**County Manager's Recommendation:** The County Manager recommends that the Board receive the update and provide direction if appropriate.

**Attachments:**

[Attachment 1 - March 2019 Public Art Policy Draft.pdf](#)

[Public Art Policy and Program](#)

[Attachment 2 - Durham County Public Art Program - April 2019.pdf](#)

**19-0183 Consideration to Discontinue the Durham-Orange County Light Rail Project (10min)**

**Agenda Text:**

The Board is requested consider discontinuing the Durham-Orange Light Rail Project as recommended by the Go Triangle Board of Trustees. This action will satisfy the requirements of the *Interlocal Cost Sharing Agreement for the Durham-Orange Light Rail Transit Project* by formally discontinuing the project and beginning a process to reallocate funds that had been allocated to the light rail project through an amended Durham County Transit Plan.

On March 27, 2019, the GoTriangle Board of Trustees voted unanimously to recommend that the cost-sharing partners in Durham and Orange counties and the Durham - Chapel Hill - Carrboro Metropolitan Planning Organization discontinue the light-rail project.

According to a statement issued by GoTriangle, the Federal Transit Administration informed GoTriangle leadership that due the continued uncertainty with Duke University, the North Carolina Railroad, and additional environmental assessment needed for the downtown Durham changes, it is no longer practical to anticipate that the Durham-Orange Light Rail Project will receive a Full Funding Grant Agreement by November 2019. This means the project would not be able to meet the November 30 deadline set by the North Carolina General Assembly and therefore would no longer be eligible for any State funding.

The *Interlocal Cost Sharing Agreement for the Durham-Orange Light Rail Transit Project* (Attachment 1) prescribes a decision-making process when funding becomes unavailable. It requires the parties to the agreement to meet within fifteen (15) business days to determine how to address the situation. One of the options available to the cost share partners is to discontinue the project. If this option is chosen, the Agreement stipulates that the Staff Working Group comprised of representatives from each County, GoTriangle, and the Durham - Chapel Hill - Carrboro Metropolitan Planning Organization shall convene within twenty (20) business days to begin the process of developing new Transit Plans that reallocate the dedicated transit revenue that had been allocated to the light rail project.

The legal counsels and representatives for each of the parties to the Interlocal Cost Share Agreement have agreed that a vote by the full Board of County Commissioners will satisfy the requirements of the Cost Sharing Agreement. This action will formally discontinue the project and begin the process of amending the Durham County Transit Plan.

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

**Resource Persons:** Wendell Davis, County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board Discontinue the Durham-Orange Light Rail Transit Project and authorize staff to begin developing a process to amend the Durham County Transit Plan.

**Attachments:** [ILA for Cost Sharing for the Durham-Orange Light Rail Transit Project](#)

## 8. ITEMS PULLED FROM CONSENT AGENDA (20 min)

## 9. Closed Session

**19-0171**

### **Closed Session**

**Agenda Text:**

The Board is requested to adjourn to Closed Session for the following:

- 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 pursuant to G.S. 143-318.11(a)(3).

- 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, pursuant to G.S. 143-318.11(a)(6).

**Alignment with Strategic Plan:** The item aligns with Strategic Plan Goal: Accountable, Efficient and Visionary Government

**Resource Persons:** Lowell Siler, County Attorney; Claudia Hager, General Manager

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

## 10. Adjournment