



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, August 23, 2021

7:00 PM

Commissioners' Chambers

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)

21-0515 Announcements (5min)

Agenda Text:

1. **Virtual Meeting on Bidding and Construction** - LeChase and Right Build are hosting an MWBE outreach and information session for 300 E. Main Street on Tuesday, August 31, 2021 at 5:00pm. This is for all construction industry related firms that have an interest in providing goods or services for this project.

To register please visit www.eventbrite.com <<http://www.eventbrite.com>> and search "300 East Main Street".

2. **Dementia Care Management and Support Services at DCSL** - The Durham Center for Senior Life is now offering a FREE Dementia Care Management program for adults 60 years or older with unmet needs and need help identifying or coordinating services.

If you are interested in learning more, please contact Neikya Slade at 919-688-8247 ext.116 or email at nslade@dcsInc.org <<mailto:nslade@dcsInc.org>>.

3. **NCDOT Fall Litter Sweep Need Volunteers** - The N.C Department of Transportation is planning a litter sweep this Fall (September 11-15) and seeking volunteers to support this effort. Those interested are asked to sign up at www.ncdot.gov/littersweep <<http://www.ncdot.gov/littersweep>>
4. **Nurturing Durham Resource Website** - The READY Project is pleased to announce the Nurturing Durham Resource Website in both English and Spanish. The website offers easy to find **FREE** and **LOW-COST** resources dedicated to supporting the social, emotional, and mental well-being of children and families in Durham. Please visit www.nurturingdurhamnc.org <<http://www.nurturingdurhamnc.org>> for additional information.
5. **Seeking Youth Ambassadors** - The Durham Office on Youth is looking for the next cohort of Durham Change Makers! Young people interested in being leaders and decision makers in local government must apply by September 12th at 11:59pm.

For more information and to apply, please visit www.durhamnc.gov/changedbyyouth <<http://www.durhamnc.gov/changedbyyouth>>

6. **DCo Board of Elections: Early Voting** - Residents looking to cast their ballots in the 2021 Municipal Primary can do so starting September 16th - October 2nd. Please visit www.dcovotes.com <<http://www.dcovotes.com>> for full details on early voting, to view early voting locations and hours.

4. Minutes (5 min)

[21-0516](#) Minutes (5min)

Attachments: [Regular Session - July 12, 2021](#)

5. Ceremonial Items (20min)

[21-0495](#) Proclamation - National Recovery Month (10min)

Agenda Text: The Board is requested to proclaim September 2021 as National Recovery Month in Durham County. The purpose of this proclamation is to raise community awareness about the importance of behavioral health as an essential part of one's overall health

and well-being; and invite the residents of Durham County to observe and participate in National Recovery Month.

Alignment with Strategic Plan: This item aligns with Goal 2 of Durham County's Strategic Plan.

Resource Persons: Bob Thomas, Recovery Community of Durham (RCOD).

County Manager's Recommendation: The Interim County Manager recommends that the Board proclaim September 2021 as National Recovery Month in Durham County.

Attachments: [AAF 21-0495, Resolution for National Recovery Month 2021](#)

21-0520 **Durham County Government Recognized with three (3) 2021 Achievement Awards by the National Association of Counties (NACo) (10min)**

Agenda Text: The Board is requested to recognize several departments that recently were named recipients of a 2021 NACo Achievement Award. The NACo Achievement Awards began in 1970, and NACo recognized 13 different categories this year including civic education and public information, community economic development, county administration and management, health, human services, and many more.

Board of Elections

NACo recognized the Durham County Board of Elections for its Board of Elections Poll Count Application. First used in the 2020 Primary and General Elections, the Poll Count application streamlined and expedited opening and closing processes, and greatly reduced the number of Election Day telephone calls to the Board of Elections regarding precinct opening and unofficial counts. It also simplified responding to requests for publicly available voter turnout information. The Best in Category selection for the Board of Elections Poll Count Application fell under County Administration and Management.

Public Health

NACo recognized the Durham County Department of Public Health for its COVID-19 Vaccine Distribution Dashboard. As COVID-19 vaccine distribution began, Durham County Public Health needed a simple way to view and monitor data about COVID-19 vaccinations for county residents. Public Health, Office of Emergency Services, and Information Services and Technology collaborated to develop the COVID-19 Vaccine Distribution Dashboard, which transforms raw data about Durham County COVID-19 vaccinations into an easy-to-read, interactive format. The Best in Category for the COVID-19 Vaccine Distribution Dashboard was listed under Health.

Tax Administration

NACo recognized Durham County Tax Administration for its multi-faceted

COVID-19 Response. Tax Administration deployed a remote call center through a new tool called Jabber, and the department implemented a public live chat feature on the Tax website. The live chat feature has reduced wait times and received a 99%+ satisfaction rate through more than 3,500 live chats so far. Additionally, the department migrated to a digital review space allowing taxpayers to have their appeal cases heard via Zoom. Tax Administration also implemented the Long-Term Payment Plan Deferral Program created for individuals that may not qualify for state relief programs. This award selection for Best in Category was also represented under County Administration and Management.

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

Resource Persons: Derek Bowens, Durham County Elections Director; Rodney Jenkins, Public Health Director; Dwane Brinson, Tax Administrator

County Manager's Recommendation: The Interim County Manager recommends that the Board recognize the NACo Achievement Awards received by the Board of Elections, Public Health and Tax Administration.

6. Consent Agenda (15 min)

21-0487

Budget Ordinance Amendment No. 22BCC00013 Public Health to Recognize \$733,355 from the NC DHHS Division of Public Health Women's and Children's Health Section/Immunization Branch for Covid-19 Activities

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 22BCC00013 Public Health to recognize funds in the amount of \$733,355 from the North Carolina Department of Health and Human Services Division of Public Health, Women's and Children's Health Section/Immunization Branch.

This grant provides funding to the Local Health Department (LHD) to continue supporting activities associated with COVID-19 mass vaccination planning and implementation.

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 for COVID-19 vaccination services.

Resource Persons: Rodney Jenkins, MHA, Public Health Director

County Manager's Recommendation: The Interim County Manager recommends that the Board approve Budget Ordinance Amendment No. 22BCC00013 Public Health to recognize funds in the amount of \$733,355 from the North Carolina Department of Health and Human Services Division of Public Health, Women's and Children's Health Section/Immunization Branch.

Attachments: [AAF-13 Legal Form](#)

21-0497 **Approve Budget Ordinance No. 22BCC00014 Early Childhood to Recognize \$2,000 from Blue Cross Blue Shield of NC Foundation to Durham County Early Childhood area for Early Childhood Projects**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 22BCC00014 Early Childhood to recognize \$2,000 from Blue Cross Blue Shield of NC Foundation to Durham County's Early Childhood area for Early Childhood Projects. These funds were received because of our Early Childhood Coordinator's service as an external grant reviewer for the Foundation. They will be used to support projects in the Early Childhood Fund Center.

Alignment with Strategic Plan: Early childhood initiatives align with many of our strategic objectives, but most closely with Goal 1 (Community Empowerment and Enrichment: Education, Education and Family Success Objectives) and Goal 2 (Health and Wellbeing for All, Healthy Children and Youth objective).

Resource Persons: Cate Elander, Early Childhood Coordinator

County Manager's Recommendation: The Interim County Manager recommends that the Board approve Budget Ordinance Amendment No. 22BCC00014 Early Childhood to recognize \$2,000 from Blue Cross Blue Shield of NC Foundation to Durham County Early Childhood area for Early Childhood Projects

Attachments: [AAF-14 Legal Form](#)

21-0498 **Contract with Reach Out and Read Carolinas to Continue Co-Location of Their Early Literacy Initiative in Pediatric and Primary Care Sites in Durham County**

Agenda Text: The Board is requested to approve the contract with Reach Out and Read Carolinas (RORC) for \$50,000 and authorize the County Manager execute the contract to continue co-location of their early literacy initiative in pediatric sites in Durham County.

Supporting access to educational enrichment is so important as COVID continues to disrupt learning for many young and school-aged children in Durham. Reach Out and Read promotes early literacy by training providers in pediatric offices in early literacy and providing books for children and their parent at every well-child visit birth-five. RORC continued their efforts to support early literacy last fiscal year using co-location to meet families where they are already gathering.

Reach Out and Read reports that County funding has been critical to sustaining the initiative as COVID significantly impacted delivery of and attendance at well-child visits. During the pandemic, they have pivoted to continue to serve families in physically distanced ways as needed, including training providers on how to use the ROR curriculum in telehealth visits. County funding has also supported efforts to

diversify the books provided by RORC, increasing the effectiveness of books as mirrors and windows for young children and their families, providing opportunities for cultural affirmation and supporting positive identity. This fiscal year they will continue the work referenced above as they expand into more primary care sites across Durham County.

For these reasons, and because books and reading together can be a stress-reducing and connective activity for children, parents, and providers during times of crisis, funding for Reach Out and Read is recommended to be continued in FY 21-22.

Alignment with Strategic Plan: Early childhood literacy initiatives most closely align with Goal 1 (Community Empowerment and Enrichment, Education and Family Success objectives), and Goal 2 (Health and Wellbeing for All, Healthy Children and Youth objective.)

Resource Persons: Cate Elander, Early Childhood Coordinator

County Manager's Recommendation: The County Manager recommends that the Board approve the contract with Reach Out and Read Carolinas (RORC) for \$50,000 and authorize the County Manager execute the contract to continue co-location of their early literacy initiative in pediatric and primary care sites in Durham County.

Attachments:

[ROR Contract FY2022](#)

[Attachment 1 - Scope of Services Form FY2022 RORC FINAL](#)

21-0500

Approval to renew IS&T's current contract with Southern Computer Warehouse, a reseller of information technology solutions, for Adobe licenses in the sum of \$64,458.19.

Agenda Text:

The Board is requested to approve the renewal of the current contract with Southern Computer Warehouse, a reseller of information technology solutions, for Adobe licenses in the sum of \$64,458.19. Requested funds will be funded from existing IS&T operational funds.

Adobe, based in San Jose, Cal., is the global leader in digital media and digital marketing solutions, and works with governments at the state, county, and city levels to optimize electronic document workflows to reduce time spent on tasks while reducing paper waste.

The request is to renew the user licenses already in place only, with no alterations to the services or scope of work.

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

Resource Persons: Greg Marrow, Chief Information Officer; Les Hamashima, Assistant Director-IS&T Business Administration Division; Kimberly Cook, Senior Business Manager; Aaron Stone, Assistant Director-IS&T; Bert White, Information Technology Manager of Client Services/

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve the renewal of the current contract with Southern Computer Warehouse, a reseller of information technology solutions, for Adobe licenses in the sum of \$64,458.19. Requested funds will be funded from existing IS&T operational funds.

Attachments: [Adobe Renewal Supplemental doc 08202021 08202022](#)
[ADOBE RENEWAL 08202021-08202022](#)

21-0502 Budget Ordinance Amendment No. 22BCC00012 DSS to acknowledge County Required Match as part of the Durham County's FY2022 Home and Community Care Block Grant (HCCBG) County Funding Plan and to recognize \$101,017 in additional funding which includes funding for COVID supplemental nutrition funds (HDc5), FY 2021-22 HCCBG Funding Plan Allocation, and an Increase in County Funding Grant Match

Date of BOCC Meeting: August 23, 2021

Request for Board Action:

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 22BCC00012 to acknowledge County Required Match as Part of the Durham County's FY 2022 Home and Community Care Block Grant (HCCBG) County Funding Plan and to Recognize \$101,017 in additional funding, which includes funding for Covid Supplemental Nutrition funds (HDc5), FY 2021-22 HCBG Funding Plan Allocation Funds, and an Increase in County Funding Grant Match. \$96,148.85 of funding increase will be recognized via intergovernmental revenue and \$4967,16 of funding is the increase in County Funding Grant Match, which will be funded via General Fund fund balance. The Home and Community Care Block Care Grant (HCCBG), as authorized in G.S. 143B-181.1 (a) (11), is designed to improve the planning and coordination of in-home and community-based services provided to North Carolina's older adults. It is also intended to promote the visibility of aging programs at the local level by giving counties increased flexibility with respect to funding aging services available through the Block Grant. The majority of funding comprising the HCCBG is authorized by the federal Older Americans Act. There are federal mandates and priorities established by the Older Americans Act. The Department (DSS) and the Durham Center for Senior Life (DCSL) are co-lead agencies for receiving the HCCBG funds and administering the programs. legislation provides for state and local discretion in the funding of particular services and programs.

The Board is also requested to approve the Department of Social Services request to recognize additional Home and Community Care Block Grant (HCCBG) Funds for supplemental nutrition in response to COVID-19 for the FY2021-2022 Budget year.

HDC5 funding is being provided to each of North Carolina's 16 Area Agencies on Aging via the intrastate funding formula (10A NCAC 05C. 0404) for the purpose of responding to the COVID- 19 public health emergency. The funds will be made available in one grant - Home-Delivered Meals Service. While under a major disaster declaration, flexibility to "bucket" funds remain in place. This flexibility means that these home-delivered meals service funds can also be used for the congregate nutrition program service.

Counties are advised to base HCCBG services planning on current year funding levels when preparing the new fiscal year budget because the HCCBG Funding Plan is not finalized in advance of the budget being entered for the department. Therefore, DSS FY2021-22 Adopted Budget was \$819,192, when current funding plan requires an increase in budgeted expenditures and revenue to correspond with the HCCBG allocation.

Alignment with Strategic Plan: Goal 2: Health and Well-being for All which decrease health disparities within the community and Goal 3: Safe and Secure Community to improve outcomes for vulnerable, children, youth and adults.

Resource Persons: Joan Pellettier, Chair, Durham Partnership for Seniors; Seanyea Rains, Executive Director, Durham Center for Senior Life; and Janeen Gordon, Assistant Director for Aging and Adult Services, Durham County Department of Social Services.

County Manager's Recommendation: The Interim County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 22BCC00012 to acknowledge County Required Match as part of the Durham County's FY 2022 Home and Community Care Block Grant (HCCBG) County Funding Plan and to recognize \$101,017 in additional funding which includes funding for Covid supplemental nutrition funds (HDC5) FY 2021-22 HCCBG Funding Plan Allocation, and an Increase in County Funding Grant Match.

Attachments:

[732 signed FY22 DCSL - BOCC Chair and Finance to sign](#)

[HCCBG Provider Packet 2021-2022 DCSL](#)

[732-COVID Provider Services Summary v0---Updated additional funds--Durham](#)

[DSS HCCBG Provider Packet FY22](#)

[DAAS 21-04 COVID Response Part IX Supplemental Nutrition Funding \(HDC\)](#)

[AAF-12 Legal Form](#)

21-0503

Property Tax Releases and Refunds for June 2021

Agenda Text:

The Board is requested to approve the Releases & Refunds for the month of June 2021. Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of June 2021.

Releases and refunds for year 2021 total \$ 43,226.60 and for 2020 the total is \$236,679.06. Prior years' (2015-2019) releases and refunds are in the amount of \$190,227.19. June 2021 releases and refunds total \$470,132.85.

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: T. Dwane Brinson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board accept the property tax release and refund report for June 2021 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments:

[Releases and Refunds Backup Detail-June 2021- August 23, 2021](#)

[Backup-Tax Release and Refunds-June 2021-August 23, 2021](#)

[NCVTS May Refunds](#)

21-0504**Property Tax Releases and Refunds for July 2021****Agenda Text:**

The Board is requested to approve the Releases & Refunds for the month of July 2021. 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 July 2021.

Releases and refunds for year 2021 total \$ 0.00. Prior years' (2016-2020) releases and refunds are in the amount of \$55,117.60. July 2021 releases and refunds total \$55,117.60.

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: T. Dwane Brinson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that

the Board accept the property tax release and refund report for July 2021 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments: [Releases and Refunds Backup Detail-July 2021- August 23, 2021](#)
[Backup-Tax Release and Refunds-July 2021-August 23, 2021](#)
[NCVTS June Refunds](#)

21-0506**North Carolina Department Of Transportation - Request To Add Citation Circle And Sierra Court To The State Maintained Road System**

Agenda Text: The Board is requested to review a request by NCDOT to adopt a Resolution requesting NCDOT to add Citation Circle and Sierra Court onto the NCDOT Secondary Road System. This request has been initiated by the property owners. If a resolution supporting the addition is approved, NCDOT will continue with the addition process.

Alignment with Strategic Plan: Goal 4 and Goal 5

Resource Persons: John Sandor, P.E., NCDOT District Engineer; Jay Gibson, P.E., General Manager

County Manager's Recommendation: The County Manager recommends that the Board review the request from NCDOT and adopt a Resolution supporting the proposed addition of Citation Circle and Sierra Court to the State-maintained road system

Attachments: [Lake Ridge Resolution Request](#)

21-0507**Request Refund of Excise Tax Overpayment to Old Republic National Commercial Services**

Agenda Text: The Board is requested to refund the overpayment of excise tax to Old Republic National Commercial Services. On Jul 26, 2021, a deed was electronically recorded in Durham County with an overpayment of excise taxes in the amount of \$2,855.00. Pursuant to N.C. General Statute, 105.228.37” a taxpayer who pays more tax than is due under this Article may request a refund of the overpayment by filing a written request for a refund with the board of county commissioners of the county where the tax was paid. The request must be filed within six months after the date the tax and must explain why the taxpayer believes a refund is due.” (see attached)

Before a tax is refunded, the taxpayer must record a new instrument reflecting the correct amount of tax due. (see Attached)

Pursuant to the request by Tina L. Lucero of Old Republic National Commercial Services, a refund in the amount of \$2,855.00 is requested due to excise tax overpayment in the office of the Durham County Register of Deeds.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient and Visionary Government. The refund is due pursuant to the statutory requirements.

Resource Persons: J.T. Tabron, Assistant Register of Deeds

County Manager's Recommendation: The Interim County Manager recommends that the Board refund the overpayment in the amount of \$2,855.00 to Old Republic National Commercial Services.

Attachments: [All required docs \(request, affidavit, etc\)](#)

21-0510 **Budget Ordinance Amendment No. 22BCC00010 Cooperative Extension to Appropriate \$382,265 of General Fund fund balance and Approval of the Contract Extension with Beyu Caffè to Continue Home Delivered Meals for Covid-19 Related Food Assistance to Seniors and Vulnerable populations**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 22BCC00010 to appropriate \$382,265 of General Fund fund balance and approve the Contract Extension with Beyu Caffè to continue home delivered meals for Covid-19 related Food Assistance to Seniors and Vulnerable Populations until November 30, 2021.

The program, currently funded from July 1 - August 31, 2021, is requested to be extended through November 30, 2021. Positive COVID cases in Durham County have risen dramatically in the last two months. According to the CDC, older adults and people with underlying medical conditions are at increased risk of severe COVID-19 associated illness. To reduce risk of being exposed to COVID-19, it is recommended that these populations physical distance, including limiting time spend in public places. These populations also experience high rates of food insecurity.

To support our most vulnerable populations, we propose extending the contract with Beyu Caffè to continue the EAT NC program. The meals provide support to individuals and families who are in need of direct-to-home delivery, focusing on (1) food insecure senior citizens and people with underlying medical conditions or (2) families needing to isolate/quarantine because of family members at high risk from COVID-19. The program has the added benefit of working with local restaurants to provide meals, maintaining jobs, and supporting Durham's economy, focusing on restaurants that are Minority and Women-Owned Business Enterprises.

The family meals delivery program will continue to operate with referrals from social workers, counselors, Public Health, Lincoln Community Health Center, DSS, etc. Senior citizens may be referred or self-identify. Current program participants may be allowed to continue receiving food without a new or additional referral; however, they will be required to complete an enrollment form to assess new eligibility criteria (i.e., senior citizen, underlying medical condition, food insecurity status, limited social support).

EAT NC, along with the County and community partners, will continue to examine transition planning beyond November 30, including providing referrals to food assistance programs.

Alignment with Strategic Plan: Appropriate food security support for vulnerable at-risk portions of Durham County's population aligns with Goal 2: Health and Well-Being for All of the Durham County Strategic Plan.

Resource Persons: Mary Oxendine, County Food Security Coordinator; Donna Rewalt, County Extension Director

County Manager's Recommendation: The Interim County Manager recommends that the Board approve a Budget Ordinance Amendment No. 22BCC00010 to appropriate \$382,265 of General Fund fund balance and approve the Contract Extension with Beyu Caffé to continue home delivered meals for COVID-19 related food assistance to seniors and vulnerable populations.

Attachments: [EAT NC_FactSheet_Contract Extension Sept - Nov 2021_8.14.21](#)
[Contract Amendment Beyu 8.14.21](#)
[AAF-10 Legal Form](#)
[Amendment Scope of Services FY2022 Beyu 8.14.21](#)

21-0517

Purchase of Three Parcels on Electra Rd.

Agenda Text:

The Board is requested to authorize the purchase of three parcels on Electra Road, identified by parcel IDs 171569, 171570, 171571 for the combined amount of \$110,000, and to authorize the Interim County Manager to execute all legal documents necessary to effect this transaction. The three parcels are referenced on the attached map as numbers 7, 8 and 9.

On March 2, 2020, the Board received a report and provided direction pertaining to the County's need to purchase ten parcels along Electra Road to facilitate the planned upgrade of the Sheriff's Office Firing Range to include classroom space, and improved training capability on this site. The County engaged an outside attorney to perform the title examinations and contact all owners to present offers to purchase. Five of the properties have since been acquired by the County.

Property taxes were several years delinquent for four of the ten parcels. Every effort was made to contact the owners of these parcels to purchase them directly, but the owners were not able to be located. Foreclosure by the County Tax Administration was to begin in spring 2020, however, a moratorium on tax foreclosures was implemented due to the Covid 19 pandemic, and no action was taken until the moratorium was lifted on July 1, 2021.

The foreclosure auction took place on August 10, 2021. One other bidder

participated in the auction, and after several rounds, the County's final bid of \$110,000 was not raised. There is a ten-day upset bid period which ended on Friday, August 20, 2021. Sufficient funds exist in Sheriff Firing Range Capital Project DC091 for this acquisition.

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

Resource Persons: Nancy Mitchell, Sr. Real Estate Officer; Jane Korest, Division Manager - Open Space and Real Estate

County Manager's Recommendation: The Interim County Manager recommends that the Board authorize the purchase of three parcels on Electra Road, identified by parcel IDs 171569, 171570, 171571 for the combined amount of \$110,000, and to authorize the Interim County Manager to execute all legal documents necessary to effect this transaction.

Attachments: [Electra Road Parcel Map 082321](#)

7. Public Hearings (20min)

21-0505 Public Hearing - Zoning Map Change, Old Bahama Fire Station (Z2000046) (15min)

Agenda Text: The Board is requested to conduct a public hearing and receive public comments on the Zoning Map Change, Old Bahama Fire Station (Z2000046); and

First Motion: To adopt an ordinance amending the Unified Development Ordinance by taking property out of Commercial Neighborhood (CN) and Residential Suburban-20 (RS-20); M/LR-A Watershed Overlay zoning districts and establishing the same as the Commercial Neighborhood (CN) with a text-only development plan (CN(D)); M/LR-A Watershed Overlay; and

Second Motion: To adopt the appropriate Statement of Consistency pursuant to NCGS §160D-605.

Summary.

Brian Eaton of the Bahama Volunteer Fire Rescue Company, Inc. proposes to change the zoning designation of two parcels of land totaling 0.76 acres, and located 1426 Bahama Road. The current zoning is Commercial Neighborhood (CN) and Residential Suburban-20 (RS-20). The applicant proposes to change this designation for both parcels to Commercial Neighborhood with a text-only development plan (CN(D)). The proposed use limitations would prohibit any bar, nightclub, or other use that serves alcohol for on-site consumption. No change is proposed for the Lake Michie/Little River District A (M/LR-A) watershed overlay.

The parcel zoned CN is currently designated Commercial and the other, zoned

RS-20, is designated as Very Low Density Residential on the Future Land Use Map (FLUM) of the *Comprehensive Plan* (Attachment 3). The proposed CN(D) zoning is inconsistent with the parcel designated as Very Low Density Residential. If the proposed zoning is approved staff recommends a change to the FLUM to designate that parcel as Commercial.

Attachments:

1. Context Map
2. Aerial Map
3. Future Land Use Map
4. Application with text-only commitment and Public Interest Statement
5. Comprehensive Plan Consistency Analysis
6. Transportation and School Impacts
7. Engagement Summary
8. Planning Commission Written Comments
9. Zoning Ordinance
10. Consistency Statement per NCGS 160D-605

Alignment with Strategic Plan: The zoning map change request emphasizes Goal 4 (Community Prosperity) by offering fair and reasonable regulations for the citizens and business community of Durham while adhering to Goal 5 (Accountable, Efficient, and Visionary Government) by maintaining a transparent government and welcoming public input.

Resource Persons: Michael Stock, AICP, Planning Manager, and Sara Young, AICP, Planning Director

County Manager's Recommendation: The County Manager recommends that the Board conduct a public hearing on the proposed zoning map change application and, if appropriate based on the comments received during the hearing, approve the zoning map change and adopt the appropriate statement of consistency.

Attachments:

[ZMC Staff Report Z2000046-final](#)

[Attachment 1 Z2000046 Zoning Context Map](#)

[Attachment 2 Z2000046 Aerial](#)

[Attachment 3 Z2000046 FLUM](#)

[Attachment 4 Application and public interest statement](#)

[Attachment 5 Comprehensive Plan Consistency Analysis](#)

[Attachment 6 Transportation and School Impacts](#)

[Attachment 7 Neighborhood meeting information](#)

[Attachment 8 PC Written Comments](#)

[Attachment 9 Zoning Ordinance text only dev plan-final](#)

[Attachment 10 Consistency Statement](#)

21-0511

Public Hearing Approval to Consider Allocating Economic

Development Funds to Smart Wires Inc. (5min)**Agenda Text:**

The Board is requested to close the public hearing which was considered at the August 9th Regular Session meeting to allocate a total of \$125,000 to Smart Wires Inc. and authorize the County Manager or Interim County Manager to enter into preliminary negotiations and execute an agreement with the Company. Smart Wires, which specializes in electric bulk power transmission and control, will locate its corporate headquarters in Durham, creating 250 jobs and investing \$23.5 million.

Smart Wires stands at the vanguard of today's clean energy revolution, partnering with electric utilities around the world to improve the efficiency of electric transmission grids. Despite the many benefits of renewable energy sources for power generation, integrating sources such as solar or wind introduces complexity for grid operation. Smart Wire's flagship product SmartValve™ revolutionizes the power flow control landscape by dynamically increasing or decreasing line reactance, in essence pushing power off overloaded transmission lines and pulling it onto underutilized lines, ensuring power flows are efficient and balanced. The company also offers advanced analytics services for power system operations and planning.

With approval of the award, the Smart Wires has agreed to make reasonable efforts to participate in several workforce partnerships that include specific engagements with Durham Public Schools Career and Technical Education, Durham Technical Community College and Research Triangle Cleantech Cluster. Please find additional project details including a full list of partnerships, terms and project attributes in the briefing sheet attached to the agenda item.

Smart Wires' project in North Carolina will be facilitated by a Job Development Investment Grant (JDIG) approved by the state's Economic Investment Committee on July 27th. Over the course of the 12-year term of this grant, the project is estimated to grow the state's economy by \$3.07 billion. Payments for all JDIG and local awards only occur following performance verification that the Company has met its incremental job creation and investment targets. The anticipated revenue that the project will generate is at least twice the size of the proposed local award and payment to the Company occurs only after the annual verification of jobs and investment criteria starting in 2021.

Staff is recommending that the County provide \$125,000 in Economic Development Investment funds to Smart Wires subject to performance goals being met by the Company related to timing and amount of investment, employment creation and maintenance of the created jobs as well as partnership engagement criteria.

This public hearing has been advertised as required by law.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental

Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents

Resource Persons: Andy Miracle, Economic Development Officer; Jay Gibson, General Manager, Environmental Stewardship and Community Prosperity

County Manager's Recommendation: The County Manager recommends that the Board close the public hearing and consider allocating a total of \$125,000 to Smart Wires Inc. and authorize the County Manager or Interim County Manager to enter into preliminary negotiations and execute an agreement with the Company.

Attachments: [Briefing Sheet - Smart Wires](#)

8. Other Business (10min)

[21-0513](#) **Durham County Public Health Focused Update on the COVID-19 Crisis (10min)**

Agenda Text: The Board has requested a public health focused update from County staff on the COVID-19 response and efforts.

Alignment with Strategic Plan: This item aligns with Goal 2: Health and Well-Being for All

Resource Persons: Rodney Jenkins, Public Health Director and Joanne Pierce, General Manager

County Manager's Recommendation: The Interim County Manager recommends that the Board receive an update from County staff on the COVID-19 response and efforts

9. Board and Commission Appointments (10 min)

[21-0508](#) **Board and Commission Appointments (10min)**

Agenda Text: Monica Toomer, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards:

- Dangerous Dog Appeal Board
- Durham County Convention Center Authority
- Juvenile Crime Prevention Council
- TJCOG Water Resources Collaborative

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: This item aligns with Goal 5 Accountable, Efficient and Visionary Government. 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: Monica Toomer, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the aforementioned Boards and Commissions.

Attachments: [Legistar Attmt - 8.23.2021](#)

10. Items Pulled from the Consent Agenda (20 min)

11. Closed Session

21-0514

Closed Session

Agenda Text:

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

- To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract; pursuant to G.S. 143-318.11(a)(5)
- 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: This item aligns with Strategic Goal 5: Accountable, Efficient and Visionary Government

Resource Persons: Jay Gibson, General Manager; Willie Darby, Acting County Attorney and Claudia Hager, Interim County Manager

County Manager's Recommendation: The County Manager recommends that the Board meet in Closed Session and provide direction to staff.

12. Adjournment