



Durham County

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

Meeting Agenda Board of County Commissioners

Thursday, September 9, 2021

10:30 AM

Commissioners' Chambers

Work 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.

10:30 am Work Session Agenda

1. Citizen Comments (30 min)

[21-0551](#)

Citizen Comments (30min)

Agenda Text:

The Board of County Commissioners will provide a 30-minute comment period at a meeting once a month. Any citizen of Durham County wishing to speak shall have an opportunity to do so. The Board may direct staff to research and reply to the concerns, if appropriate. Speakers were asked to provide comments prior to the start of the meeting so that staff may reply to comments and/or questions. All speakers are requested to refrain from addressing issues related to personnel matters.

Alignment with Strategic Plan: Citizen engagement aligns with all five of the strategic goals by allowing the Board to receive comments and concerns from the community related to important issues in Durham County.

Resource Persons: Monica W. Toomer, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the board receive citizen comments and direct staff to respond, as deemed appropriate.

2. Consent Agenda (15 min)

[21-0522](#)

Request to Extend the Building Bridges Between Jails and

Community-Based Treatment for Opioid Use Disorder Demonstration Project Grant and Approval of Budget Amendment No 22BCC00016 Recognizing \$17,000 in Grant Funding for the Durham County Sheriff's Office

Agenda Text:

The Board is requested to approve an extension of the *Building Bridges Between Jails and Community-Based Treatment for Opioid Use Disorder Demonstration Project* Grant with the Institute for Intergovernmental Research (IIR) until December 31, 2022; and authorize the Interim County Manager to sign the agreement. The Board is also requested to approve Budget Ordinance Amendment No.22BCC00016 recognizing an additional \$17,000 in grant funding for the Durham County Sheriff's Office from IIR.

On February 28, 2020, the Sheriff's Office was awarded a grant funding opportunity from the Institute of Intergovernmental Research (IIR) in the amount of \$93,750 to be utilized from March 1, 2020 to August 31, 2021. The funding was budgeted in the Approved FY 2021-22 Budget. IIR has approved a 16-month grant extension lasting until December 31, 2022. IIR has also awarded the Sheriff's Office an additional \$17,000 in funding to be utilized over this time period.

These funds will be used to install data lines, purchase office furniture, and install a sink in the Opioid Treatment Program (OTP) Room. The remaining funds will be used to purchase five (5) doses of Sublocade, a controlled substance used as medication for opioid use disorders. Medication Assisted Treatment (MAT) Phase I was created for detainees with opioid use disorders (OUD) to continue their treatment while detained. This grant extension will help support the implementation of MAT Phase II, which expands medication for opioid use disorders (MOUD) and allows detainees to start the program while housed inside the facility.

IIR is aware of the potential September 13, 2021, BOCC approval date, which goes beyond the time period of the initial agreement and has advised that it will not impact the continuation of this grant. There is no County match required for this grant.

Alignment with Strategic Plan: This item aligns with Goal 2: Health and Well-being for all and Goal 3: Safe Community.

Resource Persons: Elijah Bazemore, Interim Chief of Detention Services, Durham County Sheriff's Office; David LaBarre, Director of Planning & Development, Durham County Sheriff's Office.

County Manager's Recommendation: The Interim County Manager recommends that the Board approve an extension of the *Building Bridges Between Jails and Community-Based Treatment for Opioid Use Disorder Demonstration Project* Grant with the Institute for Intergovernmental Research (IIR) until December 31, 2022, authorize the Interim County Manager to sign the agreement, and approve Budget Ordinance Amendment No.22BCC00016 recognizing an additional \$17,000 in grant funding for the Durham County Sheriff's Office from IIR.

Attachments: [Building Bridges Supplemental](#)
[2020-BRIDGES-0066 Durham County Govt Subaward Agree \(wo attach\) jun21](#)
[Building Bridges Award Letters & Subagreement](#)
[AAF-16 LEGAL FORM DSO Building Bridges Grant Extension \(\\$17,000\)](#)

21-0524 **Budget Ordinance Amendment No 22BCC00017 to recognize \$14,000 in Grant Revenue from the Burt's Bees Foundation to support an updated biological inventory for the New Hope Creek corridor.**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No **22BCC00017** recognizing \$14,000 in grant revenue from the Burt's Bees Foundation to support an updated biological inventory for the New Hope Creek corridor.

The New Hope Creek corridor is considered one of the State's most significant natural areas. This corridor supports rare animal and plant communities and provides a critical ecological route for wildlife from its headwaters in Orange County downstream to Jordan Lake in Chatham County. New Hope Creek also provides an important riparian catchment for protecting water quality for Jordan Lake. Biological Inventories are important to document a snapshot of the variety and ecological health of important natural areas. The last comprehensive inventory of species in the New Hope Creek corridor was sponsored by Durham County and dates to 1995 and is considered significantly out of date. This updated Inventory will provide a unique opportunity to gain insights from the updated species confirmed to be present and will be conducted on over 3 miles of corridor in a highly developing area. The results will improve land management decisions and assist in protecting and enhancing Durham's biodiversity and land protection efforts.

The northern boundary of the study area is Erwin Road at Hollow Rock Nature Park, extending southward to Old Chapel Hill Road in Durham. The study area is primarily owned by Durham County, which has acquired over 323 acres in 17 different properties as part of the overall effort to protect this environmental significant natural corridor. The Inventory update will be conducted by the N.C. Biodiversity Project, a non-profit organization comprised of N.C. respected field biologists.

The Durham community is fortunate to have the Burt's Bees corporate headquarters in downtown Durham. The Burt's Bees Foundation prioritizes funding projects that support community resiliency as well as ecological health, with a focus on the Durham community. Past local recipients have included the John Avery Boys and Girls Club, Farmer Foodshare, the Eno River Association, Triangle Land Conservancy, and the Ellerbe Creek Watershed Association. The study will get underway this fall and will take a full year to complete. No financial match for the grant is required.

Alignment with Strategic Plan: This grant and environmental study supports Goal 4: “Environmental Stewardship and Community Prosperity” as well as Goal 5: “Accountable, Efficient and Visionary Government”

Resource Persons: Jane Korest, Division Head, Open Space and Real Estate, Celeste Burns, Open Space Coordinator, Peri Manns, Deputy Director - Engineering and Environmental Services

County Manager’s Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 22BCC00017 recognizing \$14,000 in grant revenue from the Burt’s Bees Foundation to support an updated biological inventory for the New Hope Creek corridor.

Attachments: [AAF Supplemental Form Burts Bees Foundation grant - NH Inventory](#)
[Durham County New Hope Biological Inventory Summary](#)
[AAF-17 Legal Form](#)

21-0526

Approve the Final Budget for Phase II of the McFarland Farm Conservation Easement and Approve Capital Project Amendment No.22CPA000006 Decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$72,160 and Budget Amendment No. 22BCC000015 transferring \$72,160 from the Pay-As-You-Go Capital Project Fund to the General Fund to Support the Purchase of the McFarland Farm Conservation Easement

Agenda Text:

The Board is requested to approve the final budget for Phase II of the McFarland Farm Conservation Easement, as well as approve Capital Project Amendment No.22CPA000006 decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$72,160 and Budget Amendment No.22BCC000015 transferring \$72,160 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the purchase of an additional 11.012 acres of the McFarland Farm conservation easement.

The McFarland farm is strategically located in northeast Durham, at the intersection of Snow Hill and Infinity Roads within Durham’s suburban tier in an environmentally significant location near the confluence the Eno and Little Rivers (see attached maps). In December 2020 the County purchased the first 86.37 acres of this easement project, funded by federal NRCS ALE grant funds, Durham County, and a landowner donation.

The Board previously approved the option to purchase this second part of the McFarland conservation easement, with the requirement that grant funds pay a portion of the acquisition costs. The Board also previously approved the federal cooperative agreement when the Agricultural Lands Easement Program (ALE) grant funds were awarded to assist with the easement purchase. As shown in the attached budget, this is the second phase of the overall 97.5-acre conservation easement project. For the overall project, the combined appraised value was \$1,137,000, with

the federal ALE program contributing a total of \$559,000. The landowner has donated \$216,276 in appraisal land value, in what is termed a “bargain sale”. Durham County will contribute a total of \$368,330 to the overall project, or 32% of the easement value.

The federal cooperative agreement provides funds for 50% of the easement value. The January 2021 appraisal was federally approved and provides an easement value of \$140,000, equating to \$12,713 per acre. NRCS has also approved the easement deed, title work, and sufficient funding for their portion of the project price (\$70,000). Durham County will provide \$70,000 of the remaining purchase price that is not grant funded, for a total with closing costs of \$72,160. The transfer of \$72,160 from the open space and farmland capital project account to the General fund for the purchase of the land is a technical transfer that provides the Finance Department with a more concise end of year accounting of assets purchased by the County in each fiscal year. The County Manager was previously authorized to execute the final easement documents as well.

Alignment with Strategic Plan: This acquisition helps to implement Strategic Plan Goal 4, “Environmental Stewardship and Community Prosperity,” by increasing the amount of open space and farmland that has been protected by Durham County.

Resource Persons: Jane Korest, Open Space and Real Estate Manager; Celeste Burns, Open Space Coordinator, Peri Manns, Deputy Director of Environmental Engineering

County Manager’s Recommendation: The County Manager recommends that the Board approve the final budget for Phase II of the McFarland Farm Conservation Easement, as well as approve Capital Project Amendment No.22CPA000006 decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$72,160 and Budget Amendment No.22BCC000015 transferring \$72,160 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the purchase of an additional 11.012 acres of the McFarland Farm conservation easement.

Attachments:

[AAF Supplemental - McFarland Farm Easement Phase 2 Final Budget](#)

[Attachments 1-5 McFarland Farm Easement Phase 2](#)

[AAF-15 & CPA-06 LEGAL FORM Approve Final Budget for Conservation Easer](#)

[CPA-06 & BCC-15 LEGAL FORM Approve Final Budget for Conservation Ease](#)

21-0530

Emergency & Scheduled Repairs for TWWTP Contract Amendment with Carolina Civilworks, Inc.

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Carolina Civilworks, Inc. (FR# 22-216 and RFP# 21-020) for emergency and scheduled Triangle Wastewater Treatment Plant (TWWTP) repairs in the amount of \$83,482.18, bringing the total contract amount from \$30,000 to \$113,482.18, and to execute any other related contracts, including amendments, not to exceed \$120,000.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity”.

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager’s Recommendation: The County Manager recommends the Board to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Carolina Civilworks, Inc. (FR# 22-216 and RFP# 21-020) for emergency and scheduled Triangle Wastewater Treatment Plant (TWWTP) repairs in the amount of \$83,482.18, bringing the total contract amount from \$30,000 to \$113,482.18, and to execute any other related contracts, including amendments, not to exceed \$120,000.

Attachments: [AAF Supplemental Document - Contract Approval](#)
[CCW TWWTP FR22-216 LEGISTAR](#)

21-0533 **Utilities Contract Amendment with David Young Utilities, Inc. for Collection System Emergency & Scheduled Repairs**

Agenda Text: The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with David Young Utilities, Inc. (FR# 22-277 and RFP 21-022) to provide emergency and scheduled repairs within the collection system for the Utilities Division in the amount of \$46,700, bringing the total contract amount from \$30,000 to \$76,700, and to execute any other related contracts, including amendments, not to exceed \$92,040.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this ensures we prevent sanitary sewer overflows (SSOs).

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager’s Recommendation: The County Manager recommends the Board to authorize the County Manager to enter into a contract amendment to increase the existing service contract with David Young Utilities, Inc. (FR# 22-277 and RFP 21-022) to provide emergency and scheduled repairs within the collection system for the Utilities Division in the amount of \$46,700, bringing the total contract amount from \$30,000 to \$76,700, and to execute any other related contracts, including amendments, not to exceed \$92,040.

Attachments: [AAF Supplemental Document - David Young Contract Amendment FY22](#)
[FR22-277 David Young Collection System for Legistar](#)

21-0534**Utilities Contract Amendment with Axis Utility, Inc. for Collection System Emergency & Scheduled Repairs****Agenda Text:**

The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Axis Utility, Inc. (FR# 22-240 and RFP# 21-022) for emergency and scheduled collection system repairs in the amount of \$115,118.01, bringing the total contract amount from \$30,000 to \$145,118.01, and to execute any other related contracts, including amendments, not to exceed \$165,000.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this ensures we prevent sanitary sewer overflows (SSOs).

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager’s Recommendation: The County Manager recommends the Board to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Axis Utility, Inc. (FR# 22-240 and RFP# 21-022) for emergency and scheduled collection system repairs in the amount of \$115,118.01, bringing the total contract amount from \$30,000 to \$145,118.01, and to execute any other related contracts, including amendments, not to exceed \$165,000.

Attachments:

[AAF Supplemental Document - Contract Approval](#)

[AXIS CS FR22-240 LEGISTAR](#)

21-0536**Contract Amendment and Budget Amendment Establishing and Adding Funds for the FY21-22 Durham Pre-K Contract with Child Care Services Association****Agenda Text:**

The Board is requested to approve the attached contract amendment and associated budget amendment establishing an increased FY21-22 Durham Pre-K contract amount for Child Care Services Association.

The purpose of this contract amendment and the associated budget amendment is twofold. The first goal is to amend the three-year contract the County has with Child Care Services Association (CCSA) for administration of our universal Durham Pre-K program to add the specific, budgeted amount for FY21-22. FY20-21 was the first year of a three-year extension during which CCSA would administer Durham Pre-K on behalf of Durham County’s. The FY20-21 budget included flat funding for Durham Pre-K at \$3,846,840, not including over \$2 million in additional pre-k support going directly to Durham Public Schools. Of the amount going to CCSA, \$3,033,107 flows through CCSA directly to providers for instructional services, and the remaining \$813,733 support a wide variety of system management and system

development services, including professional development for teachers and program directors.

For FY21-22, there was both growth in the incremental Article 46 sales tax revenues that no longer go directly to Durham Public Schools (for pre-K) as well as the additional \$250,000 approved by Commissioners during budget negotiations, resulting in a new total of \$4,118,517. The bulk of the new funding will support additional instructional services (additional “seats”), with smaller amounts supporting program management costs as well as implementation of some activities suggested in a racial equity plan adopted by Durham PreK’s Governance Committee after a one year study completed by members of the Quality Subcommittee and which was presented to the BOCC in May 2021.

Finally, based on recently announced changes in NC Pre-K reimbursement policy for at least the first half of this school year, the Governance Committee of Durham Pre-K has approved a request to Commissioners for additional funding so that Durham Pre-K can continue supporting the same number of seats rather than reduce seats to meet the higher costs. If the NCPK reimbursement changes last all year, the additional cost could amount to \$90,000 over the \$4,118,517 currently budgeted. Staff are recommending that \$60,000 of fund balance be added now (leading to a total of \$4,178,517 showing in the proposed contract amendment) and that, pending a mid-year review, the County Manager be empowered to add up to \$30,000 more should the situation warrant it.

Alignment with Strategic Plan: A robust universe of early childhood programs, including universal pre-K, has great potential to improve outcomes across all outward-facing goals in the Durham County Strategic Plan.

Resource Persons: Cate Elander, Early Childhood Coordinator; Drew Cummings, Chief of Staff

County Manager’s Recommendation: The County Manager recommends that the Board approve the attached contract amendment and associated budget amendment establishing an increased FY21-22 Durham Pre-K contract amount for Child Care Services Association.

Attachments:

[Executed 2yr CCSA contract 7-2018 to 6-2020](#)

[CCSA - Amendment 1 EXECUTED](#)

[CCSA Amendment 2 Executed](#)

[CCSA Amendment 3 Executed - 3 yr extension](#)

[Proposed CCSA Amendment 4 - FY21-22 funding](#)

[Durham PreK Budget Update](#)

[AAF -19 Supplemental Form](#)

21-0537**Approve Fiscal Year 2021-2022 Contract with Greater Durham Black Chamber of Commerce for Services Related to Small Business Support****Agenda Text:**

The Board is requested to authorize the Interim County Manager to execute the attached contract with the Greater Durham Black Chamber of Commerce (GDBCC) for services related to small business support in the amount of \$50,000.

The Scope of Services reflects the responsibilities carried out by the GDBCC and defines outcome metrics that are in alignment with the County's Strategic Plan. Additionally, the Scope of Services outlines reporting to occur between the agencies in fulfillment of the services described within the scope. Funds for this agreement were included as part of the FY 2021-2022 Approved Budget.

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: Claudia Hager, Interim General Manager; Jay Gibson, General Manager; Andrew Miracle, Economic Development Officer; CJ Broderick, President & CEO, Greater Durham Black Chamber of Commerce

County Manager's Recommendation: The County Manager recommends that the Board authorize the Interim County Manager to execute the attached contract with the Greater Durham Black Chamber of Commerce

Attachments:

[GDBCC Service Contract FY22](#)

[GDBCC Scope of Services FY22](#)

21-0539**Utilities Contract Amendment with Carolina Civilworks, Inc. for Emergency & Scheduled Repairs****Agenda Text:**

The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Carolina Civilworks, Inc. (FR# 22-141 and RFP# 21-022) for emergency and scheduled collection system repairs in the amount of 50,649.84, bringing the total contract amount from \$75,000 to \$125,649.84, and to execute any other related contracts, including amendments, not to exceed \$160,000.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: "Environmental Stewardship and Community Prosperity," as this ensures we prevent sanitary sewer overflows (SSOs).

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager's Recommendation: The County Manager recommends the Board to authorize the County Manager to enter into a contract amendment to

increase the existing service contract with Carolina Civilworks, Inc. (FR# 22-141 and RFP# 21-022) for emergency and scheduled collection system repairs in the amount of 50,649.84, bringing the total contract amount from \$75,000 to \$125,649.84, and to execute any other related contracts, including amendments, not to exceed \$160,000.

Attachments: [FR 22-141 CAROLINA CIVILWORKS, INC](#)
[AAF Supplemental Document - Contract Approval](#)

21-0540 **Application for Funding for Chin Page Road Pump Station for Utilities Division**

Agenda Text: The Board is requested to review the Application for Funding for the Chin Page Road Pump Station, authorize the Chair to sign the Resolution for submission to North Carolina Department of Environmental Quality (NCDEQ), and authorize the County Manager to complete the Certification and sign the application. A copy of the application that includes the Resolution is attached.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 1 “Community and Family Prosperity and Enrichment,” as well as supporting Strategic Plan Goal 4 “Environmental Stewardship.”

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Vince Chirichella, Senior Project Manager

County Manager’s Recommendation: The County Manager recommends that the Board review the Application for Funding for the Chin Page Road Pump Station and sign the Resolution for submission to North Carolina Department of Environmental Quality (NCDEQ) and approve the County Manager to complete the Certification and sign the application.

Attachments: [AAF Supplemental Document - Non-contract Rev1](#)
[Durham Co CWSRF](#)
[SIC CAPACITY ANALYSIS FINAL TECH MEMO #3](#)

21-0542 **Utilities Contract Amendment with National Power**

Agenda Text: The Board is requested to authorize the County Manager to enter into a service contract amendment with National Power (FR# 22-282, Line 1) to provide preventative maintenance and repair services of generators for the Triangle Wastewater Treatment Plant (TWWTP), Collection System, and Rougemont Water System in an amount of \$105,000, bringing the total contract amount from \$35,000 to \$140,000.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as

this contract ensures all generators are maintained in a continual state of readiness.

Resource Persons: Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a service contract amendment with National Power (FR# 22-282, Line 1) to provide preventative maintenance and repair services of generators for the Triangle Wastewater Treatment Plant (TWWTP), Collection System, and Rougemont Water System in an amount of \$105,000, bringing the total contract amount from \$35,000 to \$140,000.

Attachments: [AAF Supplemental Document](#)
[National Power Legistar Docs](#)

21-0543

Approval of Contract with Hagerty Consulting for Complex Coordinated Terrorist Attack (CCTA) Training

Agenda Text:

The Board is requested to approve a contract with Hagerty Consulting Inc. to develop several training courses to help Durham County prepare a regional coordination plan for possible Complex Coordinated Terrorist Attacks and authorize the Interim County Manager to execute the contract. The training courses include Mass Casualty Recovery, Friend/Family Assistance, Intelligence and Investigations, Public/Crisis Information, and Dispatch/Public Safety Communications. The courses will be available to Durham City and County and other regional mutual aid responders. The end deliverable is a comprehensive, multi-modal training program that is developed using input gathered from local, state, and national subject matter experts, and from lessons learned from recent mass casualty events in the United States.

The Federal Uniform Guidance was followed as part of the RFP process. Hagerty Inc. was the only vendor to respond to the RFP and was subsequently awarded the contract for services. The contract is firm-fixed-price not to exceed \$180,000 with a period of performance that ends on March 31, 2022. FEMA grant money will pay for the contract and the funding is in the FY 21/22 OES budget.

Alignment with Strategic Plan: This request aligns with the County's Strategic Goal 3: Safe Community, and Goal 5: Accountable, Efficient, and Visionary Government.

Resource Persons: Jim Groves OES Director and Ari Schein Deputy EM Chief

County Manager's Recommendation: The Interim County Manager recommends that the BOCC approve the contract with Hagerty Consulting Inc. in an amount not to exceed \$180,000 and authorize the Interim County Manager to execute the contract.

Attachments: [Hagerty Consulting AAF Supplemental Document FY22](#)
[Hagerty Consulting FEMA Service Contract FY22](#)
[Hagerty Consulting Exhibit B - Federal Uniform Guidance FY2022](#)
[Hagerty RFP 21-042](#)
[MWBE Compliance Review Form-AAF for 21-042 RFP 063021](#)
[RFP 21-042 Complex Coordinated Terrorist \(CCTA\) Capability Gap Training](#)
[RE Legal Review of Hagerty Contract](#)

21-0547 **Alliance Health Services Carry-Over Funds from FY 2020-21 into FY 2021-22**

Agenda Text:

The Board is requested to support the \$650,000 identified by Alliance Health Services to carryover from FY 2020-21 into FY 2021-22. The remaining \$1,040,000 will be evaluated for consideration mid-year, bringing the total amount to \$1,690,000 eligible for behavioral health service above base budget allocations. Proposed funding use includes to expand mental health services for individuals at the Carolina Duke COVID shelter and transition to a general shelter support team post COVID. In addition, funds will support expanded crisis response improvement for kids including start-up funding for Mobile Outreach, Response, Engagement and Stabilization (MORES), a specialize mobile crisis response model for children and families which includes 45 days of post crisis home visits and support. Costs would cover facility upfit or renovation and provider start-up funding. Long term funding would be covered by Medicaid.

Additional updates will occur on the funding mid-year after a review of county-wide funding to support behavioral health services. This action does not require a budget amendment. The funds are currently in Alliance Health Service fund balance reserves as unspent funding.

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

Resource Persons: Joanne Pierce, General Manager; Kelly Goodfellow, Executive Vice President, Alliance Health Services, Chief Financial Officer and Rob Roberson Chief Executive Officer, Alliance Health Services

County Manager's Recommendation: The Interim County Manager recommends that the Board moves forward with the use of funds \$650,000 to support mental health services in the Alliance Health budget. Additional updates will occur on the budget in February 2022.

Attachments: [Alliance Health Supplemental Item](#)

21-0550 **BOCC Approval of Budget Ordinance Amendment No.22BCC00018 recognizing \$318,750 of FY 2021-22 Governor's Highway Safety Program (GHSP) Grant Funding**

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No.22BCC00018 recognizing \$318,750 of FY 2021-22 Governor's Highway Safety Program (GHSP) grant funding. The GHSP this fiscal year awarded the Durham County Sheriff's Office a four-year grant totaling \$1,127,161 - the figure includes local match funding - that will be used to fund three new sworn deputy positions to work traffic enforcement over the four-year grant period, beginning October 1, 2021. The local match for the first year is \$121,849, which will be covered by existing DSO FY 2021-22 budget. The budget amendment and the local match are combined for a total amount of \$440,599 for the FY 2021-22 fiscal year.

The GHSP grant is a step-down reimbursement grant that requires a match at varying percentages each year. The total federal reimbursement over the four-year grant period will be \$659,396, and the total local match over the same four-year period will be \$467,764, for a total grant amount of \$1,127,161. Future matches will be budgeted in subsequent fiscal years as needed through operational and staffing efficiencies.

The Governor's Highway Safety Program helps fund efforts of law enforcement agencies to reduce traffic crashes in North Carolina. Specifically, this grant will provide funding to the Durham County Sheriff's Office over a four-year period for (3) new sworn officers, (3) vehicles and associated equipment. In terms of traffic related outcomes, Durham County is ranked within North Carolina for the following categories:

- 10th Highest in Overall Fatalities
- 12th Highest in Alcohol Fatalities
- 10th Highest in Unrestrained Fatalities
- 8th Highest in Speed Related Fatalities

The following goals have been identified for this program:

- To reduce traffic fatalities in Durham County by 25% from the 2015-2019 average of 29.2 fatalities per year to less than 22 fatalities during FY 21/22.
- To reduce the number of unrestrained fatalities by 10% from the 2015-2019 average of 9.2 crashes per year to less than 8 crashes during the fiscal year October 1, 2021 to September 30, 2022.
- To reduce the number of speed related crashes by 15% from the 2015-2019 average of 534.2 crashes per year to less than 454 crashes during the fiscal year October 1, 2021 to September 30, 2022.

A review of the Sequential Intercept Model (SIM) will occur in upcoming months as established during the FY 2021-22 budget process. In addition to this assessment, an internal review of operational budgets that currently support behavioral health services in the human services departments including Alliance, DSS and Public Health and the public safety areas including EMS, the Criminal Justice Resource Center and the Sheriff's Office will occur. This evaluation will also identify opportunities to

coordinate County and City of Durham efforts related to behavioral health service initiatives.

As behavioral health gaps are identified, the goal is to close such funding gaps through the realignment of existing budgets, use of American Rescue Plan Act (ARPA) funding, grant funding, and lapsed salaries created by vacant positions. The Governor's Highway Safety Grant Program will help lessen the local funding support to address highway safety issues. Such support could possibly create local capacity to address behavioral health service gaps.

Please see the attached documents for additional information regarding the yearly budgets and terms of the grant.

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

Resource Persons: Keith Webster, Captain of Patrol Division, Durham County Sheriff's Office; Thomas Cote, Major of Operations, Durham County Sheriff's Office; David LaBarre, Director of Planning & Development, Durham County Sheriff's Office; Clarence Birkhead, Durham County Sheriff.

County Manager's Recommendation: The Interim County Manager recommends that the Board approve Budget Ordinance Amendment No.22BCC00018 recognizing \$318,750 of FY 2021-22 Governor's Highway Safety Program (GHSP) grant funding.

Attachments:

[GHSP Award Supplemental](#)

[GHSP Agreement 2000049992 Approval Lett](#)

[NCGHSP Agreement of Conditions](#)

[Updated 2021 Traffic Safety Grant](#)

[AAF-18 LEGAL FORM Governor's Highway Safety Program Grant for DSO \(\\$3](#)

[GHSP3 - 3 Deputies](#)

[DA letter of support](#)

[MADD Support](#)

21-0554

Approve Proposed Interlocal Agreement and Joint Use Agreement for the New Station 18 Co-located Public Safety Facility Located at Herndon Road, Durham, NC and Approve Capital Project Amendment No.22CPA00007 to Appropriate FY 2021-22 Approved County Contribution (PAYGO) Funds (\$2,468,366) to Create the New Station 18 Project (4330DC002)

Agenda Text:

The Board is requested to approve the proposed Interlocal Agreement (ILA) and Joint Use Agreement (JUA) with the City of Durham for the New Station 18 Co-located Public Safety Facility located at Herndon Road, Durham, NC, authorize

the Interim County Manager to execute the agreements, and approve Capital Project Amendment No.22CPA00007 to appropriate FY 2021-22 Approved County Contribution (PAYGO) Funds (\$2,468,366) to create the new Station 18 Project (4330DC002).

The total County responsibility for the project is \$2,468,366. That figure includes a 27% EMS Facility Cost share (\$2,280,125); as well as the provisioning of furniture, fixtures & equipment, IT, technology and other EMS-specific provisioning, and a contingency amount of 5% of the EMS portion of the facility cost. There is also a Durham County Fire and Rescue Service District cost share that is included as well and was budgeted as a part of the approved FY 2021-22 budget (more detail on this below).

Total Funding Request:

27% EMS Facility Cost Share	\$2,280,125
County-Specific Facility Costs	\$ 188,241 (FF&E, 5% Contingency)
DCFR Cost Share (18%)	<u>\$1,109,661</u>
Total	\$3,578,027

Background

In spring of 2016, the Board of County Commissioners requested that EMS work with the City of Durham Fire Department to explore the creation of co-located fire and EMS facilities to create cost efficiencies and provide more effective public safety services. The Station 17 co-located public safety facility - jointly developed between the County EMS Department and City of Durham Fire Department and located at 5503 Leesville Road - was the first joint facility developed. This station was approved by the Board on April 24, 2017.

Subsequently, on June 25, 2018, the Board approved an Intergovernmental Agreement (IGA) with the City of Durham for the provision of consolidated fire, rescue and first responder services in the southern part of Durham County. The IGA included provisions for the joint development and cost share for two new co-located facilities to be built: Station 18 is to replace DCFR Station 83 on Seaton Road and is the subject of this Agenda Item, and Station 19 to replace DCFR Station 81 on Old Page Road and is scheduled for construction in 2023.

The design concept for Station 18 is a modified version of the prototype design used in Station 17. The primary difference from the EMS perspective is the addition of a second double Ambulance Bay, which increases the EMS square footage allocation from 24% to 27% of the total building area. A design rendering (Attachment A) and a space allocation floor plan (Attachment B) have been included in the attachments along with the Joint Use Agreement (Attachment C), Interlocal Agreement (Attachment D), and Cost Share Spreadsheet (Attachment E).

Total square footage for the facility is 13,318 square feet with 3,592 square feet dedicated for EMS usage and 1,192 square feet of shared space. Cost allocation for the facility is 73% / 27% split based on square footage usage.

“Guaranteed Maximum Price” cost of design and construction of the facility is \$8,444,906, excluding City and County specific costs, such as Furniture, Fixtures, and Equipment (FF&E), Technology and Security, etc.) with the County’s share totaling \$2,280,125 (27%).

County-specific costs totaling \$188,241 for the provisioning of furniture, fixtures & equipment, IT, technology and other EMS-specific provisioning, including a contingency amount of 5% of the EMS portion of the facility cost, will be paid for separately by the County bringing the total County facility cost to \$2,468,366.

Alignment with Strategic Plan: This project aligns with the County’s Strategic Goal 2: Health and Well-being for All, Goal 3: Safe Community, and Goal 5: Accountable, Efficient, and Visionary Government.

Resource Persons: Jodi Miller, General Manager, Jim Groves, Emergency Services Director, Chief Paramedic Mark Lockhart, Keith Lane, Budget & Management Services Director, Susan Tezai, Chief Financial Officer; Peri Manns ASLA LEED GA, Deputy Director; Engineering and Environmental Services, and Acting County Attorney Willie Darby

County Manager’s Recommendation: The Interim County Manager recommends that the Board approve the proposed Interlocal Agreement (ILA) and Joint Use Agreement (JUA) for the New Station 18 Co-located Public Safety Facility located at Herndon Road, Durham, NC, authorize the Interim County Manager to execute the agreements, and approve Capital Project Amendment No.22CPA00007 to appropriate FY 2021-22 Approved County Contribution (PAYGO) Funds (\$2,468,366) to create the new Station 18 Project (4330DC002).

Attachments:

[AAF Supplemental Document - Station 18](#)

[Attachment A - FS18 DESIGN RENDERING](#)

[Attachment B - FS-18 SPACE ALLOCATION 8-26](#)

[Attachment C - FS 18 JOINT USE AGREEMENT jbp 8.30.21](#)

[Attachment D - FS 18 INTERLOCAL AGREEMENT - jbp 8.20.2021](#)

[Attachment E - FS18 COST SHARING SPREADSHEET 8-26](#)

[CPA-07 LEGAL FORM Approve Station 18 Project \(\\$2,468,366\)](#)

3. Discussion Items (190 min)

21-0561

Approval of the Zoning Map Change, Old Bahama Fire Station (Z2000046) (5min)

Agenda Text:

The Board is requested to close the public hearing, which was considered at the August 23rd Regular Session, suspend the rules and entertain a motion 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 Interim County Manager recommends that the Board close the public hearing on the proposed zoning map change application and, if appropriate based on the comments received during the hearing, suspend the rules to approve the zoning map change and adopt the appropriate statement of consistency.

21-0521

Community Cat Management Presentation (30min)

Agenda Text:

The Board is requested to review and receive the information and research on community cat management strategies provided by the Animal Welfare Advisory Committee (AWAC). After the presentation and discussion, the AWAC requests that the BOCC ask the County Attorney to research possible options for a proposed ordinance change related to this issue.

Alignment With Strategic Plan: This presentation aligns with Strategic Goal 2: Health and Well Being for All and Goal 3: Safe Community.

Resource Persons: Jan Paul, AWAC, Capt. Marianne Bond, DPD, Sarah Reichman, AWAC, John Graves, Best Friends Animal Society, Capt. Mark Manning, DCSO, Kari Linfors, Durham APS, Amanda Gardner, AWAC, and Acting County Attorney Willie Darby

County Manager's Recommendation: The Interim County Manager recommends that the Board review and receive the information provided by AWAC and provide direction to staff on next steps related to community cat management strategies.

Attachments:

[AWAC - TNVR Presentation BOCC 8-13-21](#)

21-0538

2050 Metropolitan Transportation Plan (45min)

Agenda Text:

The Board is requested to receive a presentation from the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC MPO) on the development of the 2050 Metropolitan Transportation Plan (MTP) and provide comments.

The DCHC MPO is responsible for long range transportation planning for Durham County and parts of Orange and Chatham Counties and is updating the MTP. The MTP, which is required by Federal law, recommends major transportation projects, policies and strategies designed to maintain existing transportation systems and serve the region's future travel needs. The Plan must be fiscally constrained, which means that projected revenues must cover the anticipated costs. Projects must be in the

2050 MTP to receive any state and federal transportation funding through the Transportation Improvement Program (TIP). Projects are drawn from the MTP and put forward to the State's prioritization process for inclusion in the TIP, which is a 10-year funding program.

The MPO has released the Alternatives Analysis for public comment. The alternatives are combinations of a transportation network, which includes a set of highway, transit and other transportation improvements, and a land use scenario that depicts the distribution of population and employment for the year 2050. These alternatives are then analyzed using the Triangle Regional Model (TRM) which forecasts future travel statistics based on assumptions concerning the highway network, transit service and other transportation facilities.

The MPO will conduct further project and financial analyses as well as consider public and board comments over the next few months to inform the development of the Preferred Option for the 2050 MTP. It is very unlikely that one of the Alternatives in its entirety would be advanced as the Preferred Option. Most likely, the final MTP will be a combination of the various alternatives. The 2050 MTP is proposed to be approved by the MPO Board in December.

Due to the length and depth of the Alternatives Analysis, staff has prepared a presentation that summarizes some key areas of interest to Durham County. Greater detail on the analysis and other process components can be found on the DCHC MPO website:

<https://www.dchcmpo.org/what-we-do/programs-plans/transportation-plans/2050-metropolitan-transportation-plan>

Alignment with Strategic Plan: The 2050 MTP includes transportation projects and land use assumptions that align with the Environmental Stewardship and Community Prosperity goal of the Strategic Plan by providing transportation to connect to jobs, education, housing, healthcare, and opportunity.

Resource Persons: Ellen Beckmann, Durham County Transportation Manager; Jay Gibson, General Manager of Environmental Stewardship and Community Prosperity; Andy Henry, Transportation Planner, Durham-Chapel Hill-Carrboro Metropolitan Planning Organization

County Manager's Recommendation: The County Manager recommends that the Board receive a presentation on the 2050 Metropolitan Transportation Plan.

Attachments: [2050MTP-Alternatives Analysis-DurhamBOCC](#)

21-0518

Board of Elections Programming Assessment Update (30min)

Agenda Text:

The Board is requested to receive an update from the project team on the programming assessment for the Durham County Board of Elections. The BOCC requested staff perform an assessment and feasibility study at the May 24, 2021

Regular Session meeting. After consultation with County Engineering a programming assessment was deemed as the appropriate path forward to perform a comprehensive evaluation of Board of Elections Space Needs in preparation for the upcoming CIP discussions. The team of RND Architects and their consultants was selected to perform this work and will be presenting their recommendations during the presentation. The final report was recently completed by RND and has been issued to the BOCC for improved dialogue during this discussion. The project team is not requesting any approvals from the BOCC pursuant to these needs at this time as the recommendations in the report will need to be considered in conjunction with other upcoming CIP requests.

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

Resource Persons: Derek Bowens, Director of Elections; Peri Manns, ASLA, LEED GA, AGM/Deputy Director of Engineering and Environmental Services; James Faress, P.E., Senior Project Manager; Brenda Hayes-Bright, Project Manager; Charles Nickelson, AIA, Principal/RND Architects; Glenn Parks, Project Architect/RND Architects

County Manager's Recommendation: The County Manager recommends that the Board receive the update and provide feedback/input to the project team if appropriate.

Attachments: [Durham County BOE BOC Presentation 09.09.2021_FINAL](#)

21-0546

American Rescue Plan Act Update (30 min)

Agenda Text:

The Board is requested to receive an update on the American Rescue Plan Act funds. The American Rescue Plan will deliver \$350 billion for state, local, territorial, and Tribal governments to respond to the COVID-19 emergency. Funding will also focus on infrastructure issues that face communities including efforts to bring back jobs. Durham County will receive \$62,445,275.

ARPA funds can support several priorities including a public health response due to COVID-19, address negative economic impacts, replace public sector revenue loss and fund premium pay for essential workers. The federal dollars can also address water, sewer and broadband infrastructure. Funding must be encumbered by 2024 with all invoices paid by 2026.

Alignment with Strategic Plan: Goal 1: Community Empowerment and Enrichment; Goal 2: Health and Well Being for All; Goal 3: Safe Community; Goal 4:

Environmental Stewardship & Community Prosperity; Goal 5, Accountable, Efficient and Visionary Government.

Resource Persons: Claudia Hager, Interim County Manager; Jodi Miller, General Manager; Deborah Craig-Ray, General Manager

County Manager's Recommendation: The Interim County Manager recommends that the Board receives the update on ARPA funds.

Attachments: [ARPA Presentation -September 9, 2021](#)
[ARPA Presentation - August 2, 2021.](#)
[Draft Durham County ARPA Website](#)
[ARPA Presentation - June 28, 2021](#)

21-0529 **Dangerous Dog Appeal Board Appointment (10min)**

Agenda Text: The Board is requested to suspend the rules and vote to approve an additional three (3) year term for the Dangerous Dog Appeal Board to Motiryo Keambiroiro. Motiryo Keambiroiro has served on the Dangerous Dog Appeal Board since July 23, 2012 and her third and final term was completed on July 31, 2021. She is a valuable asset to serving on this particular board due to having extensive knowledge on animal control and dangerous dogs.

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

Resource Persons: Monica Toomer, Clerk to the Board

County Manager's Recommendation: The Interim County Manager recommends that the Board of County Commissioners vote suspend the Rules and appoint Motiryo Keambiroiro to the Dangerous Dog Appeal Board.

Attachments: [Memo for Dangerous Dog](#)

21-0535 **Review of Commissioner Directives (10min)**

Agenda Text: The Board is requested to review staff follow-up regarding previously issued directives.

Board directives from previous meetings as well as staff follow-up are reviewed at monthly work sessions. Staff strive to have all directives input into the system as accurately as possible as soon after they are issued as possible and to follow-up with the board and/or with other relevant parties in an appropriate time frame.

Alignment with Strategic Plan: Timely follow-up for board directives aligns clearly with Goal 5 of the Durham County Strategic Plan - Accountable, Efficient, and Visionary Government.

Resource Persons: Drew Cummings, Chief of Staff

County Manager's Recommendation: The County Manager recommends that

the Board review staff follow-up regarding previously issued directives.

21-0552**Commissioner Comments (30min)****Agenda Text:**

The Board is requested to allow each Commissioner six minutes to report on conferences or make comments regarding issues that may be of interest or concern to the Board.

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

Resource Persons: Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board allow comments from each commissioner and direct staff accordingly.

4. Adjournment