



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, March 7, 2022

9:00 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.

9:00 am Work Session Agenda

1. Citizen Comments (30 min)

[22-0151](#)

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)

[22-0089](#)

Approval to Enter into a Contract with "Strategic Connections, Inc."

to Upgrade the Audio Visual Equipment in the Criminal Justice Resource Center Building Using FY 2021-2022, Criminal Justice Resource Center Funds in the Amount of \$72,695.46

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract in the amount of \$72,695.46 with Strategic Connections to upgrade the audio-visual equipment in three (3) conference rooms located in the Criminal Justice Resource Center building. The conference rooms are 104, 232, and Boardroom A.

Strategic Connections is a local audio-visual integrator headquartered in Raleigh. Strategic Connections is part of the NC State University Multimedia Equipment and Services Convenience Contract #63-CCC624141.

Currently, the audio-visual systems in the Criminal Justice Resource Center (CJRC) conference rooms are not equipped to support remote/hybrid instruction and conferencing. Training rooms 104 and 132 will have interactive displays, computer, microphone and cameras installed. The rooms will support Microsoft Teams, allowing for programs & meetings to be hybrid, fully remote, and recorded. Boardroom A will also be receiving a microphone and camera to support audio visual conferencing. The IS&T department will oversee the installation and integration of the equipment in these conference rooms.

Alignment with Strategic Plan: This item aligns with Strategic Goal 5 - Accountable, efficient, and visionary government

Resource Persons: Gudrun Parmer, Director, CJRC; Aaron W Stone, Assistant Director IS&T; Bert White, Information Technology Manager - Client Services, Kim Cook, IS&T Business Manager

County Manager's Recommendation: The County Manager recommends that the Board enter into a contract in the amount of \$72,695.46 with Strategic Connections to upgrade the audio-visual equipment in three (3) conference rooms located in the Criminal Justice Resource Center building.

Attachments:

[CJRC Audio Visual LCR AAF Supplemental Document](#)

22-0093

Approval of Policy for BOCC Involvement in Approving Salaries for ABC System General Managers

Agenda Text:

The Board is requested to review and, if appropriate, to approve the attached resolution giving direction to the Durham County ABC Board on when it would be necessary for them to seek BOCC approval for a proposed salary for a Durham County ABC General Manager.

In January 2022, at the request of the Durham County ABC Board and per requirements in state statute, the County Commissioners were asked to approve a salary range for prospective Durham ABC System General Manager (GM) candidates that exceeded the current salary of the Durham County Clerk of Court.

NC General Statute 18B-700(g1) requires that when that happens, the local ABC system must ask permission for the proposed salary from their local board of County Commissioners. In support of their request, the Durham County ABC Board had analysis from two outside expert groups, including Developmental Associates, that the recommended salary range for a new GM could exceed the current salary of the Durham County Clerk of Court.

Staff reviewed the information provided by the ABC Board and also roles within the County pay structure with similar levels of responsibility. With staff's recommendation, at their January 10th, 2022 meeting the County Commissioners gave permission for the annual salary range for the current hiring process only to go as high as \$185,000. County staff indicated they would come back with additional guidance at a later date. That guidance is that staff are comfortable with the Durham County ABC Board having the independence to set the salary range for their GM provided it falls within the range of the Durham County Assistant General Manager / Assistant County Manager pay range (currently (\$100,585 - \$181,052). If the ABC Board does wish for their GM salary to exceed the maximum of that range, they would still need to ask Commissioners' permission. County salary ranges are updated periodically, so the effective salary range for the ABC GM would as well, perhaps allowing the ABC Board never to have to come back to Commissioners for permission.

The attached resolution encapsulates this proposed policy. If approved, it would govern when the Durham County ABC Board would need to come to the Board of County Commissioners for approval of their GM's salary.

Alignment with Strategic Plan: The setting of reasonable and responsible salaries for public employees in Durham County aligns well 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 approve the attached resolution giving direction to the Durham County ABC Board on when it would be necessary for them to seek BOCC approval for a proposed salary for a Durham County ABC General Manager.

Attachments:

[RESOLUTION ESTABLISHING ABC GM SALARY GUIDELINES](#)

22-0098

Approve an Amendment to Increase a Contract with "Davenport Group" in the Amount of \$930,000.00 for IS&T Hardware and Services

Agenda Text:

The Board is requested to approve an amendment to increase a contract with "Davenport Group" in the amount of \$930,000.00 for the provision of IS&T hardware and services. This contract amendment covers the modernization of

Durham County datacenter infrastructure, hardware and services, to support County business continuity. This IS&T hardware and services initiative is part of a previously approved contract. Funding for this contract is from a Capital Improvement project in the amount of \$7,056,360, authorized by the Board in June 2021.

“Davenport Group” delivers innovative IT solutions to commercial customers and government agencies nationwide. Davenport specializes in designing and delivering data center modernization solutions that include virtualization, storage, data protection, hyper-converged, and client computing. With their industry-leading partner Dell Technologies, “Davenport Group” brings real-world technical experience, business know-how, and an all-in commitment to every engagement. Davenport and Dell Technologies will assist Durham County in modernizing its technology computing infrastructure in order to support continuity of Durham County services.

Alignment with Strategic Plan: Goal 5 (Accountable, Efficient and Visionary Government) of the DCo Strategic Plan

Resource Persons: Greg Marrow, Chief Information Officer; Aaron Stone, Assistant Director of IS&T, Kim Cook, Business Manager

County Manager’s Recommendation: The County Manager recommends that the Board approve a \$930,000.00 amendment to contract with Davenport Group for the modernization of Durham County hardware and services.

Attachments: [DAVENPORT AAF SUP DR Services](#)

22-0105

Update Regarding Design of the Structural Public Art Screen Wall at the 318 E Main Street Parking Deck and Approval of an Amendment to the Public Art Agreement with Parasoleil, LLC for its Fabrication/Installation in the amount of \$520,000 including 3% contingency for a not-to-exceed amount of \$705,000 for this project.

Agenda Text:

The Board is hereby requested to receive an update regarding design of the Structural Public Art Screen Wall at the 318 E Main Street Parking Deck, and approve an Amendment to the Public Art Agreement with Parasoleil, LLC for its fabrication and installation in the amount of \$520,000 including 3% contingency, for a not-to-exceed amount of \$705,000 for this project (See Attachment 1).

A Request for Qualifications (RFQ) was advertised on Call For Entries.org (CaFÉ,) the national site for Artist recruitment, from September 1, 2020 to September 30, 2020. An Artist Selection Panel (ASP) was assembled, with representatives from DCo Engineering, the project Architect, City of Durham, Durham Cultural Advisory Board, and other Community organizations, to evaluate the online applications (see Attachment 2, pages 1-4.) We received 97 submittals which were reviewed and scored by Panel members and resulted in a short-list of the top-ranked thirteen. After

further review and discussion, the five highest-ranked candidates were scheduled for personal (virtual) interviews. Of those five, Uriah Bueller of Parasoleil, LLC was selected as the recommended Artist for the Structural Public Art Screen Wall based upon the body of work highlighted during the evaluation and interview process.

Following the selection, Durham County executed a design contract with Parasoleil on May 25, 2021 after obtaining BOCC approval on April 26, 2021 to begin the conceptual design/preliminary activities associated with the Structural Public Art Screen Wall. In August 2021 an aggressive community outreach effort was conducted and approximately two hundred responses were received. On October 10, 2021, Uriah presented the initial design concept to the Artist Selection Panel members, who provided feedback and unanimously approved moving forward with finalizing the proposed design.

The final design was approved by staff and presented to the Durham Public Art Committee on February 16, 2022. PAC members indicated their support of this Public Art installation (Attachment 3, pages 1-2.)

The purpose of this contract is the actual fabrication and installation of the Structural Public Art Screen Wall for the project. Global material shortages and supply chain issues increased the cost of the screen wall structure, which would have occurred if it was simply the basic code required screen and not also serving as public art.

Alignment with Strategic Plan: This aligns with County's Strategic Goal 3: Safe Community, Goal 4: Environmental Stewardship & Community Prosperity, and Goal 5: Accountable, Efficient, and Visionary Government.

Resource Persons: Linda C. Salguero, AIA, CPD, Project Manager/Public Art Coordinator, Peri D. Manns, ASLA, Assistant General Manager/Deputy Director of Engineering and Environmental Services, Brenda Hayes, Bright, Assoc. AIA, CDT, MPM, Project Manager, Uriah Bueller of Parasoleil, and Mike Schock, AIA, of Parasoleil.

County Manager's Recommendation: The Interim County Manager recommends that the Board approve an Amendment to the Public Art Agreement with Parasoleil, LLC for the Fabrication/Installation of the Structural Public Art Screen Wall at the 318 E Main Street Parking Deck in the amount of \$520,000 including 3% contingency, for a not-to-exceed amount of \$705,000 for this project.

Attachments:

[AAF Supplemental Document - Contract Amendment Public Art Screen Wall Parasoleil 318 E Main Fabrication Installation Contract Proposal 220225b.pdf](#)
[Structural Public Art Screen Wall at the 318 E Main Street ASP Members.pdf](#)
[PAC Support Attachment 3.pdf](#)

22-0112

Budget Ordinance Amendment No. 22BCC00070 to Recognize \$23,552.01 in Federal Pass-Through Funding Provided by the North Carolina Division of Emergency Management for Emergency Management Performance Grant funding

Agenda Text:

The Board is requested to approve budget ordinance amendment No. 22BCC00070

recognizing \$23,552.01 in federal pass-through funding from the North Carolina Division of Emergency Management (Grant#: EMA-2021-EP-00014). The additional funding adds to our existing Emergency Management Performance Grant (EMPG) funds this year.

The EMPG provides state, local, tribal, and territorial emergency management agencies with the resources required for implementation of the National Preparedness System and works toward the National Preparedness Goal of a secure and resilient nation. The EMPG's allowable costs support efforts to build and sustain core capabilities across the prevention, protection, mitigation, response, and recovery mission areas.

The grant period of performance is through September 20, 2023, and allowable costs for the EMPG include planning, continuity planning, organizational staffing, equipment, training, and exercises. The OES EM Division will be able to expend the funds well before the grant end date.

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

Resource Persons: Jim Groves, OES Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 22BCC00070 recognizing a \$23,552.01 in federal pass-through funding from the North Carolina Division of Emergency Management for Emergency Management Performance Grant funding.

Attachments:

[Please DocuSign FY2021 EMPG-ARPA award letter](#)

[EMPG ARPA Funds Supplemental AAF](#)

[AAF-70 LEGAL FORM OES to recognize \\$23,552.01 for EMPG grant](#)

22-0113

Approve the Final Budget for the Douglas Daye II Farm Conservation Easement and Approve Capital Project Amendment No.22CPA00020 Decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$127,900 and Budget Amendment No. 22BCC00071 Transferring \$127,900 from the Pay-As-You-Go Capital Project Fund to the General Fund to Support the Purchase of the Second Phase of the Douglas Daye Farm Conservation Easement

Agenda Text:

The Board is requested to approve the final budget for the second phase of the Douglas Daye Farm Conservation Easement and approve Capital Project Amendment No.22CPA00020 decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$127,900 and Budget Amendment No.22BCC00071 transferring \$127,900 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the purchase of the Douglas Daye Farm Conservation Easement. This 11.34-acre easement is the second part of the Douglas

Daye farm conservation easement, with the initial 24-acre easement completed in 2017, as shown on Attachment 1.

Project #	Project Name	Current Budget	Increase/Decrease	Updated Budget
47302635DC083	Open Space and Farmland Preservation			\$ 13,758,367.70
		\$ 13,630,467.70		\$ (127,900.00)

The Daye farm was originally purchased by Mr. Daye's grandparents, Mary and Lucius Glenn in 1905, and has been recognized by the State of North Carolina as a century farm; the only African American farm with this recognition in Durham County. Lucius Glenn was the patriarch of the extended Glenn family that owns multiple properties along Hampton Road; two of the cousins, Mr. Douglas Daye and Mr. Alston Glenn, have protected their core farms with a conservation easement with Durham County; and Clara Glenn recently signed an option with Durham County to protect her 40-acre farm with an easement as well, approved by the Board in January 2022. Both Mr. Daye and Mr. Glenn have acquired additional parcels of family land that were not included in the original conservation easements, and the second phases of these farm protection projects are underway. Attachment 2 shows the properties along Hampton Road where the extended Glenn family has easements completed or underway.

These properties at 12578 and 12602 Hampton Road are an important addition to Mr. Daye's overall farm and were not included with the initial 24-acre farm property that was protected with the assistance of federal farmland funds. The conservation easement on this second phase of the Daye Farm for the two lots has been valued at \$125,800, with closing costs estimated at an additional \$2100. Sufficient funds have been allocated for this easement cost within the OS and farmland capital project account. The transfer of \$127,900 from the open space and farmland capital project account to the General fund for the purchase of the easement 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.

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 the second phase of the Douglas Daye Farm Conservation Easement and approve Capital Project Amendment **No.22CPA00020** decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$127,900 and Budget Amendment **No.22BCC00071** transferring \$127,900 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the

purchase of the Douglas Daye Farm Conservation Easement. This 11.34-acre easement is the second part of the Douglas Daye farm conservation easement, with the initial 24-acre easement completed in 2017, as shown on Attachment 1.

Attachments:

[AAF Supplemental Document - Daye Easement closing 2022](#)

[Attachments 1-4 Douglas Daye Easement phase II](#)

[CPA-20 & AAF-71 LEGAL FORM Approve Final Budget for Conservation Easer](#)

[AAF-71 & CPA-20 LEGAL FORM Approve Final Budget for Conservation Easer](#)

22-0114

Approve the Final Budget for the Len Needham Farm Conservation Easement and Approve Capital Project Amendment No.22CPA00021 Decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$101,288 and Budget Amendment No. 22BCC00072 transferring \$101,288 from the Pay-As-You-Go Capital Project Fund to the General Fund to Support the Purchase of the Needham Farm Conservation Easement.

Agenda Text:

The Board is requested to approve the final budget for the Needham Farm Conservation Easement and approve Capital Project Amendment No.22CPA00021 decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$101,288 and Budget Amendment No.22BCC00072 transferring \$101,288 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the purchase of a 32.67-acre conservation easement on the Needham Farm, known as Blazing Hill Farm.

Project #	Project Name	Current Budget	Increase/Decrease	Updated Budget
47302635DC083	Open Space and Farmland Preservation			\$ 13,630,467.70
		\$ 13,529,179.70		\$ (101,288.00)

The farm consists of 32.67 acres in two parcels (#193061 and #193064) located on Brickhouse Road in northern Durham County, just south of Old Oxford Road. The property is adjacent to Army Corps of Engineers land for Falls Lake as shown on the attached maps, and is just south of the Amed Tilley farm, another farm that has previously been protected with a permanent conservation easement with Durham County.

The Board previously approved the option to purchase an easement on the Needham Farm in March 2019, 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.

The appraisal has been federally approved for an easement value of \$258,000, with the federal funding approved for this project totaling \$99,000. Durham County will match this with \$99,000 of the purchase price, for a total closing cost for Durham County's portion of \$101,288. In addition, the landowner is donating the final

\$60,000 in appraised easement value, in what is termed a “bargain sale” (see attached handout). Sufficient funds were previously set aside within the OS capital projects account so no new funding is needed. The transfer of \$101,288 from the open space and farmland capital project account to the General fund for the purchase of the easement 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 the Needham Farm Conservation Easement and approve Capital Project Amendment No.22CPA00021 decreasing the Open Space & Farmland Preservation Capital Project (4730DC083) by \$101,288 and Budget Amendment No.22BCC00072 transferring \$101,288 from the Pay-As-You-Go Capital Project Fund to the General Fund to support the purchase of a 32.67 acre conservation easement on the Needham Farm, known as Blazing Hill Farm.

Attachments:

[AAF Supplemental Document - Needham Easement Final Budget](#)

[Attachment 1-4 Needham Farm Conservation Easement](#)

[CPA-21 & AAF-72 LEGAL FORM Approve Final Budget for Conservation Easer](#)

[AAF-72 & CPA-21 LEGAL FORM Approve Final Budget for Conservation Easer](#)

22-0119

Budget Ordinance Amendment No. 22BCC00073 Public Health to Recognize \$ 25,000 from the North Carolina Department of Health and Human Services Division of Public Health for Comprehensive Suicide Prevention Programming

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 22BCC00073 Public Health to recognize \$25,000 from the North Carolina Department of Health and Human Services Division of Public Health for Comprehensive Suicide Prevention Programming.

The Durham County Department of Public Health (DCoDPH) was awarded funds from the state, to initiate planning and implementation of approved strategies, including the formation or expansion of local Gun Safety Teams to promote safe storage practices, the initiation of Counseling on Access to Lethal Means (CALM) trainings, and the planning for future gatekeeper training sessions to prevent suicide and suicide attempts in their local community.

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 preventing suicide and suicide attempts in Durham County.

Resource Persons: Rodney Jenkins, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No.22BCC00073 Public Health to recognize \$25,000 from the North Carolina Department of Health and Human Services, Division of Public Health for Comprehensive Suicide Prevention Programming.

Attachments: [AAF-73 Legal Form](#)

22-0135 **Budget Ordinance Amendment No. 22BCC00074 for the Department of Social Services to recognize funds in the amount of \$55,966.00 from the Adult Protective Services (APS) Essential Services Funds (CFDA #93.747)**

Agenda Text:

Budget Ordinance Amendment No. 22BCC00074 for the Department of Social Services to recognize funds in the amount of \$55,966.00 from the Adult Protective Services (APS) Essential Services Funds (CFDA #93.747). The APS Essential Services Fund must be used to provide and arrange for essential needs on behalf of an individual receiving Protective Services for Adults Planning and Mobilizing Services (SIS Code 204).

The Division of Aging and Adult Services (DAAS) has allocated \$1,500,00.00 of State American Rescue Plan Act (ARPA) 2021 funding to an Adult Protective Services (APS) Essential Services Fund. The allocation for Durham County Department of Social Services is \$55,966.00. This funding allows county departments of social services to provide essential services for adults for whom the need for protective services has been substantiated. These funds will assist adults to age in place, eliminating unnecessary institutionalization and promoting opportunities to return to a community-based setting when possible.

The fund is intended to assist county departments of social services in addressing identified protective services needs and mobilizing protective services where limited county funding and limited local resources may be a barrier.

These essential services needs include the provision of medical care for physical and mental health, assistance in personal hygiene, assistance with obtaining appropriate food, clothing, seeking and providing heated and ventilated shelter, providing for protection from health and safety hazards, and protection from abuse, neglect, and exploitation.

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: William Rose, Director, Department of Social Services, Kelly Inman, Chief Operations Officer, Department of Social Services, Margaret Faircloth, Assistant Director, Department of Social Services, Janeen Gordon, Assistant Director, Department of Social Services.

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 22BCC00074 for the Department of Social Services to recognize funds in the amount of \$55,966.00 from the Adult Protective Services (APS) Essential Services Funds (CFDA #93.747), The APS Essential Services Fund must be used to provide and arrange for essential needs on behalf of an individual receiving Protective Services for Adults Planning and Mobilizing Services (SIS Code 204)

Attachments: [Essential Services Funding Authorization SFY 2021-22](#)
[DCDL APS Essential Services Fund 2 15 22 - Copy](#)
[AAF-74 Legal Form](#)

22-0137

Sole Source Exemption for Purchase of Weirs at the Triangle Wastewater Treatment Plant

Agenda Text:

The Board is requested to provide approval for sole source exemption for the purchase and installation of two weirs for the rehabilitation of Train 1 oxidation ditch at the Triangle Wastewater Treatment Plant in the amount of \$46,867.82. The current weirs are worn and defective. This action will provide for replacement of these weirs to help ensure continued sound functioning of the plant's treatment processes. Veolia Water Technologies, Inc. (dba Kruger) is the sole source of sales, distribution, and service provider of Kruger equipment for the United States market. Attached is the sole source letter and quotes.

This item has been reviewed by the Purchasing Division for compliance with the request for sole source exemption.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: "Environmental Stewardship and Community Prosperity," as this will result compliance with NPDES permit NC0026051 and ensure permitted flow capacity can be treated.

Resource Persons: Stephanie Brixey, Deputy Director - EES & POTW Director; Jay Gibson PE, General Manager; Peri Manns ASLA, Assistant General Manager

County Manager's Recommendation: The County Manager recommends the Board approve the sole source exemption for the purchase and installation of two weirs for the rehabilitation of Train 1 oxidation ditch at the Triangle Wastewater Treatment Plant in the amount of \$46,867.82.

Attachments: [AAF Supplemental Document for Weirs](#)
[Sole Source](#)
[QTriangleWWTP_011422_Weirs](#)
[QTriangleWWTP_011422_Weir Install Labor](#)

22-0140 **Authorize the County Manager to Execute the Master Declaration Agreement between Durham County and ZOM Living for the 500 E. Main St. Market-Rate Housing Development**

Agenda Text: The Board is requested to authorize the County Manager to execute the Master Declaration Agreement (MDA) with ZOM Living for the 500 E. Main St. Market-Rate Housing Development. (See Attachment 1)
The Master Declaration Agreement details the obligations of all parties (Durham County and ZOM Living) and specifies the standards and conditions that will govern the development of the property. The execution of the MDA is required to allow the progression of the overall mixed-use development as a subsequent MDA will be executed later between Durham County and Laurel Street Residential for the affordable portion of the development.

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

Resource Persons: Peri Manns, ASLA, LEED GA, AGM/Deputy Director of Engineering and Engineering Services; Ben Stevens, ZOM Living; Deirdre Denechaud, Parker Poe Attorneys; Sarah Odio, Project Manager, DFI; Susan Tezai, Chief Financial Officer, Willie Darby, Acting County Attorney

County Manager's Recommendation: The County Manager recommends that the Board authorize the Interim County Manager to execute the Master Declaration Agreement with ZOM Living for the 500 E. Main St. Market-Rate Housing Development

Attachments: [\(3.3\) Master Declaration. v13.TBLF Clean \(PPAB Revisions\)](#)

22-0141 **Approve the Acceptance of a Donated Conservation Easement by Deborah Fowler for a Portion of 3111 Cheek Road**

Agenda Text: The Board is requested to approve the acceptance of a donated conservation easement on 2.2 acres by Deborah Fowler for 3111 Cheek Road (parcel ID 168413). The conservation easement will protect the northern portion of the property along Panther Creek, including the floodplain and a proposed trail corridor. This area was identified as the Panther Creek natural area corridor in the Eastern Durham Open Space Plan, adopted by the Board of County Commissioners (Board) in 2017. The Panther Creek natural area corridor was identified as a priority for protection in the

plan and subsequently in the Durham County Open Space Program Update, approved by the Board in November 2019. This will be the first protection project for Durham County in implementation of this eastern Durham priority.

The property is located at the upstream, western portion of the open space corridor which is comprised of Panther Creek, the floodplain, and the natural habitat and woodlands surrounding the creek. The floodplain and creek roughly parallel the proposed Panther Creek rail trail, which runs from Junction Road in the west out to Red Mill Road in the east and provides the potential for a trail connection from the City of Durham to the Mountains to the Sea trail along Fall Lake within the lands owned by the Army Corps of Engineers.

The overall 5-acre property is zoned industrial, with the present land use consisting of one single family home on the south end of the lot close to Cheek Road. Because of its non-residential zoning, some form of commercial use is likely to take place on the non-easement remainder portion of the property. Ms. Fowler does not intend to retain the property long term and wishes to ensure the ecologically significant portions of the property are permanently protected. The conveyance of a conservation easement on the northern portion of the property along the Panther Creek corridor helps ensure that this portion of the property won't be logged or impacted by future development on the remainder of the tract.

The proposed easement is intended to leave this portion of the property in its natural state and will prohibit clearing or development in the easement area, new construction or buildings, future subdivision, vehicular use, and dumping or stockpiling of materials. The easement terms will permit the easement area to be used in any overall lot calculations for development such as tree cover or impervious surface calculations. The easement will permit a trail to be constructed within a 150-foot-wide strip on the northern edge of the easement. Photos of the property are included as Attachment 3, and the proposed easement is summarized in Attachment 4.

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, Assistant General Manager for Goal 4

County Manager's Recommendation: The County Manager recommends that the Board approve the acceptance of a conservation easement from Deborah Fowler on a portion of 3111 Cheek Road (parcel 168413) and authorize the Manager to sign any related documents.

Attachments: [AAF Supplemental Document - Fowler Conservation Easement](#)
[Attachment 1 3111 Cheek Road Cons. Easement Map](#)
[Attachment 2 Panther Creek Corridor map](#)
[Attachment 3 3111 Cheek Rd CE Donation -Photos](#)
[Attachment 4 Summary of 3111 Cheek Rd Conservation Easement Terms](#)

22-0142

Capital Project Amendment No.22CPA00019 and Budget Amendment No.22BCC00076 Appropriating \$4,425,502.00 of Debt Service Fund Fund Balance, Transferring \$4,425,502.00 out of the Debt Service Fund to the PAYGO Fund and Using PAYGO Funding to Create the New Detention Center Critical Infrastructure Capital Project (41904200DC086)

Agenda Text:

The Board is requested to approve Capital Project Amendment No.22CPA00022 and Budget Amendment No.22BCC00076 appropriating \$4,425,502 of Debt Service Fund Fund Balance, transferring \$4,425,502 from the Debt Service Fund to the PAYGO fund, and using that PAYGO funding to create the New Detention Center Critical Infrastructure Capital Project (41904200DC086).

Project #	Project Name	Current Budget	INCREASE/ Decrease	Revised Budget
41904200DC086	New Detention Center Critical Infrastructure Capital Project			NEW
	\$4,425,502	\$4,425,502		

Earlier this fiscal year, an analysis of the Detention Centers Low Voltage Systems was conducted to determine the physical and operational conditions of these systems in the facility.

These systems include the following:

1. Door Control & Control Room Touchscreens (Personnel Duress and Watch Tour Systems)
2. Card-Based Access Control (elevator control)
3. Video Surveillance Systems
4. Intercom Systems (public address and nurse call systems)
5. Courtroom Systems
6. Telecom Infrastructure Systems (copper and fiber infrastructure)
7. Audio Visual Systems
8. Food Pass for all Cell Doors
9. Electronic Jail Management Software

The analysis included a system-by-system report on the existing conditions, recommended upgrades, and expected impact to life-safety and security if renovations are not completed. Staff is proceeding with the courtroom audio-visual, jail-wide telecom infrastructure and muster room audio-visual using available funding in the FY 2021-22 Detention Center Operational Budget. However, the referenced funding is needed for the balance of the items listed to ensure safe and secure

operations within the Detention Center.

Alignment with Strategic Plan: This aligns with Goal 3 - “Safe and Secure Community” as the overall goal of the Durham County Detention Facility is the secure custody of our inmates and the safety of the public and our staff.

Resource Persons: David Labarre, Director of Planning & Development, Sheriff’s Office; Gudrun Parmer, Interim General Manager - Goal 3; Thomas Hinton Sr., Finance Office, Sheriff’s Office; Peri Manns, ASLA, LEED GA, AGM/Deputy Director of Engineering and Engineering Services; Keith Lane, Budget Director; David Ades, Assistant Budget Director

County Manager’s Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.22CPA00022 and Budget Amendment No.22BCC00076 appropriating \$4,425,502 of Debt Service Fund Fund Balance, transferring \$4,425,502 from the Debt Service Fund to the PAYGO fund, and using that PAYGO funding to create the New Detention Center Critical Infrastructure Capital Project (41904200DC086).

Attachments:

[CPA-19 Debt Service to PAYGO for DSO Infrastructure.pdf](#)

[AAF-76 LEGAL FORM New Detention Center Upgrade.pdf](#)

[AAF - Supplemental Document - Creation of Detention Center Critical Infrastruc](#)

22-0146

Approve a Contract in the Amount of \$126,150 with Woolpert, Inc. dba Data Cloud Solutions for a Mobile Assessor Software using Capital Project Funds

Agenda Text:

The Board is requested to approve a new contract with Woolpert, Inc. dba Data Cloud Solutions for its product of Mobile Assessor. The contract is in the amount of \$126,150. Funding for this contract is from the *Tax Department Software Replacement* capital project.

Mobile Assessor, in combination with Tax Administration’s upgraded tax software solution, will allow the department to facilitate more efficient production processes and permit a giant leap towards a paperless environment. Currently field appraisers must print and manage paper sketches while working in the field. The paper documents must then be turned into data entry for keying. Mobile Assessor will modernize this process by being completely paperless and permitting data consistency across the board.

The product also has immense workflow management tools that allow for seamless management of work by both the assigned appraiser and supervisor(s). In preparing for an upcoming countywide reappraisal, this tool will be an incredible time saver, accuracy improver while also serving as environmentally friendly.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient, Visionary

Government.

Resource Persons: T. Dwane Brinson, Tax Administrator

County Manager's Recommendation: The Interim County Manager recommends that the Board approve a new contract with Woolpert, Inc. dba Data Cloud Solutions in an amount not to exceed \$126,150.00

Attachments: [AAF Supplemental Document - Mobile Assessor](#)

SoleSourceLetter_2016-withCR (3)

3. Discussion Items (190 min)

[22-0116](#)

Review of Commissioner Directives (10min)

Agenda Text:

The Board is requested to review staff follow-up on Commissioner directives and ask any questions they wish.

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 on Commissioner directives and ask any questions they wish.

[22-0117](#)

Review of 2021 City-County Resident Survey Results (30min)

Agenda Text:

The Board is requested to receive the presentation on 2021 resident survey results and ask any questions they wish.

For the seventh consecutive year, Durham County has partnered with the City of Durham to conduct a resident survey. The survey, which was conducted in late Fall 2021, presents information about service quality and resident prioritization of services. This data, which includes trends from the past several years, will be used to help Durham County make service improvements in the spirit of the County's continuous improvement model, Managing for Results. The survey also enables Durham County to compare itself to other, similar-sized communities across America.

Alignment with Strategic Plan: The resident survey aligns with and supports effective implementation of all five goals of Durham County's Strategic Plan.

Resource Persons: Drew Cummings, Chief of Staff; Cecily Kritz, ICMA Fellow; Jason Morado, Director of Community Research (ETC Institute)

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation on 2021 resident survey results and ask any questions they wish.

Attachments:

[AAF Supplemental Document - Noncontract RSS 3-7-22](#)

[Findings Report \(3-2-22\) Durham County Resident Survey \(2021\)](#)

[Durham County 2021 Resident Survey Presentation - Mar 2 2022](#)

[GIS Mapping by PAC Districts Durham County Resident Survey \(2021\)](#)

[Comments From Open-Ended Questions \(3-3-22\) Durham County Resident Su](#)

22-0136

Durham County Transit Plan Update (30min)

Agenda Text:

The Board is requested to receive an update on the development of the Durham County Transit Plan from Durham County and Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC MPO) staff.

The Durham County Transit Plan is required by state legislation that enabled the local option half-cent sales tax for public transit improvements. The plan must be adopted by the Board of County Commissioners, the GoTriangle Board of Trustees, and the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization Board. The plan was first adopted in 2011, with an update in 2017, and was centered around the Durham-Orange Light Rail Transit project. In 2019, GoTriangle discontinued the light rail project, and there is now a need for a new Durham County Transit Plan. The plan will guide the use of approximately \$1.05 billion for public transit improvements over the twenty-year horizon.

The Board of Commissioners last received an update on the plan on October 4, 2021. The current presentation reviews the financial metrics and the status of the development of the recommended plan. GoTriangle staff will also provide a brief presentation on the financial status of the Tax District as a follow-up to the presentation on the Annual Report that was given in February. Two additional documents are provided as a follow-up to the February presentation: a summary page from the City of Durham's FY22 budget on transit and summary pages from the FY22 Annual Work Program for Durham.

Alignment with Strategic Plan: The development of a new Durham County Transit Plan aligns with the Environmental Stewardship and Community Prosperity goal of the Strategic Plan by providing better transit services that 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; Aaron Cain, Planning Manager, Durham-Chapel Hill-Carrboro Metropolitan Planning Organization; Saundra Freeman, Chief Financial Officer, GoTriangle

County Manager's Recommendation: The County Manager recommends that

the Board receive a presentation on the Durham Transit Plan.

Attachments:

[Durham County Memo on DTP Update - 2022-03](#)

[DTP Update - 2022-03](#)

[GoTriangle v2finalBOCC Durham Transit Plan presentation 021822](#)

[Excerpt from the City of Durham's FY22 Approved Budget on Transit](#)

[Summary pages from FY22 Durham Annual Transit Work Program - Adopted Ju](#)

22-0138

GoTriangle Commuter Rail Study Update (30min)

Agenda Text:

The Board is requested to receive a presentation on the Greater Triangle Commuter Rail project.

The Greater Triangle Commuter Rail (GTCR) project would provide commuter-oriented passenger rail service between Durham, Wake, and Johnston counties in the existing North Carolina Railroad (NCRR) corridor. This project is in the adopted Durham County Transit Plan. In March 2020, the Board of Commissioners approved a Memorandum of Understanding (MOU) between the regional partners to support continued development of this project. The MOU authorized a study led by GoTriangle that will provide information on the benefits, costs, risks, engineering challenges, public engagement, and stakeholder support to inform a decision by the regional partners on whether to continue development of this project.

The Board of Commissioners last received an update on this project on May 3, 2021. GoTriangle will provide a presentation on the current activities of this study. The focus of the presentation is on the Downtown Durham engineering study.

Alignment With Strategic Plan: The Greater Triangle Commuter Rail project aligns with the Environmental Stewardship and Community Prosperity goal of the Strategic Plan by providing better transit services that 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; Chuck Lattuca, CEO GoTriangle; Moriah Ellington, PE, Engineering Lead STV; Erin Convery, PE, Senior Transportation Planner, GoTriangle

County Manager's Recommendation: The County Manager recommends that the Board receive a presentation on the Greater Triangle Commuter Rail project.

Attachments:

[MEMO GTCR GoTriangle Durham-Board of County Commissioners March-V](#)

[GTCR 220203 Draft for March Durham Council BCC v01](#)

[AAF Supplemental Form Non Contract - GTCR 2022-03](#)

LUNCH

22-0144**FY 2022-31 Capital Improvement Plan Update (30 min)****Agenda Text:**

The Board is requested to receive a presentation from staff on the FY 2022-2031 Capital Improvement Program (CIP) update. The overview will provide high level overview on the requested CIP projects, share update on the County Master Facility Plan, explain the project evaluation and financing process, and discuss a proposed timeline for future discussions. This conversation will lay the foundation for upcoming months as staff refines the 2022-2031 CIP and clarifies the approaches required to liquidate debt to support future capital project needs.

Alignment with Strategic Plan: This discussion aligns with Goal 5(Accountable, Efficient and Visionary Government) as the County plans for the 2022-2031 Capital Improvement Program

Resource Persons: Claudia Hager, Interim County Manager; Keith Lane, Budget Director; David Ades, Senior Budget Director; Jay Gibson, General Manager; Peri Manns, Deputy General Manager, Susan Tezai, Chief Financial Officer and Deborah Craig-Ray

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation in preparation for development of the FY 2022-2031 Capital Improvement Plan.

Attachments:

[Draft DCo Master Facility PPlan Update\)](#)

[Requested FY 2022-2031 CIP Summary Document-Final](#)

22-0147**Tax Administration Revaluation Update (30min)****Agenda Text:**

At its February 8, 2021 regular session meeting, the Board of Commissioners, upon recommendation of the Durham County Tax Administrator, voted to delay the County's next countywide reappraisal from January 1, 2023 to January 1, 2026. The main impetus behind this delay, in addition to the COVID-19 pandemic, was aging tax software that not only was affecting Tax Administration operations, but it also extended workflow restrictions to other departments. Delaying the next reappraisal allowed the Tax Administration Department to immediately pursue a modern tax software solution that allowed best practices and enhanced workflow management. Farragut Systems' NCPTS product was selected and is scheduled to go live this spring.

This presentation will provide the Board with current market statistics. The Board also will be provided with information regarding how current market statistics may impact the timing of Durham County's next countywide revaluation.

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

Resource Persons: T. Dwane Brinson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that

the Board receive the presentation.

Attachments:

[General Reappraisal AAF Supplemental Document](#)

2022 Tax Administration Market and Software Update

22-0152

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