



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, March 14, 2022

7:00 PM

Commissioners' Chambers

Regular Session

"Public Charge"

The Board of Commissioners asks its members and citizens to conduct themselves in a respectful, courteous manner, both with the Board and fellow citizens. At any time, should any member of the Board or any citizen fail to observe this public charge, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until such time that a genuine commitment to the public charge is observed.

As a courtesy to others, please turn off cell phones during the meeting.

7:00 pm Regular Session

1. Opening of Regular Session - Pledge of Allegiance (5 min)
2. Agenda Adjustments (5 min)
3. Announcements (5 min)

22-0167 Announcements (5min)

Agenda Text:

1. **DCo Public Health COVID-19 Vaccination Clinic Hours** - The COVID-19 vaccination clinic at the Durham County Department of Public Health, 414 E. Main St., has the following hours to get your free vaccination: Monday, Wednesday, Thursday & Friday: 9 a.m. to 4 p.m., and Tuesday: 9 a.m. to 5:30 p.m.

Appointments and walk-ins welcome. All doses available. Please note, clinics are closed between 11:30 a.m.-1 p.m. daily. For more information, please visit www.dcopublichealth.org/COVIDVaccines <<http://www.dcopublichealth.org/COVIDVaccines>> or call 919-560-9217.

2. **Durham PreK for 2022-2023 Application is Open** - The Durham PreK Application for the 2022-2023 school year is open and all children who will be 4 years old by August 31, 2022 are eligible! Please visit

www.durhamprek.org <<http://www.durhamprek.org>> to receive more information and to apply.

If you have any questions, you can always call 1-833-773-5338, or email prek@childcareservices.org <<mailto:prek@childcareservices.org>> for assistance.

3. **Women's Health Awareness 2022 Conference** - The 8th Annual Women's Health Awareness Women's Wellness Conference will be held virtually on Saturday, April 9 from 8 a.m. to 5 p.m. The theme is Transforming Communities by Enhancing Women's Health. The event is free, but you must pre-register at www.niehs.nih.gov/WHAconference <<http://www.niehs.nih.gov/WHAconference>>
4. **Welcome Baby's Giving Closet** - The Giving Closet is every Friday at the Durham County Cooperative Extension, 721 Foster Street, from 9 a.m. to 1 p.m. Contactless pick-up, sizes based on availability. Please bring photo ID, proof of Durham address, and child(ren)'s Medicaid card/birth certificate (ages 0-5). Masks are required. You can call 919-560-7150 or visit www.welcomebaby.org <<http://www.welcomebaby.org>>
5. **Durham County Government is Hiring** - Looking for a satisfying career in public service? Join Durham County's local government team and make a difference in your community today! Durham County Government is a great place to live, work and thrive! Explore current job openings by visiting <https://careers.dconc.gov>

Please Note: Durham County is offering a \$6,000 Sign on Bonus for the following positions: Entry-level Deputy Sheriff, Detention Officer and Telecommunicator; Entry-level EMS Technician and EMS Officer I; Senior Public Health Nurse and Entry-level Electrician, Plumber and HVAC Technician.

6. **Diabetes Support Group** - Whether recently or ever been diagnosed with diabetes, there is always something to learn about this complex condition. Join the Durham County Department of Public Health for our monthly support group on Tuesday, March 22 from 6 to 7 p.m.

This VIRTUAL event is a great place to hear the latest information and resources. Please register at <https://bit.ly/3sCrakx> in advance to avoid cancellations.

7. **Durham County on DTN** - Be sure to tune into the Durham Television

Network and the official Durham County YouTube Channel to watch our monthly “In Touch with Durham County” show, which highlights the people who make our County thrive, including this month’s edition featuring Commissioner Heidi Carter and Clerk to the Board Monica Wallace. You can also watch our County Commissioners’ meetings, which are broadcast live and rebroadcast. Find our YouTube at www.youtube.com/dcwebmaster <<http://www.youtube.com/dcwebmaster>> and watch DTN on Spectrum Channel 8 and online www.durhamnc.gov/1104/Durham-Television-Network <<http://www.durhamnc.gov/1104/Durham-Television-Network>>.

4. Minutes (5 min)

[22-0166](#) Minutes (5min)

Attachments: [Regular Session - February 28, 2022](#)

5. Ceremonial Items (65 min)

[22-0159](#) Proclamation - 2022 Women’s History Month (10min)

Agenda Text: The Board is requested to proclaim March 2022 as Women’s History Month in Durham and to recognize the month-long celebration of contributions made by women and girls to American and world history.

We celebrate Women's History Month to reflect on the often-overlooked contributions of women to United States history. The actual celebration of Women’s History Month grew out of a weeklong celebration of women’s contributions in 1978. In 1980, President Jimmy Carter issued the first presidential proclamation declaring the week of March 8 as National Women’s History Week. Seven years later, the event expanded to the entire month of March.

Alignment With Strategic Plan: This ceremonial item aligns with Goal 1, Community and Family Prosperity

Resource Persons: Deborah Craig-Ray, General Manager for the Office of Strategic Management and Innovation, Public Affairs, and Special Projects.

County Manager’s Recommendation: The County Manager recommends that the Board approve the Women’s History Month 2022 Proclamation.

Attachments: [Proclamation - Women's History - March22](#)

[22-0173](#) Proclamation - Celebrating the 50th Anniversary of the Older American Act Nutrition Program (10min)

Agenda Text: The Board is requested to proclaim the month of March to celebrate March for Meals honoring the 50th anniversary of the Older Americans Act Nutrition Program.

This march, Meals on Wheels Durham and local programs from across the country

are celebrating a very special **March for Meals honoring the 50th anniversary of the Older Americans Act Nutrition Program**, the federal legislation that provides funding for nutrition services for seniors and helps support programs like Meals on Wheels Durham.

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

Resource Persons: Annette Read, Director of Community Engagement with Meals on Wheels Durham

County Manager's Recommendation: The County Manager recommends that the Board proclaim the month of March to celebrate March for Meals honoring the 50th anniversary of the Older Americans Act Nutrition Program.

Attachments: [Proclamation - 50th Anniversary of the Older American Act Nutrition Program - I](#)

22-0155

Proclamation - World Water Day 2022 (10min)

Agenda Text:

The Board is requested to proclaim March 22nd as “World Water Day 2022”. This year’s theme is “Groundwater: Making the Invisible, Visible”. The goal of this annual event, led by the Triangle Women’s League for Peace and Freedom, along with several other organizations associated with protecting and conserving our water, is to further public awareness about how important and precious our groundwater is in this community, and what measures our county takes to conserve and protect our water.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity.

Resource Persons: Brenda Howerton, Chair, Durham Board of Commissioners

County Manager's Recommendation: The County Manager recommends that the Board approve the proclamation and present to representatives of the Triangle Women’s League for Peace and Freedom and encourage the community to participate in events planned for the celebration.

Attachments: [Proclamation - World Water Day - March22](#)

22-0129

Resolution - Support of the Use of Person-First Language (10min)

Agenda Text:

The Board is requested to issue a proclamation recognizing the harmful impacts of derogatory language when referring to justice involved people and urging the use of person-first language in Durham County.

Person-first language aims to restore dignity and humanity to persons directly impacted by the criminal justice system. Too often, we describe individuals according to their prior actions long after they have paid their debt to society. For neighbors who are justice involved, this language can have a significant impact upon health, wellbeing, and access to resources and services. For our community as a whole, neglecting to name neighbors as persons first perpetuates and normalizes barriers that

keep persons impacted by our justice system from their rightful place as a full contributor to our life together.

Durham County's Criminal Justice Advisory Committee discussed the person-first language resolution several times in 2021 and endorsed the resolution at its November 30, 2021 meeting.

Alignment with Strategic Plan: This item aligns with Goal 1: Community and Family Prosperity, Goal 2: Health and Wellbeing, and Goal 3: Safe Community

Resource Persons: Commissioner Nida Allam, Durham Board of County Commissioners and Ben Haas, Chair of the Durham Criminal Justice Advisory Committee

County Manager's Recommendation: The County Manager recommends that the Board approve the resolution in support of the use of Person-First Language.

Attachments: [Resolution - Person-First Language Resolution](#)

22-0158

Resolution - Honoring General Manager Claudia Odom Hager's service as Interim County Manager (10min)

Agenda Text:

The Board is requested to honor General Manager Claudia Odom Hager with a resolution of thanks in recognition of her laudatory and outstanding service as Durham County's Interim County Manager. When asked to assume the reigns of leadership in May 2021 by the Board of Commissioners, she readily accepted the ask of managing operations for Durham County Government. Over the period, she worked with the organization's leadership to make sure all services and projects proceeded in a seamless manner. This talented, dynamic public administrator is being celebrated for her steadfast leadership during significantly challenging times including managing the COVID-19 pandemic, motivating and maintaining staff, directing approval of the annual budget and more.

Alignment with Strategic Plan: This resolution honoring Claudia Odom Hager's tenure as Interim County Manager aligns with Goal 5: Accountable, Efficient and Visionary Government

Resource Persons: Brenda Howerton, Chair, Durham Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board approve the resolution and present it to General Manager Claudia Odom Hager, along with sincere thanks and congratulations on behalf of the entire organization.

Attachments: [Resolution - Claudia Hager - 14Mar22](#)

22-0172

Introduction of New Durham County Manager Dr. Kimberly J. Sowell (15min)

Agenda Text:

The Board is requested to officially welcome new County Manager Dr. Kimberly J. Sowell to Durham County Government. County Commissioners began a recruitment process to employ a new County Manager in fall 2021. Following a rigorous and comprehensive executive search process, the Board unanimously selected Dr. Kimberly J. Sowell.

Prior to her appointment, Dr. Sowell was an Assistant City Manager with the City of Greensboro where her portfolio included Engineering & Inspections, Field Operations, Planning, Transportation, Water Resources, Neighborhood Development, Workforce Development as well as the Office of Equity & Inclusion and Minority & Women Business Enterprise.

Dr. Sowell holds a B.S in Accounting and a M.S. in Adult Education from North Carolina A&T State University, and recently defended her dissertation as a Ph.D. candidate in Leadership Studies at North Carolina A&T. With more than 20 years of progressive experience in the corporate, higher education and government sectors, she is known as a “transformational” leader.

On a personal note, she and husband Broadus have been married 27 years, and are the parents of two beautiful children, Bianca and Myles.

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

Resource Persons: Brenda Howerton, Chair, Durham Board of Commissioners

County Manager’s Recommendation: The County Manager recommends that the Board welcome Dr. Sowell as the new County Manager, and extend any personal greetings they may wish to share.

Attachments:

[Durham County Names Kimberly Sowell as New Manager](#)

6. 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](#)

[STRATEGIC CONNECTIONS CJRC AV UPGRADE](#)

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](#)

[DAVENPORT GROUP AMENMENDMENT](#)

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)

22-0150

Increase the Construction Budget for the Northern Convenience Site Project using Existing CIP Funds

Agenda Text:

The Board is requested to increase the construction budget for the Northern Convenience Site project to \$3,302,086 and to authorize the County Manager to execute future change orders with Harrod and Associates of Raleigh, N.C., and/or Kleinfelder, Inc., if necessary.

Durham County entered into a construction contract with Harrod and Associates of Raleigh, N.C., in the amount of \$2,897,085.20 for IFB No. 21-014: Northern Durham Convenience Site Construction, on February 8, 2021 and was given approval to execute future change orders, if necessary, not to exceed the current construction budget of \$3,000,000. After three change orders it appears that future change orders will exceed the current construction budget of \$3,000,000. A contract was executed with Kleinfelder, Inc. in the amount of \$43,550.00 to provide third-party construction material testing and special inspections for the Northern Convenience Site. Due to the need of additional material testing future amendments may be required and shall not to exceed a \$50,000.00 contract total. The \$302,086

increase to the construction budget will come from the project contingency within the Convenience Site Upgrade CIP.

The new convenience site will consolidate the two existing leased convenience sites, Rougemont and Bahama, into one County-owned property. The development of this new convenience center will meet the long-term demands of the growing community and provide flexibility for future service changes to the waste and recycling programs. The County also desires to improve safety for residents and staff at the site by providing better separation of public traffic and material storage areas and access routes.

In review of the MWBE compliance for IFB 21-014 Northern Durham Convenience Site Construction, Harrod and Assoc. Constructors, Inc. will be utilizing 19.61% MWBE certified Woman-Owned business and 13.26% MWBE certified Hispanic American business to be used as MWBE subcontracting participation on this project.

Alignment with Strategic Plan: The new facility aligns with Goal 5 by providing a state-of-the-art Convenience Site for Durham County Residents while also eliminating two outdated leased sites. Goal 4 is achieved by eliminating both the Bahama and Rougemont sites and returning a portion of each site back to their natural state.

Resource Persons: Motiryo Keambiroiro, Director of General Services; Chrissie Koroivui, Solid Waste Program Manager; Eli McCutcheon, Quality Control and Contract Specialist, Ken Ketterer, Project Facilitator.

County Manager's Recommendation: The County Manager recommends that the Board increase the construction budget for the Northern Convenience Site project to \$3,302,086 and to authorize the County Manger to execute future change orders with Harrod and Associates of Raleigh, N.C., and/or Kleinfelder Inc., if necessary, not to exceed the updated construction budget of \$3,302,086.

Attachments: [Supplemental Doc Northern Conv Site Increase](#)
[Northern Conv. Rendering](#)

22-0153 **Board of County Commissioners Approval of a Transfer from the Capital Finance Plan Fund in the Amount of \$5,965,000 for Loan #1 Supporting the 300 East Main Street Affordable Housing Redevelopment Master Declaration Agreement**

Agenda Text: The Board is requested to approve an already budgeted transfer from the Capital Finance Plan Fund in the amount of \$5,965,000 for Loan #1 supporting the 300 East Main Street Affordable Housing Redevelopment Master Declaration Agreement.

On February 28, 2022, the Board of County Commissioners approved additional funding for the 300 East Main Street Affordable Housing Redevelopment Master Declaration Agreement in the amount of \$3.8 million (Loan #2) but did not, in that

same AAF action, also approve the transfer of already budgeted funds in the original amount (Loan #1) of \$5,965,000. This agenda item simply requests official approval of that already budgeted transfer from the Capital Finance Plan Fund to the PAYG Fund, per Budget Ordinance rules (7.f).

There is no additional cost to the County for this action by the Board.

Alignment with Strategic Plan: This 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: S. Keith Lane, Budget & Management Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve a transfer from the Capital Finance Plan Fund in the amount of \$5,965,000 for Loan #1 supporting the 300 East Main Street Affordable Housing Redevelopment Master Declaration Agreement. There is no additional cost to the County for this action by the Board.

Sponsors:

Lane

22-0154

Capital Project Amendment No. 22CPA00022- Increasing Nine Durham Public School Capital Projects and Creating a New Energy and Sustainability Capital Project utilizing \$3.5 Million of 2020 Issuance of LOBs Funding and Reallocated 16 GO Bond Funds

Agenda Text:

The Durham County Board of County Commissioners is requested to approve Capital Project Amendment No.22CPA00022 increasing nine Durham Public Schools (DPS) existing capital projects and creating a new Energy and Sustainability capital project for a total increase across all projects of \$3.5 million using 2020 LOBs funding. On February 28, 2022, the Board of Commissioners approved 22CPA00018 (Board Agenda Item 22-0111) increasing multiple DPS capital projects through transfers from existing projects. Due to an administrative oversight the projects in this CPA were not adjusted as approved by the DPS Board of Education on February 10, 2022. This CPA, combined with 22CPA00018 enact the full intent of the Board of Education and DPS. The cumulative effect of the two capital project amendments reallocates remaining 2016 GO Bonds (from projects that are completed) to projects that are scheduled to be completed by 2023, and also utilizes the final \$3.5 million of 2020 Issuance of Limited Obligation Bonds (LOBs) (of the \$10 million allocated to DPS in FY 2019-20) to support continued design work at six Elementary schools planned for major renovations. See attachments for detailed information on the combined action.

Funds will support the construction documents phase for the six Elementary School Renovations, minor additional needs to three existing projects and the new environmental and sustainability projects which will include building system controls, solar roof installation, stormwater control improvements and clean fuel vehicle and infrastructure support.

Project	Current Budget	Increase/ Decrease	Revised Budget	
16 Lyons Farm Elementary (282)		\$28,640,237.00	\$145,244.00	\$28,785,481.00
16 Brogden Middle School Boiler Replacement (287)			\$490,727.65	\$2,685.52
		\$493,413.17		
16 High School Theater Renovation (291)		\$2,411,441.22	\$0.78	\$2,411,442.00
Glenn Elementary Renovation (293)		\$1,995,177.70	\$58,678.28	\$2,053,855.98
Holt Elementary Renovation (294)		\$2,576,540.80	\$58,678.28	\$2,635,219.08
Bethesda Elementary Renovation (295)		\$1,689,460.20	\$58,678.30	\$1,748,138.50
Club Blvd Elementary Renovation (296)		\$1,090,384.70	\$58,678.28	\$1,149,062.98
Morehead Elementary Renovation (296)		\$938,452.40	\$58,678.28	\$997,130.68
Mangum Elementary Renovation (298)		\$678,300.10	\$58,678.28	\$736,978.38
Energy and Sustainability Capital Project (SH314)		\$0.00	\$3,000,000.00	\$3,000,000.00

Alignment with Strategic Plan: This capital project amendment aligns with **Goal 5-Ensure Fiscal and Operational Responsibility** through improving the physical environment to enhance student learning and ensure safety.

Resource Persons: Fredrick Davis, DPS Executive Director, Building Services; David Ades, Assistant Budget Director

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No. 22CPA000022 Capital Project Amendment No.22CPA00022 increasing nine Durham Public Schools (DPS) existing capital projects and creating a new Energy and Sustainability capital project for a total increase of \$3.5 million across all projects using 2020 LOBs funding.

Attachments:

[CPA-22 Board of Education adopted action.pdf](#)

[CPA-22 Legal DPS LOBs funding \\$3.5M to increase 6 Elementary Schools and](#)

[CPA-22 Supplement DPS LOBs funding \\$3.5M to increase 6 Elementary Schoo](#)

22-0163

Establish the Next Countywide Revaluation to Take Effect January 1, 2025

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.

Based on current market statistics, and in accordance with North Carolina General Statutes, the Tax Administrator is recommending that the Board establish January 1, 2025 as the County's next date of revaluation.

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 the resolution establishing January 1, 2025 as Durham County's next General Reappraisal and establishing a four-year revaluation cycle thereafter.

Attachments: [2025 Revaluation Delay AAF Supplemental Document](#)
[RESOLUTION DELAY REVALUATION 25](#)

22-0175 **Budget Ordinance Amendment No. 22BCC00080 - Position Reconciliations to Establish Three (3) Public Health Nurse FTEs and the Creation of an Immigrant and Refugee Affairs Coordinator Position (1 FTE) and Approving the Transfer of \$50,500 Across Functional Areas**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 22BCC00080 an action to create three (3) Nurse positions for the Public Health Department that were previously realigned to support compliance efforts. No additional dollars are required to support the expense in FY 2022-23, funding is achieved through the use of existing dollars. In addition, the Board is requested to establish an Immigrant and Refugee Affairs Coordinator position (1 FTE) and transferring \$50,500 across Functional Areas

The Immigrant and Refugee Affairs Coordinator position is jointly funded by the City of Durham and Durham County Government to provide support to the immigrant and refugee at-large community. The position will help integrate immigrants into Durham's civic, economic, and cultural life. The functions of the Immigrant and Refugee Affairs Coordinator will further the County and City objective to build relationships with residents through people-focused programs and activities to foster community cohesion and residents' equitable participation in policy and decision-making that affect their communities. The position and program expenses on a full fiscal year basis will total \$130,000, of which half is budgeted within the County's budget. The remaining \$65,000 will be eventually offset by the City's contribution through the interlocal agreement.

The Immigrant and Refugee Affairs Coordinator position was funded in the FY 2021-22 budget but managed within the City of Durham's Neighborhood Improvement Services Department. The function is being moved to Cooperative Extension to leverage existing outreach efforts currently underway within Cooperative Extension. The Board is approving the transfer of \$50,500 that is currently budgeted in the General Government Functional Area to the Economic and Physical

Development Functional Area to provide funding for the remainder of FY 2022-23. Joint City and County funding will continue as planned, and by approving this action the Board simply creates the appropriate FTE within Cooperative Extension to house the position. A revised interlocal agreement will be forthcoming in a subsequent BOCC meeting.

Alignment with Strategic Plan: Goals 1-4 of the Durham County Strategic Plan.

Resource Persons: Donna Rewalt, County Extension Director; Drew Cummings, Chief of Staff; Joanne Pierce, General Manager and Claudia Hager, General Manager

County Manager's Recommendation: The Board is requested to approve the establishment of three (3) nurse FTEs and one (1) FTE for an Immigrant and Refugee Affairs Coordinator. In addition, the board is requested to approve Budget Amendment 22BCC00080 transferring \$50,500 across Functional Areas

Attachments: [AAF-80 Legal Form](#)
[AAF-80 Legal Form.pdf](#)

22-0176 Contract to Rectify a Previous Agreement

Agenda Text: The Board is requested to authorize the Board Chair to sign an agreement rectifying a previous agreement entered to provide oversight to employee functions.

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

Resource Persons: Kathy Everett-Perry, CHRO/Chief Employment Counsel

County Manager's Recommendation: The County Manager recommends that the Board authorize the Board Chair to sign the agreement correcting the contract.

7. Other Business (30min)

22-0105 Capital Project Amendment No.22CPA00023 and Budget Amendment No.22BCC00077 Appropriating \$520,000.00 of General Fund Fund Balance, Transferring \$520,000.00 From the General Fund to the PayGo Fund, and Using the PayGo Funding to Fund the Public Art Screen Wall Installation of the 300 East Main Street Parking Deck Capital Project (4730DC150); as well as Approve a Contract Amendment with Parasoleil, LLC, for the Public Art Screen Wall Installation (30min)

Agenda Text: The Board is hereby requested to approve Capital Project Amendment No.22CPA00023 and Budget Amendment No.22BCC00077 appropriating \$520K of General Fund fund balance and transferring the funding to the PayGo Fund to fund the Public Art Screen Wall Installation of the 300 Block East Main Redevelopment Capital Project (4730DC150). The Board is also requested to approve a contract amendment to the Public Art Agreement with Parasoleil, LLC, for the fabrication and

installation of the Public Art Screen Wall in the amount of \$520,000 including 3% contingency, for a not-to-exceed amount of \$705,000 for this project (See Attachment 1).

Project Name and Number	Current Budget	Increase / Decrease	Updated
Budget			
300 Block East Main (47302635DC150)	\$23,842,884	\$520,000.00	
	\$24,362,884.00		

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 Parasoliel, 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 County Manager recommends that the Board approve Capital Project Amendment No.22CPA00023 and Budget Amendment No.22BCC00077 appropriating \$520K of General Fund fund balance and transferring the funding to the PayGo Fund to fund the Public Art Screen Wall Installation of the 300 Block East Main Redevelopment Capital Project (4730DC150). The Board is also requested to approve a contract amendment to the Public Art Agreement with Parasoleil, LLC, for the fabrication and installation of the Screen Wall in the amount of \$520,000 including 3% contingency, for a not-to-exceed amount of \$705,000 for this project (See Attachment 1).

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](#)
[CPA-23 & BCC-77 LEGAL FORM Public Art Screen Installation.pdf](#)
[AAF-77 and CPA-23 LEGAL FORM Public Art Screen Installation.pdf](#)

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

9. Closed Session

22-0168

Closed Session

Agenda Text:

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

- To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract; pursuant to G.S. 143-318.11(a)(5)
- To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee; pursuant to G. S. 143-318.11(a)(6)

Alignment with Strategic Plan: This item aligns with Strategic Goal 4 and 5

Resource Persons: Willie Darby, Acting County Attorney; Peri Manns, Assistant General Manager

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

10. Adjournment