



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, April 25, 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)

22-0238 Announcements (5min)

Agenda Text:

1. **DCo Public Health COVID-19 Vaccination Clinic Hours** - The COVID19 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. **Briggs Spring Fling Plant Sale** - Find your favorite summer veggie and herb plants at the Briggs Spring Fling Plant Sale on Saturday, April 30 from 9 a.m. to 2 p.m. at 1314 South Briggs Ave. Free vegetable and herb seed

giveaways!

For more information, please contact Cheralyn Berry at cberry@dconc.gov [<mailto:cberry@dconc.gov>](mailto:cberry@dconc.gov), by phone at 919-406-4606 or by visiting the www.durham.ces.ncsu.edu/ [<http://www.durham.ces.ncsu.edu/>](http://www.durham.ces.ncsu.edu/)

- 3. DCHC MPO seeks public comment on Triangle Bikeway Study** - If you are interested in traveling to more destinations in the Triangle region by bike, now is the time to give your input on the Triangle Bikeway Study as the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization is seeking comment on the current draft.

The public comment period is open now until May 14, 2022. Comments can be emailed to dale.mckeel@durhamnc.gov [<mailto:dale.mckeel@durhamnc.gov>](mailto:dale.mckeel@durhamnc.gov), or mailed to DCHC MPO, Attn: Dale McKeel c/o Durham Transportation Department, 101 City Hall Plaza, Durham, NC 27701. If you have questions, you may also contact Dale McKeel at 919-560-4366, extension 36421.

- 4. Wings of a Migrant Butterfly Display** - The Durham County Library is pleased to announce the display of artist Cornelio Campos' mural "Wings of a Migrant Butterfly" in the North Carolina Collection. Students in the Two-Way Bridges: Connecting Duke, Durham and the Americas' also assisted with painting the mural.

The North Carolina Collection is located on the 3rd Floor of the Main Library, 300 N. Roxboro St.

- 5. Watch the 2022 State of the County Address** - Did you miss Board Chair Brenda Howerton's 2022 State of the County Address? Fear not, as the full video of the presentation can be found at [<https://youtu.be/GSIx9FMrg1E>](https://youtu.be/GSIx9FMrg1E)

- 6. Durham PreK for 2022-2023 Application is Now Open** - The Durham PreK Application for the 2022-2023 school year is open! Visit www.durhamprek.org [<http://www.durhamprek.org>](http://www.durhamprek.org) to receive more information and to apply.

All children who will be 4-years old by August 31, 2022 are eligible! If you have any questions, call 1-833-773-5338, or email prek@childcareservices.org [<mailto:prek@childcareservices.org>](mailto:prek@childcareservices.org) for assistance. Spanish applications are also available.

- 7. Subscribe to the official Durham County YouTube channel** - Be

sure not to miss any important community video information from the Durham County Public Information Office - including Public Health COVID-19 updates, DCo Insider and In Touch with Durham County episodes and much more - by subscribing to the Durham County YouTube channel by visiting

4. Minutes (5 min)

[22-0237](#)

Minutes (5min)

Attachments:

[April 4, 2022 - Work Session](#)

[April 11, 2022 - Regular Session](#)

5. Ceremonial Items (10min)

[22-0244](#)

Retirement Resolution to Honor County Attorney Lowell L. Siler (10min)

Agenda Text:

The Board is requested to approve a resolution honoring Lowell L. Siler, Durham County Attorney who has announced his retirement effective April 30, 2022. Attorney Siler began his outstanding and accomplished career with Durham County in 1987 when he was hired as an Assistant County Attorney.

In 1990, he was promoted to Deputy County Attorney. The Durham Board of Commissioners appointed him as Durham County Attorney in 2009, making him the County's first African American named to that position.

For nearly 35 years, he has served with integrity and distinction as the chief legal advisor to the Board, County Manager and Departments in all matters related to the successful operation of Durham County Government. His professional impact has been far reaching, and he will be celebrated as a visionary leader, mentor, teacher, and friend throughout Durham County and beyond.

Alignment with Strategic Plan: This item 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, present it to County Attorney Lowell L. Siler and wish him great joy and happiness as he begins a well-deserved retirement.

Attachments:

[Resolution - Lowell Siler - 25April22](#)

6. Consent Agenda (15 min)

[22-0209](#)

Replace the Detention Center Secondary Domestic Hot Water Boiler Using Existing CIP Funds

Agenda Text:

The Board is requested to approve a contract with Envirotrol. LLC in the amount of \$79,100.00 to install a domestic hot water boiler. The replacement hot water boiler at the detention center will be funded using existing CIP funds.

Envirotrol was selected to provide this service through RFP 22-020. Envirotrol will remove an existing non-operational boiler and replace it with a new ninety plus efficient boiler. The Detention Center is a twenty-four hour, seven day a week operational facility. At the present time the facility does not have a redundant, operational secondary boiler in place in case of a failure. The facility must meet state guidelines in regard to providing hot water for the facilities population, laundry facilities, a commercial kitchen, and the Detention Staff. A failure of the operational boiler would impact the facility negatively. Installing a new boiler to replace the non-operational unit will provide redundancy and allow the facility to provide uninterrupted service.

Alignment with Strategic Plan: This project aligns with Goal 5- Accountable, Efficient and Visionary Government. This will allow General services to install a redundant boiler to insure uninterrupted domestic hot water for the facility.

Resource Persons: Motiryo Keambiroiro, Director General Services, Shawn Swiatocha, Assistant Director General Services, David Alpaugh, Project Facilitator, General Services

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute the proposed contract with Envirotrol LLC in the amount of \$79,100.00, using existing CIP funds, to install a domestic hot water boiler at the County Detention Center and be given the authority to approve change orders/amendments as long as funding is available.

Attachments:

[AAF Supplemental Document - Contract Approval](#)

[MWBE Compliance Review Form-AAF for 22-020 RFP 032422](#)

[RFP 22-020](#)

[Ranking Sheet](#)

22-0228

Budget Amendment Ordinance No. 22BCC00086 Cooperative Extension to recognize \$25,090 in additional Smart Start Welcome Baby Funding to Support the Program through the Remainder of the Fiscal Year

Agenda Text:

The Board is requested to approve budget ordinance amendment No. 22BCC00086 Cooperative Extension to recognize \$25,090 in additional Smart Start Welcome Baby Funding to Support the Program through the Remainder of the Fiscal Year.

Durham County Cooperative Extension- Welcome Baby Program is partially funded by Smart Start funds through Durham's Partnership for children. Recent budget changes to Smart Start funding resulted in a budget increase passed by the North

Carolina General Assembly. The outcome translated to Durham's Partnership for Children receiving an increase of funds from North Carolina Partnership for Children, to be dispersed to funded partners effective immediately.

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

Resource Persons: Donna Rewalt, Cooperative Extension Director

County Manager's Recommendation: The County Manager recommends the board to approve budget ordinance amendment No. 22BCC00086 Cooperative Extension to recognize \$25,090 in additional Smart Start Welcome Baby Funding to Support the Program through the Remainder of the Fiscal Year

Attachments: [Updated SS Funding Letter_WB_4.7.22](#)
[AAF-86 Legal Form](#)

22-0233

Capital Project Amendment No.22CPA00025 Appropriating \$507,035.51 of PAYGO Funding to the DTCC Newton Building Renovation Capital Project (5920CC012)

Agenda Text: The Board is requested to approve Capital Project Amendment No.22CPA00025 appropriating \$507,035.51 of PAYGO funding to the DTCC Newton Building Renovation capital project (5920CC012).

Durham Technical Community College experienced cost overruns related to the Newton Building Renovation capital project due to supply chain issues and inflation related cost increases. In order to complete the project additional funding is required.

Available funding has been found in the PAYGO fund to support this project budget increase. These funds will allow the project to be completed and closed in a timely manner.

Alignment with Strategic Plan: This project is in accordance with Strategic Plan Goal 1 - Community and Family Prosperity and Enrichment particularly Strategy 1.1C - Support Durham Public Schools (DPS) and the Board of Education to ensure a successful K-12 educational system through local public and charter schools.

Resource Persons: Claudia Odom-Hager, General Manager, S. Keith Lane, Budget & Management Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.22CPA00025 appropriating \$507,035.51 of PAYGO funding to the DTCC Newton Building Renovation capital project (5920CC012).

Sponsors: Lane

Attachments: [CPA-25 Legal Form Appropriating PAYGO funds to DTCC Newton Building Pro](#)

22-0235**Property Tax Releases and Refunds for March 2022****Agenda Text:**

The Board is requested to approve the Releases & Refunds for the month of March 2022. Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of March 2022.

Releases and refunds for year 2022 total \$ 1,619.95 and for year 2021 the total is \$ 53,362.35. Prior years' (2016-2020) releases and refunds are in the amount of \$11,795.66. March 2022 releases and refunds total \$ 66,777.96.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient, Visionary Government. To ensure the county complies with North Carolina General Statutes ensures we are accountable to our citizens. The Board of E&R ensures that we are accountable and efficient as tax revenues are impacted by the actions of this Board. The actions of the tax department and this Board impact all strategic goals due to the revenues needed.

Resource Persons: T. Dwane Brinson, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board accept the property tax release and refund report for March 2022 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments:

[Releases and Refunds Backup Detail-March 2022-April 25, 2022](#)

[Backup-Tax Release and Refunds-March 2022-April 25, 2022](#)

[NCVTS February Refunds](#)

7. Board and Commission Appointments (10 min)**22-0224****Board and Commission Appointments (10min)****Agenda Text:**

Monica Wallace, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards:

- Bicycle and Pedestrian Advisory Commission
- Board of Adjustment
- Boxing and Wrestling Commission
- City-County Appearance Commission
- Durham County Women's Commission

The Board of Commissioners recognizes the need to have a representative sample of the citizens of Durham County serve on boards, commissions, committees, and authorities. No citizen may serve more than four consecutive terms for 2-year term boards; three consecutive terms for 3-year term boards; two consecutive terms for 4-year term boards; and one consecutive term for 5 and 6-year term boards in any one position, unless otherwise stated by statute; or there are no other applicants who

meet the eligibility requirements. The Equalization and Review Board shall be exempt from these term limits.

Alignment with Strategic Plan: This item aligns with Goal 5 Accountable, Efficient and Visionary Government. When citizens are engaged and partners on our Boards and Commissions, the vision of our Strategic Plan is achieved - a thriving, vibrant diverse community with abundant opportunity for all residents to live, work, learn, play and grow.

Resource Persons: Monica Wallace, Clerk to the Board

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

Attachments: [Legistar Attmt - 4.25.2022](#)

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

9. Closed Session

22-0239

Closed Session

Agenda Text:

The Board is requested to adjourn into Closed Session 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)

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

Resource Persons: 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