



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, November 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)

22-0672 Announcements (5min)

Agenda Text:

1. **DCo Public Health COVID-19 Vaccination Clinic Hours** - The walk-in 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.; Tuesday: 9 a.m. to 5:30 p.m. All approved doses available. Please note, clinics are closed between 11:30 a.m.-1 p.m. daily.

Visit www.dcopublichealth.org/COVIDVaccines
<<http://www.dcopublichealth.org/COVIDVaccines>> or call 919-560-9217
for more information.

2. **Flu Vaccines Available at DCoDPH** - The first and most important step in preventing flu is to get a flu shot each year! Call the Durham County Department of Public Health at 919-560-7608 to schedule your flu shot. Find

other flu shot locations here: <https://www.vaccines.gov/find-vaccines/>.

3. **WHOLE-istic Wellness Fair** - Join us Sunday, November 20th from 12pm - 5pm at Southern School of Energy and Sustainability located at 800 Clayton Road for an event filled with opportunities to learn more about the spectrum of mental healthcare. This event is FREE and open to the public. There will also be snacks, beverages, childcare and give-a-ways available at no charge.
4. **Town Hall Meeting about the Alliance Health Tailored Plan** - Here is your chance to share feedback and ask questions about the Medicaid Tailored Plan and the Tailored Care Management Benefit. Alliance Health will be sponsoring Town Hall meetings in several counties including Durham on Monday, November 28th from 6-7pm at the Community Family Life & Recreation Center at Lyon Park located at 1309 Halley Street. Registration is not required, and additional information can be found at www.alliancehealthplan.org/tp/ <http://www.alliancehealthplan.org/tp/>
5. **Durham Recycles Webinar** - Celebrate America Recycles Day on Tuesday, Nov. 15 with Keep Durham Beautiful by learning more about how, what and where to recycle in the City and County of Durham. Representatives from the City of Durham, Durham County Solid Waste Division, Shimar Recycling and Sonoco will discuss best practices, what can and can't be recycled, and what to do with those harder to recycle items. Webinar from 11:30 a.m. to 12:30 p.m. Sign up for virtual session here: <https://us06web.zoom.us/join/9tZtYud-CpqjIrE9GiJlZWfFavILWX7-k-tePP/>
6. **Innovate Durham Demo Day** - Everyone is invited to come out to the 2022 Innovate Durham Demo Day on Wednesday, Nov. 16 from 5-7 p.m. at the Durham County Main Library (300 N. Roxboro St.). This year's cohort features five local businesses that have ideas and products that will transform the way Durham County and the City of Durham governments tackle issues of sustainability, mental health, technological advancements, creating opportunities for community members to thrive in digitally changing atmospheres, and more! Register for free tickets here: <https://www.eventbrite.com/e/innovate-durham-demo-day-tickets-444283533007/>.
7. **Welcome Baby Coat Drive** - The Welcome Baby Durham program is holding its 10th Annual Winter Coat Drive from now until January 6, 2023. For this milestone anniversary, we want to collect and distribute 400 coats to our youngest County residents! Donate gently used or new coats, sizes

newborn to 8 years old at the Cooperative Extension office at 721 Foster Street or at any open Durham County Library site. If community members or organizations would like to partner with Welcome Baby to host a mini coat drive or establish a drop-off location, or get information about Welcome Baby, contact Welcome Baby at 919-560-7319 or at ckriley@dconc.gov <<mailto:ckriley@dconc.gov>>.

8. **Check Out Updated Comprehensive Plan: Policies, Place Type Guild & Place Type Map** - The Durham City-County Planning Department has released a revised version of the Comprehensive Plan Policies, the Place Type Guide, and the Place Type Map. This revision incorporates resident and staff feedback. Stay tuned for a release of the full draft Comprehensive Plan and the final engagement phase beginning in January 2023! Visit <https://engagedurham.com/comprehensive-plan> to review the latest draft and sign up for updates!
9. **Durham Low-Income Homeowners Relief Program** - The new and improved Low-Income Homeowners Relief Program (LIHR) provides property tax help on current taxes for eligible homeowners. Tax assistance based upon a 3-tiered income model and other improvements. Apply before Jan. 31, 2023 at www.DCONC.GOV/DSS or call 919-560-8000 for an appointment.
10. **Sign Up for Your FREE Solar Installation Estimate** - Durham County encourages residents and businesses to sign up for a free estimate for a solar installation through the Solarize the Triangle Program. Prices are 25% lower through the program and a trustworthy installer has been selected. The more who sign up, the lower the cost for everyone.

Go to www.SolarizeTheTriangle.com <<http://www.SolarizeTheTriangle.com>> for information and to sign up or call 919-560-7999 before December 31st.

4. Minutes (5 min)

[22-0683](#) Minutes (5min)

Attachments: [October 10, 2022 - Regular Session](#)
[October 24, 2022 Regular Session](#)

5. Ceremonial Items (10min)

[22-0649](#) Recognition of Charlita Felder in the General Services Solid Waste Division for Receiving the Mike Stilwell Award for North Carolina Solid Waste Enforcement Officer of the Year (10min)

Agenda Text: The Board is requested to recognize Charlita Felder in the General Services Solid

Waste Division, who received the 2022 Stilwell Award for North Carolina Solid Waste Enforcement Officer of the Year. Charlita received the award on October 20, 2022 at the North Carolina Solid Waste Enforcement Officer Associations' (NCSWEOA) Annual Conference.

The Stilwell Award recognizes a NCSWEOA member who exemplifies the traits of the late Mike Stilwell. Stillwell was a former board member and code enforcement officer from Mecklenburg County. He was known for his outstanding community service and ability to navigate complex compliance issues with tact and good humor. Charlita was nominated by her manager, Chrissie Koroivui for her dedicated service to the Durham County community. Since starting with Durham County in 2018, Charlita has had a major impact on solid waste enforcement in unincorporated Durham County on both large and small cases. For example, after staff discovered an illegal dumping area of approximately 500 tires, Charlita worked with then Supervisor Ozzie Day to set up a deer camera in the area, and with that they captured a picture of the truck that belonged to a local business. Charlita took the pictures of the vehicle to the business and gave the owner a deadline to have the tires removed. Within a few short weeks, all 500 tires were removed by the business and properly disposed of. This fiscal year, Charlita has opened 11 cases of solid waste code violations on private properties. She has already closed six of these cases with voluntary compliance on nuisance issues such as improper trash storage and high grass. Since July, her Solid Waste team has completed 36 clean ups on County roads. It was on their way to one of those clean ups that Charlita and her crew assisted a citizen with a disabled vehicle, which they were previously for recognized at a past BOCC meeting. Charlita leads her team with heart and dedication, and Durham County is fortunate to have her on our team.

Alignment with Strategic Plan: This item aligns with strategic Goal 5.

Resource Persons: Charlita Felder, Solid Waste Operations Supervisor; Chrissie Koroivui, Solid Waste Manager; Motiryo Keambiroiro, General Services Director

County Manager's Recommendation: The County Manager recommends that the Board recognize Charlita Felder in the General Services Solid Waste Division for receiving the Mike Stilwell Award for North Carolina Solid Waste Enforcement Officer of the Year.

Attachments: [Felder Award Nomination](#)
[Stilwell Award Felder](#)

6. Consent Agenda (15 min)

22-0568 Budget Ordinance Amendment No. 23BCC00046 in the Amount of \$73,660.06 to Recognize a Grant Award to the Office of Emergency Services-EMS Division (OES-EMS) from the NC Department of Health and Human Services (NCDHHS), and to Authorize the County

Manager to Sign and Execute All Contracts**Agenda Text:**

The Board is requested to review and approve Budget Ordinance Amendment No. 23BCC00046 in the amount of \$73,660.06 to recognize a grant award to the OES-EMS from the NC Department of Health and Human Services (NCDHHS), Division of Mental Health, Developmental Disabilities and Substance Abuse Services (MMDDSA), and to authorize the County Manager to sign and execute all contracts for authorized and approved uses associated with the grant program throughout the grant's period of performance.

The EMS Bridge MAT (Medication Assisted Treatment) Program grant's purpose is to develop or expand services for the intent of reducing opioid overdose related deaths. This grant will allow OES-EMS to provide services to eligible individuals throughout Durham County and will periodically report on performance measures relevant to these services. This program will support Community Paramedics responding to individuals with an opioid overdose who refuse transport to emergency departments (EDs) for treatment. Under the supervision of a waived prescriber, specially trained paramedics will induct a person on buprenorphine (i.e., medication-assisted treatment) after an overdose event. Then the Community Paramedics and/or Post Overdose Response Team (PORT) will follow up and continue to provide medication and support for up to seven days until the person can be referred to other appropriate opioid use disorder (OUD) treatment.

The grant has a period of performance from October 1, 2022, through September 30, 2025. It is a three (3) year reimbursable grant that is funded year to year subject to the availability of federal funds. The full grant award up to \$350,000 is reimbursable over a 3-year period and OES is requesting approval of the year one grant amount of \$73,660.06. As future year funding is approved, OES will bring this item back to the BOCC for consideration.

During the first year of the grant, OES-EMS has proposed to hire one FTE Certified Peer Support Specialist, a newly formed position (increasing OES's authorized FTE strength from 202 to 203); begin training Community Paramedics and other identified paramedics in MAT; purchase supplies (year 1 only); and develop our program implementation with the goal to begin field induction of buprenorphine by 2/1/2023. The second and third years of the grant are dedicated to expanding the initial program implementation. OES-EMS will collaborate with community organizations who may potentially encounter persons who have overdosed and the North Carolina Harm Reduction Coalition to enhance the capacity of the existing harm reduction services provided in the community. Purchase of buprenorphine for MAT is only required in the first year of this grant. This medication is budgeted in years two (2) through four (4) of the FR-CARA grant (Agenda Item #22-0506 presented to the BOCC during the Oct. 3rd work session) and approved by the BOCC on Oct. 10, 2022.

OES-EMS will follow all County purchasing and contract guidance. Expenditures made on behalf of this grant will be submitted to NC DHHS MHDDSA monthly for reimbursement from NC DHHS MHDDSA.

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

Resource Persons: OES-EMS Captain Helen Tripp, MIH Program Manager and OES-EMS Asst. Chief of Clinical Affairs, Lee VanVleet.

County Manager's Recommendation: The County Manager recommends that the Board review and approve Budget Ordinance Amendment No. 23BCC00046 recognizing \$73,660.06 for year one of this three (3) year grant award from the NC DHHS-MMDDSA EMS Bridge MAT Program grant and authorize the County Manager to sign and execute all contracts and purchases for authorized and approved uses associated with the grant program throughout the grant's period of performance.

Attachments:

[Award Letter_MAT Bridge_Durham](#)

[Appendix A for Local Govt - Durham County](#)

[Appendix B for Local Govt - Durham County](#)

[EMS Bridge MAT AAF Supp 10.06.22](#)

[AAF-0046 LEGAL FORM OES-EMS recognize \\$76,660.06 from NCDHHS Divis](#)

22-0594

Budget Ordinance Amendment No.23BCC00036 to Recognize \$5,239.91 in Grant Funding from the North Carolina Department of Public Instruction's Child Nutrition Program for the Youth Home

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00036 to recognize \$5,239.91 from the North Carolina Department of Public Instruction's Child Nutrition Program for the Youth Home.

The North Carolina Department of Public Instruction received the funds from the USDA to be used by School Food Authorities to help alleviate increased costs due to supply chain disruptions. These funds will be used to purchase commodities that are unprocessed or minimally processed domestic food products.

This is the second Supply Chain grant the Youth Home received. The Youth Home received its first supply chain grant of \$5,257.04 on April 29, 2022, and \$5,239.91 on September 23, 2022.

The funds are restricted and must be used to buy the School Meal Program commodities.

Alignment with Strategic Plan: This request aligns with Goal 3: Safe Community, Goal 2: Health and Well Being for All, and Goal 5: Visionary Government.

Resource Persons: Angela G. Nunn, Youth Home Director

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 23BCC00036 to recognize \$5,239.91 in grant funding from the North Carolina Department of Public Instruction for the Youth Home.

Attachments: [Supplemental Document Supply Chain Grant September 2022](#)
[AAF-0036 LEGAL FORM Recognize \\$5239.91 to Youth Home from DPI for Chil](#)

22-0595 **Budget Ordinance Amendment No. 23BCC00044 Social Services to Recognize \$38,000 in Distribution of North Carolina Rate Settlement Funds as authorized by Duke Energy Carolinas Stipulations and Settlement ordered in Docket No. E-7, Sub 1214.**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 23BCC00044 Social Services to Recognize \$38,000 in Distribution of North Carolina Rate Settlement Funds as authorized by Duke Energy Carolinas Stipulations and Settlement ordered in Docket No. E-7, Sub 1214.

In recognition of the foregoing, the Public Assistance Member Agency - Durham County Social Services - agrees to participate in the distribution of the North Carolina Rate Settlement Funds by utilizing it for the benefit of Duke Energy Carolinas' North Carolina low-income retail electric customers for electric bill payment assistance, Duke Energy deposit and establishment of service assistance, connection and or reconnection fees.

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

County Manager's Recommendation: The Board is requested to approve Budget Ordinance Amendment No. 23BCC00044 Social Services to Recognize \$38,000 in Distribution of North Carolina Rate Settlement Funds as authorized by Duke Energy Carolinas Stipulations and Settlement ordered in Docket No. E-7, Sub 1214.

Attachments: [AAF Supporting DOC 2021-2022 NC DEC Rate Settlement MOU - DUKE\(1\)](#)
[AAF-044 Legal Form](#)

22-0605 **Budget Ordinance Amendment No. 23BCC00043 Public Health to Recognize Funds in the Amount of \$8,000 From the Ann Wolfe Mini Grant for Child Health and Infant Mortality for Outdoor Learning**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 23BCC00043 to recognize funds in the amount of \$8,000 from the Ann Wolfe Mini Grant for Child Health and Infant Mortality for Outdoor Learning.

Grant funds will be used to create outdoor learning toolkits that include curriculum materials such as outdoor thermometers, play equipment such as tricycles, gardening equipment such as wheelbarrows, and materials to increase comfort of children and teachers in the outdoors such as umbrellas and rain boots.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

Alignment with Strategic Plan: This grant aligns with Strategic Goal 2: Health and Well-being for All

Resource Persons: Rodney Jenkins, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00043 Public Health to recognize funds in the amount of \$8,000 from the Wolfe Mini Grant for Child Health and Infant Mortality for Outdoor Learning.

Attachments: [AAF Supplemental Document - A. Wolfe Grant FY22-23](#)
[AAF-043 Legal Form](#)

22-0616 **Budget Ordinance Amendment No. 43BCC00041 Library to recognize funds in the amount of \$153,182 from the State Library of North Carolina for a One-Time Financial Assistance Payment that Can Be Used for Personnel/Operating Costs**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 43BCC00041 Library to recognize funds in the amount of \$153,182 from the State Library of North Carolina for a One-Time Financial Assistance Payment that Can Be Used for Personnel/Operating Costs

Public Libraries in North Carolina suffered adverse economic impacts due to the COVID-19 Pandemic. The State Budget Act of 2021 (SL 2021-180, as amended by SL 2021-189) appropriated federal funds as one-time state financial assistance to libraries in North Carolina. Libraries may use this money for materials, salaries, equipment, and operating costs, which are consistent with allowable uses outlined in 07 NCAC 02I .0202 State Aid Grants from the Aid to Public Library Fund. All money must be encumbered by December 31st, 2024, and fully expended by December 31st, 2026.

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

Resource Persons: Tammy Baggett-Best, Library Director; Kathy Makens, Resources and Finance Officer and Stephanie Fennell, Deputy Director.

County Manager's Recommendation: The County Manager recommends that

the Board approve Budget Ordinance Amendment No. 43BCC00041 Library to recognize funds in the amount of \$153,182 from the State Library of North Carolina for a One-Time Financial Assistance Payment that Can Be Used for Personnel/Operating Costs

Attachments:

[One Time State Aid FY23 AAF Supplemental Form](#)

[Durham County Library-Nonrecurring Aid to Libraries Agreement](#)

[AAF-041 Legal Form](#)

22-0627

Replace Roof Exhaust fans and Axial Fans at the Durham County Detention Center

Agenda Text:

The Board is requested to approve a contract with Envirotrol, LLC in the amount of \$206,653.00 to replace sixteen roof top exhaust fans and, two variable vane axial fans in AHU #1 at the County Detention Center. Envirotrol was selected to provide installation services through RFP 23-002. Envirotrol will provide new exhaust fans, new backdraft dampers, and inspect roof curbs for damage. Envirotrol will also install new return fans, replacing existing variable vane fans in air handling unit number one. Envirotrol will provide all demolition and disposal of old fans, means of movement, installation of new fans, start up and testing to facilitate operable systems. The new equipment to be installed will meet current standards for energy efficiency and meet current facility system requirements. The units being replaced are original to the facility and have passed their expected useful lifespan.

Replacing the roof exhaust fans and axial fans are funded using existing CIP funds.

Alignment with Strategic Plan: This project aligns with Goal 5- Accountable, Efficient and Visionary Government. The installation of these new units will provide equipment that meets current environmental standards, reduce maintenance of the units, and reduce utility costs.

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 \$206,653.00 to install new rooftop exhaust fans and two new return air fans, at the County Detention Center.

Attachments:

[AAF Supplemental Document - Contract Approval](#)

[MWBE Compliance Review Form-AAF for 23-002 RFP 100322](#)

[RFP Packet to purchasing RG](#)

22-0628

Budget Ordinance Amendment No.23BCC00039 to recognize \$18,000 in Grant Revenue from the Burt's Bees Foundation to support an Updated Biological Inventory for Rare and Unique Plant Communities.

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No.23BCC00039 recognizing \$18,000 in grant revenue from the Burt's Bees Foundation to support updated biological data and mapping regarding Durham's unique and rare plant communities.

Durham County has long been recognized by the State of North Carolina as a special place for its biological and ecological diversity, and it was one of the first counties in the State to have State-led biological inventories. This project will focus on upland rare plant communities throughout Durham County, which have not been comprehensively surveyed since 1987.

Piedmont prairies and diabase glade plant communities are some of the rarest, most threatened habitats in the State of North Carolina, and there are existing unprotected sites in Durham. With this funding, and in partnership with the State's Natural Heritage Program, Durham County will have much needed updated documentation for conservation planning, management, and community education. This work will include fieldwork, data compilation, and report preparation, all of which will be completed by [North Carolina Natural Heritage Program, <https://www.ncnhp.org/>](https://www.ncnhp.org/) a program of the Division of Land and Water Stewardship within the N.C. Department of Natural and Cultural Resources. Fieldwork will span through August 2023 to provide observations during the growing seasons. The final report is expected late next year.

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

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

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

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No.23BCC00039 recognizing \$18,000 in grant revenue from the Burt's Bees Foundation to support updated biological data and mapping regarding Durham's unique and rare plant communities.

Attachments: [Ag Item Supplemental - Burts Bees Grant for Updated Plant Communities](#)
[Durham County Unique Plant Communities Study Overview Oct 2022](#)
[AAF-39 LEGAL FORM Recognize Grant from Burts Bees - \\$18K](#)

22-0632 **Approval of Interlocal Agreement with the City of Durham for Continuation of the Gang Reduction Strategy in FY23**

Agenda Text: The Board is requested to approve an Interlocal Agreement with the City of Durham for the Continuation of the Gang Reduction Strategy in Fiscal Year 2022-2023.

Durham's Gang Reduction Strategy (GRS) developed as a response to recommendations from the Comprehensive Gang Assessment that was commissioned by the City and County and completed in November 2007. The Gang Assessment highlighted the need for a coordinated approach that includes prevention, intervention and suppression strategies to reduce criminal activity committed by gang members in Durham.

This Interlocal Agreement guides the strategic planning and oversight of the Gang Reduction Strategy, as well as funds a Gang Reduction Strategy Manager and the County's Project Build Program.

Alignment with Strategic Plan: This agenda item aligns with Goal 2 (Health and Well-Being for All) and Goal 3 (Safe Community) of Durham County's Strategic Plan.

Resource Persons: Jim Stuit, GRS Manager; Krystal Harris, Director of Community Intervention

County Manager's Recommendation: The County Manager recommends that the Board approve an Interlocal Agreement with the City of Durham for the Continuation of the Gang Reduction Strategy in Fiscal Year 2022-2023.

Attachments: [AAF 22-0632, Supplemental Document - FY23 Interlocal Agreement for GRS](#)
[AAF 22-0632, Gang Reduction Strategy Interlocal Agreement, FY2023](#)
[AAF 22-0632, Exhibit A - GRS Interlocal](#)
[GRS Manager Activity Summary FY21](#)

22-0634 **Transit Plan Governance Interlocal Agreement**

Agenda Text: The Board is requested to adopt the Transit Governance Interlocal Agreement Between Durham County, Durham-Chapel Hill-Carrboro Metropolitan Planning Organization, and Research Triangle Regional Public Transportation Authority.

In 2011, Durham County approved a county-wide transit plan, which included the development of the Durham-Orange Light Rail Transit (DO LRT) project. In 2013, an interlocal agreement (ILA) was developed and approved by the Board of Commissioners, DCHC MPO Board and GoTriangle Board of Trustees. Upon the discontinuation of the DO LRT project, a new governance framework is necessary to guide the implementation of future county transit plans in Durham and Orange

counties.

Project goals include:

- Creation of a clear, operationally efficient governance structure that ensures that Durham County priorities are funded and implemented with the County transit taxes and fees.
- Formation of new levels of accountability, which includes development of an equitable set of processes, seeking to gain further community trust.

In the fall of 2021, members of the Board, as well as members of the GoTriangle Board of Trustees and DCHC MPO Board and staff, participated in initial small group interviews. From those interviews, the team learned about overall needs. The study process continued to allow for a facilitated workshop with elected officials from each of the transit plan governing boards in November 2021. Five elements were identified to be incorporated into a new governance framework: Representative, Equitable, Collaborative, Transparent, and Accessible.

Staff from all three parties to the existing governance framework and municipal transit operators in Durham and Orange counties attended joint workshops in March and April 2022. These workshops focused on critical elements that inform the foundation of a new ILA. Discussion focused on multiple alternatives for the following four areas: Membership, Voting Structures, Financial Planning, and Program & Plan Development. Outcomes of the workshops included:

1. Formalizing greater involvement from multiple jurisdictions and entities at the Staff Working Group (SWG) level and associated representative voting structures (the SWG is the technical recommending body for plan implementation).
2. Clearly defining roles and responsibilities for each signatory to the updated interlocal agreement.
3. Solidifying the County's role in annual work program/budget development with the tax district administrator.
4. Defining terminology and language consistently to ensure clarity and transparency for all parties who will use this updated governance framework for plan implementation in the future.
5. While referencing State Statutes, the updated ILA and supporting documentation will further define equity as it relates to utilization of tax revenues throughout the county, as well as accounting for regional transit needs.

In parallel with the development of the ILA, supplemental policies and procedures have been discussed and are being developed. These items include updated Staff Working Group bylaws, financial policies, and plan administration processes. Throughout the summer of 2022, several multi-agency staff meetings were held to

finalize elements of the ILA and refine the supplemental policies.

The result is a final Transit Plan Governance Interlocal Agreement that reflects the study goals and the five elements. The Board of Commissioners will first be requested to adopt the final ILA followed by the DCHC MPO Board and the GoTriangle Board of Trustees. The staff team is continuing to finalize the supplemental policies and procedures which will be brought forward for approval at a subsequent meeting.

Alignment with Strategic Plan: Transportation affects many of Durham County's goals including environmental stewardship and community prosperity, access to jobs, healthcare, and opportunities. The Transit Plan Governance Interlocal Agreement also supports Goal 5 by establishing an accountability structure to monitor progress towards implementation and ensure that Durham County taxpayers receive excellent value for the taxes and fees supporting the plan.

Resource Persons: Ellen Beckmann, Durham County Transportation Manager; Adam Howell, AICP, Atkins

County Manager's Recommendation: The County Manager recommends that the Board adopt the Transit Governance Interlocal Agreement Between Durham County, Durham-Chapel Hill-Carrboro Metropolitan Planning Organization, and Research Triangle Regional Public Transportation Authority.

Attachments:

[DCCO BOCC ILA Adoption - 11072022](#)

[DCCO BOCC ILA Adoption Memo - Atkins 2022-11-14](#)

[DCCO Transit Governance ILA 2022-11-14](#)

22-0636

Budget Ordinance Amendment No. 23BCC00047 Library to Recognize Funds in the Amount of \$24,480 from the Universal Service Connectivity Fund to Offset the Cost of Lending Hotspots to the Public

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00047 Library to recognize funds in the amount of \$24,480 from the Universal Service Connectivity Fund to offset the cost of lending hotspots to the public.

The Emergency Connectivity Fund is a federal program administered by Universal Service Connectivity Fund (USAC) with oversight from the Federal Communications Commission. The Emergency Connectivity Fund Program reimburses schools and libraries for the reasonable costs of eligible equipment such as Wi-Fi hotspots, modems, routers, devices that combine a modem and router, connected devices, and eligible broadband connections for those who may lack access during the COVID pandemic.

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

Resource Persons: Tammy Baggett-Best, Library Director; Kathy Makens, Resources and Finance Officer and Stephanie Fennell, Deputy Director.

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00047 Library to recognize funds in the amount of \$24,480 from the Universal Service Connectivity Fund to offset the cost of lending hotspots to the public.

Attachments: [ECF202200170 - Funding Commitment Decision Letter](#)

[ECF FY23 AAF Supplemental Form](#)

[AAF-047 Legal Form](#)

22-0642

**Budget Ordinance Amendment No. 23BCC00045 FY 2022-23
Encumbrance Rollover - Increasing Multiple Funds Budgeted
Expenditures and Revenues by a total of \$15,530,177.54**

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No 23BCC00045 for FY 2022-23 amending the expenditure and revenue budgets for multiple funds by a total of \$15,530,177.54 for the outstanding encumbrances at fiscal year-end FY 2021-22. Encumbrances outstanding at fiscal year-end represent obligations/commitments entered by the County for either services not yet completed or performed, or goods not yet received. These moneys must be restricted in the fund balance within the equity section of the balance sheet for FY 2021-22 to honor these obligations/commitments once completed and/or received. These encumbrances outstanding at year-end do not represent expenditures or liabilities. These encumbrances outstanding are included in the amount reported as "Restricted Stabilization by State Statute" in the fund balance section of the Balance Sheet in the Annual Comprehensive Financial Report (ACFR).

According to generally accepted accounting principles (GAAP), governmental type funds are the only funds to record encumbrances in the ACFR. However, during the fiscal year, the County maintains encumbrances (purchase orders and service contracts) for all fund types (governmental and proprietary) to ensure funds are set aside for obligations and commitments appropriately at the time that they are ordered and/or entered into.

Because these encumbrances lapse at year-end and are re-appropriated in the subsequent fiscal year, they do not affect unassigned fund balance. It is merely a re-appropriation in the subsequent fiscal year of funds for obligations and commitments for goods and services already ordered but not yet received in the prior fiscal year. Encumbering these funds is a statutory requirement.

Therefore, authorization is requested to amend the following funds' budgets in FY 2022-23 to honor the outstanding purchase orders and service contracts as of the end of FY 2021-22:

General Fund (1001010000)	\$ 14,096,987.39
Risk Management Fund (1001020000)	\$ 192,390.49

Reappraisal Reserve Fund (1001050000)	\$ 31,451.61
Benefits Plan Fund (1001500000)	\$ 10,146.30
Stormwater Fund (5005500000)	\$ 349,732.46
Sewer Utility Fund (6006600000)	\$ 849,469.29
Total	<u>\$ 15,530,177.54</u>

Alignment with Strategic Plan: This request relates to the following elements of the Durham County Strategic Plan: the effort aligns with Goal #5 (Accountable, Efficient, and Visionary Government).

Resource Persons: Susan Tezai, Chief Financial Officer; Keith Lane, Budget and Management Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No.23BCC00045 for FY 2022-23 amending the expenditure and revenue budgets for multiple funds by a total of \$15,530,177.54 for the outstanding encumbrances at fiscal year-end FY 2021-22

Attachments:

[AAF-045 Legal Form](#)

[AAF-045 Supplemental Form Encumbrance Rollover](#)

22-0646

Durham County Hacking into History Restrictive Covenant Project Contract Approval

Agenda Text:

The Board of County Commissioners (BOCC) is requested to authorize the County Manager and the Register of Deeds to enter into a contract with DataWorks in the amount of \$50,000 for funding of the non-profit, DataWorks, NC for the historical discovery and education initiative known as the *Hacking into History Project*. This funding was appropriated within the Register of Deeds FY 22/23 budget and authorized by the BOCC as part of the FY22/23 Budget approval.

Hacking into History is a public/private collaboration designed to uncover racially restrictive covenants present in Durham County public records, then through community forums, allow subject matter experts to share how these covenants have impacted Durham across several aspects of society into the modern day.

Through this initiative, the *Hacking into History Project* partners (including the North Carolina Central University's SLIS Library, DataWorks NC, Yinsome Group, the Robinson Bradshaw Law Firm, and the Durham County Register of Deeds Office) intend to continue:

- Planning and facilitating monthly workshops and community meetups
- Leading a convening in winter-spring to clarify project learnings and goals
- Collecting racial covenants data and developing exhibit materials
- Developing NCCU and DPS curriculum
- Running monthly events for affinity groups, neighborhoods, and all-public participants.

- Continue monthly meetups of the community of practice
- Conducting a co-design process that identifies how residents of Durham want to engage with this knowledge, make it generally accessible, and
- Developing the materials (digital as well as physical) that can transmit this collective knowledge to all Durham residents.

This request has been reviewed and approved by the Durham County Attorney (see attachment for details).

Alignment with Strategic Plan: This effort to uncover racially restrictive covenants and then through community-oriented learning, better understand how they have negatively shaped large portions of Durham’s community falls broadly under Goal 5: Visionary Government.

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

County Manager’s Recommendation: The County Manager recommends that the Board authorize the County Manager and Register of Deeds to execute the contract for this project.

Attachments:

[Invoice from DataWorks NC 2022](#)

[Durham County Scope and Budget 2022-2023](#)

[Cert. of Insurance DataWorks](#)

[Contract Requisition Form](#)

[DCo Attorney approval](#)

[Service Contract](#)

22-0650

Approve Renaming Capital Project 4190DC080 from “Owned Convenience Site Upgrades” to “Redwood Convenience Site Upgrades”

Agenda Text:

The Board is requested to approve renaming Capital Project 4190DC080 from “Owned Convenience Site Upgrades” to “Redwood Convenience Site Upgrades.” The Owned Convenience Site Upgrades Project (4190DC080) originally consisted of renovations to both the Parkwood and Redwood Convenience Sites, but the scope and cost of renovations to each convenience site has since increased and each convenience site must now be budgeted separately. This is a technical change to the project name and has no budget impact.

Originally, the County planned to renovate the Redwood and Parkwood Convenience Sites, which are located on County-owned property in South Durham, in each site’s existing location and under the same capital project: Owned Convenience Site Upgrades (4190DC080). On August 11, 2018, RFQ No 19-006 was advertised for Architectural Services for Upgrades to Southern Durham County Solid Waste Convenience Sites. Smith+Gardner Engineers was selected to provide

design services for this project. During the preliminary investigation and design phase, several issues arose that necessitate the need to separate these facilities into two separate projects. The Redwood Convenience Site renovation will require a Special Use Permit, which will take additional time and funding. Combined with the increasing cost of inflation and materials, this will increase the project cost more than originally projected but should be covered with the existing \$2.7 million budget for the “Owned Convenience Site Upgrades.” Changing Capital Project 4190DC080’s name from “Owned Convenience Site Upgrades” to “Redwood Convenience Site Upgrades” will allow the County to move forward with the Redwood renovations using existing project budget.

The Parkwood design would require obtaining additional property from the neighboring Triangle Wastewater Treatment Plant. Not only is additional property not available, but the long-range plan for the Triangle Wastewater Treatment Plan includes the use of the entire property where the Parkwood Convenience Site is currently located. Therefore, instead of renovating the site in its current location, the County will need to acquire new property in Southern Durham County and build a brand-new facility. The purchase of land, increased construction, and the rising costs of inflation will necessitate a new CIP project request, which will be brought to the Board at a later date.

In addition, both projects will increase the value of separate capital assets. As such, technically, they should be two separate capital projects as they will capitalize as two separate assets.

Alignment with Strategic Plan:

Durham County Government is responsible for providing solid waste services to unincorporated residents in Durham County which includes curbside recycling, litter control and abatement, and the management of residential convenience sites. These responsibilities align with Strategic Plan Goal 4 - Environmental Stewardship and Goal 5 - Accountable, Efficient and Visionary Government.

Resource Persons: Motiryo Keambiroiro, General Services Director and Chrissie Koroivui, Solid Waste Program Manager, Ken Ketterer, Project Facilitator

County Manager’s Recommendation: The County Manager recommends that the Board approve renaming Capital Project 4190DC080 from “Owned Convenience Site Upgrades” to “Redwood Convenience Site Upgrades.” This is a technical change to the project name and has no budget impact.

Attachments: [AAF Supplemental CIP](#)

22-0651

Execute an Amendment to the Architectural/Engineering Services Contract with Smith+Gardner Engineers for Upgrades to the Redwood Solid Waste Convenience Site Capital Project (4190DC080)

Agenda Text:

The Board is requested to authorize the County Manager to execute an amendment to the architectural/engineering services contract with Smith+Gardner Engineers for permitting, design, and construction administration services in the amount of \$344,600 to renovate the Redwood Solid Waste Convenience Site. The Redwood Solid Waste Convenience Site Upgrade Capital Project (4190DC080) was originally titled the Owned Convenience Sites Upgrade Capital Project. Funding for the amendment will come from the existing budget; no new funding is needed.

This renovation will meet the long-term demands of the growing communities and provide flexibility to accommodate future changes to the waste and recyclable materials management program. The final site design will include a review of population trends and best practices in the industry, as well as will seek community feedback.

On August 11, 2018, a Request for Qualifications (RFQ No. 19-006) for Architectural Services for Upgrades to Southern Durham County Solid Waste Convenience Sites was advertised and mailed to potential proposers. A joint team from General Services and Engineering Departments recommended Smith+Gardner Engineers as the selected firm.

Alignment with Strategic Plan: Durham County Government is responsible for providing solid waste services to unincorporated residents in Durham County, which includes curbside recycling, litter control and abatement, and the management of residential convenience sites. These responsibilities align with Strategic Plan Goal 4 - Environmental Stewardship and Goal 5 - Accountable, Efficient and Visionary Government.

Resource Persons: Motiryo Keambiroiro, General Services Director and Chrissie Koroivui, Solid Waste Program Manager, Ken Ketterer, Project Facilitator

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute an amendment to the architectural/engineering services contract with Smith+Gardner Engineers for permitting, design, and construction administration services in the amount of \$344,600 to renovate the Redwood Solid Waste Convenience Site. The Redwood Solid Waste Convenience Site Upgrade Capital Project (4190DC080) was originally titled the Owned Convenience Sites Upgrade Capital Project. Funding for the amendment will come from the existing budget; no new funding is needed.

Attachments:

[AAF Supplemental SG2](#)

[Contract Amendment SG FY2023](#)

[SOS SG2](#)

[S+G DC Proposal 2022-10-21](#)

[MWBE Compliance Review Form-AAF for 19-006 RFQ Amendment 101722](#)

22-0659

A Resolution of the County of Durham, North Carolina to Authorize

the Purchase of Easements or the Acceptance of Easements by Grants of Properties in an Area Commonly Known as the Snow Hill Community, which is Specifically Inclusive of Roads and Streets for the Purpose of Creating, Expanding, and Maintaining the Snow Hill Sanitary Sewer System

Agenda Text:

The Board is requested to adopt the attached Resolution to further the acquisition and conveyance of Permanent Utility Easements and Temporary Construction Easements needed to complete the Snow Hill Road Pump Station and Force Main Replacement Project. The purpose of this Resolution is to authorize the County Manager to pay reasonable sums to compensate property owners for Permanent Utility Easements and Temporary Construction Easements necessary to accomplish this project, and to execute the easement acquisitions as they are negotiated. This Resolution also authorizes Durham County to convey or release any property rights acquired for the City of Durham for inclusion into its sewer system when deemed appropriate. The costs will be covered by the current Snow Hill Road Pump Station capital project (4730DC149) budget; no new funding is requested.

The path along which the new force main will be installed is parallel to the existing force main easements, essentially widening the existing easements. This is necessary to accommodate the larger force main pipe and allowing the existing pipe to be disconnected and abandoned in the ground. The 19 easements range in size from 218 to 17,424 square feet, or .005 to .40 acres. Staff anticipates that the total compensation for all easements to be in the \$50,000 range when negotiations are finalized.

The Snow Hill Road Pump Station (SHRPS) was identified as a limiting factor in growth in the Treyburn business district in 2013. Although the SHRPS was upgraded in 2015, the pump station is no longer capable of being upgraded to sufficiently convey wastewater from the Treyburn business district and must be replaced with a larger station and separate force main. Multiple industries within the Treyburn area are in design or construction for expansions of their current facilities; therefore, economic development and job creation will be halted until the SHRPS is complete.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this project will ensure a quality delivery of the Snow Hill Road Pump Station to promote economic development.

Resource Persons: Nancy Mitchell, Sr. Real Estate Officer, Vince Chirichella, Sr. Project Manager; Willie Darby, Interim County Attorney.

County Manager’s Recommendation: The County Manager recommends that the Board adopt the attached Resolution to further the acquisition and conveyance of Permanent Utility Easements and Temporary Construction Easements needed to complete the Snow Hill Road Pump Station and Force Main Replacement Project.

Attachments: [SNOW HILL RESOLUTION FINAL](#)
[221013 SEWER LINE TRANSFER TO THE CITY \(002\)](#)
[SHRPSFM Resolution Figure 1](#)
[DTCC Easement Plat PB 203 PG 218](#)

22-0662 **Juvenile Crime Prevention Council Appointment**

Agenda Text: The Board is requested to appoint Laylon Williams to the Juvenile Crime Prevention Council in the “Director AMH/DD/SA or Designee” seat-a designated position on the council. Mr. Norman is a Criminal Justice Specialist/Crisis Intervention Team Coordinator at Alliance Health.

The Juvenile Crime Prevention Council (JCPC) reviews the needs of Durham juveniles who are at risk of delinquency or who have been adjudicated, undisciplined, or delinquent, review and evaluate the resources available to address those needs, develop and implement a request for proposals process, and submit a written plan of action for the expenditure of juvenile sanction and prevention funds to the Durham Board of County Commissioners for its approval.

Alignment with Strategic Plan: This appointment aligns with the strategic plan goal of safe and secure community.

Resource Persons: Gudrun Parmer, Director, Criminal Justice Resource Center

County Manager’s Recommendation: The County Manager recommends that the Board appoint Laylon Williams to the Juvenile Crime Prevention Council in the “Director AMH/DD/SA or Designee” seat.

Attachments: [JCPC - Laylon Williams](#)

22-0663 **Preliminary Assessment Resolution for Little Acres Drive**

Agenda Text: The Board is requested to approve a Preliminary Assessment Resolution for Little Acres Drive

When a subdivision is developed outside of a municipality with public roadways, the developer is required to construct the roadways to meet the standards of the NC Department of Transportation (NCDOT), and NCDOT accepts the new roadways into the state maintenance system. Unfortunately, due a variety of reasons, this process has not always been followed. Developers are typically at fault for not following through the required process, and property owners are often not aware of the problem until many years later. Residents discover that their roadway requires costly maintenance or repairs, and there is no entity with the resources or authority to manage the improvements. NCDOT will not accept the roadways until the repairs are made to meet their standards. These roadways are considered orphan roads. As with all counties in North Carolina, Durham County does not own and maintain roadways.

In February 2022, Durham County approved an Orphan Roads Policy to provide guidance for how the County could assist residents with the repair and transfer of orphan roads to NCDOT. The Policy allows County staff to manage the improvement project and allows for financing of the project subject to budget

appropriation by the County.

Residents on Little Acres Drive have submitted a valid petition to Durham County requesting an orphan road project to facilitate the transfer of their road to NCDOT. The Board is requested to adopt a Preliminary Assessment Resolution that includes a description of the project, the terms and conditions of the assessment, and a date and time for a public hearing on the project. Approval of the resolution is the next step in the project and does not obligate the County to fund the project.

Alignment with Strategic Plan: The Little Acres Drive project aligns with Goal 4 of the Strategic Plan by facilitating the appropriate maintenance and management of roadway infrastructure in Durham County.

Resource Persons: Ellen Beckmann, Durham County Transportation Manager; Jay Gibson, General Manager of Environmental Stewardship and Community Prosperity

County Manager's Recommendation: The County Manager recommends that the Board adopt the Preliminary Assessment Resolution for Little Acres Drive.

Attachments:

[AAF - Little Acres Drive Preliminary Assessment Resolution - 2022-11](#)

[Durham County Orphan Roads Policy - adopted 2022-02-28](#)

[Durham County Orphan Road Preliminary Assessment Resolution - Little Acres](#)

[Durham County Orphan Road Petition - Little Acres Completed Redacted](#)

22-0666

Approval of Surplus Personal Property Sale by Electronic Public Auction with GovDeals and Property Room

Agenda Text:

The Board is requested to approve the Resolution Authorizing an Electronic Public Auction Sale and authorize the County Manager or designee to follow the surplus disposal procedures for proper disposal and removal.

As provided by the NC General Statutes 160A-270, the County desires to dispose of accumulated surplus vehicles and equipment. See the attached FY2023 Surplus Vehicle and Miscellaneous Surplus Equipment Listing, Section 5 - Replacement Criteria of the Vehicle/Equipment Replacement Policy, and the Resolution authorizing the electronic public auction sale. The Resolution shall be published in the local newspaper and on the County's website at least ten (10) days prior to the date of sale.

We are recommending the use of GovDeals, the County's governmental on-line auction service provider, for the sale of the surplus equipment. GovDeals will be compensated at 7.5% of the total gross sale price through auction proceeds. Property Room, the County's governmental on-line auction provider for surplus vehicles, is being recommended for the sale of the surplus vehicles and will be compensated at 12.5% which includes charges for towing, storage and commission.

Alignment with Strategic Plan: Promotes accountability and efficiency in

government (Goal 5).

Resource Persons: Terry Sineath, Fleet Coordinator; Felipe Gibbs, Warehouse Manager; Motiryo Keambiroiro, Director of General Services; and Angela Perry, Procurement Manager.

County Manager's Recommendation: The County Manager recommends that the Board approves the Resolution Authorizing an Electronic Public Auction Sale and authorize the County Manager or designee to follow the surplus disposal procedures for proper disposal and removal of accumulated surplus vehicles and miscellaneous equipment.

Attachments:

[Surplus Vehicles & Equipment FY2023](#)

[Surplus Replacement Criteria](#)

[Resolution Authorizing Surplus Sale by Electronic Public Auction November 28](#)

[NC General Statute 160A-270 Sale & Disposition of Property pdf](#)

22-0669

Request Refund of Payment of Excise Tax to Burns, Day & Presnell, P.A.

Agenda Text:

The Board is requested to refund excise tax paid erroneously in Durham County to Burns, Day & Presnell, P.A. . On September 27, 2022 a deed was recorded in Durham County, with excise tax paid in the amount of \$647.00. This document should have been filed in Johnston County. Pursuant to N.C. General Statute, 105.228.37 *Before a tax is refunded, the taxpayer must record a new instrument reflecting the correct amount of tax due. If no tax is due because an instrument was recorded in the wrong county, then the taxpayer must record a document stating that no tax was owed because the instrument being corrected was recorded in the wrong county. The taxpayer must include in the document the names of the grantors and grantees and the deed book and page number of the instrument being corrected.*

When a taxpayer records a corrected instrument, the taxpayer must inform the register of deeds that the instrument being recorded is a correcting instrument. The taxpayer must give the register of deeds a copy of the decision granting the refund that shows the correct amount of tax due. The correcting instrument must include the deed book and page number of the instrument being corrected. Before a tax is refunded, the taxpayer must record a new instrument reflecting the correct amount of tax due. (see attached)

Pursuant to the request by Burns, Day & Presnell, P.A., a refund in the amount of \$647.00 is requested due to the misfiling in the Durham County Register of Deeds.

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

Resource Persons: James R. Tabron IV, Assistant Register of Deeds.

County Manager's Recommendation: The County Manager recommends that the Board refund the overpayment in the amount of \$647.00 to Burns, Day & Presnell, P.A.

Attachments: [LOE & Refunds of Excise Tax for Erroneously Recorded Deed](#)
[Ting Liu Deed Durham Co](#)
[Ting Liu Deed Johnston Co](#)

22-0679

Criminal Justice Advisory Board Appointment

Agenda Text: The Board is requested to appoint Kelly Inman, Chief Operating Officer at DSS, to the Criminal Justice Advisory Board (CJAC) to serve in the designated position of "DSS Director or Designee".

The purpose of the Criminal Justice Advisory Committee (CJAC) is to develop a comprehensive continuum of services for the adult criminal justice system, identify services gaps, and develop intervention strategies and comprehensive solutions. The CJAC is advisory in nature and has no authority over any public or private entity.

Shared Values: Reduce the demand for County jail beds, reduce the number of Durham County residents in state prison facilities, develop a continuum of programs, services and sanctions that provides options to the criminal justice system, pursue initiatives that are respectful towards victims, offenders and the community, pursue funding for initiatives through grant opportunities and requests to local and state government.

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

Resource Persons: Gudrun Parmer, Criminal Justice Resource Center Director

County Manager's Recommendation: The County Manager recommends that the Board appoint Kelly Inman, Chief Operating Officer at DSS, to the Criminal Justice Advisory Board (CJAC) to serve in the designated position of "DSS Director or Designee."

22-0680

Property Tax Releases and Refunds for October 2022

Agenda Text: The Board is requested to approve the Releases & Refunds for the month of October 2022, which includes adjustments to the current year levy as well as prior years' levies. 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 October 2022.

Releases and refunds for tax year 2022 total \$ 1,509,035.65. Prior tax years' (2016-2021) releases and refunds are in the amount of \$4,591.09. October 2022 releases and refunds total \$1,513,626.74.

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 October 2022 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments: [Releases and Refunds Backup Detail-Oct 2022-November 14, 2022](#)
[Backup-Tax Releases-Oct 2022- Nov 14, 2022](#)
[Backup-Tax Refunds-Oct 2022-Nov 14, 2022](#)
[NCVTS September Refunds](#)

22-0681

Property Tax Releases and Refunds for November 2022

Agenda Text:

The Board is requested to approve the Releases & Refunds for the month of November 2022, which includes adjustments to the current year levy as well as prior years' levies. 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 November 2022.

Releases and refunds for tax year 2022 total \$ 80,882.49. Prior tax years' (2016-2021) releases and refunds are in the amount of \$2,181.16. November 2022 releases and refunds total \$83,063.65.

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 November 2022 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments: [Releases and Refunds Backup Detail-Nov 2022-November 14, 2022](#)
[Backup-Tax Releases-Nov 2022-November 14, 2022](#)
[Backup-Tax Refunds-Nov 2022-Nov 14, 2022](#)

22-0686**Durham County Legislative Goals for 2023 General Assembly Session****Agenda Text:**

The Board is requested to approve the list of Durham County Legislative Goals as discussed during the November 7th work session. Staff has updated the listing as directed by the Board during the discussion.

Following approval, this list will be shared with members of the Durham Legislative Delegation during a meeting now being planned for in the coming weeks.

Alignment with Strategic Plan: This item aligns with all 5 Strategic Plan Goals

Resource Persons: Deborah Craig-Ray, General Manager for Strategic Planning and Innovation.

County Manager's Recommendation: The County Manager recommends that the Board approve the item and share the list of Legislative Goals with members of the Durham Legislative Delegation at the upcoming meeting.

Attachments:

[Durham County Local Legislative Goals 2023 Nov 14](#)

7. Public Hearings (10min)**22-0670****Consolidated Item - Mason Farms Major Special Use Permit Quasi-Judicial Hearing Continuance (10min)****Agenda Text:**

The Board is requested to open and continue a quasi-judicial hearing for a Major Special Use Permit (MSUP) for a Community Wastewater System for the Mason Farms conservation subdivision pursuant to Unified Development Ordinance (UDO) 12.7.1C.

One motion is required to continue this item:

Motion #1: To continue the Major Special Use Permit for case M2200001, Mason Farms Community Wastewater System to the November 28, 2022 meeting.

Attachments:

Attachment A M2200001 Mason Farms Community Wastewater System MSUP Staff Report

Attachment B D2100325 Mason Farms Major Site Plan Staff Report

Attachment C Context Map

Attachment D Aerial Map

Attachment E M2200001 Application

Attachment F D2100325 Major Site Plan

Attachment G M2200001 Draft Order

Alignment with Strategic Plan: The MSUP for a community wastewater system emphasizes Goals 2, 3 and 4, Health and Well-being for All, Safe Community, and Environmental Stewardship and Community Prosperity, respectively. The use of a

community wastewater system allows for a clustering of the proposed single-family house lots since individual septic systems would potentially require larger lots to accommodate septic fields. This in turn allows for more tree preservation on site.

Resource Persons: Cole Renigar, Planner, and Sara M. Young, AICP, Planning Director

County Manager's Recommendation: The County Manager recommends that the Board open and continue a quasi-judicial hearing for a Major Special Use Permit (MSUP) for a Community Wastewater System for the Mason Farms conservation subdivision pursuant to Unified Development Ordinance (UDO) 12.7.1C.

Attachments: [Cover Memo-Mason Farms MSUP-Major Site Plan](#)
[Attachment A. M2200001 Mason Farms Community Wasterwater system MSUF](#)
[Attachment B. D2100325 Mason Farms Major Site Plan Staff Report](#)
[Attachment C. Context Map](#)
[Attachment D. Aerial Map](#)
[Attachment E. M2200001 Application](#)
[Attachment F. D2100325 Major Site Plan](#)
[Attachment G. M2200001 Draft Order](#)

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

9. Closed Session

22-0687

Closed Session

Agenda Text:

The Board is requested to adjourn into Closed Session 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 Goals 5

Resource Persons: Dr. Kimberly Sowell, County Manager

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

10. Adjournment