



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, December 12, 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)

22-0723 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 walk-in hours to get your free vaccination: Monday, Wednesday, Thursday & Friday: 9 a.m. to 4 p.m. and Tuesday: 9 a.m. to 5:45 p.m. All approved doses available. Please note, clinics are closed between 11:30 a.m.-1 p.m. daily and on Saturday and Sunday. Visit www.dcopublichealth.org/COVIDVaccines or call 919-560-9217 for more information.
2. **Get Your Flu Shot at DCoDPH** - Flu shots are available by appointment at the Durham County Department of Public Health. Call 919-560-7608 to schedule yours today. Most private insurance fully covers the cost of flu shots. Shots are available for free to some eligible individuals. Visit www.DCoPublicHealth.org/FluSeason or call 919-560-7608 for

more information.

3. **NC Homeowner Assistant Fund (NCHAF)** - The NCHAF is available for homeowners to help prevent mortgage delinquencies, defaults, displacements and foreclosures due to COVID-19. To qualify you must be past due on your mortgage by at least 30 days. For more information and how to apply, please visit www.nchaf.gov <<http://www.nchaf.gov>>.
4. **Volunteers Needed for Durham Food Security Network** - The Durham Food Security Network is looking for people with experience in farming or in the food industry to fill open seats on its Steering Committee! Stipend is \$50 per meeting. Deadline to apply is Dec. 31 at 11:59 p.m. Apply at <<https://bit.ly/3fmfKxN>>.
5. **Solarize the Triangle Deadline is Dec. 31** - Solarize the Triangle is a community-based group-buying program developed by 11 local Triangle governments to has enrolled over 1,000 residents and businesses seeking proposals for solar-energy systems. Sign up for your FREE assessment today at www.solarizethetriangle.com <<http://www.solarizethetriangle.com>> and get on the road to discounted solar energy!
6. **Durham Winter Holiday Parade on Dec. 17** - Kick off the holiday season at the Durham Holiday Parade in downtown Durham on Saturday, December 17! Cheer on dynamic floats, hometown bands, drill teams, schools, and community groups as they make their way down Main Street at the Durham Holiday Parade. The procession will conclude with a guest appearance from Santa. This is a free event and will be held rain or shine! Seating is not provided. Spectators are encouraged to bring their own chairs and blankets! Parade begins at 10 a.m. For more information go to <<https://DPRPlaymore.Org/309/Holiday-Parade>>.
7. **Sign Up for City-County Planning Notification Service** - The Durham City-County Planning Department invites all residents interested in staying informed about upcoming zoning and other land-use public hearings to sign up for its Public Notification Service. You will receive a weekly email notification with upcoming announcements, scheduled public hearings, and major site plans. Sign up here: <<http://bit.ly/SignUpPPNS>>.
8. **The Low-Income Energy Assistance Program** - LIEAP kicks off December 1st for applicants 60+, those with disabilities, and who receive Food and Nutrition Services. Residents can call 919-560-8192 to make a virtual appointment with the Department of Social Services' LIEAP Specialists. On January 3, 2023 all Durham residents may apply

online as well at: <https://epass.nc.gov>. The LIEAP Program ends March 31, 2023.

9. Your Input is Needed - The Regional Transportation Planning Agency is conducting a study of the US 70 East Corridor and your input is needed. There are two virtual meetings held on December 13th and 15th from 5:30 - 6:30pm and one in-person meeting held on December 17th from 11am-12noon. The survey must be complete by January 6, 2023, for additional details and to complete the survey, please visit <https://bit.ly/us70east>.

4. Minutes (5 min)

[22-0724](#)

Minutes (5min)

Attachments:

[November 7, 2022 - Work Session](#)

[November 28, 2022 Regular Session](#)

[December 5, 2022 - Work Session](#)

5. Consent Agenda (15 min)

[22-0635](#)

Proposed Relocation of Abandoned “McGhee Family Cemetery”

Agenda Text:

The Board is requested to approve the relocation of 17 known, probable, and possible gravesites located within the abandoned cemetery identified as the “McGhee Family Cemetery” under the supervision of the Health Director or Health Director’s designee pursuant to NCGS 65-106.

The request for Board approval is being made pursuant to NCGS 65-106 by the current property owner SCANNELL PROPERTIES #539, LLC (Deed Book 9384, Page 942 - 950) to accommodate the development and to provide better protection for the burials by relocating them to a perpetual care cemetery. The gravesites are proposed to be disinterred from the current location at 6622 S Alston Ave, Durham, NC 27713 to be reinterred in the Lowes Grove Baptist Church Cemetery located at 4358 S Alston Ave, Durham, NC 27713. This is a perpetual-care cemetery maintained by the Lowes Grove Baptist Church Trustees.

SCANNELL PROPERTIES #539, LLC has submitted a report to the Durham County Department of Public Health detailing historical and archaeological investigations of the cemetery and documenting due-diligence efforts regarding next-of-kin and public notice requirements per NCGS 65-106(b).

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

Resource Persons: Patrick Eaton, REHS, Onsite Water Protection Supervisor Durham County Department of Public Health, Andrew Smith, Scannell Properties, April Smith, PhD, RPA, TerraXplorations Inc.

County Manager's Recommendation: The County Manager recommends that the Board approve relocation of 17 known, probable, and suspected gravesites located within the abandoned cemetery identified as the "McGhee Family Cemetery" under the supervision of the Health Director or Health Director's designee pursuant to NCGS 65-106.

Attachments: [AAF Supplemental Document - McGhee Family Cemetery](#)
[1 McGhee Family Cemetery Report](#)
[2 Removal of Graves NCGS 65-106](#)

22-0643 **Approval of Purchase of Goods contract(s) with various vendors for the private office, resident beds, classroom, conference and miscellaneous furnishings from the NC State Contract and/or Omnia Partners buying programs for the New Durham County Youth Home**

Agenda Text: The Board is requested to authorize the County Manager to enter into contracts with the following furniture suppliers for the purchase of furniture, fixtures, and equipment (FF&E) related to the construction of the New Durham County Youth Home located at 2432 Broad Street, Durham, NC in the amount of \$605,971.42, plus 5% owner's contingency at \$30,298.57 and to execute any other related contracts, if necessary, not to exceed the budget of \$636,269.99. (See attached vendor quotes)

- | | | |
|-----------------------------------|---------------------|---|
| 1) CBI Workplace Solutions: | \$221,361.09 | (private offices, file cabinets, guest chairs) |
| 2) PMC Commercial Interiors, Inc: | \$372,609.97 | (task seating, shelving, wastebaskets, beds, side chairs, etc.) |
| 3) Stephens Office Systems | <u>\$ 12,000.36</u> | (conference tables, teaching podiums) |
| Furniture Subtotal: | \$605,971.42 | |
| Contingencies @5% | <u>\$ 30,298.57</u> | |
| Total: | \$636,269.99 | |

As highlighted during the June 14th, 2021, consent agenda, procuring furnishings for the new Youth Home facility has required a more complex process than is typically found compared to general office settings. With the assistance of Moseley Architects, careful selections of owner provided resident and office furnishings required for the facility have been made to include sleeping room, classroom, private office, conference, health, general seating, and other ancillary furniture items. Proposed purchases from all three vendors (CBI, PMC, SOS) will be made via qualified buying program such as NC State Contract and/or Omnia Partners collaborative buying agreements.

G.S. 143-129(e) allows local governments to be exempted from competitive bidding requirements in lieu of purchasing furnishings/equipment through group purchasing programs. This provides Durham County the deepest discount possible for purchases under the respective purchasing programs. Many of the new furnishings have extensive lead times due to upholstering and fabrication which requires us to bring these contracts for approval in a timely manner to meet the anticipated occupancy schedule for the project. Construction of the new Youth Home is currently underway and is scheduled for substantial completion in late August 2023, with anticipated occupancy by staff and residents the following month. This will require all furniture installations to be in place prior to occupancy by staff. The Engineering Department has collaborated with Mosely Architects and agree with their recommendation that the County proceed with the procurement of the items referenced in the attached proposals.

Funding for these, purchase of goods contracts is available in the new Durham County Youth Home project account. For M/WBE participation information, see attached compliance review form.

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

Resource Persons: Peri D. Manns, ASLA, Assistant General Manager/Deputy Director Engineering; James Faress, P.E., Senior Project Manager; Joel T. Jones, MPA, Project Manager

County Manager's Recommendation: The County Manager recommends that the Board authorize the execution of the various Purchase of Goods contracts with CBI Workplace Solutions, PMC Commercial Interiors, and Stephens Office Systems for the purchase of the private office, sleeping room, classroom, conference, seating, storage and misc. furnishings from the various Federal and/or State Buying Programs for the new Youth Home facility in the amount of \$605,971.42, and to execute any other related contracts, if necessary, not to exceed the budget of \$636,269.99.

Attachments:

[MWBE Compliance Review Form-AAF for Furniture for New Youth Home 1201](#)

[CBI - Furniture Quote](#)

[PMC - Furniture Quote](#)

[Supplemental Document](#)

[Stephens Office Systems - Furniture Quote](#)

22-0656

Enter into a Contract in the Amount of \$104,270.70 with Kontek Systems to Provide Audio Visual Support for all Durham County Conference and Courtrooms that Contain Audio Visual Equipment

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract

in the amount of \$104,270.70 with Kontek Systems to provide audio visual support for all Durham County conference and court rooms that contain audio visual using equipment. This contract will be funded from IS&T's FY 2022-2023 operational budget.

Durham County has 120 conference/court rooms spread out across County buildings. The contract includes coverage for yearly maintenance and repairs of broken equipment. Much of the equipment is no longer covered by warranty and many of the conference/court rooms utilize complex audio visual equipment.

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

Resource Persons: Greg Marrow, CIO; Kim Cook, IS&T Business Office Manager.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract in the amount of \$104,270.70 with Kontek Systems to provide audio visual support for all Durham County conference and court rooms that contain audio visual equipment. This contract will be funded from IS&T's FY 2022-2023 operational budget.

Attachments:

[Kontek AAF Supplemental Document - AV Support Services](#)

[KONTEK AV ENTERPRISE INSTALL REVISED WITH TAX INCLUDED 12152](#)

22-0660

Approve an Amendment of \$30,740.16 to the Westaff Staffing Contract to continue the Contracted Services of a Junior Software Developer, Increasing the Total Contract Amount to \$54,993.76

Agenda Text:

The Board is requested to authorize the County Manager to approve an amendment of \$30,740.16 to the Westaff staffing contract to continue the contacted services of a junior software developer, increasing the total contract amount to \$54,993.76. This contract will be funded from IS&T's 2022-2023 operational budget.

This junior developer will continue to work with IS&T senior developers to assist in the implementation of an enterprise Public Records Request solution for Durham County Government. This project focuses on raising the visibility of public records requests, enhancing automation, and reporting capabilities, and improving the end user experience for Durham County residents and citizens. Further, this resource will provide software development support other County software applications being developed.

These enhancements will improve operational efficiencies and service delivery effectiveness. This request aligns with Goal 5: Accountable Efficient and Visionary Government. This amendment will increase the contract to \$54,993.76

Alignment with Strategic Plan: Goal 5 - Accountable, efficient, and visionary government.

Resource Persons: Greg Marrow, Kim Cook, IS&T Business Officer Manager.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve an amendment of \$30,740.16 to the Westaff staffing contract to continue the contracted services of a junior software developer, increasing the total contract amount to \$54,993.76. This contract will be funded from IS&T's 2022-2023 operational budget.

Attachments:

[AAF Westaff Junior Developer Supplement 09082022 v1](#)

[WESTAFF WORKFORCE SOLUTIONS LLC. DBA WESTAFF BOCC LEGAL C](#)

22-0661

Approval to Renew the County's Three-Year Microsoft Enterprise Agreement Contract for the Continuation of Microsoft Licenses and Services, and to Authorize the County Manager to Execute Subsequent Maintenance Renewals, Amendments, and Annual Payments Not to Exceed the Existing Operational Budget. The Amount of this Enterprise Agreement Contract is \$1,326,279.87

Agenda Text:

The Board is requested to approve the renewal of the County's three-year Microsoft Enterprise Agreement contract for the continuation of Microsoft licenses and services. These Microsoft licenses and services will be purchased through SHI Corp., a reseller of technology products, per the State Convenience Contract 208C. The amount of this Enterprise Agreement contract is \$1,326,279.87 and will be funded from IS&T's current fiscal year 2022-2023 operational budget.

The Board is also requested to authorize the County Manager authority to execute subsequent maintenance renewals, amendments, and annual payments not to exceed the existing operational budget if the need arises. This authority will allow the flexibility to quickly respond to time sensitive matters if needed.

The licenses and services provided by the Microsoft Enterprise Agreement strengthen information security through the use of several best-of-industry cybersecurity tools, while allowing County employees usage of critical productivity tools and applications including Office 365.

Alignment with Strategic Plan: Efficient and effective operations of business applications supporting citizens across our County departments align with Goal 5 (Accountable, Efficient and Visionary Government) of the Strategic Plan

Resource Persons: Greg Marrow, Chief Information Officer, Kimberly M. Cook, Senior Business Manager

County Manager's Recommendation: The County Manager recommends that

the Board authorize the County Manager to approve the renewal of the County's three-year Microsoft Enterprise Agreement contract for the continuation of Microsoft licenses and services, and to authorize the County Manager to execute subsequent maintenance renewals, amendments, and annual payments not to exceed the existing operational budget. The amount of this Enterprise Agreement contract is \$1,326,279.87.

Attachments: [MICROSOFT EA AAF SUPP 2022 \(2\)](#)

22-0674

Greater Triangle Commuter Rail Study Memorandum of Understanding Extension Agreement

Agenda Text:

The Board is requested to approve the Greater Triangle Commuter Rail Memorandum of Understanding Extension Agreement.

In March 2020, Durham County adopted a resolution authorizing the County Manager and Board Chair to execute a Memorandum of Understanding to express the roles, responsibilities, and cost share of the project management partners for the next phase of study for the Greater Triangle Commuter Rail (GTCR) Project. This study has proceeded with the Board receiving several updates through 2020, 2021, and 2022. GoTriangle is preparing a final study report and intends to conduct final public engagement in early 2023. The regional partners, including Durham County, are then expected to decide on the future phases of the project in 2023.

The study schedule needs to be extended from the original end date of December 31, 2022, to December 31, 2023. No other changes are proposed to the original MOU, and no additional funding is anticipated beyond what had already been appropriated at the beginning of the study process.

Alignment with Strategic Plan: The Greater Triangle Commuter Rail project aligns with the Environmental Stewardship and Community Prosperity goal of the Strategic Plan by providing better transit services that connect to jobs, education, housing, healthcare, and opportunity.

Resource Persons: Ellen Beckmann, Durham County Transportation Manager; Katharine Eggleston, GoTriangle Chief Development Officer

County Manager's Recommendation: The County Manager recommends that the Board approve the Greater Triangle Commuter Rail Study Memorandum of Understanding Extension Agreement.

Attachments: [GTCR Extension-to-GTCR-MOU](#)

[Fully Executed Commuter Rail MOU](#)

22-0675

Budget Ordinance Amendment No. 23BCC00048 Public Health to Recognize \$2,422 from the NC DHHS Division of Public Health Epidemiology Section/Communicable Disease Branch for TB Infection and Disease Screening

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No.

23BCC00048 Public Health to Recognize \$2,422 from the North Carolina Department of Health and Human Services Division of Public Health, Epidemiology Section/Communicable Disease Branch for Tuberculosis infection and disease screening.

This increase in the grant funds provides temporary funding to the Health Department to enhance latent tuberculosis infection (LTBI) and active TB disease screening and treatment. This funding increase is in response to the Health Department's increased caseload of Ukrainian refugees and humanitarian parolees.

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 expanding essential public health services to control communicable diseases.

Resource Persons: Rodney Jenkins, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00048 Public Health to recognize funds in the amount of \$2,422 from the North Carolina Department of Health and Human Services Division of Public Health, Epidemiology Section/Communicable Disease Branch.

Attachments: [AAF 551 Supplemental Document - Noncontract - AA 551 TB Control \(rev1\)](#)
[551 TB Control R-1](#)
[AAF-48 Legal Form](#)

22-0678

Request to Approve Amendment to Contract with Innovative Interfaces Incorporated

Agenda Text:

The Board is requested to provide approval to amend the first year of the contract with Innovative Interfaces Incorporated by an additional \$10,500. This will increase the first year of the contract to \$130,500 and will also increase the five-year contract total to \$430,500. In addition, the Board is requested to provide approval for the Manager to execute any other related contracts such as amendments and/or change orders, if necessary, not to exceed an additional \$20,000 annually.

On June 13, 2022, The Board authorized the County Manager to enter into a contract with Innovative Interfaces Incorporated to provide the Library with an Integrated Library System, as specified in RFP 22-014 for a total of \$120,000.00 for FY23. The contract total was originally \$420,000 for five years.

The \$10,500 will be for additional data and telephony migration and will come from the Library's existing budget. No additional funding is requested.

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

Accountable, Efficient, and Visionary Government.

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

County Manager's Recommendation: The County Manager recommends that the Board provide approval to amend the first year of the contract with Innovative Interfaces Incorporated by an additional \$10,500. This will increase the first year of the contract to \$130,500 and will also increase the five-year contract total to \$430,500. In addition, the County Manager recommends that the Board provide approval for the Manager to execute any other related contracts such as amendments and/or change orders, if necessary, not to exceed an additional \$20,000 annually.

Attachments: [FR 23-239 Innovative Interfaces Inc - COMPLETE](#)
[FY23 innovative data migration PURCHASING PACKET](#)
[FY23 innovative telephony PURCHASING PACKET](#)
[Innovative AAF Supplement](#)

22-0697 **Increase the 300 E. Main St. Affordable Housing Redevelopment Master Development Agreement Through PAYGO Funding of \$1,500,000 and Loan #3 to Execute Amendment #2 to the Master Development Agreement for the Project**

Agenda Text: The Board is requested to approve a \$1,500,000 increase to the 300 E. Main St. Affordable Housing Redevelopment Master Development Agreement through Loan #3, as well as authorize the County Manager to execute an amendment to the previously approved Master Development Agreement for the project. (See Attachment 1&2)

Construction activities for the 300 E. Main St. Affordable Housing wrapper were previously slated to begin in June 2022. The affordable housing portion of the project was bid earlier with construction costs coming in significantly higher than previously estimated. These increases have become all too familiar due to the overall increases in labor and material cost, supply chain issues, inflation and others due to the COVID pandemic and current market pricing. The nature of this project is primarily stick-built framing and other elements including a significant amount of plumbing, mechanical, electrical, drywall, and finishes typical of residential construction of which all elements have seen recent cost increases. Laurel Street Residential (LSR) has informed Durham County that the current construction market and increased interest rates have created a \$1.5M financing gap that needs to be closed to allow the financial closing and construction activities to commence. Despite efforts from LSR to secure funding from NCHFA and others, this gap has not been closed.

The Master Development Agreement previously approved by the BOCC on December 14, 2020, and amended on February 28, 2022, will again be amended to reflect these changes to the project. By expediting this approval, Durham County hopes to allow construction activities to begin to minimize further

inflation and costs increases to the affordable housing portion of this redevelopment. Completion of the overall redevelopment will provide a parking solution for various County departments and citizens visiting the Human Services facility, the Childcare and retail locations and support the affordable housing initiative along E. Main St.

Funding for this contract amendment will come from \$1.5M of funding that is currently reserved within the Pay-As-You-Go (PAYGO) Fund. It is important to note that the current schedule has the private development closing slated for January 2023, which totals the initially agreed upon amount of \$5,965,000 (Loan #1) and \$3,800,000 (Loan #2) and now an additional \$1,500,000 (Loan #3) for utilization by LSR. Total County support will equal \$11,265,000 (Loan #1, 2 & 3).

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: Peri Manns, ASLA, LEED GA, Assistant General Manager; Sarah Odio, Associate Director, Development Finance Initiative; Susan Tezai, Chief Financial Officer; Keith Lane, Budget Director; Ronn Stewart, Senior Vice President, Laurel Street Residential; Jay Gibson, P.E. General Manager - Goal 4; Willie Darby, County Attorney; Sherrod Banks, Principal, Banks Law Firm; Deirdre Denechaud, Partner, Parker Poe Attorneys and Counselors at Law

County Manager's Recommendation: The County Manager recommends that the Board approve a \$1,500,000 increase to the 300 E. Main St. with the funding source from the PAYGO Fund for the Affordable Housing Redevelopment Master Development Agreement through Loan #3, as well as authorize the County Manager to execute an amendment to the previously approved Master Development Agreement for the project.

Attachments:

[Second Amendment to MDA \(003\)](#)

[300 - 4% with income averaging \(110 units\) - 2022.10.27 - Budget Comparison](#)

22-0700

Durham County Sheriff's Office Contract Approval with ePLUS Technology Inc. in the amount of \$185,435.88

Agenda Text:

The Board is requested to approve and authorize the County Manager to execute a 3-year contract with ePLUS Technology Inc. for a data security platform for the Sheriff's Office. The total amount of this 3-year contract shall not exceed \$185,435.88, but the funds will be encumbered and paid annually as follows: 1st year \$65,594.38; 2nd year \$59,920.75; 3rd year \$59,920.75.

This software provides an additional layer of security for the agency, which currently doesn't exist. This is an effort to make improvements in Information Technology for the Sheriff's Office after observing the devastating impacts of the malware attack with the County. The Varonis system is a data protection platform, that identifies security holes, and assists in mitigating those

deficiencies. This system also provides data classification and compliance that aligns with CJIS.

Funding has been identified for the first year of this contract. No additional spending authority is requested.

Alignment with Strategic Plan: This item aligns with Strategic Goal 5: Visionary Government

Resource Persons: Vincent Ritter, Director of Information & Telecommunications, Durham County Sheriff's Office; David LaBarre, Director of Planning & Development, Durham County Sheriff's Office.

County Manager's Recommendation: The County Manager recommends that the Board approve and authorize the County Manager to execute a 3-year contract with ePLUS Technology Inc. for a data security platform for the Sheriff's Office. The total amount of this 3-year contract shall not exceed \$185,435.88 with the funds to be encumbered and paid annually as follows: 1st year \$65,594.38; 2nd year \$59,920.75; 3rd year \$59,920.75.

Attachments:

[Attachment 1 ePlus \(Varonis\) Scope of Services Form FY2023](#)

[Attachment 1 Varonis Professional Services SOW - Durham Sheriff](#)

[Attachment 1B Term EULA \(Signatures\)](#)

[AAF Supplemental Doc EPlus](#)

[ePlus \(Varonis\) Service Contract FY2023](#)

[Attachment 1A EPLUS 22881041 DurhamCo VARONIS 3YR SUBSCRIPTION](#)

22-0709

Budget Ordinance Amendment No. 23BCC00049 - Appropriate General Fund Restricted Fund Balance Totaling \$1,344,307.20 to Increase Expenditure Authority for Cooperative Extension, Social Services, Library, CJRC, and Youth Home

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00049 appropriating \$1,344,307.20 of General Fund restricted fund balance to increase expenditure authority for Cooperative Extension, Social Services, Library, CJRC, and Youth Home. This revenue is unspent monies that were received prior to June 30, 2022, for specific restricted purposes and became restricted fund balance at the end of FY 2021-22.

This budget amendment is an annual process in which County departments identify remaining (unspent) restricted revenue (e.g., grant, federal/state award, donations, etc.). Because they are restricted in General Fund fund balance, there is no impact on unassigned fund balance. This is a budgetary entry only for FY 2022-23 to allow the spending of the restricted monies for the purposes of which they were received rather than spending County funds which is in accordance with the County's spending hierarchy (e.g., restricted funding before unrestricted funding).

Below is a list of programs with restricted fund balance as of FY 2021-22 to be allocated in FY 2022-23:

Allocation of Restricted Funds	AMOUNT
Cooperative Extension - Farm School	\$11,050.04
Social Services - Adoption Promotion Fund/Special Children Adoption Fund, Child Support Settlement/Incentives, HOPWA, APS Essential Funds, Duke Rate Settlement Fund	\$1,271,157.34
Library - Sun Trust Grant	\$14,393.82
CJRC - Local Reentry Council Grant, NC Justice Center Grant, MDP Program	\$44,998.81
Youth Home - Supply Chain Assistance Grant	\$2,707.19
Total:	\$1,344,307.20

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: Keith Lane, Budget and Management Services Director, David Ades, Budget and Management Services Assistant Director, and Heather Walker, Budget and Management Services Analyst

County Manager's Recommendation: The County Manager recommends approval of Budget Ordinance Amendment No. 23BCC00049 appropriating \$1,344,307.20 of General Fund restricted fund balance to increase expenditure authority for Cooperative Extension, Social Services, Library, CJRC, and Youth Home.

Attachments: [AAF-0049 LEGAL FORM Restricted rollover](#)
[AAF-0049 Restricted rollover supplemental form](#)

22-0710 **Holland Industrial Services, Inc. Contract Amendment for Triangle Wastewater Treatment Plant**

Agenda Text: The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Holland Industrial Services, Inc. (RFP 19-013) (FR# 22-742) to provide on-call machinery and equipment repair services for the Triangle Wastewater Treatment Plant in the amount of \$32,000, bringing the total contract amount from \$60,000 to \$92,000.

The amendment will allow the repair of eight mixers currently needing repair and keep the Utilities Division in compliance with NPDES Permit NC0026051. The costs will be funded from the Enterprise Fund.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: "Environmental Stewardship and Community Prosperity," as this contract will ensure all associated mixers located at the TWWTP are maintained in a continual state of readiness.

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

County Manager's Recommendation: The County Manager recommends the Board to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Holland Industrial Services, Inc. (RFP 19-013) (FR# 22-742) to provide on-call machinery and equipment repair services for the Triangle Wastewater Treatment Plant in the amount of \$32,000, bringing the total contract amount from \$60,000 to \$92,000.

Attachments:

[AAF Supplemental Document](#)

[Holland FR 22-742 Amendment 2](#)

[Holland FR 22-742 Amendment 1](#)

[Holland FR 22-742](#)

[Quote #1 Durham County Triangle WWTP SO#141308](#)

[Quote #2 Durham County Triangle WWTP SO#141309](#)

[Quote #3 Durham County Triangle WWTP SO#141310](#)

[Quote #4 141318](#)

[Quote #5 141716](#)

[Quote #6 141717](#)

[Quote #7 141719](#)

[Quote #8 SO#141718](#)

22-0711

Budget Ordinance Amendment No 23BCC00050 Transferring \$2,791,093.79 from the Human Services Functional Area to General Government (\$2,498,907.79), Environmental Protection (\$125,000) and Education (\$167,186) Functional Areas to Support Ongoing General Services, Vehicle Purchases, and County Administration Operating Needs

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No 23BCC00050 transferring \$2,791,093.79 from the Human Services Functional Area to General Government (\$2,498,907.79), Environmental Protection (\$120,000) and Education (\$167,186) Functional Areas to support ongoing General Services, vehicle purchases, and County Administration operating needs.

Funds have been identified to support funding realignment to ensure ongoing operations can continue in a few vital areas. Due to higher-than-expected costs related to inflation and supply chain issues, operating funds will be transferred from the Human Services Functional Area to cover increased operating costs for General Services, Solid Waste, vehicles and County Administration.

This amendment reallocates operating funds for the followed needs (See supplemental document for a more detailed listing where applicable):

1. General Services expenditures have increased for reasons that include unexpected increases to overall County utility expenses, contracted security and janitorial services, and inflation-driven cost increases for items such as HVAC repairs, fleet maintenance/repair, and gasoline. (\$1,300,000)
2. Solid Waste (Environmental Protection Functional Area) is requesting additional funds for unexpected increases to contracted services related to hauling and tipping fees, inflation-driven cost increases, fleet maintenance/repair, overall baseline costs, and gasoline. (\$125,000)
3. The Vehicles and Equipment fund center is requesting additional funds to allow the purchase of the 70 FY 2022-23 approved vehicles. General Services and the Sheriff Office continue to encounter vehicle quotes above the budgeted price. Most increases are due to supply chain constraints and inflation. In some cases, state contract prices are no longer being honored so General Services is going out to bid for vehicles, resulting in increased costs and the need to pay for advertising. General Services are working closely with vendors to purchase vehicles during tight purchasing windows with little ability to negotiate prices. (350,000)
4. In FY 2021-22 a late request was approved by the Board (May 9, 2022) to purchase seven Toyota Highlanders using available funds transferred from Department of Social Services' Functional Area. However, due to supply chain and issues with limited purchase windows, the purchase was unable to proceed in time for the fiscal year close. DSS is still in need of these vehicles. This realignment will transfer funds to the Vehicle and Equipment Fund Center to allow the Board's approval of the purchase last fiscal year to occur in FY 2022-23. (\$260,000)
5. County Manager's Office requires additional operating funds to support expenses associated with enterprise-wide training efforts including two cohorts of employees participating in the NACo High Performance Leadership Academy. The funds will also support the training efforts with the Racial Equity Implementation. The dollars will also support the expenses incurred with production and mailing of the recent General Obligation bond referendum brochures mailed to residents. Further, the funds will support recruitment efforts for key positions throughout the organization (\$300,000).
6. Legistar item 21-0734 is providing additional funds for the County's support of Kate's Korner. Realigned funds are being used to support this contract extension (\$167,186)
7. The remaining funds will be held in reserve to address operating expenses that are above current budget levels for smaller department units.

Alignment with Strategic Plan: This item aligns with Goal 3: Safe Community and Goal 5 Accountable, Efficient, Visionary Government.

Resource Persons: Claudia Hager, General Manager; Keith Lane, Budget and

Management Services Director

County Manager's Recommendation: The County Manager recommends the Board of County Commissioners approve Budget Ordinance Amendment No 23BCC00050 transferring \$2,791,093.79 from the Human Services Functional Area to General Government (\$2,498,907.79), Environmental Protection (\$120,000) and Education (\$167,186) Functional Areas to support ongoing General Services, vehicle purchases, and County Administration operating needs.

Attachments:

[AAF-0050 Legal Form Transfer Human Services Functional Area to General Go](#)

[AAF-0050 - Supplement Transfer Human Services Functional Area to General C](#)

22-0712

Machinery and Equipment Repair Contract Amendment with Alfa Laval Inc.

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with Alfa Laval Inc. (FR#23-482) for machinery and equipment repair for the Triangle Wastewater Treatment Plant in the amount of \$39,995, bringing the total contract amount from \$20,000 to \$59,995 and request the Board to give authority to the Manager to execute any subsequent amendments in this fiscal year not to exceed a total contract amount of \$72,000.00. Additionally, we request the Board to approve the sole source exemption for this contract. The sole source letter is attached.

The initial contract for \$20,000 is for annual preventative maintenance services. It has been determined that centrifuge number two needs to be rebuilt due to several parts worn beyond repair and need replacement. The additional costs associated with the repair has been quoted at \$45,495 but was also noted on the quote that the last centrifuge that was rebuilt cost \$56,000.

The funds for this contract are covered by the Enterprise Fund.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: Environmental Stewardship and Community Prosperity, as these centrifuges are necessary for the Triangle Wastewater Treatment Plant to meet all permit limitations as specified in the facility's NPDES permit.

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

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract amendment to increase the existing service contract with Alfa Laval Inc. (FR#23-482) for machinery and equipment repair for the Triangle Wastewater Treatment Plant in the amount of \$39,995, and request the Board to give authority to the Manager to execute any subsequent amendments in this fiscal year not to exceed a total contract amount of \$72,000.00. Additionally, we request the Board to approve

the sole source exemption for this contract.

Attachments:

[Supplemental Document](#)

[FR 23-482 Alfa Laval Inc. Contract](#)

[Sole Source 2022](#)

[DURHAM G270 10 22 BUDGET](#)

22-0713

Carolina Management Team, LLC Contract Amendment for Painting and Coating Services

Agenda Text:

The Board is requested to authorize the County Manager to enter into a service contract amendment with Carolina Management Team, LLC for painting and coating services (RFP 21-039) (FR 23-432) for the Utilities Division in the amount of \$40,000, bringing the total contract amount from \$150,000 to \$190,000.

In FY23, Carolina Management Team, LLC has currently completed rehabilitation of six (6) manholes and painting and coating repairs needed at the Slater Road Lift Station. They are currently scheduled to complete the rehabilitation of one vortex grit chamber located at TWWTP, Central Park Lift Station, and Davis Drive Lift Station. The amendment will cover painting and coating rehabilitation services for Page Road Lift Station and Woodfield Lift Station. Quotes are attached for Page Road and Woodfield Lift Stations.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this contract ensures we continue to rehabilitate the aging infrastructure to allow for continued growth in the service area.

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

County Manager’s Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a service contract amendment with Carolina Management Team, LLC for painting and coating services (RFP 21-039) (FR 23-432) for the Utilities Division in the amount of \$40,000, bringing the total contract amount from \$150,000 to \$190,000. Funding for these services comes from the Enterprise Fund.

Attachments:

[AAF Supplemental Doc](#)

[FR23-432 CMT Contract](#)

[22080-Durham Page Road Can Station](#)

[22076-Woodfield Creekstone Lift Station](#)

22-0714

Contract Amendment for dba Hydrostructures, P.A. (Duke’s Root Control, Inc.) for Utilities Division

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract amendment to increase the existing service contract with dba Hydrostructures,

P.A. (Duke's Root Control, Inc.) (RFP 20-016) (FR# 23-484) to provide manhole inspection services for the Utilities Division's sewer collection system in the amount of \$50,000, bringing the total contract amount from \$92,000 to \$142,000.

The original proposal was for the inspection of 2,300 manholes but the system has expanded due to the increase in development and the County currently owns 2,974 manholes. Annual inspection cost increased this year and the County requested additional inspections to be completed which include semi-annual high-priority line inspections due to staff shortages and safety concerns. The amendment will allow for the inspection completion of the high-priority lines and eighty-five percent of the manholes. The costs will be funded from the Enterprise Fund.

Alignment with Strategic Plan: The condition assessment of the sewer collection system provides for the efficient use of sewer rehabilitation funds and minimizes the risk of sanitary sewer overflows. This action is in accordance with Durham County Strategic Plan Goal 4: "Environmental Stewardship and Community Prosperity," as this contract will ensure compliance with permit WQCS00038.

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

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract amendment to increase the existing service contract with dba Hydrostructures, P.A. (Duke's Root Control, Inc.) (RFP 20-016) (FR# 23-484) to provide manhole inspection services for the Utilities Division's sewer collection system in the amount of \$50,000, bringing the total contract amount from \$92,000 to \$142,000.

Attachments:

[Supplemental Document](#)

[Hydrostructures dba Duke's Contract](#)

[Hydrostructures Dukes Rate Sheet 2022](#)

[Durham Manhole Inspection Quote](#)

[Durham High Priority Quote - Rev](#)

22-0721

Structural Rehabilitation and Concrete Repair of Roxboro Street Parking Deck

Agenda Text:

The Board is requested to approve a contract with Capitol Restoration and Water Proofing in the amount of \$663,814.08, for the restoration of the Roxboro Street Parking Deck. Capitol Restoration and Water Proofing was chosen through IFB 23-008, Structural Rehabilitation and Concrete Repair of Roxboro Street Parking Deck. The base bid, \$355,523.00, structural repairs will be made to cast in place columns and girders, spalling concrete will be repaired, crack and concrete patch repairs will be performed on deck surfaces, all

concrete repairs will have a bonding agent applied before new concrete is applied. Expansion joints will be replaced, parking spaces will be re-stripped. Alternates numbers 1 and 2, \$35,136.40 and \$61,325.58, for new railings that will be installed for fall protection, on the lower and upper deck. Alternate number 3, \$211,829.10; the existing 2 inches of upper deck coating will be removed, a new coating will be applied and sealed. All alternates were accepted. The parking deck will have waterproofing applied after repairs are completed. Two proposals from IQ Contracting, for \$730,447.35 and Strickland Water Proofing for \$1,178,124.00 with alternates. were also received. Funding for this project is from the CIP fund, WBS Element - 419042003007430, Fund Center 4004300000.

Alignment with Strategic Plan: This project aligns with Goal 5, Accountable, Efficient and Visionary Government, it will allow General Services to make the needed repairs to the facility, preventing any further deterioration and extend the facilities longevity. The project also aligns with Goal 3, Safe and Secure Community, by correcting unsafe conditions that currently exist at the facility.

Resource Persons: Motiryo Keambiroiro, Director General Services, Shawn Swiatocha, Assistant Director, David Alpaugh, Project Facilitator, Chris Berg, Summit Engineering.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute a contract with Capitol Restoration and Water Proofing in the amount of \$663,814.08 for the Rehabilitation and Concrete Repair of the Roxboro Street Parking Deck and be given the authority to execute change orders/amendments as long as funding is available in the project budget.

Attachments:

[AAF Supplemental Document - Contract Approval](#)

[Capitol restoration and water proof](#)

[certified IFBB 23-008 Bid Tabulation-Structural Rehab Concrete Repairs-Roxbr](#)

[Durham County Parking Deck Inspection Report_sealed](#)

[KCI-Cover page-table of Contents-preface of 2009 report](#)

[MWBE Compliance Review Form-AAF for 23-008 IFB_ 111522](#)

22-0726

Budget Ordinance Amendment No. 23BCC00051 Recognizing a \$25,000 Duke Energy Donation to the Office of Emergency Services (OES) Emergency Management Division

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00051 recognizing a \$25,000 donation from Duke Energy to the OES Emergency Management Division. A representative from Duke Energy will attend the December 12, 2022, BOCC meeting and present the donation.

The grant funding request has been approved by Duke Energy and will be used to purchase two (2) drones to expand the OES response, recovery, and assessment capabilities. The drones will enable OES to maintain situational

awareness, conduct rapid damage assessment, perform search and rescue operations during the day and night, assistance with hazmat response to identify leaking containers at a distance, and support planned special events.

The Duke Energy Foundation's Powerful Communities programs make strategic investments to build powerful communities where natural resources thrive, students can excel, and a talented workforce drives economic prosperity for all. The Foundation annually funds more than \$30 million to communities throughout Duke Energy's seven state service area.

No matching County funds are required.

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

Resource Persons: Elizabeth Schroeder, Chief Emergency Manager; Jim Groves, Emergency Services Director; Indira Everett, Director - East Region, Local Government and Community Relations.

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00051 recognizing a \$25,000 donation from Duke Energy to the OES Emergency Management Division for the purchase of two (2) drones.

Attachments:

[Duke Energy Supplemental 25k grant 12-2022](#)

[FW_Duke Energy Emergency Preparedness Grant Awards](#)

[County of Durham - Letter with EIN](#)

[AAF-0051 LEGAL FORM OES-EM recognize \\$25K grant from Duke Energy for](#)

22-0728

Environmental Enhancement Grant Memorandum of Understanding

Agenda Text:

The Board is requested to authorize the Chair to sign the Memorandum of Understanding with the North Carolina Attorney General's Office accepting the 2022 Environmental Enhancement Grant in the amount of \$225,000 for the Neal Middle School Bioretention Project.

The North Carolina Department of Justice's Environmental Enhancement Grant program began after a 2000 agreement between the Attorney General's Office and Smithfield Foods. Under that agreement, Smithfield provides \$2 million to the state every year to be distributed among environmental projects across North Carolina. Including the 2022 grants, the Attorney General Office's has awarded more than \$41 million to more than 210 projects in the state.

County Stormwater is responsible for selecting and constructing water quality projects to meet the County's requirements under the Falls and Jordan Nutrient Management Strategies. Staff presented potential projects at the October 3, 2022 Work Session. The Neal Middle School project was selected as our first

stormwater project to meet the Falls Rules' requirements and will provide both water quality improvements and an educational opportunity for students at the school. The total grant project cost is \$450,000 and includes funds for construction of the bioretention pond and downstream channel stabilization, water quality sampling before and after installation, and curriculum development around water quality. The grant funds will be matched by \$225,000 of Stormwater Utility Fee dollars. This grant amounts to an approximate savings of \$200,000 towards the cost of the project and furthers our program's guiding principle of Efficiency.

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

Resource Persons: Ryan D. Eaves, PE, Stormwater and Erosion Control Division Manager

County Manager's Recommendation: The County Manager recommends that the Board authorize the Chair to sign the Memorandum of Agreement with the North Carolina Attorney General's Office.

Attachments: [DC022CR Neal Middle School Bioretention Project Proposal](#)

22-0729

Removal of Citizen Board Member Due to Poor Attendance (5 min)

Agenda Text:

The Board is requested to remove the following member in keeping with the Attendance Policy approved by the Board of County Commissioners in August 2014. "If an appointee has absences (excused or unexcused) which constitute more than 50% of the meetings in any calendar year or three (3) consecutive unexcused absences or five (5) consecutive excused absences in any calendar year, he or she is obligated to resign."

- Juvenile Crime Prevention Council - Brandon Morrissey

The Clerk's Office was notified of the absences and made attempts to contact the board member. There was no response.

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 take action to remove Brandon Morrissey from the Juvenile Crime Prevention Council due to poor attendance.

22-0730

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 \$ 720,999.17. Prior tax years' (2016-2021) releases and refunds are in the amount of \$1,352.20. November 2022 releases and refunds total \$722,351.37.

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-December 12, 2022](#)

[Backup-Tax Releases-Nov 2022- Dec 12, 2022](#)

[Backup-Tax Refunds-Nov 2022-Dec 12, 2022](#)

[NCVTS_October_Refunds](#)

22-0732

Service Contract Approval of \$433,000 with Communities in Partnership to Operate a Durham County Grant Program Supporting Food Security Efforts Reaching our Most Vulnerable Residents

Agenda Text:

The Board is requested to approve a \$433,000 service contract with Communities in Partnership (CIP) to operate the FY22-23 Durham County grant program to support community food security efforts reaching our most vulnerable residents, especially communities disproportionately impacted by the negative economic impacts of COVID-19. FY22-23 funds for this contract have already been budgeted for this purpose.

The purpose of the Durham County FY22-23 Food Security Grant program is to further support families' recovery from the negative economic impacts of COVID-19 and further enhance Durham County's social safety-net. A previous FY21-22 Food Security Grant opportunity was operated from February - August 2022 by Durham Congregations in Action (DCIA):

<<http://www.dcia.org/durham-food-security-grants-2022/>>. This opportunity provided short-term, stop-gap funding for emergency food assistance organizations and was very successful in reaching residents and providing much needed support for local organizations. The contract with CIP provides funding for a slightly longer time frame and aims to continue to fill gaps in food security resources in Durham County.

The contract includes \$350,000 for to fund the community grants to support emergency food assistance organizations with food, infrastructure, materials/supplies, and other operational funding needs and \$83,000 for operating costs for the management of the program. The grant program will be operated by CIP, a majority Black women led, community accountable nonprofit with experience managing grant programs. CIP “addresses the social determinants of health through interconnected programs addressing food sovereignty, entrepreneurship and workforce development, affordable housing, and leadership development.” The executive director, Camryn Smith, serves on the national Executive and Steering Committees for the Equitable Food Oriented Development (EFOD) Collaborative.

Within the County program, grants will range from \$2,500 to \$45,000. The application process will encourage collaborative proposals and partnerships that share decision making with the community they propose serving. Funds will be targeted to support marginalized communities, especially those disproportionately impacted by the negative economic impacts of COVID-19. All grantees will be required to attend an onboarding webinar and up to four cohort meetings to build community and share resources and ideas on creating more equity in the food system. Grantees will submit data at the mid-point of the grant and at the end of the grant.

Alignment with Strategic Plan: Appropriate food security support for vulnerable at-risk portions of Durham County’s population aligns with Goal 2: Health and Well-Being for All of the Durham County Strategic Plan

Resource Persons: Mary Oxendine, County Food Security Coordinator; Donna Rewalt, County Extension Director

County Manager’s Recommendation: The County Manager recommends that the Board approve a \$433,000 service contract with Communities in Partnership (CIP) to operate a Durham County grant program supporting food security efforts reaching our most vulnerable residents.

Attachments: [Attachment 1 - Scope of Services Form FY2023](#)
[Service Contract FY2023 CIP FSGrants](#)

22-0733

Service Contract Approval of \$50,000 for Meals on Wheels to Expand the Number of Food Insecure Seniors Provided Meal Delivery Services

Agenda Text: The Board is requested to approve a \$50,000 service contract with Meals on Wheels to expand the number of food insecure seniors provided meal delivery services. FY22-23 funds for this contract have already been budgeted for this purpose.

Impact data from the FY21-22 Durham County Food Security Grants indicated that a disproportionate number of older adults (65 years and older), especially those identifying as Black/African American and Latinx/Hispanic, are served by food pantries and other food assistance organizations in Durham County. Older adults make up 14.3% of Durham County’s population; however, they accounted for an estimated 24.2% of the individuals served by the Durham County Food Security Grants.

To continue targeted supports for older adults, Durham County plans to contract with Meals on Wheels of Durham to provide additional home delivered meals to older adults at most nutritional risk, with an emphasis on supporting Black and Latinx individuals. Meals on Wheels will deliver nutritious meals and provide social interaction for seniors with limited mobility. They will expand the current number of seniors provided services by taking at least 25 seniors off the waiting list for a year, focusing on individuals at most nutritional risk and prioritizing individuals that identify as Black and Latinx.

Volunteers will deliver meals five days a week between 9:30am and 1pm. All clients will have a choice to receive a once-per-week frozen meal box that contains multiple microwavable meals or receive a daily hot meal Monday through Friday. The nutritious meals will each contain 1/3 of the minimum daily nutritional requirements for senior adults.

Alignment with Strategic Plan: Appropriate food security support for vulnerable at-risk portions of Durham County's population aligns with Goal 2: Health and Well-Being for All of the Durham County Strategic Plan.

Resource Persons: Mary Oxendine, County Food Security Coordinator; Donna Rewalt, County Extension Director

County Manager's Recommendation: The County Manager recommends that the Board approve a \$50,000 service contract for Meals on Wheels to expand the number of food insecure seniors provided meal delivery services.

Attachments:

[Attachment 1 - Scope of Services MOWD FY2023](#)

[Service Contract MOWD FY2023](#)

22-0734

Authorize \$167,186 contract amendment with Kate's Korner to support Student Learning Center Located at Durham Technical Community College

Agenda Text:

The Board is requested to the contract amendment between Durham County Government and Kate's Korner to provide tutoring and enrichment services to support Durham Housing Authority (DHA) communities, low-income students attending Durham Technical Community College, and Families Moving Forward residents. Truth Education Foundation will serve as the fiscal agent. This partnership is a continuation of learning centers held at Durham Technical Community College since the beginning of the pandemic.

In 2021, Kate's Korner successfully provided distance learning, summer camps, and after-school programs throughout COVID-19 to over 270 children and 150 families. The previous enrichment programs provided academic support to families that would not otherwise have the resources for additional childcare and/or tutoring enhancements. The learning center and summer camps provided a safe and clean environment where children's social-emotional, physical, dietary, and academic needs will be met. Tutorial services had an emphasis on math, reading, and science. Further, the enrichment programs included educational field trips, behavioral health support services, and parenting support

services. The contract amendment continues service through June 30, 2022. Program cost including in-kind donations, totaling \$191,186. Durham County Government is requested to support \$167,186 of the expense, with the amended contract totaling \$334,372. Funding for this increase is coming from realigned funds (Legistar item: 22-0711).

The learning center is expected to serve 60 youth through tutorial services, enrichment programs, behavioral health support services, and parent support services. Program services will include social-emotional support, conflict resolution, and team building. The program will also benefit DTCC students that meet the program criteria. Supporting funding for this program benefits many Durham County DTCC students by removing a childcare barrier that often impedes academic progression.

Alignment with Strategic Plan: Learning centers align with Goals 1 - 3 of the Durham County Strategic Plan.

Resource Persons: Claudia Hager, General Manager; JB Buxton, President of Durham Technical Community College and Kezia Goodwin, Owner, Kate's Korner

County Manager's Recommendation: The County Manager recommends that the Board approves the \$167,186 contract amendment to support tutoring and enrichment services for Durham Housing Authority (DHA) communities, low-income students attending Durham Technical Community College, and Families Moving Forward residents. Truth Education Foundation will serve as the fiscal agent.

Attachments:

[Kates Korner - Durham Technical Community College Learning Center](#)

[TRUTH EDUCATION FOUNDATION DBA KATE'S KORNER FR23-474 - origin](#)

[Kate's Korner Program Report for Durham Tech College](#)

6. Public Hearings (20 min)

22-0701

Public Hearing for Little Acres Drive Repairs, Final Assessment Resolution for Little Acres Drive Repairs, and Budget Ordinance Amendment No. 23BCC00052 Appropriating \$200K of General Fund Fund Balance to the Transportation Fund Center for Little Acres Drive Repairs (20min)

Agenda Text:

The Board is requested to hold a public hearing for repairs to Little Acres Drive, approve a Final Assessment Resolution for repairs to Little Acres Drive, and approve Budget Ordinance Amendment No. 23BCC00052 appropriating \$200K of General Fund Fund Balance to the Transportation Fund Center for repairs to the road.

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 hold a public hearing and adopt a Final Assessment Resolution and Budget Amendment for Little Acres Drive.

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 hold a public hearing for repairs to Little Acres Drive, approve a Final Assessment Resolution for repairs to Little Acres Drive, and approve Budget Ordinance Amendment No. 23BCC00052 appropriating \$200K of General Fund Fund Balance to the Transportation Fund Center for repairs to the road.

Attachments:

[AAF - Little Acres Drive Final Assessment Resolution - 2022-12](#)

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

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

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

[AAF-0052 LEGAL FORM General Fund Fund Balance Appropriation of \\$200K f](#)

7. Other Business (30 min)

[22-0718](#)

American Rescue Plan Act (ARPA) Update (30 minutes)

Agenda Text:

The Board is requested to approve staff's recommendations for American Rescue Plan Act (ARPA) grant funding. Nonprofits organizations applied for grant funding in seven focus areas that aligned with the County's ARPA framework. Applicants submitted proposals in the following categories

including: (1.) Capacity Building and Technical Assistance for Child Care; (2.) Expanding Access to Affordable Child Care; (3.) Improving Child and Family Social-Emotional and Mental Health (SEMH) - Children Ages 0-12; (4.) Improving Youth and Family Social-Emotional and Mental Health (SEMH) - Youth Ages 13-24; (5.) Youth Enrichment and Recreational Activities; (6.) Capacity Building for Culturally Affirming Maternal Health Support; and (7.) Crime Intervention Initiatives.

In March 2021, President Biden signed the American Rescue Plan Act (ARPA). Of the \$1.9 trillion package, Durham County will receive \$62,445,275. Funds must be incurred and obligated by December 31, 2024. In addition, all funds must be expended to cover obligations and all work must be completed by December 31, 2026. ARPA funding will be a transformative investment to the Durham community, with the goal of leveraging resources from other local, state, and federal dollars to optimize the potential overall community impact.

Sixty-nine nonprofit organizations responded to the RFP, seeking \$20.2 million in ARPA funding. Staff is recommending 49 proposals totaling \$10,383,139 to move forward for funding. If the Board supports staff recommendations, contract negotiations will occur with nonprofit organizations for the proposed grant amounts. Contracts may begin as early as January 2023, with an end date of with a December 31, 2024. Staff will work organizations to refine project scope based on the proposed funding level and/or other recommendations. The BOCC will approve contracts for each nonprofit organization receiving funding in subsequent meetings.

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

Resource Persons: Claudia Hager, General Manager; Jay Gibson, General Manager and Joanne Pierce, General Manager.

County Manager's Recommendation: The County Manager recommends that the Board approves staff's recommendations for ARPA proposals totaling \$10,383,139. The Board will approve individual contracts for each nonprofit receiving a grant award during a future BOCC meeting.

Attachments: [ARPA Powerpoint - December 12, 2022 BOCC Meeting](#)
[ARPA Allocation Framework - May 2022](#)
[American Rescue Plan Supplemental Form](#)
[ARPA Update - December 6 2022 Worksession.](#)

8. Board and Commission Appointments (10 min)

22-0727 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:

- City-County Appearance Commission
- Durham Open Space and Trails Commission
- Farmland Protection Advisory Board

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 - 12.12.2022](#)

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

10. Closed Session

22-0667

Closed Session

Agenda Text:

The Board is requested to adjourn into Closed Session to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations; pursuant to G.S. 143-318.11(a)(4)

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

Resource Persons: Andy Miracle, Economic Development Director

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

11. Adjournment

