



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, January 23, 2023

5:30 PM

Commissioners' Chambers

Regular Session

1. Closed Session (To be held at: 5:30 pm)

[23-0033](#)

Closed Session

Agenda Text:

The Board is requested to adjourn into Closed Session to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged; pursuant to G. S. 143-318.11(a)(3)

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

Resource Persons: Al Andrews, County Attorney

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

"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)

[23-0030](#)

Announcements (5min)

Agenda Text:

1. **Get Your COVID-19 Vaccine from DCo Public Health** - The Durham County Department of Public Health's COVID-19 vaccination clinic, 414E. 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 [<http://www.dcopublichealth.org/COVIDVaccines>](http://www.dcopublichealth.org/COVIDVaccines) or call 919-560-9217 for more information.
2. **National Opioid Funding Survey Deadline is Jan. 31** - Durham County we need your input! Staff and the Board of Commissioners need your feedback on how to best invest National Opioid Settlement funding of nearly \$11.6 million. Survey deadline is Jan. 31. Take the survey at <https://www.surveymonkey.com/r/XKYJ3XL>. Community listening sessions will be announced soon. Find out more at <https://bit.ly/DCoNOSFeedback>.
3. **LIHR Applications Due by Jan. 31** - The Durham Low-Income Homeowners Relief Program (LIHR) expires at the end of the month! Even if you have paid your taxes on your home, you may still be eligible and should apply. Check out the Durham County Department of Social Services website at www.dconc.gov/DSS [<http://www.dconc.gov/DSS>](http://www.dconc.gov/DSS) for more information and to apply.
4. **Durham PreK Applications for 2023-34 Opens on Feb. 6** - The 2023-2024 Durham PreK Application opens on February 6, 2023! All children in Durham County who will be 4 years old by August 31, 2023, are eligible! Please join virtually on February 4, for our Parent Info Session offered in English and Spanish. Visit www.durhamprek.org [<http://www.durhamprek.org>](http://www.durhamprek.org) for more information!
5. **DCo Soil & Water Contests** - The Durham County Soil and Water Conservation District invites all DCo students to participate in their Creativity Contests! The theme this year is "Water...The Cycle of Life." There are cash prizes for winners and educators. Categories include Poster, Essay, Slide Show, and Public Speaking. Entry deadline is February 22. Open to public school, private school, homeschool and school clubs. Visit www.dconc.gov/SWCD [<http://www.dconc.gov/SWCD>](http://www.dconc.gov/SWCD) to find rules and how to apply.
6. **Greater Triangle Commuter Rail Feasibility Study Now Available** - Residents are encouraged to view the Greater Triangle Commuter Rail

Feasibility Study and give feedback. The Triangle Commuter Rail Project would connect from West Durham to Garner or Clayton. Visit <http://readyforrailnc.com/feasibility> to view the study and provide your feedback via an online survey at <https://publicinput.com/rail>.

7. **Welcome Baby’s Incredible Years Parenting Series** - Welcome Baby and the Durham County Cooperative Extension will hold its annual “The Incredible Years” virtual classes for Durham County families beginning in February in both English and Spanish. This 14-week positive parenting series is intended for families with children 3 to 5 years old and includes positive parenting discussion, videos and activities to strengthen relationships and increase cooperation. To RSVP for English class, contact Cindy Riley at 919-560-7319 or ckriley@dcconc.gov <mailto:ckriley@dcconc.gov>. To RSVP for Spanish class, please contact Evelyn at 919-560-7338 or Karen at 919-560-7341.

8. **“State of Urgency” Play Series Throughout February** - Durham County Sheriff Clarence Birkhead has announced a new partnership with DPS to use arts as a way to reach youth about gun violence in Durham. The State of Urgency Play Series begins February 15-19th at the Hillside High School Gattis-Tabb Theatre located at 3727 Fayetteville Road. For additional information about the play, please visit: <https://spectrumlocalnews.com/nc/triangle-sandhills/community/2022/05/17/the-legacy-of-hillside-high-school>

To purchase tickets in advance, please visit:

<https://search.seatyourself.biz/webstore/accounts/hillside/buytix?landingMessageSeen=true>

4. Minutes (5 min)

[23-0031](#) Minutes (5min)

Attachments: [Regular Session - January 9 2023](#)

5. Ceremonial Items (25 min)

[23-0042](#) Honoring North Carolina Central University 2022 Football Champions (15min)

Agenda Text: The Board is requested to approve a resolution honoring the North Carolina Central University Football Team for winning the 2022 HBCU Football Championship title. On December 17th the dynamic football team battled to defeat Jackson State university by a score of 41 to 34 in overtime in the Cricket Celebration Bowl. The team also won the 2022 Mid-Eastern Athletic Conference (MEAC) Championship.

On Saturday, January 21st the team was honored with a celebratory parade, during which time the Durham community came together to salute the team and this successful program for their winning athletic accomplishments.

Commissioners have invited Chancellor Johnson Akinleye, Coach Trei Oliver, his coaching staff and the team members to attend the meeting and receive accolades on behalf of a proud community.

Alignment with Strategic Plan: This item aligns with all of Durham County's Strategic Goals

Resource Persons: Chair Brenda Howerton

County Manager's Recommendation: The County Manager recommends that the Board approve the resolution and present to Coach Trei Oliver on behalf of his team and share sincere congratulation from the entire Durham community.

Attachments: [Resolution - Honoring NCCU 2022 Football Champions - 23Jan23](#)

23-0032

Proclamation - National Mentoring Month (10min)

Agenda Text:

The Board is requested to issue a proclamation declaring January 2023 as National Mentoring Month in Durham County. The goal of the proclamation is to urge all residents of Durham County to rededicate ourselves to preventing youth from entering the juvenile and criminal justice systems and recommit to building a community where all our youth can grow, flourish, and take Durham County to new and greater heights through effective mentoring relationships.

Created in 2002 by the Harvard School of Public Health and MENTOR: The National Mentoring Partnership, National Mentoring Month (NNM) focuses national attention on the need for mentors, as well as how each of us - individuals, businesses, government agencies, schools, faith communities and nonprofits - can work together to increase the number of mentors to assure positive outcomes for our young people.

NNM celebrates mentoring and the positive effect it can have on young lives. Its goals are to raise awareness of mentoring in its various forms, recruit individuals to mentor, especially in programs that have waiting lists of young people and promote the rapid growth of mentoring by recruiting organizations to engage their constituents in mentoring.

Alignment with Strategic Plan: Goal 1: Community & Family Prosperity and Enrichment; Goal 3: Safe & Secure Community; and Goal 5: Accountable, Efficient and Visionary Government

Resource Persons: DeWarren K. Langley, JD, MPA, Executive Director, Charles Hamilton Houston Foundation, Inc.

County Manager's Recommendation: The County Manager recommends that the Board issue a proclamation declaring January 2023 as National Mentoring Month

in Durham County.

Attachments: [Proclamation - National Mentoring Month - January 2023](#)

6. Consent Agenda (15 min)

23-0015 Approval to utilize existing Duke Fiber CIP funds in the amount of \$64,500 for this fiscal year to use Kimley Horn consultant in support of Durham County fiber optic cable infrastructure.

Agenda Text: The Board is requested to authorize the use of the existing Duke Fiber CIP funds in the amount of \$64,500 this fiscal year to continue to support Kimley Horn consultant with designing Durham County fiber optic cable infrastructure.

Kimley Horn will continue to assist Durham County with services to design the fiber optic cable infrastructure network, prepare and renew expired right-of-way encroachment permit applications for submission to the North Carolina Department of Transportation, the City of Durham, Norfolk-Southern Railroad and update the last mile design plans for connection between the backbone/spurs and the facility where service is being provided.

In addition, IS&T requesting the Board to authorize the County Manager ability to sign off on subsequent amendments as needed to complete the Duke Fiber project.

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, Kim Cook, IS&T Business Manager

County Manager's Recommendation: The County Manager recommends that the Board authorize the use of existing Duke Fiber CIP funds in the amount of \$64,500 this fiscal year to continue to support Kimley Horn consultant with designing Durham County fiber optic cable infrastructure. In addition, the County Manager recommends that the Board authorize the County Manager ability to sign off on subsequent amendments as needed to complete the Duke Fiber project.

Attachments: [AAF Supplemental Document - Kimley Horn \(1\)](#)
[KIMLEY HORN 12 29 2022](#)

23-0016 Approve an Amendment of \$39,840 to the Robert Half International Staffing Contract to continue the Contracted Services of a Network Engineer, increasing the total contract amount to \$79,680.

Agenda Text: The Board is requested to authorize the County Manager to approve an amendment of \$39,840 to the Robert Half International staffing contract to

continue the contracted services of a Network Engineer, increasing the total contract amount to \$79,680. This contract will be funded from IS&T's 2022-2023 operating budget.

This Network Engineer will continue to work with IS&T Network Service team to assist with supporting Durham County Government enterprise local and wide area network. The Network Engineer will continue to manage projects to implement and/or enhance local and wide area network infrastructure. Designs, implement and monitor network security operations.

In addition, IS&T requesting the Board to authorize the County Manager to sign off on subsequent amendments as needed to continue this contractual service with Robert Half International Staffing.

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

Resource Persons: Greg Marrow, CIO; 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 \$39,840 to the Robert Half International staffing contract to continue the contracted services of a Network Engineer, increasing the total contract amount to \$79,680. The County Manager also recommends that the Board to authorize the County Manager to sign off on subsequent amendments as needed to continue this contractual service with Robert Half International Staffing.

Attachments: [AAF Supplemental Document - RHI \(1\) \(1\)](#)
[ROBERT HALF 12 29 2022](#)

23-0017 **Approval to enter into a contract with World Wide Technology to upgrade two court rooms and the jury pool room audio visual equipment in the Justice Center building using current fiscal year, 2022-2023, IS&T AV CIP funds in the amount of \$203,865.43.**

Agenda Text: The Board is requested to authorize the County Manager to enter into a contract in the amount of \$203,865.43 with World Wide Technology to upgrade the audio-visual equipment in court rooms 6B and 6C, as well as the jury pool room located in the Justice Center building.

World Wide Technology is a technology services provider based in St. Louis. World Wide Technology has entered into a master services contract with Durham County, Durham County Master Contract #2300000448

Durham County Courthouse opened March 2013 and the audio-visual equipment has been in use since then. The equipment is no longer covered by warranty and are

experiencing issues due to normal use. The contracted upgrades will allow for the replacement of malfunctioning equipment in the court rooms.

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

Resource Persons: Greg Marrow, CIO; Kim Cook, IS&T Business 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 \$203,865.43 with World Wide Technology to upgrade the audio-visual equipment in court rooms 6B and 6C, as well as the jury pool room located in the Justice Center building using current fiscal year, 2022-2023, IS&T AV Capital Improvement Plan funds.

Attachments: [World Wide Technology - Courtroom 6B & 6C and Jury Pool room](#)
[WORLD WIDE TECHNOLOGY 01 18 2023](#)

23-0023

Durham County Sheriff's Office Contract Amendment Approval with Motorola Solutions, Inc. in the amount of \$262,457.98. This Contract is Part of the Capital Project for Body Worn Cameras.

Agenda Text:

The Board is requested to approve and authorize the County Manager to execute a contract amendment with Motorola Solutions, Inc. in the amount of \$262,457.98, for the second phase of the Body-Worn Camera Project for the Sheriff's Office. This amendment will increase the total contract amount to \$1,021,723.73. There is funding within the project to cover the contract amendment.

This request will support Phase II of the Sheriff's Office Body-Worn Camera Project, which will add additional cameras inside vehicles and expand body-worn cameras (BWC) throughout the workforce. This phase will also introduce BWCs inside the detention facility.

Alignment with Strategic Plan: This item aligns with Strategic Goal 3: Safe Community

Resource Persons: Vincent Ritter, Director of Information Technology, Durham County Sheriff's Office; Clarence Birkhead, Sheriff, 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 contract amendment with Motorola Solutions, Inc. in the amount of \$262,457.98 for the second phase of the Body-Worn Camera Capital Project for the Sheriff's Office. This amendment will increase the total contract amount to \$1,021,723.73.

Attachments: [Transition of Watchguard to MSI](#)
[Attachment 1A QUOTE-1758437-3PhaseII \(expires 2.15.23\)](#)
[State of NC Term contract #680D](#)
[Motorola Contract Amendment FY2023 AP](#)
[AAF Supplement -Year2](#)

23-0026 **Animal Welfare Advisory Committee Appointment**

Agenda Text: The Board is requested to appoint Dr. Jenny Campbell to a three-year term on the Animal Welfare Advisory Committee in the “APS Appointee” seat-a designated position on the committee representing the Animal Protection Society.

The Animal Welfare Advisory Committee was established by the Board of County Commissioners and the County Manager to provide recommendations regarding animal control matters. The committee is responsible for reporting activities, findings, and recommendations to the Board of County Commissioners annually.

Alignment with Strategic Plan: This item aligns with Strategic Goal 3: Safe Community

Resource Persons: Monica Wallace, Clerk to the Board

County Manager’s Recommendation: The County Manager recommends that the Board appoint Dr. Jenny Campbell to a three-year term on the Animal Welfare Advisory Committee in the “APS Appointee” seat.

Attachments: [AWAC - Jennifer Campbell](#)

23-0039 **Commissioner Appointment to the Durham-Chapel Hill-Carrboro Metropolitan Planning Board**

Agenda Text: The Board is requested to replace Commissioner Nimasheena Burns and appoint Commissioner Nida Allam to the 2nd Alternate Seat on the DCHC MPO Planning Board.

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

Resource Persons: Monica W. Wallace, Clerk to the Board

County Manager’s Recommendation: The County Manager recommends that the Board vote to replace Commissioner Nimasheena Burns and appoint Commissioner Nida Allam to the 2nd Alternate Seat on the DCHC MPO Planning Board.

23-0051 **Emergency Pipe Repair at Durham County Courthouse**

Agenda Text: The Board is requested to approve the invoices from Servpro following the work they have completed and in the process of completing for an emergency repair of a burst pipe in the County Courthouse, due to (2) cracked HVAC pipes on December 26, 2022. Water then entered and spread throughout multiple areas and floors of the

building. The vendor was directly contacted by General Services to assess and begin mitigation efforts. Additional reconstruction work was also contracted for and begun due to the extent of the damage and nature of the building effected.

Alignment with Strategic Plan: Goal 3: Safe and Secure Community. Taking measures to ensure the safety of staff and citizens in County buildings is consistent with current policy.

Resource Persons: Motiryo Keambiroiro, Director, General Services, Shawn Swiatocha, Assistant Director, General Services.

County Manager's Recommendation: The County Manager recommends that the Board authorize General Services to proceed any and all mitigation and necessary repairs.

Attachments: [AAF Supplemental Document - Contract Approval](#)
[1 Email Correspondence](#)
[2 Email Correspondence](#)
[3 Email Correspondence](#)
[FR 23-847 Servpro Courthouse Repair FY23 updated](#)

23-0062

Approval to enter into a contract with the Boys & Girls Club of Durham and Orange Counties to Support Youth Programming and to approve Budget Amendment Ordinance No. 23BCC00058 appropriating \$455,000 in General Fund fund balance

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 23BCC00058 appropriating \$455,000 in General Fund fund balance to support a contract with the Boys and Girls Club of Durham and Orange Counties for youth programming, after school care and a pilot program to expanded homework help and tutorial services. Further, the contract supports the Boys and Girls Club serving as a fiscal agent for some nonprofit entities receiving funds from Durham County Government.

In 2022, there were 190 participants in the afterschool program and 225 participants in summer camps for Durham and Orange Counties. Of these numbers, approximately 150 youth attended the afterschool program in Durham and 175 youth participated in summer programming for the Durham location. The afterschool program operates Monday - Friday until 7:30 pm to accommodate the working parent.

Based on the organization's current and historical impact to the Durham community, a contract is being developed to support existing programming (\$255,000). In addition, the allocation funds a pilot program for expanded tutorial service initiatives using in-person and remote strategies in collaboration with the Durham County Public Library. The goal is to reach an additional 120 students by leveraging existing Boys & Girls Club infrastructure and partnering with Durham Public Library on existing

targeted tutorial efforts with Durham Public Schools (\$150,000).

Finally, the County will contract with the Boys and Girls Club to serve as a fiscal agent for some of the nonprofit entities that receive funding from Durham County Government (\$50,000). The organization was selected based on its strong internal controls and fiscal oversight by the regional and national governing organizations. This technical assistance support will help nonprofits as they adhere to compliance guidelines.

Alignment with Strategic Plan: This item aligns with Strategic Goals 1-3

Resource Persons: Dr. Kimberly Sowell, County Manager; Claudia Hager, General Manager

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners approves entering into a contract with the Boys & Girls Club of Durham and Orange Counties to Support Youth Programming and approve Budget Ordinance Amendment No. 23BCC0058 appropriating \$455,000 in General Fund fund balance

Attachments:

[Durham and Orange Counties Boys and Girls Club - Contract](#)

[Boys & Girls Clubs of Durham & Orange Co Supplemental Item, January 23, 20](#)

[AAF-58 Legal Form Boys and Girls Club \\$455K from GF FB](#)

[January 3, 2023 Worksession - Boys and Girls Club of Durham and Orange Co](#)

7. Public Hearings (60 min)

23-0034

Public Hearing to Consider Awarding Economic Development Funds to Project Green (20 min)

Agenda Text:

The Board is requested to hold a public hearing to consider awarding a total of \$150,000 to Project Green and to authorize the County Manager to negotiate and execute a performance agreement for Project Green. The company will establish a biologics analytical services facility by fitting out an existing laboratory at a new site in Durham County, creating 201 jobs and investing \$39,462,000 over five years.

The company is a leading global development and manufacturing partner to the pharmaceutical, biopharmaceutical, and consumer health industries. Its flexible manufacturing platforms at over 50 global sites supply around 80 billion doses of nearly 8,000 products annually. The new facility in Durham County will provide comprehensive standalone development and testing for biologic drug modalities, including cell and gene therapies.

Project Green is being facilitated by a Job Development Investment Grant (JDIG) approved by the State's Economic Investment Committee on December 13, 2022. All JDIG awards require a local contribution, which in this case, is proposed at \$150,000.

With approval of this award, the company has agreed to make reasonable efforts to participate in workforce partnerships with local organizations such as North Carolina Central University, Durham Technical Community College, the NC Works Center Durham, and similar local organizations to recruit and hire local talent. These partnerships include participating in job fairs, and Durham Public Schools Career and Technical Education programs, and the promotion of sustainable practices. The Company will also commit to an overall MWBE participation aspirational goal of 10% (totaling \$3.9M) for services, goods, and construction. Please find additional project details in the briefing sheet attached to the agenda item.

All payments for the project will adhere to the Durham County Economic Development Incentive Policy and will only occur following annual performance verification that the Company has met its job creation, investment, and community partnership targets. This includes maintaining that property taxes paid annually are at a minimum twice the scheduled payment amount, for a maximum award amount of \$150,000.

Staff recommends approval of this award. This public hearing has been advertised as required by law.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andrew Miracle, Economic Development Director; Matthew Filter, Economic Development Manager; Jay Gibson, General Manager, Environmental Stewardship and Community Prosperity

County Manager's Recommendation: The County Manager recommends that the Board hold a public hearing to consider awarding a total of \$150,000 to Project Green and authorize the County Manager to negotiate and execute a performance agreement for Project Green.

Attachments: [LEGISTAR ATTACHMENT - Project Green \(1-12-2023\)](#)

23-0036

Public Hearing to Consider Awarding Economic Development Funds to Project Carter (20 min)

Agenda Text:

The Board is requested to hold a public hearing to consider awarding a total of \$5,000,000 to Project Carter and to authorize the County Manager to negotiate and execute a performance agreement for Project Carter. The company will locate a new drug product and device assembly facility in Durham County, creating 100 jobs and investing \$450,000,000 over five years.

The company is a global pharmaceutical company specializing in the development, production, and sale of medicine. The new facility in Durham County will house two

pharmaceutical production lines for two prominent drugs. One of the lines will be a device assembly and packaging line, and the other will be a pre-filled syringe formulation, filling, and inspection line. The Company estimates that approximately 90% of the jobs created by this project will be entry-level roles that can be hired with Durham Tech's BioWork Certificate or high school education. All jobs pay an average wage of \$56,408 plus benefits.

With approval of this award, the company has agreed to make reasonable efforts to participate in workforce partnerships with local organizations such as North Carolina Central University, Durham Technical Community College, the NC Works Center Durham that includes job fairs, career panel courses, and interview skill building among other activities. The company will provide paid internships in addition to paid apprenticeships as a founding member of the NC Biotechnology Center's Apprenticeship Consortium. The company provides employees with children with back up care alternatives, and they pursue sustainability and Traffic Demand Management strategies that align with the goals articulated in the County's Economic Development policy. Additionally, the company will commit to undertake good faith efforts to achieve the aspirational goal to utilize MWBE vendors for 25% of local expenditures on construction, goods and services measured as a percentage of the locally sourced construction activity required by the project estimated at approximately \$140 million, for a total of approximately \$35 million in MWBE awards. Please find additional project details in the briefing sheet attached to the agenda item.

All payments for the project will adhere to the Durham County Economic Development Incentive Policy and will only occur following annual performance verification that the company has met its job creation, investment, and community partnership targets. This includes maintaining that property taxes paid annually are at a minimum twice the scheduled payment amount, for a maximum award amount of \$5,000,000.

Staff recommends approval of this award. This public hearing has been advertised as required by law.

Alignment with Strategic Plan: This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

Resource Persons: Andrew Miracle, Economic Development Director; Jay Gibson, General Manager, Environmental Stewardship and Community Prosperity; Matthew Filter, Economic Development Manager

County Manager's Recommendation: The County Manager recommends that

the Board hold a public hearing to consider awarding a total of \$5,000,000 and authorize the County Manager to negotiate and execute a performance agreement for Project Carter.

Attachments: [LEGISTAR ATTACHMENT - Project Carter](#)

23-0037 **Unified Development Ordinance Text Amendment, Development
Plan Revisions (TC2200002) (20 min)**

Agenda Text: The Board is requested to conduct a public hearing and receive public comments on the *Unified Development Ordinance Text Amendment, Development Plan Revisions (TC2200002)*; and

First Motion: To adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Article 3, Zoning Map Change; Section 5, Development Plan effective March 1, 2023; and

Second Motion: To adopt the appropriate consistency statement as required per NCGS § 160D-605.

Summary.

The purpose of this amendment is to revise the requirements within the Unified Development Ordinance (UDO) for Zoning Map Changes with a Development Plan (TC2200002) to provide more transparency in the process to the community and governing bodies, shorten the length of the process to more closely align with neighboring jurisdictions, and make the process more accessible to local or small-scale developers. The draft proposal was discussed at the February 2022 and October 2022 Joint City-County Planning Committee (JCCPC) meetings. The Durham Planning Commission (DPC) acted upon the item at the December 13, 2022, meeting.

Attachments:

Attachment A: An Ordinance to Amend the *Unified Development Ordinance, Development Plan Revisions (TC2200002)* As Adopted

Attachment B: An Ordinance to Amend the *Unified Development Ordinance, Development Plan Revisions (TC2200002)* with Track Changes

Attachment C: Consistency Statement

Attachment D: Planning Commission comments

Alignment With Strategic Plan: The text amendment emphasizes Goal 4 (Community Prosperity) by offering fair and reasonable regulations for the citizens and business community of Durham while adhering to Goal 5 (Accountable, Efficient, and Visionary Government) by maintaining a transparent government and welcoming public input.

Resource Persons: Alexander D. Cahill, Senior Planning Manager, and Sara M. Young, AICP, Planning Director.

County Manager's Recommendation: The County Manager recommends that the Board conduct a public hearing on the proposed Unified Development Ordinance text amendment and, if appropriate based on the comments received during the hearing, adopt the appropriate Statement of Consistency and approve the amendment.

Attachments: [Attachment 000 - BoCC Memo](#)
[Attachment A - UDO Text Language](#)
[Attachment B - Ordinance - Track Changes](#)
[Attachment C - Consistency Statement](#)
[Attachment D - PC Written Comments](#)

8. Other Business (95 min)

[23-0038](#) **Durham County Public Health Focused Update on the COVID-19 Crisis (30 min)**

Agenda Text: The Board has requested a public health focused update from County staff on the COVID-19 response and efforts.

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

Resource Persons: Rodney Jenkins, Public Health Director and Joanne Pierce, General Manager

County Manager's Recommendation: The County Manager recommends that the Board receive an update from County staff on the COVID-19 response and efforts

[23-0027](#) **Presentation of the Fiscal Year (FY) 2022 Annual Financial Audit and Annual Comprehensive Financial Report (ACFR) and the FY 2022 Annual Single Audit and Compliance Report (45 min)**

Agenda Text: The Board is requested to receive a review of the FY 2022 annual financial audit and ACFR and the FY 2022 single audit and Compliance Report. The review will be presented by Scott Duda, Managing Partner for Cherry Bekaert LLP, Durham County's external auditors for the annual financial audit and single audit.

A copy of the FY 2022 ACFR and the FY 2022 Compliance Report has been provided to the Commissioners for review prior to this presentation. The Board is encouraged to have these documents with them for this meeting. However, they are attached to this agenda item as well.

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

Resource Persons: Susan Tezai, Chief Financial Officer; Crystally Wright, Deputy Chief Financial Officer

County Manager's Recommendation: The County Manager recommends that the Board receive the review of the FY 2022 annual financial audit and the ACFR and the FY 2022 annual single audit and Compliance Report.

Attachments: [AAF Supplemental Doc - FY22 financial audit, ACFR, single audit & Compl Rep](#)
[FY22 ACFR FINAL 12-1-22](#)
[Durham County 2022 Compliance Report](#)
[Durham County Presentation - BOCC 02-23-2023](#)

23-0063 **Approval of an Interlocal Agreement Between Durham County and the City of Durham to support the Partnership for Equitable and Resilient Communities Grant Match and to approve Budget Ordinance Amendment No. 23BCC00057 appropriating \$2,000,000 in General Fund fund balance (20min)**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 23BCC00057 appropriating \$2,000,000 in general fund, fund balance to support an Interlocal Agreement Between Durham County and the City of Durham for the Partnership for Equitable and Resilient Communities grant match. Durham County's funding will be designated to support the Hayti Reborn Justice Movement Reduction in Crime and Poverty initiatives. The City of Durham will contribute an additional \$500,000 in local funding to leverage \$2.5 million from the Partnership for Equitable and Resilient Communities (PERC) through national philanthropy. To date, the PERC funding has been allocated to four cities throughout the country. The City of Durham was awarded the funding in Fall 2022.

Staff will give the Board an update on the Partnership for Equitable and Resilient Communities (PERC) initiative, the Hayti Reborn Justice Movement Reduction in Crime and Poverty initiatives and the proposed ILA agreement with the City of Durham.

Alignment with Strategic Plan: This item aligns with Strategic Goal 1: Community Empowerment and Enrichment and Goal 3: Safe Community

Resource Persons: Dr. Kimberly Sowell, County Manager and Lisa Jones, Executive Director of Movement Operations, Hayti Reborn - Justice Movement

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners approves the Interlocal agreement with the City of Durham to support the Hayti Reborn Reduction in Crime and Poverty Movement. It is also recommended that the Board approves Budget Amendment No. 23BCC00057 appropriating \$2,000,000 in General Fund fund balance to support the ILA agreement.

Attachments: [ILA Partnership for Equitable and Resilient Communities 01.23.2023](#)
[AAF-57 Legal Form ILA Between Durham County and the City of Durham for PERC](#)
[PERC press release](#)
[November 7, 2022 - BOCC Worksession Agenda Item](#)

9. Board and Commission Appointments (10 min)

23-0040 **Board and Commission Appointments (10min)**

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

- Bicycle and Pedestrian Advisory Commission
- Board of Health
- Criminal Justice Advisory Committee
- Durham County Women's Commission
- Durham Open Space and Trails Commission
- Juvenile Crime Prevention Council

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 - 1.23.2023](#)

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

11. Adjournment

