



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, April 10, 2023

5:30 PM

Commissioners' Chambers

Regular Session

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

[23-0256](#)

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)

[23-0259](#)

Announcements (5min)

Agenda Text:

1. DCoDPH COVID-19 Vaccine Clinic Hours - The COVID-19

Vaccination Clinic at the Durham County Department of Public Health is open for your walk-in vaccination doses on Mondays, Wednesdays and Fridays from 9 a.m. to 4 p.m. (Closed 12-1 p.m.) The clinic is closed on Tuesdays, Thursdays and weekends. Visit www.dcopublichealth.org/COVIDVaccines [<http://www.dcopublichealth.org/COVIDVaccines>](http://www.dcopublichealth.org/COVIDVaccines) for more information.

2. **Apply for Summer Internships, Management Internships & Fellowships with DCo!** - Durham County Government is looking for Durham County teenagers, college students and recent graduates of our local universities to apply for summer internships, management internships and management fellowships! Get your local government career off to a fantastic start by joining us! Learn more, get eligibility information & apply at <https://www.dconc.gov/county-departments/departments-f-z/internship-programs>.
3. **Breastfeeding Basics Support Class** - Welcome Baby and Durham's Partnership for Children are hosting a free non-judgmental environment for others to share their experiences, challenges, and stories with Breastfeeding Basics Support Class. Classes are held once a month, every second Wednesday from 10 a.m. to 12 p.m. On April 12, there will be a Lactation Consultant from Family Connects Durham. To register, contact Karen Rodriguez at 919-560-7341 or krodriguez@dconc.gov [<mailto:krodriguez@dconc.gov>](mailto:krodriguez@dconc.gov).
4. **Partnership for a Healthy Durham Presentation** - Please join the next Partnership for a Healthy Durham meeting on Wednesday, April 12 from 12-1:30 p.m. The virtual meeting includes a presentation on 2022 Durham County Community Health Assessment survey results, trend health data over the past decade, and a panel discussion on the evolution of health in Durham. Register here: <https://bit.ly/3FeO0TT>
5. **Black Maternal and Infant Health Conference** - Durham County Government has partnered with Guilford County, the North Carolina Department of Health and Human Services, the North Carolina Division of Public Health, Piedmont AHEC, and other stakeholders for the Black Maternal & Infant Health Conference on April 14-15 at the Conference Center at Guilford Technical Community College, 7908 Leabourne Rd., in Colfax, NC. This two-day event will run from 12 to 8:30 p.m. on Friday and 9 a.m. to 4 p.m. on Saturday. The cost is \$35. For additional information and to register online at www.piedmontahec.org [<http://www.piedmontahec.org>](http://www.piedmontahec.org).

6. **Spring Football on April 15 at Stadium** - Shaw University and North Carolina Central University football teams will host their Spring Football Games on Saturday, April 15 at Durham County Memorial Stadium. Admission is free to each game. For the Bears' Spring Game, gates open at 9 a.m. and the game starts at 10 a.m. Visit www.shawbears.com [<http://www.shawbears.com>](http://www.shawbears.com) for more information.

For the Eagles' Spring Game, gates open at 1 p.m. and the game starts at 2 p.m. Visit www.nccueaglepride.com [<http://www.nccueaglepride.com>](http://www.nccueaglepride.com) for more information.

7. **Little River Community Complex Fair** - The Little River Community Complex Fair is being held in the Durham County Memorial Stadium parking lot now through April 17. It is open Monday-Friday from 5 to 10 p.m. and Saturday-Sunday from 1 to 11 p.m. Free admission and parking! More information can be found at <https://littlerivercommunitycomplex.com/>
8. **Durham Local Reentry Council Resource Fair** - April is Second Chance Month, and the Durham Local Reentry Council will hold a Resources Fair at the Criminal Justice Resource Center at 326 E. Main St. on Wednesday, April 26 from 1:30 to 4:30 p.m. Come out and meet and hear from and about employers, health/wellness providers, housing provider, supportive services, food bank and voting rights.
9. **Durham Dementia Community Event** -Come out on Saturday, April 29 to the Durham Dementia Community Event from 10 a.m. to 2 p.m. at the Durham County Human Services Building, 414 E. Main St. The keynote address will be from Jay Reinstein, who is living well with early onset dementia. The event is free, and lunch will be served. Registration is required by calling 984-287-9399 or visiting: <https://bit.ly/DementiaEventDCo>

4. Minutes (5 min)

[23-0258](#)

Minutes (5min)

Attachments: [March 27, 2023 Regular Session](#)

5. Ceremonial Items (60 min)

[23-0240](#)

Proclamation - Second Chance Month (10min)

Agenda Text: The Board is requested to proclaim April 2023 as Second Chance Month in Durham County. The US Department of Justice has declared April as Second Chance Month and encourages communities across the country to host appropriate events, ceremonies and activities in observance. The Durham Local Reentry Council has

coordinated a calendar of events for April 2023 in observance of Second Chance month.

Alignment with Strategic Plan: This agenda item aligns with Goal Three of the County's Strategic Plan: Safe Community

Resource Persons: Ontario Joyner, Local Reentry Council Coordinator and Roshanna Parker, CJRC Assistant Director

County Manager's Recommendation: The County Manager recommends that the Board proclaim April 2023 as Second Chance Month in Durham County.

Attachments: [Proclamation - Second Chance Month - April 2023](#)
[LRC Second Chance Month Calendar April 2023](#)
[LRC 2023 Backpack Drive-Second Chance Month](#)

23-0241

Resolution - Honoring Vernon O'Mar Taylor (10min)

Agenda Text: The Board is requested to pass a resolution honoring Vernon O'Mar Taylor for his lifelong work as a passionate, generous and highly respected advocate, housing provider and community leader.

Durham lost a valued member and fervent voice for recovery on February 16, 2023, with the death of O'Mar Taylor. O'Mar was the founder of Just A Clean House, Inc., a non-profit organization that provides transitional housing for justice involved individuals and persons in long-term recovery.

Alignment with Strategic Plan: This agenda item aligns with Goals 2 (Community Well-Being) and 3 (Community Safety) of the County's Strategic Plan.

Resource Persons: Robin Heath, Program Manager, Gudrun Parmer, Director, and Roshanna Parker, Assistant Director, all with the Criminal Justice Resource Center

County Manager's Recommendation: The County Manager recommends that the Board honor Vernon O'Mar Taylor for his lifelong work as a passionate, generous and highly respected advocate, housing provider and community leader.

Attachments: [Resolution - Vernon O'Mar Taylor](#)

23-0208

Proclamation - National Public Safety Telecommunication Week (10min)

Agenda Text: The Board is requested to proclaim the week of April 10, 2023 as National Public safety Telecommunications Week in Durham County.

This Proclamation is to celebrate National Public Safety Telecommunications Week and to honor the men and women of the Durham County Sheriff's Office who are our true first responders as telecommunicators.

Alignment With Strategic Plan: This item aligns with Strategic Goal 3: Safety Community

Resource Persons: Denise Vaughan-Pratt, Communications Manager - Office of the Sheriff

County Manager's Recommendation: The County Manager recommends that the Board proclaim the week of April 10, 2023 as National Public Safety Telecommunications Week in Durham County.

Attachments: [Proclamation - Telecommunications Week - April 2023](#)

23-0209

Proclamation - April 2023 Fair Housing Month (10min)

Agenda Text: The Board is requested to proclaim April 2023 as Fair Housing Month in Durham County.

Each April, Fair Housing Month recognizes the passages of the Fair Housing Act of 1968. The Act prohibits the discrimination concerning the sale, rental, and financing of housing based on race, religion, national origin, or sex. Later the act was amended to also cover disability and family status.

Alignment with Strategic Plan: This item aligns with Strategic Goal - Community Well-Being

Resource Persons: President of the Durham Regional Association of REALTORS® Cindie Burns and Chair of the Diversity Equity & Inclusion Committee of the Durham Regional Association of REALTORS® Sharon Sunkel

County Manager's Recommendation: The County Manager recommends that the Board proclaims April 2023 as Fair Housing Month in Durham County.

Attachments: [Proclamation - Fair Housing Month 2023](#)

23-0252

Resolution - Acknowledging Service of Patrick Hannah, RDU Airport Member/Chair (10min)

Agenda Text: The Board is requested to accept the resolution acknowledging the service of Patrick Hannah.

Patrick Hannah has represented Durham County on the Raleigh-Durham Airport Authority Board since 2015 and has served as Chairman of the Board for the last two years. During his tenure as Chairman, he helped the airport successfully navigate the impacts of the covid-19 global health pandemic and chart its path to recovery. Hannah managed the development of the Authority's 2022-2026 Strategic Plan, which provides the strategic direction, priorities and management strategies for the Authority over the next five years. Other major accomplishments during his Chairmanship include Board approval of the concessions operator model, which is intended to increase revenue for RDU and provide more opportunities to small and diverse businesses by seeking to reduce barriers for those interested in doing business at the airport; a new air service incentive program that lured new airlines and routes to

RDU including the introduction of Icelandair, Bahamasair, Avelo and Breeze Airways; strong financial stewardship with Fitch Ratings and Moody's re-affirming the Airport Authority's 'AA-' and Aa3 rating, respectively, in 2022 citing careful financial management and a strong recovery in passenger traffic; and adoption of an Owner-Controlled Insurance Program for major capital construction projects that removes a barrier for small businesses to work with the Authority.

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

Resource Persons: Kimberly Moore, Director of Civic Engagement for U.S. House of Representative NC District 2

County Manager's Recommendation: The County Manager recommends that the Board accept the resolution acknowledging the service of Patrick Hannah.

Attachments: [Resolution - Patrick Hannah - April 2023](#)

23-0261

Proclamation - 2023 National County Government Month (10min)

Agenda Text:

The Board is requested to The Board is requested to proclaim April 2023 as National County Government Month in Durham. NCGM is held each April as an annual celebration of counties. Since 1991, the National Association of Counties has encouraged counties to actively promote county roles and responsibilities in serving residents.

The 2023 theme is RISE! which stands for Resiliency, Inclusion, Solvency and Empowerment.

Alignment with Strategic Plan:

Resource Persons: Deborah Craig-Ray, Chief Communications Manager

County Manager's Recommendation: The County Manager recommends that the Board proclaim April 2023 as National County Government Month in Durham.

Attachments: [Proclamation - National County Government Month - April 2023](#)

6. Consent Agenda (15 min)

23-0094

Budget Ordinance Amendment No. 23BCC00082 for the Department of Social Services to recognize funds in the amount of \$473,659 from the Low Income Household Water Assistance Federal Program as part of the Program's ARPA-American Rescue Plan Act Funding and America Rescue Plan Act Administration funding to Provides Emergency Assistance to Low-Income Households to Prevent Disconnection or Provide assistance with Reconnection of Drinking and Wastewater Services.

Agenda Text:

The Board is asked to approve Budget Ordinance Amendment No. 23BCC00082 for the Department of Social Services to recognize funds in the amount of \$473,659 from the Low Income Household Water Assistance Federal Program as part of the Program's ARPA-American Rescue Plan Act Funding and America Rescue Plan Act Administration funding to Provides Emergency Assistance to Low-Income Households to Prevent Disconnection or Provide assistance with Reconnection of Drinking and Wastewater Services.

This funds will be recognized in the amount of \$402,610 as part of the ARPA-American Rescue Plan Act and the amount of \$71,049 which is part of the ARPA-America Rescue Plan Act Admin. The LIHWAP-Low Income Household Water Assistance Program is federally funded program that provides emergency assistance to low-income households to prevent disconnection or provide assistance with reconnection of drinking and wastewater services.

The LIHWA Program was funded by both the Consolidated Appropriations Act (December 2020) and the American Rescue Plan Act (March 2021) to assist low-income households paying for water, wastewater utilities, and reduce arrearages. The priority of Low-Income Household Water Assistance Program is to provide continuity of service to customers whose water and/or wastewater service has been disconnected or is in danger of being disconnected.

Alignment with Strategic Plan: Goal 2: Health and Well-being for All which decrease health disparities within the community and Goal 3: Safe and Secure Community to improve outcomes for vulnerable, children, youth, and adults.

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

County Manager's Recommendation: The County Manager recommends that the board approv Budget Ordinance Amendment No. 23BCC00082 for the Department of Social Services to recognize funds in the amount of \$473,659 from the Low Income Household Water Assistance Federal Program as part of the Program's ARPA-American Rescue Plan Act Funding and America Rescue Plan Act Administration funding to Provides Emergency Assistance to Low-Income Households to Prevent Disconnection or Provide assistance with Reconnection of Drinking and Wastewater Services. e

Attachments:

[LIHWAP ARPA Funding Authorization SFY22-23 Support Doc](#)

[LIHWAP ARPA Admin Funding Authorization FY22-23 Support Doc](#)

[AAF-82 Legal Form](#)

23-0192

Capital Project Amendment No.23CPA00020 Appropriating \$875,000 of Future Taxable Limited Obligation Bond Funding (LOBS) to the 500 E. Main St. Downtown Parking Deck Capital Project (47302635DC151); as well as Authorize an Increase in the Owner's Contingency in the Amount of \$875,000 to Execute Any Necessary

Change Orders for the Deck Development Agreement with ZOM Living for a Total Not-to-Exceed of \$32,701,100.00

Agenda Text:

The Board is requested to approve Capital Project Amendment No.23CPA00020 appropriating an additional \$875,000 of Future Taxable Limited Obligation Bond Funding to the 500 E. Main St. Downtown Parking Deck Capital Project (47302635DC151); and authorize an increase to the owner's contingency in the amount of \$875,000 for the Deck Development Agreement with ZOM Living for a total not-to-exceed amount of \$32,701,100 for the 500 E. Main St. Structured Parking Garage. (See Attachments 1-9).

Project	Current	Decrease	Revised
500 Block East Main Redevelopment (47302635DC151)			
	\$33,169,616.00		\$875,000.00
	\$34,044,616.00		
TOTAL	\$33,169,616.00	\$875,000.00	\$34,044,616.00

The Deck Development Agreement was previously approved by the BOCC on December 13, 2021. At the time of approval/execution, the deck development budget did not include an owner's contingency for the \$26,522,000 construction contract between LeChase Construction and ZOM Living. The original request for owner's contingency in the amount of \$1,326,100 was approved by the BOCC during the October 10, 2022 Regular Session (RS) Meeting. Due to extraordinary pricing volatility and material escalations the contracting team is requesting an additional increase of \$875,000 to address unforeseen conditions, change orders and others typical of a project of this scale and complexity. Construction activities for the deck commenced on August 1, 2022 and remain on schedule for completion in December 2023. Completion of this project will provide a parking solution for various County departments, the residential, commercial, and retail locations and support the affordable housing initiative along E. Main St.

The deck will provide 865 spaces in a (7) seven-story post-tensioned cast-in-place parking structure. The deck will have entrances off of S. Dillard Street, S. Elizabeth St. and Main Street allowing easy traffic flow to the garage and multiple routes into and out of the parking area. There are 4 elevators in the deck to assist with vertical circulation affording those parking in the garage an easy way of finding and navigating to their destination. The overall planned development will include residential housing, both market and affordable, with an interior parking deck.

The development will include ground floor commercial, apartment amenity space and a linear public space. The deck will initially provide 23 electrical vehicle parking spaces in support of Durham County's sustainability initiatives and anticipates the growth of electric vehicle parking through installation of infrastructure to enable additional EV ready spaces. For improved coordination, LeChase Construction is serving as the Construction Manager at Risk (CMAR) for the market-rate housing and structured parking garage project as well. The garage and market-rate housing

wrapper will be constructed with some overlap. The affordable housing wrapper is still currently in the design phase, and its construction will commence in the 1st quarter of 2024.

The Deck Development Agreement details the obligations of all parties (Durham County and ZOM Living) and specifies the standards and conditions that will govern the development and construction of the deck. ZOM Living is administering the delivery of the deck on behalf of Durham County using the services of LeChase Construction. This method of delivery minimizes issues and coordination requirements due to the complexity of the construction of the deck and the market-rate housing due to its adjacencies.

Alignment with Strategic Plan: The Project is in accordance with Strategic Plan Goal 4 - Environmental Stewardship and Community Prosperity particularly Strategy 4.2.C - Regional Planning: Participate in smart growth practices and support regional planning partnerships to promote a high quality of life for all.

Resource Persons: Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Engineering Services; Jay Gibson, P.E., General Manager - Goal 4; Keith Lane, Budget Director; Ben Stevens, Development Manager, ZOM Living; and Sarah Odio, Project Manager, DFI

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.23CPA00020 appropriating an additional \$875,000 of Future Taxable Limited Obligation Bond Funding to the 500 E. Main St. Downtown Parking Deck Capital Project (47302635DC151); and authorize an increase to the owner's contingency in the amount of \$875,000 for the Deck Development Agreement with ZOM Living for a total not-to-exceed amount of \$32,701,100 for the 500 E. Main St. Structured Parking Garage. (See Attachments 1-9).

Attachments:

[2023-03-01 Additional Contingency Request 437pm](#)

[CPA-20 LEGAL FORM Appropriating \\$875K of Future Taxable LOBS for 500 E.](#)

[AAF - Supplemental Information CPA and Increase #2 to the Owner's Continger](#)

23-0193

Durham County Sheriff's Office Contract Approval with J & A Engineering LLC, in the amount of \$145,520 for the Electronic Security System Replacement Project at the Detention Center

Agenda Text:

The Board is requested to approve and authorize the County Manager to execute a contract with J & A Engineering LLC, in the amount of \$145,520 for the Sheriff's Office Electronic Security System Replacement Project at the Detention Center. These contracted services will serve as architectural design, construction administration, and technical project management.

In the fall of 2021, J & A Engineering conducted a comprehensive assessment of the

entire Durham County Detention Center that identified deficiencies spread across nine separate areas. The following items are within the scope of work for this contract.

- PLC-based Detention Door Control Systems
- Card-based Electronic Access Control Systems
- Video Surveillance Systems
- Intercom-based Communication Systems
- Nurse Call Systems
- Public Address Systems

On March 14, 2022, (AAF#22-142) the Board approved Capital Project Amendment No.22CPA00019 and Budget Amendment No.22BC00076, appropriating \$4,425,502 to fund the Electronic Security System Replacement Project as a new capital project at the detention center.

An RFQ (23-011) was conducted, which identified J & A Engineering as the most qualified candidate for these services. This contract will be funded from the aforementioned capital project amendment. J & A Engineering LLC will serve as the design consultant and provide professional architectural/engineering services, construction administration, and provide technical documents and supervision throughout the duration of the project. See the attached documents regarding the initial assessment.

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

Resource Persons: David LaBarre, Director of Planning & Development, 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 with J & A Engineering LLC, in the amount of \$145,520 for the Sheriff's Office Electronic Security System Replacement Project at the Detention Center. These contracted services will serve as architectural design, construction administration, and technical project management.

Attachments:

[Durham County Jail Security Electronics Replacement Project Proposal 011123](#)

[J & A Engineering COI - Durham County](#)

[MWBE Compliance Review Form-AAF for 23-011 RFQ 011823](#)

[JA Engineering Design Consultant Contract FY2023 DurhamLegalEdits](#)

[Insurance Waiver Request J&A Engineering - March 2023](#)

[JA RFQ Supplemental](#)

[Durham County Detention Center LV Systems Status Report 101121F.doc](#)

23-0197

Budget Ordinance Amendment No.23BCC00077 Appropriating \$300,800 of General Fund Fund Balance to Fund a Contract with

Child Care Services Association for Provider Selection Services for the Operation of the 300 E. Main St. Childcare/Pre-K Space; as well as Authorize the Execution of the Contract with Child Care Services Association for the Provider Selection Services in the amount not-to-exceed \$300,800

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No.23BCC00077 appropriating \$300,800 of General Fund Fund Balance to fund a contract with Child Care Services Association (CCSA) for provider selection services for the operation of the 300 E. Main Street Childcare/Pre-K space; as well as authorize the execution of the contract with Child Care Services Association (CCSA) for provider selection services for the operation of the 300 E. Main Street Childcare/Pre-K space in the amount not-to-exceed \$300,800 (See Attachments 1-5).

The project's goal is to select a high-quality early childhood educator, education consortium, or established business entity to lease and operate an on-site childcare center with Durham Pre K classrooms for both 4-year olds and birth-to-age-3 classrooms at the 300 E. Main St. Redevelopment. The Childcare/Pre-K space will serve roughly 86 students and is being constructed as part of the affordable housing wrapper that will be constructed by Laurel Street Residential. The affordable housing wrapper is being ground-leased to LSR and the Childcare/Pre-K space will be subleased back to Durham County for operation of the space.

Durham County is engaging CCSA who will work in partnership with the County to develop and manage a competitive review process to select an Early Education Child Care Operator (operator) ready to meet high quality early education and Durham Pre-K standards. In addition, CCSA agrees to support the successful lease negotiations once an Operator is selected, provide expert consultation during the construction build period to meet childcare licensing and quality standards, and provide technical assistance for early childhood best practices for instruction and business management to the Operator. Once open for children's services, CCSA will assess the Operator's adherence to quality guidelines outlined in the Durham County's Operator Agreement, lease agreement, and Durham Pre-K service contract.

On December 1, 2017, Durham County issued RFP No. 18-005 requesting proposals for Preschool Expansion Management Services of which Child Care Services Association was selected for this service. CCSA was awarded the Pre-K Expansion Management Services contract on June 25, 2018, and Purchasing has authorized the continuation of the services of CCSA based on the previous selection process. The timeliness of this contract is needed to allow CCSA and the potential operator once selected an opportunity to weigh in on the design/construction requirements necessary for the up-fit of the Childcare/Pre-K space in order to be

expeditious with the opening. The six (6) year contract duration will also be consistent with the anticipated terms of the future operator agreement.

Alignment with Strategic Plan: The Project is in accordance with Strategic Plan Goal 4 - Environmental Stewardship and Community Prosperity particularly Strategy 4.2.C - Regional Planning: Participate in smart growth practices and support regional planning partnerships to promote a high quality of life for all.

Resource Persons: Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Engineering Services; Nancy Mitchell, Senior Real Estate Officer, Linda Chappel, Sr. Vice President, CCSA; Keith Lane, Budget Director; Susan Tezai, CPA, Chief Financial Officer

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No.23BCC00077 appropriating \$300,800 of General Fund Fund Balance to fund a contract with Child Care Services Association (CCSA) for provider selection services for the operation of the 300 E. Main Street Childcare/Pre-K space; as well as authorize the execution of the contract with Child Care Services Association (CCSA) for provider selection services for the operation of the 300 E. Main Street Childcare/Pre-K space in the amount not-to-exceed \$300,800 (See Attachments 1-5).

Attachments:

[East Main CCSA Services SOW v5](#)

[AAF-77 LEGAL FORM Appropriate \\$300,800 of GF Fund Balance for CCSA co](#)

[AAF - Supplemental Information - BOA and Execution of Contract w CCSA for t](#)

23-0200

Award Contract for Feasibility Study of Durham County Farm Campus (RFP 23-014) to HR&A Advisors

Agenda Text:

The Board is requested to authorize the County Manager to enter into a service contract with HR&A Advisors in the amount of \$80,000, (RFP 23-014) and any related contract amendments, to conduct a feasibility study of Durham County Farm Campus. Funding will be from a USDA NRCS grant accepted by the Board on September 28, 2022.

Farm Campus is an idea that has been discussed for several years in Durham County. This contract will explore the strengths and weaknesses of the idea to assess the likelihood of success. Based on the three responses Durham County received regarding RFP 23-014, HR&A Advisors was determined to be the most qualified firm among the three bidders. The HR&A Advisors team has significant experience in providing this type of service for this size contract. The staff team proposed is highly qualified, with the expertise and experience relevant to this RFP. Their organizational structure, proposed approach, and Anti-racism, Diversity, Equity, and Inclusion statement demonstrate a commitment to equity on this project and within their team.

Durham County issued a Request for Proposals (RFP 23-014) on December 7, 2022. RFP 23-014 was advertised in local newspapers and on the Durham County

website. Three proposals were received on January 31, 2023. The proposal bid tabulation and evaluation summary are attached.

Alignment with Strategic Plan: Supports for equitable, long-term food security 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; John Lyttle, Agriculture Agent; Donna Rewalt, County Extension Director

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a service contract with HR&A Advisors in the amount of \$80,000, (RFP 23-104) and any related contract amendments, to conduct a feasibility study of Durham County Farm Campus. Funding will be from a USDA NRCS grant accepted by the Board on September 28, 2022.

Attachments:

[AAF Supplemental Document Contract Approval HR&A](#)

[9.28.2022--22-0546 Bdgt Ord Amdt 22BCC00029 Recognize \\$167,015 Grant fr](#)

[RFP 23-014 Feasibility Study of DCo Farm Campus](#)

[MWBE Compliance Review Form-AAF for 23-014 RFP 030923](#)

[Summary of evaluation](#)

23-0201

Increase the 500 E. Main Street Affordable Housing Redevelopment Master Development Agreement through PAYGO Funding of \$10,618,417 for Loan #4; Execute the Revised Lender Commitment Letter for the Loan in the Amount of \$10,618,417; as well as Approve an Amendment to the Master Development Agreement for the Project

Agenda Text:

The Board is requested to approve an increase to the 500 E. Main Street Affordable Housing Redevelopment Master Development Agreement through PAYGO funding for a not to exceed amount of \$10,618,417 for Loan #4; execute the revised lender commitment letter for the loan in the Amount of \$10,618,417; as well as approve an amendment to the previously approved Master Development Agreement for the project.

The comprehensive application to the NCHFA must be submitted by May 12, 2023 in order to meet the project schedule and requires a revised Letter of Intent/Commitment from the Lender for inclusion in the application package. Attached is the revised Letter acknowledging the County's intent to support the loan increased totaling a not-to-exceed amount \$10,618,417 for the project. The previous Lender Commitment Letter was approved by the BOCC on October 11, 2021, executed appropriately and this along with the Master Development Agreement must be amended to reflect the increased loan amount.

The Lender Commitment Letter is required to demonstrate stakeholder commitment to the project and provide appropriate documentation to satisfy the bond volume cap for the tax credit application. The LOI amount has been updated to document the **195** affordable housing units which has been updated based on the current design. It

is also important to note that as the project evolved it was determined that the grant funding was not permissible and all funding from the County to the developer needed to come in the form of a loan. This funding is consistent with the previously approved Master Development Agreements for both projects.

Laurel Street submitted the preliminary application for 4% LIHTC to the North Carolina Housing Finance Agency for the project in October 2022, and the full application will be submitted before May 12, 2023. Due to the volatility of the construction market, the project team determined it most appropriate to revise the loan amount needed once the design was nearing completion. Construction drawings are being released with the anticipation of reaching a financial closing and construction start in the 3rd quarter of 2024. The same market conditions that have hampered the 300 E. Main St. development and others have also significantly impacted 500 Main creating the \$10,618,417 gap. 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.

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, commercial and retail locations and further support the affordable housing initiative along E. Main St. through a mixed-income development.

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, Deputy Director; 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. Director of E, E&S; 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 an increase to the 500 E. Main Street Affordable Housing Redevelopment Master Development Agreement through PAYGO funding for a not to exceed amount of \$10,618,417 for Loan #4; execute the revised lender commitment letter for the loan in the Amount of \$10,618,417; as well as approve an amendment to the previously approved Master Development Agreement for the project.

Attachments:

[300 & 500 Main Summary Page 2023.03.13](#)

[MDA - 500 East Main Street Clean](#)

[AAF-Supplemental Information CPA & Execution of the Revised Lender Commi](#)

23-0202

Budget Ordinance Amendment No. 23BCC00076 for the Department of Social Services to recognize funds in the amount of \$13,230.36 from the Adult Protective Services (APS) Essential Services Funds to Arrange for Essential Needs on Behalf of an Individual Receiving Protective Services for Adults Planning and Mobilizing Services.

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00076 for the Department of Social Services to recognize funds in the amount of \$13,230.36 from the Adult Protective Services (APS) Essential Services Funds to Arrange for Essential Needs on Behalf of an Individual Receiving Protective Services for Adults Planning and Mobilizing Services.

The fund is intended to assist county departments of social services in addressing identified protective services needs and mobilizing protective services where limited county funding and limited local resources may be a barrier.

These essential services needs include the provision of medical care for physical and mental health, assistance in personal hygiene, assistance with obtaining appropriate food, clothing, seeking and providing heated and ventilated shelter, providing for protection from health and safety hazards, and protection from abuse, neglect, and exploitation.

Alignment with Strategic Plan: Goal 2: Health and Well-being for All which decrease health disparities within the community and Goal 3: Safe and Secure Community to improve outcomes for vulnerable, children, youth, and adults.

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

County Manager's Recommendation: The County Manager recommends that the Budget Ordinance Amendment No. 23BCC00076 for the Department of Social Services to recognize funds in the amount of \$13,230.36 from the Adult Protective Services (APS) Essential Services Funds to Arrange for Essential Needs on Behalf of an Individual Receiving Protective Services for Adults Planning and Mobilizing Services.

Attachments:

[APS Essential Services Dir Letter Doc 2023](#)

[APS Essential Services Funding Authorization Supp Doc 2023](#)

[AAF-76 Legal Form](#)

23-0203

Approve the Purchase of VMware Site Recovery Manager License in the amount of \$151,150 using existing CIP Funds

Agenda Text:

The Board is requested to authorize the County Manager to approve the purchase of VMware Site Recovery Manager licenses in the amount of \$151,150 using existing

CIP Funds. These licenses and associated support will be purchased through CDW-G, a reseller of IT technologies.

VMware Site Recovery Manager (SRM) provides policy-based management, minimizes downtime in case of disasters via automated orchestration, and enables nondisruptive testing of the County's disaster recovery plans. The site recovery licenses are essential to enhance the business continuity and disaster capabilities of Durham County data center systems.

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 Cook, IS&T Business Office Manager

County Manager's Recommendation: The County Manager recommends that The Board authorize the County Manager to approve the purchase of VMware Site Recovery Manager licenses in the amount of \$151,150 using existing CIP Funds. In addition, IS&T is requesting permission to allow the County Manager to sign off on subsequent renewals, extensions, or amendments as needed for services required.

Attachments: [AAF Supplemental Document -Site Recovery Manager](#)
[CDWG - VMWARE - CP - 05-31-23 thru 05-31-24](#)

23-0204

Approve Renewal of Durham County's Contract with Gather Consulting Service in the Amount of \$161,800 Using Existing Funds

Agenda Text:

The Board is requested to authorize the County Manager to approve renewal of Durham County's Contract with Gather Consulting Service in the amount of \$161,800 using existing funds. IS&T and other County departments engage with Gartner Consulting Services to keep abreast on strategies and tactics to strengthen cybersecurity, cloud services, data management, workplace practices, and other industry-recognized best practices.

The Gartner contract provides the County with access to research and advice about information technology and the functional responsibilities of specific IT roles and enables IS&T leadership to engage with senior Gartner executives for detailed and specific consulting services. Over the years, Gartner has provided the County with information, advice, and tools that assist the County across several business areas including IT, finance, human resources, and more.

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, CIO; Kimberly Cook, IS&T Business Office

Manager

County Manager's Recommendation: The County Manager recommends that the Board authorize the renewal of Durham County's contract with Gartner Consulting Service using existing funds in the amount of \$161,800.

Attachments: [AAF Gartner 2023 Supplemental Document \(1\)](#)

23-0205

Renew the Current License Agreement and Continue our Enterprise License Agreement for DocuSign and DocuSign Contract Lifecycle Management (CLM) in the amount of \$97,742.05 using existing funds.

Agenda Text:

The Board is requested to authorize the County Manager to approve the renewal of enterprise software licenses and subscription services for DocuSign and DocuSign Contract Lifecycle Management (CLM) for electronic signatures in the amount of \$97,742.05 using existing funds. These licenses and associated support will be purchased through Carahsoft Technology Corporation, a reseller of IT technologies.

The enterprise licenses for DocuSign will allow the County to extend electronic signature services and document workflow to all Durham County departments. DocuSign CLM drives automation across the entire contract process, increases compliance, and creates a faster and easier employee, customer, and vendor experience.

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

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

County Manager's Recommendation: The County Manager recommends that the Board authorize the renewal of enterprise software licenses and subscription services for DocuSign and DocuSign Contract Lifecycle Management (CLM) for electronic signatures in the amount of \$97,742.05 using existing funds. In addition, IS&T is requesting permission to allow the County Manager to sign off on subsequent renewals, extensions, or amendments as needed for services required.

Attachments: [AAF DocuSign Supplemental Document - Carahsoft](#)
[Carahsoft Technology Corporation - SMS Delivery - CP- 07-01-23 thru 06-30-24](#)

23-0206

Approve the Usage of Existing Funds in the Amount of \$99,844.31 for the Renewal of AvePoint Cloud Governance Software Licenses and Online Support Services.

Agenda Text:

The Board is requested to approve the usage of existing funds in the amount of \$99,844.31 for the renewal of AvePoint Cloud Governance Software Licenses and Online Support Services. The AvePoint licensing and support services will be purchased through Carahsoft Technology Corporation-a reseller of IT technologies.

This approval will allow the County to continue utilizing the automated processes within the AvePoint product to enhance the integration with Microsoft 365. As the

County continues to move more IT services to the cloud, the AvePoint cloud governance software licenses and online support services agreement keeps Durham County in line with best practices and organizations across the private and government sector. Organizations using similar services include the City of Durham, Mecklenburg County, Wake County, Guilford County, and many other counties and municipalities in North Carolina.

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 Cook, IS&T Business Office Manager

County Manager's Recommendation:

The County Manager recommends that the Board approve the usage of existing funds in the amount of \$99,844.31 for the renewal of AvePoint cloud governance software licenses and online support services. The County Manager also recommends the Board allow the County Manager to sign off on subsequent renewals, extensions, or amendments associated with this contract as necessary to continue services as required.

Attachments:

[AAF Supplemental Document -AvePoint](#)

[Carahsoft Technology Corporation - Avepoint - CP- 05-01-23 thru 10-31-24](#)

23-0213

Budget Ordinance Amendment No. 23BCC00078 Appropriating \$4,030,961 of General Fund Fund Balance to Purchase Eleven (11) Replacement Ambulances through the SAVVIK Cooperative Purchasing Agreement for the Office of Emergency Services EMS Division

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00078 appropriating \$4,030,961 of the General Fund fund balance to purchase eleven (11) replacement ambulances through the SAVVIK Cooperative Purchasing Agreement for the Office of Emergency Services EMS Division and authorize the County Manager to execute contracts and agreements associated with the purchase of these ambulances.

While developing the OES FY 2023-24 budget, and coordinating production schedules with the vendor, we were advised that costs of ambulances continue to increase, and new ambulance orders are now estimated to take 36 months before delivery. This significant delay will place our ambulance fleet further behind replacement schedule. The supplemental AAF provides more detail on how the amended contract amount was developed.

After consultation with Budget and Management Services, OES is requesting 11 replacement ambulances in the current fiscal year (FY 2022-23). Purchasing the 11

ambulances now will eliminate anticipated price increases in future years and establish a delivery schedule starting FY 2026 (September 2025). The 11 ambulances will be purchased at the quoted rate of \$366,451 each, and the units will be delivered with the Stealth Power system installed.

The SAVVIK Cooperative Purchasing Agreement is a competitively bid project that Eagle County Health Service District, CO initiated to purchase ambulances and transport vehicles. Braun Ambulances is an authorized provider under the SAVVIK consortium and Spartan Fire and Emergency Apparatus is an authorized dealer for Braun Ambulances. Purchasing the ambulances through the SAVVIK consortium provides Durham County the best value for the Braun Liberty Type I ambulance.

The “Stealth Power” anti-idling system reduces emissions by keeping critical systems and climate control operational without the ambulance having to continuously idle when not responding to calls.

General Fund fund balance is requested to purchase the 11 replacement ambulances at a cost of \$4,030,961. This item would typically have been brought forward as a part of the FY 2023-24 budget, but to control future costs and establish a feasible delivery schedule, this request is being brought forward now so the vendor can get these units in the queue.

Alignment with Strategic Plan: Goal 3: Safe Community and Goal 4: Environmental Stewardship & Community Prosperity.

Resource Persons: Jim Groves, OES Director, Katrina Harrell, OES Business Services Manager, David Ades, Assistant Director, Budget and Management Services

County Manager’s Recommendation: The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 23BCC00078 appropriating \$4,030,961 in General Fund fund balance to purchase eleven (11) replacement ambulances through the SAVVIK Cooperative Purchasing Agreement for the Office of Emergency Services EMS Division and authorize the County Manager to execute contracts and agreements associated with the purchase of these ambulances.

Attachments:

[AAF-78 LEGAL FORM Appropriate \\$4,030,961 of GF Fund Balance for 11 amb](#)

[Braun Proposal County of Durham EMS 3-15-23 Stealth Spartan](#)

[Durham Co 2023 Braun Proposals 2023-03-14 10-28-10 NP](#)

[Durham County EMS Quote 3-15-23](#)

[Durham Drawing](#)

[SAVVIK Braun Agreement](#)

[SAVVIK Braun Base Price](#)

[SAVVIK Braun Options list](#)

[SAVVIK Braun RFP](#)

[SAVVIK 11 ambulance purchase AAF Supplemental Document FY23](#)

23-0222

Budget Ordinance Amendment No. 23BCC00081 Public Health to Recognize Funds in the Amount of \$53,723 From the Division of Child and Family Well-Being, North Carolina Department of Health and Human Services for Durham's Innovative Nutrition Education (DINE) Program Implementation including using the Funds to Support a New .52 FTE Nutrition Specialist Position to Expand the DINE Program

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCC00081 Public Health to Recognize Funds in the Amount of \$53,723 From the Division of Child and Family Well-Being, North Carolina Department of Health and Human Services for Durham's Innovative Nutrition Education (DINE) Program Implementation including using the Funds to Support a New .52 FTE Nutrition Specialist Position to Expand the DINE Program

Funds will be used to support a new 0.52 FTE nutrition specialist position to expand DINE programming in community settings per the approved staffing in the FY22-23 grant award,

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

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

Resource Persons: Rodney E. Jenkins, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00081 Public Health to Recognize Funds in the Amount of \$53,723 From the Division of Child and Family Well-Being, North Carolina Department of Health and Human Services for Durham's Innovative Nutrition Education (DINE) Program Implementation including using the Funds to Support a New .52 FTE Nutrition Specialist Position to Expand the DINE Program

Attachments:

[45201 Durham County SNAP ED contract 3.7.23](#)

[AAF Supplemental Document - DINEContract amt amendment](#)

[AAF Form- DINE-contract amt. amendment](#)

[AAF-81 Legal form](#)

23-0223

Interlocal Agreement with TJCOG for Low to Moderate Income Solarize Program

Agenda Text:

The Board is requested to approve the Interlocal Agreement with Triangle J Council of Governments (TJCOG) to fund a Low to Moderate Income Program for Residential Solar PV Systems.

Durham County is participating in the Solarize the Triangle Program administered by TJCOG for the purposes of reducing the cost and complexity of installing solar PV systems on residential and commercial buildings. The program uses the power of group purchasing to reduce the costs for all participants. The solar installer was vetted by the ten participating local governments, including Durham County, using a standard RFP process, providing assurance to participants that the company is well-qualified and providing excellent products and services.

The Board of Commissioners approved \$55,000 in the FY23 budget to cover the cost of solar PV systems on homes for low-income residents; this does not require allocating additional funding. The systems will be approximately 4kW in size and cost approximately \$10,000 each. Staff is working with organizations who already work with low-income households in Durham County to provide weatherization and home repair to identify potential homes for the program, including rental properties designated for permanent low-income housing.

Installing solar PV systems on low income housing will reduce monthly utility costs for the residents for the 25 year life-span of the systems. This will free up funds for other necessities like food and medicine. This will also reduce resident anxiety about using potentially life-saving air conditioning during extreme heat events, thus increasing resident resilience and improving health outcomes.

This interlocal agreement provides for TJCOG to administer the funds and provide quality assurance for the installations. Durham County staff will be extensively involved in selecting the participating households. The City of Durham has also designated funds for this program and County staff are working with them to coordinate the Low-Income program throughout Durham.

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

Resource Persons: Tobin L. Freid, Sustainability Manager; Jay Gibson, P.E., Engineering and Environmental Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve the Interlocal Agreement with Triangle J Council of Governments (TJCOG) to fund a Low to Moderate Income Program for Residential Solar PV Systems.

Attachments: [ILA LMI Solar Grant Program Durham County](#)

23-0224 **Durham City-County Appearance Commission Interlocal Agreement Renewal**

Agenda Text: The Board is requested to review and provide comment on the renewal of the Durham City-County Appearance Commission Interlocal Agreement.

Summary

In 2000, the Durham City Council and the Durham County Board of Commissioners

approved an Interlocal Agreement to establish the Durham City-County Appearance Commission (DCCAC), in accordance with NCGS 160A-451. This agreement was renewed in 2004, 2007, 2012, and 2017, and expired on January 1, 2023. The attached renewal agreement will continue the authorization of the DCCAC until January 1, 2028.

Attachments

Attachment A, Interlocal Agreement (with mark-up)

Attachment B, Letter from the Chair

Alignment with Strategic Plan: This item supports Goal 4, Environmental Stewardship and Environmental Prosperity, by promoting community beautification and appearance efforts.

Resource Persons: Kayla Seibel, AICP, Senior Planner, and Sara Young, AICP, Planning Director

County Manager's Recommendation: The County Manager recommends that the Board review and provide comment on the renewal of the Durham City-County Appearance Commission Interlocal Agreement.

Attachments:

[01 DCCAC 2023 ILA - Staff Memo](#)

[02 Attachment A - Interlocal Agreement with mark-up](#)

[03 Attachment B - ILA Letter from the Chair](#)

23-0226**Approve the Purchase of ServiceNow Professional Services in the amount of \$204,000 using Existing Funds to Provide Technology Strategy Support and Training****Agenda Text:**

The Board is requested to authorize the County Manager to approve the purchase of ServiceNow consulting services in the amount of \$204,000 using existing funds. This ServiceNow consulting will be purchased through a contract with Carahsoft Technology Corporation, a reseller of IT technologies.

ServiceNow consulting will provide assistance to the County with technology strategy and planning, implementation, digital transformation, maintenance, support, and training on the current enterprise ServiceNow Platform. This will include the implementation of priority items for the County including on-boarding/off-boarding, asset discovery and management, virtual agent, developer services, and application portfolio management.

The ServiceNow platform is used by IS&T, Human Resources, and Social Services. ServiceNow HR Service Delivery and ServiceNow IT Service Management, enable Durham County to centralize its HR and IT services, automate routine tasks, and provide a better user experience for employees. The platform also provides real-time reporting, enabling leadership to make data-driven decisions to further improve operational efficiency and employee satisfaction.

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 purchase of ServiceNow consulting services in the amount of \$204,000 using existing. In addition, IS&T is requesting permission to allow the County Manager to sign off on subsequent renewals, extensions, or amendments as needed for services required.

Attachments: [AAF Carahsoft Supplemental Document - ServiceNow Platform Maturation CasI](#)

23-0228

Execution of the Contract Amendment with DTW Architects, Inc., for the Utilities Administration Building in the amount of \$ 182,250.00, Project (7100SE057)

Agenda Text:

The Board is requested to authorize the County Manager to amend the design contract with DTW Architects, (DTW) to include the additional services for the Utilities Administration building. Project located at 451 TW Alexander Drive, Durham, NC 27713 in the amount of \$182,250.00. This amendment for the design development re-design due to program updates increases the overall total compensation for basic design, construction administration and additional services including reimbursable expenses to an amount not-to-exceed \$1,422,830.00. Funding for this amendment is available in the Capital Project account. (See Attachment 1, Page 1).

On May 15, 2018, a programming contract in the amount of \$22,000.00 was awarded to DTW Architects for professional architectural/engineering design services during the master planning phase for a new Utilities Administration Building located at 451 TW Alexander Drive, Durham, NC 27713. On October 8, 2019, the BOCC approved a contract amendment for additional services in the amount of \$1,118,580.00, thus increasing the contract to \$1,140,580.00. On June 14, 2021, the reimbursable account was increased by \$100, 000 to cover ancillary project fees. The current contract amount with DTW is \$1,240,580.00. This current amendment includes design updates to meet 20-year programmatic projections as the previous design program was compiled in 2019. Changes in the operation of the TWWTP, growth in RTP and other factors are driving the evolution of the design. The scope of the contract includes services for architectural, site design, HVAC and structural design consultants.

This agenda item has been reviewed and approved by the Purchasing Division (See Attachment 2, page 1 - MWBE Compliance Form). In review of the M/WBE participation for this project, DTW has included MWBE participation (for Professional Services) for this portion of the project. The vendor has also committed

to working with Durham County to seek additional M/WBE participation if the opportunity prevails.

Funding for this amendment is included in the Capital Project account. It is recommended that the County proceed with all work described in the proposal dated March 15, 2023 in an amount of \$182,250.00.

Alignment with Strategic Plan: This aligns with Goal 4 - Environmental Stewardship - through the improvement of the environmental performance of County buildings to reduce energy use and greenhouse gas emissions from the built environment. Improvements to this facility also addresses Goal 5 by providing more efficient service delivery and better customer service.

Resource Persons: Brenda Hayes-Bright, Assoc. AIA, CDT, MPM, Project Manager, Peri Manns, ASLA, Deputy Director of E, E & S, Jay Gibson, P.E., Director of Engineering, Paul Young, AIA, DTW Architects,

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to amend the design contract with DTW Architects, (DTW) to include the additional services for the Utilities Administration building project located at 451 TW Alexander Drive, Durham, NC 27713 in the amount of \$182,250.00. This amendment for design development re-design due to program updates increases the overall total compensation for basic design, construction administration and additional services including reimbursable expenses to an amount not-to-exceed \$1,422,830.00.

Attachments: [AAF Supplemental Document - DTWContract Amendment 4102023](#)
[DD ReDesign Fee - DTW Cover Letter](#)

23-0229

Execution of the Contract Amendment with Metcon Inc., for the TWWTP Utilities Administration Building in the amount of \$43,340.00. Project No. (7100SE057)

Agenda Text:

The Board is requested to authorize the County manager to amend the pre-construction contract with Metcon to include the additional services for the Utilities Administration building. The project is located at 451 TW Alexander Drive, Durham, NC 27713. This amendment increases the overall cost for basic pre-construction services including reimbursable expenses by \$43,340 to a total amount not-to-exceed \$192,840. Funding for this amendment is available in the Capital Project account. (See Attachment 1, Page 1).

On July 14, 2021, a preconstruction contract in the amount of \$149,500 was awarded to Metcon for pre-construction services. This current amendment includes pre-construction updates for the current design to meet 20-year programmatic projections as the previous design program was compiled in 2019. Changes in the operation of the TWWTP, growth in RTP and other factors are driving the evolution of the design. The scope of the contract includes providing new estimates and

evaluation of the construction means and methods based on new design development updates.

This agenda item has been reviewed and approved by the Purchasing Division (See Attachment 2, page 1 - MWBE Compliance Form). In review of the M/WBE participation for this project, Metcon is an American Indian firm (for Professional Services) providing 100% participation for this portion of the project. The vendor has also committed to working with Durham County to seek additional M/WBE participation if the opportunity prevails.

Funding for this amendment is included in the Capital Project account. It is recommended that the County proceed with all work described in the proposal dated February 17, 2023, in the amount of \$43,340.

Alignment with Strategic Plan: This aligns with Goal 4 - Environmental Stewardship - through the improvement of the environmental performance of County buildings to reduce energy use and greenhouse gas emissions from the built environment. Improvements to this facility also addresses Goal 5 by providing more efficient service delivery and better customer service.

Resource Persons: Brenda Hayes-Bright, Assoc. AIA, CDT, MPM, Project Manager, Peri Manns, ASLA, Deputy Director of E, E & S, Jay Gibson, P.E., Director of Engineering, Paul Young, AIA, DTW Architects.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute an amendment to the Pre-construction Services contract with Metcon to include the additional services for the TWWTP Utilities Administration Building project located at 451 TW Alexander Drive, Durham, NC 27713. This amendment increases the overall cost for basic pre-construction services including reimbursables expenses by \$43,340 to a total amount not-to-exceed \$192,840.

Attachments:

[Attachement 1 Utilities Admin - Precon Amendment Proposal Letter](#)

[AAF Supplemental Document - Utility Admin Metcon Contract Amendment 41](#)

23-0246

Application for Funding for Triangle WWTP Rehabilitation and Upgrade Project for Utilities Division

Agenda Text:

The Board is requested to review the Application for Funding for the Triangle WWTP Rehabilitation and Upgrade Project, authorize the Chair to sign the Resolution for submission to North Carolina Department of Environmental Quality (NCDEQ), and authorize the County Manager to complete the Certification and sign the application. A copy of the application that includes the Resolution is attached.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 1 "Community and Family Prosperity and Enrichment," as well as

supporting Strategic Plan Goal 4 “Environmental Stewardship.”

Resource Persons: Jay Gibson PE, Director of Engineering and Environmental Services; Stephanie Brixey, Deputy Director of Engineering and Environmental Services; Wade Shaw, Utilities Superintendent

County Manager’s Recommendation: The County Manager recommends that the Board review the Application for Funding for the Triangle WWTP Rehabilitation and Upgrade Project and sign the Resolution for submission to North Carolina Department of Environmental Quality (NCDEQ) and approve the County Manager to complete the Certification and sign the application.

Attachments: [AAF Supplemental Document - Non-contract Resolution - TWWTP Rehabilitation and Upgrade](#)
[TWWTP Durham Co NC PER December 2022](#)
[Triangle WWTP SRF Application](#)

23-0250 **Replacement Appointment to the 2023 Board of Equalization and Review**

Agenda Text: The Board is requested to appoint a new member to replace a former member to the 2023 Board of Equalization of Review. A resolution was adopted in February 2002 per North Carolina General Statute 105-322 to appoint a special Board of Equalization and Review to hear tax appeal matters. Due to a recent vacancy, the resolution adopted requires that the Board of County Commissioners appoint a replacement. The vacancy was advertised by the Clerk to the Board on the County Boards and Commissions site. Commissioner Wendy Jacobs would like to appoint Myrick Peacock to serve a 2-year term on the Board of E&R due to the recent vacancy of her original appointee.

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

Resource Persons: T. Dwane Brinson, Assistant County Manager; Starlin Beatty, Deputy Assessor

County Manager’s Recommendation: The County Manager recommends that the Board appoint Mr. Myrick Peacock to the Board of Equalization and Review due to a vacancy.

Attachments: [BOER application- Myrick Peacock](#)
[1.23.2017--17-0023 Update to Resolution Creating a Special Board of Equalizat](#)

23-0254 **Increased Compensation for Alcoholic Beverage Control Board of Directors**

Agenda Text: The Board has received a request to increase the Alcoholic Beverage Control (ABC) Board of Directors’ compensation as allowed by NCGS § 18B-700(g).

Currently, Board members are paid \$150.00 per Board meeting, which is the statutory minimum amount allowed. The Board is comprised of five members including the Board Chair and four other citizens, who are responsible for the oversight of a \$50 million organization. The Board meets on a monthly basis, and is active in the community - visiting stores, attending functions, meeting with Durham County ABC employees and staff. Board members also attend various statewide functions where they are engaged in learning and sharing of best practices.

The proposal is to increase the compensation of the Board Chair from \$150.00 per meeting to \$500.00 per meeting while other members of the Board would see their compensation rise from \$150.00 to \$400.00 per meeting. Those stipend levels would be similar to peer Boards in other counties in North Carolina. For instance, Mecklenburg and Wake Counties provide their Board Members between \$500 to \$600 per meeting. The funding for the increase in the stipends would be derived from the ABC Board operating budget, not the Durham County budget.

Alignment with Strategic Plan: Although the request is not directly aligned with the strategic plan, if approved, the increase in compensation will acknowledge the hard work of the Board of Directors and ensure that Durham County remains competitive with our peer counties across the state.

Resource Persons: Maurice Jones, Deputy County Manager for External Affairs, Lou Sordel, General Manager, Durham ABC

County Manager's Recommendation: The County Manager recommends the Board approve the request to increase the compensation of the ABC Board Chair to \$500 per meeting, and the compensation of the other ABC Directors to \$400 per meeting.

23-0255

Request to Re-Appoint Members to the Board of Equalization and Review

Agenda Text:

The Board is requested to re-appoint two Board of Equalization and Review Members. Jeanette Hussey was originally appointed by Chair Howerton, and Wendell Bullard originally appointed by Commissioner Carter. The Board members are appointed on multi-year, staggered terms. Two of the five members have an initial term to expire in 2023 and three of the five members with an initial term to expire in 2024, then two-year terms thereafter. The compensation rates remain unchanged for 2023 and are \$125.00 (Chairperson) and \$100.00 (Member) for the three-hour session, and \$35.00 per hour for any hour over the three-hour session.

Per North Carolina General Statute 105-322, a resolution was adopted in February 2002 (revised in January 2017) to appoint a special Board of Equalization and Review to hear tax appeal matters. Membership of the Board of Equalization and Review will be determined by Board of County Commissioners.

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

Resource Persons: T. Dwane Brinson, Assistant County Manager; Starlin Beatty, Deputy Assessor/Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board re-appoint two existing members, Jeanette Hussey and Wendell Bullard to 2-year terms on the Board of Equalization and Review.

Attachments:

[2023 Board of ER Members](#)

[1.23.2017--17-0023 Update to Resolution Creating a Special Board of Equalizat](#)

23-0257

Award Contract for Onsite Employee Wellness Clinic to Everside

Agenda Text:

The Board is requested to authorize the County Manager to enter into a service contract with Everside Health (formerly Healthstat) in the amount of \$577,498 and any related contract amendments, to continue serving as our Onsite Wellness Clinic contractor focusing on improving the health and well-being, provide convenient access to care, and provide diverse selections of health care services directly to our employees and their covered dependents.

Everside Health (formerly Healthstat) has been providing employer health center services since 2001, for a total of 20+ years. Everside has been a valued partner with DCo since 2007 by providing onsite health services to nearly 4,500 employees with over 50,000 visits to the health center and 22,000 health risk assessments since the establishment of the onsite wellness clinic. Today, they operate 340+ health centers across 34 states and 140 unique markets for approximately 300 clients, serving over 520,000 eligible lives. Based on the five responses received, Everside Health was determined to be the front runner. With their most recent merger, additional services are available such as:

- Performance guarantees demonstrating their commitment to achieving results for the County.
- Community Care Connect provides patients with access and referrals to services related to education, food insecurity, addiction, mental health and more.
- New and improved innovative engagement methods to increase utilization.
- Enhanced data and analytics to include a new reporting package, self-service client reporting dashboard, and ongoing strategic, data-driven recommendations.

Mark III, the County's Benefits Broker issued a Request for Proposals on November 29, 2021 and advertised within their network of onsite wellness providers and on the Durham County website. Five proposals were received by the deadline date of December 20, 2021. A proposal bid summary is attached. The terms of this contract will continue for a period of three (3) years beyond the effective date with the option

to renew annually thereafter, unless written notice is provided.

Alignment with Strategic Plan: Aligns with Goal 2: Health and Well-Being for All and Goal 5: Accountable, efficient, and visionary government

Resource Persons: Deidre Gonzales, Human Resources Manager; Kathy Everett-Perry, CHRO/Chief Employment Counselor

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a service contract with Everside Health (formerly Healthstat) in the amount of \$577,498 and any related contract amendments, to continue serving as our Onsite Wellness Clinic contractor. Funding has been encumbered.

Attachments: [Final Everside Health Response - Durham County Request for Proposals Emplc PRESENTATION -Everside Health Employee Wellness Clinic 2022-02-21.pdf](#)

7. Public Hearings (30 min)

23-0216 Public Hearing - To Adopt the Revised County Stormwater Ordinance (30min)

Agenda Text: The Board is requested to conduct a public hearing and receive public comments on the revised County Stormwater Ordinance; and to adopt the revised County Stormwater Ordinance.

Background:

Durham County's Stormwater Program is responsible for implementing the development requirements of the Neuse River, Falls Lake, and Jordan Lake Nutrient Management Strategies for the unincorporated area of Durham County. These requirements differ depending on where in the County a new development is being proposed. Additional updates to requirements from the State, either through legislation or at the direction of NCDEQ, have created an ordinance that is often confusing for the development community and County staff alike.

Additionally, under the Neuse River Nutrient Management Strategy, Durham County's Local Program for compliance was approved by the North Carolina Environmental Management Commission in September 2022. This approval requires the County to adopt an updated ordinance by May 1, 2023.

County Stormwater hired McAdams to evaluate the current ordinance and assist in a revision that meets the following goals:

1. Compliant with Neuse, Falls, and Jordan requirements for new development (and existing where applicable)
2. Legal (complies with current North Carolina and Federal law)
3. Easy to use (by development community and staff)
4. Green Infrastructure and Equity

The revised County Stormwater Ordinance was presented to the Board of County Commissioners at their March 6, 2023 Work Session.

Alignment with Strategic Plan: This agenda item supports Strategic Plan Goal 4: Environmental Stewardship and Community Prosperity. More specifically it supports the objective of improving water quality.

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

County Manager's Recommendation: The County Manager recommends that the Board conduct the public hearing on the revised County Stormwater Ordinance, and if appropriate based on comments received during the hearing, adopt the revised County Stormwater Ordinance.

Attachments: [230410 Durham Co Stormwater Ord FINAL](#)

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

9. Adjournment