



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, June 5, 2023

9:00 AM

Commissioners' Chambers

Work Session

"Public Charge"

The Board of Commissioners asks its members and citizens to conduct themselves in a respectful, courteous manner, both with the Board and fellow citizens. At any time, should any member of the Board or any citizen fail to observe this public charge, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until such time that a genuine commitment to the public charge is observed.

As a courtesy to others, please turn off cell phones during the meeting.

9:00 am Work Session Agenda

1. Citizen Comments (30 min)

[23-0404](#)

Citizen Comments (30min)

Agenda Text:

The Board of County Commissioners will provide a 30-minute comment period at a meeting once a month. Any citizen of Durham County wishing to speak shall have an opportunity to do so. The Board may direct staff to research and reply to the concerns, if appropriate. Speakers were asked to provide comments prior to the start of the meeting so that staff may reply to comments and/or questions. All speakers are requested to refrain from addressing issues related to personnel matters.

Alignment with Strategic Plan: Citizen engagement aligns with all five of the strategic goals by allowing the Board to receive comments and concerns from the community related to important issues in Durham County.

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

County Manager's Recommendation: The County Manager recommends that the board receive citizen comments and direct staff to respond, as deemed appropriate.

2. Consent Agenda (15 min)

[23-0296](#)

Budget

Amendment

No.23BCC00094 and

Capital

Project

Amendment No.23CPA00022 Appropriating \$900,000 of Sewer Utility Fund Fund Balance and Transferring those Funds to a New Capital Project Train 3 Rehabilitation (SE062); as well as Provide Approval of Sole Source Exemption for the Purchase of Rotors and Gearboxes in the amount of \$817,993 With a Not to Exceed Total Project Budget of \$900,000

Agenda Text:

The Board is requested to approve Budget Amendment No.23BCC000094 and Capital Project Amendment No.23CPA00022 appropriating \$900,000 of Sewer Utility Fund Fund Balance to create the new Train 3 Rehabilitation (SE062) capital project with a total budget of \$900,000. This amendment also provides approval for sole source exemption for the purchase of four rotors and gearboxes for the rehabilitation of Train 3 oxidation ditch at the Triangle Wastewater Treatment Plant in the amount of \$817,993 with a not to exceed amount of \$900,000. This will replace broken equipment, with the exception that these rotors are made of stainless steel. Veolia Water Technologies, Inc. (dba Kruger) is the sole source of sales, distribution, and service provider of Kruger equipment for the United States market. Attached is the sole source letter and quote.

Name / Location of Project	Current Budget	Increase/ Decrease	Revised Budget	Project Status
Train 3 Rehabilitation (SE062)	\$0.00	\$900,000.00	\$900,000.00	NEW

Project details:

The Triangle Wastewater Treatment Plant's 5-Stage Bardenpho is a Kruger design consisting of three oxidation ditches. The plant is approximately twenty years old and equipment failure is continually happening. Oxidation ditch number two was upgraded in 2019-2020 with diffused air costing the County \$2.1 million dollars. Oxidation ditch number one was rehabilitated to the original design in 2022 costing the County approximately \$700,000 for equipment replacement. It has been determined that it will be more beneficial to rehabilitate train number three as originally designed but use stainless steel rotors instead of coated metal rotors and install new gear boxes with variable frequency drives as was completed with train one. Currently, there are only two of the three trains operational and to remain in compliance with NPDES permit NC0026051 and ensure treatment of the permitted capacity the project needs to be completed in a timely manner. Train three will first be cleaned out and the inner seams repaired while awaiting this equipment.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: "Environmental Stewardship and Community Prosperity," as this will result compliance with NPDES permit NC0026051 and ensure permitted flow capacity can be treated.

Resource Persons: Jay Gibson PE, Director of E&ES; Stephanie Brixey, Deputy Director of E&ES; Wade Shaw, Utilities Superintendent; Crystally Wright, Interim Chief Financial Officer.

County Manager's Recommendation: The County Manager recommends the Board approve Budget Budget Amendment No.23BCC000094 and Capital Project Amendment No.23CPA00022 appropriating \$900,000 of Sewer Utility Fund Fund Balance to create the new Train 3 Rehabilitation (SE062) capital project with a total

budget of \$900,000. This amendment also provides approval for sole source exemption for the purchase of four rotors and gearboxes for the rehabilitation of Train 3 oxidation ditch at the Triangle Wastewater Treatment Plant in the amount of \$817,993 with a not to exceed amount of \$900,000. This will replace broken equipment, with the exception that these rotors are made of stainless steel. Veolia Water Technologies, Inc. (dba Kruger) is the sole source of sales, distribution, and service provider of Kruger equipment for the United States market. Attached is the sole source letter and quote.

Attachments:[AAF Supplemental Document for Rotors & Gearboxes](#)[Veolia Sole Source Ditch 3 Legistar Pkg](#)[Triangle Sole Source 2023](#)[CPA-22 & BCC-94 LEGAL FORM Sewer Utility Fund Fund Balance for NEW Tri](#)[AAF-94 & CPA-22 LEGAL FORM Sewer Utility Fund Fund Balance for NEW Tri](#)**23-0325****Approval of Purchase of Goods contract with Command Sourcing, Inc. for the purchase and installation of a millimeter-wave scanner for the New Durham County Youth Home via the North Carolina Sheriffs' Association procurement program****Agenda Text:**

The Board is requested to authorize the County Manager to enter into a contract with Command Sourcing, Inc. for the purchase of a new millimeter-wave scanner related to the construction of the New Durham County Youth Home located at 2432 Broad Street, Durham, NC in the amount of \$269,308.09, plus 5% owner's contingency at \$13,465.40, and to execute any other related contracts, if necessary, not to exceed the budget of \$282,773.49. (See attached vendor quote)

- 1) Millimeter Wave Scanner: \$245,631.84
- 2) 2-year Extended Service Plan: \$23,676.25

Subtotal: \$269,308.09

Contingencies@5%: \$ 13,465.40

Total: \$282,773.49

The new Youth Home design included provisions to install an owner provided high resolution millimeter wave scanner in the lobby for screening of visitors for security purposes. Just like the scanner/imaging equipment utilized in airports across the world, the millimeter wave scanner allows security to scan visitors and personnel to detect very small objects such as pills and other dangerous contraband before it gets into the facility. Different from a metal detector, the millimeter wave scanner can detect non-metallic threats hidden on or under clothing such as ceramic, liquid, plastics, explosives, paper, and wood. The technology utilizes non-ionizing millimeter waves to construct a 3-D image of the subject which detects hidden abnormalities, reducing the need for intrusive hand searches.

The proposed purchase from Command Sourcing will be made via the North

Carolina Sheriffs' Association procurement program, which is a collaborative buying agreement for the purposes of procuring prequalified law enforcement and detention related equipment for municipalities across North Carolina. G.S. 143-129(e) allows local governments to be exempted from competitive bidding requirements in lieu of purchasing furnishings/equipment through group purchasing programs. This provides Durham County with the deepest discount possible for purchases under the respective purchasing programs.

Construction of the new Youth Home is currently underway and is scheduled for substantial completion in September 2023, with anticipated occupancy by staff and residents the following month. Funding for this purchase of goods contract is available in the new Durham County Youth Home project account.

For M/WBE participation information, see attached MWBE Compliance Review form.

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

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

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract with Command Sourcing, Inc. for the purchase of a new millimeter-wave scanner related to the construction of the New Durham County Youth Home located at 2432 Broad Street, Durham, NC in the amount of \$269,308.09, plus 5% owner's contingency at \$13,465.40, and to execute any other related contracts, if necessary, not to exceed the budget of \$282,773.49.

Attachments:

[Quote Durham Juvy NC R^0S MMW High Resolution NCSA Pricing TB420232](#)

[Supplemental Document](#)

[Millimeter Wave Scanner, QPS 201](#)

[QPS 201 extended Service Plan Options](#)

[MWBE Compliance Review Form-AAF for Millimeter Wave Scanner for New Yo](#)

23-0344

Execution of a Service Agreement with Cure Violence Global in the Amount of \$79,750.00 to Provide Training and Technical Assistance to the Community Intervention and Support Services Department

Agenda Text:

The Board is requested to authorize the County Manager to execute a contract with Cure Violence Global in the amount of \$79,750.00 to provide training and technical assistance to the Bull City United program within the Community Intervention and Support Services Department. The contract will be paid using funds in the existing Community Intervention and Support Services Bull City United training budget.

Cure Violence Global's violence prevention public health methodology applies evidence-based public health strategies to:

1. Detect and interrupt (i.e., prevent) potentially violent situations,
2. Identify and work with those most likely to engage in violence, and
3. Change environments that support and perpetuate the use of violence.

Cure Violence Global's method entails analyzing violence clusters and transmission dynamics and uses paraprofessional workers who are culturally sensitive credible messengers to interrupt transmission and change community norms around the use of violence. This is accomplished by hiring members of the community who have had similar life experiences to those at highest risk of committing acts of violence. Staff are trained as violence interrupters and outreach workers and receive extensive education and coaching in evidence-based methods of mediation, persuasion, behavior change, and norm change - all of which are essential for reducing violence.

Alignment with Strategic Plan: This request aligns with the County's Strategic Goal 2: Community Health and Well-being.

Resource Persons: Krystal Harris, MSW, Community Intervention & Support Services Director

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to execute a contract with Cure Violence Global for training and technical assistance.

Attachments: [Cure Violence Scope of Services FY23-24](#)

23-0345

Execution of a Service Agreement with Westaff Workforce Solutions LLC for Temporary Staffing in the Amount of \$236,527.20 for Community Intervention and Support Services Department to Support Programmatic Efforts.

Agenda Text: The Board is requested to authorize the County Manager to execute a contract with Westaff Workforce Solutions LLC for temporary staffing in an amount not to exceed \$236,527.20 for the Community Intervention and Support Services department to support implementation of programmatic efforts. The contract will be paid for with funds in the existing Community Intervention and Support Services budget.

Alignment with Strategic Plan: This request aligns with the County's Strategic Goal 2: Community Health and Well-being.

Resource Persons: Krystal Harris, MSW, Community Intervention & Support Services Director

County Managers' Recommendation: The County Manager recommends that the Board authorize the County Manager to execute a contract with Westaff Workforce Solutions LLC for temporary staffing.

Attachments: [Westaff Quote FY23-24](#)

23-0348

Approve the Charter Resolution Reflecting the New Organization Name Change of Central Pines Regional Council (Formally Triangle J Council of Governments - TJCOG)

Agenda Text:

The Board is requested to approve the amended Charter Resolution reflecting the organization's new name of Central Pines Regional Council. The governing body authorizes that the new name will be effective July 1, 2023, or once 2/3 of the member governments approve the Charter amendment, if it is after July 1, 2023.

At the beginning of this budget year, TJGOC governing board authorized staff to move forward with a rebranding effort which included a potential change to the organization's name and logo. We have completed this work and in late March, the TJCOG Board of Delegates unanimously approved changes to the organization's Charter to reflect a change in name from Triangle J Council of Governments to Central Pines Regional Council.

Alignment With Strategic Plan: This item aligns with Community Stewardship and Community Prosperity.

Resource Persons: Heidi Carter, County Commissioner

County Manager's Recommendation: The County Manager recommends that the Board approve the amended Charter Resolution reflecting the organization's new name of Central Pines Regional Council.

Attachments: [TJCOG Charter -Clean Version](#)

[TJCOG Charter -Redline Version](#)

[CPRC Charter One-Pager](#)

[Resolution Adopting Charter](#)

23-0360

Approve an Amendment of \$12,212 to the Westaff Contract to continue Contracted Administrative Services, increasing the total contract amount to \$52,211.98.

Agenda Text:

The Board is requested to authorize the County Manager to approve an amendment of \$12,210 to the Westaff Contract to continue the contracted services for Administrative Services, increasing the total amount to \$52,211.98. The contract will be funded from IS&T's FY 2022-2023 operating budget.

The extension of the contract with Westaff is necessary to maintain the stability of the Durham County's IS&T business department accounts payable function which also supports many of the other departments within the County.

This is a critical area of expertise and knowledge of the SAP financial system to review, process and pay invoices within the account payable division of IS&T. Given the complexity of the environment, this contract extension is necessary to

ensure critical ongoing accounts payable support and to ensure all billings are processed timely using the County's SAP system. This request aligns with Goal 5: Accountable Efficient and Visionary Government. The cost of this extension is \$12,212.00 and the total amount of this contract \$52,211.98.

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

Resource Persons: Greg Marrow, CIO; Kim Cook, IS&T Business Manager; Tamara Minor IS&T Contract Administrator

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve an amendment of \$12,212 to the Westaff Contract to continue the contracted services for Administrative Services, increasing the total amount \$52,211.98. 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 Westaff.

Attachments:

[Westaff Workforce - CP - Diane Cooper - 06-30-23 - 08-31-23](#)

[AAF Supplemental Document - Westaff - Diane Cooper 05-15-23](#)

[Westaff Workforce - CP - Diane Cooper - 06-30-23 - 08-31-23](#)

23-0361

Approve an Amendment in the amount of \$18,951 to the Select Group Staffing contract to continue the Contracted Services of a Project Manager, Increasing the Total Contract Amount to \$303,750

Agenda Text:

The Board is requested to authorize the County Manager to approve the amendment of \$18,951 to the Select Group Staffing contract to continue the contracted services of the IS&T Project Manager, increasing the total contract amount to \$303,750. The contract will be funded from IS&T's fiscal year 2022-2023 operational budget.

The contract project manager will continue to provide project management support for an ongoing critical technology project for Durham County Government. Upon successful completion of the project, this technology solution will enable Durham County Government to quickly regain access and functionality to its IT infrastructure in the event of a natural disaster or business disruption caused by an IT system outage or cyber-attack.

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

Resource Persons: Greg Marrow, CIO; -IS&T; Chasity Locke, PMO IS&T; Tamara Minor, Contract Administrator

County Manager's Recommendation: The County Manager recommends that the Board

approve an amendment of \$18,951 to Select Group Staffing contract to continue contracted services of an IS&T Project Manager, increasing the total contract amount to \$303,750. The contract extension will be funded from IS&T's fiscal year 2022-2023 operational budget.

Attachments: [AAF Supplemental Select Group Sarah Ola Kasumu 051523](#)
[The Select Group - CP - Sarah Extension - 06-30-23 thru 08-31-23](#)
[The Select Group - CP - Sarah Extension - 06-30-23 thru 08-31-23](#)

23-0362**Approve an Amendment of \$22,733.03 to the Westaff Staffing Contract to continue the Contracted Services of a Senior Business Analyst, Increasing the Total Contract Amount to \$153,664.68****Agenda Text:**

The Board is requested to authorize the County Manager to approve an amendment in the amount of \$22,733.03 to the Westaff Staffing contract to continue contracted services of a Senior Business Analyst, increasing the total contract amount to \$153,664.68. This contract will be funded from IS&T's FY 2022-2023 operational budget.

The extension of the contract with Westaff Staffing is necessary to maintain the stability, continuity, and enhancement of the Durham County's ServiceNow production environment. The Senior Business Analyst provides technical expertise and knowledge for Durham County's ServiceNow modules including HR, DSS ERAP custom solution, and ITSM which are critical to the operations of various departments within the County. In addition, the Senior Business Analyst has been instrumental in developing and implementing various system enhancements that have improved the efficiency and effectiveness of County operations. The Senior Business Analyst contract extension will ensure the ongoing support, maintenance, and enhancement of the ServiceNow system.

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

Resource Persons: Greg Marrow, CIO; David Nicolaysen, Deputy CIO; Tamara Minor, Contract Administrator

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve an amendment in the amount of \$22,733.03 to Westaff Staffing to continue contracted services of a Senior Business Analyst, increasing the total contract amount to \$153,644.68. 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 Westaff Staffing.

Attachments: [Westaff Workforce - CP - Cheryl Leach - 06-30-23 - 08-31-23](#)
[AAF Supplemental Document - Westaff \(Cheryl Leach\) Consulting](#)

23-0363**Approve an Amendment in the amount of \$12,822.60 to the Westaff**

Staffing Contract to continue the Contracted Services of a Temporary Associate, Increasing the Total Contract Amount to \$68,293.56.

Agenda Text:

The Board is requested to authorize the County Manager to approve an amendment in the amount of \$12,822.60 to the Westaff Staffing contract to continue contracted services of a Temporary Associate, increasing the total contract amount to \$68,293.56. This contract will be funded from IS&T's current fiscal year 2022-2023 operational budget.

The Contractor will continue to work with IS&T to assist in the implementation and development of IT Tech training and other key learning components for County employees. Curricula includes the effective use of County productivity and collaboration tools such as Microsoft Teams, SharePoint, and necessary IT security measures. Positive employee satisfaction has been 95% across all training classes delivered to-date.

The extension of the contract with Westaff is necessary to maintain the consistency and continuity of IT Tech training and engagement across the County. The extension of this contract with Westaff ensures the continued support, instruction, and engagement for County users. This request aligns with Goal 5: accountable, efficient, and visionary government.

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

Resource Persons: Greg Marrow, CIO; Les Hamashima, Asst. IT Director; Tamara Minor, Contract Administrator

County Manager's Recommendation: The County Manager recommends that the Board authorizes the County Manager to approve an amendment in the amount of \$12,822.60 for the Westaff Staffing contract to continue contracted service for a Temporary Associate, increasing the total contract amount to \$68,293.56. The contact will be funded from IS&T current fiscal year 2022-2023 operating budget.

Attachments:

[Westaff Workforce - CP - Marshawn McShan - 06-30-23 - 08-31-23](#)

[AAF Westaff Supplement - Marshawn McShan](#)

[Westaff Workforce - CP - Marshawn McShan - 06-30-23 - 08-31-23](#)

23-0364

Approve an Amendment in the amount of \$11,200 to the Insight Global Staffing Contract to continue the Contracted Services of an IS&T Help Desk technician, increasing the Total Contract Amount to \$47,600

Agenda Text:

The Board is requested to authorize the County Manager to approve an amendment

in the amount of \$11,200 to the Insight Global Staffing contract to continue the contracted services of an IS&T Help Desk technician, increasing the total contract amount to \$47,600. This contract will be funded from IS&T's current fiscal year, 2022-2023 operational budget.

The extension of the Insight Global contract is necessary to continue the services of an IS&T Help Desk technician to supplement the services provided by the help desk staff. This contracted helpdesk technician will assist with the integral work of supporting the productivity of County employees as they continue to work hybrid work schedules.

The IS&T Client Services team is responsible for all first and second level IT support, and responsible for managing capital improvement projects for all Life Cycle Replacement of client systems (desktop, laptops, phones, tablets) and Audio Video equipment. Monthly the IS&T Client Services team of four Technical Support Analyst receive over 1,000 requests for incident repair or services and over 400 phone calls for direct support. We are currently in the process of ordering 400 replacement client systems that will impact our level of service as we prep and deploy these systems. This additional position will allow us to continue providing proactive support to County employees as we accomplish this additional work and will allow us to improve our phone coverage.

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

Resource Persons: Greg Marrow, CIO, IS&T; Aaron Stone, Assistant Director, IS&T; Tamara Minor, Contract Administrator

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to approve an amendment in the amount of \$11,200 to the Insight Global Staffing contract to continue the contracted services of an IS&T Help Desk technician, increasing the total contract amount to \$47,600. This contract will be funded from IS&T's current fiscal year, 2022-2023 operational budget.

Attachments: [Insight Global - Kevin Richardson - CP - 06-30-23 thru 08-31-23 - Extension of c](#)
[IG Helpdesk Position AAF Supplemental Document - Contract Approval Templa](#)
[Insight Global - Kevin Richardson - CP - 06-30-23 thru 08-31-23 - Extension of c](#)

23-0365

Approve an amendment in the amount of \$69,498 for a contract renewal with OpenSesame, Inc.

Agenda Text:

The Board is requested to authorize the County Manager to approve the renewal of a contract with OpenSesame, Inc., in the amount of \$69,498 using IS&T's FY 2022-2023 operating funds. OpenSesame, Inc. provides cybersecurity training and other educational classes related to County information technologies and helps ensure

employees receive the most up-to-date training.

The renewal of the OpenSesame, Inc. contract allows Durham County to continue providing employees with over 100 classes of information technology-related content including cybersecurity training that is used today as part of IS&T cyber-awareness training efforts.

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

Resource Persons: Greg Marrow, Chief Information Office; Tamara Minor, IS&T Contract Administrator

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve the renewal of a contract with OpenSesame Inc., in the amount of \$69,498 using IS&T's FY 2022-2023 operating funds. 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: [Open Sesame - CP - 06-22-23 thru 06-23-24](#)
[AAF Supplemental Document](#)

23-0370 Updated Fire Protection Services contracts with the Bahama, Lebanon, and Redwood Volunteer Fire Departments (VFD) that provide fire, rescue, and first responder services in Durham County and contract extensions with the Eno and New Hope VFDs.

Attachments: [Bahama FY23-24 VFD Contract](#)
[Lebanon FY23-24 VFD Contract](#)
[Redwood FY23-24 VFD Contract](#)
[RE Fire Department Contracts Clean Version attorney approval](#)
[Eno FY17-18 Contract](#)
[New Hope FY17-18 Contract](#)
[Eno Contract Extension](#)
[New Hope Contract Extension](#)

23-0387 Accept the conveyance of a conservation easement from Triangle Land Conservancy for the permanent protection of the Newsome tract (parcel 193212), a priority property in the Army Compatible Use Buffer (ACUB) area.

Agenda Text: The County Manager recommends that the Board support a Durham County partnership with Triangle Land Conservancy (TLC) on the permanent protection of the Newsome tract (parcel 193212), accept the conveyance of a conservation easement from TLC to Durham County on the property, and authorize the County Manager to execute any documents. The County previously entered into a cooperative

agreement with the Army National Guard in September 2020, whereby the National Guard could provide financial support for land protection projects that reduce residential uses surrounding Camp Butner in a 1-mile radius. This 1-mile radius area is shown in a purple line on attached maps and is referred to as the Army Compatible Use Buffer (ACUB) area. It represents an area where the National Guard would like to avoid incompatible residential land uses in close proximity to this active military training area by restricting residential development with fee simple purchases or conservation easements. Durham County currently holds conservation easements on six farms totaling 501 acres within the ACUB priority area, shown in red on Attachment 1. The National Guard works in partnerships with other governmental entities or conservation organizations to achieve these protection goals since they do not hold additional lands or easements on their own. In addition to Durham County, the TLC and the Tar River Land Trust (in Granville County) also have existing agreements with the National Guard for protection projects for the properties surrounding Camp Butner.

The Newsome tract at 6548 Isham Chambers Road is shown in yellow on the attached maps and consists of 177-acres located on the north side of Camp Butner (shown in gray). The Newsome tract is a high priority for protection by the National Guard since it shares an 1,100-yard boundary with Camp Butner and is within 1,000 feet of machine gun Range 10, an active firing range visible on Map 2. The property is bordered on the east by the Carrington Farm which is permanently protected with an existing Durham County conservation easement, and on the west by property Triangle Land Conservancy recently purchased to support the Camp Butner efforts. The property is fully wooded and contains Camp Creek and several smaller tributaries that flow southward to Lake Butner and then to Falls Lake.

TLC has worked to reach agreement with the landowner on a fee-simple sale, and TLC proposes to use a combination of ACUB funding and water quality funding from the City of Raleigh and State of North Carolina. TLC would then own and manage the land and convey a conservation easement to Durham County to ensure the property's permanent protection. The funds allocated by the Army National Guard to Durham for use towards potential land protection in the ACUB area totals \$164,000 and would be paid directly by the Army National Guard to TLC at the time of closing; TLC would convey an easement to Durham County and retain management responsibilities for the property; Durham County's responsibility would be limited to annual monitoring. The property has been appraised at \$1,750,000, and TLC has negotiated a purchase contract for \$1,400,000. The ACUB funds allocated for Durham County land protection in this area totals \$164,000 or 11.7% of the total purchase price, and ACUB will be providing an additional \$531,250 in funding to equal a total of 50% of the proposed purchase price. TLC has requested water quality funding grants for the remaining 50% of the acquisition cost of the 177-acre tract. The protection of the Newsom parcel with TLC owning the land and

Durham County holding the development rights and protecting the conservation values by acquiring and holding the conservation easement is an optimal use of partnership resources and ACUB available funding.

Alignment with Strategic Plan: This partnership project supports Goal 3: “Safe Community” by reducing future residential safety hazards close proximity to an active firing range, Goal 4: “Environmental Stewardship and Community Prosperity” by permanently protecting additional land in a water supply watershed, as well as Goal 5: “Accountable, Efficient and Visionary Government”

Resource Persons: Jane Korest, Division Head, Open Space and Real Estate, Celeste Burns, Open Space Coordinator, Peri Manns, Deputy Director of Engineering and Environmental Services, Jay Gibson, P.E., CFM, Director of Engineering and Environmental Services

County Manager’s Recommendation: The County Manager recommends that the Board support a Durham County partnership with Triangle Land Conservancy (TLC) on the permanent protection of the Newsome tract (parcel 193212), accept the conveyance of a conservation easement from TLC to Durham County on the property, and authorize the County Manager to execute any documents.

Attachments:

[AAF Supplemental Form TLC -Newsom ACUB easement 6-2023 WS](#)

[Attachment 1 - TLC Newsom Location Map](#)

[Attachment 2 - TLC - Newsom Context Map](#)

23-0388

Request by the North Carolina Department of Transportation (NCDOT) for the addition of Summerwind Trail to the State Maintained Secondary Road System

Agenda Text:

The Board is requested to adopt a Resolution in support of the request from NCDOT to add Summerwind Trail to the State Maintained Secondary Road System.

Alignment with Strategic Plan: This item aligns with Goal 4 (Environmental Stewardship and Community Prosperity). Transportation affects many aspects of our residents’ lives including access to education, jobs, and healthcare which may all provide better opportunities and quality of life.

Resource Persons: Ellen Beckmann, Transportation Director; John Sandor, PE, District Engineer, NCDOT

County Manager’s Recommendation: The County Manager recommends the Board adopt a resolution in support of the addition of Summerwind Trail to the State Maintained Secondary Road System.

Attachments:

[Memo - Summerwind Trail](#)

[Resolution for Addition of Summerwind Trail to Secondary Road System](#)

[NCDOT Letter - Summerwind Trail](#)

23-0390

Award of Construction Contract for a Bypass Connection at Page

Park Apartments Pump Station (IFB 23-025) to Carolina Civilworks Inc.**Agenda Text:**

The Board is requested to award the contract and authorize the County Manager to enter into a construction contract with Carolina Civilworks Inc. for the construction of a bypass connection at Page Park Apartments Pump Station owned by Durham County in the amount of \$112,310 and to execute any other related contract amendments not to exceed \$150,000.

Durham County issued an Invitation for Bid (IFB 23-025) on March 17, 2023. IFB 23-025 was advertised in local newspapers and on the Durham County website. One proposal was received on April 13, 2023. In review of the MWBE compliance there were no MWBE participation goals achieved as Carolina Civilworks Inc. will be utilizing their own workforce to perform the work on this project.

This contract is funded by the Utilities Sewer Enterprise Fund.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this connection ensures operation of the pump station while maintenance is occurring or if an emergency situation preventing sanitary sewer overflows.

Resource Persons: Jay Gibson PE, Director of E&ES; Stephanie Brixey, Deputy Director; Wade Shaw, Utility Superintendent

County Manager’s Recommendation: The County Manager recommends the Board award the contract and authorize the County Manager to enter into a construction contract with Carolina Civilworks Inc. for the construction of a bypass connection at Page Park Apartments Pump Station owned by Durham County in an amount of \$112,310 and to execute any other related contract amendments not to exceed \$150,000.

Attachments:

[AAF Supplemental Document](#)

[IFB 23-025 Bypass Construction at Page Park Apartments Pump Station 3.8.20](#)

[Proposal, CCW](#)

[MWBE Compliance Review Form-AAF for 23-025 IFB 052323](#)

23-0391**Award of the Aeration Basin 3 Cleaning Services for Durham County Triangle Wastewater Treatment Plant (RFP 23-019) contract to Synagro Central LLC****Agenda Text:**

The Board is requested to award the contract and authorize the County Manager to enter into a service contract with Synagro Central LLC to provide cleaning services (RFP 23-019) for aeration basin train 3 at the Triangle Wastewater Treatment Plant (TWWTP) in an amount of \$159,499.92 and to execute any other related contract amendments not to exceed \$200,000.

Durham County issued a Request for Proposal (RFP 23-019) on March 6, 2023. RFP 23-019 was advertised in local newspapers and on the Durham County website. Four proposals were received on April 4, 2023. The proposal bid tabulation and evaluation form are attached. In review of the MWBE compliance for Aeration Basin 3 Cleaning for the Utilities Division (RFP 23-019), they will be utilizing 1% MWBE participation to perform services on this project.

This contract is funded by the Utilities Sewer Enterprise Fund.

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

Resource Persons: Jay Gibson PE, Director of E&ES; Stephanie Brixey, Deputy Director; Wade Shaw, Utility Superintendent

County Manager’s Recommendation: The County Manager recommends the Board award the contract and authorize the County Manager to enter into a service contract with Synagro Central LLC to provide cleaning services (RFP 23-019) for Aeration basin train 3 at the Triangle Wastewater Treatment Plant (TWWTP) in an amount of \$159,499.92 and to execute any other related contract amendments not to exceed \$200,000.

Attachments:

[AAF Supplemental Doc RFP 23-019](#)

[RFP 23-019 Aeration Basin 3 Cleaning at DCo TWWTP 3.2.2023](#)

[RFP 23-019 Proposal Tab Aeration Basin Cleaning for DCo TWWTP](#)

[Synagro Proposal](#)

[MWBE Compliance Review Form-AAF for 23-019 RFP 051223](#)

23-0392

Budget Ordinance Amendment No.23BCCC000093 Transferring Available Unspent Personnel Funds Among Departments and Functional Areas to Support Personnel Expenses through the End of Fiscal Year 2022-23

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 23BCCC000093 transferring available unspent personnel funds among departments and functional areas to support personnel expenses through the end of FY 2022-23. Due to a higher-than-normal number of vacancies the County has implemented multiple incentive and recruitment efforts including longevity and retention bonuses that has created a need to reallocate personnel funds between departments. Departmental lapse salary was the planned funding source of these retention efforts, and this action completes this plan.

Not all departmental budgets were able to absorb the full cost of the retention efforts. Also, some departments have been forced to increase overtime and comp time hours due to the higher-than-average vacancies, compounding the strain on lapse salaries this fiscal year. Overall, the County's approved personnel budget can absorb the cost. To ensure functional areas of the General Fund expend roughly 98% of personnel budgets, available unspent funds from some departments will be transferred to other departments in other functional areas that need additional personnel funding.

Transferring funds between functional areas to appropriately fund each department is an anticipated, administrative action to balance budgets before the end of the fiscal year. No additional revenues are needed with this action. Further detail of the transfers between functional areas is included in the legal form.

Alignment with Strategic Plan: Accountable, Efficient and Visionary Government

Resource Persons: Claudia Hager, Deputy County Manager and Keith Lane, Budget Director

County Manager's Recommendation: The County Manager recommends the Board approve Budget Ordinance Amendment No. 23BCCC000093 transferring available unspent personnel funds among departments and functional areas to support personnel expenses through the end of FY 2022-23.

Attachments: [AAF-93 Legal Form Transferring Unspent Personnel Funds Across Depts and Fu](#)
[AAF-93 Supplemental Form - Personnel EOY Lapse](#)

3. Discussion Items (140 min)

23-0342 **Naming Committee Request for Lowell L. Siler - Former County Attorney (20min)**

Agenda Text: The Board is requested to receive a brief update from the Durham County Naming Committee on the request for Lowell L. Siler, former County Attorney and provide feedback on the recommendations.

Following the recommendations - a public hearing and request for final approval will be scheduled for June 26, 2023.

Alignment With Strategic Plan: This item aligns with all strategic priorities of Durham County.

Resource Persons: Al Andrews, County Attorney; Deborah Craig-Ray, Chief Communications Director; Julio Degaldo, Assistant County Manager; Kathy Everette-Perry, Chief Human Resources Officer; Shannon Trapp, Chief of Staff and Monica Wallace, Clerk to the Board

County Manager's Recommendation: The Board is requested to receive a brief

update from the Durham County Naming Committee on the request for Lowell L. Siler, former County Attorney and provide feedback on the recommendations.

Attachments: [Naming Committee Request - L. Siler](#)

23-0395

Lebanon Volunteer Fire Department Board of Directors Report to The Board of County Commissioners (30min)

Agenda Text:

During the May 24, 2023, budget work session, the BOCC requested that the Lebanon VFD Board of Directors attend this work session to present information regarding its decision to terminate the employee contract with the County of Durham and discuss the plan to provide on-going fire protection services to the residents in the Lebanon Fire District. One or more representatives from the Lebanon Volunteer Fire Department Board of Directors will attend the June 5, 2023, work session to present information and answer questions by the BOCC.

Durham County entered into an agreement with the Lebanon Fire Volunteer Fire Department in 1997 for employees to serve as firefighters. This agreement has allowed the fire department to recruit and retain employees through Durham County with State retirement and County benefits. The cost of the employees is supported through the fire tax allocations of Lebanon Fire Tax District. On April 6, 2023, Lebanon Volunteer Fire Department Board of Directors notified Durham County of their intent to terminate the contract for employees. Given the timeline provided in the contract, said changes will become effective December 1, 2023.

Alignment with Strategic Plan: County's Strategic Goal 3: Safe Community

Resource Persons: Jason B. Shepherd, Chief Fire Marshal; Cindy Wilson, Lebanon Board of Directors President

County Manager's Recommendation: The County Manager recommends that the BOCC receive the information presented by the Lebanon Board of Directors.

Attachments: [DCo Lebanon FF Agreement](#)

23-0353

Durham Transit Plan Governance Study (30min)

Agenda Text:

The Board is requested to receive a presentation and approve the Durham County Transit Comprehensive Participation Agreement and the Policies and Procedures Manual (at the June 12, 2023 Regular Session meeting) which is inclusive of the following:

1. Durham County Transit Comprehensive Participation Agreement
2. Policies and Procedures Manual
 - a. Financial Policies and Procedures
 - b. Work Program Amendment Policies
 - c. Staff Working Group (SWG) Bylaws and Operating Procedures

Alignment with Strategic Plan: This item aligns with Goal 4 (Environmental Stewardship and Community Prosperity). Transportation affects many aspects of our residents' lives including access to education, jobs, and healthcare which may all provide better opportunities and quality of life.

Resource Persons: Ellen Beckmann, Transportation Director; Adam Howell, Senior Director, Strategy Manager, Atkins Global

County Manager's Recommendation: The County Manager recommends that the Board receive a presentation and approve the Durham County Transit Comprehensive Participation Agreement and Policies and Procedures Manual at the June 12, 2023 Regular Session meeting.

Attachments:

[Presentation](#)

[Comprehensive Participation Agreement](#)

[Policies and Procedures Manual](#)

[AAF - CPA and PPM - 2023-06-05](#)

[Atkins Memo - CPA and PPM 2023 Adoption](#)

23-0393

FY24 Durham Transit Work Program (30min)

Agenda Text:

The Board is requested to receive a presentation and approve the FY24 Durham Transit Work Program at the June 12, 2023 Regular Session meeting.

As part of the appropriations process for the Durham County Transit Plan, an annual Work Program is developed which includes a budget for the upcoming fiscal year. The Transit Plan Governance Agreement (ILA) determines the process by which the annual budget is developed and approved. The recently adopted ILA requires approval by the Durham County Board of Commissioners and the GoTriangle Board of Trustees.

The Durham County Board of Commissioners received an informational presentation at the March 6 work session. At the April 19, 2023, Staff Working Group (SWG) meeting, the final FY24 Durham Transit Work Program was recommended for approval by a 2-1 vote. However, on April 21, GoTriangle sent Durham County a letter stating that GoTriangle would no longer allocate 50 percent of the vehicle rental tax to Durham, Orange, and Wake counties in the upcoming FY24 budget. This removes \$1,427,947 from the projected FY24 revenues. The Durham County Board of Commissioners received an update on May 1, and then the FY24 Work Program was re-considered by the SWG on May 17. The SWG unanimously recommended the final work program for approval.

The presentation outlines the recommended FY24 Work Program. Through approval of the FY24 Work Program, the Board will also be approving the designation of the agency hosting the Staff Working Group Administrator. This is proposed to be Durham County starting in FY24. The FY24 Work Program also includes a request

for an additional two Full-Time-Equivalent (FTE) staff for GoTriangle Capital Development to accelerate the implementation of bus stops. A project agreement that establishes the goals and reporting metrics is in development. Lastly, the Work Program also includes the approval of a budget for the continued operation of GoDurham Connect that will require an adjustment to the operations of that project to ensure that the project is focused on the goals of providing transit service to areas that are not well served by fixed-route bus service.

Alignment with Strategic Plan: Transportation affects many of Durham County's goals including environmental stewardship and community prosperity, access to education, jobs, healthcare, opportunities, and quality of life.

Resource Persons: Ellen Beckmann, Transportation Director; Doug Plachcinski, Executive Director, Durham-Chapel Hill-Carrboro Metropolitan Planning Organization; Steven Schlossberg, Assistant Director of Budget and Finance, GoTriangle; Katharine Eggleston, Chief Development Officer GoTriangle

County Manager's Recommendation: The County Manager recommends that the Board receive a presentation and approve the FY24 Durham Transit Work Program at the June 12, 2023 Regular Session meeting.

Attachments:

[FY24 Durham Recommended Work Plan - 5.26.23](#)

[FY24 Durham Work Program Public Comments](#)

[GoTriangle Letter from Charles Lattuca to Commissioner Howerton Re Vehicle I](#)

[GoTriangle Durham County FY24 Program Letter 230421](#)

[Presentation of FY24 Work Program to Durham BOCC 05262023](#)

[AAF - FY24 DTP Work Program - 2023-06-05](#)

[Durham Transit Plan Accountability Framework - 2023-06-05](#)

23-0394

ARPA Update (30 min)

Agenda Text:

The Board has requested to receive an update on the American Rescue Plan Act (ARPA) funds. The American Rescue Plan will deliver \$350 billion for state, local, territorial, and Tribal governments to respond to the COVID-19 emergency. Durham County received \$62,445,275. ARPA funds can support several priorities including a public health response due to COVID-19, address negative economic impacts, replace public sector revenue loss, and fund premium pay for essential workers. Funding use can also address water, sewer, and broadband infrastructure and other priorities as identified in the US Treasury Final rule. Funding must be encumbered by 2024 with all invoices paid by 2026.

Staff will present an update on ARPA funding, including potential next steps with interlocal agreements with the City of Durham related to affordable housing and cultural arts.

Alignment with Strategic Plan: Goal 1: Community Empowerment and Enrichment;

Goal 2: Health and Well Being for All; Goal 3: Safe Community; Goal 4: Environmental Stewardship & Community Prosperity; Goal 5, Accountable, Efficient and Visionary Government.

Resource Persons: Claudia Hager, Deputy County Manager; Bertha Johnson, Deputy City Manager; Reginald Johnson, Community Development Department Director

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners receive the APRA update.

Attachments:

[ARPA Presentation - June 5, 2023](#)

[ARPA AFFORDABLE HOUSING ILA, May 2023](#)

[ARPA Update - March 6, 20223, Affordable Housing](#)

4. Adjournment