



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, October 9, 2023

7:00 PM

Commissioners' Chambers

Regular Session

"Public Charge"

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

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

7:00 pm Regular Session

1. Opening of Regular Session - Pledge of Allegiance (5 min)
2. Agenda Adjustments (5 min)
3. Announcements (5 min)

[23-0770](#) Announcements (5min)

Agenda Text:

1. **Election Day is Tuesday, Oct. 10** - Election Day for the 2023 Municipal Primary and Election is Tuesday, October 10, 2023. Polls will be open from 6:30 a.m. to 7:30 p.m. Reminder that you must vote at your assigned precinct location when you vote on Election Day. Find your location here - <https://www.dcovotes.com/voters/voting/polling-locations>.
2. **DCo On the Go Design Contest** - Durham County has ordered a new vehicle that will serve residents as a "mobile Durham County Office." DCo On the Go will include broadband access, meeting rooms, large screens to share videos, and other services. This vehicle will need distinctive artwork and the County is asking local artists to assist! The DCo On the Go Design Contest is open to artists 18 years and up and winning designs for the bus wrap will be eligible for cash prizes up to \$1,000. Younger residents in grades 6-12 can help design art for a rear panel of the vehicle, with prizes up

to \$250. The deadline to enter is Tuesday, November 14, 2023. Visit www.dconc.gov/DcoOnTheGo <<http://www.dconc.gov/DcoOnTheGo>> for more information and how to apply.

3. Public Comment Period for Durham Transit Work Program

Amendments - Our Durham County Transportation Staff wants your feedback! The Public Comment Period for Q2 Amendments to the FY24 Durham Transit Work Program is open until Friday, Oct. 12. For information on the proposed amendments, please visit here -

<<https://bit.ly/DcoTransitQ2>>. To submit a public comment, please send an email to TransitPlan@dconc.gov <<mailto:TransitPlan@dconc.gov>>.

4. Time for Flu Vaccine - It's time to get your flu shot! The CDC recommends taking your shot by the end of October to best protect yourself. Call the Durham County Department of Public Health at 919-560-7608 to schedule your shot or find other locations at <<https://vaccines.gov/flu>>. Visit the DCoDPH website at <<http://DcoPublicHealth.org/FluSeason>> to learn more.

5. New Hours for NC Collection - The operating hours of the North Carolina Collection located inside the Durham County Main Library have changed. Effective Monday, October 2, the North Carolina Collection will be open Monday - Saturday, 10 a.m. - 4 p.m. Appointments outside of these hours are available upon request. Please contact the North Carolina Collection staff at ncc@dconc.gov <<mailto:ncc@dconc.gov>> or 919-560-0171 and visit <<https://durhamcountylibrary.org/location/main-library/the-north-carolina-collection/>> for more information.

6. Residents Invited to Share Ideas for Community Arts & Culture - All who live, work, and play in the Bull City are invited to complete an online survey to help develop a new cultural plan for the Durham community. Online surveys about community arts and culture are now available, in English and Spanish. Survey responses must be submitted by 11:59 p.m. on Wednesday, October 18. This feedback will inform the development of a new five-year Durham City-County Cultural Plan. Link to survey - <<https://survey.alchemer.com/s3/7505431/durham-cultural-roadmap-survey>>. More information on the Durham Cultural Roadmap here - <<https://durhamculturalroadmap.org/>>.

7. Double Bucks on Food Spending - Do you receive SNAP, WIC, or live in Section 8 housing? Get double the food for your money with Double Bucks Shop at: Durham Farmers' Market at 501 Foster Street on Saturdays 8 a.m.-12 p.m. and Wednesdays 3-6 p.m.; South Durham Farmers' Market at 5410 NC-55 on

Saturdays 8 a.m. to 12 p.m.; and Black Farmers' Market at 1637 E. Lawson Street on first & third Sundays: 1-4 p.m.

4. Minutes (5 min)

[23-0771](#)

Minutes (5min)

Attachments:

[Work Session - September 5, 2023](#)

[Regular Session - September 25, 2023](#)

5. Ceremonial Items (10 min)

[23-0768](#)

Introduction of Roshanna Parker as new Justice Services Director (10min)

Agenda Text:

The Board is requested to be introduced to Durham County's new Justice Services Director. The mission of the Justice Services Department is to promote public safety through support for the local criminal justice system and to supervise and rehabilitate justice-involved individuals through a wide array of supportive services so that they may achieve their full potential as contributing members of their community.

Roshanna Parker has been selected as director of the Durham County Justice Services Department, formerly the Criminal Justice Resource Center. She officially began her role as director of the newly named department on September 18, 2023. She served as interim director of the department since May of this year. Parker joined Durham County Government in 2012 as assistant director of CJRC and served in this role until her recent promotion. She is known for her passion for justice-involved individuals and sought for her understanding of the justice system and unique needs of the Durham community.

Parker has an extensive background in adult corrections and has worked in various capacities with the North Carolina Department of Correction, the North Carolina Department of Public Safety, and the North Carolina Governor's Crime Commission. She is very involved with the Durham Criminal Justice Advisory Committee and the Durham Local Reentry Council.

Parker is originally from South Carolina where she earned her undergraduate degree in Political Science from the University of South Carolina. Parker is also an alumnus of North Carolina Central University. She earned a Master of Science in Criminal Justice from the university and currently serves as an adjunct professor in the university's Criminal Justice Department.

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

Resource Persons: Dwane Brinson, Assistant County Manager

County Manager's Recommendation: The County Manager recommends that

the Board receive the introduction of Ms. Roshanna Parker as Justice Services Director.

6. Consent Agenda (15 min)

23-0666 Approval of Contract with Stryker for the Purchase of Five (5) Power-LOAD Units in the amount of \$185,761.75

Agenda Text: The Board is requested to approve a contract with Stryker for the purchase of five (5) Power-LOAD units with a five (5) year protection plan for each that will equip five (5) new Braun ambulances. The Office of Emergency Services (OES) will utilize existing capital budget funds for EMS equipment replacement in the amount of \$185,761.75 utilizing the Savvik buying group.

The Emergency Medical Services (EMS) Division of OES purchased Stryker stretchers and Power-LOAD systems and placed into service in 2021 on all EMS ambulances. At that time there were several ambulances that were out of service permanently due to mechanical break downs and were being replaced. During this time, EMS did not purchase and install the Power-LOAD units into the permanently out of service ambulances. Due to significant supply chain shortages and delays these ambulance replacements were delayed until FY24 for delivery. As such, the EMS division of OES will need to purchase five (5) Power-LOAD units from Stryker for the replacement ambulances expected to be delivered in FY24.

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

Resource Persons: Jim Groves, OES Director and Marc Ferguson, OES Business Services Supervisor

County Manager's Recommendation: The County Manager recommends that the BOCC authorize the County Manager to sign and execute all contract documents with Stryker for the purchase of five (5) Stryker Power-LOAD units with a five (5) year protection plan for each in the amount of \$185,761.75.

Attachments: [AAF Supplemental Document - Contract Approval Template -Stryker PowerLOAD \(X5\) WITH SERVICE AND SAVVIK PRICING \(9.15.23\)](#)
[SAVVIK PRICING TRANSPORT.PRICING.2023.04.SAVVIK.REFRESHED-FILE](#)
[Cooperative-Purchasing-Public-Agreement-Eagle-County-Health-Service-District-SIGNED-Stryker-Agreement-RFB-2019-05-Stretchers-and-Power-Cots](#)
[Stryker-Contract-Extension-PSAI-RFB-2019-05-Stretchers-and-Power-Cots-sign](#)

23-0667 Approval of the Consensus Principles II Resolution

Agenda Text: The Board is requested to approve the Consensus Principles II Resolution.

The Board received an update presentation from Forrest Westall, Executive Director of the Upper River Basin Association (UNRBA) on the Rules Readoption Process for the Falls Lake Rules at the October 2, 2023 Work Session meeting. The UNRBA was formed in 1996 to provide an ongoing forum for cooperation on water quality protection and water resource planning and management within the 770-square-mile Falls Lake watershed. Since 2011, the UNRBA has focused on finding more productive ways to protect and improve the quality of the water in Falls Lake by controlling the amount of nitrogen and phosphorous that flow into it. This has included significant investment in water quality monitoring and modeling to better inform a reexamination of the Falls Rules. The update detailed the UNRBA's efforts toward reexamination including the Concepts and Principles document and Consensus Principles II. The UNRBA Board is scheduled to vote on these in November or December of this year. The documents will then be submitted to the North Carolina Department of Environmental Quality for inclusion in the readoption process.

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; Forrest Westall, PE, Executive Director of Upper Neuse River Basin Association; Jay Gibson, PE, Director of Engineering and Environmental Services

County Manager's Recommendation: The County Manager recommends that the Board approve the Consensus Principles II Resolution.

Attachments:

[UNRBA 2PAGE July 2023 PRINT 11by17 Color](#)

[Durham County CPII Resolution](#)

[2023_09_20 Final UNRBA Concepts and Principles for Reexamination](#)

[ConsensusPrinciples II 20230920 Board approved](#)

[UNRBA Durham County Commissioners Meeting 2023 10 02 v3](#)

23-0668

Approval of a \$500,000 Contract (RFP 23-038) with Communities in Partnership to create a community-accountable brick-and-mortar grocer in Northeast Central Durham

Agenda Text:

The Board is requested to approve a \$500,000 contract (RFP 23-038) with Communities in Partnership to create a community-accountable brick-and-mortar grocer in Northeast Central Durham. American Rescue Plan Act funds will support the expense.

This contract will extend through December 31, 2025 and the funding amount aligns with information presented to the Board at the budget retreat on February 28, 2023.

The market is intended to reduce the challenges of [food apartheid](https://storymaps.arcgis.com/stories/4617859c60ff44a69c15477a27382133) [<https://storymaps.arcgis.com/stories/4617859c60ff44a69c15477a27382133>](https://storymaps.arcgis.com/stories/4617859c60ff44a69c15477a27382133) (racially discriminatory policies and structures that impact food access and control) and food insecurity in Northeast Central Durham, as well as support efforts to increase economic security for currently and historically marginalized populations, especially individuals that identify as Black, Indigenous, and People of Color (BIPOC), women or femme identifying genders, immigrants/refugees, formerly justice-involved, and low-income.

Communities in Partnership is uniquely qualified to pilot a brick-and-mortar grocer in Northeast Central Durham that embodies equity principles and is deeply connected with the served community. They started a monthly food co-op in Old East Durham in 2017, which has grown to over 1,000 member households. They already have a lease at 306 S. Driver St, Durham, NC and have begun restoring the building and upfitting it to be a grocer. County funding will be leveraged with additional outside funding to ensure the store is sustainable over time.

Durham County issued a Request for Proposals (RFP 23-038) on May 4, 2023. RFP 23-038 was advertised in local newspapers and on the Durham County website. One proposal was received by June 6, 2023: Communities in Partnership for \$500,000. The proposal bid tabulation and evaluation summary are attached.

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

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

County Manager's Recommendation: The County Manager recommends that the Board approve a \$500,000 contract (RFP 23-038) with Communities in Partnership to create a community-accountable brick-and-mortar grocer in Northeast Central Durham. American Rescue Plan Act funds will support the expense.

Attachments:

[RFP-23-038_Northeast Central Durham Grocer](#)

[RFP23-038 Summary of evaluation scores](#)

[MWBE Compliance Review Form-AAF for 23-038 RFP 082323](#)

[ARPAContract CIP Draft](#)

[CIP_COI_Aug2023](#)

23-0689

Budget Ordinance Amendment No. 24BCC00027 to Recognize \$60,000 in Grant Funding from the Durham ABC Board for the Adult Drug Treatment Court

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 24BCC00027 to recognize \$60,000 in grant funding from the Durham ABC Board

for the Adult Drug Treatment Court.

The Justice Services Department applied for funding from the Durham ABC Board in April 2023 and was awarded \$60,000 to support and enhance critical program components of the Adult Drug Treatment Court. The components include long-term treatment and community support, updated and additional alcohol and drug testing supplies, laboratory confirmation testing, medication assisted treatment, housing and transportation assistance, client basic need supplies, client incentives and team training.

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

Resource Persons: Lentora Rogers Duncan, Adult Drug Treatment Court Coordinator and Roshanna Parker, JSD Interim Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00027 to recognize \$60,000 in grant funding from the Durham ABC Board for the Adult Drug Treatment Court.

Attachments: [AAF Supplemental - ABC Funding 23-24](#)

[AAF-027 LEGAL FORM JSD recognizing \\$60K from ABC board for adult drug tr](#)

23-0703

Contract approval with Carahsoft in the amount of \$136,082.31 to allow Durham County to purchase website strategy services to assist with the planning and redesign of DCONC.gov, the County's public-facing website.

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract with Carahsoft in the amount of \$136,082.31. The contract will allow Durham County to purchase website strategy services to assist with the planning and redesign of DCONC.gov, the County's public-facing website. DCONC.gov is Durham County's primary source of information for residents and business partners within the community.

Durham County is in the planning stages of a multi-year initiative to modernize/redesign our outdated public-facing web portal-DCONC.gov. Durham County's current website, <https://www.dconc.gov>, was last redesigned in 2015. A critical deliverable from Northwoods, the vendor charged with developing the strategy and design of the site, will be to document internal and external business requirements from our citizens and business partners within the community. This will involve multiple stakeholders from departments and the Durham County community.

The contract will allow Durham County to purchase website strategy services to deliver an effective strategy and perform research tasks that will lay the technical, user

experience, and information architecture foundation for the County's new website.

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

Resource Persons: Greg Marrow, CIO; Deborah Craig-Ray, Chief Communications Officer

County Manager's Recommendation: The County Manager recommends Board authorize the County Manager to enter into a contract with Carahsoft for \$136,082.31 for the contracted services to assist with the planning and redesign of DCONC.gov, the County's public-facing website. This Contract will be funded with PIO's Current Fiscal Year 2023-2024 Operating Budget. 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:

[Durham County COI - GL](#)

[AAF Carahsoft Supplemental Document - Carahsoft DCONC.gov Consulting dc](#)

[Carahsoft Service Contract](#)

23-0461

Approval of Standard Non-Reimbursable Utility Contracts for Extensions of the County Sanitary Sewer System

Agenda Text:

The Board is requested to approve eight (8) Utility Contracts for extensions of the County sanitary sewer system and authorize the County Manager to execute these contracts. These contracts are the County's Standard Non-Reimbursable Contract. Attached are the project location maps (each labeled) and copies of the signed Standard Non-Reimbursable Utility Contracts (each labeled).

1. NC55 & Hopson (Project #21-049) - Contract with Scannell Properties #539, LLC to extend the County sewer system by approximately 21 linear feet of 16-inch ductile iron sewer pipe and one manhole to serve a large industrial complex located at Highway NC 55 and Hopson Road in Durham.
2. Alexander Crossing (Project #22-015) - Contract with Piedmont Alexander Crossing Owner, LLC to extend the County sewer system by approximately 135 linear feet of 8-inch ductile iron pipe, 541 linear feet of 8-inch PVC sewer pipe, and six manholes to serve 176-unit multi-family development, located at 405 T.W. Alexander Drive in Durham.
3. Arrington Lot 3 (Project #20-002) - Contract with Arrington THD, LLC to extend the County sewer system by approximately 16 linear feet of 8-inch ductile iron pipe, 16 linear feet of 8-inch PVC sewer pipe, 297 linear feet of 12-inch ductile iron pipe and three manholes to serve a 65-unit townhome development, located at 5761 Arrington Park Drive in Durham.
4. Bethpage Village Mixed Use (Project #21-053) - Contract with LC Brier Creek II, LLC to extend the County sewer system by approximately 27 linear feet of 8-inch ductile iron pipe and one manhole to serve Bethpage Village Mixed Use, a

- 230-unit apartment and townhome development, located off Chin Page Road in Durham.
5. Durham Mixed Use (Project #20-012) - Contract with NC Durham Page, LLC to extend the County sewer system by approximately 606 linear feet of 8-inch ductile iron pipe and six manholes to serve Durham Mixed Use, a mixed-use development that includes Top Golf, located off Page Road in Durham.
 6. Lumley Road Industrial (Project #21-048) - Contract with Lumley Industrial I, LLC to extend the County sewer system by approximately 69 linear feet of 8 -inch ductile iron sewer pipe and one manhole to serve a 67,200 square foot light industrial building, located at 5513 Lumley Road in Durham.
 7. Page Road Townhomes (Project #21-051) - Contract with McKee Homes, LLC to extend the County sewer system by approximately 663 linear feet of 8 -inch ductile iron pipe, 199 linear feet of 8-inch PVC sewer pipe, and twelve manholes to serve a 48-unit townhome development, located at 4320 Page Road in Durham.
 8. Wolfsped (Project #22-012) - Contract with ARE-NC Region No. 19, LLC to extend the County sewer system by approximately 14 linear feet of 18-inch ductile iron sewer pipe and one manhole to serve Wolfsped located at 40 Moore Drive in Durham.

Alignment with Strategic Plan: This action is in accordance with the Durham County Strategic Plan goal of Accountable, Efficient and Visionary Government, as these extensions will serve multiple home sites and businesses.

Resource Persons: Jay Gibson PE, Director of E&ES; Stephanie Brixey, Deputy Director; Vince Chirichella PE, Senior Project Manager

County Manager's Recommendation: The County Manager recommends that the Board approve the eight (8) Utility extension contracts and authorize the County Manager to execute the Contracts for extensions of the County sanitary sewer system.

Attachments: [AAF Supplemental Document - Non-contract](#)
[21-049 - NC55 & Hopson Signed Utility Agreement](#)
[21-049 - NC55 & Hopson Utility Map](#)
[22-015 - Alexander Crossing Signed Utility Agreement](#)
[22-015 - Alexander Crossing Utility Map](#)
[20-002 - Arrington Lot 3 Signed Utility Agreement](#)
[20-002 - Arrington Lot 3 Utility Map](#)
[21-053 - Bethpage Village Mixed Use Signed Utility Agreement](#)
[21-053 - Bethpage Village Mixed Use Utility Map](#)
[20-012 - Durham Mixed Use Signed Utility Agreement](#)
[20-012 - Durham Mixed Use Revised Utility Map](#)
[21-048 - Lumley Rd Industrial Signed Utility Agreement](#)
[21-048 - Lumley Rd Industrial Utility Map](#)
[21-051 - Page Road Townhomes Signed Utility Contract](#)
[21-051 - Page Road Townhomes Utility Map](#)
[22-012 - Wolfsped Signed Utility Agreement](#)
[22-012 - Wolfsped Utility Map](#)

23-0709 **Approval of the Recommended Revised Fee Structure for the Durham County Memorial Stadium - Effective October 30, 2023**

Agenda Text:

The Board is requested to approve the recommended revised rental fee structure for DCo Stadium. The DCo Memorial Stadium Manager presented to the Stadium Authority Board the current pricing and expense structure for Durham County Memorial Stadium on February 7, 2023. The stadium is continuing to see consistent bookings through the spring and summer peak seasons. The practice field and practice rates were the least utilized rate options and upon review of the other venues the stadium's rates have fallen out of alignment with the surrounding areas.

While the pricing structure generally has been seen as an incentive to the event organizers the operating costs post-pandemic have not fully captured many of the expenses and have started to lag behind the operational rates and fees. For example, janitorial expenses have increased 50% with the new service contract and utility cost increase 20%. The stadium manager also identified staffing challenges provided by General Services, the Durham County Sheriff and third-party staffing contractors mostly relating to costs and staffing availability. Additionally, as the stadium continues to improve its amenities and pursue more regional or national level events, increasing revenues will be necessary to help support these projects.

A motion was made by Dan Moushon and seconded by Ed Bryson, Stadium Authority members to accept proposed FY2023-2024 Pricing Option #2 and were unanimously approved by The Stadium Authority. A motion was made by E'Vonne Coleman Vice Chair, Stadium Authority and second by Dan Moushon, Stadium

Authority member to accept the proposed FY2023-2024 Scoreboard Ancillary Pricing rates and were unanimously approved by The Stadium Authority.

Alignment with Strategic Plan: This item aligns with Community Stewardship

Resource Persons: E'Vonne Coleman, Vice Chair, DCo Memorial Stadium Authority; Tyrone Wilson, Chair, DCo Memorial Stadium Authority; Zachary Pritchard, Stadium Manager, DCo Memorial; Chrystal Thomas, Deputy Director, General Services; and Motiryo Keambiroiro, Director, General Services.

County Manager's Recommendation: The County Manager recommends that the Board approve the recommended revised fee structure for the Durham County Memorial Stadium - effective October 30, 2023.

Attachments:

[Stadium - Pricing Restructuring 2023](#)

[AAF Supplemental Document - Stadium Revised Rental Fee 10-23 Work Sessio](#)

[Stadium Authority Minutes - Facility Pricing Study and Rate Updates 2023-2024](#)

23-0710

Request for Board Approval of the Durham County Memorial Stadium Sponsorship Policy

Agenda Text:

The Board is requested to approve the Stadium Sponsorship Policy, thereby authorizing the Durham County Stadium Staff and the Durham County Memorial Stadium Authority to implement the Stadium Sponsorship Policy.

Durham County Memorial Stadium's operations continue to bring the numerous benefits of sports and competition to citizens of Durham County and beyond. The implementation of the Sponsorship Policy would enable the Stadium to maximize all the community enhancements and economic benefits that come from hosting well-attended, well-run sporting events. The Policy would provide the parameters within which stadium staff could offer marketing opportunities to businesses and other organizations via the use of signage, brand-specific equipment, concessions, and electronic scoreboard spots.

The revenue derived from Stadium sponsorship operations would enhance the Stadium's ability to remain and grow as a valuable and economically viable asset in the community.

Alignment with Strategic Plan: This aligns with Goal 1 - Community Empowerment and Enrichment - by ensuring that significant economic and cultural opportunities are brought to the County and are properly stewarded in manner that maximizes community and economic value to the County.

Resource Persons: Zach Pritchard, Stadium Manager; Motiryo Keambiroiro, Director of General Services; Chrystal Thomas, Deputy Director of General Services; Nathan McKinney, Sr Assistant County Attorney

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

Board approve the Stadium Sponsorship Policy.

Attachments: [Stadium Authority - Sponsorship Policy](#)

23-0717

Durham County Sheriff's Office Contract Amendment Approval with Motorola Solutions, Inc. in the amount of \$10,145 (Total New Contract Amount: \$1,031,868.73) . This Contract is Part of the Capital Project for Body Worn Cameras (BWC).

Agenda Text:

The Board is requested to approve and authorize the County Manager to execute a contract amendment with Motorola Solutions, Inc. in the amount of \$10,145 for the Sheriff's Office Body-Worn Camera (BWC) Project. This amendment will increase the total contract amount to \$1,031,868.73. There is funding within the project to cover the contract amendment.

The first phase of this project was focused on getting BWCs out into the community in an effort to increase transparency. Deputies from the Patrol Division and Student Resource Officer Division (SRO) were the primary divisions included in the first phase. The second phase is underway, which covers the remaining sworn deputies as well as the detention officers.

This amendment will provide mobile charging stations for officers that do not brief at the courthouse such as student resource officers and special team members. These stations will not only recharge batteries, but they will also provide the ability to upload BWC footage remotely. This allows leadership to view camera footage immediately after emergency responses.

The second component of this request is for redaction software. This software will assist in bridging the gap between effective law enforcement operations and transparency. Other benefits of using redactions software include.

- Concealing audio/visual footage of personal identification numbers.
- Protecting the identify of juveniles captured in footage.
- Blurring footage of graphic/gory scenes after serious bodily injury or death.

Alignment with Strategic Plan: Goal 3: Safe Community

Resource Persons: David LaBarre, Director of Planning & Development, Durham County Sheriff's Office.

County Manager's Recommendation: The County Manager recommends that the Board approve and authorize the County Manager to execute a contract amendment with Motorola Solutions, Inc. in the amount of \$10,145 for the Sheriff's Office Body-Worn Camera (BWC) Project. This amendment will increase the total contract amount to 1,031,868.73. There is funding within the project to cover the contract amendment.

Attachments: [Motorola QUOTE-2257975-1EnterpriseRedactive-3year](#)
[Motorola QUOTE-2306823-1](#)
[Motorola Solutions Contract Amendment FY2024](#)
[State of NC contract #680D](#)

23-0719 **Approve Triangle Wastewater Treatment Plant (TWWTP) Residuals Transport and Disposal Contract Amendment with McGill Environmental Systems of NC, Inc. in the amount of \$136,594 Bringing the Total Contract Amount to \$408,600**

Agenda Text: The Board is requested to approve the contract amendment and authorize the County Manager to execute a service contract amendment with McGill Environmental Systems of NC, Inc. for the transport and disposal (RFP 21-023) of approximately 7,000 wet tons per year of wastewater treatment plant residuals in the amount of \$136,594, bringing the total contract amount from \$272,006 to \$408,600. These cost increases are due to annual pricing increases being made by the vendor related to biosolids trailer leasing, hauling/tipping fees, and processing of the biosolids into a beneficial reuse product. This service and the proposed increases are funded by the Sewer Enterprise Fund.

Alignment with Strategic Plan: Goal 4, Environmental Stewardship: Awarding this contract to McGill Environmental Systems of NC, Inc. will allow for the disposal and beneficial reuse of the Triangle Wastewater Treatment Plant's residuals as compost.

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 approve the contract amendments and authorize the County Manager to execute a service contract amendment with McGill Environmental Systems of NC, Inc. for the transport and disposal (RFP 21-023) of approximately 7,000 wet tons per year of wastewater treatment plant residuals in the amount of \$136,594, bringing the total contract amount from \$272,006 to \$408,600.

Attachments: [AAF Supplemental Doc](#)
[MCGILL FR24-280 LEGISTAR](#)
[DCO FY24 Increase Letter](#)

23-0720 **Approve award of Sodium Aluminate Contract for the Triangle Wastewater Treatment Plant (TWWTP) to C&S Chemicals, Invitation for Bid (IFB) 23-034 in the amount of \$248,500 but not to exceed \$298,000**

Agenda Text: The Board is requested to approve the award of a contract for Sodium Aluminate and authorize the County Manager to execute a purchase of goods contract with C&S Chemicals for sodium aluminate for the Triangle Wastewater Treatment Plant

(TWWTP) in an amount of \$248,500, but not to exceed \$298,000. The Board is also requested to authorize the County Manager to execute annual renewals, for up to four (4) additional one-year periods in accordance with the terms and conditions of the original contract and subject to budget availability. This will be funded through the Sewer Utility Enterprise Fund.

This award request is to correct a typographical error in a previous award request that went before the Board of County Commissioners on August 14, 2023. Based on the bids received, C&S Chemicals was the lowest responsive and responsible bidder for sodium aluminate. The original award request in August 2023 inadvertently stated award to the second-low bidder, Southern Ionics, Inc. C&S Chemicals bid \$3.55 per gallon and Southern Ionics, Inc. bid \$3.75 per gallon of the specified chemical. Per the Invitation for Bid (IFB 23-034), the contract should be awarded to C&S Chemicals as the lowest responsive and responsible bidder and approval for the Southern Ionics, Inc. contract shall be disregarded.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: Environmental Stewardship and Community Prosperity. This chemical is necessary for the Triangle Wastewater Treatment Plant to meet permit limitations as specified in the facility's National Pollutant Discharge Elimination Systems permit and Reclaimed water permit.

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

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a purchase of goods contract with C&S Chemicals for sodium aluminate for the Triangle Wastewater Treatment Plant (TWWTP) in an amount of \$248,500, but not to exceed \$298,000. The Board is also requested to authorize the County Manager to execute annual renewals, for up to four (4) additional one-year periods in accordance with the terms and conditions of the original contract and subject to budget availability.

Attachments:

[IFB 23-034 Sodium Aluminate Supplemental Document](#)

[8.14.2023--23-0483 Award of Chemical Purchase Contracts for the Triangle Wa](#)

[C&S Chemical](#)

[Southern Ionics](#)

23-0722

Approve Sole Source Exemption for Purchase of Remote Switch Actuators from CBSArcSafe for the Triangle Wastewater Treatment Plant (TWWTP)

Agenda Text:

The Board is requested to provide approval for sole source exemption for the purchase of remote switch actuators for the Triangle Wastewater Treatment Plant in the amount of \$70,500. CBSArcSafe is the sole source for manufacturing, sales, and service provider of this equipment. Attached is the sole source letter and quote.

Alignment with Strategic Plan: This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this will keep the County in compliance with required OSHA regulations and ensure the protection of the Utility Division staff and contractors.

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

County Manager’s Recommendation: The County Manager recommends the Board approve the sole source exemption for the purchase of remote switch actuators for the Triangle Wastewater Treatment Plant in the amount of \$70,500. CBSArcSafe is the sole source for manufacturing, sales, and service provider of this equipment.

Attachments: [AAF Supplemental Document for Remote Switch Actuators](#)
[Durham County - SV - RFQ - 23-0614GCT V2](#)
[Sole Source Letter](#)

23-0723

Approval of Capital Project Amendment No.24CPA00007 and Budget Amendment No.24BCC00035 Appropriating \$1,704,836 of Debt Service Fund Fund Balance, Transferring \$1,704,836 of Debt Service Fund Fund Balance to the PAYGO Fund and Using PAYGO Funding to Pay for Construction Repairs and Interior Upgrades at the Stanford L. Warren Library (6110DC097); as well as Executing a Construction Change Order in the Amount of \$1,910,751 with Muter Construction for Interior Repairs and Upgrades at the Stanford L. Warren Library plus Owner’s Contingency at 10 percent for a Total Not-to-Exceed Contract Amount of \$4,140,324

Agenda Text: The Board is requested to approve Capital Project Amendment No.24CPA00007 and Budget Amendment No.24BCC00035 appropriating \$1,704,836 of Debt Service Fund Fund Balance, transferring \$1,704,836 of Debt Service Fund Fund Balance to the PAYGO Fund and using PAYGO funding to pay for construction repairs and interior upgrades at the Stanford L. Warren Library (6110DC097). The Board is also requested to authorize the County Manager to execute construction contract change order #06 with Muter Construction in the amount of \$1,910,751.00 for “Phase 2” interior repairs and upgrades at the S.L. Warren Library (See Attachment 1, pages 1-6), and approve owner’s construction contingency at 10% for a total not-to-exceed contract amount of \$4,140,324.00.

Project	Current Budget	Increase/ Decrease	Revised Budget
Stanford L. Warren Library Upgrade (6110DC097)			
	\$5,178,082.00		\$1,704,836.00
TOTAL	\$3,473,246.00	\$1,704,836.00	\$5,178,082.00

In August 2021, S.L. Warren Library was temporarily closed for extensive repairs resulting from ongoing water intrusion into the facility. The Durham County

Engineering department in partnership with REI Engineering took steps to investigate the sources of the water infiltration and prepared construction documents to facilitate a solution to the water intrusion issues that have plagued the library. Formal bids for the building envelope repairs were received by the Purchasing Department in February of 2022. In April of 2022 the Board approved a contract award to Muter Construction in the amount of \$1,858,161.00 plus a 10% owners construction contingency for a not to exceed contract amount of \$2,043,977.10.

While building envelope repair work commenced, the library suggested that the County capitalize on the library's closing by taking action to brighten and refresh the building interiors, which was not included in the envelope repair work. Multiple community visioning sessions were held at Main Library and the W. D. Hill Recreation Center to receive feedback from the library's patrons. The prevailing sentiment from the community visioning sessions was that Stanford L. Warren library needed to possess welcoming features and added technology meeting the standards of other Durham County regional branches.

In September of 2022, the Board approved a design consultant contract with RND Architects in the amount of \$154,630 for architectural and interior design services required for the interior portion of the project (Phase 2). The additional interior design scope included new furniture throughout, refreshed interior finishes, lighting upgrades, maker's space area, mother's room, and more; all of which are intended to highlight the historical importance and relevance of S.L. Warren Library in Durham's diverse culture. Muter Construction has provided pricing for phase 2 in the amount of \$1,910,751, which has been reviewed by RND Architects and Durham County Engineering and has been determined to be fair and reasonable.

Currently the project account contains \$1,111,197 available for phase 2. However, cost for design and proposals obtained for furniture, lighting upgrades, audio-visual, interior finishes, owner contingency, etc. require a total Phase-2 project budget of \$2,816,032, yielding a \$1,704,836 funding deficit to complete the interior upgrades and furnishing of Stanford L. Warren Library.

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

Resource Persons: Joel T. Jones, Project Manager; James Faress, P.E., Senior Project Manager; Peri D. Manns, Deputy Director E, E & S; Tammy Baggett, Director of Library Services

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.24CPA00007 and Budget Amendment No.24BCC00035 appropriating \$1,704,836 of Debt Service Fund Fund Balance, transferring \$1,704,836 of Debt Service Fund Fund Balance to the PAYGO Fund and using PAYGO funding to pay for construction repairs and interior upgrades at the Stanford L. Warren Library (6110DC097). The Board is also requested to authorize the County Manager to execute construction contract change

order #06 with Muter Construction in the amount of \$1,910,751.00 for “Phase 2” interior repairs and upgrades at the S.L. Warren Library (See Attachment 1, pages 1-6), and approve owner’s construction contingency at 10% for a total not-to-exceed contract amount of \$4,140,324.00.

Attachments:[Attachment 1, Muter Phase-2 Proposal](#)[SLW Interior Programming Highlights and Concept drawings](#)[SLW Upgrades, Phase 2 Budget](#)[CPA-07 LEGAL FORM Debt Service to FB to SL Warren \(\\$1,704,836\)](#)[AAF-035 - Legal Form Appropriating \\$1.7M of Debt Service to SL Warren \(\\$1.7M\)](#)[SLW Supplemental Document](#)**23-0725****Budget Ordinance Amendment No. 24BCC00030 to Recognize \$228,484.00 in Grant Funding from the US DHHS Substance Abuse and Mental Health Services Administration Center for Substance Abuse Treatment and Adult Drug Treatment Court Expansion****Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 24BCC00030 to recognize \$228,484.00 in grant funding from the US Department of Health and Human Services Substance Abuse and Mental Health Services Administration Center for Substance Abuse Treatment (SAMHSA) for the Adult Drug Treatment Court Expansion.

The Justice Services Department applied for funding from SAMHSA in March 2023 and was awarded \$228,484.00 for one year to enhance the services provided to participants in the Adult Drug Treatment Court program. Although the project budget is for one year, the project period is for five years. Funding for the next four years is contingent upon project performance and the availability of federal funding. The potential total grant award is \$1,196,584.00 if the funding is continued in each subsequent project year. The funding provided will allow the JSD to increase the treatment services provided and add two full-time provisional positions (Substance Use Disorder Counselor and Peer Support Specialist) to the Adult Drug Treatment Court team.

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

Resource Persons: Roshanna Parker, Interim Director, Justice Services Department and Lentora Rogers-Duncan, Adult Drug Treatment Court Coordinator

County Manager’s Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00030 to recognize \$228,484.00 in grant funding from the US Department of Health and Human Services Substance Abuse and Mental Health Services Administration Center for Substance Abuse Treatment for the Adult Drug Treatment Court Expansion.

Attachments:[AAF Supplemental Document - SAMHSA ADTC Grant](#)[AAF-030 LEGAL FORM Appropriating \\$228,484 in DHHS SAMHSA grant to JS](#)**23-0729**

Approval of the Budget Ordinance Amendment No. 24BCC00039 Transferring \$789,700 of Capital Financing Plan Fund Funding to the Engineering Department General Fund Budget to Support a Durham County Comprehensive Facilities Assessment and Approve Authorization for the County Manager to Enter into a Contract with HDR Engineering, Inc. of the Carolinas, (HDR) to provide Comprehensive Facilities Assessment for the Durham County Renewable Energy Plan in the amount of \$789,700 (15min)

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 24BOA00039 transferring \$789,700 of Capital Financing Plan Fund funding to the Engineering Department General Fund budget to support a Durham County Renewable Energy Facilities Assessment (See Attachment 1, pages 1 -8) and authorize the County Manager to enter into a contract with HDR Engineering, Inc. of the Carolinas, (HDR) to provide Comprehensive Facilities Assessments for the Durham County Renewable Energy Plan in the amount of \$789,700.

In February 2022, the Board adopted a Renewable Energy Plan (REP) to reach the goal of running operations on 80% renewable energy by 2030 and 100% by 2050. The proposed Comprehensive Facilities Assessment will identify specific, actionable opportunities to increase energy efficiency and convert fossil fuel end-uses to renewable energy as required by the REP. HDR shall provide financial analysis, consultation, and facilitation of technical content to prepare a comprehensive report on energy efficiency retrofits, beneficial electrification of facilities including electric vehicle charging stations, and the incorporation of solar photovoltaics and energy storage. This will allow for Durham County to estimate the financial impact, as well as the potential greenhouse gas emissions reduction impacts, and create a schedule for implementation. Major recommended improvements will be submitted to the Board for approval and funding.

This approach of conducting comprehensive assessments for 43 facilities through one assessment process provides several benefits including: consistency across all facilities, reduced overall costs and staff time, faster process to meet goals, utility savings accrue faster and longer, ability to apply for historic grant funds for implementation, and opportunities to standardize new equipment across facilities during implementation.

This agenda item has been reviewed and approved by the Purchasing Division. In review of the M/WBE participation for this project, CriTek Engineering Group will be utilizing 10% (\$81,000) MWBE Participation for this portion of the contract. The vendor has also committed to working with Durham County to seek additional

M/WBE participation if the opportunity prevails. The funding for these services is included in the budget account.

Alignment with Strategic Plan: This agenda item supports Goal 4: Environmental Stewardship and Community Prosperity by reducing greenhouse gases and increasing renewable energy.

Resource Persons: Tobin Freid, Sustainability Manager; Haley Williamson, Renewable Energy Project Manager; Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services; Jay Gibson, Director of Engineering and Environmental Services; Keith Lane, Director of Budget and Management Services; Julio Delgado, Assistant County Manager; Yixu Richard Wang, HDR; Josh Greenfield, HDR

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BOA00039 transferring \$789,700 of Capital Financing Plan Fund funding to the Engineering Department General Fund budget to support a Durham County Renewable Energy Facilities Assessment (See Attachment 1, pages 1-8) and authorize the County Manager to enter into a contract with HDR Engineering, Inc. of the Carolinas, (HDR) to provide Comprehensive Facilities Assessments for the Durham County Renewable Energy Plan in the amount of \$789,700.

Attachments: [AAF-039 Legal Form Engineering - Appropriating \\$789,700 of CFP funds to sup](#)
[Attachment 1 - HDR Proposal P1 DCo Facilities Assesment 080723](#)
[Attachment 2 - MWBE Compliance Review Form-AAF for 23-016 RFQ 072123](#)
[Attachment 3 - RFQ Facilities Assessment - Proposal Scores](#)
[Attachment 4 - Comprehensive Facilities Assessment Presentation Final 09202](#)

23-0731 **Request for Approval of the proposed Memorandum of Understanding between Durham and Orange Counties for the storage and implementation of the Mobile Processing Unit**

Agenda Text: The Board is requested to authorize the County Manager to designate Cooperative Extension managerial staff to enter a start date, sign, and monitor the attached Memorandum of Understanding between Durham and Orange Counties. (See Attachment 1), and to further execute any amendments or extensions of the Memorandum of Understanding.

There currently are no small poultry processing operators in North Carolina to process poultry raised on-farm. The only facility in the state closed in 2017, and the USDA allowed for a special exemption to allow meat processors in North Carolina to process poultry. This special exemption ended in December 2022, leaving small farms with the burden of purchasing thousands of dollars of equipment to process their flock on farm. A solution employed by other counties in NC is the rental of a

mobile processing unit (MPU) for processing a small flock of poultry. These units allow for the processing of poultry to be much quicker, cleaner, and safer for the small farm owner or operator. Additionally, it can help new and beginning farmers to enter a market that would otherwise require a high amount of capital expenditure. There are currently no MPUs within Durham or Orange Counties County for rent, and the nearest ones are not available to Durham and Orange producers due to location and/or high demand. Durham County Cooperative Extension purchased an MPU and a trailer to house the MPU in 2022 from funds earned from the implementation of NC Farm School with other County Extension partners, including Orange County Cooperative Extension.

The MPU will allow current farmers of pasture raised birds, as well as new and beginning farmers interested in starting a small poultry farm, options for processing their birds on-farm. This also supports the resiliency of our food system by creating another avenue for locally grown food in Durham and Orange Counties. The users of the MPU will be required to participate in training delivered by Extension personnel prior to renting the MPU and as well as sign a user agreement (See Attachment 2). Rental rates will be set annually.

Durham County currently does not have the space to house this equipment safely at the Durham County Cooperative Extension Agriculture Building. The Durham County Center and the Orange County Center of NC Cooperative Extension have agreed to partner together to implement an MPU rental program, which will include mandatory education and a user agreement (See Attachment 2). The revenue from the rentals will be used to support the upkeep and maintenance of the unit and training and education costs associated with the program. Rental rates will be set annually and are currently \$50 for a 3-day rental and \$75 for a 5-day rental. Additional revenue could be utilized for additional agriculture programming to support new and beginning farmer programming through a collaborative program between Durham and Orange Counties.

Alignment with Strategic Plan: This aligns with Goal 1, Community Empowerment and Enrichment, by providing access to vocational and economically viable farming opportunities while empowering citizens to provide for their own success.

Resource Persons: Donna Rewalt, Durham County Extension Director; John Lyttle, Durham County Extension Agent for Small Farms & Local Foods; Jonathon Smith, Orange County Extension Director; Nathan McKinney, Sr Assistant County Attorney

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to designate Cooperative Extension managerial staff to enter a start date, sign, and monitor the attached Memorandum of Understanding between Durham and Orange Counties. (See Attachment 1), and to further execute any amendments or extensions of the Memorandum of Understanding.

Attachments:[MOU - MPU Orange and Durham](#)[Mobile Processing Unit - Waiver and User Agreement - 09.15.2023](#)**23-0734**

Budget Ordinance Amendment No. 24BCC00038 to Recognize \$345,375 of year-2 funds to support grant award #1H79TI084839-01 to the Office of Emergency Services-EMS Division (OES-EMS) from the US Department of Health and Human Services (DHHS), Substance Abuse and Mental Health Services Administration (SAMHSA), and to authorize the County Manager to sign and execute all contracts for authorized and approved uses associated with the grant program throughout the grant's period of performance

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 24BCC00038 to recognize \$345,375 in year 2 grant funding to the Office of Emergency Services-EMS Division (OES-EMS) from the US Department of Health and Human Services (DHHS), Substance Abuse and Mental Health Services Administration (SAMHSA), and to authorize the County Manager to sign and execute all contracts for authorized and approved uses associated with the grant program throughout the grant's period of performance.

The First Responders - Comprehensive Addiction and Recovery Support Services Act (FR-CARA) grant's purpose is to provide resources to first responders and members of other key community sectors at the state, tribal, and other government levels to train, carry and administer Federal Food, Drug, and Cosmetic Act (FD&C Act) approved drugs and devices for emergency reversal of known or suspected opioid overdose. As part of the grant application, OES has committed to establish processes, protocols, and mechanisms for: (1) referral to appropriate treatment and recovery support services support services, and (2) promote safety around fentanyl, carfentanil, and other dangerous licit and illicit drugs, and (3) provide naloxone to first responders for use during opioid overdose calls for service.

The grant has a period of performance from September 30, 2022, through September 29, 2026. It is a four (4) year project that is funded year to year subject to the availability of federal funds. The year - 1 funding was approved by the BOCC during the October 10, 2022 regular session. Now OES is requesting approval for the year-2 funds and will bring this item back to the Board to request approval of future year funding subject to federal fund availability and satisfactory progress on the project from SAMHSA. The total federal funding potential if all 4-years are authorized and funded is \$1,657,944.

Activities in the second through fourth years of the grant will continue to support the harm reduction activities implemented in year one. We will also hire a Peer Support Specialist (fulltime FTE). This position will serve as the primary contact for patients seen by EMS for an opioid-related emergency. The Peer Support Specialist will facilitate referrals to community MAT treatment centers and post-overdose follow-up

with the Community Paramedics. We have initiated a field-inducted medication assisted treatment program under a separate grant. The purchase of the medication used for this purpose will move under this grant in year 2. The Supplemental document informs how year 1 funds were spent.

OES-EMS will follow all County purchasing and contract guidance. Payments to the County under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM).

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

Resource Persons: Jim Groves, OES Director and Captain Helen Tripp, MIH Program Manager

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00038 to recognize \$345,375 in year 2 grant funding to the Office of Emergency Services-EMS Division (OES-EMA) from the US Department of Health and Human Services (DHHS), Substance Abuse and Mental Health Services Administration (SAMHSA), and to authorize the County Manager to sign and execute all contracts and purchases for authorized and approved uses associated with the grant program throughout the grant's period of performance.

Attachments:

[1 TI084839-Budget Narrative - Year 2 Updated 2023-07-06 FINAL](#)
[10.10.2022--22-0506 Bdgt Ord Amdt No. 22BCC00030 Recognize \\$398,121 G](#)
[1270_A Board of County Commissioners 22-10-03 Meeting Agenda](#)
[Oct 10 Approval Minutes](#)
[AAF-38 Legal Form](#)
[AAF Supplemental Document - Year 2 - First Responder Addiction and Recover](#)

23-0738

Approval of Budget Ordinance Amendment No. 24BCC00033 Appropriating \$112,905 of General Fund Fund Balance to Support a Position Related to the Reorganization of the Human Resources Department

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No.24BCC00033 appropriating \$112,905 of the General Fund fund balance to support position cost within the General Fund and authorize the County Manager to move an existing vacant position (1 FTE) from the Enterprise Sewer Utility Fund to the Human Resources Department within the General Fund. Moving an existing safety position into the Safety Division within Human Resources was approved in the MAG Study to centralize and consolidate the Durham County workplace safety program. In addition, the move will improve efficiency, effectiveness and improve the

quality of safety programs.

Alignment with Strategic Plan: This aligns with Goal 5: Accountable Efficient and Visionary Government by establishing the systems, structures, processes, and fiscal accountability to create a more efficient and productive safety program.

Resource Persons: Kathy Everett Perry, CHRO/Chief Employment Counsel; Keith Lane, Budget Director; Dara Richardson, Human Resources Assistant Director; Ngat Awass, Safety & Workers Compensation Manager

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00033 appropriating \$112,905 of the General Fund fund balance to support position cost within the General Fund and authorize the County Manager to move an existing position from the Enterprise Sewer Utility Fund to the Human Resources Department.

Attachments:

[Agenda Action Form Supplemental Document Safety Position Realignment](#)

[AAF- 033-Appropriating \\$112,905 of General Fund Balance to Support a Positic](#)

23-0741

Budget Ordinance Amendment No. 24BOCC00034 Appropriating \$250,000 of General Fund Fund Balance for the Durham Youth Home to Offset Higher Than Expected Use of Out-of-County Facilities

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 24BOCC00034 appropriating \$250,000 in General Fund fund balance to the Youth Home to pay for Durham's youth justice involved who are placed in out-of-county youth detention facilities.

The Youth Home continues to see an increase in Durham's need for detention beds. The new facility was expected to be completed by October this year. The new scheduled completion date is November, and we are tentatively moving in the week of January 8, 2024. Until the opening of the new facility, Durham County Youth Home will need additional funds to pay for its youth placed at other facilities. When the new facility opens, Durham County should be able to accommodate its detention bed needs, contingent upon the Youth Home's ability to meet the appropriate staffing levels.

Additionally, most youth justice involved placed have serious felony charges and are held for extended periods. On average, 25 minors were placed out of the county in July and August, including several cases transferred to Superior Court (adult court) and awaiting trial.

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

Resource Persons: Angela G. Nunn, Youth Home Director; Dwane Brinson Assistant County 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. 24BCC00034 appropriating \$250,000 in General Fund fund Balance to the Youth Home to pay for Durham's youth justice involved who are placed in out-of-county detention facilities.

Attachments:

[AAF Supplemental October 2023 Out-of County Beds](#)

[AAF-034 - Legal Form Appropriating \\$250K of GF Fund Balance for Youth Hom](#)

23-0742

Approval of Capital Project Amendment No.24CPA00008 Appropriating \$1,736,015.13 in Limited Obligation Bond Funding (LOBS) to the Board of Elections S. Roxboro Street Renovation Capital Project (4730DC155) for the early purchase packages for the renovation and to Execute the Construction Manager @ Risk GMP#1 "Pre-purchase packages" Contract for the BOE S. Roxboro St. Renovation Project

Agenda Text:

The Board is hereby requested to approve Capital Project Amendment No.24CPA00008 appropriating \$1,736,015.13 in Limited Obligation Bond funding (LOBS) to the Board of Elections S. Roxboro Street Capital Project (4730DC155) for the early purchase packages for the renovation and to execute a CM@R contract with Samet/WC Construction Joint Venture. (SWC) for the Board of Elections S. Roxboro Renovations capital project located at 3825 S. Roxboro Street, Durham NC, for \$1,688,650.08 (pre-purchase packages plus alternates, allowances and fees) and approve the owners construction contingency at (3%) in the amount of \$47,365.05, to execute any other related contracts including change orders, if necessary, not to exceed the available budget of \$1,736,015.13 (See Attachment 1, Page 1-22).

Project	Current Budget	Increase/ Decrease	Revised Budget
BOE S. Roxboro Renovation Project (47302635DC155)			\$3,100,000.00
	\$4,836,015.13		\$1,736,015.13
TOTAL	\$3,100,000.00	\$1,736,015.13	\$4,836,015.13

On July 10, 2023, the BOCC awarded the Construction Manager at Risk (C, M @R) Pre-construction Services contract to Samet/ WC Construction Joint Venture. The Pre-Construction Services phase of the project was the first step in the Construction Manager at Risk process in which the contracting team provided cost estimating, constructability reviews, schedule development and value analysis of the project design. For an efficient scheduling process the project has been broken down into 2 packages which are GMP#1 Pre-purchase packages which consists of items which were immediate and long lead time. (Electrical - 1) Generator/ATS and 2) Switchboards, Mechanical - VRF / ERV units, Structural / Misc. Steel Package; Generator /ATS bids from the distributor were received on August 24, 2023, The

Mechanical bids from the distributor were received on September 21, 2023, The Structural steel package was publicly opened and read by SWC on September 19, 2023. A GMP#2 is required for the completion of the project. Package B will be incorporated into “Guaranteed Maximum Price #2” (GMP#2) proposal will be submitted for the renovation project at a later date. This mode of bidding allows for the timely completion of construction activities and the turnover of the facility, currently scheduled for August of 2024.

The goal of the Board of Election’s project is to renovate approximately 58,000 square feet of space at the Shoppes of Hope Valley (SHV) formerly used as a Kroger grocery store to house Durham County Board of Elections. The new facility will consolidate all of the Board of Election’s operations within a single facility. The scope of work includes interior renovations, exterior façade improvements, roofing replacement, and full building system replacements for the designated space.

As a reminder, the project will be designed and constructed in three phases to accommodate the desired move-in date, site planning and other regulatory approvals, and the availability of funding for future phases. Future phases include sitework, roof replacements and the rooftop HVAC unit replacements for the remainder of the strip shopping center located at 3825 South Roxboro Street.

Funding for this service is available in the BOE Capital Project account. The contractor is currently tracking MWBE participation on the Steel package at 22%. (See Attachment 2, Page 1). The contractor is also pursuing additional MWBE participation if the opportunity is available.

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. The relocation of various departments into 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, LEED GA, Deputy Director of Engineering and Environmental Services; Charles Nicholson, AIA, RND Architects; Adam Fouse, Samet/WC Joint Venture, Project Executive.

County Manager’s Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.24CPA00008 appropriating \$1,736,015.13 in Limited Obligation Bond funding (LOBS) to the Board of Elections S. Roxboro Street Capital Project (4730DC155) for the early purchase packages for the renovation and to execute a CM@R contract with Samet/WC Construction Joint Venture. (SWC) for the Board of Elections S. Roxboro Renovations capital project located at 3825 S. Roxboro Street, Durham NC, for \$1,688,650.08 (pre-purchase packages plus alternates, allowances and fees) and approve the owners construction contingency at (3%) in the amount of \$47,365.05, to execute any other related

contracts including change orders, if necessary, not to exceed the available budget of \$1,736,015.13.

Attachments: [AAF Supplemental Doc Contract Execution BOE S. Roxboro Renovation - G](#)
[CPA-08 LEGAL FORM LOBS for BOE SOHV \(\\$1,736,015.13\)](#)
[AAF Attachment 1 Pre-Packages SWC](#)

23-0743**Budget Ordinance Amendment No. 24BCC00032 - Transferring \$7,548,086 of General Fund Fund Balance to the Capital Financing Fund in Recognition of Final Sales and Occupancy Tax Collection from the Prior Year in Adherence to Board Policy****Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 24BCC00032 increasing the amount of FY 2023-24 General Fund fund balance appropriated by \$7,548,086 and transferring those funds to the Capital Financing Fund. Transferring prior year's overcollection of Sales and Occupancy tax is completed on an annual basis as part of the natural cycle of reconciliation at the end of a fiscal year.

As part of the Durham County Policy on financing capital projects, all collected Article 40 and 42 sales tax and Local Occupancy Tax are directed for support of capital projects and their related debt service. In FY 2022-23, \$7,548,086 from these revenue sources was realized over what was budgeted to be collected in the General Fund, and per capital financing policy, needs to be transferred to the Capital Financing Fund where they can be applied to debt service. Per Generally Accepted Accounting Principles (GAAP) the revenues are recorded in the fiscal year that they apply. However, it is too late to amend the prior year budget to transfer the over realized funds in the prior fiscal year, therefore these monies have fallen to fund balance within the General Fund for the prior fiscal year (FY 2022-23). This action is administrative in nature ensuring that the funds are located per Board policy in the appropriate Fund.

Revenues per source collected over budgeted amounts (the top section of this table reflects the traditional annual reconciliation items):

- Article 40: \$3,926,313
- Article 42: \$2,906,899
- Occupancy Tax: \$714,874
- **Total:** **\$7,548,086**

Moving these funds from the General Fund to the Capital Financing Fund will not affect the overall fund balance percentage for the General Funds, as both of these funds are accounted for in the overall fund balance percentage.

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

Resource Persons: Keith Lane, Director of Budget and Management and David Ades, Assistant Director of Budget and Management

County Manager's Recommendation: The Manager recommends the Board of County Commissioner approve Budget Ordinance Amendment No. 24BCC00032

appropriating \$7,548,086 of FY 2022-23 General Fund revenue, now residing in FY 2023-24 General Fund fund balance, and transferring it to the Capital Financing Fund to comply with the County's capital and debt financing policy.

Attachments: [AAF-032 - Supplement Appropriating FY 2022-23 Overrealized sales tax funds](#)
[AAF - 032 LEGAL FORM Transferring \\$7,548,086 in GF Fund Balance to Capit](#)
[Durham County Capital Finance Plan Policy and Resolution](#)

23-0749 **Budget Ordinance Amendment No. 24BCC00037 in the Amount of \$129,886.61 to Recognize Grant Award for Year 2 of the EMS Bridge MAT (Medication Assisted Treatment) Program to the Office of Emergency Services-EMS Division (OES-EMS) from the NC Department of Health and Human Services (NCDHHS), and to Authorize the County Manager to Sign and Execute All Contracts and Purchases**

Agenda Text: The Board is requested to review and approve Budget Ordinance Amendment No. 24BCC00037 in the amount of \$129,886.61 to recognize year 2 grant award from the NC Department of Health and Human Services (NCDHHS), Division of Mental Health, Developmental Disabilities and Substance Abuse Services (MMDDSA), and to authorize the County Manager to sign and execute all contracts for authorized and approved uses associated with the grant program throughout the grant's period of performance. The Board approved year on funding on November 14, 2022.

The grant has a period of performance from October 1, 2022, through September 30, 2025. It is a three (3) year reimbursable grant that is funded year to year subject to the availability of federal funds. The full grant award up to \$350,000 is reimbursable over a 3-year period. The BOCC approved year one award of \$73,660.06 in the November 14, 2022, session with a period of performance of October 1, 2022, through September 30, 2023. OES is now requesting approval of the year two grant amount of \$129,886.61 for a period of performance of October 1, 2023, through September 30, 2024. As year three funding is approved, OES will bring this item back to the BOCC for consideration.

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

During the first year of the grant, OES-EMS was approved one FTE Certified Peer Support Specialist, a newly formed position (increasing OES's authorized FTE strength from 202 to 203); trained Community Paramedics and other identified paramedics in MAT; purchased supplies (year 1 only); and developed our program implementation. Field induction of buprenorphine began 5/8/2023. The second and third years of the grant are dedicated to expanding the initial program implementation. OES-EMS collaborates with community organizations who may potentially encounter persons who have overdosed and with the North Carolina Harm Reduction Coalition to enhance the capacity of the existing harm reduction services provided in the community. Purchase of buprenorphine for MAT is only required in the first year of this grant. This medication is budgeted in years two (2) through four (4) of the FR-CARA grant (Agenda Item #22-0506 presented to the BOCC during the Oct. 3rd work session) and approved by the BOCC on Oct. 10, 2022.

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

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

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

County Manager's Recommendation: The County Manager recommends that the Board review and approve Budget Ordinance Amendment No. 24BCC00037 recognizing \$129,886.61 for year two grant award from the NC DHHS-MMDDSA EMS Bridge MAT Program and authorize the County Manager to sign and execute all contracts and purchases for authorized and approved uses associated with the grant program throughout the grant's period of performance.

Attachments: [11.14.2022--22-0568 Bdgt Ordi Amdt No. 22BCC00046 Recognize \\$73,660.06](#)
[AAF Supplemental MAT Year 2 grant](#)
[MAT award letter](#)
[11142022 RS BOCC Minutes](#)
[AAF-037 Legal Form OES-EMS Medication Assisted Treatment Grant from NCI](#)

23-0753

Resolution Adopting the Durham Comprehensive Plan (2023)

Agenda Text:

The Board is requested to review and approve a resolution adopting the Durham Comprehensive Plan at the October 9, 2023 meeting.

Attachments:

Attachment A - Final Revised Comprehensive Plan (September 2023)

Attachment B - Final Revised Spanish Comprehensive Plan (September 2023)

Attachment C - Final Revised Place Type Map (September 2023)

Attachment D - Board of County Commission Resolution of Adoption

Attachment E - Final Revised Implementation list (September 2023)

Attachment F - Potential Map Changes

Attachment G - Rural Village Map

Attachment H - Development Tier Map

Alignment with Strategic Plan: The Comprehensive Plan emphasizes Goals 2, Health and Well-being for All, and 4, Environmental Stewardship.

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

County Manager's Recommendation: The County Manager recommends that the Board approve a resolution adopting the Durham Comprehensive Plan at the October 9, 2023 meeting.

Attachments:

[Attachment 000 - Staff Memo](#)

[Attachment A - Final Revised Comprehensive Plan \(September 2023\)](#)

[Attachment B - Spanish Revised Comprehensive Plan \(September 2023\)](#)

[Attachment C - Revised Place Type Map \(September 2023\)](#)

[Attachment D - Resolution of Adoption](#)

[Attachment E - Final Revised Implementation List \(September 2023\)](#)

[Attachment F - Potential Map Changes](#)

[Attachment G - Rural Village Map](#)

[Attachment H - Development Tier Map](#)

23-0755

Approval to enter into an \$80,000.00 contract with Boys and Girls Club of Durham and Orange Counties for the purchase of vehicles to support program operations

Agenda Text:

The Board is requested to approve an \$80,000.00 contract with the Boys and Girls Club of Durham and Orange Counties for the purchase of vehicles to support program operations. The club needs to replace the 2007 Chevrolet Commercial Express Chassis Cab, which is the old John Avery Boys & Girls Club minibus. The minibus has degraded in terms of condition, branding, and safety over the past 16 years and is no longer reliable, disrupting programs and compromising the safety and comfort of club members. These vehicles will be used for after-school pick-ups during the school year and for all summer camp field trips and other off-site activities. In 2022, there were 190 participants in the afterschool program and 225 participants in summer camps for Durham and Orange Counties. Of these numbers, approximately 150 youth attended the afterschool program in Durham, and 175 youth participated in summer programming for the Durham location. The afterschool program operates Monday-Friday until 7:30 p.m. to accommodate working parents.

Funding for the vehicles to support the Boys and Girls Club of Durham and Orange Counties was included in the FY 2023-24 budget.

Alignment with Strategic Plan: This item aligns with the County's Strategic Goals of Community Engagement, Community Safety, and Community Well-Being.

Resource Persons: Shannon Trapp, Chief of Staff

County Manager's Recommendation: The County Manager recommends that the Board approves entering into contract with the Boys and Girls Club of Durham and Orange Counties in the amount of \$80,000.00 for the purchase of vehicles to support program operations.

Attachments:

[Boys and Girls Club Proposal](#)

[Boys and Girls Club of Durham Orange COI](#)

[Boys and Girls Supplemental Doc](#)

[Boys and Girls Club Non Profit Grant Agreement FY2024](#)

23-0765

Approval of Property Tax Releases and Refunds for September 2023

Agenda Text:

The Board is requested to the Releases & Refunds for the month of September 2023, which includes adjustments to the current year levy as well as prior years' levies. Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached reports detail releases and refunds for the month of September 2023.

This month's report includes releases and refunds for tax year 2023 totaling \$ 1, 897.43. Prior tax years' (2020-2022) releases and refunds are in the amount of \$28,282.34. September 2023 releases and refunds total \$30,179.77.

Alignment with Strategic Plan: Goal 5, Accountable, Efficient, Visionary Government. The reason for the request is to ensure the county complies with North Carolina General Statutes which ensure we are accountable to our citizens.

Resource Persons: Teresa Hairston, Interim Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board approve the property tax release and refund reports for September 2023 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments:

[Releases and Refunds Backup Detail-September 2023-Oct 09, 2023](#)

[Backup-Bill Release Report September 2023-Oct 09, 2023](#)

[Backup-Pending Refund Report September 2023-Oct 09, 2023](#)

[NCVTS August Refunds](#)

7. Public Hearings (30 min)

23-0754**Public Hearing - An Ordinance to Amend the Durham Unified Development Ordinance Provisions Related to the Comprehensive Plan (30min)****Agenda Text:**

The Board is requested to conduct a public hearing to receive comments and consider the following motion(s):

Motion 1, To adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Common Review Procedures (Section 3.2), Comprehensive Plan Adoption/Amendment (Section 3.4), Zoning Districts (Article 4) and Purpose, Applicability and Use Regulations for Design Districts (Section 16.1) effective upon adoption; and

Motion 2, To adopt the appropriate consistency statement as required per NCGS § 160D-605.

Attachments:

Attachment A Draft TC2300002 Text Amendment

Attachment B Consistency Statements

Attachment C Planning Commission Written Comments

Alignment with Strategic Plan: The text amendment emphasizes Goal 5 (Accountable, Efficient, and Visionary Government) by maintaining a transparent government and welcoming public input and aligning the Unified Development Ordinance with the Comprehensive Plan.

Resource Persons: Scott Whiteman, AICP, Planning Manager, and Sara M. Young, AICP, Planning Director.

County Manager's Recommendation: The County Manager recommends that the Board conduct a public hearing and, if appropriate, approve the text amendment to the Unified Development Ordinance.

Attachments:

[TC2300002 Comp Plan Related Changes Memo PC](#)

[Attachment A TC2300002 Ordinance with Track Changes](#)

[Attachment B - Consistency Statement](#)

[Attachment C - Planning Commission Written Comments](#)

8. Items Pulled from the Consent Agenda (20 min)**9. Closed Session****23-0772****Closed Session****Agenda Text:**

The Board is requested to adjourn into Closed Session for the following:

1. To consider the qualifications, competence, performance, character, fitness,

conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee; pursuant to G. S. 143-318.11(a)(6)

2. 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, in the matter of Robin Barefoot, et al vs. Durham County, 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: Monica Wallace, Clerk to the Board; Al Andrews, County Attorney and Curtis Massey, Senior Assistant County Attorney.

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

10. Adjournment