



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, March 25, 2024

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.

"Land Acknowledgment"

As we convene for the Durham County Commissioners meeting, it's crucial to recognize the painful truth of history. We stand on the stolen ancestral lands of the Catawba, Eno, Occaneechi, Shakori, and Tuscarora peoples, whose deep connection to this land predates our arrival. We acknowledge with humility the unjust displacement and violence that occurred, leading to the dispossession of indigenous peoples from their homelands. Their resilience in the face of such adversity is a testament to their strength and spirit.

May we humbly honor the ancestors and elders of these nations, both past and present, by committing ourselves to fostering understanding, healing, and justice for all who inhabit this land. Let us walk forward together with open hearts, acknowledging the past and embracing a future guided by compassion, respect, and unity.

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)

[24-0170](#) Announcements (5min)

Agenda Text:

1. **Advance Public Comments on the Fiscal Year 2024-25 Budget** - As county staff begins preparation of the FY 2024-25 budget, public input is being solicited on issues which may need to be addressed during the budget process. The County Manager's Recommended FY 2024-25 Budget will be presented to the Board of Commissioners on Monday, May 13, 2024, with individual budget work sessions with the BOCC to be scheduled for the period of May 14th until June 3rd.

Tuesday, May 14th Budget Work Session (1pm-5pm)

Thursday, May 23rd Budget Work Session (9am-4:30pm)

Thursday, May 30th Budget Work Session (9am-4:30pm)

Monday, June 3rd Work Session/Budget Work Session (WS: 9am-1:30 pm, BWS: 1:30pm-5pm)

There will also be a Public Hearing at the Commissioners' Regular Meeting on May 28th at 7:00 pm. Final adoption of the FY 2024-25 Budget Ordinance is scheduled for Monday, June 10, 2024.

Additional comments can also be e-mailed to commissioners@dconc.gov or residents are encouraged to use the Durham County's online FY 2024-25 Resident Portal to have their voice heard if they are unable to come in person.

[FY 2024-25 Resident Budget Survey](https://dconc2.jotform.com/240335313520038)

[<https://dconc2.jotform.com/240335313520038>](https://dconc2.jotform.com/240335313520038)

2. **Durham County Cooperative Extension** - Durham County Cooperative Extension is hosting a **Members Only Plant Sale** on Friday, April 5, from 4:00 pm to 6:00 pm at the Sarah P. Duke Gardens, followed by the **Master Gardener Plant Festival** on Saturday, April 6, from 10:00 am to 1:00 pm at the Durham County Cooperative Extension. There will also be **Seed Starting Workshop/Garden Clean-Up** at the Burch Avenue Community on Sunday, April 7, from 2:00 pm to 4:00 pm, providing hands-on experience in starting a garden and maintaining it. For additional information please visit <https://durham.ces.ncsu.edu/>
3. **Registration for Durham 4-H Summer Camps** - Now open! June-August half-day, full day & overnight camps! Themes such as woodworking, sewing, cooking & more! Must be enrolled in 4-H online BEFORE enrolling! Scholarships available. Info: <https://durham.ces.ncsu.edu/4hsummercamp/>
4. **Get Vaccinated at DCo Public Health** - Be safe and keep your family safe by getting your updated COVID-19 vaccine and flu shot, and pick up free COVID-19 tests, at the Durham County Department of Public Health (414

E. Main Street). COVID vaccines are available by appointment only, while flu shots can be appointment or walk-in. Schedule COVID vaccine at 919-560-7658. Schedule flu shots at 919-560-7608. More information at: <http://www.dcopublichealth.org/>.

5. **Calling all Artists!** - Durham County seeks artists to participate in DCo on the Go Design Contest! Durham County has ordered a new vehicle that will serve residents as a “mobile Durham County Office.” 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 April 12, 2024. Visit www.dconc.gov/DCoOnTheGo <http://www.dconc.gov/DCoOnTheGo> for contest details!
6. **Durham County Library** - The Durham County Library invites residents to explore its diverse programs and services. During the first week of April, the Durham County Library offers a variety of engaging events tailored to different age groups, fostering community engagement and personal development. Please visit <https://durhamcountylibrary.org/> to learn about all available programs being offered for during the month of April.
7. **Durham County Memorial Stadium** - This month is packed with a variety of exciting events suitable for fans of all ages, offering a fantastic opportunity for the community to come together and enjoy the spirit of competition and entertainment. The lineup kicks off on April 4th with the Trinity School Track Meet, followed by the Raleigh Radiance Home Opener against DC Shadow on April 6th. For more information and to view the April schedule, visit Durham County Memorial Stadium Events Calendar.
8. **Most Durham County Offices Closed for the Good Friday Holiday** - Durham County Government will observe the Good Friday holiday by closing most of its offices on Friday, March 29, 2024, with a scheduled reopening on Monday, April 1, 2024. The Durham County General Services Department will close all three of its solid waste and recycling convenience sites on the holiday. Residents holding a current 2023-2024 solid waste decal will be able to continue disposal services, including garbage, recycling, yard waste, and bulky items at the County’s Northern and Redwood convenience sites starting from 7 a.m. on Saturday, March 30, 2024. The Durham County Library, Public Health Department, Department of Social Services, and the Sheriff’s Administration and Records Division will also close during this period. Emergency services and roadside recycling collection will operate as per their regular schedules to ensure no interruption to critical services.

Residents are encouraged to plan accordingly for these closures and to utilize the available services before and immediately after the holiday weekend.

4. Minutes (5 min)

[24-0169](#) Minutes (5min)

Attachments: [February 26, 2024 - Regular Session](#)
[March 4, 2024 - Work Session](#)
[March 11, 2024 Regular Session](#)

5. Ceremonial Items (30 min)

[24-0156](#) Proclamation - Catherine Ferrell Beautification and Garden Week 2024 (10min)

Agenda Text: The Board is requested to proclaim March 24 - March 31, 2024, as Catherine Ferrell Gardening Week in Durham County, NC.

To honor 111-year-old Catherine Ferrell, North Carolina's and Durham's oldest resident and ornamental gardener, who as a member of the Better Homes and Garden Club and the North Carolina Federation of Garden Clubs is an advocate of residential and community beautifications and perpetuating practical gardening skills to various demographics across the Durham residential landscape.

This proclamation will be presented to Mrs. Catherine Ferrell or a family member on March 30, 2024, at a symposium entitled: The African American Legacy in Gardening and Horticulture at the Hayti Heritage Center.

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

Resource Persons: Carter Cue, County Resident

County Manager's Recommendation: The County Manager recommends that the Board proclaims March 25 - March 31, 2024, as Catherine Ferrell Beautification and Garden Week 2024 in Durham County, NC.

Attachments: [Proclamation - Catherine Ferrell Beautification and Garden Week - Mar24](#)

[24-0158](#) Proclamation - North Carolina Federation of Garden Clubs (10min)

Agenda Text: The Board is requested to proclaim March 30, 2024, as North Carolina Federation of Gardens Club Day in Durham County, NC

To honor the N.C. Federation of Garden Clubs (NCFG), organized in 1935 on the campus of NC A&T State University, which has been at the forefront of empowering African American gardeners and member garden clubs to beautify their local communities and promote the love of gardening and ornamental horticulture. Durham has had many local clubs affiliated with the NCFG.

This proclamation will be presented to the Federation on March 30, 2024, at a symposium entitled: The African American Legacy in Gardening and Horticulture at the Hayti Heritage Center.

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

Resource Persons: Carter Cue, County Resident

County Manager's Recommendation: The County Manager recommends that the Board proclaim March 30, 2024, as North Carolina Federation of Gardens Club Day in Durham County, NC

Attachments: [Proclamation - North Carolina Federation of Garden Clubs Day - Mar24](#)

24-0161

Proclamation - National County Government Month (10min)

Agenda Text: The Board is requested to proclaim April 2024 as National County Government Month. Durham County will celebrate NCGM to showcase how counties support healthy, safe, and vibrant communities.

The theme for this year's celebration of NCGM is "ForwardTogether."

Alignment with Strategic Plan: This proclamation aligns with Community & Family Prosperity and Enrichment, Health & Well-being for All, and Accountable, and Efficient, and Visionary Government

Resource Persons: Deborah Craig, Ray, Chief Communications Officer

County Manager's Recommendation: The County Manager recommends that the Board proclaim April 2024 as National County Government Month.

Attachments: [Proclamation -National County Government Month 2024 FINAL](#)
[Proclamation -National County Government Month 2024 For BOCC Meeting 3.2](#)

6. Consent Agenda (15 min)

24-0108

Authorize Board Chair to sign Letters of Support for Applications for Environmental Enhancement Grant Funds for County Stormwater Projects

Agenda Text: The Board is requested to authorize the Chair to sign letters of support as part of two applications for grant funding under the North Carolina Attorney General's Office's Environmental Enhancement Grant Program (EEG). The North Carolina Attorney General's Office awards grants annually to projects that will help improve and protect North Carolina's natural resources. Since the EEG Program began, the Attorney General has awarded more than \$40 million to nearly 200 projects. These projects have resulted in the closure of 240 abandoned hog waste lagoons and the restoration or permanent conservation of more than 31,000 acres of land, wetland restoration, stormwater remediation, stream stabilization, as well as several environmental education and research initiatives.

Durham County's Stormwater and Erosion Control Division (S&E) has received two (2) of these grants in the past three years, including \$40,000 for a stormwater education program in partnership with North Carolina Central University in 2021 and \$225,000 for the Neal Middle School Bioretention Project in 2022. The S&E Division has identified two (2) new projects for which it is applying for EEG funding and is requesting letters of support from the Board of Commissioners.

First, as part of the Whispering Pines Mobile Home Park Stream Restoration project, the County is planning to incorporate a bioretention area and educational materials to provide water quality benefits and empower residents with knowledge about stormwater management practices, fostering a sense of environmental responsibility and active participation in the community's well-being. This is a piece of the larger overall project which seeks to restore approximately 1,200 linear feet of stream flowing through the park reducing nutrients in the watershed and protecting properties from flooding. A Local Assistance Stormwater Infrastructure Investment grant, received by the County in 2023, is funding the planning and design portion of this project.

Second, the S&E Division is seeking funds to integrate drone technology into our stormwater management and erosion control initiatives to enhance our capabilities and contribute to the overall efficiency and effectiveness of our programs. The proposed project will accomplish this by giving the department the ability to efficiently survey large and previously inaccessible areas, provide real-time data on stormwater infrastructure and erosion control measures, identify potential issues, and facilitate swift response to mitigate stormwater-related problems. The integration of drones in a stormwater program represents the County's commitment to environmental stewardship and innovation by leveraging cutting-edge technology to enhance efficiency, safety, and decision-making in the management of stormwater infrastructure.

Alignment with Strategic Plan: This agenda item supports Goal 4: Environmental Stewardship and Community Prosperity, specifically improving water quality.

Resource Persons: Ryan D. Eaves, PE, Stormwater and Erosion Control Division Manager; Jay Gibson, PE, Director of Engineering and Environmental Services; Taylor Blausen, Grant Administrator for Engineering and Environmental Services

County Manager's Recommendation: The County Manager recommends that the Board authorize the Chair to sign these letters of support for application to the Environmental Enhancements Grant Program.

Attachments:

[Letter of Support - Drone](#)

[Letter of Support - Whispering Pines](#)

24-0115

Approve Amendment to increase funding in the amount of \$150,000

to Interlocal Agreement with Central Pines Regional Council for Low to Moderate Income Solarize Program**Agenda Text:**

The Board is requested to approve the amendment to the Interlocal Agreement with Central Pines Regional Council for the Low to Moderate Income Solarize Program.

The Board of Commissioners approved an interlocal agreement (ILA) with Central Pines Regional Council (CPRC) for \$55,000 on April 10, 2023 to cover the cost of solar installation systems on homes for low-income residents with FY23 funds. This amendment increases the funding by \$150,000 as approved in the FY2024 budget. No new funding is needed. Staff is working with Durham Community Land Trustees, the Durham Housing Authority, and other organizations that provide weatherization and home repair services for low-income households to identify homes for the program, including rental properties designated for permanent low-income housing. The first set of installations is expected to be completed by April 2024.

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

This interlocal agreement provides for CPRC to administer the funds and provide quality assurance for the installations. The City of Durham has also designated funds for this program and County staff are working with them to coordinate the program throughout Durham.

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

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

County Manager's Recommendation: The County Manager recommends that the Board approve the amendment to the Interlocal Agreement with Central Pines Regional Council for the Low to Moderate Income Solarize Program.

Attachments:

[LMI Solarize - Contract Amendment FY2024 final](#)

24-0116

Approval of a Contract amendment with HDR Engineering Inc of the Carolinas to provide design, bidding, and contract administration for the installation of a whole site generator at the new Northern Convenience Center in the amount of \$30,470 for a not-to-exceed total contract amount of \$660,832.

Agenda Text:

The Board is requested to authorize the County Manager to amend the contract with HDR Engineering Inc. of the Carolinas in the amount of \$30,470 to provide design, bidding, and contract administration for the installation of a whole site generator at the

Northern Durham Convenience Center located at 11894 North Roxboro Road. Upon execution of this agreement, the new contract with HDR Engineering Inc. of the Carolinas will be a not-to-exceed amount of \$660,832.00. The contract amendment will use existing project funds available in Capital Improvement Project #4190 DCO79.

HDR Engineering Inc. of the Carolinas was selected to provide design services for this project through RFQ No. 19-007, Architectural Services for Upgrades to Northern Durham County Solid Waste Convenience Sites, advertised on August 11, 2018. HDR assisted the County with the development of the Northern Convenience Center, from master planning and permitting all the way through construction administration. The new convenience center opened in August 2022.

The facility included accommodations for a portable backup generator to provide enough power to maintain operations of key functions of the administrative building, but not to operate the site for waste disposal. A whole site generator would allow the facility to maintain full site operations for citizens during periods of power loss in this area of the County.

Alignment with Strategic Plan: The new facility aligns with Goal 5 by providing continuity of services during a power outage.

Resource Persons: Motiryo Keambiroiro, Director of General Services; Chrissie Koroivui, Solid Waste Program Manager; Darius Allen, Waste Reduction Supervisor.

County Manager's Recommendation: The County Manager recommends that the Board approve the amendment with HDR Engineering Inc of the Carolinas to provide design, bidding, and contract administration for the installation of a whole site generator at the new Northern Durham Convenience Center in the amount of \$30,470 for a not-to-exceed total contract amount of \$660,832.

Attachments:

[Supplemental Form HDR](#)

[Attachment A - Northern CC Bidding and Contract Administration Assistance An](#)

[Contract Amendment HDR_FY2024.docx](#)

24-0121

Approval of a Contract Amendment with U. S. Smoke & Fire Corporation to Repair Two Smoke Curtains at Durham County Main Library in the amount of \$31,520.00 for a total contract amount of \$42,300.

Agenda Text:

The Board is requested to authorize the County Manager to amend the contract with U. S. Smoke & Fire Corporation in the amount of \$31,520.00 to repair two smoke curtains which are located at the central atrium staircase and are part of the life safety system for the Durham County Main Library. Upon execution of this agreement, the contract with U. S. Smoke & Fire Corporation will be a total of \$42,300.00. Funds will be expended from Buildings operational funds.

Alignment with Strategic Plan: Repairing the two smoke curtains which are part of Durham Counties Main Library life safety system aligns with Goal 3 (Safe and Secure Community) of the Strategic Plan.

Resource Persons: Motiryo Keambiroiro, Director General Services; Shawn Swiatocha, Assistant Director General Services; Ken Ketterer, Project Facilitator.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve the amendment to repair two smoke curtains by U. S. Smoke & Fire Corporation at Durham County Main Library in the amount of \$31,520.00

Attachments:

[AAF Supplemental Document - Contract Approval - US Smoke and Fire](#)

[US Smoke & Fire - Repair Order Durham Library](#)

[Custom Door and Gate Main Library Smoke Curtains non certification](#)

[Overhead Door Main Library Smoke Curtains non certification](#)

[FR 23-188US SMOKE & FIRE CORP](#)

[US Smoke and Fire Contract Amendment FY 23-24](#)

[Scope Of Work For Smoke Curtain Repair Main Library](#)

24-0128

Budget Ordinance Amendment No. 24BCC00086 Community Intervention & Support Services to Recognize \$50,000 from the City of Durham Interlocal Agreement to Support Coordinated Programmatic and Systems-Level Strategies in Community Intervention

Agenda Text:

The Board is requested to approve Budget Ordinance No. 24BCC00086 Community Intervention & Support Services to Recognize \$50,000 from the City of Durham Interlocal Agreement (ILA) to Support Coordinated Programmatic and Systems-Level Strategies in Community Intervention. The County and City desire to support the critical services of the Community Intervention & Support Services Department. These services include, but are not limited to, programs that support people at the highest risk of being victims or perpetrators of violence and that provide direct support to professionals who have credibility in the Durham Community, who can reach out to those at the center of gun violence, build relationships, and work to prevent violence in the Durham Community.

Alignment with Strategic Plan: This Interlocal Agreement aligns with Strategic Goal 2: Health & Well-Being

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

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00086 Community Intervention & Support Services to Recognize \$50,000 from the City of Durham

Interlocal Agreement to Support Coordinated Programmatic and Systems-Level Strategies in Community Intervention

Attachments:

[ILA - Community Intervention & Support Services Signed](#)

[AAF 086 Legal Form CISS recognize \\$50,000 from the City of Durham Interloc](#)

24-0130

Approve Thirumala Restaurant Lease Amendment #4 to Extend Rent Commencement Date to September 1, 2024

Agenda Text:

The Board is requested to approve Amendment #4 to the lease between Durham County and Thirumala Hospitality Durham, LLC extending the Rent Commencement to the earlier of 60 days after Tenant's opening for business, or September 1, 2024.

Thirumala Hospitality Durham, LLC entered into a lease agreement for the restaurant suite #140 in the County's Administrative Building II on September 30, 2021. They have diligently pursued the design and bidding of the work required to complete the upfit of the space in accordance with the terms of their lease.

The owners have recently made the difficult decision to terminate the General Contractor that had been performing the upfit of the space. A new General Contractor is now on board and working to get the project back on track.

Schedule delays and difficulties with initial installation of the HVAC and other elements of the upfit have caused the delivery of the restaurant to fall well behind the schedule originally established in the Lease Agreement. This is now the 4th Amendment to the Lease, and we expect the last. The Tenant has worked diligently to successfully solicit bids from qualified contractors, complete the work, and secure the necessary permits. As this is a first-generation use of the space, unexpected issues have arisen that could not have been known by either party in advance.

It is worth reiterating that Tenant's principal is an experienced restaurant operator that has opened a several restaurant concepts throughout the Triangle and elsewhere. The Tenant has expressed their commitment to completing this project and opening this new restaurant in Admin II as soon as they are able.

The tenant is seeking an extension of the Rent Commencement Date to the earlier of 60 days after Tenant's opening for business, or September 1, 2024.

Alignment with Strategic Plan: The attached Lease Agreement supports Goal 1 "Community Empowerment and Enrichment," and Goal 5 "Accountable, Efficient and Visionary Government"

Resource Persons: Nancy Mitchell, Senior Real Estate Officer; Peri Manns, Deputy Director of Engineering & Environmental Services, Jay Gibson, P.E., Director of Engineering and Environmental Services.

County Manager's Recommendation: The County Manager recommends that

the Board approve Amendment #4 to the lease between Durham County and Thirumala Hospitality Durham, LLC extending the Rent Commencement to the earlier of 60 days after Tenant's opening for business, or September 1, 2024.

Attachments: [THIRUMALA Lease Amendment #4 030124](#)

24-0131

Approve Lease Agreement Between Superior Insurance and Durham County for the Shoppes at Hope Valley, Suite 118 for One Year in the amount of \$26,256.00, with Two One-Year Options to Renew

Agenda Text:

The Board is requested to approve a lease agreement with Superior Insurance to operate in the Shoppes at Hope Valley located at 3825 South Roxboro Street, Suite 118, and authorize the County Manager to execute the lease agreement in accordance with the terms and conditions as set forth in the Lease Agreement attached to this agenda item. The proposed lease term is from April 1, 2024, to March 31, 2025. This Lease will continue and maintain the terms of the original lease as previously facilitated by the County's predecessor-in-interest in the Shoppes at Hope Valley.

Superior Insurance has occupied the lease space at the Shoppes of Hope Valley since 2011 and has been a tenant in good standing since that time. The lease agreement under which they have maintained their tenancy has expired and a new lease is required to continue their tenancy.

This Lease Agreement will maintain the positive community, economic, and property value interests of County citizens, Shoppes at Hope Valley co-Tenants, and County departments who are neighbors to the Tenant on the premises at the Shoppes at Hope Valley.

Alignment with Strategic Plan: The attached Lease Agreement supports Goal 1 "Community Empowerment and Enrichment," and Goal 5 "Accountable, Efficient and Visionary Government."

Resource Persons: Nancy Mitchell, Senior Real Estate Officer; Peri Manns, Deputy Director Engineering and Environmental Services; Jay Gibson, P.E., Director of Engineering & Environmental Services.

County Manager's Recommendation: The County Manager recommends that the Board approve and authorize execution of a Lease Agreement with Superior Insurance to operate in the Shoppes at Hope Valley located at 3825 South Roxboro Street, Suite 118, in accordance with the terms and conditions as set forth in the Lease Agreement attached to this agenda item.

Attachments: [2024 March Superior Insurance Lease - Hope Valley](#)

24-0133

Approval of Capital Project Amendment No.24CPA00018

Appropriating \$12,421,277 of 2022 General Obligation Bonds (GO Bonds) to Two Elementary School Capital Projects: \$8,921,277 to the Glenn Elementary School Capital Project (SH293) and \$3.5M to the Murray-Massenburg Elementary School Capital Project (SH292) to Support the Design, Construction and Completion of these Projects.

Agenda Text:

The Board is requested to approve Capital Project Amendment No.24CPA00018 appropriating \$12,421,277 of 2022 General Obligation Bonds (GO Bonds) to two elementary school capital projects: \$8,921,277 to the Glenn Elementary School Capital Project (SH293) and \$3.5M to the Murray-Massenburg Elementary School Capital Project (SH292) to support the design, construction and completion of these projects.

The \$423 million 2022 General Obligation Bond addresses the capital renewal and improvement needs throughout the district and the long-range Capital Improvement Plan.

DPS Administration recommends approval of transfers of 2022 GO Bond funds in the amount of \$12,421,277.00 to be disbursed to support projects in priority order as indicated in the attached Durham County Capital Project Ordinance and authorize staff to submit to the Board of County Commissioners for approval of the transfers.

Projects are supported based on current priority order. Additional funds will be transferred into the 2022 Bond projects to address current phases(design) and scopes of the project(construction), that are delineated in the Durham County Capital Project Ordinance budget adjustment.

The table below indicates funds reconciled by DPS and the County that are available for transfer:

Project	Current Budget	Increase/ Decrease	Revised Budget	Project Status
2022 GOBs Glenn Elementary School (59105400SH293)			\$59,475,183.00	\$8,921,277.00
	\$68,396,460.00	Amending		
2022 GOBs Murray-Massenburg Elementary School (Elem F) (59105400SH292)				\$87,125,025.27
	\$3,500,000.00	\$90,625,025.27 Amending		
TOTAL	\$146,600,208.27	\$12,421,277.00	\$159,021,485.27	

Alignment with Strategic Plan: This capital project amendment aligns with Goal 1-Community and Family Prosperity and Enrichment, though providing access to educational, vocational, economic and cultural opportunities and by providing support for educational opportunities that ensure high academic achievement.

Resource Persons: Fredrick A. Davis, II, Durham Public Schools Senior Executive Director of Building Services; S. Keith Lane, Durham County Director of Budget and Management Services

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.24CPA00018 appropriating \$12,421,277 of 2022 General Obligation Bonds (GO Bonds) to two elementary school capital projects: \$8,921,277 to the Glenn Elementary School Capital Project (SH293) and \$3.5M to the Murray-Massenburg Elementary School Capital Project (SH292) to support the design, construction and completion of these projects.

Attachments: [CPA-18 AAF LEGAL FORM 2022 GO Bond Funds for DPS Capital Projects \(\\$1](#)

24-0162

Approval of American Rescue Plan Act (ARPA) Nonprofit Grant Program Phase 2 - Small Business Support Grant to Forward Cities, Inc. for \$1.5 million

Agenda Text:

The Board is requested to approve an ARPA Nonprofit Grant Phase 2 - Small Business Support Grant to Forward Cities, Inc. for \$1,500,000 in contracted services.

As part of the Board's strategic plan for administering the County's ARPA funding, the Board previously authorized the use of \$1,500,000 for the purposes of providing a grant to an organization to develop and implement a comprehensive ecosystem for entrepreneurial support and to provide targeted supports for small businesses that have been negatively impacted by the pandemic.

As the SBA Navigator program and pilot funding ended in November 2023, the Durham County ARPA Grant Award is an opportunity to leverage the SBA's investment in Durham County and build on E3 Durham's momentum. Forward Cities intends to leverage their E3 Durham experience and this funding opportunity to scale the program by transitioning to a community-informed model that will maintain the navigation function at no-cost to entrepreneurs and add:

1. a data-informed and community-designed Ecosystem Strategic Plan;
2. a 'learn to earn' program that incentivizes clients to accumulate entrepreneurial education and network connection 'credits' that they can use to procure subsidized professional services from local Business-to-Business (B2B) service providers;
3. cohort accelerators that address gaps identified by entrepreneur intake forms, which function as a needs assessment;
4. an intentional focus on expanding supports for capital access, certifications and procurement, and;
5. a vibrant physical hub of activity based in a culturally rooted downtown coworking community.

Recognizing the tremendous value of the many dedicated area business support organizations and service providers who work tirelessly to equip Durham County business owners, this program earmarks nearly 50% programmatic funding pass-through. Funds will pass through to 1) enrolled entrepreneurs to reduce the cost of doing business and 2) service providers to engage their expertise and increase their ability to effectively and sustainably serve the community.

The E3 Durham Venture Studio (final name TBD) will operate over an initial 24-month period with integrated sustainability and capacity building efforts at the ecosystem and entrepreneur levels - to ensure impact for years to come. A detailed scope of work and contract are listed in the attachments.

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: Andy Miracle, Economic Development Director, and John Keefer, Grants Administrator

County Manager's Recommendation: The County Manager recommends that the Board approve the ARPA Nonprofit Grant Phase 2 - Small Business Support Grant to Forward Cities, Inc. for \$1.5 million in contracted services.

Attachments: [Forward Cities ARPA Federal Grant Agreement](#)
[Forward Cities ARPA Federal Grant Agreement Scope of Work](#)

24-0165

Approval of Property Tax Releases and Refunds for February 2024

Agenda Text:

The Board is requested to approve the Releases & Refunds for the month of February 2024, which includes adjustments to the current year's 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 February 2024.

This month's report includes releases and refunds for tax year 2023 totaling \$ 245,777.68. Prior tax years' (2019-2022) releases and refunds are in the amount of \$15,286.63. February 2024 releases and refunds total \$ 261,064.31.

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: Keyar J. Doyle, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board approve the property tax release and refund reports for February 2024 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

Attachments: [Releases and Refunds Backup Detail-February 2024-March 25, 2024\(amended\)](#)
[Backup-Bill Release Report February 2024-March 25, 2024](#)
[Backup-Pending Refund Report February 2024-March 25, 2024\(amended\)](#)
[NCVTS January Refunds](#)

24-0171

Approval to Advertise 2023 Tax Liens on Real Property

Agenda Text:

The Board is requested to authorize the Tax Administrator to provide public notice and advertise the 2023 delinquent real property tax liens. North Carolina General Statute 105-369 requires the Tax Collector to report to the governing board the total

amount of unpaid taxes for the current year that are liens on real property. Tax liens may be advertised any time between March 1 and June 30.

A notice alerting property owners of the pending advertisement must be mailed at least 30 days in advance of the date of advertisement. This mailed notice stated the last day to pay 2023 taxes to avoid being advertised is March 6, 2024. Between the mailed notice and the advertisement, property owners are advised that collection efforts may be underway. North Carolina General Statute 105-369 mandates the notice to the property owner and the advertisement. The Tax Collector is required to determine the cost of the advertisement and to set a fee to cover the actual costs (§105-369.(d)). The cost for advertising will be \$7.50 per parcel to cover the costs of advertising all tax liens in the Herald Sun.

Alignment with Strategic Plan: This action aligns with Goal 5, Accountable, Efficient, Visionary Government by ensuring the County complies with statutory requirements of North Carolina.

Resource Persons: Keyar J. Doyle, Tax Administrator

County Manager's Recommendation: The County Manager recommends that the Board accept the report and authorize the Tax Administrator to advertise said tax liens in accordance with North Carolina General Statute 105-369 during the month of March.

Attachments: [Advertising of Tax Liens- 2023-March 25, 2024](#)
 [2023 Delinquent Bills Report](#)
 [Order to Advertise Tax Liens 2023](#)

24-0174 **Approval of Budget Ordinance Amendment No. 24BCC00089 Appropriating \$259,824 of General Fund Fund Balance for a Contract with SHI International Corp. for Licenses, Services and the Enterprise Agreement with Microsoft for the Durham County Sheriff's Office**

Agenda Text: The Board is requested to approve Budget Ordinance Amendment No. 24BCC00089 appropriating \$259,824 of General Fund fund balance for a contract with SHI International Corp. for licenses, services, and the enterprise agreement with Microsoft for the Durham County Sheriff's Office.

Volume licenses for email and services will be purchased through SHI for the Sheriff's Office, per the State Convenience Contract 208C. The Microsoft Enterprise Agreement supports the DCSO's users across the suite of the Microsoft Applications and includes several cybersecurity capabilities to help protect the DCSO from Malware attacks, including failover capabilities as of result of it being Cloud-based. Software assurance is included in the Enterprise Agreement and provides a comprehensive range of benefits to help the DCSO plan, deploy, and use the latest Microsoft technologies and services. The Microsoft Enterprise Agreement keeps the DCSO in line with the shift to cloud services and best practices across private and

government sectors including the City of Durham, Mecklenburg County, Wake County, Guilford County, and many other counties and municipalities throughout North Carolina.

Funding for this contract was not budgeted in the FY 2023-24 budget process. Several strategies were pursued to reallocate existing funds, but were unsuccessful. The Board recently approved and authorized the County Manager to execute the contract with SHI International Corp (#24-0034).

Alignment with Strategic Plan: Goal 3: Safe Community

Resource Persons: Keisha Gaither, Finance Manager, Durham County Sheriff's Office; Vincent Ritter, IT Director, Durham County Sheriff's Office; Clarence Birkhead, Durham County Sheriff.

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00089 appropriating \$259,824 of General Fund fund balance for a contract with SHI International Corp. for licenses, services, and the enterprise agreement with Microsoft for the Durham County Sheriff's Office.

Attachments:

[SHI Contract Amendment FY2024](#)

[State of NC Contract #208C](#)

[SHI Quote](#)

[AAF-089 LEGAL FORM Appropriating \\$259,824 of GF fund balance for DCSO !](#)

24-0185

Approval of a Budget Ordinance Amendment No. 24BCC00090 Appropriating \$172,479.18 of General Fund Fund Balance to Durham County Board of Elections for the Statewide Second Primary Election

Agenda Text:

The Board is requested to approve Budget Ordinance Amendment No. 24BCC00090 Appropriating \$172,479.18 of General Fund Fund Balance to Durham County Board of Elections for the execution of the 2024 Statewide Second Primary Election. Following the conclusion of the 2024 Statewide Primary and Election, the North Carolina State Board of Elections informed all counties that a second primary request had been received from candidates in the Republican primaries for the races of NC Auditor and NC Lieutenant Governor. Pursuant to this formal request and consistent with NCGS 163-111, all county election boards are required to execute the Statewide Second Primary on May 14, 2024. As a result of this, the Board of Elections will need supplemental funding for following:

- Precinct Official Compensation - (April 25th - May 11th) - \$88,863.00
- Printing of Training Materials - \$3,295.46
- Purchasing of Ballots - \$5,700.00
- Activation of Precinct Cell Phones - \$5,977.72
- Election Advertising - \$5,000.00

- DPS Custodial Fees - \$5,150.00
- Election Coding - \$5,000.00
- Laptop Rentals and Encryption - \$14,903.00
- Rental of Polling Places - \$3,690.00
- Emergency Poll Books - \$4,900.00
- Delivery of Election Supplies and Equipment - \$30,000.00

These are projected expenses that will be incurred to ensure execution of an election for approximately 97,473 eligible residents. A spreadsheet reflecting these expenses along with an informational guide on the 2024 Statewide Second Primary Election has been included with this submission.

Alignment with Strategic Plan: This request aligns with Goal 5 of the County's Strategic Plan.

Resource Persons: Derek Bowens, Elections Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 24BCC00090 Appropriating \$172,479.18 of General Fund Fund Balance to Durham County Board of Elections for the execution of the 2024 Statewide Second Primary Election

Attachments:

[2024_05_14_Supplemental_Budget_Request.xlsx](#)

[2024_05_14_Second_Primary_Overview.pdf](#)

[AAF-090 legal form Appropriating \\$172,479.18 to provide funding to the Board c](#)

7. Other Business (45 min)

24-0160 Presentation of the Fiscal Year (FY) 2023 Annual Financial Audit and Annual Comprehensive Financial Report (ACFR) and the FY 2023 Annual Single Audit and Compliance Report (45 min)

Agenda Text:

The Board is requested to receive a review of the FY 2023 annual financial audit and ACFR and the FY 2023 single audit and Compliance Report. The review will be presented by Scott Anderson, Managing Partner for Cherry Bekaert LLP, Durham County's external auditors for the annual financial audit and single audit.

A copy of the FY 2023 ACFR and the FY 2023 Compliance Report has been provided to the Commissioners for review prior to this presentation.

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

Resource Persons: Tiffany Murray, Chief Financial Officer; Crystally Wright, Deputy Chief Financial Officer

County Manager's Recommendation: The County Manager recommends that the Board receive the review of the FY 2023 annual financial audit and the ACFR and the FY 2023 annual single audit and Compliance Report.

Attachments: [Durham County Annual Comprehensive Financial Report, June 30, 2023](#)
[2023 Compliance Report - Durham County](#)
[Durham County ACFR 2023 - PowerPoint Presentation](#)
[Supplemental Form - Annual Comprehensive Financial Report - 2023](#)

8. Board and Commission Appointments (10 min)

24-0135 **Board and Commission Appointments (10min)**

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

- Durham County Women's Commission

The Board of Commissioners recognizes the need to have a representative sample of the citizens of Durham County serve on boards, commissions, committees, and authorities. No citizen may serve more than four consecutive terms for 2-year term boards; three consecutive terms for 3-year term boards; two consecutive terms for 4-year term boards; and one consecutive term for 5 and 6-year term boards in any one position, unless otherwise stated by statute; or there are no other applicants who meet the eligibility requirements. The Equalization and Review Board shall be exempt from these term limits.

Alignment with Strategic Plan: This item aligns with Goal 5 Accountable, Efficient and Visionary Government. When citizens are engaged and partners on our Boards and Commissions, the vision of our Strategic Plan is achieved - a thriving, vibrant diverse community with abundant opportunity for all residents to live, work, learn, play and grow.

Resource Persons: Monica Wallace, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the aforementioned Boards and Commissions.

Attachments: [Legistar Attmt 3.25.2024](#)

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

10. Closed Session

24-0164 **Closed Session**

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

- To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the

public body in negotiations; pursuant to G.S. 143-318.11(a)(4)

- To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged to G.S. 143-318.11(a)(3)

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

Resource Persons: Andy Miracle, Economic Development Director; Curtis Massey, Interim County Attorney

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

11. Adjournment