



Durham County

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

Meeting Agenda Board of County Commissioners

Monday, October 14, 2024

6:45 PM

Commissioners' Chambers

Regular Session

Closed Session (To be held at: 6:45 pm)

[24-0660](#)

Closed Session

Agenda Text:

The Board is requested to adjourn into Closed Session 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)

Alignment with Strategic Plan: This item aligns with Strategic Goal: High Performing Organization

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

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

"Public Charge"

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

"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.

7:00 pm Regular Session**1. Opening of Regular Session - Pledge of Allegiance (5 min)****2. Other Business (15 min)****24-0659 Swearing in of the New County Attorney - Larissa S. Williamson (15min)**

Agenda Text: The Board is requested to allow Superior Court Judge Josephine Davis to swear in the new Durham County Attorney Larissa S. Williamson.

Alignment with Strategic Plan: This item aligns with all Strategic Goals of Durham County Government.

Resource Persons: Board of County Commissioners

County Manager's Recommendation: The County Manager recommends that the Board allows Superior Court Judge Josephine Davis to swear in the new Durham County Attorney Larissa S. Williamson.

3. Agenda Adjustments (5 min)

4. Announcements (5 min)

24-0632 Announcements (5min)

Agenda Text:

- 1. Aging Well Durham Cybersecurity-Digital Inclusion Community Virtual Meeting** - In support of both cybersecurity and digital inclusion, Aging Well Durham is hosting a community virtual meeting on Tuesday, October 15th from 10am-11am. The purpose of the meeting is to increase awareness about ways we can protect ourselves from online threats and to support digital inclusion for aging adults in Durham. Everyone is invited to participate and there be closed captioning as well as English-Spanish Interpretation. To register in advance, please visit: -
[<<https://zoom.us/meeting/register/TJMsf-yorjIqH9OfGvA7psuNGIZC_y4UrPEj>>](https://zoom.us/meeting/register/TJMsf-yorjIqH9OfGvA7psuNGIZC_y4UrPEj)
- 2. Early Voting Begins Oct. 17** - Durham County voters, Early Voting Runs from Thursday, October 17 to Saturday, November 2 for the 2024 General Election. Avoid long lines and vote early at any of the Durham County Board of Elections' 12 Early Voting locations. Election Day is Tuesday, Nov. 5. Find out more information by visiting www.dcovotes.com
[<<http://www.dcovotes.com>>](http://www.dcovotes.com), calling 919-560-0700, or emailing [<<mailto:dcovotes@dconc.gov>>](mailto:dcovotes@dconc.gov).
- 3. Veteran Services Moves to New Location** - The Durham County Veteran Services Department has relocated to a new office, effective Monday, October 14, 2024. DCo Veteran Services is now located at 201 N. Roxboro Street - formally the home of the Board of Elections. This location will provide our Durham County veterans and their families with better accessibility and convenience, along with better parking options. Call 919-560-8387 or email veteranservices@dconc.gov
[<<mailto:veteranservices@dconc.gov>>](mailto:veteranservices@dconc.gov) for more information.
- 4. Photo ID Event at Southwest Regional** - The Durham County Board of Elections will hold a NC Voter Photo ID event at Southwest Regional Library, 3605 Shannon Road, on Saturday, October 19 from 9:30 a.m. to 1 p.m. Come out to learn about the new photo ID requirements to vote in North Carolina and receive a free Voter Identification Card! For more information on how to get a free photo identification card, visit [<<https://bit.ly/DCBOE-ID>>](https://bit.ly/DCBOE-ID).
- 5. Open Enrollment for Cohort 10 of the Bulls Academy is now OPEN!** - Would you like to enrollment fin Cohort 10 of the Bulls Academy? If so, plan

to attend the next information session scheduled on Wednesday, October 16th at 12pm via zoom. Please visit

[<<https://www.madeindurham.org/bulls-academy>>](https://www.madeindurham.org/bulls-academy) to find out more information and to access the zoom information session link.

6. **Legal Aid NC Expunction Workshop on Oct. 18 & Nov. 15** - Legal Aid NC's DEAR program works with Durham County residents to get things off their criminal records and helps them securing housing, employment, and other services. Come learn the process for removing dismissed charges from a criminal record with a representative from Legal Aid NC, including how to look up your criminal record, how to find the required forms, and how to fill out those forms. To be held at Main Library (300 N. Roxboro Street) on Friday, Oct. 18 from 10 a.m. to 1 p.m. and Friday, Nov. 15. Registration required at [<<https://durhamcountylibrary.libcal.com/event/12955754>>](https://durhamcountylibrary.libcal.com/event/12955754) for Oct. 18 or [<<https://durhamcountylibrary.libcal.com/event/12955755>>](https://durhamcountylibrary.libcal.com/event/12955755) for Nov. 15.
7. **Explore Bachelor's Degree Options in Early Childhood Education** - Join faculty representatives from NC Central University and UNC Greensboro for a free virtual info session exploring Bachelor's Degree options and career pathways in Early Childhood Education. This session will be held on Wednesday, October 23rd from 6:00pm - 7:00pm via zoom. Learn about degrees that lead to Birth-Kindergarten teaching licensure, along with non-licensure pathways and career opportunities for graduates. The session will be recorded (Register to receive recording). To register please visit https://childcareservices.zoom.us/meeting/register/tZlodu-hrT0vGtS-fbMigxLQySEsB_B08yEU#/registration [<<https://childcareservices.zoom.us/meeting/register/tZlodu-hrT0vGtS-fbMigxLQySEsB_B08yEU>>](https://childcareservices.zoom.us/meeting/register/tZlodu-hrT0vGtS-fbMigxLQySEsB_B08yEU)
8. **Upcoming Engagement Opportunities for UDO** - All residents are invited to come to one of the three engagement opportunities left and help us write new rules for how land is developed in Durham and Durham County. Each session will include a presentation on proposed new zoning districts and zoning maps, and time for discussion and input. Virtual session is Tuesday, Oct. 22 at 6 p.m. (register here). In-person sessions on Saturday, Nov. 9 at 10:30 a.m. at North Regional Library (221 Milton Road) and Tuesday, Nov. 19 at 5:30 p.m. at Main Library (300 N. Roxboro Street). Registration is optional for the in-person engagements and will help us prepare adequate materials: [<<https://www.surveymonkey.com/r/JNZCQFP>>](https://www.surveymonkey.com/r/JNZCQFP). Find out more at [<<https://engagedurham.com/211/Upcoming-Engagement>>](https://engagedurham.com/211/Upcoming-Engagement).
9. **Apply for Open Space Matching Grants Program** - The Durham County

Open Space Matching Grants Program is accepting applications for the 2024-2025 cycle until Wednesday, November 13, 2024, at 5 p.m. These competitive grants are designed to assist nonprofit organizations in Durham County, both inside and outside the city limits, in preserving publicly accessible open space lands and promoting new or improved recreational opportunities for County residents. Find more information and program guidelines at

<https://www.dconc.gov/county-departments/departments-a-e/engineering-and-environmental-services/durham-county-open-space-matching-grants-program>.

- 10. Get Flu Shots at DCoDPH** - Flu Season is here! That means it's a perfect time to get your annual flu shot from the Durham County Department of Public Health. Visit the vaccine clinic (Clinic 6) at 414 E. Main Street to take your shot by walk-in or appointment. The clinic is open Monday-Thursday from 8:30-11:30 a.m. & 1-4 p.m.; and Friday from 8:30-11:30 a.m. Insurance is accepted. Shots are available at reduced cost or no cost to those who are uninsured or underinsured. Call 919-560-7608 to schedule an appointment. More information at www.dcopublichealth.org/FluSeason.
<<<http://www.dcopublichealth.org/FluSeason>>>.

- 11. Free COVID-19 Tests** - All households in the United States are eligible to order an additional four free at-home COVID-19 tests. Visit <https://COVIDtests.gov> to place your order and have them delivered straight to your door.

5. Minutes (5 min)

[24-0640](#)

Minutes (5min)

Agenda Text:

The Board is requested to approve the September 23, 2024, Regular Session minutes.

Alignment With Strategic Plan: This item aligns with Strategic Goal: High Performing Organization

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

County Manager's Recommendation: The County Manager recommends that the Board approve the September 23, 2024, Regular Session minutes.

Attachments:

[Regular Session - September 23, 2024](#)

6. Ceremonial Items (20 min)

[24-0633](#)

Recognize Pam Jordan, Cooperative Extension Administrative

Officer for Receiving the State Distinguished Service Award from the North Carolina Cooperative Extension Administrative Professionals Association (NCCEAPA) (10min)**Agenda Text:**

The Board is requested to recognize Pam Jordan, Administrative Officer for Cooperative Extension, for receiving the 2024 Distinguished Service Award from the North Carolina Cooperative Extension Administrative Professionals Association (NCCEAPA).

At the annual conference of the NCCEAPA in Asheville on September 9, Pam Jordan received a district-level Distinguished Service Award for the North Central District, one of five Extension districts in the state. The district winners were considered for the statewide Distinguished Service Award. Pam Jordan was selected as the winner of the State Distinguished Service Award.

The NCCEAPA Distinguished Service Award recognizes exemplary leadership, service, and high ethical standards to an individual who provides inspiration to others in the North Carolina Cooperative Extension community and members of the NCCEAPA. The winner is selected based on outstanding contributions through excellent administrative management, professionalism, innovation, customer service, advancement of skills and knowledge, active involvement in the NCCEAPA, and projecting a positive image of Cooperative Extension and the county office to clientele and community partners.

Her nomination stated, “Pam Jordan is a remarkable colleague and leader among staff. She is

committed to her profession, her colleagues in our county, district, and across the state, and to our Durham Community. She has both purpose and passion for her role and has a unique understanding and value for the indispensable nature of the work she does. The entire Durham County Center supports this nomination.”

Working at Cooperative Extension since 2003, Pam Jordan has been a member of the NCCEAPA for 21 years and has served in multiple leadership positions at the district and state levels and is currently the 2nd Vice President for the state association. She has also served on county committees, including the Health and Wellness Committee and the Government Alliance on Race and Equity (GARE) Task Force. Pam is valued for her institutional knowledge and using that knowledge to inform our work today, including innovating new ways of doing the work. She uniquely understands the power of that knowledge to be shared to support our advancement and growth, while also making sure we retain and advance our connections through our history.

Alignment with Strategic Plan: This item aligns with the County’s High Performing Organization strategic focus area.

Resource Persons: Donna Rewalt, County Extension Director

County Manager's Recommendation: The County Manager recommends that the Board extend congratulations to Pam Jordan for winning the 2024 Distinguished Service Award from the North Carolina Cooperative Extension Administrative Professionals Association (NCCEAPA).

24-0643

Recognize Grace Elaine Laws, Engineering and Environmental Services for Receiving the 2024 President's Lifetime Achievement Award (10min)

Agenda Text:

The Board is requested to recognize Grace Elaine Laws, Engineering and Environmental Services, for receiving the 2024 President's Lifetime Achievement Award. Because of your work in the community, this prestigious award will be presented to you. The ceremony was held recently at North Carolina Central University and Ms. Laws, along with other notable honorees from Durham, were bestowed this honor.

Premiere Coalition Partners Association, a Maryland based company located in Silver Spring, Maryland was certified by the Points of Light Foundation in July 2021 to bestow and administer the President's Volunteer Service Award Program. The President's Volunteer Service Award is a civil award bestowed by the President of the United States. Established by executive order by George W. Bush, the award was established to honor volunteers that give hundreds of hours per year helping others.

The U.S. President's Call to Service Lifetime Achievement Award is the most prestigious, and it has been awarded to a select few of Americans to recognize over 4,000 hours of extraordinary service including notable honorees such as S. Truett Cathy, Mark Carman, and Zach Bonner.

Congratulations, Grace Elaine Laws.

Alignment with Strategic Plan: This item aligns with Strategic Goal: High Performing Organization.

Resource Persons: Tammie Hall, Assistant County Manager

County Manager's Recommendation: The County Manager recommends that the Board extend congratulations to Grace Elaine Laws, Engineering and Environmental Services. for receiving the 2024 President's Lifetime Achievement Award.

7. Consent Agenda (15 min)

24-0424

Approval of Contract with CML Security, LLC in the Amount of \$472,300 to Install Food Pass Doors Inside the Durham County Detention Facility for the Durham County Sheriff's Office

Agenda Text:

The Board is requested to approve and authorize the County Manager to enter into a

contract with CML Security, LLC for the Sheriff's Office in the Amount of \$472,300 to Install Food Pass Doors Inside the Durham County Detention Facility. The Board is also requested to authorize the County Manager to execute any amendments not to exceed \$495,915. Funding for this contract was previously approved as a capital project.

Food pass doors (FPD) will allow officers to distribute meals to detainees without having to completely open doorways. This maintains control and security and prevents threats of physical harm to officers. These doors will also provide the opportunity to apply and remove restraining devices from detainees when security threats are elevated. COVID-19 created a variety of challenges for congregate living environments, and certainly in jails and prisons across the country. Infrastructure played a key role in safety strategies developed after large COVID-19 outbreaks in the jail. These strategies identified that food pass doors would mitigate exposure risks for officers and other detainees.

CML Security, LLC was the lowest qualified bidder for this project RFP#24-022R1.

Alignment with Strategic Plan: This request aligns with the Strategic Goal 3 - Safe Community.

Resource Persons: David LaBarre, Director of Planning and Development, Durham County Sheriff's Office; Marie Spencer, Chief of Detention Services, Durham County Sheriff's Office; Clarence Birkhead, Sheriff of Durham County.

County Manager's Recommendation: The County Manager recommends that the Board the approve and authorize the County Manager to enter into a contract with CML Security, LLC for the Sheriff's Office in the amount of \$472,300 to install food pass doors inside the Durham County Detention Facility. The Board is also requested to authorize the County Manager to execute any amendments not to exceed \$495,915. Funding for this contract was previously approved as a capital project.

Attachments:

[CML Security, LLC Service Contract FY2025](#)

[Attachment 1 CML Security, LLC Scope of Services](#)

[Attachment 1A CML Security RFP quote](#)

[Attachment 1B MWBE Compliance Review Form-AAF for 24-022R1 RFP 0705](#)

[FPD Sup](#)

[Durham County Updated Sig Page CML 9.16.24](#)

[DCO Legal Approval - CML](#)

24-0589

Budget Ordinance Amendment No. 25BCC027 to Recognize \$370,261 in Year 3 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 or Appropriate Designee to Sign and Execute All Related Documents, 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. 25BCC027 to recognize \$370,261 in year 3 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 full grant amount for year 3 funding is \$419,941, of which \$49,680 was included in the approved FY 2024-25 budget for existing personnel costs.

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. Year - 1 period of performance ended September 29, 2023, and was recognized by the BOCC in the October 3, 2022, work session. Year - 2 period of performance ended September 29, 2024, and was recognized by the BOCC in the October 2, 2023, work session. It is a four (4) year project that is funded year to year subject to the availability of federal funds. Therefore, OES is requesting approval of the year-3 funds and will bring this item back to the Board to request approval of future 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 third through fourth years of the grant will continue to support the harm reduction activities implemented in year one.

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: This item aligns with Durham County Strategic Goal: Safe and Resilient Community

Resource Persons: Mark Lockhart, Office of Emergency Services Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No.25BCC027 to recognize \$370,261 in year 3 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 or appropriate designee to sign and execute all related documents, contracts and purchases for authorized and approved uses associated with the grant program throughout the grant's period of performance.

Attachments:

[5H79TI084839-03-Noa](#)

[AAF Supplemental Document - Year 3 - First Responder Addiction and Recovery](#)

[Conflict of Interest Verification Annual](#)

[Federal Certifications](#)

[IRS Tax Exempt Verification Form Annual](#)

[State Certifications effective 8-1-16](#)

[State Grant Certification No Overdue Tax Debts](#)

[AAF-27 LEGAL FORM OES to recognize \\$370,261 from US DHHS SAMHSA-R](#)

24-0596

Approval of Memorandum of Agreement Central Pines Regional Council (CPRC) in the amount of \$1,861.78 to provide planning and technical assistance for the Triangle Region Solid Waste Consortium.

Agenda Text:

The Board is requested to approve the Memorandum of Agreement with Central Pines Regional Council (CPRC), formerly known as the Triangle J Council of Governments, and to authorize the County Manager to sign the agreement. Per the agreement, CPRC will provide planning and technical assistance for the Triangle Region Solid Waste Consortium. The Consortium was formed to facilitate collaboration and coordination between local government jurisdictions in solid waste and recycling. The dues for the Solid Waste Division to participate in the Consortium will be \$1,861.78 and will be funded through the Solid Waste Division's operating budget.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Sustainable Infrastructure & Environment.

Resource Persons: Motiryo Keambiroiro, General Services Director and Chrissie Koroivui, Solid Waste Program Manager.

County Manager's Recommendation: The County Manager recommends that the Board approve the Memorandum of Agreement with Central Pines Regional Council

(CPRC) in the amount of 1861.78 to provide planning and technical assistance for the Triangle Region Solid Waste Consortium and to authorize the County Manager to sign the agreement.

Attachments: [CPRC Memorandum of Agreement FY25 Durham County Final](#)
[AAF Supplemental Document - TJCOG FY25](#)

24-0597 **Approval to Enter into a Contract with Chirpy Bird, Inc. in the amount not to exceed \$74,5000 to Provide a HIPAA Privacy & Security Risk Assessment & GAP Analysis**

Agenda Text: The Board is requested to authorize the County Manager to approve a new contract with Chirpy Bird, Inc. in the amount not to exceed \$74,500.00 for the biennial HIPAA Privacy & Security Risk Assessment & GAP Analysis, using FY 2024-25 operating funding. The Health Insurance Portability and Accountability Act of 1996 (HIPAA), and the regulations promulgated thereunder by the United States Health and Human Services, establishes standards to protect the privacy and security of individually identifiable health information. The HIPAA Security Regulations require all covered entities to conduct an accurate and thorough assessment of potential risks and vulnerabilities to the confidentiality, integrity, and availability of the electronic protected health information it holds (45 C.F.R. 164.308(a)(1)(ii)(A)).

The County Attorney's Office has prepared a Request for Proposal (RFP #24-051) and Chirpy Bird, Inc presented a proposal that was deemed best suited to carry out the requested services. Chirpy Bird, Inc. was deemed the most qualified firm for the project based on the company having significant experience in conducting HIPAA privacy and security assessments as well as working with governmental entities. In addition, the corporation offers follow up assistance as well as assistance with Office of Civil Rights audits.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: High Performing Organization.

Resource Persons: Curtis Massey, Interim County Attorney; Larissa Williamson, Deputy County Attorney; Kierra Simmons, Compliance and Privacy Officer; and Lyvon Garth, Chief Information Security Officer.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to approve a new contract with Chirpy Bird, Inc. in an amount not to exceed \$74,500 using FY 2024-25 operating funding. This contract is for the biennial HIPAA Privacy & Security Risk Assessment & GAP Analysis.

Attachments: [AAF Supplemental Document - Contract Approval-RFP24-051](#)
[MWBE Compliance Review Form-AAF for 24-051 RFQ 082324](#)
[Service Contract Template FY2025 CHIRPY BIRD e](#)
[Contract Attachments_AAF](#)

24-0600**Budget Ordinance Amendment No. 25BCC028 Public Health to Recognize \$196,508 from NCDHHS Division of Public Health to Improve Community Health****Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 25BCC028 Public Health to Recognize \$196,508 from NCDHHS Division of Public Health to Improve Community Health

Through efforts to recruit and retain highly qualified staff, these funds will support the foundational service areas and core functions of Durham County Public Health. Core functions include: (1) preventing the spread of communicable disease, (2) ensuring food, air, and water quality are safe, (3) supporting maternal and child health, (4) improving access and linkages to clinical care services, and (5) preventing chronic disease and injury. This grant (AA 117: Public Health Infrastructure - Local Workforce Development) has been awarded for a five-year period ending October 31, 2027. The total award amount is \$862,450. However, DPH is requesting just \$196,508 be added to the FY 24-25 budget at this time.

Please note that this amendment requires no additional County funds.

The Board of Health has approved this amendment.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Healthy and Inclusive Community.

Resource Persons: Rodney Jenkins, DrPH, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 25BCC028 Public Health to Recognize \$196,508 from NCDHHS Division of Public Health to Improve Community Health

Attachments:

[AA 117 Budget Plan August2024 v2](#)

[AA 117 FY25 - signed](#)

[AAF for AA117 Funds FY25](#)

[AAF Supplemental Doc for AA117 FY25](#)

[EH Trainer & Bonuses August2024](#)

[AAF-28 Legal Form](#)

24-0601**Budget Ordinance Amendment No. 25BCC029 Public Health to Recognize \$60,234 from The Duke Endowment to Support the Partnership for a Healthy Durham****Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 25BCC029 Public Health to Recognize \$60,234 from The Duke Endowment to Support the Partnership for a Healthy Durham

These funds will be used to support the Partnership for a Healthy Durham, a coalition improving the health of Durham's residents. This endowment supports a full-time position that is already included in FY 24-25 budget and activities that fulfill the Community Health Improvement Plan to equitably decrease chronic illness in Durham residents. An annual amount of \$150,000 has been awarded to the Durham County Department of Public Health for each year through FY 27-28. Eighty nine thousand seven hundred and sixty-six dollars (\$89,766) has already been approved in the FY 24-25 budget, thus this amendment only requests the remaining award to be recognized.

Please note that this amendment requires no additional County funds.

The Board of Health has approved this amendment.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Healthy and Inclusive Community.

Resource Persons: Dr. Rodney Jenkins, DrPH, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 25BCC029 Public Health to Recognize \$60,234 from the Duke Endowment to Support the Partnership for a Healthy Durham

Attachments:

[7124-SP DUHS Award Letter](#)

[AAF FY 24-25 The Duke Endowment](#)

[AAF The Duke Endowment Supplemental Document - Noncontract FY 24-25](#)

[AAF-29 Legal Form](#)

24-0612

Approval of Contract Amendment for Sanford Electrical Contractors, LLC, for Electrical Services in the Amount of \$80,000 Bringing the Total Amount to \$120,000

Agenda Text:

The Board is requested to authorize the County Manager to enter into a service contract amendment (FR# 24-484) with Sanford Electrical Contractors, LLC to provide scheduled and emergency electrical services (RFP# 23-031R1) for the Triangle Wastewater Treatment Plant (TWWTP), Collection System, and Rougemont Water System in an amount of \$80,000, bringing the total contract amount from \$40,000 to \$120,000. Funding will be from the Sewer Utility Enterprise Fund operating budget.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Sustainable Infrastructure & Environment as this contract ensures circuit breakers and electrical controls are maintained in a continual state of readiness.

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

County Manager's Recommendation: The County Manager recommends the Board authorize the County Manager to enter into a service contract amendment (FR# 24-484) with Sanford Electrical Contractors, LLC to provide scheduled and emergency electrical services (RFP# 23-031R1) for the Triangle Wastewater Treatment Plant (TWWTP), Collection System, and Rougemont Water System in an amount of \$80,000, bringing the total contract amount from \$40,000 to \$120,000.

Attachments: [Sanford Electric AAF Supplemental Document Amendment](#)
[FR 24-484 SANFORD ELECTRICAL for Board Approval](#)

24-0613 **Approval for Sole Source Exemption and Contract Amendment for Southern Ionics, Inc. for PHOS-SORB in the Amount of \$100,000 Bringing the Total Amount to \$130,000 With a Not to Exceed of \$150,000**

Agenda Text: The Board is requested to provide approval for sole source exemption for the purchase of PHOS-SORB and to authorize the County Manager to enter into a contract amendment with Southern Ionics, Inc. (FR# 25-141) for PHOS-SORB in the amount of \$100,000, bringing the total contract amount from \$30,000 to \$130,000, with a not to exceed amount of \$150,000. Funding will be from the Sewer Utility Enterprise Fund operating budget.

This item has been reviewed by the Purchasing Division for compliance with the request for sole source exemption. North Carolina General Statute 143-129(g) (3) allows local governments to be exempted from competitive bidding requirements when a sole source is available, performance or price competition for a product is not available, a needed product is available from only one source of supply, or standardization or compatibility is the overriding consideration.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Sustainable Infrastructure & Environment as this chemical is necessary for the Triangle Wastewater Treatment Plant to meet permit limitations for phosphorus as specified in the facility's NPDES permit.

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

County Manager's Recommendation: The County Manager recommends the Board provide approval for sole source exemption for the purchase of PHOS-SORB and authorize the County Manager to enter into a contract amendment with Southern Ionics, Inc. (FR# 25-141) for PHOS-SORB in the amount of \$100,000, bringing the total contract amount from \$30,000 to \$130,000, with a not to exceed amount of \$150,000.

Attachments: [AAF Supplemental Document - PHOS-SORB](#)
[PHOS-SORB Sole source letter for Durham From Southern Ionics Inc August 2'](#)
[SII FR25-141_Contract Pkg_ Legistar](#)

24-0616 **Approval to Enter Into a Contract with O'Brien Atkins Associates, PA, in the Amount of \$78,575.00 for the Replacement of the Fire Pump, Control System, and Backflow Preventer at the Durham County Detention Center.**

Agenda Text: The Board is requested to authorize the County Manager to enter into a contract in the amount of \$78,575.00 with O'Brien Atkins Associates, PA utilizing budgeted capital improvement funds from the Ongoing Facilities Systems Capital Project (4190DC087). The contract will allow for the designs of the fire pump, control system, and backflow preventer system for the Durham County Detention Center.

This system has been in operation since the mid-1990's and is the original Fire Safety system to this building. Due to mechanical failures of the current system and the manufacturer no longer supports this model for replacement parts or total replacement. We are required to redesign and replace the existing system with one that will meet present code.

Alignment with Strategic Plan: This project aligns with the DCo Forward 2029 Strategic Plan Objectives (Goals): Sustainable Infrastructure & Environment SI 1: Plan for long-term use of County land, facilities, and equipment; and Safe & Resilient Community SR2: Lessen the potential for harm and dangerous situations in the community and SR 3: Improve quality-of-life outcomes for justice-involved individuals.

Resource Persons: Motiryo Keambiroiro, Director General Services; Shawn Davis, Assistant Director Environmental Maintenance; and Howard Heldreth, Plumbing Supervisor.

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract in the amount of \$78,575.00 with O'Brien Atkins Associates, PA utilizing budgeted capital improvement funds from the Ongoing Facilities Systems Capital Project (4190DC087). The contract will allow for the designs of the fire pump, control system, and backflow preventer system for the Durham County Detention Center.

Attachments: [AAF Supplemental Document Detention Center Backflow Project](#)
[Proposal for Jail Fire Pump Replacement Rev 3 Detention Center](#)
[Internal Memo](#)

24-0617 **Approval of Standard Non-Reimbursable Utility Contracts for the Extension of the County Sanitary Sewer System**

Agenda Text: The Board is requested to authorize the County Manager to execute four (4) Utility Contracts for extensions of the County sanitary sewer system. These contracts are the

County's Standard Non-Reimbursable Contract. Attached are copies of the signed Standard Non-Reimbursable Utility Contracts with location maps (each labeled).

1. Triangle Landscape Supplies (Project #22-044) - Contract with Triangle Landscape Supplies to extend the County sewer system by approximately 1,573 linear feet of 8-inch PVC sewer pipe and five manholes to serve a commercial landscape supply company located at 2102 Sedwick Road in Durham.
2. Cambrey Crossing (Project #21-009) - Contract with Ashton Raleigh Residential, LLC to extend the County sewer system by approximately 76 linear feet of 8-inch ductile iron pipe and one manhole to serve 115-unit townhome development, located at 2001 Regal Drive in Durham.
3. Alexander Crossing (Project #22-015) - Contract with Piedmont Alexander Crossing Owner, LLC to extend the County sewer system by approximately 131 linear feet of 8-inch ductile iron pipe, 161 linear feet of 8-inch PVC sewer pipe, and five manholes to serve 176-unit multi-family development, located at 405 T.W. Alexander Drive in Durham.
4. Pineview Glen Townhomes (Project #24-007) - Contract with SAB Page, LLC to extend the County sewer system by approximately 22 linear feet of 8-inch PVC pipe and one manhole to serve Pineview Glen Townhomes, a 67-unit townhome development, located off Page Road in Durham.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Sustainable Infrastructure & Environment, 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 authorize the County Manager to execute the four (4) Utility Contracts for extensions of the County sanitary sewer system.

Attachments: [AAF Sewer Acceptance Supplemental Document - Non-contract](#)
[22-044 Triangle Landscape Supplies](#)
[21-009 Ashton Raleigh Residential LLC](#)
[22-015 Piedmont Alexander Crossing Owner LLC](#)
[24-007 SAB Page LLC](#)

24-0621

Approval of Capital Project Amendment No.25CPA016 and Budget Ordinance Amendment No.25BCC031 Appropriating \$100K of Debt Service Fund Fund Balance and Transferring \$100K to the PAYGO Fund to Support the Execution of the Duke Energy Lighting Agreement for a Not-to-Exceed Amount of \$51,840.43 for Decorative Light Poles for the 115 N. Queen St. Parking Garage (300 Block East Main Redevelopment Capital Project 4730DC150)

Agenda Text:

The Board is requested to approve Capital Project Amendment No.25CPA016 and Budget Ordinance Amendment No.25BCC031 appropriating \$100K from Debt Service Fund Fund Balance and transferring \$100K to the PAYGO Fund to support the Duke Energy Lighting Agreement, a one-time payment amount not-to-exceed \$51,840.43 for five decorative lights/poles at the 115 N. Queen St. Parking Garage (300 Block East Main Redevelopment Capital Project 4730DC150).

Durham County Capital Projects	Current Budget	Increase/Decrease	Updated Budget
300 Block East Main Redevelopment (4730DC150)		\$24,787,884.00	\$100,000.00
	\$24,887,884.00		

The (5) lights/poles along Queen St. are the responsibility of Durham County, and the developer is working with Duke Energy to get the necessary site lighting along Main and Liberty Streets. The 115 N. Queen St. garage has been occupied since March 2023, and the affordable housing wrapper is approaching completion, with occupancy anticipated to commence in January/February 2025. The site lighting is needed for safety and security of pedestrians and vehicular traffic during low-light and night-time hours.

Alignment with Strategic Plan: This aligns with the Strategic Plan Goal of Sustainable Infrastructure and Environment.

Resource Persons: Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services, Engineering Department; Jay Gibson, P.E., Director of Engineering and Environmental Services; Keith Lane, Director of Budget and Management Services and David Ades, Assistant Director of Budget and Management Services; Crystally Wright, Interim Chief Financial Officer.

County Manager's Recommendation: The County Manager recommends that the Board approve Capital Project Amendment No.25CPA016 and Budget Ordinance Amendment No.25BCC031 appropriating \$100K from Debt Service Fund Fund Balance and transferring \$100K to the PAYGO Fund to support the Duke Energy Lighting Agreement, a one-time payment amount not-to-exceed \$51,840.43 for five decorative lights/poles at the 115 N. Queen St. Parking Garage (300 Block East Main Redevelopment Capital Project 4730DC150).

Attachments:

[300 E MAIN \(N QUEEN ST\) - COST ESTIMATE](#)

[300 E Main St Durham WS JL 8-23-22](#)

[New Dev Stlight ltr 300 Main St](#)

[AAF-31 LEGAL FORM \\$100,000 for 300 Deck Lighting](#)

[CPA-16 LEGAL FORM \\$100,000 for Lighting for Queen Street](#)

[AAF - Supplement Document Form - CPA No. 25CPA016 and BOA and Execut](#)

24-0624

Approve Submission of a Letter to N.C. Department of Health & Human Services Outlining the Aggregate Percentage Change of 0% to Public Health's Chargemaster Rate

Agenda Text:

Approve submission of a letter to N.C. Department of Health & Human Services outlining the aggregate percentage change of 0% to Public Health's chargemaster rate.

For Managed Care Medicaid claim activity, Public Health receives Quarterly Separated Directed Payments. The Separate Directed Payment calculation is based on Public Health's specific Ratio of Costs to Charges (RCC) as determined from the Base Year (State Fiscal Year 2019) Medicaid cost report and trended forward annually for inflation. The rate is annually adjusted if the aggregate price changes (Chargemaster change) are more or less than the allowed inflationary increase. To that end, Public Health attests to periodic chargemaster changes. This letter attached reflects Public Health's aggregate chargemaster changes to applicable codes between July 1, 2023, and July 1, 2024, which is 0%. Even though there is no change, Public Health is still to report this to N.C. Department of Health & Human Services.

The Board of Health has approved this amendment.

Alignment with Strategic Plan: This item aligns with Durham County Strategic Goal: Healthy and Inclusive Community.

Resource Persons: Dr. Rodney Jenkins, DrPH, MHA, Public Health Director

County Manager's Recommendation: The County Manager recommends that the Board approve the submission of a letter to N.C. Department of Health & Human Services outlining the aggregate percentage change of 0% to Public Health's chargemaster rate.

Attachments:

[AAF DPH Chargemaster Rate Changes - FY25](#)

[Calculation of Aggregate Percentage Increase SFY 2024 v4](#)

[Certification of LHD Chargemaster Change - SFY 2024 - Durham County](#)

24-0639

Approval to Enter into a Contract with Envirotrol, LLC, in the Amount of \$68,672.00 to Replace the Controls Packages on Two Burners Serving the Boilers at the Durham County Courthouse. Funding for this Repair is Currently Available in the FY 2024-25 Operational Budget.

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract in the amount of \$68,672.00 with Envirotrol LLC, utilizing funds available in the FY 24-25 budget. This contract will allow for the replacement of obsolete controls that operate the boilers serving the County Courthouse

Alignment with Strategic Plan: This items aligns with Durham County Strategic Goal: Sustainable Infrastructure & Environment - Maintaining, protecting and improving natural and building systems to support a sustainable community.

Resource Persons: Motiryo Keambiroiro, Director General Services, Shawn Swiatocha, Assistant Director, Claude Eubanks, HVAC Supervisor, David Alpaugh, Project Facilitator

County Manager's Recommendation: The County Manager recommends that the Board authorize the County Manager to enter into a contract with Envirotrol LLC. in the amount of \$68,672.00 to replace obsolete controls that operate the boilers at the Durham County Courthouse. The County Manager also recommends the Board allow the County Manager to sign off on subsequent extensions, change orders, or amendments associated with this contract as necessary to continue services as required as long as funds are available. Funding for this repair is currently available in the FY 2024-25 operational budget.

Attachments: [AAF Supplemental Document - Contract Approval](#)
[Courthouse Burner controls upgrade](#)
[FR 25-091 ENVIROTROL LLC. 071624](#)

24-0651 **Approve Interlocal Cooperation Agreements with Durham Public Schools to Utilize ARPA Funds to support School Capital and Other Expenditures at Title I Schools**

Agenda Text: The Board is requested to approve two Interlocal Cooperation Agreements with Durham Public Schools to use American Rescue Plan Act (ARPA) funds to support school capital, instructional, and operational expenses at schools that are eligible for and receive funding from the Federal Title I, Part A grant program.

The first proposed Interlocal Agreement would subgrant \$6,000,000 of the County's total ARPA allocation to Durham Public Schools to support various eligible capital improvement projects, including projects to address or improve heating, ventilation, and air condition (HVAC) systems, school safety, and other maintenance and renovation projects necessary to provide the needed learning environment for student success.

The second proposed Interlocal Agreement would subgrant \$1,400,000 of the County's total ARPA allocation to Durham Public Schools to support instructional and other operational expenses currently supported by other local allocations at schools that are eligible for and receiving funding from the Federal Title I, Part A grant program. Under the Interlocal Agreement, DPS would then utilize the previously budgeted local allocations to support Pre-Kindergarten expenses at Murray-Massenburg Elementary School.

As with all ARPA funding received by the County, the funding must be encumbered by 2024, and all invoices must be paid by 2026.

Alignment with Strategic Plan: Empowered Community: Empowering the community to enhance their opportunities to thrive.

Resource Persons: Claudia Hager, Deputy County Manager; John Keefer, Grants Administrator; Ella Hargrove, Management Analyst

County Manager's Recommendation: The County Manager recommends that the Board approve the Interlocal Agreements with Durham Public Schools and authorize the County Manager to develop and execute all documents required to enter into the Interlocal Agreements and issue subgrants to Durham Public Schools.

Attachments: [ARPA ILA with Durham Public Schools.Pre-K-General Title.Final](#)
[ILA with Durham Public Schools.School Capital.Final](#)

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

9. Other Business (15 min)

24-0665 Presentation of 2025 General Reappraisal Schedule of Values

Agenda Text: The Board is requested to receive the proposed 2025 Reappraisal Schedule of Values, and to schedule and advertise a public hearing on October 28, 2024, concerning their adoption.

Per North Carolina General Statute §105-317(c)(1), the Tax Administrator must “submit the proposed schedules, standards and rules to the board of county commissioners not less than 21 days before the meeting at which they will be considered by the board. On the same day that they are submitted to the board for consideration, the assessor shall file a copy of the proposed schedules, standards, and rules in the office where they shall remain available for public inspection.”

The proposed schedules, standards and rules will be available throughout the process in the office of the Durham County Tax Administrator, and available on-line electronically by visiting the Durham County Tax Administration Website, under the 2025 General Reappraisal tab.

NCGS §105-317(c)(2) states, “upon receipt of the proposed schedules, standards and rules, the board of commissioners shall publish a statement in a newspaper having general circulation in the county stating:

- a. That the proposed schedules, standards, and rules to be used in appraising real property in the county have been submitted to the board of county commissioners and are available for public inspection in the assessor's office; and

- b. The time and place of a public hearing on the proposed schedules, standards, and rules that shall be held by the board of county commissioners at least seven days before adopting the final schedules, standards and rules.” The Board is requested to schedule the public hearing on its next regularly scheduled meeting date of October 28, 2024. We plan for formal adoption of the schedule of values on November 12, 2024.

Alignment With Strategic Plan: The public hearing is required by state statute but is also consistent with Safe and Resilient Community.

Resource Persons: Keyar J. Doyle, Durham County Tax Administrator

County Manager’s Recommendation: The County Manager recommends that the Board receive the proposed schedules, standards, and rules from the Tax Administrator; schedule the public hearing on October 28, 2024, concerning their adoption; and direct staff to publish in the Durham Herald-Sun the proper advertisement concerning the public inspection and public hearing times.

Attachments: [Calendar of Events](#)
 [Cover Page](#)
 [Prefix](#)
 [Section 1 Components of a Reappraisal](#)
 [Section 2 Statutory Requirements](#)
 [Section 3 Appraisal Theory](#)

10. Closed Session

24-0646

Closed Session

Agenda Text: The Board is requested to adjourn into Closed Session 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)

Alignment with Strategic Plan: This item aligns with Strategic Goal: High Performing Organization

Resource Persons: Curtis Massey, Interim County Attorney

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

11. Adjournment