



Durham County

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

Meeting Agenda Board of County Commissioners

Michael D. Page, Chair
Brenda A. Howerton, Vice Chair
Fred Foster, Jr., Commissioner
Wendy Jacobs, Commissioner
Ellen W. Reckhow, Commissioner

Monday, May 11, 2015

7:00 PM

Commissioners' Chambers

"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 Chairman will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chairman will recess the meeting until such time that a genuine commitment to the public charge is observed.

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

7:00 pm Regular Session

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

[15-230](#) Announcements

Agenda Text:

- 1) Celebrate Durham Bike Month during the month of May. Visit the website www.durhambikemonth.org <<http://www.durhambikemonth.org>> to find out about many exciting bicycling activities going on during the month.
- 2) Durham Center for Senior Life is sponsoring a Benefit celebrating "The 50th Anniversary of the Older Americans Act of 1965" at the Beyu Café, on Wednesday, May 20th, at 6:00 PM. Please visit the website at <http://www.dcsln.org> for tickets and further information.
- 3) Read Local! Come join the inaugural weekend-long event May 15-17 which will feature a kick-off Cookbook Rodeo, writing workshops, author

dinners, a daytime exhibition in Durham Central Park, children's activities, etc. Festival proceeds support a great cause: the Durham Library Foundation! Find out more at www.readlocalnc.org/festival/about <<http://www.readlocalnc.org/festival/about>>.

- 4) Please contact the Clerk's Office at 919-560-0025 or clerk@dconc.gov <<mailto:clerk@dconc.gov>> to find out about opportunities to serve on one of our volunteer boards or commissions.
- 5) We invite you to tune in to Cable TV Channel 8 or 97-5 to see rebroadcasts of tonight's meeting as well as other Durham County programming that may be of interest to you. Please contact the Public Information Office at 919-560-0008 or our website www.dconc.gov <<http://www.dconc.gov>> for more information.
- 6) These announcements may also be found on the County's website or you may call the Clerk's Office at 919-560-0025.
- 7) Announcement by Dr. Rick Copeland regarding summer camp for young males.

4. Minutes (5 min)

[15-204](#)

Minutes

Attachments: [Regular Session - April 27, 2015.pdf](#)

5. Ceremonial Items

[15-416](#)

Recognizing the 40th Anniversary of the Founding of Durham County EMS, and Recognizing the Founding Members Present

Agenda Text: The Board is requested to recognize the 40th anniversary of the founding of Durham County EMS (May 26, 1975), and to recognize the founding members present at the meeting.

The founding members, the county manager, and members of the Board of County Commissioners will be presented with commemorative challenge coins to mark the occasion.

ALIGNMENT WITH STRATEGIC PLAN: Aligns with Goal #2 (Health and Well-Being For All), Goal #3 (Secure Community), and Goal #5 (Accountable, Efficient, and Visionary Government).

RESOURCE PERSONS: Skip Kirkwood, EMS Director

COUNTY MANAGER'S RECOMMENDATION: The County Manager

recommends that the Board recognize the 40th anniversary of the founding of Durham County EMS, and recognize the founding members of Durham County EMS present at the meeting (list to be provided at the meeting).

[15-427](#)

Proclaiming the Week of May 17-23, 2015, as Emergency Medical Services Week in Durham County

Agenda Text:

The Board is requested to proclaim the week of May 17-23, 2015 as Emergency Medical Services Week in Durham County.

A proposed proclamation is attached.

ALIGNMENT WITH STRATEGIC PLAN: Aligns with Goal #2 (Health and Well-Being For All), Goal #3 (Secure Community), and Goal #5 (Accountable, Efficient, and Visionary Government).

RESOURCE PERSONS: Skip Kirkwood, EMS Director

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board proclaims the week of May 17-23 as Emergency Medical Services Week in Durham County, and recognize Durham County EMS staff present at the meeting.

Attachments:

[Proclamation - EMS Week](#)

6. Consent Agenda (15 min)

[15-395](#)

Resolution Authorizing the Sheriff of Durham County to Allow Retiring Deputies and Detention Officers to Retain their Badge and for Retiring Deputies to Purchase Their Service Weapon

Agenda Text:

The Board is requested to adopt the resolution authorizing the Sheriff to allow retiring Deputies and Detention Officers, or their surviving family members, to retain their badge and for retiring Deputies to purchase their service weapon. It is appropriate that upon retirement of an active Deputy or Detention Officer with at least 20 years of honest and faithful service, or a Reserve Deputy with at least 25 years of honest and faithful service, they have the opportunity to retain their badge. Further those eligible Deputies, active and Reserve, should be able to purchase their service weapon for \$1.00.

In accordance with the authority granted to the Board by N.C. General Statute, §20-187.2, the Sheriff hereby requests that the Board of County Commissioners approve the attached Resolution allowing him the discretion to award to retiring Deputies and Detention Officers their badge, and Deputies who are statutorily eligible, to acquire their service weapon.

ALIGNMENT WITH STRATEGIC PLAN: This item supports goal 3, safe and secure community, of the strategic plan.

RESOURCE PERSONS: Donald Ladd, Chief Deputy, and Curtis Massey, Sheriff's Legal Advisor

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board approve the Resolution authorizing the Sheriff of Durham County to allow retiring Deputies and Detention Officers to retain their badge and for Deputies to purchase their service weapon.

Attachments: [Resolution Retirees 4-16-15.doc](#)

[15-400](#)

Consent for Purchase of Internet Circuit Bandwidth Increase

Agenda Text:

The Board is requested to authorize the County Manager to enter into a contract to purchase increased bandwidth from 200mbps to 400mbps for the county's internet circuit from Level 3, using funds scheduled for that purpose in the Information Services & Technology department's operating budget.

In fiscal year 2014-15 the Board approved \$45,000 in funding through the Information Services & Technology operating budget and \$25,110 for the County Library for an Internet Circuit to support both the County and the Library system. Information Services & Technology requests approval to use \$13,300 in the current fiscal year, and \$52,200 in later fiscal years. Fifty percent of that cost will fall under Federal e-Rate with the Library system; reflecting the Library systems utilization of the shared internet circuit.

The County's Internet Circuit is critical to many services for the county such as Office 365, email, access to organization's web sites outside of the county, NCFast for DSS, and Patagonia for the Health Department. Almost every department in the county has an application that is accessed remotely, and all depend upon our connection to the internet to give them that access. Our current 200mbps circuit is being increasingly fully utilized and upgrading our bandwidth is crucial to making sure county services continue to function without interruption.

ALIGNMENT WITH STRATEGIC PLAN: Efficient and effective operations of business applications supporting citizens across our County departments aligns with Goal 5 (Accountable, Efficient and Visionary Government) of the Strategic Plan.

RESOURCE PERSONS: Greg Marrow, Chief Information Officer

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board authorize the County Manager to enter into a contract with Level 3 for an Internet Circuit with 400mbps capacity using existing Operating Funds from Information Services & Technology and the Library.

Attachments: [AG Internet Upgrade.pdf](#)

15-403 Judicial Parking Lease**Agenda Text:**

The Board is requested to approve the attached Parking Lease with Blackwell Street Management Company, LLC (the Real Estate Management Company for the American Tobacco Complex). They have requested to lease 100 parking spaces in the Judicial Parking Deck at \$55 per month for one year with the ability to renew for one year. The total value of the lease is \$66,000 annually. The deck is currently operating at daily census of 550-600 (897) or 67%. This lease will bring the occupancy rate to 78%.

ALIGNMENT WITH STRATEGIC PLAN: Goal 5: Accountable, Efficient and Visionary Government. By embracing new and efficient ways of using capital to produce additional dollars for its citizens.

RESOURCE PERSONS: George K. Quick, Chief Financial Officer

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board approve the lease and authorize the County Manager and/or the Chief Financial Officer to execute the necessary documents.

Attachments:

[Justice Center Parking Contract \(BSM LLC\).pdf](#)

15-405 Amendment to a Contract with Tyler Technologies, Inc.**Agenda Text:**

The Board is requested to approve a contract amendment with Tyler Technologies, Inc. in the amount of \$9,633.90 for additional street-level photography of real property improvements necessary to complete the original contract. Tyler Technologies, Inc. provided color street-level photography of all improved residential real property in 2014/2015. The Tax Office gave Tyler Technologies an estimate of the number of photographs based on parcel count. While in the field, Tyler Technologies located additional improvements (primarily detached outbuildings) needing to be photographed to complete our files. Charges for additional photographs were identified in the contract but not included in the original contract amount.

ALIGNMENT WITH STRATEGIC PLAN: Goal 5, Accountable, Efficient, Visionary Government. Providing the citizens of Durham County with up-to-date color images of properties provides transparency and visionary government. This benefits the property owners, buyers, sellers and real estate professionals in identifying the attributes of local properties.

RESOURCE PERSONS: Kimberly H Simpson, Tax Administrator

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board approve a contract amendment with Tyler Technologies, Inc. in the amount of \$9,633.90 to cover the cost of additional

color street-level photography of residential real property.

Attachments: [Tyler contract](#)

[15-407](#)

Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014

Agenda Text:

The Board is requested to approve the Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014 Option 1 and Schedule B1.

Alignment with Strategic Plan: This Interlocal agreement will ensure that jobseekers and businesses are connected in the workforce development local area thus supporting this Durham County Strategic Plan goal: Community and Family Prosperity and Enrichment.

RESOURCE PERSONS: Kevin Dick, Executive Director, Durham Workforce Development Board (DWDB), and Director, City of Durham, Office of Economic and Workforce Development; Esther Coleman, Assistant Executive Director, DWDB, and Workforce Development Senior Manager, City of Durham, Office of Economic and Workforce Development

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board approve the Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014 Option 1 and Schedule B1.

Attachments:

[Durham BOC - Interlocal Consortium Agreement Memo Revised.doc](#)

[Durham BOC - Interlocal Consortium Agreement Resolution.docx](#)

[INTER-LOCAL AGREEMENT FOR THE ESTABLISHMENT OF THE DURHAM](#)

[INTER-LOCAL AGREEMENT FOR THE ESTABLISHMENT OF THE DURHAM](#)

[SCHEDULE A Changes.docx](#)

[SCHEDULE B1 Defined Durham Workforce Development Board Structure.docx](#)

[SCHEDULE B2 Defined Durham Workforce Development Board Structure.docx](#)

[15-408](#)

Contract Amendment for County Tax Service, Inc.

Agenda Text:

The Board is requested to approve an amendment to the current contract with County Tax Service, Inc. to increase the previously approved amount by \$59,450 for an amount not to exceed \$99,450 to cover the cost of business personal property audit services.

County Tax Service, Inc. is an audit firm that provides business personal property audit services to the County. Durham County employs several audit firms to examine submitted Business Personal Property listing forms to ensure proper reporting. The audits make taxation fair and equitable among business. In the 2014-15 fiscal year, County Tax Service, Inc. has discovered \$41,290,301 in taxable value for the County, City, and Fire Districts. Since 2008, County Tax Service, Inc. has discovered 418 million dollars in value. Additionally, there are currently audits in progress that are yet to be completed.

The Tax Administration Office requests approval to amend the current contract with County Tax Services, Inc. for an additional \$59,450, for a total not to exceed \$99,450.

ALIGNMENT WITH STRATEGIC PLAN: Goal 5: Accountable, Efficient and Visionary Government. By reviewing and auditing the submitted renditions, Durham County ensures that all business listings are similar and that taxation is equal among all businesses. The audit program also carries an educational component for businesses and accountants on proper listing rules and procedures.

RESOURCE PERSONS: Kimberly H. Simpson, Tax Administrator

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board amend the contract with County Tax Services, Inc. for business personal property audit services as proposed and approve the Contract Amendment to increase the contract amount by \$59,450 not to exceed \$99,450.

Attachments: [County Tax Service](#)

[15-410](#) Administrative Interpretation of Falls/Jordan Watershed Protection Overlay District

Agenda Text: The Board is requested to authorize the Planning Director to revise the boundaries of Falls/Jordan District A Overlay (F/J-A) and Falls/Jordan District B Overlay (F/J-B) by transferring properties located at 3700 and 3702 East Geer Street from F/J-A to F/J-B.

Attachment A: DENR Letter of Approval

Attachment B: Context Map

Attachment C: Land Owner Request for Administrative Interpretation

Attachment D: Land Owner Watershed Delineation Map

ALIGNMENT WITH STRATEGIC PLAN: Aligns with Goal 4, Environmental Stewardship, by providing meaningful water quality protection.

RESOURCE PERSONS: Laura D. Woods, AICP, Senior Planner

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board authorize the Planning Director to revise the boundaries of Falls-Jordan District A Overlay (F/J-A) and Falls-Jordan District B Overlay (F/J-B) by transferring properties located at 3700 and 3702 East Geer Street from F/J-A to F/J-B.

Attachments: [BOCC Memo 20150511_FINAL.docx](#)

[Attachment A.pdf](#)

[Attachment B.pdf](#)

[Attachment C.pdf](#)

[Attachment D.pdf](#)

15-414

Criminal Justice Advisory Committee Appointments

Agenda Text:

The Board is requested to appoint the Honorable Marcia Morey, the Honorable Roger Echols, Ray Brown, Anthony Marsh and Gudrun Parmer to two-year terms on the Criminal Justice Advisory Committee. They will hold the following designated positions on the committee due to the nature of their current elected office or employment:

- Roger (Ray) Brown - TASC Director
- Roger Echols - Durham County District Attorney
- Anthony Marsh Sr. - Durham Police Chief Designee
- Marcia Morey - Chief District Court Judge
- Gudrun Parmer - Director of Criminal Justice Resource Center

The purpose of the Criminal Justice Advisory Committee (CJAC) is to develop a comprehensive continuum of services for the adult criminal justice system, identify services gaps, and develop intervention strategies and comprehensive solutions.

ALIGNMENT WITH STRATEGIC PLAN: These appointments align with the Strategic Plan Goal of Safe and Secure Community

RESOURCE PERSONS: Gudrun Parmer, Director, Criminal Justice Resource Center

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board appoint the Honorable Marcia Morey, the Honorable Roger Echols, Anthony Marsh Sr., Roger Brown and Gudrun Parmer to two-year terms on the Criminal Justice Advisory Committee.

Attachments: [CJ Advisory Committee Charter revised Oct 2014](#)

15-415

Juvenile Crime Prevention Council Appointment

Agenda Text:

The Board is requested to appoint the Honorable Marcia Morey to a two-year term on the Juvenile Crime Prevention Council (JCPC) to serve in the

designated position of chief district court judge.

To receive funding for juvenile court services and delinquency prevention programs from the North Carolina Department of Public Safety, the county Board of Commissioners must appoint a Juvenile Crime Prevention Council. The council includes the local school superintendent(s), a chief of police, the local sheriff, the district attorney, the chief court counselor, the director of the area mental health, developmental disabilities and substance abuse authority, the director of the county department of social services, the county manager, a substance abuse professional, a member of the faith community, a county commissioner, two persons under the age of 18, a juvenile defense attorney, the chief district court judge, a member of the business community, the local health director, a representative from the United Way or other nonprofit agency, a representative of a local parks and recreation program and up to seven members of the public to be appointed by the county board of commissioners. The statute allows for some of the listed public agency heads to designate a representative from their agency for the council.

ALIGNMENT WITH STRATEGIC PLAN: This appointment aligns with the Strategic Plan Goal of Safe and Secure Communities.

RESOURCE PERSONS: Angela Nunn, Chairman, Juvenile Crime Prevention Council

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board appoint the Honorable Marcia Morey to a two-year term on the Juvenile Crime Prevention Council.

[15-421](#)

Juvenile Crime Prevention Council Funding Recommendation for FY2016

Agenda Text:

The Board is requested to approve the Local Funding Plan for juvenile justice funding in Fiscal Year 2015-16.

The Durham County Juvenile Crime Prevention Council (JCPC), at a regularly scheduled meeting with a quorum present, voted on April 22, 2015 to recommend the attached local funding plan for the allocation of \$536,666 in State funding for FY 2015-2016.

These funds are anticipated to be included in the State of North Carolina's FY 2015-2016 continuation budget, and are allocated to Durham County by the Department of Public Safety, Division of Juvenile Justice (DJJ) based on a formula. The money is available only for programs serving youth who are delinquent, undisciplined, or at-risk of court involvement, and is restricted to services providing intermediate and community sanctions to the Courts for delinquent and at-risk youth. Programs are required to offer treatment, rehabilitation, and/or educational enrichment as prioritized in the publicly advertised "Request for Proposals". This year, JCPC received applications requesting a total of \$863,520.

The Durham County JCPC conducted the funding allocation process in accordance with the relevant N.C. General Statutes, and the NC Division of Juvenile Justice procedures and guidelines.

ALIGNMENT WITH STRATEGIC PLAN: Funding local programs to provide services to court-involved and at-risk juvenile aligns with the Strategic Plan Goal of Safe and Secure Community. The JCPC works through a comprehensive strategy provided by the Department of Public Safety to help prevent and reduce juvenile crime and delinquency.

RESOURCE PERSONS: Angela Nunn, JCPC Chair; Drew Cummings, JCPC Treasurer; and Gudrun Parmer, Director of Criminal Justice Resource Center

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board approve the Juvenile Crime Prevention Council's Local Funding Plan for FY2015-16 for the allocation of \$536,666 in state funding.

Attachments: [Funding Recommendations - F Y 2015 - 2016.pdf](#)
[JCPC RFP 2015-2016](#)

[15-425](#)

Re-allocate Funds Budgeted for EMS Contractual Services to EMS Medical Supplies and Equipment

Agenda Text:

The Board is requested to re-allocate \$187,269.00 from the EMS contractual services line to the EMS medical supplies and equipment line to allow for adding certain drugs to the EMS formulary and to enhance patient care equipment.

The EMS Medical Director has requested the expenditure of \$187,269.00 to enable important changes to the EMS patient care protocols beginning July 1, 2015. A memo detailing the items required is attached.

There is an unspent amount of \$366,000.00 in the EMS budget for this year, which anticipated the contracting out of certain services around January 1, 2015. These services will now not likely be contracted until the end of this fiscal year.

ALIGNMENT WITH STRATEGIC PLAN: Aligns with Goal #2 (Health and Well-Being For All), Goal #3 (Secure Community), and Goal #5 (Accountable, Efficient, and Visionary Government).

RESOURCE PERSONS: Skip Kirkwood, EMS Director; Susan Schreffler, M.D., EMS Medical Director

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board is requested to re-allocate \$187,269.00 from the EMS contractual services line to the EMS medical supplies and equipment line to allow for adding certain drugs to the EMS formulary and to enhance patient

care equipment.

Attachments: [Funding for 2015 protocol enhancements](#)

[15-428](#)

Durham County Hospital Corporation (DCHC) Recommendation for Duke University Health System (DUHS) Board of Directors Seat

Agenda Text:

The Board is requested to nominate Farad Ali and Philip Harewood for consideration in Duke's selection of one individual to serve in one of the two seats on the Duke Health System, Inc., Board of Directors which are reserved for members of the Durham County Hospital Board of Trustees. The appointed Trustee will fill the vacancy created by Carolyn Henderson who will rotate off the DCHC Board as of June 30, 2015, and thus, will no longer be eligible to serve on the DUHS Board.

ALIGNMENT WITH STRATEGIC PLAN: (brief statement and relevant goal)

RESOURCE PERSONS: Carolyn Henderson, DCHC Chair

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board nominate Farad Ali and Philip Harewood for consideration in Duke's selection of one individual to serve in one of the two seats on the Duke Health System, Inc., Board of Directors which are reserved for members of the Durham County Hospital Board of Trustees. The appointed Trustee will fill the vacancy created by Carolyn Henderson who will rotate off the DCHC Board as of June 30, 2015, and thus, will no longer be eligible to serve on the DUHS Board.

[15-433](#)

Approval of Security Services Contract with Old Dominion Security

Agenda Text:

The Board is requested to accept the staff recommendation for Old Dominion Security Co., Inc. (ODS) and approve a contract with ODS for contract security services with the Option B proposal for a living wage in the amount of \$1,276,623.50 annually for one (1) year with an option to renew for four (4) additional years.

RFP #15-014 for contract security services for County facilities was advertised on February 4, 2015 with responses due on March 26, 2015. Six responses were received by the Purchasing Department.

A team of county department leadership reviewed the proposals and rated their ability to comply with county's requirements as outlined in the request for proposal and statement of work. The three leading companies were Allied Barton, ODS and G4S in order of ranking. Of the three bidders, G4S proposed the highest cost contract. The evaluators discussed the proposals and interviewed the top two ranking vendors, Allied Barton and ODS. Factors considered include proposed transition plans, benefit plans, minority

participation, the firms understanding of the scope of services, and proposed costs.

After careful review of each vendor's submitted proposal, their references, responses to questions, and cost, the committee recommends ODS to provide contract security services to the County.

ODS, doing business as Old Dominion Security Services, is a regional woman-owned business with its corporate office in Virginia and a local office in Raleigh. Though not required in the RFP, Old Dominion provided an Option B alternate proposal that offered a living wage to their staff. Their training program includes security measures as well as customer service skills. The transition plan is anticipated to take 12 weeks.

ALIGNMENT WITH STRATEGIC PLAN: Goal 3-Safe and Secure Community: Partner with the community to prevent and address unsafe conditions, protect life and property and respond to emergencies.

RESOURCE PERSONS: Marqueta Welton, Deputy County Manager; Lee Worsley, Deputy County Manager, Motiryo Keambiroiro, General Services Director; Ed Miller, Security Manager

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board accept the staff recommendation for Old Dominion Security Co., Inc. (ODS) and authorize the County Manager to approve a contract with ODS for contract security services with the Option B proposal for a living wage in the amount of \$1,276,623.50 annually for one (1) year with an option to renew for four (4) additional years.

Attachments: [Security Services RFP 15-014 FY 2015-2016 Contract \(BW Edits 5-7-15\).doc](#)
[Security RFP.pdf](#)

7. Public Hearings

[15-411](#) Public Hearing - Unified Development Ordinance Text Amendment, Revisions to the Wireless Communication Facilities Ordinance (TC1200013)

Agenda Text: The Board is requested to conduct a public hearing and receive public comments on the Unified Development Ordinance Text Amendment, Revisions to the Wireless Communication Facilities Ordinance (TC1200013); and

First Motion: To adopt the appropriate Statement of Consistency pursuant to NCGS §153A-341; and

Second Motion: To adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Article 3, Applications and Permits; Article 5, Use Regulations; and Article 16, Definitions.

Text amendment TC1200013 proposes revisions to paragraph 5.3.3N, Wireless Communication Facilities for Transmitting and Receiving Electronic Signals (WCFs), and associated sections, of the Unified Development Ordinance. In general, the amendment provides the following:

1. Technical revisions to comply with recent state legislation and Federal Communications Commission (FCC) rulings;
2. Technical revisions to reorganize sections and remove superfluous requirements;
3. Addresses citizen concerns about notification prior to approval of new freestanding WCFs (a.k.a. “cell towers”) by requiring more applicants for proposed towers to seek a minor special use permit approval if the cell tower will be located in residential zoning or near residential zoning;
4. Addresses citizen concerns about notification regarding new cell towers by requiring a balloon test, with surrounding property owner notification of the balloon test, prior to minor special use permit application submittal;
5. Addresses citizen concerns regarding tower safety by providing for greater setbacks from property lines and natural gas line easements;
6. Addresses other concerns regarding liability, abandonment, aesthetics, buffers, and height;
7. Maintains a regulatory preference towards collocation on existing towers and other structures that are suitable for WCFs;
8. Maintains differentiation in the approval process between concealed and non-concealed WCFs; and
9. Adds standards for a new type of freestanding cell tower called a unipole.

Attachments: Attachment A: An Ordinance to Amend the Unified Development Ordinance Regarding Wireless Communication Facilities (TC1200013)

Attachment B: Map of RR-Zoned Property in the Suburban Tier

Attachment C: Statement of Consistency Pursuant to NCGS §153A-341.

Attachment D: Planning Commission Comments

Planning Commission Recommendation and Vote: Recommended approval, 8-4, on March 10, 2015, with an additional recommendation to reduce the maximum height of freestanding WCFs on RR-zoned property in the Suburban Tier. The Planning Commission determined that the ordinance request is consistent with the adopted Comprehensive Plan, and that the request is reasonable and in the public interest based on comments received at the public hearing and the information in the staff report.

ALIGNMENT WITH STRATEGIC PLAN: The text amendment supports Goal 5 by maintaining a transparent government and welcoming public input.

RESOURCE PERSONS: Michael Stock, AICP, Senior Planner, and Steven L. Medlin, AICP, City-County Planning Director

COUNTY MANAGER'S RECOMMENDATION: The County Manager recommends that the Board conduct a public hearing on the proposed Unified Development Ordinance text amendment and, if appropriate based on the comments received during the hearing, adopt the appropriate Statement of Consistency and approve the amendment.

Attachments: [BOCC5-11-15 memo TC1200013 final.pdf](#)
[Attachment A TC1200013 BOCC5-11-15 final.pdf](#)
[Attachment B TC1200013 BOCC Map of RR SuburbanTier Properties final.p](#)
[Attachment C TC1200013 BOCC Consistency statement final.pdf](#)
[Attachment D TC1200013 Planning Commission Written Comments-updated.](#)

8. Board and Commission Appointments (10 min)

[15-424](#) Board Appointments - Durham Hospital Corporation

Agenda Text: The Board is requested to make five appointments to the Durham Hospital Corporation Board, to become effective July 1, 2015. The Clerk will distribute ballots to the Board for votes.

ALIGNMENT WITH STRATEGIC PLAN: (brief statement and relevant goal)

RESOURCE PERSONS: Michelle Parker-Evans, Clerk

9. ITEMS PULLED FROM CONSENT AGENDA (20 min)

10. Adjournment