

REVISED
(Added Agenda Item No. 8)

**THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA**

Tuesday, September 2, 2008

1:00 P.M. Worksession

AGENDA

1. **Presentation from the Durham Convention and Visitors Bureau**

5 min.

DCVB is the first destination marketing organization in North Carolina and one of the first 24 out of 2,300 worldwide accredited to the highest standards and best practices of community marketing by the independent Destination Marketing Accreditation Program.

Resource Person(s): Reyn Bowman, President, Durham Convention and Visitors Bureau

County Manager's Recommendation: The Manager recommends that the Board receive the presentation and congratulate the DCVB on its accomplishment.

2. **Introduction of Richard Brezinski, General Manager of Durham Marriott Convention Center**

5 min.

Richard Brezinski was announced as General Manager of the Durham Marriott Convention Center in June 2008. Mr. Brezinski is employed by the Shaner Hotel Group and brings to Durham his more than 30 years of management experience in the hospitality industry. The majority of Mr. Brezinski's professional career has been with the Marriott hotel system, and additionally, he has managed resorts and hotels in the southwest. We are pleased to welcome Mr. Brezinski to the Durham community and look forward to working with him in his capacity as General Manager.

Resource Person(s): Michael M. Ruffin, County Manager; and Pamela Meyer, Director, Budget & Management Services

County Manager's Recommendation: The Manager recommends that the Board welcome Mr. Brezenski to Durham and pledge its support in working to make the Durham Marriott Convention Center an attractive and exciting venue for meetings and conferences.

3. **Animal Control Advisory Committee and County Staff Report on Proposed Amendments to the Animal Control Ordinance**

30 min.

Representatives from the Animal Control Advisory Committee (ACAC), the County Attorney's Office, and the Department of General Services are reporting back to the Board on questions raised at the August Worksession.

On August 4, 2008, the Board received a presentation from the ACAC recommending an amendment to the Animal Control Ordinance to ban animal tethering. Following the presentation and discussion by the Board, the ACAC and County staff were asked to report back in response to numerous questions raised by Board members and the County Manager.

In addition, Cindy Bailey will provide the Board with an estimated number of households/dogs affected by the proposed ordinance amendment.

Amanda Arrington, Chair of the ACAC; Marie Inserra, Assistant County Attorney; and Cindy Bailey, Animal Control Administrator, will make individual reports on behalf of their respective organization and departments.

Resource Person(s): Michael Turner, Director of General Services; Amanda Arrington, Animal Control Advisory Committee; Marie Inserra, Assistant County Attorney; and Cindy Bailey, Animal Control Administrator

County Manager's Recommendation: The Manager recommends that the Board receive the ACAC and County staff reports and provide direction to staff as appropriate.

4. **Update on the Schematic Design Phase and Budget for the Durham County Memorial Stadium Renovations**

30 min.

The Board is requested to receive an update on the Schematic Design (SD) phase of the Durham County Memorial Stadium Renovations project. On February 4, 2008, the BOCC received a presentation on the project following the withdrawal of Shaw University. On February 11, 2008, the Board awarded a design contract to DTW Architects and Planners, Ltd., Durham, to provide architectural services for the renovation and improvements to the Durham County Stadium, located at 750 Stadium Drive, Durham. Since then, design efforts have progressed on the schematic design phase of the project. The architect will provide an update to the Board.

Also, the design team has updated the Stadium Authority on three occasions since the design process began – July 8, August 12, and August 26, 2008. On July 8, 2008, the Stadium Authority endorsed the design and recommended additional funding of \$1.5 million. The intent of this update is to receive the Board's input on the schematic level design and current project cost. The next phase of the project is Design Development (DD). In addition, the project was formally presented to the Appearance Commission on August 20, 2008, which recommended approval.

This newly renovated facility will continue to be home to the Northern High School Knights football team and is intended to also be home to the new high school's football team once the school is constructed. It is the intention of the Stadium Authority to increase the usage of the Stadium by offering a facility that will attract a broader audience for football, track, and other events.

In order to achieve timely installation of the track and turf in the off-season (spring, '09), it is necessary to proceed with the design and bidding process.

Resource Person(s): Glen Whisler, P.E., County Engineer; Mike Turner, Director of General Services; James Faress, P.E., Project Manager, Engineering Department; Ademola Shobande, Assoc. AIA, Sr. Project Manager, Engineering Department; and John Thompson, AIA DTW Architects and Planners, Ltd.

County Manager's Recommendation: The Manager recommends that the Board receive the presentation and provide direction to staff as appropriate.

5. **Durham County Justice Center Update**

45 min.

The Board is requested to receive an update on the design development phase (DD) of the proposed Durham County Justice Building and Parking Deck to be located on the site adjacent to the current Detention Facility. The award of the architectural design services contract to O'Brien/Atkins Associates (O/A), P.A. was approved by the Board of County Commissioners on July 24, 2006. The BOCC received similar presentations on the schematic design and initial design development phase of the project on December 3, 2007 and June 2, 2008; efforts have progressed on the design development completion.

During the June 2, 2008 Worksession, the BOCC provided input on the exterior appearance of the building; the architect will provide an update to the Board including revisions that responded to the BOCC and Appearance Commission comments. This phase has involved a series of meetings with the County Commissioners, Court staff, County staff, project consultants, and other occupants of the building as part of the design development phase. A stakeholder's meeting was held on July 24, 2008, during which County staff and the architects presented the status of the project and received public input. Also, the following regulatory reviews/presentations were either completed or still ongoing: Appearance Commission, Downtown District Review Team (DDRT), and Site Plan review.

The intent of the update is to receive input/approval from the Board on the revised exterior appearances of the building and parking deck. Also, the project team will review the current project budget, including seeking the BOCC's direction on the size of the parking deck and method of project delivery.

Resource Person(s): Glen Whisler, P.E., County Engineer, Engineering Department; Kevin Montgomery, FAIA, O'Brien/Atkins Associates, P.A; Franklin L. Turner Jr., AIA, O'Brien/Atkins Associates, P.A., and Ademola Shobande, Assoc. AIA, Sr. Project Manager, Engineering Department

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation and provide direction to staff as appropriate.

6. **Presentation from the Farmland Protection Advisory Board Regarding the Annual Report of the Farmland Protection Program**

15 min.

The Farmland Protection Advisory Board requests time to present its annual report to the Board of County Commissioners. Section 14-89 of the Farmland Protection Ordinance requires that an annual report be provided to the BOCC. This report will address the status, progress, and activities of the board as well as its plans for the upcoming year. The Farmland Protection Advisory Board feels the program's progress has excelled in the past year as well as the overall interest of Durham County citizens.

Resource Person(s): Neil Frank, Chairman of Farmland Protection Advisory Board; Talmage Layton, Vice Chairman of Farmland Protection Advisory Board; and Eddie Culberson, Director of Soil and Water Department

County Manager's Recommendation: The County Manager recommends that the BOCC receives the annual report from the Farmland Protection Advisory Board.

7. **2009 Durham County Legislative Agenda**

15 min.

The General Assembly will convene on January 28, 2009. In preparation for that 2009-2011 biennium session, the North Carolina Association of County Commissioners has asked counties to begin consideration of any legislative issues that have statewide implications. The NCACC will begin its legislative process by receiving requests by **September 5** and vetting them through its Legislative Goals process this fall.

Following an initial conversation at the August 11 meeting, staff was directed to bring forward a variety of legislative items for consideration and approval.

Resource Person(s): Deborah Craig-Ray, Assistant County Manager

County manager's recommendation: The Manager's recommendation is that the Board suspend the rules and approve the statewide legislative items and send to the North Carolina Association of County Commissioners for inclusion in the 2009 Legislative Goals Report.

8. **Duke Power Easement for Spring Valley Elementary**

5 min.

Duke Power requires an easement in order to install lighting and provide electricity for the new Spring Valley Elementary School. This is one of the projects, which is owned by the County in order to recover the sales tax. In order not to delay work on the school, the Board is requested to suspend the rules and approve the easement.

Resource Person(s): S. C. Kitchen, County Attorney

County Manager's Recommendation: Suspend the rules and approve the granting of the easement to Duke Power.

2½ hrs.