



Durham County

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

Meeting Minutes - Draft 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, October 26, 2015

7:00 PM

Commissioners' Chambers

7:00 pm Regular Session

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments:

Chairman Page announced that there were no agenda adjustments; however, he thanked Marqueta Welton, Deputy County Manager for sitting in for County Manager Wendell Davis. He also thanked Willie Darby, Attorney for sitting in for Lowell Siler, County Attorney.

Announcements:

Chairman Page read the following announcements:

- 1) My Brother's Keeper (MBK) Durham invites the community to a showing of the documentary "Rise: The Promise of My Brother's Keeper." The film highlights four programs that exemplify the principles of President Obama's MBK initiative to improve the life outcomes of boys and young men of color and all youth. At 6:30p.m. on November 3, the public is invited to the event taking place in the Commissioners Chambers, second floor of 200 E. Main Street. The event is free and open to the public. For more information, email mybrotherskeeper@dconc.gov.
- 2) Commissioner Jacobs alerted the public attention to Halloween safety tips provided by the Sheriff Office. She stated the tips were listed on the County and Sheriff website along with the child sex offender website link.
- 3) Vice Chair Howerton stated she attended the NACo Juvenile Justice Academy in Chicago, IL October 21-23, 2015 and she provided an overview to the Board. She added that the County was one of (7) seven states invited to attend. Vice Chair Howerton mentioned the initiatives discussed and stated she wished to discuss them with the Board to determine different alternatives for the youth.

- 4) Chairman Page stated that Brian Proffitt asked him to address issues raised at the last meeting. He mentioned the salaries for the classified workers were not an item on the agenda and thanked everyone for making their presence known. Chairman Page stated the Board was currently in the process of working on the fund and waiting for Durham Public Schools (DPS) audit to become available.

Ceremonial Items:

15-717 Recognition of Kelly Warnock, MPH, RD, LDN, Public Health Nutrition Program Manager, for Receiving the 2015 GlaxoSmithKline Foundation Child Health Recognition Award in the Public Health Staff Recognition Category

Chairman Page acknowledged Kelly Warnock and presented her with the 2015 GlaxoSmithKline Foundation Child Health Recognition Award.

Gayle Harris, Public Health Director highlighted numerous projects that Ms. Warnock assisted and created and thanked her for her service and dedication.

Ms. Warnock thanked the Board for the recognition and also thanked them for allowing her to be innovative.

Commissioner Reckhow thanked Ms. Warnock for introducing the County to a range of programs.

15-725 Durham Soil and Water Conservation District Celebrates 50 Years of Service

Eddie Culberson, Director of Soil and Water Conservation provided a description of the District and stated they were celebrating their 50 years of service milestone. He also introduced Talmage Layton, Chairman and Danielle Adams, Vice Chair.

Ms. Adams provided a brief history of the Soil and Water Conservation District and mentioned the highlights of the scheduled celebration on Wednesday, November 4, 2015. She also thanked the Board for the recognition.

Mr. Layton stated Durham County was very innovative and many other counties could not compare to the work that the County had done. He shared that there had been an increase in interest of the Soil and Water Conservation District and thanked Mr. Culberson for his leadership.

Chairman Page read the following proclamation:

DURHAM SOIL AND WATER CONSERVATION DISTRICT 50th ANNIVERSARY | 2015

WHEREAS, In 1937 Dr. Hugh Hammond Bennett, a North Carolina native, urged President Franklin D. Roosevelt to create local soil and water conservation districts across the United States to develop locally led conservation programs; and

WHEREAS, From March 22, 1937 to February 2, 1965 the Durham Soil and Water Conservation District was part of the multi-county Upper Neuse River Soil Conservation District, that was instrumental in improving the county's natural resources; and

WHEREAS, The Durham Soil and Water Conservation District was officially established as a single-county conservation district on February 2, 1965; and

WHEREAS, The Durham Soil and Water Conservation District is one of 96 conservation districts which cover all of North Carolina and is led by 5 elected and appointed North Carolina citizens known as conservation district supervisors who provide leadership for local, voluntary stewardship of natural resources; and

WHEREAS, The Durham Soil and Water Conservation District is also served by Associated Board Members who voluntarily serve on the Board and provide a voice of leadership for Durham County citizens for the local, voluntary stewardship of natural resources, and

WHEREAS, The Durham County's natural resources are renewable and more valuable than the golden leaf for which the County is famous; and

WHEREAS, The Durham Soil and Water Conservation District's mission is to conserve, enhance and promote the natural resources of Durham County by providing technical assistance, environmental education information and economic incentives to County citizens and by exhibiting a diversified program to meet its changing needs; and

WHEREAS, The Durham Soil and Water Conservation District is a state and nationally recognized leader in natural resource conservation for its diverse and innovative programs; and

WHEREAS, February 2, 2015, marked the 50th anniversary of Durham Soil and Water Conservation District and this year represents a significant milestone in the stewardship of natural resources;

NOW, THEREFORE, I, Michael D. Page, Chairman of the Durham County Board of County Commissioners on behalf of the Durham Board of County Commissioners, does hereby recognize the 50th Anniversary of the Durham Soil and Water Conservation District and commend its celebration to all citizens.

“DURHAM SOIL AND WATER CONSERVATION DISTRICT 50th ANNIVERSARY”

in the Durham County.

This the 26th of October, 2015.

Michael D. Page, Chairman
Durham Board of County Commissioners

Commissioner Jacobs congratulated and thanked the members of the District for the history they provided.

Vice Chair Howerton mentioned how impressed she was with the work done by the District which included their efforts to teach children and citizens about natural resources. She also congratulated them on celebrating their 50th anniversary.

Commissioner Reckhow echoed Commissioner Jacobs and Howerton. She also highlighted the exemplary customer service the District provided to the citizens of Durham County.

Commissioner Foster thanked Mr. Culberson for his leadership and the supervisors for all their hard work.

15-724 Resolution - Creation of County-wide Durham Task Force on Child Sex Trafficking

Chairman Page read the following resolution:

DURHAM TASK FORCE ON CHILD SEX TRAFFICKING

WHEREAS, each year, as many as 100,000-300,000 American children are at risk of being trafficked for commercial sex in the United States, according to the U.S. Department of Homeland Security; and

WHEREAS, child sex trafficking is the fastest growing business of organized crime and the third largest criminal enterprise in the world, exceeded only by illegal drug transactions and trading illegal firearms, according to the Federal Bureau of Investigation; and

WHEREAS, the average age at which girls first become victims of prostitution is 12 to 14, and boys and transgender youth enter into prostitution between the ages of 11 and 13 on average; and

WHEREAS, North Carolina and its cities near interstate highways, including Durham, harbor significant levels of child sex trafficking; and

WHEREAS, as a united community, we need to achieve a systematic, institutionalized and coordinated response to interrupt the business of child sex trafficking and provide child-centered support to those who have been trafficked.

NOW, THEREFORE BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, endorse the creation of a county-wide

DURHAM TASK FORCE ON CHILD SEX TRAFFICKING

and be it further;

RESOLVED that we urge that all Durham agencies which have contact with youth and the prosecution of sex crimes participate in the Task Force; and be it further

RESOLVED, that the Task Force create a Durham Response Protocol on Child Sex Trafficking, identify community agencies which have a role in responding to sex trafficking, and define clear response roles for each agency to ensure that our community's response is coherent, without gaps in the functions that need to be fulfilled to disrupt trafficking and provide needed services to trafficked persons; and be it finally

RESOLVED, that copies of this resolution shall be distributed to the Durham City Council, the Durham County Board of Education, the Durham County Department of Social Services Board of Directors, and members of the news media.

This the 26th day of October 2015

Michael D. Page, Chairman

Brenda A. Howerton, Vice-Chairman

Fred Foster, Jr.

Wendy Jacobs

Ellen W. Reckhow

Sherri Rosenthal, Attorney, Durham-Orange Women's Sex Trafficking Committee, thanked the Board for its support.

Vice Chair Howerton stated the Association passed a resolution on human trafficking, however; child sex trafficking was not an issue that was in the face for Durham County to see. She questioned how this issue was not visible and looked forward to hearing about the task force team.

Commissioner Jacobs thanked Ms. Rosenthal for taking leadership and hoped she would continue to take this issue to other places to make others aware.

Commissioner Reckhow thanked Ms. Rosenthal for the footnotes and tips. She suggested the Staff add the information along with a copy of the resolution to the County website. Commissioner Reckhow inquired about the appointments of the task force. Ms. Rosenthal responded the appointments were all open. She continued to say they wanted to get the key players who supported the resolution together in a future meeting to determine how the task force would be established.

Commissioner Foster thanked Ms. Rosenthal for bringing the issue to the Boards' attention. He asked if she knew where Durham County ranked and what was the threat assessment for the County. Ms. Rosenthal stated there was an epidemic in all counties, not just Durham. She continued to say that Charlotte, NC was ranked in the top ten nationwide.

Consent Agenda:

Chairman Page asked the Commissioners if they desired to pull any items from the Consent Agenda.

Commissioner Jacobs requested to comment on items 15-704 and 15-723.

Commissioner Reckhow moved, seconded by Vice Chair Howerton to approve the following Consent Agenda.

15-692 Contract Amendment with Pearson Appraisal Services, Inc.

*15-695 Property Tax Releases and Refunds for September, 2015

15-702 Appointment to Durham County Juvenile Crime Prevention Council

*15-704 Capital Project Amendment No. 16CPA000004- Appropriating \$611,000 of Public School Building Capital Fund Lottery Funds for Three Durham Public School's (DPS) Capital Projects (Lottery Funds)

15-707 Award of Contract for the Purchase of Four (4) 2016 4x4 Ford Expedition for Emergency Medical Services

*15-708 Budget Ordinance Amendment No. 16BCC000018 - Appropriate Restricted Funds in the Amount of \$901,868.95 for the Sheriff's Office, CJRC, Fire Marshall, Library, Public Health, Social Services and Cooperative Extension

15-714 Board of County Commissioner Filing Fee

15-715 Setting the Salary for the Register of Deeds and 2016 Filing Fee

15-716 Resolution Honoring Liz Rooks, Executive Vice President, Research Triangle Foundation

*15-718 Budget Ordinance Amendment No. 16BCC000019 Public Health: Recognize \$2000.00 Communicable Disease funds from NC DHHS, Division of Public Health to support the STD/HIV Program in Durham County

*15-719 Budget Ordinance Amendment No. 16BCC000020 to Recognize Unspent Funds from the National Association of City and County Health Officials for the Health Education Division

*15-722 Capital Project Amendment No. 16CPA000005 -Appropriation of County Contribution Funds (\$1,578,000) for Two Information Services and Technology (IS&T) Capital Projects

15-723 Approval of Legal Documents Related to the Redevelopment of Whitted School

The motion carried unanimously.

Item 15-704

Commissioner Jacobs commented on the Youth Education Lottery Funds. She stated that 40% of the funds were supposed to go back to the counties for education; however, Durham County only received 13% of those funds for the schools. Commissioner Jacobs stated the citizens should be aware of where their lottery dollars were actually going.

Item 15-723

Commissioner Jacobs recognized the Whitted School Project. Vice Chair Howerton and Commissioner Reckhow thanked the staff for their hard work on the Whitted School Project.

Chairman Page mentioned that he was approached about the history of the school. He stated it was important that the history not be lost during the revitalization.

Consent Agenda Item #15-695

Due to property valuation adjustments for over assessments, listing discrepancies, duplicate listings, and clerical errors, etc. the attached report details releases and refunds for the month of September, 2015.

Releases & Refunds for 2015 Taxes

Real Property	\$ 174,182.96
Personal Property	\$ 308,084.74
Solid Waste Fees	\$ 834.00
Motor Vehicles-VTS	\$ 38,347.77
Total	\$ 521,449.47

Releases & Refunds for Prior Years 2010-2014

Personal Property	\$ 36,630.93
Motor Vehicle	\$ 268.37
Motor Veh. Fee	\$ 15.00
Total	\$ 36,914.30

Grand Total \$ 558,363.77

Consent Agenda Item #15-704

**DURHAM COUNTY, NORTH CAROLINA
2015-16 Capital Project Ordinance
Amendment Number 16CPA000004**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2015-16 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
Burton ES Roofing Design and Repair (SH232)	\$0	\$50,000	\$50,000
Southwest ES Roofing Design (SH233)	\$0	\$65,000	\$65,000
Jordan High School Chiller Replacement (SH231)	\$54,000	\$496,000	\$550,000

Adopted this the 26th day of October, 2015.

Consent Agenda Item #15-708

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000018**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 budget ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Other Financing Sources	\$26,906,495	\$901,869	\$27,808,364

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Public Safety	\$57,866,329	\$265,910	\$58,132,239
Environmental Protection	\$4,137,358	\$34,415	\$4,171,774
Human Services	\$90,067,546	\$901,544	\$90,669,090

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 26th day of October, 2015.

Consent Agenda Item #15-718

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000019**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 budget ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Intergovernmental	\$57,711,175	\$2,000	\$57,713,175

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Human Services	\$90,669,090	\$2,000	\$90,671,090

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 26th day of October, 2015.

Consent Agenda Item #15-719

**Durham County, North Carolina
2015-2016 Budget Ordinance
Amendment Number 16BCC000020**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2015-2016 budget ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Intergovernmental	\$57,713,175	\$1,778	\$57,714,953

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Human Services	\$90,671,090	\$1,778	\$90,672,868

All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 26th day of October, 2015.

Consent Agenda Item #15-722

**DURHAM COUNTY, NORTH CAROLINA
2015-16 Capital Project Ordinance
Amendment Number 16CPA000005**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2015-16 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Capital Project	Current Budget	Inc./Dec.	Revised Budget
16 IT Hardware Upgrade Project (4200DC103)	\$0	\$1,000,000	\$1,000,000
16 Telecommunications Upgrade Project (4200DC104)	\$0	\$578,000	\$578,000

Adopted this the 26th day of October, 2015.

Public Hearings:

15-727 Public Hearing on the Community Transportation Program Grant (CTP), Commit of Local Matching Funds and Authorization to Execute State and Federal Documents

Linda Thomas-Wallace requested the Board host a public hearing for the 5311 Community

Transportation Program Grant in the amount of \$88,734.00. She added the action was to approve the allocation so that the County could apply for the grant funds.

Commissioner Jacobs asked how many people were being served and what was the transportation being used for. Ms. Thomas-Wallace responded Durham County Access has provided a total of approximately 20,000 trips to appointments. Commissioner Jacobs asked if citizens were ever turned away from being provided transportation. Ms. Thomas-Wallace stated citizens were not turned away, however; there were financial constraints.

Chairman Page opened the public hearing.

Cathy Stallcup, Durham Center for Senior Life, spoke on behalf of the elderly community that benefited from the service. She thanked Ms. Thomas-Wallace for educating the Durham Center for Senior Life on how the funding worked and stated she hoped to see the funding continue.

Chairman Page closed the public hearing and asked the Board what was their pleasure on the item.

Vice Chair Howerton moved, second by Commissioner Jacobs to approve the transportation funding request item.

The motion carried unanimously.

Board and Commission Appointments:

Michelle Parker-Evans, Clerk to the Board, distributed ballots to the Board to make appointments to boards and commissions.

The Board made the following appointments (incumbents are underlined.) Individuals listed in bold print were appointed:

City County Appearance Commission

Jacob Rogers (Foster, Howerton, Jacobs, Page, Reckhow)

Environmental Affairs Board

Stephen Senter (Foster, Howerton, Jacobs, Page, Reckhow)

Farmland Protection Advisory Board

Benjamin Filippo (Foster, Howerton, Jacobs, Page, Reckhow)

Transportation Advisory Board

Cedric Johnson (Foster, Howerton, Jacobs, Page, Reckhow)

Jacob Rogers

Closed Session:

Chairman Page stated the Board was requested to adjourn to Closed Session pursuant to G.S. 143-318-11(a)(4) to discuss matters relating to the location or expansion of a business or industry.

Vice Chair Howerton moved, seconded by Commissioner Reckhow to adjourn to Closed Session.

The motion carried unanimously.

Reconvene to Open Session:

Chairman Page announced that the Board met in Closed Session and provided direction to staff.

Adjournment:

Vice Chair Howerton moved, seconded by Commissioner Jacobs to adjourn the Regular Session meeting.

The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Monica Toomer".

Monica W. Toomer
Deputy Clerk to the Board