



# Durham County

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

## Meeting Minutes

### Board of County Commissioners

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

**Commissioners' Chambers**

**Monday, March 28, 2016**

**7:00 PM**

#### **Opening of Regular Session - Pledge of Allegiance**

#### **Other Business**

#### **State of the County Address**

#### **Delivered by Chairman Michael D. Page**

Good evening and thank you for joining us for our 2016 State of the County Address, a tradition that we began in **2007**. As Chairman of the Board of County Commissioners, it is once again my honor to come before you to talk about where we've been in the past year, and where we are going in the coming months. Traditionally during this address, we take this time to reflect on our accomplishments, successes and progress on key initiatives. And we look ahead to challenges, and yes, opportunities on the horizon.

I'd like to welcome all of you who have joined us in these chambers. I want to also thank our audience watching us on Channel 8 or watching us live streaming on a computer. No matter how you are accessing this information, please understand that we sincerely appreciate your interest, and efforts to make Durham County great!

Let me begin this message by recognizing my esteemed colleagues on the Board of County Commissioners. As Commissioners, we work to provide direction to the professional staff to ensure that Durham County moves forward and dynamically addresses the needs of this community.

I'd like to ask my fellow Board members to stand.

1. Vice Chairman Brenda Howerton
2. Commissioner Ellen Reckhow
3. Commissioner Fred Foster, Jr.
4. And Commissioner Wendy Jacobs

#### **Let's give them a big hand!**

I'd like to congratulate my colleagues Wendy Jacobs, Brenda Howerton and Ellen Reckhow, who were successful in the recent election. They, along with Heidi Carter and Jim Hill will comprise the next Board of County Commissioners beginning in December. Know that Fred and I will continue to support the work of Durham County, just from a different vantage point.

Let me now recognize our exceptional **County Manager Wendell M. Davis** who leads our executive staff and department heads, and indeed, the day to day operations of this county. To all of the **employees** of Durham County joining us here, and at home this evening I say “**Thank you**” for your great work! You represent a wonderful group of dedicated and committed public servants who show up each day with a sense of professionalism and compassion.

When I ended my remarks last year, I stated that our community was on the cusp of great change. This evening I want to share with you some key information to demonstrate how well we are moving forward in many areas.

As organizations do, Durham County witnessed the departure of several longtime key staff and welcomed several other senior staff members.

Emergency Management Director **Jeff Batten**, who safely managed the county’s response through tornados, major ice storms, snow storms and other natural disasters; and Deputy County Manager **Lee Worsley**, who ably served as interim County Manager and managed a variety of major projects during his tenure.

Both of them bid farewell to Durham County in 2015 and we wished them well in heading into retirement and new job opportunities.

After extensive searches, we hired Engineering Director **Jay Gibson**, Emergency Management Director **Jim Groves** and Deputy County Manager **Jodi Miller** in leadership positions. **Kathy Everett-Perry** has been serving as Interim Human Resources Director.

I must say, we have already experienced superior work and great new ideas from these leaders, and we look forward to continuing to bring in the **best** and **brightest** talent in some key positions that remain open.

No doubt we have an outstanding group of departments that are leading the way in many professional areas. Durham County is regularly recognized for its innovation and creativity. While the list of awards is quite lengthy, permit me to highlight some of the many honors that were received in 2015.

The **Information Services and Technology** Department received a great number of awards for its efforts as a department and for its leadership. Director **Greg Marrow** received the Triangle Business Journal’s CIO Award presented to leaders who are changing the Triangle business community through information technology. NACo named the department as a 2015 Top 10 Digital County during its annual meeting. IS&T also received the 2015 GiGa Award by the North Carolina Local Government Information Systems Association and the 2015 Public Technology Institute Solutions Award.

Our **Durham County Tax Office** received a 2015 Achievement Award from the National Association of Counties for its “Online Property Tax Appeal Management System.”

**Engineering and Environmental Services** won the PTI 2015 Solutions Award for the “Charge Ahead Durham Campaign,” along with a second place Golden Post Award for Best Use of Social Media for Community Engagement from Government Social Media.

Our **Durham County Library** received the American Library Association’s “John Cotton Dana Public Relations Award” for the Durham Reads Together program featuring March: Book One by Civil Rights Icon and Congressman John Lewis. This is ALA’s most prestigious award and featured a \$10,000 check for our Library.

The **Criminal Justice Resource Center** was recognized by the North Carolina Association of County Commissioners with an Excellence in Innovation Award for its Misdemeanor Diversion Program. It also garnered a “Recovery Month Educational Event” Award from SAMHSA, the Substance Abuse and Mental Health Services Administration.

Durham County’s Public Health and Emergency Management departments conducted a **Strategic National Stockpile** exercise to test how well we would conduct ourselves in the event of a wide spread public health/security threat. The exercise ran over two days and involved local hospitals, public safety, our universities, city and county staff and community partners.

**Emergency Management’s David Marsee and Public Health’s Pat Gentry** were honored with Durham County On the Spot awards for their leadership of this critical collaborative work.

Durham County’s Office of the Sheriff received grant funding through the Office of Justice Programs to obtain a critical upgrade to the agency’s bomb response robot. The robot is utilized by the **Hazardous Devices Unit (HDU)**, and is one of only **15** such units in the State of North Carolina. This nationally accredited unit provides regional service to five counties. In its efforts to provide a high level of communications with the public, the Sheriff hired a Senior Public Information Officer to help with media inquiries during major incidents, arrests and key events and to communicate public service information.

**Kelly Warnock**, Nutrition Communications and Health promotion Program Manager was awarded the GlaxoSmithKline 2015 Child Health Recognition Award –Public Health State Recognition category for her outstanding leadership and work in the promotion and implementation of services that are helping improve the food and nutrition environment in Durham County.

Durham County Extension Director **Delphine Sellars** received the Leadership and Service Award from the North Carolina Federation of Cooperative Extension Associations. **Deborah McGiffin**, Family and Consumer Sciences Agent was elected President of the NC North Central District Extension Association of Family and Consumer Sciences.

**Please join me in celebrating our staff for these outstanding accomplishments!**

If you follow Durham County Government closely, you know that one of our major initiatives is our My Brother’s Keeper program-Durham’s connection to the Presidential Initiative started by President Obama with the goal of improving life outcomes for boys and young men of color. In this second year of our involvement, I want to reiterate that MBK Durham is continuing to develop and remain connected to this national movement.

You will recall last year’s state of the county remarks in which I noted that 4 key committees were operating with community leaders, educators and subject matter experts. Beginning in the spring and continuing until **November 2015**, the Educational Attainment, Job Training and Placement, Court Involvement, and Health committees completed a policy review, and drafted prioritized recommendations. Each committee was led by two co-chairs and included feedback from academic, professional and community leaders. After an intense period of work, our committees completed their research and crafted its draft “My Brother’s Keeper Action Plan.”As that work was underway, three committee co-chairs, two community leaders and one county staff person attended the **Cities United 2nd Annual Convening** where the **National League of Cities** discussed the technical assistance needed and available to help with this effort. These connections helped ensure that Durham was moving in line with other communities who were a bit further ahead in their planning.

In the fall, participants from MBK Durham participated in the **Gathering of Leaders Conference** in New Orleans. Attending this conference gave us a chance to meet and learn from other MBK Communities across the nation. It’s always a goal to see and hear about programs and opportunities that are working well.

In an effort to share the progress of the ongoing work of the four key committees, Health Committee Co-chair, Dr. Wizdom Powell and community partners DeWarren Langley and Justin Reid spoke about policy goals on our regular TV Show, **In Touch With Durham County**.

Committee members signaled that their initial work was completed and that they were ready to share findings in October. Staff began preparing the written report and selected a date to unveil the findings to the community at large.

Prior to hosting the BIG EVENT on November 14<sup>th</sup>, about 80 community members came together on the evening of November 3<sup>rd</sup> to view the documentary **“Rise: The Promise of My Brother’s Keeper.”** The film featured interviews with President Barack Obama and a focus on several communities who have successfully established programs aimed at redirecting young men of color from challenging life circumstances to a road to success.

Following the riveting film, an engaging discussion was conducted, focusing on how Durham might replicate or create similar programs to help its young men. Parents, young people, community leaders, elected officials and educators participated in the event.

On a bright Saturday morning, about 150 youth, leaders, mentors and elected officials came together to hear some results from the report.

Some of the key findings and recommendations included:

- Ensure Boys and Men of Color complete post-secondary education and achieve career readiness, successful entry into the workforce, and job stability
- Support streamlined referral processes within formal and informal systems of care to improve detection of early signs of psychological distress
- Increase the number of boys of color who are enrolled in high quality early childhood education programs
- Revise comprehensive health education curricula in Durham Public Schools to address harmful male social norms and enhance socio-emotional competence.

oEnable career readiness, successful entry into the workforce, and job stability for court-involved youth

Currently, we are moving forward to determine how MBK fits within a broader collective impact strategy for youth services in Durham. We are working to identify and prioritize recommendations to implement in the short and long term.

Key research based findings from each area were instructive and now intense work continues to move the needle as called for in the charge. We began forming an executive committee **last month** to guide the implementation of the 24 recommendations from the action plan.

You can find the full report at MBK Durham's website. [www.mbkdurham.info](http://www.mbkdurham.info)

Finally, we are currently in the process of selecting an MBK Coordinator who will take over management of the MBK Durham Initiative. Durham County Government is dedicated to ensuring that young people have the resources and opportunities that they need to build a foundation for a successful life.

Last fall the County Manager and his staff provided our Board of Commissioners with an update on the progress of Managing for Results. MFR was introduced to our organization in 2014. Why are we moving in this direction? Government needs goals and measures of success to learn, improve and of course to be accountable. The principles of MFR allow us to measure results and achievement. Bottom line. We need to know where we are before we know how far we need to go to reach our goal.

Our team built our specific Managing for Results business model and departments are moving forward toward its full implementation.

Managing for Results entails:

- Learning, Evaluation and Accountability
- Strategic and Operational Planning
- Managing Service Delivery
- And Budgeting for Results

The first group of County Departments were trained and developed performance measures as a part of the current budget process. A second cohort of 10 departments is now beginning to develop the work needed to join the initial group. As you review our Durham County Budget document each year going forward, you will see evolution of this critical work.

By Budget Year '17-'18, all Durham County departments will be fully engaged in using performance measures to manage service delivery. With this process, departments can make data driven recommendations to our County Commissioners. Objective information allows us to operate more efficiently and effectively. As the implementation continues, I urge you to watch for some key changes. Our existing Strategic Plan will be refreshed beginning in late spring. A culture of innovation, leadership and employee empowerment is being developed. Quarterly Management Reports are being provided to the community via our website. Communications with the community and with our employees are helping develop an understanding of and appreciation for Managing for Results.

Another change we are proud of is Durham County's participation in its first citizen survey. We worked with the city to craft questions to help us assess citizen satisfaction with service delivery, and to help establish a baseline for future surveys.

Our goal now is to use **learning and evaluation**, a key component of Managing for Results to help us improve the process each year.

A quick summary of the results note that, in many key areas, we compete well with other jurisdictions our size across the nation.

#### **Residents Have a Positive Perception of the County**

- 80% rated the County as an excellent or good place to live and work, compared to 7% or less rating it as below average or poor
- 82% are satisfied with the overall quality of life in their neighborhood, compared to only 7% who are dissatisfied

#### **Durham County Rates Higher Than Other Large Communities in the Overall Quality of Services Provided**

- The County rated 14% above the average for other large communities in the overall quality of services provided by the County

To view the Durham County 2015 Resident Survey report, visit our website, [www.dconc.gov](http://www.dconc.gov) --You will find it on the **County Manager's Page under Managing for Results.**

During a recent meeting of business leaders and policy makers, economist Mike Walden characterized our state economy as **positive and looking up for 2016**. He added that the state's job growth outpaced the nation. He pointed to the prospect of better jobs, and continued economic growth. Durham County, along with other key urban counties will continue to see the unemployment rate decrease.

Durham County works to make investments in companies that will create jobs in our community, and our hope is that our residents will seek appropriate training to successfully obtain employment in these industries.

In 2015, Our Board continued to support economic development in our community in concert with our partners, the State of North Carolina and the City of Durham.

Please note the list of companies on the screen that demonstrate recent Economic Development contract commitments.

In total, these contracts represent over \$25.5 million dollars over the next eight years. Our goal is to continue to work with these companies and others to help Durham County residents obtain gainful employment.

Continuing to emphasize the growing improvement in Durham County's economy, our **City-County Inspections Department** set a record in 2015 for the number of permits issued by any one trade including building, electrical, plumbing, and mechanical or fire. The electrical division surpassed the 10,000 permit threshold, thereby achieving a new record!

Large construction projects that the department worked on included the **Wallace Wade Stadium** renovation project valued at \$55 million dollars, the \$24 million dollar **Bayer Crop Science Greenhouse project, Duke's Cameron Addition and Parking Garage** at \$57 million dollars and the **Liberty Warehouse project** valued at \$24 million dollars.

Inspections also played a key role in the opening of our new hotels including the **21C Museum Hotel, The Durham Hotel, the Aloft Hotel** on Blackwell Street next to DPAC and the **Residence Inn by Marriott**.

The work of our Inspections Department is proof positive of real economic revitalization in our community. Thanks to Director Gene Bradham for his leadership.

By any measure, Durham County is a fortunate community that continues to receive many accolades. **U S News & World Report** recently selected our community to join its 2016 list of best places to live in America. In joining the top five, specifically in the number 4 position, we were noted for critical factors such as quality health care, cost of living, employment opportunities and access to good schools.

We continue to be financially well-managed and last month our Finance and Budget team visited the rating agencies to reaffirm our Triple AAA bond status. Our Triple AAA bond ratings were reaffirmed by both Standard and Poor's and Moody's Investor Services rating agencies. In reviewing our record, they noted our strong financial management and budgeting operations, the level of our fund balance, and our strong credit worthiness as some of the factors that went into the decision to reaffirm our superior bond ratings.

We have to thank our Tax Administrator Kim Simpson and her team for the dynamic work that they performed in 2015 especially related to the Reappraisal Process. Parcels were reviewed and assessed as the foundation of our reappraisal process. Notice of change of values were mailed to 100,000 property owners in the fall. Kim and her team are geared up to respond to appeals and to help citizens pay the taxes they owe. Her current year collection rate for 2015 was a phenomenal **99.60%** keeping Durham County among the top tier of counties in North Carolina in terms of collections. We were just slightly behind Wake and Buncombe Counties.

Shifting from **Fiscal Health to Physical Health**, Durham County recently ranked 15<sup>th</sup> in the state's ranking of healthy counties, a change from 11<sup>th</sup> place. While our next door neighbor Wake County may be number One, I know we can get to that number. Our Public Health Director Gayle Harris knows it is within our ability to do that. She is working with key health partners such as Dr Eugene Washington, Chancellor for Health Affairs at Duke University, and others such as the Partnership for a Healthy Durham, to develop and implement effective strategies to attack barriers to good health; be it poverty, crime, chronic disease management and more. I must tell you that we are home to nearly 300 thousand citizens and we've realized double digit growth over the past five years. Certainly that growth trend will continue.

Many of us are familiar with the term... the "graying of America." The chart on the screen demonstrates significant growth of residents 55 and older over the past years and that pattern will continue.

One project that we are proud to participate in is the redevelopment of the former Whitted School, which is on track to provide 79 affordable senior housing units, as well as 8 pre-kindergarten classrooms operated by Durham Public Schools. This unique public-private partnership represents out-of-the-box thinking that we must bring to bear as we work to assist our broader community. This intergenerational living concept is a new model which challenges us to take a fresh look at the needs of our residents as they grow in years.

While we boast about our economic success, we know that not everyone in our community has recovered from the 2008 financial downturn, nor have they been positively affected by our successes. Nearly 22% of children in this community live

in poverty, and a significant number of our residents who live in certain census tracts are economically disconnected from the larger financial vitality in this community.

Pope Francis once said, “**A population that does not take care of the elderly and of children and the young, has no future, because it abuses both its memory and its promise.**” Durham County simply cannot afford to leave any of our citizens behind. We must increase our collaborative efforts with the City of Durham, particularly the Mayor’s Poverty Initiative, Durham Public Schools and others to reach the least among us, and help build stronger individuals and families.

As our population grows we must prepare now, and anticipate the changes we must make to address the needs of our current and future residents. No matter what challenges emerge, I know that we have the right team in place to keep us moving in the right direction. We have amazing employees. We have talented and innovative management and we have outstanding county commissioners.

With that, I am confident that Durham County will continue to be a leader among local government for years to come.

Thank you!

### **Advance Public Comments on the Fiscal Year 2016-2017 Budget**

Chairman Page opened the public hearing. No one was signed up to speak. Chairman Page closed the public hearing.

Chairman Page announced that the County Manager would present the FY2016-2017 Budget to the Board on Monday, May 23, 2016.

### **Agenda Adjustments**

Chairman Page announced that there were no adjustments to the agenda.

### **Announcements**

Chairman Page read the following announcements:

- 1)The Durham County Board of County Commissioners affirms our commitment to equal protection under the law and access to equal rights in all areas, including housing, employment and accommodations, for all people in our society, regardless of sexual orientation and gender identity. We affirm our commitment to Durham County being a place that prides itself on tolerance, respect for the equal rights of all people and that celebrates diversity as the foundation of a vibrant, thriving prosperous economy and community. The Durham County Board of Commissioners reaffirms our belief that local government is best able to make decisions and provide services to meet the needs of our citizens at the local level.
- 2)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.
- 3)As we begin to work on the FY16-17 budget, we want to hear from you. If you missed the opportunity to make public comments at tonight’s meeting, you may email your comments to [commissioners@dconc.gov](mailto:commissioners@dconc.gov).
- 4)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.

- 5)The Chair will hold office hours for citizens on Wednesdays by appointment. Please call 919-949-4022 to schedule an appointment.
- 6) These announcements may also be found on the County’s website or you may call the Clerk’s Office at 919-560-0025.

Vice Chair Howerton referred to the first announcement and discussed House Bill 2. She informed the public that a resolution would be shared at the April 4, 2016 Worksession Meeting.

**Minutes**

Commissioner Reckhow moved, seconded by Vice Chair Howerton, to approve the February 29, 2016 Budget Retreat minutes, March 7, 2016 Worksession minutes and the March 14, 2016 Regular Session minutes.

The motion carried unanimously.

**Ceremonial Items**

**16-947 Resolution Celebrating the 85th Anniversary of the Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc.**

Chairman Page read the following resolution:

**DELTA SIGMA THETA SORORITY, INCORPORATED**

**WHEREAS**, Delta Sigma Theta Sorority, Incorporated, was founded on January 13, 1913, at the esteemed Howard University in the District of Columbia by 22 undergraduate women of distinction and vision to create change in their community; and

**WHEREAS**, since 1931, Delta Sigma Theta Sorority, Inc., has had a presence in Durham, North Carolina; and

**WHEREAS**, on April 25, 1941, the Alpha Kappa Sigma graduate chapter of Delta Sigma Theta Sorority, Inc. was chartered and later became known as the Durham Alumnae Chapter; and

**WHEREAS**, the Durham Alumnae Chapter will celebrate 85 years of transforming lives and impacting community by commemorating its history on Saturday, April 9, 2016; and

**WHEREAS**, Delta women have distinguished themselves as public servants by fighting for voters rights, battling for women’s and civil rights, creating and celebrating art, and fighting for the advancement of education; and

**WHEREAS**, the majority of programs of Delta Sigma Theta Sorority, Inc., are based upon the organizations’ five point programmatic thrust: Economic Development, Physical and Mental Health, Educational Development, Political Awareness and Involvement and International Awareness and Involvement; and

**WHEREAS**, the Durham Alumnae Chapter has effectively implemented activities and projects of excellence that address the immediate needs of Durham and given its focus to public service programs: Jabberwock, Delta Gems, Economic Development, Science and Everyday Experiences/Science, Technology, Engineering, Math Education, Social Action, and Delta Academy.

**NOW, THEREFORE BE IT RESOLVED**, we, the Durham County Board of Commissioners, do hereby congratulate

**THE DURHAM ALUMNAE CHAPTER OF DELTA SIGMA THETA SORORITY, INCORPORATED**

for 85 years of services to Durham and its organization’s 103 years of service to communities nationally and internationally.

_____	_____
Michael D. Page, Chairman	Brenda A. Howerton, Vice-Chairman
_____	_____
Fred Foster, Jr.	Wendy Jacobs
_____	
Ellen W. Reckhow	

Delta Sigma Theta Sorority President Arvis Bridges-Epps thanked the Board and shared her excitement in assisting the Durham Community. She mentioned a free Health Fair that would be held at North Carolina Central University on Saturday, April 9, 2016.

Commissioner Jacobs recognized the Deltas for their work done in the community. She mentioned past events that she attended and recognized the strong presence of the organization. Commissioner Jacobs congratulated the Delta Sigma Theta Sorority on their 85<sup>th</sup> Anniversary.

Vice Chair Howerton and Commissioner Foster also thanked the Deltas and congratulated them on their leadership in the Durham community.

Chairman Page added that Durham County Government was grateful for the help of organizations and non-profits for continuing to help build bridges that the Board could not do alone.

**Proclamation - American Diabetes Alert Day**

Chairman Page read the following the proclamation:

**AMERICAN DIABETES ALERT DAY | 2016**

**WHEREAS**, in 2012, approximately 29.1 million Americans, or 9.3% of the population, had diabetes, with 1.4 million newly diagnosed cases each year; and

**WHEREAS**, of the 29.1 million, 21.0 million were diagnosed, and 8.1 million were undiagnosed. Approximately 86 million Americans age 20 and older had prediabetes; and

**WHEREAS**, the fourth Tuesday of March is recognized as “Alert Day®” by the American Diabetes Association® to create awareness about diabetes and encourage the public to take the Diabetes Risk Test to discover if they are at risk for developing type 2 diabetes; and

**WHEREAS**, the Durham Diabetes Coalition will partner with the American Diabetes Association® and Radio One to provide seminars, health and nutrition supplies, and resources to Durham County residents during Alert Day®”; and

**WHEREAS**, the impact of undiagnosed and untreated diabetes can lead to life-threatening complications, such as heart disease, stroke, kidney disease, blindness, and amputations. By taking the necessary precautions and reactions to early detection of type 2 diabetes, the Durham community can sustain a better quality of life.

**NOW, THEREFORE**, I, Michael D. Page, Chairman of the Durham County Board of Commissioners and on behalf of the Durham County Board of Commissioners, this 22nd day of March 2016, does hereby proclaim Tuesday, March 22, 2016 as



**“AMERICAN DIABETES ALERT DAY®”**

in Durham County and challenges its residents to recognize the importance of preventive health screenings and innovative efforts to build a culture of health.

This the 22nd day of March, 2016.

---

Michael D. Page, Chairman  
Durham Board of County Commissioners

Crystal Dixon, Public Health Education Specialist, thanked the Board for the proclamation and stated she was grateful for their support.

Gayle Harris, Public Health Director thanked the Board for the proclamation and for having it available at the event for the community. Ms. Harris also informed the County Manager that the grant funding would be ending soon and stated it would be a part of her department budget request.

Vice Chair Howerton stated the speaker at the event enlightened the attendees and provided exceptional educational information.

**Resolution - Opposing Immigration and Customs Efforts to deport Durham Public School Students**

Chairman Page read the following resolution:

**RESOLUTION OPPOSING IMMIGRATION AND CUSTOMS EFFORTS TO DEPORT DURHAM PUBLIC SCHOOL STUDENTS**

**WHEREAS**, Durham County has received immigrant families who fled their homes seeking asylum from danger and threats; and

**WHEREAS**, one young man, Wildin Acosta, was living in our community and attending Riverside High School when he was arrested by Immigration and Customs Enforcement (ICE) officers while on his way to school in late January; and

**WHEREAS**, since that time he has been held far away from family and friends in Durham and was scheduled for deportation back to his home country of Honduras where he would certainly be at risk of harm or even death from the gang violence he fled if he is forced to return; and

**WHEREAS**, such actions that result in separating immigrant children and youth from their families run counter to basic human dignity and a sense of compassion for those who enter this country seeking safety from violence and oppression; and

**WHEREAS**, such actions have also created fear within Durham’s immigrant community and disrupted school attendance among those families; and

**WHEREAS**, we are grateful to our U. S. Congressman G. K. Butterfield who recently intervened with immigration officials to temporarily halt Wildin Acosta’s scheduled deportation so that he has the opportunity for a full hearing before the Board of Immigration Appeals to allow him to stay in this country and not face potential violence or death in being forced to return to his home country.

**NOW, THEREFORE BE IT RESOLVED THAT** we, the members of the Durham County Board of Commissioners, stand in full support of efforts to suspend the practice of detaining these children and youth through a series of deportation activities.

**BE IT FURTHER RESOLVED** that Wildin and other children and youth who pose no threat to public safety and who are currently in the custody of immigration enforcement officials should also be immediately released to their families.

This the 28<sup>th</sup> day of March 2016.

\_\_\_\_\_  
Michael D. Page, Chairman

\_\_\_\_\_  
Brenda A. Howerton, Vice-Chairman

\_\_\_\_\_  
Fred Foster, Jr.

\_\_\_\_\_  
Wendy Jacobs

\_\_\_\_\_  
Ellen W. Reckhow

Chairman Page thanked Congressman G. K. Butterfield's office for acknowledging the issue at hand. He also stated a copy of the resolution would be provided to all individuals responsible for the activities.

Commissioner Reckhow commended the Riverside High School student body and teachers for being outspoken and honest. She continued to say the teachers reached out to provide school work while the student was away to ensure he would graduate upon his return. Commissioner Reckhow gave the following directive:

**Directive: Commissioner Reckhow asked that the resolution be shared with the Principal of Riverside High School, the students, faculty, Congressional delegations and the Director of the United States Immigration and Customs Enforcement (ICE).**

Commissioner Jacobs expressed her excitement that the voices of the community were being heard. She added because of the efforts of the community, the student was not deported.

Commissioner Foster thanked Congressman Butterfield for making sure the deportation was stopped.

Vice Chair Howerton mentioned this was an issue that had touched the Durham Community; however it was not the only incident that had occurred throughout the country.

### **Consent Agenda**

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

Commissioner Jacobs stated she would like to comment on item #16-939.

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

\*16-885 Property Tax Releases and Refunds for January 2016

16-926 Approve Contract Amendment between Diana Phillips Consulting and the County of Durham

\*16-931 Property Tax Releases and Refunds for February 2016

\*16-939 Approve the Final Budget for Phase I Development of the Hollow Rock Nature Park and Approve Capital Project Amendment No.16CPA000013 increasing the Hollow Rock/New Hope Capital Project (4730DC86) by \$165,271 to acknowledge Grant Funds from the N.C. Recreational Trails Program

\*16-940 Budget Ordinance No. 16BCC000045 to Recognize Grant Funds in the amount of \$114,400 from the NC Division of Waste Management for the Acquisition of a New Brush Hawg C-Model Grapple Loader

\*16-943 Capital Project Amendment No. 16CPA000014- Appropriating \$1,435,000 of Public School Building Capital Fund Lottery Funds for the Southwest Elementary Roof Replacement Capital Project (SH233)

\*16-945 Budget Ordinance Amendment No. 16BCC000046 to Recognize \$49.00 in Communicable Disease funds from NC DHHS, Division of Public Health to support the STD/HIV Program in Durham County

\*16-950 Budget Ordinance Amendment No. 16BCC000047 and Capital Project Ordinance Amendment No. 16CPA000015 - Appropriating \$1,217,222 of Available General Fund fund balance to Support the Third and Final Payment for the 800 MHz Interlocal Agreement (2nd Amendment) 800 MHz Radio System Upgrade Capital Project

16-951 Reappointment to the Alliance Behavioral Healthcare Area Board

\*16-953 Budget Ordinance Amendment No.16BCC000048 Appropriating \$30,000 in The Engineering and Environmental Services Department's Stormwater and Erosion Control (S&E) Division Budget for the Purchase of One Replacement Inspection Vehicle

\*16-957 Budget Ordinance Amendment No. 16BCC000049 to Recognize \$21,250 from the Medicaid and Medicare Electronic Health Record (EHR) Meaningful Use Incentive Program

16-958 Approve the Offer to Purchase Property Located on the Little River Owned by Mrs. Marie Fields at 8520 South Lowell Road for \$2,400

\*16-959 Budget Ordinance Amendment No. 16BCC000052 to Recognize \$20,000 from North Carolina Central University (NCCU) as Partners of their Minority Serving Institutions (MSIs) Partnerships with Community-Based Organizations (CBOs) Grant

\*16-960 Budget Ordinance Amendment No. 16BCC000051 to Recognize \$42,190 from Lincoln Community Health Center as partners of their Community Focused Eliminating Health Disparities (CFEHDI) Grant

\*16-961 Budget Ordinance Amendment No. 16BCC000050 to Recognize \$20,217 from the NC Department of Health and Human Services Division of Public Health for the Health Education Division and CAPUS / Safe Spaces

The motion carried unanimously.

Item #16-939

Commissioner Jacobs expressed her excitement for this project and asked citizens to mark their calendars for May 21, 2016 for the Grand Opening of the Hollow Rock Nature Park.

Consent Agenda Item 16-885

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 January, 2016.

Releases & Refunds for January 2016

Real Property	\$ 11,225.96
Personal Property	\$ 1,734.79
VTS Refunds	\$ <u>14,011.10</u>
Total	\$ 26,971.85

Releases & Refunds for Prior Years

Personal Property	\$ 1,143.37
Grand Total	\$ 28,115.22

---

Consent Agenda Item #16-931

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 February 2016.

Releases & Refunds for 2016 Taxes

Personal Property	\$ <u>235.19</u>
Total for 2016 Taxes & Fees	\$ 235.19

Releases & Refunds for 2015 Taxes

Real Property	\$ 184.39
Personal Property	\$ 113,488.39
VTS Refunds	\$ <u>20,363.87</u>
Total for 2015 Taxes & Fees	\$ 134,036.65

Releases and Refunds for Prior Years 2011 thru 2014

Personal Property	\$ 374.75
Solid Waste	\$ <u>732.00</u>
Total Prior Years	\$ 1,106.75
Grand Total	\$ 135,378.59

---

Consent Agenda Item #16-939

**DURHAM COUNTY, NORTH CAROLINA  
2015-16 Capital Project Ordinance  
Amendment Number 16CPA000013**

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.

<b>Capital Project</b>	<b>Current Budget</b>	<b>Inc./Dec.</b>	<b>Revised Budget</b>
Hollow Rock/New Hope Capital Project (4730DC086)	\$500,720	\$165,217	\$665,937

Adopted this the 28<sup>th</sup> day of March, 2016.

Consent Agenda Item #16-940

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000045**

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	\$58,045,117	\$114,400	\$58,159,517
Service Charges	\$17,785,041	\$39,325	\$ 17,824,366

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Environmental Protection	\$4,208,364	\$153,725	\$4,362,089

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

This the 28<sup>th</sup> day of March 2016.

Consent Agenda Item #16-943

**DURHAM COUNTY, NORTH CAROLINA  
2015-16 Capital Project Ordinance  
Amendment Number 16CPA000014**

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.

<b>Capital Project</b>	<b>Current Budget</b>	<b>Inc./Dec.</b>	<b>Revised Budget</b>
Southwest Elementary Roof Replacement (SH233)	\$65,000	\$1,435,000	\$1,500,000

Adopted this the 28<sup>th</sup> day of March, 2016.

Consent Agenda Item #16-945

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000046**

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	\$58,159,517	\$49	\$58,159,566

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Human Services	\$91,557,166	\$49	\$91,557,166

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

This the 28<sup>th</sup> day of March 2016.

Consent Agenda Item #16-950

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000047**

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	\$33,567,629	\$1,217,222	\$34,784,851

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
General Government	\$106,297,787	\$1,217,222	\$107,515,009

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

This the 28<sup>th</sup> day of March 2016.

**DURHAM COUNTY, NORTH CAROLINA  
2015-16 Capital Project Ordinance  
Amendment Number 16CPA000015**

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.

<b>Capital Project</b>	<b>Current Budget</b>	<b>Inc./Dec.</b>	<b>Revised Budget</b>
800 MHZ Radio System Upgrade Project (412DC100)	\$5,147,450	\$1,217,222	\$6,364,672

Adopted this the 28<sup>th</sup> day of March, 2016.

Consent Agenda Item #16-953

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000048**

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>			
Licenses and Permits	\$976,000	\$30,000	\$1,006,000

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Environmental Protection	\$4,362,089	\$30,000	\$4,392,089

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

This the 28<sup>th</sup> day of March 2016.

Consent Agenda Item #16-957

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000049**

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 Revenues	\$634,491	\$21,250	\$655,741

Expenditures:

<u>Function</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Human Services	\$94,557,215	\$21,250	\$91,578,4656

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

This the 28<sup>th</sup> day of March 2016.

---

Consent Agenda Item #16-959

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000052**

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	\$58,221,973	\$20,000	\$58,241,973

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Human Services	\$91,640,872	\$20,000	\$91,660,872

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

This the 28<sup>th</sup> day of March 2016.

---

Consent Agenda Item #16-960

**Durham County, North Carolina  
2015-2016 Budget Ordinance  
Amendment Number 16BCC000051**

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	\$58,179,783	\$42,190	\$58,221,973

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Human Services	\$91,598,682	\$42,190	\$91,640,872

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

This the 28<sup>th</sup> day of March 2016.

---

Consent Agenda Item #16-961

**Durham County, North Carolina  
2015-2016 Budget Ordinance**



**Amendment Number 16BCC000050**

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	\$58,159,566	\$20,217	\$58,179,783

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Human Services	\$91,578,465	\$20,217	\$91,598,682

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

This the 28<sup>th</sup> day of March 2016.

---

**Public Hearings**

**16-912 Public Hearing - Unified Development Ordinance Text Amendment, Omnibus Changes 9 (TC1500001)**

Michael Stock, AICP, Senior Planner stated the text amendment TC1500001 proposed necessary technical revisions and minor policy changes to various provisions of the Unified Development Ordinance (UDO). He stated the Planning Commission recommended approval, 10-1 of the text amendment on November 10, 2015. Mr. Stock asked the Board to take two actions for the item.

Commissioner Foster asked who provided the opposing vote from the Planning Commission. Mr. Stock responded Commissioner Tom Miller.

Commissioner Jacobs recommended abbreviation changes to page three (3). Mr. Stock responded the changes were forthcoming in another text amendment. Commissioner Jacobs questioned pages 10 - 11 stating some text was repeated. Mr. Stock responded there was no repeated text. He continued to say "b" on page 10 referenced reviewing and recommendations of the plan where "c" referenced final actions. Commissioner Jacobs inquired about the tree requirements on page 30. She asked if the new developments on Hwy 70 fell under those requirements. Mr. Stock responded no, that option was rarely implemented.

Chairman Page opened the public hearing. No one was signed up to speak. Chairman Page closed the public hearing.

Chairman Page asked the pleasure of the Board.

**First Motion:**

Commissioner Reckhow moved, seconded by Commissioner Jacobs to adopt the appropriate Statement of Consistency pursuant to NCGS §153A-341.

The motion carried unanimously.

**Second Motion:**

Commissioner Reckhow moved, seconded by Commissioner Jacobs to adopt an ordinance amending the Unified Development Ordinance as noted on the agenda.

The motion carried unanimously.

**Conduct Public Hearing and Consider the Resolution for the Removal of Land from RTP Service District**

Willie Darby, Senior Assistant County Attorney stated the Board was requested to hold a public hearing pursuant to NCGS §153A-314.1(c) before considering adopting a resolution reducing the boundaries of a services district. Mr. Darby added Bald Eagle Land Development LLC (Bald Eagle) owned property located in Durham County and was developing the land for residential purposes and 2.04 acres no longer required the services of the District.

Commissioner Reckhow asked if the RTP foundation weighed in on issue. Joseph Bass, Attorney with Manning & Fulton responded on June 2, 2015 a meeting of the owners was conducted and greater than 80% voted to pass.

Commissioner Jacobs asked was it a part of the bigger residential development. Mr. Bass responded yes.

Chairman Page opened the public hearing. No one was signed up to speak. Chairman Page closed the public hearing.

Chairman Page asked the pleasure of the Board.

Commissioner Jacobs moved, seconded by Vice Chair Howerton to approve the resolution for the removal of land from the RTP service district.

The motion carried unanimously.

Mr. Bass thanked the County Attorney's Office for all their assistance.

**Board and Commission Appointments**

Michelle Parker-Evans, Clerk to the Board, distributed ballots to the Board to make appointments to the Boards and Commissions.

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

Adult Care Home Community Advisory Committee

**Jeffery L. Alston** (Foster, Howerton, Jacobs, Page, Reckhow)

**Corye Dunn** (Foster, Howerton, Jacobs, Page, Reckhow)

Animal Services Advisory Committee

**Sue Darling** (Howerton, Jacobs, Reckhow)

Barbara G. Elliott (Foster, Page)

Boxing and Wrestling Commission

**Marian Dilahunt-Andrews** (Foster, Howerton, Jacobs, Page, Reckhow)

Nursing Home Community Advisory Committee

*Dana Pearson* (Foster, Howerton, Jacobs, Page, Reckhow)

Public Health Board

**Almond Curtis** (Jacobs, Reckhow)

Michelle Laws (Foster)

**Teme Levbarg** (Howerton, Page, Jacobs, Reckhow)

**Closed Session**

Chairman Page stated the Board was requested to adjourn to Closed Session pursuant to G.S. 143-318.11 (a)(5) to establish, or to instruct the public body's staff or negotiating agents concerning the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease.

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

The motion carried unanimously.

**Reconvene to Open Session**

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

**Adjournment**

Vice Chair Howerton moved, seconded by Commission Reckhow to adjourn the Regular Session meeting.

The motion carried unanimously.

Respectfully Submitted,



Monica W. Toomer  
Deputy Clerk to the Board