

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

Monday, August 13, 2007

County Commissioners' Chambers
200 East Main Street, Durham, North Carolina

AGENDA

"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 P.M. Regular Session

1. **Opening of Regular Session**—Pledge of Allegiance
2. **Agenda Adjustments**
3. **Announcements**
4. 1) Left Blank Intentionally
5. **July Anchor Award Winner—Mary Ingram**
 - 1) Mary Ingram of the Tax Department is the recipient of the July Anchor Award. Ms. Ingram is being recognized for being a valued contributor to the success of the Collections Division, and is credited with collecting \$15 million over the past two fiscal years utilizing all available resources and collection measures to achieve departmental goals.
 - 2) Ms. Ingram has been a Durham County employee in the Tax Office since 1998 and has been working as a revenue agent in the Collections Division since 2004. She works with a team whose primary responsibility is the collection of delinquent real property taxes. For the past two years, the real property collection rate has topped 99 percent and the 2006-07 rate was .9937.
 - 3) Chairman Ellen Reckhow will lead the presentation.

County Manager's Recommendation: The Manager recommends that the July Anchor Award be presented to Mary Ingram along with congratulations of the entire organization.

6. **Consent Agenda**

- a. Budget Ordinance Amendment No. 08BCC000004—Cooperative Extension—4-H Youth Grant from the Durham Alcoholic Beverage Control Board to Reduce Substance Abuse Among Youth (approve to except grant revenue for the purpose of increasing the involvement of youth in the planning and implementation of alcohol and substance abuse prevention programming);
- b. 2008 Revaluation Schedule of Values (approve the schedules of values, standards, and rules and advertise the order adopting them);
- c. Appointment—NCACC Annual Conference Voting Delegate and Alternate (appoint Commission Chairman Ellen W. Reckhow as the voting delegate and Vice-Chairman Becky M. Heron as the alternate voting delegate to the annual conference in Cumberland County, NC);
- d. Non-Warranty Deed to the City of Durham for Property Associated with the Bethesda Pump Station (approve the conveyance of 0 Stage Road, identified as Parcel ID No. 163519, to the City of Durham by Non-Warranty Deed);
- e. Offer to Purchase County Surplus Properties (0 Ann Court, 1300 Evelyn Street, 620 Barton Street, 125 Hillside Avenue, 212 West Alton Street, 1101 Hazel Street, 1216 Fern Street, 3122 Hope Valley Road, 215 Todd Street, and 800 Joe Louis Boulevard) (pursue the upset bid process for the sale of ten surplus properties; the Board has the authority to accept or reject any offer at the conclusion of the upset bid process);
- f. Sales Tax Refund Audit (approve the contract with Dixon Hughes, PLLC. and authorize the Manager to sign the required documents);
- g. Budget Ordinance Amendment No. 08BCC000005 and Capital Project Amendment No. 08CPA000003—Appropriate \$50,000 of Community Health Trust Fund Fund Balance for the Lincoln Community Health Center Renovation Project (DC095); and
- h. Capital Project Amendment No. 08CPA000004—Move \$360,000 of Public School Building Fund Funds from the Northern High School HVAC Project (59105400SH100) to the Northern High School Paving Project (59105400SH114).

7. **Public Hearing on Coordinated Transportation—FY 2007-2008 Rural Operating Assistance Program (ROAP) Grant—Application Approval**

1) The Cooperative Extension Service is requesting Board approval of the Rural Operating Assistance Program (ROAP) grant to be submitted to the North Carolina Department of Transportation (NCDOT). The ROAP grant consolidates the Elderly and Disabled Transportation Assistance Program (EDTAP), Rural General Public Program, and the Work First/Employment Program into a single application package. EDTAP provides for assistance in the transportation of the elderly and disabled. Work First/Employment Program is intended to provide operating assistance for transitional

Work First. The Rural General Public funds will be used to supplement existing routes that currently serve the county.

2) Letters were sent requesting input into the application in June 2007 to over thirty Human Service and non-profit agencies and a Public Hearing Notice was published in the Herald Sun in July 2007. Letters were translated into Spanish and sent to the Latino and other Limited English Proficiency community.

3) The application proposes \$95,245 of governmental revenue to be allocated to support coordinated transportation for Durham County elderly and disabled residents, through the Elderly and Disabled Transportation Assistance Program (EDTAP), and \$8,415 for Work First Transitional/Employment. These funds require no Local match. The \$95,245 represents an increase of \$6,731 from last year's allocation. The \$35,090 for Rural General Public Transportation (RGP) requires a 10% local match not to exceed \$3,509. The majority of the local match is recouped through fares and the remaining match has been budgeted. These programs help support the transportation needs of citizens through County and Non-profit, human service agencies.

4) The NCDOT annually allocates funds for EDTAP, RGP, and Work First. Durham County will receive \$138,750 for FY 2007-2008.

5) Funds shall be used to provide services for the noted agencies:

- Council of Senior Citizens
- Dept. of Social Services (Adult)
- Durham Exchange Club Industries
- Retired and Senior Volunteer Program
- Services for the Blind
- Durham Parks and Recreation

6) Additionally, Durham County is applying for the maximum amount of supplemental EDTAP and Rural General Public Transportation funding allocated to Durham County from NCDOT. The allocations are formula based to each county. The supplemental EDTAP amount is \$56,834 and \$23,192 for Rural General Public Transportation. The \$23,192 for Rural General Public Transportation (RGP) requires a 10% local match not to exceed \$2,319. The majority of the local match is recouped through fares and the remaining match has been budgeted. These funds will be used to expand the current service if the supplemental request is approved.

Resource Person(s): Delphine Sellars, Cooperative Extension Director, and Johnny Ford, Transportation Access Coordinator

County Manager's Recommendation: Approval of the ROAP application for submittal to NCDOT.

8. **Public Hearing—Unified Development Ordinance (UDO) Text Change—
Floodplain Fill (TC07-05)**

1) Receive public comments on Text Change - Floodplain Fill (TC07-05) and adopt an ordinance amending the Unified Development Ordinance, incorporating revisions to Article 2, Review Authority; Article 3, Applications and Permits; Article 8, Environmental Protection; Article 14, Nonconformities; and Article 16, Definitions.

Resource Person(s): Frank M. Duke, AICP, City-County Planning Director

County Manager's Recommendation: The Manager recommends that the Board conduct a public hearing on the proposed UDO text change and, if appropriate based on the comments received during the hearing, approve the change.

9. **Public Hearing—Sales Tax and Land Transfer Tax**

1) The North Carolina General Assembly has granted counties the authority to impose either a ¼-cent sales tax or a .4 (of 1%) land transfer tax. Imposition of either tax requires voter approval.

Resource Person(s): Mike Ruffin, County Manager; Pam Meyer, Director, Budget and Management Services; Keith Lane, Senior Budget Analyst; and Gene Hodges, Budget Analyst

County Manager's Recommendation: The Manager recommends that the Board receive public comment and advise the staff if any additional action is necessary.