

REVISED

(Additions—an Announcement, Item No. 5a, and Consent Agenda Item No.6i;
Amended—Item No. 7)

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

Monday, November 9, 2009

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 5 min.
2. **Agenda Adjustments** 5 min.
3. **Announcements** 5 min.
 - “In Touch with Durham County”, the Durham County television show, airs on Cable TV channel 8 at 8:00 a.m. and 12 noon daily, 5:00 p.m. on Mondays, and 6:00 p.m. Tuesday – Saturday.
 - All Durham County Library locations will be closed on Wednesday, November 11, for Staff Development Day. The libraries will reopen on Thursday, November 12, during regular business hours.
 - **Durham County’s Juvenile Crime Prevention Council announces the Governor’s Crime Commission 2010 Funding Cycle is underway. Grant applications are being sought in the “Juvenile Justice Planning” category. Deadline to apply is December 7 for this competitive process. Please contact Celia Jefferson at 560-0534 with questions or for more information.**
4. **Minutes** 5 min.
 - a. October 5, 2009 Worksession
 - b. October 12, 2009 Regular Session

5. **Proclamation for National Home Care and Hospice Month**

5 min.

November is National Home Care and Hospice Month. Representatives of the Duke's Home Care and Hospice Center have requested that Chairman Page proclaim November as Home and Hospice Care Month in Durham County. The goal of the annual observance is to help increase public awareness and understanding of hospice care.

Resource Person(s): Dee Blake, Director of Development, Duke Home Care and Hospice

County Manager's Recommendation: The County Manager recommends that the Durham Board of County Commissioners approve the proclamation and present to Ms. Blake.

5a. **Appointment of Clerk to the Board—V. Michelle Parker-Evans**

5 min.

The Board of County Commissioners met in closed sessions on October 6, 2009 and October 26, 2009 to consider the qualifications of and discuss the conditions of an initial appointment of a public officer pursuant to G.S. § 143-318.11(a)(6). A recommendation was made to appoint V. Michelle Parker-Evans as the new Clerk to the Board.

Ms. Parker-Evans has 23 years of experience in local government serving in various positions for the City of Durham and Durham County Government, as well as experience with the City of Raleigh. In addition, Ms. Parker-Evans worked two years in Germany for the Federal government as Management Liaison for the Department of State.

It is recommended that the Board appoint Ms. Parker-Evans as Clerk to the Board effective November 30, 2009 at an initial salary of \$61,000.

Resource Person(s): Board of County Commissioners; Mike Ruffin, County Manager; and Marqueta Welton, Director of Human Resources

County Manager's Recommendation: **The County Manager recommends that the Board receive and act upon the recommendation.**

6. **Consent Agenda**

20 min.

- a. Approve Budget Ordinance Amendment 10BOCC000030 to recognize Division of Aging and Adult Services American Recovery and Reinvestment Act (ARRA) Funding in the Amount of \$30,735;
- b. Capital Project Amendment No. 10CPA000010—Durham Public Schools (DPS)—Applications to the Public School Building Capital Fund (Lottery Funds) (approve five applications to the NC Public School Building Fund and Capital

- Project Amendment No. 10CPA000010 appropriating Public School Building Capital Fund funds [Lottery Funds] to five capital projects [one new project]);
- c. Request Approval of the Recombination Plat for the Durham County Justice Center and Parking Structure (approve the recombination plat, which will be recorded in the Durham County Register of Deeds' Office);
 - d. City of Durham's Option to purchase a Portion of Lakeview School Property for the Dearborn Drive Sidewalk Project (accept the City of Durham's option to purchase approximately 583 sq. ft. of property along Dearborne Drive for a sidewalk as well as a temporary construction easement and authorize the Manager to execute the option to purchase and the Chairman to execute the deed and temporary easement);
 - e. Durham Public School Construction Project at Club Boulevard Elementary School (approve the owner/contractor agreement with Resolute Building Company for the Addition and Renovation Project at Club Boulevard Elementary School in the amount of \$3,511,300 and authorize the Manager to execute the agreement pursuant to the terms of the Interlocal Agreement with Durham Public Schools);
 - f. NACo Prescription Drug Discount Card Program (approve Durham County's participation in the National Association of Counties [NACo] Prescription Drug Discount Card Program and authorize the County Manager to execute the requisite contract);
 - g. Durham Chamber of Commerce—Contract Approval (authorize the County Manager to enter into a contract with the Durham Chamber of Commerce in the amount of \$142,200 to provide industrial development services for Durham County);
 - h. Approve Budget Ordinance Amendment No. 10BCC000032—Public Health to recognize Grant Funds in the Amount of \$525,013 from the NC Department of Health and Human Services Division of Public Health to Support Implementation of Vaccine Clinics; **and**
 - i. **Approve the Contract with Clearscapes International Inc. for Phase II of South Regional Library Art Project.**
7. **Durham Public Schools—Purchase of Property for New Elementary “F” and Capital Project Amendment No. 09CPA000008—Transfer Of 2008 2/3rds GO Bond Funds From DPS Land Project To New Elementary F project**

30 min.

On August 27, 2009, the Board of Education approved the selection and purchase of real property for New Elementary “F”. This school site is funded by the 2007 Bond and does not include construction cost at this time. The Board of Education seeks the County's approval of the purchase price. The purchase price is \$1,870,000 and an MAI appraisal has confirmed a value of \$2,938,000. The Board of Education has reviewed its analysis and due diligence information and will present this to the Commissioners. Total expenditures will be \$1,950,000 to include surveys, testing and other required services. The matter was originally presented to the Board of County Commissioners at its October 5, 2009 Worksession. Action on the request was deferred pending answers to several questions from the Commission. Responses to the questions have been received and shared with the County.

The current New Elementary F capital project has a budget of \$1,086,304 and will need additional funds transferred from the 2008 2/3rds GO Bond supported DPS Land Project in the amount of \$863,696 in order to provide the needed \$1,950,000.

Resource Person(s): Hugh Osteen, Assistant Superintendent of Operational Services

County Manager's Recommendation: The Manager recommends that the Board approve the request **selection and purchase of real property for the New Elementary F school, and also approval of Capital Project Amendment No. 09CPA000010 moving \$863,696 of available 2008 2/3rds GO Bond funds from the DPS Land Project to the New Elementary F project, making its total budget \$1,950,000.**

8. **Durham Open Space and Trails (DOST) Commission Matching Grants Funding Recommendation**

20 min.

The Matching Grants committee of the Durham Open Space and Trails Commission (DOST) decided to allow the prior year recommended but unfunded nonprofit community organization applicants for the Matching Grants Program to update their applications for assistance with recreational and open space projects. The Matching Grants committee and County staff reviewed the updated projects to ensure compliance with the program's goals and guidelines. The DOST approved the project and funding recommendation below at its October 21, 2009 meeting:

Organization	Project Description	Grant Award
Center for Community Self-Help	Relocate and redevelop Maplewood Park in the West End neighborhood of Southwest Central Durham	\$9,057.00
Friends of the Mountain to Sea Trail	Purchase and install a 100 foot steel pedestrian bridge over Little Lick Creek on the Mountains to Sea Trail at Falls Lake	\$55,611.00
Woodcroft Community Association	Fitness trail on existing Woodcroft walking trail	\$12,507.00
Total 2009 Request		\$77,175.00

The recommendation to allocate \$77,175 of County funds represents a gain to the County of \$250,808 in matching funds as the projects' total proposed value is \$327,983. The Matching Grants program budget was approved in the FY2009-2010 Budget.

Resource Person(s): Annette Montgomery, Matching Grants Committee Chair; and Gene Hodges, Budget Analyst/Matching Grants Administrator

County Manager's Recommendation: The County Manager recommends that the BOCC approve the funding requests from Center for Community Self-Help, Friends of the

Mountain to Sea Trail, and the Woodcroft Community Association and the allocation of \$77,175 of the budgeted Matching Grants funds to these projects.

1 hr. ~~35~~ **40** min.