

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

Monday, November 9, 2009

7:00 P.M. Regular Session

MINUTES

Place: Commissioners' Room, second floor, Durham County Government Administrative Complex, 200 E. Main Street, Durham, NC

Present: Chairman Michael D. Page, Vice-Chairman Ellen W. Reckhow, and Commissioners Joe W. Bowser and Becky M. Heron

Absent: Commissioner Brenda A. Howerton (excused)

Presider: Chairman Page

Opening of Regular Session—Pledge of Allegiance

Agenda Adjustments

Commissioner Heron requested to add an item to the agenda to receive a report from the County Attorney in regards to the protest petition for the Jordan Lake critical area.

Chairman Page asked County Attorney Lowell Siler if he was prepared to respond to Commissioner Heron's request.

County Attorney Siler responded that if Commissioner Heron's comments are in relation to potential litigation, then the discussion must be held in closed session.

Commissioner Heron clarified her request, stating that she wished to receive an update on the County Attorney's research on the protest petition issue. She noted that her request was not regarding litigation.

Chairman Page stated that he would request that any issue raised that may be inappropriate for open session be moved to closed session.

Vice-Chairman Reckhow requested additional detail as to why the protest petition was deemed invalid due to an issue with the signatures.

Commissioner Bowser commented that he thought that the watershed issue had been resolved. He added that parameters are in place whereby a decision of the Board of County Commissioners can be appealed if an individual or party feels that they have been wronged. Commissioner Bowser agreed to hold a discussion on the issue in closed session.

Commissioner Heron reiterated her request to have the protest petition discussion added to the agenda for open discussion.

Chairman Page questioned whether the petition can be discussed in open session while litigation is pending on the issue.

Commissioner Heron inquired about the aforementioned litigation.

County Attorney Siler informed Commissioner Heron that he was informed a week prior that litigation was forthcoming.

Discussion ensued regarding the Board's duty to discuss the issue in open or closed session.

Commissioner Heron moved, seconded by Vice-Chairman Reckhow, to discuss the protest petition in open session.

The motion failed with the following vote:

Ayes: Heron and Reckhow
Noes: Bowser and Page
Absent: Howerton

Chairman Page stated for the record that he voted against the motion due to current litigation concerning the matter. He added that to hold a discussion in open session would violate the Board's rules.

Commissioner Bowser remarked that he voted against the motion as litigation with Southern Durham Development Inc. is pending, which relates to the protest petition. He stated that as Commissioner Howerton was absent, it would not be fair to discuss a matter in which she took part.

Vice-Chairman Reckhow stated her position of requesting basic facts as to why the signatures resulted in an invalid protest petition. She noted that the language presented for the closed session was not specific to her and Commissioner Heron's requests as no litigation is in progress for the zoning matter.

Commissioner Bowser expressed concern with discussing the issue in Commissioner Howerton's absence.

Vice-Chairman Reckhow responded that Commissioner Howerton would also be absent at the next regular session.

Commissioner Bowser consented to discussing the matter further in closed session.

Chairman Page stated that he had been advised by the County Attorney to discuss the Southern Durham Development Inc. v. Durham County; Filed in Durham County Superior Court (File No. 09 CVS 004125) in closed session.

County Attorney Siler explained that while the protest petition and the Southern Durham Development Inc. lawsuit are related, a second potential litigation could be filed regarding the petition, resulting in independent actions.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to add a closed session to discuss Plan Amendment, Jordan Lake Critical Area (A0900004), Zoning Map Change—Jordan Lake Critical Area (Z0900009), and Southern Durham Development Inc. v. Durham County; Filed in Durham County Superior Court (File No. 09 CVS 004125) pursuant to N.C.G.S. § 143-318.11(a)(3).

Commissioner Heron asked if a lawsuit had already been filed in relation to the protest petition.

County Attorney Siler reiterated that he had been informed that litigation on the matter was forthcoming.

Chairman Page communicated that the County Attorney represents the County; therefore, the Board should take heed to his advisement.

The motion carried with the following vote:

Ayes: Bowser, Page, and Reckhow

Noes: Heron

Absent: Howerton

Commissioner Heron read her statement into the record as follows:

“On October 12, this Board voted 3 to 2 to move the critical protected area boundaries around Jordan Lake. The measure passed because the Planning Department, after two days of scrutiny, deemed the citizen protest petition invalid, citing a failure of the petition to meet the 20% threshold.

This decision by the Planning Department has been challenged, and using the same methodology as the Planning Department, the Southern Environmental Law Center determined the petition exceeded the 20% threshold since portions of parcels were overlooked by the Planning Department. Next, the Planning Department and County Attorney looked at signatures, something that should have been done prior to our October 12 meeting. They found one questionable signature for a property so small it wouldn't have invalidated the petition and then called into question all of the signatures.

Late last Thursday, our County Attorney issued a statement declaring the protest petition invalid but would not disclose why it was invalid, only that he would defend this decision in superior court. I don't recall a time during my 26 years on this Board when a protest petition had received this degree of scrutiny and the response from our staff has been so ambiguous.

The avenue of a protest petition is a public process, and the hard-working taxpayers of Durham deserve to know why the Planning Department and the County Attorney have declared this petition invalid and why their tax dollars will be spent defending this decision. It is time to shine a light on what has been going on behind closed doors for the last two weeks, and it is time for our County Attorney to give the reasons for invalidating this petition

tonight in this public forum in the name of transparency and ethical government. Durham County's reputation is on the line, and the citizens of Durham deserve better; they deserve the truth.

I am sure that, as County Attorney, you believe government actions should be transparent and open to the public. In a recent press release, you alluded to multiple grounds for rejection of the Jordan Lake protest petition, yet you provided no specifics. Just what are these grounds?"

Chairman Page stated his regret for Commissioner Heron sharing the information in her statement and stated that her statement was inaccurate and unfair to the County Attorney. He explicated that the Board had received no more information than the public; therefore, he asked the public to be patient while details were being gathered.

Commissioner Heron explained that her statement was not disparaging to the County Attorney; her statement was targeted towards the process.

Commissioner Bowser mentioned that the Planning Department verifies the protest petition signatures and decides whether they are valid, which puts the Department at the forefront.

County Attorney Siler stated his belief in transparency. He explained his position as a County representative, in which he attempts to interpret the law to his best understanding so that he may defend any action filed against the Board of County Commissioners.

Commissioner Heron commented that the issue originated from the Planning Department.

Announcements

Chairman Page made the following announcements:

- "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.

Commissioner Bowser stated his plans to add an item to the agenda regarding the County's audit report on the Families First program. He expressed disappointment in details outlined in the audit report and in a story ran by The Herald-Sun in relation to the report. Commissioner Bowser mentioned that two former Durham County Department of Social Services Directors—Dan Hudgins and Sammy Haithcock—were not contacted by the County Auditor for their input on the program; therefore, he found the report "inconclusive". He added that he was informed of

several churches involved in the program, although the report indicated that no churches participated. Commissioner Bowser issued an apology to the churches for the report's neglect. He then beseeched newspaper reporters to further their research beyond a single report from the County before making accusations in their articles. He wished not to add the item to the agenda due to the previous addition per Commissioner Heron's request. He requested that a discussion on the Families First Audit be added to the November 23 Regular Session agenda.

Minutes

Chairman Page stated a request to pull the October 5, 2009 Worksession Minutes from the agenda.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to approve as submitted the October 12, 2009 Regular Session Minutes of the Board.

Commissioner Heron asked why the Minutes were requested to be pulled.

County Manager responded that he had been asked to review the Minutes as additional information needed to be included.

The motion carried with the following vote:

Ayes: Bowser, Heron, Page, and Reckhow
Noes: None
Absent: Howerton

Proclamation for National Home Care and Hospice Month

Chairman Page read the following proclamation into the record to proclaim November as National Home Care and Hospice Month:

PROCLAMATION

WHEREAS, in-home health, hospice, and community-based services provide for an individual's health and social needs across the continuum of life—compassionate care which serves expectant mothers, infants, children, adults, the disabled and elderly, and also provides love, comfort, and support at the end of life; and

WHEREAS, in-home health, hospice, and community-based services enable Durham County citizens to access a wide variety of quality health and social services, including preventive care, acute care, sustainable long-term care, and palliative care; and

WHEREAS, these services include care provided by home health agencies, licensed home care agencies, hospice agencies, adult day care and adult day healthcare facilities, and home medical equipment companies; and

WHEREAS, in-home health, hospice, and community-based services build upon a strong tradition of care and compassion, striving to keep families intact and responsible while preserving an individual's independence and dignity in the setting of their choice; and

WHEREAS, Duke HomeCare & Hospice services have provided care to the terminally ill patients and their families for 28 years:

NOW, THEREFORE, BE IT RESOLVED that I, Michael D. Page, Chairman of the Durham County Board of County Commissioners, do hereby proclaim November 2009 as

“HOSPICE AND HOME CARE MONTH”

in Durham County. I urge our citizens to celebrate all in-home and community-based services.

This the 9th day of November, 2009.

/s/ Michael D. Page, Chairman

Dee Blake, Director of Development, Duke Home Care and Hospice, thanked the Board for issuing the proclamation. She mentioned that Durham County currently has the only inpatient hospice facility in a 9-12-county region, which was opened in April 2009, located on Roxboro Road.

Chairman Page thanked Ms. Blake for the services provided to Durham citizens and presented her with the proclamation.

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

Chairman Page reported that 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.

Chairman Page noted that 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.

Commissioner Bowser moved, seconded by Commissioner Heron,
to appoint Ms. Parker-Evans as Clerk to the Board effective
November 30, 2009 at an initial salary of \$61,000.

The motion carried with the following vote:

Ayes: Bowser, Heron, Page, and Reckhow
Noes: None
Absent: Howerton

Chairman Page asked Ms. Parker-Evans to stand and be recognized. He congratulated her on the appointment.

Consent Agenda

Vice-Chairman Reckhow moved, seconded by Commissioner Heron, to approve the following consent agenda items:

- *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.

The motion carried with the following vote:

Ayes: Bowser, Heron, Page, and Reckhow
Noes: None
Absent: Howerton

*Document(s) related to this item follow:

Consent Agenda Item No. 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.

DURHAM COUNTY, NORTH CAROLINA
FY 2009-10 Budget Ordinance
Amendment No. 10BCC000030

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 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	\$445,849,309	\$30,735	\$445,880,044

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u> Human Services	\$482,816,288	\$30,735	\$482,847,023

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

This the 9th day of November, 2009.

Consent Agenda Item No. 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]).

DURHAM COUNTY, NORTH CAROLINA
 FY 2009-10 Capital Project Ordinance
 Amendment No. 09CPA000010

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 Capital Project Ordinance is hereby amended to reflect budget adjustments for the following projects:

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
Jordan High School Roof LF 08 (SH132)	\$50,000	\$500,000	\$550,000
Jordan High School HVAC LF 08 (SH133)	\$30,000	\$370,000	\$400,000
Northern High School Gym Roof LF 08 (SH134)	\$40,000	\$160,000	\$200,000
Northern High School HVAC LF 08 (SH135)	\$25,000	\$425,000	\$450,000
DSA Roof LF 09 (SH155)	\$0	\$200,000	\$200,000

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

This the 23rd day of November, 2009.

Consent Agenda Item No. 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.

DURHAM COUNTY, NORTH CAROLINA
 FY 2009-10 Budget Ordinance
 Amendment No. 10BCC000032

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 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	\$445,880,044	\$525,013	\$446,405,057

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Human Services	\$482,847,023	\$525,013	\$483,372,036

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

This the 9th day of November, 2009.

Durham Public Schools—Purchase of Property for New Elementary “F” and Capital Project Amendment No. 09CPA000011—Transfer Of 2008 2/3rds GO Bond Funds From DPS Land Project To New Elementary F project

Hugh Osteen, Assistant Superintendent of Operational Services, Durham Public Schools, reported that on August 27, 2009, the Board of Education approved the selection and purchase of real property for New Elementary “F”. He stated that the school site is funded by the 2007 Bond and does not include construction cost at this time. Mr. Osteen stated that the Board of Education wished to seek 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 reviewed its analysis and due diligence information and wished to present this to the Commissioners. Total expenditures would 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 Commissioners. Responses to the questions had been received and shared with the County.

Mr. Osteen noted that the current New Elementary “F” capital project has a budget of \$1,086,304 and would 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.

Commissioner Heron inquired about the quantity of available land and rock removal from the land.

Mr. Osteen explicated the cost for rock removal and briefly discussed the blasting plan pre-construction.

Commissioner Bowser recapped a blasting occurrence when Martin Luther King Jr. Parkway was constructed, of which his home incurred damage and was never repaired. He communicated his concern that homes near the New Elementary School “F” site would sustain damage; however, he stated that he would support this item if the Board were assured that any home to incur damage from the blasting would be repaired.

In regards to Commissioner Bowser’s concern, Mr. Osteen stated that liability coverage would be included in the contract to agree to repair any home that sustains damage from the blasting. He articulated that Durham Public Schools (DPS) would take ownership to any issues that may occur.

Commissioner Bowser remarked that he would vote against this item due to his concern and to protect the interest of the adjacent homeowners.

Mr. Osteen pointed out that it is unknown if blasting would be required until a technical analysis is performed.

Vice-Chairman Reckhow referenced No. 6, Ongoing Operational Costs, on the Land Acquisition Due Diligence Chart, which states, "Taxes and some minimal site landscape maintenance (HOA covenants)." She questioned why DPS would have to pay taxes.

Tim Carr, Program Director, Construction & Capital Planning, Durham Public Schools, explained that the term "taxes" was an oversight and should be excluded from the statement.

In relation to the New Elementary "F" site map, Vice-Chairman Reckhow suggested including measurement scales and proposed site indications on future site maps. She inquired about the distance from New Elementary "F" to W.G. Pearson Magnet Elementary, Southwest Elementary, Pearsons town Year-Round Elementary, Hope Valley Elementary, and Fayetteville Street Elementary Schools.

Mr. Osteen explained that the distance is one mile plus; however, the schools are over capacity. Therefore, New Elementary "F" must be located in close proximity. He opined that the redistricting would not be problematic.

Commissioner Heron spoke to her concern regarding transportation costs. She inquired about the overcrowding at Lakewood Elementary School. Commissioner Heron asked if any students who live in Hope Valley Farms attend Lakewood.

Mr. Osteen responded that the majority of Lakewood students reside in that district. He added that the proposed school would help reduce transportation costs.

Commissioner Heron expressed interest in discussing transportation costs during the Board's next meeting with the DPS Board of Education. She stated her concern that parents could be prevented from participating in school activities due to their children attending schools across the county.

Vice-Chairman Reckhow spoke highly of New Elementary "F" in regards to Commissioner Heron's concern. She mentioned the proposed walking zone and neighborhood pattern.

Commissioner Bowser inquired about New Elementary "F" serving the Southwest neighborhood.

Mr. Osteen responded to Chairman Page that the address for New Elementary "F" would be on South Roxboro Road. He added that the distance from the proposed site to Southwest Elementary would be over one mile.

Chairman Page asked if New Elementary "F" would be a traditional or year-round school.

Mr. Osteen responded that the Board of Education would determine the school's schedule at a later date.

Commissioner Bowser inquired about funding availability for the new school construction. He questioned whether DPS can afford to purchase the land.

Vice-Chairman Reckhow spoke in favor of land banking. She commented that she felt that purchasing land at a fraction of its appraised value and to gain a profit from its sale later would be a great buy. Vice-Chairman Reckhow requested that the County Manager provide the Board with an accounting of the current status of 2003 Bond expenditures and whether money was saved. She also expressed interest in holding discussions once the projects are closed out to consider using any leftover funds to offset a future Bond levy.

Commissioner Bowser referenced a discussion from the October 28 Budget Workshop where the County Manager mentioned a \$0.05 tax increase to pay current debt. He added that when the voters approve a bond referendum, they are authorizing the Board to impose a tax increase.

County Manager Ruffin replied to a question posed by Commissioner Bowser, stating that the funds for New Elementary "F" are part of the 2/3rds GO Bond to be used for land banking.

Commissioner Bowser disagreed with spending funds for a non-immediate need, considering the current state of the economy.

Commissioners held a discussion regarding the need for a new elementary school.

Commissioner Heron asked if the proposed site is adequate to support a middle school, if the need arose.

Mr. Osteen responded in the negative.

Vice-Chairman Reckhow moved, seconded by Commissioner Heron, to approve the request and purchase of real property for the New Elementary F school, and also approval of Capital Project Amendment No. 09CPA000011 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.

The motion carried with the following vote:

Ayes: Heron, Page, and Reckhow
Noes: Bowser
Absent: Howerton

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2009-10 Capital Project Ordinance is hereby amended to reflect budget adjustments for the following projects:

	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>			
07 New Elementary F (SH120)	\$1,086,304	\$863,696	\$1,950,000
08 DPS Land (SH152)	\$3,950,000	(\$863,696)	\$3,068,304

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

This the 23rd day of November, 2009.

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

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.

Mr. Hodges gave the following PowerPoint presentation:

2009 MATCHING GRANTS
 PROGRAM APPLICATIONS

- Matching grants program initiated in 1991.
- Grants awarded by Durham County through 2007 cycle: \$1,181,450
- Money and in kind contributions from recipients: \$1.9 million
- For the 2008 cycle, projects had been recommended for funding.
- Due to economic pressure on the County budget, funding was cut from this program prior to awarding the grants.
- For 2009, we allowed the groups that were recommended for funding to update their application.
- One of the four recommended projects declined the invitation to update due to their project was completed in conjunction with Durham Public Schools.

2009 Cycle Projects

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

Projects in Past Years

2007 Cycle

Organization	Description	Grant
Asbury Methodist Preschool	New playground structure	\$13,824
Central Park School	Play equipment for Old North Durham Park	\$31,132
Durham Orange Rec. Disc Golf Assoc.	Construct a disc golf course at Leigh Farm Park in Southwest Durham	\$21,390
Keep Durham Beautiful Inc.	A 1/4 mile nature trail in Holt School Road Park to be built by an Eagle Scout	\$600
		\$66,946

2006 Cycle

Organization	Description	Grant
Ellerbe Creek Association	Upgrades and new trails at three public nature reserves	\$4,710
Eno River Association	Acquisition and trail development of two adjacent undeveloped tracts	\$43,563
George Watts Montessori PTA	Playground installation for Pre-Kindergarten age children	\$25,662
Little River PTA	Playground installation	\$9,233
		\$83,168

2005 Cycle

Organization	Description	Grant Request
Eno River Association	Land Acquisition--Coulter Tract Purchase (13.14 acres) located on Seterra Road in Durham, NC, on the Eno River	\$50,000
Trinity Park Foundation	Landscaping and creating educational garden beds within the Trinity Park and installing a shade structure over the large, exposed play structure.	\$8,600
Duke Forest	Design, production, and installation of maps and informational signs at entrances to Duke Forest along Highway 751 in Durham County.	\$1,091
		\$59,691

Recent Projects

Durham Orange Recreational Disc Association

- Constructing a disc golf course Leigh Farm Park
- Grant: \$21,390
- Match: \$35,680

Central Park School for Children

- Play equipment for Old North Durham Park
- Grant: \$31,121
- Match: \$31,121

Mr. Hodges and Annette Montgomery, Matching Grants Committee Chair, addressed questions and comments posed by the Board regarding the following:

- Location of Little Lick Creek Bridge
- Number of applications received
- Matching Grants Committee
- Refund of unspent funds from previous year
- Visiting project sites
- Relaying matching grants information to nonprofits in the community

Commissioner Heron moved, seconded by Vice-Chairman Reckhow, to 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.

The motion carried with the following vote:

Ayes: Bowser, Heron, Page, and Reckhow
Noes: None
Absent: Howerton

Closed Session

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to adjourn to closed session to discuss Plan Amendment, Jordan Lake Critical Area (A0900004), Zoning Map Change— Jordan Lake Critical Area (Z0900009), and Southern Durham Development Inc. v. Durham County; Filed in Durham County Superior Court (File No. 09 CVS 004125) pursuant to N.C.G.S. § 143-318.11(a)(3).

The motion carried with the following vote:

Ayes: Bowser, Heron, Page, and Reckhow
Noes: None
Absent: Howerton

Reconvene to Open Session

Chairman Page announced that the Board met in closed session; directives were given to staff; no action was taken.

Adjournment

There being no further business, Chairman Page adjourned the meeting at 9:34 p.m.

Respectfully submitted,

Yvonne R. Jones
Acting Clerk to the Board