

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

Monday, November 23, 2020

7:00 P.M. Regular Session

MINUTES

Place: Commissioners' Chambers, Second Floor, Durham County Government Administrative Complex, 200 East Main Street, Durham, North Carolina

Present: Chair Wendy Jacobs, Vice-Chair James Hill and Commissioners Heidi Carter, Brenda Howerton and Ellen Reckhow

Presider: Chair Wendy Jacobs

Opening of Regular Session – Moment of Reflection

Agenda Adjustments

Chair Jacobs announced that there were no agenda adjustments.

Announcements

Chair Jacobs read the following announcements:

1. **Open Enrollment for Healthcare Marketplace** – Need health insurance for 2020? You have until December 15, 2020 to apply for new insurance or renew, change, or update your 2020 coverage.

Please visit www.healthcare.gov for more information.

2. **Extra Credit Grant Deadline Extended to December 7** – A second application period for qualified North Carolina residents to apply for the \$335 Extra Credit grants has been opened with a new deadline of Dec. 7.

The Extra Credit Grant program was authorized by the N.C. legislature. Under the program, North Carolinians who have children younger than 17 as of Jan. 1, 2020, will receive one-time payments of \$335 to help pay for daycare or other expenses associated with virtual schooling. If you filed a tax return in 2019, you DO NOT need to apply for the grant. You only need to apply for the grant if you did not file a 2019 tax return.

Applicants should contact the Charlotte Center for Legal Advocacy (CCLA) by December 7 at 1-888-301-1555 or by email at ncecg@charlottelegaladvocacy.org

3. **Durham Technical Community College (DTCC) Back to Work Initiative** – DTCC is offering Durham residents an opportunity to complete the back-to-work course in as little as eight weeks!

These courses will help to provide opportunities for high-demand occupations such as health care, biotechnology, skilled trades and information technology. Please visit www.durhamtech.edu/work for additional information.

4. **FREE COVID-19 Testing Sites** – Extended through December 31, 2020, **FREE** COVID-19 testing is available for all ages, 7 days a week, regardless of insurance or documentation.

Please visit www.dcopublichealth.org for a list of testing sites

5. **Durham Holiday Safety Guidelines & Events** – With the Thanksgiving Holiday quickly approaching, Durham residents are asked to continue following the public health resources and guidelines to help prevent super-spreader events.

More information can be found on the City of Durham's website at www.durhamnc.gov/4351/Holiday-Safety-Guidelines-Events

Minutes

Commissioner Howerton moved, seconded by Commissioner Reckhow to approve the November 2, 2020 Work Session and the October 12th, October 26th and November 9, 2020 Regular Session minutes.

The motion carried unanimously.

Ceremonial Items

20-0622 Recognize Receipt of the 2020 PTI Solutions Award in the Sustainability Category for Use of Data to Further the County's Greenhouse Gas Emissions Reductions

Perri Manns, Deputy Director of Engineering and Environmental Services introduced Tobin Freid, Sustainability Manager and congratulated her for the receipt of the award. Ms. Fried explained the County's Sustainability Office earned the award for the public-private partnership with Enpira, a local energy management software company. She added the goal was to develop an online platform for consolidating and analyzing utility data for all County facilities, including wastewater treatment. Ms. Freid thanked Information Services and Technology for notifying her of the award and assisting with the application.

Ms. Freid introduced Daniel Kauffman, Founder and President of Enpira. Mr. Kauffman stated the platform was used by neighboring cities, counties, and school districts. He added Enpira was successful when clients were successful and proud to receive the award.

Commissioner Reckhow asked if the software could compare County buildings before and after an upgrade. Ms. Fried responded yes. Commissioner Carter asked if the platform could be used by Durham Public Schools (DPS). Mr. Kauffman responded yes and that he would be willing to contact DPS.

20-0648 Presentation of Service Plaques to Outgoing Commissioners Hill and Reckhow

County Manager Wendell Davis thanked Vice-Chair Hill for serving Durham County citizens. He thanked Commissioner Reckhow for her logic and for 32 years of service on the Board. County Manager Davis read the dedication wording on both plaques.

Commissioners' each shared kind remarks about Vice Chair Hill including his positive attitude, his grace and dignity, words of wisdom and the mere fact that he was one of very few African American males serving in politics.

The Commissioners' also took a moment to share remarks about Commissioner Reckhow. Having 32 years of service as a County Commissioner, the Board mentioned her commitment and the impact it made in Durham; her support and contribution to the community and for being an excellent communicator, leader and visionary for Durham.

Board of County Commissioners Highlights

Chair Jacobs made the following statement:

"Tonight, we have much to celebrate as we recognize two of our outgoing commissioners and also recognize the four years that this Board of County Commissioners has spent working together on behalf of the people of Durham. I would like to take this opportunity to reflect on the achievements and accomplishments of this board. Due to the pandemic and malware attack in March, I was unable to present the State of the County Address which is always an important time to educate the community about what is happening in Durham County Government.

I am proud of the work this Board has accomplished together over the past four years. We have been remarkably aligned in agreement on almost everything we have done. We have shared the same focus and passion for wanting to address poverty in our community, invest in our children and families, the root causes of gun violence, mental health and substance use, strong support for public education and creating good paying jobs at diverse skill levels for all people in our community.

Over the past four years, this Board has implemented transformative policies to address issues and invest in evidenced based, systemic and integrated approaches. We have funded priorities implemented by Durham County staff to support change that addresses historic and deep rooted racial and economic disparities and inequities.

We could not have been successful in any of our efforts without the outstanding work of Durham County staff. The county manager, clerk to our board, county attorney, chief of staff, general managers, department heads and more than 1900 county employees make all of this a reality by implementing the policies and priorities of our board and translating them into programs and services that improve the lives of people in our Beloved Durham Community.

The last nine months of have been especially challenging for our staff due to the impact of COVID 19 and the malware attack last March. We have seen each and every staff member and department step up, adapt, innovate, pivot, be flexible and creative. Yet always putting safety and best practices first and still able to meet the needs of our residents at a time when the vital human services the county directly provides makes a difference in our residents' urgent needs for food, housing, utilities and access to education and health care.

Over the past four years our Board has made significant investments in Goal Area 1 of our Strategic Plan, Community Empowerment and Enrichment. We have prioritized funding for our groundbreaking and transformative Durham Pre-K Program. We have invested more than \$10 million in this program which provides access to high quality pre k education for 4 years old in Durham so they can begin kindergarten on an equitable footing, ready to learn and succeed. We are addressing racial and economic disparities, bringing up the salaries of our Durham Pre-K teachers to the level of Durham Public Schools and investing in local early childhood programs which are often minority and women owned businesses.

Our Board has supported a strong early childhood system by fully funding evidenced based programs such as Reach out and Read and Wash and Learn that are promoting literacy, Resilience and strong parent child bonding. By requesting and funding the creation of new county positions- an ACEs and Resilience Coordinator, Early Childhood Coordinator and Racial Equity Officer, our Board is promoting system and community wide approaches to racial equity, Adverse Childhood Experiences, Resilience and being Trauma informed. This Board is also leading the way in North Carolina by launching the first county level Early Childhood Action Plan underway as we speak.

Over the past four years, we have seen positive progress and improvement in our relationship with the Board of Education so we can best support the public education needs of our children, families, teachers, and schools. I am proud of the strong collaboration and cooperation I have led as Chair of our Board that has resulted in the first ever joint CIP (Capital Improvement Plan) to best meet the backlog of repairs, maintenance and renovation as well as construction of new schools. Our Board has provided significant increases in funding to support the salaries of DPS certified and classified staff as well as innovative programs like the Community Schools model taking root in Durham Public Schools.

In Goal Area 2 Health and Well Being for All, our Board has made strong investments to address issues of racial and economic health disparities. Along with the City, we signed the Paris Accord and committed to the Fast Track Cities To End HIV AIDS by fully funding an HIV Health Navigator to address the high rate of infection and death amongst black males in our community for what is a preventable and treatable disease.

We conducted the first ever Liveability Assessment that has led to our first ever Age Friendly Durham Plan with next steps of implementation that will lead to our accreditation by AARP and the World Health Organization. Our Board has led the way addressing systemic issues around food insecurity with the funding of a new Food Security Officer and a study underway for the feasibility of a Central Kitchen to serve our schools, seniors and families' needs for healthy and affordable food.

In Goal Area 3 of our Strategic Plan, Safe Community, our Board has continued to strongly support innovative programs like Bull City United, Coming Home, Mental Health Court, the Re-Entry Council and many other initiatives to meet the needs of people and keep them out of our Criminal Justice System. We launched Durham Joins Together to Save Lives, the county wide effort to address substance and medication misuse and our Community Paramedicine Program to provide wholistic approaches that impact social determinants of health. We are leading the way in implementing evidenced based practices to reduce the impact of Domestic Violence on individuals, children and families in our community by supporting the expansion of the Family Justice Center model that provides wrap around services in one location, by donating the use of a stand alone county building in Downtown Durham for this purpose.

Our Board has prioritized funding for a new Youth Home that will provide comprehensive services to support youth needs throughout our community and be a model for sustainable and environmentally friendly building design and operations.

This Board has led many efforts to support Goal 4, Environmental Stewardship and Community Prosperity. We have pushed for use of county assets to help meet urgent needs in our community and promote Shared Prosperity and Health and Well Being for All. This includes the county stepping up to address the affordable housing crisis in our community. We are building more than 300 units of Affordable Housing in Downtown Durham in partnership with a minority and woman owned business. We have adopted an Affordable Housing Surplus Policy with the City to support construction of affordable housing as well as approving Affordable Housing Density Bonus and Expanding Housing Choice Policies.

Our Board has adopted the first Long Term, Low Income Tax Deferral Program to impact gentrification, preserve family wealth and protect the fabric of historic neighborhoods. We have begun the process of assessing the use of another public asset, the former DSS Building, and the best way for this to be used to meet community needs. In addition, our Board has adopted the first Public Art Policy which designates 1% capital funding for public art or history to be incorporated into new construction or renovation projects. We can see the result with the wonderful new whimsical purple sculpture outside of our award winning spectacular Main Library. We pushed for the use of the ground floor of our renovated Admin II Building for affordable retail to support thriving local businesses in downtown. We understand the need for digital equity and requested a current study on broadband access in Northern Durham County as the first step of a plan to address gaps in service for people in our community. I am proud of the strong partnership and collaboration I have led as Chair between our Board and the City Council and resulting innovative and effective joint solutions that such as our groundbreaking Eviction Diversion Program and Homeless Street Outreach Policy and Program.

Our Board led the way adopting a Climate Change Resolution in 2018 and the planning work is underway to help us meet our goals of 80% sustainable energy usage by 2030 and 100% by 2050. We have moved the needle on job creation, economic development and making sure community needs and benefits are centered in decision making. Our Board adopted a new Economic Development Incentives Policy in February that includes a community benefits assessment focused on our education to jobs pipeline, internships and apprenticeships, MWBE hiring, purchasing and practices and good paying jobs for all backgrounds. I am proud to report that this board has supported record breaking economic development over the past four years, especially in the sectors of advanced manufacturing, tech and life sciences. The Secretary of Commerce recently reported that since 2017 there have been 24 announcements of new or expanded economic development projects resulting in more than 5,000 jobs and \$5 billion of investment in Durham County to support our tax base and fund schools and other vital public services.

In Goal Area 5, Accountable, Efficient and Visionary Government, our Board has been a strong voice for transparency and accountability in how we are using public funds and measuring outcomes. We have seen improvement in our Budget Book with funding now broken down at the program level within departments. Soon we will have a public facing Economic Development website requested by our Board that will highlight public information about our incentive projects and delivery of community benefits. Recognizing the need for equitable language access to Durham County Government, our Board has requested a plan to address these needs which staff will bring forward soon.

These are just some of the highlights of the important policies and initiatives led by this Board of County Commissioners over the past four years. These efforts have laid a strong foundation for work that will need continued and sustained investment over the coming years. I am grateful for the strong voices, dedication, passion and unique perspective of each member of this Board. I am grateful that we have been able to come together in unity and

solidarity around virtually each of these initiatives to move them forward and improve the lives of people in our community. With the help of our outstanding staff, we have been able to implement these policies and priorities in innovative, effective, collaborative ways to make best use of collective public resources.

We have many challenges ahead in the face of this pandemic. It has been my honor and privilege to work in partnership with the Mayor of Durham, as we do our best to chart the unknown territory of how to respond to an unprecedented public health crisis. I could not be more proud of the residents of Durham County who have stepped up since the Mayor and I implemented a mask mandate back in mid April and our Board initiated a Cover Durham program that supported one of the first publicly funded free distribution of face coverings. I could not be more proud of our Recovery and Renewal Task Force and Roundtables leading innovative and responsive approaches informed directly by the needs of our community, contributing to ground breaking programs like Back on the Bull, Greenlight Durham, the Health Ambassador Program, Durham Streetery, and Durham Delivers that are helping keep our restaurants and small businesses alive and our workers and residents safe. I want to acknowledge the stellar actions of our Public Health Director Rod Jenkins and his staff adeptly leading our response to this public health crisis and Derrick Bowens, the Board of Elections and staff for their masterful work during our recent election.

We have a light at the end of the tunnel with the news of vaccines on the way. Nothing could be more important in the weeks and months ahead than to build on the foundation of partnership and collaboration that we have seen across government agencies, nonprofits, institutions and the private sector to address the disparate inequities laid bare by this pandemic. I am grateful for the incredible work of our EOC (Emergency Operations Center) staff, Food Security Team, Homeless Team, and joint initiatives to address digital and high-speed internet access. We must build on this acceleration of innovative efforts to meet needs of everyone in our community. We must look to recovery and renewal but not a return to the past as we find ways to connect the 36% of low income workers of color who are now unemployed to good paying jobs and address the affordable housing and eviction crisis that has been exacerbated by this pandemic.

The upstream investments made by this Board of County Commissioners will be an important foundation for the work and future ahead for Durham County. It has been my honor and privilege to serve as Chair of this Board over the past four years. I love this work and the opportunity it provides me to serve the community of Durham I love so deeply. I want to thank each and every one of you for your partnership as fellow county commissioners. Vice Chair Hill and Commissioner Reckhow, I thank you for your service and will miss working with you. Commissioners Howerton and Carter, I look forward to working together with you as we forge a new partnership with our incoming Board members on behalf of our community, working together for the best interests of our residents and Durham County Government.”

Directive: Commissioner Reckhow asked for Chair Jacobs to email the Commissioners Highlights to the Board.

Consent Agenda

Chair Jacobs asked the Board if the requested to pull or comment on any items on the Consent Agenda. Hearing none, Chair Jacobs entertained a motion for approval.

Commissioner Carter moved, seconded by Commissioner Howerton to approve the following items on the Consent Agenda.

The motion carried unanimously.

20-0615 Request of Overpayment of Excise Tax

*20-0621 Property Tax Releases and Refunds for October 2020

20-0626 Settlement of 2019 Property Taxes and the Charge of 2020 Property Taxes to the Tax Collector

20-0628 2021 Durham County Legislative Agenda

20-0630 Criminal Justice Advisory Committee Appointment

20-0636 Award Contract to Replace Damaged Glass at Durham County Detention Center to Jacobs Glass Company

20-0641 Approval of Closed Session Minutes

20-0644 Adoption of Resolutions related to Authorization of \$70M General Obligation (GO) Refunding Bonds, Series 2021, including a Resolution calling for a Public Hearing on a General Obligation Refunding Bond

Consent Agenda Item #20-0621

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 October 2020.

Releases and Refunds –October 2020

Releases and Refunds for 2020 Taxes

Real Property	\$ 707,943.67
Personal Property	\$ 14,458.43
Motor Vehicle	\$ 0.00
Solid Waste	\$ 687.12
Stormwater Utility	\$ 3,348.00
VTS Refunds	\$ <u>13,172.44</u>
Total	\$ 739,609.66

Releases & Refunds for Prior Years

2015 - 2019

Real Property	\$ 75,786.64
Personal Property	\$ 662,686.39
Solid Waste	\$ <u>0.00</u>
Total	\$ 738,473.03

Grand Total \$1,478,082.69

Public Hearings

20-0616 Public Hearing – Durham County Stormwater Ordinance Amendment

McKenzie Myers, Stormwater Manager explained the major updates to the ordinance which included the following:

- Reorganizing for better understanding and more efficient processes,
- Modification to align with state law changes and update of permitting process for better outcomes.

Chair Jacobs opened the public hearing.

Judith Quay, Citizen

Ms. Quay submitted her comment via email stating that she was interested in the amendment dealing with Stormwater and all proposals for changes in the development. She added the watershed impact were all high priorities for her family.

Hearing no additional comments, Chair Jacobs closed the public hearing and asked to entertain a motion.

Commissioner Reckhow moved, second by Commissioner Carter to adopt the proposed Stormwater Ordinance Amendment.

The motion carried unanimously.

20-0623 Unified Development Ordinance Text Amendment, Trees and Landscaping (TC2000001)

Michael Stock, Senior Planner stated the Text Amendment TC200001 proposed revisions to various provisions of the United Development Ordinance (UDO) regarding tree coverage, landscaping and street trees. He added staff-initiated amendments to all street trees in the right-of-way for new street-based work with *TreesDurham*. Mr. Stock stated the requirement also coincided with the review and update of the *Durham Landscape Manual*, which required coordination with General Services for maintaining trees within the right-of-way and the City Public Works Department to develop appropriate street cross-sections. He added this would avoid conflicts between the tree planning areas and underground utility installation.

The Board asked if the text amendment would include provision changes advocating evasive species and if the City would fund the cost of the trees in the right-of-way. Mr. Stock stated staff was currently updating the appropriate listing for evasive species for an updated text amendment and that the City was aware of the cost but, had not decided on funding. The Board asked if the planting width and strip planted trees would be implemented. Mr. Stock responded Public Works created guidelines and were updating the reference guide for City Council to approve. The Board asked if each commercial developer would need to get approval. Mr. Stock replied the language had not changed and the amendment was focused on allowing street trees on the outside of the sidewalks.

Chair Jacobs opened the public hearing. With no one signed up to speak, Chair Jacobs closed the public hearing and entertained a motion.

First Motion:

Commissioner Carter moved, seconded by Commissioner Reckhow to adopt a Consistency Statement as required by NCGS 153A-341.

The motion carried unanimously.

Second Motion:

Commissioner Reckhow moved, seconded by Commissioner Howerton to adopt an ordinance amending the United Development Ordinance, incorporating revisions to Article 8, Environmental Protection; Article 9, Landscaping and Buffering; Article 12, Infrastructure and Public Improvements; and Article 16, Design Districts.

The motion carried unanimously.

20-0624 Unified Development Ordinance Text Amendment, Omnibus Changes 15 (TC2000002)

Michael Stock, Senior Planner explained that Text Amendment TC000002 proposed technical revisions and minor policy changes to various provisions of the Unified Development Ordinance (UDO). He added the amendments were identified as necessary corrections, clarifications, re-organization, or other minor changes to clarify the intent of the regulations or codify interpretations of regulations, or reflect minor policy changes, some of which were not solely technical in nature.

The Board inquired about Tom Miller's comments on historic properties and the reduction of what would need to be shown on the development plan. They also inquired about equity for African American documentation on available historic sites. Mr. Stock replied none of the changes prevented the recognition of historic properties. Sarah Young, Planning Director added the changes were made to align with the State Preservation Office. The Board asked if the Residential Compact District would have an automatic 75foot height maximum. Mr. Stock replied the 75foot height maximum was prudent to maintain.

Chair Jacobs opened the public hearing. With no one signed up to speak, Chair Jacobs closed the public hearing and entertained a motion.

First Motion:

Commissioner Carter moved, seconded by Commissioner Howerton to adopt a Consistency Statement as required by NCGS 153A-341.

The motion carried unanimously.

Second Motion:

Commissioner Reckhow moved, seconded by Commissioner Carter to adopt an ordinance amending the United Development Ordinance, incorporating revisions to Article 3, Applications and Permits; Article 4, Zoning Districts; Article 5, Use Regulations; Article 6, District Intensity Standards; Article 8, Environmental Protection; Article 9, Landscaping and Buffering; and Article 12, Infrastructure and Public Improvements.

The motion carried unanimously.

20-0625 Unified Development Ordinance Text Amendment, Various Amendments related to Affordable Housing, the PDR district, and the Falls/Jordan District A Watershed (TC1900004)

Michael Stock stated Text Amendment TC1900004 was a privately-initiated request to amend provisions of the Unified Development Ordinance (UDO) regarding the Affordable Housing Bonus, Planned Development Residential (PDR) zoning requirements, parking standards, the definition of “family” and uses within the Falls/Jordan District A (F/J-A) watershed overlay.

The Board asked for clarification on the affordable housing bonus. Mr. Stock responded the current standards allowed projects that implemented the affordable housing bonus to take advantage of the reduced minimum lot areas or yard requirement reductions up to 20 percent. He added the applicant requested a 50 percent reduction and the Planning Commission responded with a modest set of reductions which the applicant accepted. The Board expressed concern with the increase from three (3) to six (6) unrelated people allowed to stay in one house and the Planning Commission members comments regarding gentrification and the housing shortage. Mr. Stock stated the random assortment of changes were geared toward the applicant beliefs, affordable housing and the building code for definition of family. The Board asked if there was discussion of monitoring the impact of the amendment due to the concern of six (6) students staying together and not a family. Sarah Young, Planning Director replied it would be difficult to track, although complaints could be tracked.

Chair Jacobs opened the public hearing. With no one signed up to speak, Chair Jacobs closed the public hearing entertained a motion.

First Motion:

Commissioner Howerton moved, seconded by Commissioner Carter to adopt a Consistency Statement as required by NCGS 153A-341.

The motion carried unanimously.

Second Motion:

Commissioner Howerton moved, seconded by Commissioner Reckhow to adopt an ordinance amending the United Development Ordinance, incorporating revisions to Article 4, Zoning Districts; Article 6, District Intensity Standards; Article 10, Parking and Loading and Article 17, Definitions.

The motion carried unanimously.

20-0624 Unified Development Ordinance Text Amendment, Omnibus Changes 15 (TC2000002)

Andrew Miracle, Economic Development Officer stated the Board was requested to hold a public hearing to consider allocating a total of \$200,000 in Economic Development funds to Nuvotronics and authorize the County Manager to enter into preliminary negotiations and execute an agreement with the Company. He added Nuvotronics an innovative microelectronics company looking to expand their Durham location by creating 150 jobs and investing \$50 million.

Martin Amen, Vice President and General Manager of Nuvotronics introduced his staff and stated he appreciated the opportunity and was excited for the company’s growth.

The Board inquired about internships and their plan to recruit interns. Mr. Amen responded Nuvotronics planned to offer internships to high school, community college and university students with the hope of

leading to full-time employment. He added they would recruit by doing a broad reach of recruiting and advertising in the Durham community.

Chair Jacobs opened the public hearing.

Bryan Fox, Vice President of Public Policy, Greater Durham Chamber of Commerce shared the following comment:

“Good evening Commissioners, Mr. Manager, Mr. Attorney, staff, neighbors, and friends. On behalf of the Greater Durham Chamber of Commerce, we appreciate your continued support of opportunities that address home grown manufacturing and will benefit all Durham residents both directly and indirectly. As we continue to increase access and equity across our community and specifically to our growing industries, your partnership with Nuvotronics enables their investment in Durham to help support all of our shared priorities. On a broader and personal note, what a fitting item to include in the send off of Commissioner Reckhow and Hill. Thank you for your service and I look forward to continuing to work together with you both.”

Chair Jacobs closed the public hearing.

The Board asked if the City was involved and questioned transportation due to the location. Mr. Miracle responded the City was considering involvement. Mr. Amen responded 50 percent of staff were working remotely due to the pandemic and he would explore transportation options. The Board stated the Greater Durham Chamber of Commerce could do a highlight on Nuvotronics internships and get other local companies involved. Commissioner Reckhow recommended a report on economic development at the end of each calendar year.

Commissioner Howerton moved, second by Vice-Chair Hill to allocate a total of \$200,000 in Economic Development funds to Nuvotronics and authorize the Manger to enter preliminary negotiations and execute an agreement with company.

The motion carried unanimously.

Directive: Commissioner Reckhow recommended a report on Economic Development at the end of each calendar year.

Other Business

20-0627 Guiding Principles for Development Agreement Community Benefits

Scott Whiteman, Planning Manager stated at the November 2, 2020 Work Session, Planning Staff presented a draft set of Guiding Principles for Development Agreement Community Benefits for the Board’s consideration. He added staff made the recommended changes and additional request of the Commissioners and requested approval.

Commissioner Carter moved, second by Vice-Chair Hill to adopt the Guiding Principles for Development Agreement Community Benefits.

The motion carried unanimously.

Chair Jacobs requested Mr. Whiteman and Ms. Young share the agreement with City Council and staff.

Directive: Chair Jacobs asked Scott Whiteman and Sarah Young to share the Guiding Principles for Development Agreement Community Benefits with City Council and staff.

20-2638 COVID-19 Public Health and Emergency Response Services Update and Final Coronavirus Relief Fund (CRF) Plan Review and Approval and Approval of Budget Ordinance Amendment No. 21BCC00054 Appropriating CARES Act (CRF) Funding of \$8,790,103 to Various County Departments for Related COVID Cost Incurred

Rodney Jenkins, Public Health Director announced it was *National Public Health Thank You Day*. He expressed how grateful he was to be part of Durham County's public health force with men and women who worked hard to ensure the safety and well-being of its residents and sustain healthy communities nationwide.

Mr. Jenkins provided the following updates for Durham County:

- 10,915 total cases
- 76 seven-day moving average
- 35 percent were African American; 36 percent were Caucasian; 21 percent were LatinX
- 13.76 percent of cases were under age 18
- Greatest number of cases were among people who worked in nursing care facilities, hospitals, general medicine or surgical, correctional institutions and unemployed.
- The Center for Disease Control and Prevention (CDC) recommended citizens to not travel for the Thanksgiving Holiday and limit gatherings to people who stay in the same household.

Leslie O'Connor, Chief Emergency Manager shared the *COVID Emergency Response Services Future Programming* which highlighted the following: Food Security, Homelessness, Public Health, Department of Social Services (DSS) and Personal Protection Equipment (PPE) Status.

The Board asked if the food contract was extended until March 2021. Donna Rewalt, County Extension Director responded yes, the program was successful. She added she had not asked for funding to provide seniors food and was working to get final figures to bring before the Board.

The Board stated the COVID-19 Support Program was providing assistance for the community and had been paused. Mr. Jenkins replied Durham dispersed all of the allotted funding. The Board inquired about additional funding options and partners for the program. Ms. O'Conner responded she was exploring other funding options and would provide those options to the Board. The Board asked if the homelessness funding would be extended. Ms. O'Conner responded funding was available to extend the homeless contract and that information would also be presented to the Board. The Board inquired about extending the housing for homeless with COVID-19. Ms. O'Conner replied staff was working to decide if there was a need to continue the housing or not and would present a package to the Board in early 2021.

The Board expressed concern with the Department of Social Services (DSS) not having any remaining funds for rental assistance. Ben Rose, DSS Director responded Janeen Gordon, DSS Assistant Director and staff leveraged a partnership with the State to receive \$3.4 million dollars in funding; adding staff was trying to receive additional Federal and State funds. The Board inquired about other options for funding if DSS did not receive Federal and State funds. Mr. Rose replied local funds from the City and

County. The Board suggested contacting Bryan Fox, Vice President of Public Policy of the Greater Durham Chamber of Commerce so that he could reach out to the private sector.

Jodi Miller, General Manager provided the Board with an overview of the Durham County Coronavirus Relief Fund Amendment. Claudia Hager, General Manager shared a presentation titled *Durham County Coronavirus Relief Fund (CRF) Plan Amendment and Budget Amendment* which highlighted the following: Durham County Coronavirus Relief Fund (CRF) Funding Plan, Durham County CRF Plan Amendment and Budget Amendment.

The Board inquired about payroll expenses that exceeded the budget for the year. Ms. Hager responded the extra payroll expenses were covering cost for program areas that had not moved forward as planned. Susan Tezai, Chief Financial Officer added the majority of the cost were to cover Public Health staff and the Sheriff Department due to increased workloads and staffing. The Board asked if the additional personnel expenses were related to hazardous pay. Ms. Hager replied \$88,000 was related to hazardous pay.

The Board asked why the \$250,000 Risk Mitigation Fund intended to support small businesses proposed by the Recovery and Renewal Task Force was not used and if there was a written document on the money being used to provide direct grants to small businesses. Ms. Miller responded the original request for the funds did not move forward as planned because businesses decided the money would be better used as grants. Katie Galbraith, Task Force Co-Chair, President, Duke Regional Hospital added she was following the submitted recommendation and not certain of the recommendation being submitted to the Board in writing.

Ms. Galbraith stated the Renewal Task Force recommended using \$44,200 of the \$250,00 to expand Greenlight Durham for a guide to explain what to do and when for businesses, customer service support hotline, expand coverage from 3,500 workers covered to 10,000 and extend the end date of the program to February 28, 2021. She added then use the remaining money for grants for small businesses. The Board asked if Greenlight Durham could be discussed with Durham Public Schools (DPS). Mark Sendek, Population Health and Data Science Lead at Duke Health responded he was working with Student U, Healthy Start Academy and also having conversations with DPS.

Andre Pettigrew, Director of the Economic and Workforce Development Office stated his office received 92 applications from small businesses for grants on the first day the application pool opened. He added the first round of funding had been issued and the additional money could be utilized to provide grants for the remaining small businesses. The Board asked Mr. Pettigrew if he could provide an update in a memo. Mr. Pettigrew responded he would send a memo update to the Board.

First Motion:

Commissioner Reckhow moved, second by Commissioner Carter to extend the meeting until 11:30 p.m.

The motion carried unanimously.

Second Motion:

Commissioner Reckhow moved, second by Commissioner Carter to approve the Revised CRF Plan for final submission to NC PRO and to approve Budget Ordinance Amendment No. 21BCC000054 appropriating CARES Act (CRF) funding of \$8,790,103 to various County departments for related COVID costs.

The motion carried unanimously.

Third Motion:

Commissioner Reckhow moved, second by Commissioner Howerton to request all hazard pay be paused and have the County Manager Davis review Wake and Mecklenburg Counties hazard pay for projected cost to present to the Board with an approach to reduce hazard pay.

The motion carried unanimously.

20-0654 Board of County Commissioners Discussion on Durham Public Schools (DPS) Classified Salaries

Chair Jacobs explained the Board received hundreds of emails about DPS classified salaries from residents in the community. Commissioner Carter stated the Board was committed to approving the \$15/hour salary for the classified workers and asked staff to work with DPS to develop a cost estimate and implementation plan and provide an update to the Board in January 2021. Commissioner Reckhow clarified that it may take a few weeks to implement the pay, although the pay could be retroactive for January 2021.

Commissioner Carter moved, seconded by Commissioner Reckhow requesting staff to work with DPS to develop a cost estimate and implementation plan and provide an update to the Board in January 2021.

The motion carried unanimously.

Board and Commission Appointments

Commissioner Howerton asked the Board to delay the voting and re-advertise the “Justice Involved” position on the Durham Community Safety and Wellness Task Force. The Board agreed.

Lowell Siler, County Attorney announced the voting results.

The Board made the following appointments (incumbents are identified with an (i). Individuals who are recommended by a Board are underlined.) Individuals listed in bold print were appointed.

Animal Welfare Advisory Committee

Brian Mulligan (Carter, Hill, Howerton, Jacobs, Reckhow)

Citizens Advisory Committee

Richard LaBennett (Carter, Hill, Howerton, Jacobs, Reckhow)

City-County Appearance Commission

Jamie Tindal (Carter, Hill, Howerton, Jacobs, Reckhow)

Durham Community Safety and Wellness Task Force

Mike Sistrom (Carter, Hill, Howerton, Jacobs, Reckhow)

Tyler Whittenberg (Carter, Hill, Howerton, Jacobs, Reckhow)

Environmental Affairs Board

Ethan Case (Carter, Hill, Howerton, Jacobs, Reckhow)

Memorial Stadium Authority

Charles Epps (Carter, Hill, Howerton, Jacobs, Reckhow)

Closed Session

Vice-Chair Hill stated the board was requested to adjourn to Closed Session for the following:

- To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes G.S. 143-318.11(a)(1).

Commissioner Reckhow moved, seconded by Commissioner Howerton to adjourn into the Closed Session.

The motion carried unanimously.

Reconvene to Open Session

Vice-Chair Hill announced the Board met in Closed Session and provided direction to staff.

Adjournment

Commissioner Reckhow moved, seconded by Commissioner Carter to adjourn the Regular Session meeting at 11:39 p.m.

The motion carried unanimously.

Respectfully Submitted,



Macio Carlton
Deputy Clerk to the Board