

REVISED
(See Item No. 6)

THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA

Monday, May 11, 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.

On May 4, the City and County of Durham began sharing Time Warner Cable Channel 8 for all government programming. That means we have an all-government all-the-time channel for our citizens. You are encouraged to view the various meetings, programs, and important announcements that will run 24 hours a day. In addition, local community programmers now have a new, separate channel for their local shows. Durham Public Access TV Channel 18 has been launched as the home of Durham area community programs. Look for your favorite locally developed shows on this new Channel 18.

The County Manager's recommended budget will be presented at the May 26, 2009 Regular Session of the Board of County Commissioners.

4. **Minutes** 5 min.
 - a. April 6, 2009 Worksession
 - b. April 13, 2009 Regular Session

5. **Consent Agenda**

20 min.

- a. Approve the FY 2009-2010 Annual Action Plan for the use of CDBG, HOME/ADDI, and ESG funds for submission to the U.S. Department of Housing and Urban Development;
- b. Cooperative Extension—Approval of the Durham Annual Funding Plan for FY 2009-2010 as Recommended by the Durham County Juvenile Crime Prevention Council (JCPC);
- c. Amendment to the Durham County Animal Ordinance (enact the Ordinance Amending Chapter 4 Article II, section 4-38 of the Durham County Code of Ordinances);
- d. Interlocal Cooperation Agreement between the County of Durham and the City of Durham Regarding Durham Government TV (authorize the consummation of this agreement to ensure shared local government programming as stated in the agreement);
- e. Durham Public School Design Contract for Lakewood YMCA (approve the Design Consultant agreement with Little Diversified Architectural Consulting Inc. for the design of the renovation of Lakewood YMCA building in the amount of \$846,800 and authorize the Manager to execute the agreement);
- f. Raleigh-Durham Airport Authority Grant Offer (accept the \$4,500,000 grant offer from the Federal Aviation Administration);
- g. Budget Ordinance Amendment No. 09BCC000064—Social Services—Recognizing Additional Revenue (Food and Nutrition Services Administrative ARRA Funds\$78,470 increase; Subsidy Child Care Funds—\$400,000 increase; Triangle United Way [TUW] Child Care Funding through Child Care Services Association [CCSA] Contract—\$31,900; Special Children Adoption Fund—\$30,000 increase; and State Adult Day Care Fund—\$7,173 increase);
- h. Budget Ordinance Amendment No. 09BCC000065—Cooperative Extension—Recognition of \$7,500 in Grant Funding for the Kids Voting Durham Program from Z. Smith Reynolds Foundation and the NC Civic Education Consortium to Support Youth Voice: Building Capacity for Young People’s Civic Engagement;
- i. Budget Ordinance Amendment No. 09BCC000066—Cooperative Extension—Appropriate \$1,400 in Grant Funding for the Parent & Family Advocacy and Support Training Program from a Making a Difference Grant Award administered by Exchange Club to Support Durham Cooperative Extension’s Parent & Family Advocacy and Support Training (PFAST) Program through April 30, 2010 for the Implementation of a Middle School Pilot Training Program;
- j. Budget Ordinance Amendment 09BCC000067—Appropriation of \$110,000 to Durham Convention Center from the BOCC Contingency for Additional End-of-Year Operating Deficit;
- k. Annual Report—Receive the Annual Report of the Design District Review Team;
- l. Annual Report—Receive the Annual Report of the Durham City-County Appearance Commission;
- m. Annual Report—Durham City-County Planning Commission 2008 Annual Report;
- n. Department of Social Services—Approve the One Source Contract Amendment; and
- o. Board of Commissioners Rules of Procedure (adopt the amendment to the Rules of Procedure as approved at the May 4 Worksession).

6. **Durham Public Schools—Acquisition of Real Property for New Elementary School “C” and Middle School “A”**

60 min.

On January 22, 2008, the Durham Public Schools Board of Education approved the purchase of multiple parcels in Southern Durham to provide a site for future schools Elementary “C” and/or Middle “A” as identified in Durham Public Schools Long Range Facilities Plan. Funding will be provided by 2003 Bond funds and Two-Thirds Bonds previously designated for land acquisition. Purchase price is **\$2,710,610** for six contiguous parcels totaling approximately 47 acres. The properties appraised for \$3,100,000. The Board of Education requests approval of the purchase price of these properties.

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

County Manager’s Recommendation: The Manager recommends that the Board review the additional information requested from its May 4 Worksession, and, if appropriate, approve the item.

7. **Board and Commission Appointments**

10 min.

Vonda Sessoms, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards and commissions:

- Adult Care Home Community Advisory Committee
- Area Mental Health Board
- City-County Appearance Commission
- City-County Planning Commission
- Hospital Corporation
- Memorial Stadium Authority
- Nursing Home Community Advisory Committee
- Women’s Commission

Resource Person(s): Vonda Sessoms

County Manager’s Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the above-mentioned boards/commissions.

8. **Closed Session**

25 min.

The Board is requested to adjourn in closed session pursuant to G.S. 143-318.11 (a) (5) to instruct staff on the position to be taken concerning the acquisition of easements on real properties. The properties and owners are Edna and Van Ellis, owners of 9511 Hampton Road; the Carrington siblings, owners of 6724 Isham Chambers Road; Jimmy Ray Coates, owner of 2223 Ellis Chapel Road; and Ann Ross Tschirhart, owner of 5214 Glenn Road.

Approximate Meeting Time **2¼ hrs.**