

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

Monday, January 9, 2023

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: Commissioners Nida Allam and Nimasheena Burns

Presider: Acting Chair Heidi Carter

Excused Absence: Chair Brenda Howerton and Vice Chair Wendy Jacobs

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments

Acting Chair Carter announced that there were no agenda adjustments.

Announcements

Monica Wallace, Clerk to the Board read the following announcements:

1. **DCo Public Health COVID-19 Vaccination Clinic Hours** – The COVID-19 vaccination clinic at the Durham County Department of Public Health, 414 E. Main St., has the following walk-in hours to get your free vaccination: Monday, Wednesday, Thursday & Friday: 9 a.m. to 4 p.m.: and Tuesday: 9 a.m. to 5:45 p.m. All approved doses available. Please note, clinics are closed between 11:30 a.m.-1 p.m. daily and on Saturday and Sunday. Visit www.dcopublichealth.org/COVIDVaccines or call 919-560-9217 for more information.
2. **National Opioid Settlement Survey** – Durham residents, we need you! Staff and the Board of Commissioners need your feedback on how best to invest the National Opioid Settlement (NOS) funds of nearly \$11.6 million over 18 years. A survey is posted at <https://www.surveymonkey.com/r/XKYJ3XL>. Public input is vital. Community listening sessions will be announced soon. Find out more at <https://bit.ly/DCoNOSFeedback>.
3. **ACT Test Prep – Library Databases & Resources** – Nervous about taking the ACT? Join South Regional Library on Wednesday, January 11 from 6-7 p.m. to learn about FREE library resources to help you practice and prepare. Registration required. You'll need: a Durham County Library card and 4-digit PIN, an email and password, personal computers are encouraged. Register at <https://durhamcountylibrary.libcal.com/event/9892541>. Questions? Contact Sara Gibson at sgibson@dconc.gov.

4. **Language Access Survey for Spanish-Speaking Residents** – Durham County wants to identify areas for improvement in overall communications with Spanish-speaking residents. Please take a few minutes to complete the Language Access for Spanish-Speaking Residents Survey to share your opinion on how DCo can improve accessibility to our public services! Take survey here: www.surveymonkey.com/r/KZ6GMMJ.
5. **Business and Personal Property Listing Forms** – The Durham County 2023 annual tax listing forms will be mailed in early- to mid-January. Additionally, the Durham County Board of Commissioners has extended the regular listing period an additional month for 2023 to run through February 28, 2023. To be timely, listing forms should be returned to Durham County Tax Administration by February 28, 2023. Call 919-560-0300 for additional information.
6. **The Low-Income Energy Assistance Program** is open for all eligible Durham County residents to apply. Residents can call 919-560-8192 to make a virtual appointment with a Department of Social Services LIEAP Specialists or apply online at: <https://epass.nc.gov>. The LIEAP Program ends March 31, 2023.
7. **Parent & Family Advocacy and Support Training (PFAST)** – Join the Durham County Cooperative Extension for a free virtual 8-week online course to help parents navigate the public school system. Come lunch and learn with us! Program runs on Thursdays, 12-1:15 p.m. from Jan. 26 to March 16. Please contact Sherrell Hicklen House at shouse@dconc.gov. To register please visit <https://go.ncsu.edu/pfast2023> and for additional information, please visit <https://go.ncsu.edu/pfastfaq>.
8. **Stay Up to Date with New Durham Comprehensive Plan** – Durham is working on a new Comprehensive Plan, a long-range vision for our community! The Comprehensive Plan decides what can be built where in Durham. It decides what size and kind of homes can be built in what part of the City and County, where schools and businesses can be built, and where streets can run through. Our current plan is nearly 13 years old and Durham has seen a lot of change in that time, that change has benefited some residents while others have been negatively impacted. Please visit <https://engagedurham.com/comprehensive-plan> to learn how to be involved and sign up for updates!
9. **Durham PreK Family Information Session** – The 23-24 application season is almost here! Please register for the Virtual Durham PreK Family Info Session scheduled for Saturday, February 4th from 10-11am. To register please visit <https://bit.ly/3FfrPPC>
10. **Most Durham County Offices Closed for MLK Jr. Day** – Durham County Government will close most of its offices on Monday, January 16 in observance of the Martin Luther King Jr. Holiday. All offices will re-open with normal hours on Tuesday, January 17. To read about how these closures will impact certain Durham County Government services, please visit www.dconc.gov.

Commissioners shared the following additional announcements.

- The 43rd Martin Luther King Triangle Interfaith Prayer Breakfast was held on Monday, January 16, 2023, at 7:15 a.m., located at the Research Triangle Park Sheraton Imperial Hotel. The event could be viewed on WRAL and YouTube.

- The Center for Disease Control and Prevention classified Durham County at the high risk COVID-19 Community Level and encouraged residents to get tested and vaccinated.
- Duke University considered reinstating a mask mandate if COVID-19 level remained high for two weeks.

Minutes

Commissioner Allam moved, seconded by Commissioner Burns to approve the December 12, 2022 Regular Session minutes.

The motion carried unanimously.

Consent Agenda

Acting Chair Carter asked the Board if they requested to pull or comment on any items on the Consent Agenda.

Commissioner Burnes requested to comment on Items 23-0005 and 23-0007. Commissioner Allam requested to comment on Item 23-0022.

- Item 22-0005 – Commissioner Burns thanked Durham County staff and the Board for applying for the grant and selecting the Neal Middle School Bioretention Project.
- Item 22-0007 – Commissioner Burns thanked Durham County staff and the Board for the Thirumala Restaurant Lease and adding another restaurant in Downtown Durham.
- Item 22-0022 – Commissioner Allam inquired about the Property Tax Refunds for Prior Years. Dwane Brinson, Tax Administrator replied, the Prior Years refund was a refund to a taxpayer in the current fiscal year for the prior years.

Hearing no additional comments, Acting Chair Carter entertained a motion for approval.

Commissioner Burns moved, seconded by Commissioner Allam to approve the following items on the Consent Agenda.

The motion carried unanimously.

*22-0688 Budget Ordinance Amendment No. 23BCC00053 Public Health to Recognize \$ 12,500 from the North Carolina Department of Health and Human Services Division of Public Health for Tobacco Prevention

22-0735 Nonprofit Grant Agreement Approval of \$42,000 for Durham Congregations in Action to Operate a Food Security Microgrant Program

*22-0737 The Board is requested to approve Budget Amendment No.23BCC00054 and Capital Project Amendment No.23CPA00013 Appropriating \$349,810.00 of Sewer Utility Enterprise Fund’s Unspent Restricted System Development Fee Funds and Transferring Those Funds to the HUB RTP Sanitary Sewer and Reclaimed Water Extension Project (SE058) to Cover the Cost of System Improvements and Project Cost Increases, as well as Authorize the County Manager to Execute a Contract Change Order with Pipeline Utilities, Inc., Increasing the Contract by \$349,810.00

*23-0005 Budget Ordinance Amendment No. 23BCC00055 to Recognize \$225,000 in Environmental Enhancement Grant Program Revenue for the Neal Middle School Bioretention Project

23-0006 Amendment to the Interlocal Agreement Between the City of Durham, Orange County, and Durham County Regarding Cost Sharing for the Transit Plan Governance Study

23-0007 Thirumala Restaurant Lease Amendment

23-0008 Interlocal Agreement for the 2022 Edward Byrne Justice Assistance Grant with the County of Durham and the City of Durham

23-0012 Contract Amendment for Gaines Oil Company for Utilities Division

*23-0022 Property Tax Releases and Refunds for December 2022

Consent Agenda Item #22-0688

**Durham County, North Carolina
2022-2023 Budget Ordinance
Amendment Number 23BCC00053**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2022-2023 budget ordinance is hereby amended to reflect budget adjustments.

<u>Fund Name</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
<u>Expenditure</u>			
Human Services	\$113,006,490.21	\$12,500.00	\$113,018,990.21
<u>Revenue</u>			
Intergovernmental	\$79,157,833.97	\$12,500.00	\$79,170,333.97

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

Approved January 9, 2023

Consent Agenda Item #22-0737

**Durham County, North Carolina
2022-2023 Budget Ordinance
Amendment Number 23BCC00054**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2022-2023 budget ordinance is hereby amended to reflect budget adjustments.

<u>Fund Name</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
<u>Expenditure</u>			
General Government	\$1,250,000.00	\$349,810.00	\$1,599,810.00

<u>Revenue</u>			
Sewer Connection Fees	\$900,000.00	\$349,810.00	\$1,249,810.00

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

Approved January 9, 2023

**Durham County, North Carolina
FY 2022-2023 Capital Project
Amendment Number 23CPA00013**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:
That the FY 2022-23 budget ordinance is hereby amended to reflect budget adjustments.

Project #	Project Name	Current Budget	Increase / Decrease	Updated Budget
71006011SE058	Hub Rip Sanitary Sewer Line and Reclaime	\$7,420,596.00	\$349,810.00	\$7,770,406.00

All capital projects in conflict herewith are hereby repealed.

Approved January 9, 2023

Consent Agenda Item #23-0005

**Durham County, North Carolina
2022-2023 Budget Ordinance
Amendment Number 23BCC00055**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2022-2023 budget ordinance is hereby amended to reflect budget adjustments.

<u>Fund Name</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
<u>Expenditure</u>			
Environmental Protection	\$2,359,313.46	\$225,000.00	\$2,584,313.46
<u>Revenue</u>			
Intergovernmental	\$0.00	\$225,000.00	\$225,000.00

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

Approved January 9, 2023

Consent Agenda Item #22-0730

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 December 2022.

Releases and Refunds – December 2022

Current Year 2022 Taxes	Releases	Refunds	
Real Property	\$ 74,538.21	\$ 486,684.13	
Personal Property	\$ 19,217.60	\$ 12,377.38	
Motor Vehicle	\$ 0.00	\$ 0.00	
Solid Waste	\$ 825.00	\$ 0.00	
Stormwater Utility	\$ 2,661.00	\$ 0.00	
VTS Refunds	\$ 16,062.25	\$ 0.00	
SUB - TOTAL	\$ 113,304.06	\$ 499,061.51	\$ 612,365.57
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Prior Year 2016-2021	Releases	Refunds	
Real Property	\$ 438.57	\$ 3,909.87	
Personal Property	\$ 80.79	\$ 70.72	
Motor Vehicle	\$ 0.00	\$ 0.00	
Solid Waste	\$ 164.00	\$ 0.00	
Stormwater Utility	\$ 0.00	\$ 0.00	
VTS Refunds	\$ 0.00	\$ 0.00	
SUB - TOTAL	\$ 683.36	\$ 3,980.59	\$ 4,663.95
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GRAND TOTAL	\$ 113,987.42	\$ 503,042.10	\$ 617,029.52

Public Hearings

22-0736 Public Hearing - Resolution Requesting the North Carolina Department of Transportation Designate a Certain Portion of North Carolina Highway 751 and Cameron Boulevard from Kerley Road to Duke University Road in Honor of Coach Michael William Krzyzewski

Jay Gibson, General Manager of Environmental Stewardship and Community Prosperity stated the Board was requested to conduct a public hearing and adopt a resolution requesting the North Carolina Department of Transportation (NCDOT) to designate a certain portion of Highway 751 and Cameron Boulevard from Kerley Road to Duke University Road in honor of Coach Michael William Krzyzewski.

Commissioner Burns read the following resolution:

RESOLUTION REQUESTING THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION DESIGNATE A CERTAIN PORTION OF NORTH CAROLINA HIGHWAY 751 AND CAMERON BOULEVARD FROM KERLEY ROAD TO DUKE UNIVERSITY ROAD IN HONOR OF COACH MICHAEL WILLIAM KRZYZEWSKI

WHEREAS, North Carolina General Statute 136-18(8) grants the North Carolina Department of Transportation (NCDOT) authority to name or designate certain highway assets in honor of North Carolinians who have made notable contributions to the State and its residents;

WHEREAS, Coach Michael William Krzyzewski, better known as “Coach K,” has distinguished himself and brought honor to the State of North Carolina in myriad ways including military service to our Nation, serving as Head Coach of the Duke University Men’s Basketball

program for 42 consecutive years, compiling an impressive record of 1,129 wins and five NCAA National Championships while Duke's Head Coach and an unparalleled Division I record of 1,202 wins in total while serving as a Head Coach;

WHEREAS, Coach K served with distinction on over 21 different USA Basketball coaching staffs for which these teams achieved over a 95% winning record;

WHEREAS, Coach K further served as the Head Coach for the US Olympic Men's Basketball Team, becoming the only Olympic Head Coach to ever win three consecutive men's basketball gold medals;

WHEREAS, Coach K has further invested in the well-being of the Durham community, more especially its young people, via the founding and ongoing support of the Emily K Center which now serves more than 2,000 students of various grade levels annually;

WHEREAS, the Durham County Board of Commissioners wishes to honor Coach K by supporting the request of Duke University to honorarily designate a portion of N.C. Highway 751 and Cameron Boulevard from Kerley Road to Duke University Road, as "Coach K Highway".

WHEREAS, a Public Hearing was held on the matter on January 9, 2023 by the Board of Commissioners.

NOW THEREFORE, BE IT RESOLVED that the Durham County Board of Commissioners adopts this Resolution in enthusiastic support of Duke University's request to petition the North Carolina Department of Transportation to honorarily designate a portion of N.C. Highway 751 and Cameron Boulevard from Kerley Road to Duke University Road, as "Coach K Highway".

Adopted by the Durham County Board of County Commissioners this the ____ day of _____, 20__.

By:

Brenda Howerton, Chair
Durham County Board of Commissioners

Attest:

Monica Wallace, Clerk to the Board

Commissioner Burns recommended amending the resolution to add Coach Krzyzewski winning five national championships. Mr. Gibson responded he would contact NCDOT about the maximum words acceptable in the resolution and would add the amendment if feasible.

Katie Lipe, Duke University, Assistant Director Duke-State Relations made the following statement:

"To honor Coach K's illustrious 42-year career as head coach of the Duke University men's basketball team and to recognize his decades of service and leadership in Durham County, North Carolina, and nationally, Duke University is seeking to honorarily designate a portion of NC Highway 751 and Cameron Boulevard from Kerley Road to Duke University Road in Durham. The North Carolina Board of Transportation requires support from local governments in the form of a unanimously passed resolution and letters of support from civic, business and service organizations in the county. The Emily K Center, the Durham Chamber of Commerce, and State House Representatives Marcia Morey and Vernetta Alston from Durham have all provided letters of support for this honorary designation, and the Durham City Council unanimously passed a resolution in support of the road designation in December. We greatly appreciate the Durham County Board of Commissioners' willingness to consider this resolution tonight."

Acting Chair Carter opened the public hearing.

Monica Wallace, Clerk to the Board stated there were no public comments.

Acting Chair Carter closed the public hearing.

Ms. Wallace showed a recorded video with comments from Chair Howerton and Vice Chair Jacobs. The Board thanked Coach Krzyzewski for his accomplishments at Duke and his support for the Durham community.

Commissioner Burns moved, seconded by Commissioner Allam to adopt the resolution requesting NCDOT to designate the specified portion of Highway 751 in honor of Coach Michael William Krzyzewski.

The motion carried unanimously

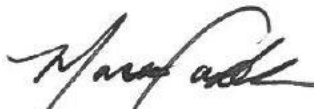
Directive: Commissioner Burns recommended amending the resolution to add Coach Krzyzewski winning five national championships.

Adjournment

Commissioner Allam moved, seconded by Commissioner Burns to adjourn the Regular Session meeting at 7:33 p.m.

The motion carried unanimously.

Respectfully Submitted,



Macio Carlton
Deputy Clerk to the Board