

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

Monday, January 22, 2024

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 Nida Allam, Vice-Chair Nimasheena Burns and Commissioners Heidi Carter, Brenda Howerton and Wendy Jacobs

Presider: Chair Nida Allam

Zoom Hybrid

Participants: 11

Closed Session – 6:00 PM

The Board requested to adjourn to Closed Session for the following:

- To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee; pursuant to G.S.143- 318.11(a)(6).

Vice Chair Burns moved, seconded by Commissioner Carter to adjourn into Closed Session.

The motion carried unanimously.

Reconvene to Open Session

Chair Allam announced the Board met in Closed Session and provided direction to staff.

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments

Chair Allam announced that there were no agenda adjustments.

Announcements

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

1. **Durham City-County MLK Jr. Observance Program** – Everyone is invited to the 19th Annual Durham City-County Employee Martin Luther King, Jr. Observance Program on Thursday, January 25 at 11:30 a.m. The event will be held at First Presbyterian Church, 305 E. Main Street in downtown Durham. Dr. Mark Anthony Neal, James B. Duke Distinguished Professor of African and African American Studies at Duke University, will be our keynote speaker. This FREE event will feature remarks from local leaders and elected officials and musical selections by Kimberly Michelle. More information here: <https://www.dconc.gov/Home/Components/News/News/9955>.
2. **Durham PreK Family Info Session** – Durham PreK is holding a Family Information Session on Saturday, February 3 from 10 to 11:30 a.m. to help families learn about the Durham PreK application process for the 2024-2025 school year. The session will have Spanish interpretation available and will allow participants to learn about Durham PreK, how to complete the application, and what to expect from the process. Register at <https://durhamprek.org/events/family-information-session-february-2024/>.
3. **2023-2024 Conservation Contests: “The Living Soil”** – The Durham County Soil and Water Conservation District holds annual conservation-themed contests to promote students' attitude of stewardship for our natural resources. All Durham County students in grades 3 to 12 are eligible to participate! For information detailing the current year theme of “The Living Soil,” along with rules, tips and more, visit www.dconc.gov/SWCD and click on “Environmental Education” tab. Entries are due by February 15 at 5 p.m.
4. **Grafting Workshop from Cooperative Extension** – The Durham County Cooperative Extension is offering a grafting workshop on Saturday, Feb. 10 from 10:30-11 a.m. followed by a Scion Exchange from 11 a.m. to 12 p.m. at the Extension office, 721 Foster Street. Tickets are \$5 and nearly sold out! Join us to learn how to graft your own plants to produce both flowers and fruit. Register at <https://bit.ly/DCoGraftWS>.
5. **2024 DCo Cares Recipient Organization Applications Open** – The 2024 DCo Cares Recipient Organization Applications are now open to all nonprofits serving our community. Durham County (DCo) Cares is the annual Durham County Government Employee Giving Campaign, in which our employees donate funds to those nonprofit agencies chosen as our annual recipient organizations. Applications will be open through February 16, 2024. For more information, or to apply to be a recipient organization, please visit www.durhamcountycares.org/apply.
6. **DCo Transit FY25 Work Program** – The Draft Fiscal Year 25 Transit Work Program from the Durham County Transit Department will be available for public comment in February 2024. Information regarding the Draft Work Program may be found on the Staff Working Group website at <https://www.dconc.gov/county-departments/departments-f-z/transportation/transit/durham-county-staff-working-group>. Questions or comments may also be directed to the Staff Working Group Administrator at TransitPlan@dconc.gov.
7. **Voter Photo ID Sessions from DCo Board of Elections** – The Durham County Board of Elections will be conducting Voter Photo ID outreach events in 2024 at our Durham

County Library locations! At these meetings, eligible residents will be able to get a free photo identification card on site and get updated information on the North Carolina Photo ID requirement. The next session will be Saturday, February 17 at Southwest Regional Library, 3605 Shannon Rd., from 12 to 3 p.m. To see more details on the events and download the event flyer, please click here – <https://www.dcovotes.com/home/showpublisheddocument/40436/638404092781400000>. To learn about the NC Photo ID requirement, visit the State Board of Elections website at <https://www.ncsbe.gov/voting/voter-id#free>.

8. **Early Voting for 2024 Primary and Election** – A reminder to Durham County voters that the Early Voting for the March 5, 2024 Primary and Election will be from Thursday, February 15 through Saturday, March 2. Find out more here about Early Voting and Same-Day Registration at the DCo Board of Elections website at <https://www.dcovotes.com/voters/voting/early-voting>.
9. **Get Vaccinated at DCo Public Health** – Be safe and keep your family safe by getting your updated COVID-19 vaccine and flu shot, and pick up free COVID-19 tests, at the Durham County Department of Public Health (414 E. Main Street). COVID vaccines are available by appointment only, while flu shots can be appointment or walk-in. Schedule COVID vaccine at 919-560-7658. Schedule flu shots at 919-560-7608. More information at www.dcopublichealth.org.

The Board thanked the County Manager, County Leadership and Directors, Public Health, the Department of Social Services and Library staff for facilitating the warming stations for residents during the recent power outage. The Board added Duke Energy customers could submit a claim for loss of food during the outage.

Minutes

Commissioner Jacobs moved, seconded by Vice Chair Burns to approve the January 2, 2023 Work Session and January 8, 2022 Regular Session minutes.

The motion carried unanimously.

Consent Agenda

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

Commissioner Jacobs requested to comment on Items #24-0032, #24-0041 and #24-0043.

- Item #23-0032 – Commissioner Jacobs inquired about receiving community input on the redevelopment due to a three-year lapse resulting with change in economic and community needs. County Manager Sowell responded that the County was revising the development initiative, planning a broad Request for Proposal and having conversations for community input.
- Item #23-0041 and #24-0043 – Commissioner Jacobs highlighted the parking lot

expansion project at Lincoln Community Health Center.

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

Commissioner Brenda Howerton moved, seconded by Vice Chair Burns, to approve the following items on the Consent Agenda.

The motion carried unanimously.

24-0032 Approval of a Pre-Development Services Contract Amendment, for the amount of \$48,000 to Development Finance Initiative (DFI), for the future Redevelopment of County Owned Property at 220 East Main St. (Former Durham County DSS Building)

*24-0033 Approval of Budget Ordinance Amendment No.24BCC00072 to Recognize \$148,022.00 in Annual Rent Revenue for the County-Owned Property Located at 1510 E. Lawson Street, as well as Acknowledge the Lease Agreement Between Durham County and Absolutions, Inc. as Mandated in the Purchase and Sale Agreement

24-0036 Approval to renew Existing Lease Between Cato of North Carolina, LLC and Durham County for the Shoppes at Hope Valley, Suite 129 in the amount of \$51,480 per year

24-0037 Approval of One Year term Lease Renewal between North Carolina Railroad (NCRR) and Durham County for OES Fleet Maintenance Facility at 122 Stone Park Court in the amount of \$76,686.36

24-0039 Approval to renew a Contract with Kontek Systems in the amount of \$117,084.00 to provide technology support for the Audio/Visual equipment located in County conference rooms

*24-0041 Approval of Capital Project Amendment No.24CPA00016 Appropriating \$1,090,600.00 of Fully Reimbursable Funding for the New Lincoln Community Health Center Parking Lot Expansion Capital Project (4730DC159); and Authorize the County Manager to Execute the Construction Contract for the Lincoln Community Health Center Renovation Parking Lot Expansion Capital Project (4730DC159)

24-0043 Approval to execute a Contract Amendment with Surface 678 for the Additional Design Services for the Lincoln Community Health Center Parking Lot Expansion Project 4730DC139

*24-0053 Approval of Property Tax Releases and Refunds for December 2023

24-0057 Acceptance of Federal Aviation Administration (FAA) Grant offer to Raleigh-Durham Airport Authority (RDU) - Grant Offer 3-37-0056-065-2024

Consent Agenda Item #24-0033

**Durham County, North Carolina
2023-2024 Budget Ordinance
Amendment Number 24BCC00072**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the 2023-2024 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>
GENERAL FUND			
<u>Revenue</u>			
Rental Income	\$1,170,544.00	\$148,022.00	\$1,318,566.00
Other Financing Services	\$74,076,602.17	(\$148,022.00)	\$73,928,580.17

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

Approved January 22, 2024

Consent Agenda Item #24-0041

**Durham County, North Carolina
FY 2023-2024 Capital Project
Amendment Number 24CPA-16**

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:
That the FY 2023-24 capital project is hereby amended to reflect budget adjustments.

Project #	Project Name	Current Budget	Increase / Decrease	Updated Budget
47302635DC159	Lincoln Community Health Center Parking Lot Expansion	\$0.00	\$1,090,600.00	\$1,090,600.00

All capital projects in conflict herewith are hereby repealed.

Approved January 22, 2024

Consent Agenda Item #24-0053

Releases and Refunds – December 2023

Current Year 2023 Taxes	Releases	Refunds	
Real Property	\$337,116.27	\$552,341.72	
Personal Property	\$164,228.62	\$7,981.29	
Motor Vehicle	\$0.00	\$0.00	
Solid Waste	\$0.00	\$0.00	
Stormwater Utility	\$896.00	\$0.00	
Public Service	\$0.00	\$0.00	
VTS Refunds	\$0.00	\$17,787.42	
Gross Rec	\$0.00	\$22.35	
SUB – TOTAL	\$502,240.89	\$578,132.78	\$1,080,373.67

Prior Year 2019-2022	Releases	Refunds	
Real Property	\$0.00	\$4,459.57	
Personal Property	\$3,379.63	\$382.15	
GAP Vehicles	\$0.00	\$0.00	
Motor Vehicle	\$0.00	\$0.00	
Solid Waste	\$0.00	\$0.00	
Stormwater Utility	\$0.00	\$0.00	
VTS Refunds	\$0.00	\$0.00	
SUB - TOTAL	\$3,379.63	\$4,841.72	\$8,221.35
GRAND TOTAL	\$505,620.52	\$582,974.50	\$1,088,595.02

Public Hearings

24-0052 Public Hearing on Not to Exceed \$87,000,000 Limited Obligation Bonds, Series 2024A & 2024B

Chair Allam stated the Board was requested to hold a public hearing on the negotiation of an amendment to an installment financing contract in connection with the execution and delivery of not to exceed \$87,000,000 Limited Obligation Bonds (the “Bonds”) and the related projects to be financed and refinanced thereby.

Monica Wallace, Clerk to the Board reported to the Board that a public hearing notice relating to financing (i) renovations to a shopping center, a portion of which would house the County’s Board of Elections office, (ii) the construction of a pump station known as the Snow Hill Road Pump Station, (iii) renovations and public safety improvements to various County school facilities, and (iv) the construction of a parking facility located at the 500 Block of East Main Street in the County pursuant to an amendment to an installment financing contract, in a principal amount not to exceed \$87,000,000, was published on January 11, 2024 stating that the Board would hold a public hearing thereon on January 22, 2024.

Chair Allam opened the public hearing.

Clerk Wallace stated no citizens were signed up to speak.

Chair Allam closed the public hearing.

Vice Chair Burns moved, seconded by Commissioner Carter, to close the public hearing.

The motion carried unanimously.

Chair Allam stated a resolution entitled “**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF DURHAM, NORTH CAROLINA, APPROVING AN AMENDMENT TO THE INSTALLMENT FINANCING AGREEMENT AND DELIVERY THEREOF AND RELATED MATTERS**” was before the Board for consideration authorizing staff to move forward, as County Representatives, with the proposed financing the projects the Clerk described and authorizing the execution and delivery of certain documents in connection with this financing.

Chair Allam entertained a motion to adopt the Resolution.

Commissioner Carter moved, seconded by Commissioner Jacobs to adopt the resolution (the "Resolution") which authorized the negotiation of an amendment to an installment financing contract in connection with the execution and delivery of not to exceed \$87,000,000 Limited Obligation Bonds.

The motion carried unanimously.

Board and Commission Appointments

Curtis Massey, Interim County Attorney announced the voting results.

Board of Health

(i) **Gene Rhea** (Allam, Burns, Carter, Howerton, Jacobs)

Durham County Women's Commission

Kiersten Bethea (Allam, Burns, Carter, Howerton, Jacobs)

Durham Planning Commission

Matt Kopac (Allam, Carter, Jacobs)

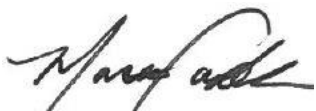
Monique Eileen Holsey-Hyman (Burns, Howerton)

Adjournment

Vice Chair Burns moved, seconded by Commissioner Howerton to adjourn the Regular Session meeting at 7:20 p.m.

The motion carried unanimously.

Respectfully Submitted,



Macio Carlton
Deputy Clerk to the Board