

REVISED
(Addition 9a)

THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA

Monday, April 12, 2010

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.
 - “In Touch with Durham County,” the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon daily; 4:00 p.m. on Mondays; and 6:30 p.m. Tuesday-Sundays. Our County Commissioners’ meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
 - It’s time to be counted! The 2010 Census form is one of the shortest forms in history. There are only 10 questions on the form. Later in this meeting, we will hear an update from our Durham Local Census Manager.
4. **Minutes** 5 min.
 - a. March 16, 2010 Special Session
 - b. March 23, 2010 Special Session
 - c. March 30, 2010 Special Session
 - d. March 22, 2010 Regular Session

5. **Child Abuse Prevention Proclamation**

5 min.

Child Abuse Prevention month is celebrated annually across the nation in April. This celebration provides the opportunity to raise awareness and educate the community about the many ways to support families and prevent abuse and neglect. Growing healthy, happy kids is not just about having healthy, happy kids today; it is about building a healthier, more prosperous, more successful community for all of us.

Wearing Blue Ribbons is a visible way you can show that you support families and children. We are encouraging Durham residents to make their neighborhoods “Blue Ribbon Communities” by developing effective networks of support for parents and caregivers. Parents are encouraged to learn tips for effective discipline, read about child development, get advice from the child’s pediatrician or childcare provider, and utilize community services when needed. The attention of a caring adult can make a big difference in the life a child.

Durham County DSS is celebrating Child Abuse Prevention month to raise awareness about ways to prevent abuse and educating the community about how to identify child maltreatment and to make a report of abuse or neglect. In addition to the proclamation, staff members are distributing “Blue Ribbons” in support of Child Abuse Prevention Month, holding a “child welfare summit on April 13, *Sharing Our Success Stories: Improving Results for Children At-risk of Abuse and Neglect in Durham* at St. Joseph’s AME Church and holding the annual Child Abuse Prevention Walk, on April 22.

Resource Person(s): Gail Angle, Child Protective Services Program Manager and Gerri Robinson, DSS Director.

County Manager’s Recommendation: The Manager recommends that the Board approve the proclamation declaring National Child Abuse Prevention Month in Durham County and to raise community awareness of the many ways to support parents and children.

6. **Resolution for Duke University Men’s Basketball Team**

5 min.

A resolution has been prepared to recognize the Duke University Men’s Basketball Team, the 2010 NCAA Basketball Champions. The Duke Blue Devils defeated the Butler Bulldogs 61-59 to win the national men’s basketball title in Indianapolis on Monday, April 5, 2010. This is the team’s 4th national title.

County Manager’s Recommendation: The Manager recommends that the Board present the Resolution along with sincere congratulations to coach Mike Krzyzewski, the coaching staff and the team for this outstanding achievement.

7. **NCACC Outstanding County Program Award**

5 min.

The North Carolina Association of County Commissioners (NCACC) Outstanding County Program Awards was initiated in 1991 as a way to recognize innovative programs

that other counties might want to emulate. The intent of the Outstanding County Program Awards is to recognize and share information with other counties about programs that involve a uniquely innovative process, solution, or idea to address a county or multi-jurisdictional issue and/or to prevent a future problem from developing. Entries are judged for Innovation, Success, Effort/Difficulty, and Collaboration.

Durham County Human Resources Dependent Eligibility Audit is being recognized as a winning entry this year.

County Manager's Recommendation: The County Manager recommends that the Board receive the award from the North Carolina Association of County Commissioners for Human Resources' Dependent Eligibility Audit.

8. **Consent Agenda**

20 min.

- a. Approve the attached storm water agreement for the new Durham County Courthouse and authorize the County Manager to execute the contract;
- b. Receive the 2009 Design District Review Team Annual Report;
- c. Receive the 2009 Annual Report for the Durham City-County Appearance Commission;
- d. Receive the 2009 Annual Certified Local Government Report of the Historic Preservation Commission;
- e. Approve Capital Project Amendment No. 10CPA000013 – Durham Public Schools General Obligation Bond Project Budget Adjustments moving \$430,000 of available 2007 GO Bond funds from the Easley Elementary School Project to the Jordan High School Project, making its total budget \$1,388,333.
- f. Approve Capital Project Amendment No. 10CPA000014 – Durham Public Schools General Obligation Bond Project Budget Adjustments moving \$100,000 of the available 2003 GO Bond funds from the Club Boulevard Elementary School Project to the Fuller Building project making its total budget \$458,000.
- g. Approve Budget Ordinance Amendment No. 10BCC000067 – Cooperative Extension recognition of grant funding in the amount of \$24,845 for Strengthening Families 10-14 Program from a State of North Carolina Grant Award administered by Durham County Health Department to support the Strengthening Families Program: For Parents and Youth Age 10-14 (SFP 10-14);
- h. Approve Budget Ordinance Amendment No. 10BCC000068 Public Health: Recognize One-Time Family Planning bonus funds in the amount of \$15,880 for the Family Planning Program;
- i. Approve Budget Ordinance Amendment No. 10BCC000069 for the Department of Social Services to recognize grant funds from Triangle United Way in the amount of \$39,228 for Direct Medical;
- j. Approve the Off-site Property Access Consent form and authorize the County Manager to sign the consent form for property located at 721 Foster Street.

9. **Discussion of Issues for 2010 NC Legislative Agenda**

15 min.

The North Carolina General Assembly will convene the Short Session at Noon on May 12, 2010 in Raleigh. According to the 2009 adjournment resolution, Budget Bills must

be submitted no later than 4:00 p.m. on Friday, May 14 to bill drafting and filed in the House or Senate by May 25.

Local Bills must be submitted to bill drafting by 4:00 p.m. on Wednesday, May 19 and filed in the House or Senate by May 26.

At the March 22nd meeting, staff was directed to make updates to the legislative package and present a final version for approval at this meeting.

Resource Person(s): Lowell L. Siler, County Attorney and Deborah Craig-Ray, Assistant County Manager

County Manager's Recommendation: The County Manager recommends that the Board approve the updated legislative agenda and forward to members of the Durham Delegation at an upcoming meeting.

9a. Reconsider Appointment(s) to the Durham City/County Planning Commission

15 min.

The Board of County Commissioners will reconsider the appointment(s) made to the Planning Commission on April 5, 2010, the last meeting session of the BOCC.

Resource Person(s): Michelle Parker-Evans, Clerk to the Board; Lowell Siler, County Attorney

County Manager's Recommendation: **If the Board votes to reconsider any appointment(s), the Manager recommends that the appointment(s) be placed on the Board's April 26, 2010 agenda.**

10. Closed Session

45 min.

The Board is requested to adjourn to closed session to discuss *Kendrick Estates Investment Corporation, et al. v. Durham County*, 09 CVS 07684, and *Appeal of: IBM Credit Corporation*, No. COA08-1514 (NC Property Tax Commission No. 01 PTC 544), to preserve the attorney-client privilege pursuant to G.S. § 143-318.11(a)(3).

~~1 hr. 55 min.~~
2 hrs. 10 min.