

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

Monday, September 25, 2000

**MINUTES**

Place: Commissioners' Room, second floor, Durham County Government Administrative Complex, 200 E. Main Street, Durham, NC

Present: Chairman MaryAnn E. Black, Vice-Chairman Ellen W. Reckhow, and Commissioners Joe W. Bowser and Becky M. Heron

Absent: Commissioner William V. Bell

Presider: Chairman Black

5:00 P.M. – 7:00 P.M.

**Closed Session**

The Board adjourned to closed session pursuant to G.S. § 143-318.11(a)(6) in order to consider the qualifications or conditions of initial employment of a public officer.

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7:00 P.M. Regular Session

**Opening of Regular Session**

Chairman Black called the Regular Session to order with the Pledge of Allegiance.

**Agenda Adjustments**

Commissioner Bowser requested time to make an announcement and to make one request of the Board.

Chairman Black added an agenda item concerning the Literacy Council.

Chairman Black added an update from the Board of Elections.

Chairman Black said agenda item No. 8, "Update on the Interim SubArea A Land Use Plan—Kington Heights," would be removed from the agenda.

### **Boy Scout Troop 451**

Chairman Black welcomed Boy Scout Troop 451 to the meeting. Troop members are working towards earning their Eagle Scout awards.

### **Minutes**

Commissioner Heron moved, seconded by Commissioner Bowser, to approve the August 14, 2000 and August 28, 2000 Minutes of the Board as corrected.

The motion carried with the following vote:

Ayes: Black, Heron, and Reckhow  
Noes: None  
Absent: Bell

### **Resolution Honoring Glaxo Wellcome Inc.**

A resolution honoring Glaxo Wellcome Inc. was prepared at the request of Commissioner Ellen Reckhow. The resolution was written in tribute to the broad and far-reaching corporate support the company has generously provided to the Durham community and beyond for many years.

County Manager's Recommendation: Present the resolution to officials of Glaxo Wellcome Inc. and extend sincere congratulations for years of leadership in corporate philanthropy in the Durham community.

Vice-Chairman Reckhow read the following resolution into the record:

#### RESOLUTION

WHEREAS, Corporate citizenship is a hallmark of Glaxo Wellcome Inc., the Research Triangle Park-based subsidiary of Glaxo Wellcome plc, a leading pharmaceutical company; and

WHEREAS, a vital part of the company's mission to improve the quality of life beyond the development of new medicines involves investing financial and human resources to bridge educational and economic gaps in local communities; and

WHEREAS, in addition to a rich history of financial support, corporate sponsorships and in-kind-donations to Durham's educational institutions, human service agencies and charitable organizations, Glaxo Wellcome executives and employees generously volunteer countless service hours in the Durham community; and

WHEREAS; the company's strong commitment to education is well known, and demonstrated by its support of local programs such as:

- Communities in Schools (CIS) and Helping One Student Succeed (HOSTS), which has provided financial support and volunteer tutors in Durham schools for the past 11 years;
- Durham Public Schools Arts Program, by funding the continuation of *Spotlight* and "Evening of Entertainment" for the 2000-2001 school year;
- Durham Technical Community College Foundation, by providing a three-year, \$500,000 grant from The Glaxo Wellcome Foundation in 1997 to aid the college's \$2-million capital campaign;
- North Carolina Central University, by donating \$1 million to establish the school's first full professorship, and a second \$1 million contribution to the university's Biotechnology Center;
- Opportunity Scholars, by awarding scholarships to individuals who demonstrate the potential to succeed despite significant adversity, and who persevered in their desire to improve their situations through education and training; and
- The North Carolina Museum of Life and Science, by making a \$850,000 contribution towards its \$14.5 million expansion project which included the "Butterfly House"; and

WHEREAS, Glaxo Wellcome employees historically volunteer in many ongoing and special community initiatives including participation in Special Olympics, with the company donating \$1.3 million to the event; Habitat for Humanity with the company donating money for materials; and employees contributing more than \$1.3 million, along with a company match, to Triangle United Way in 1999; and

WHEREAS, the Durham community is indeed fortunate that Glaxo Wellcome has been a continuous partner in many far-reaching, and long-term initiatives that seek to improve the quality of life for area citizens of all ages:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Durham County Board of Commissioners, do hereby extend sincere appreciation to

GLAXO WELLCOME INC.

for its many years of philanthropic generosity by providing financial resources, executive leadership, employee volunteerism and in-kind donations to the Durham community, and for innumerable contributions that have also benefited the State of North Carolina and beyond.

This the 25<sup>th</sup> day of September, 2000

/s/ Five Commissioners  
Durham County Commissioners

Mr. Bill Shore, representing Glaxo Wellcome Inc., accepted the resolution and made remarks of thanks and appreciation on behalf of Glaxo Wellcome Inc. and its employees.

**Consent Agenda**

Commissioner Bowser moved, seconded by Vice-Chairman Reckhow, to approve the following consent agenda items:

- \*(a) Settlement of 1999 Taxes (receive and approve the Tax Settlement Report and authorize the relieving of taxes that are more than 10 years past due and motor vehicle taxes that are more than two years past due);
- \*(b) Order of Tax Collection for 2000 Taxes (adopt the Order of Tax Collection for the 2000 property taxes and charge the Tax Administrator, W. Steven Crysel, with this responsibility); and
- \*(c) Grant award from the City of Durham Office of Economic and Employment Development (approve budget ordinance amendment No. 01BCC000007 in the amount of \$178,100 for the Youth Coordinating Board).

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow  
 Noes: None  
 Absent: Bell

\*The documents related to these items follow:

Consent Agenda 5(a). Settlement of 1999 Taxes (receive and approve the Tax Settlement Report and authorize the relieving of taxes that are more than 10 years past due and motor vehicle taxes that are more than two years past due) follows:

Property Tax Settlement Report For Tax Year 1999 (unaudited)			
	1999 Real & Personal Taxes	1999 Vehicle Taxes	Total 1999 Taxes
<u>County</u>	_____	_____	_____
Taxes Due	\$113,703,423.06	\$10,872,514.61	\$124,575,937.67
Less: Collections	\$111,992,254.28	\$9,353,716.66	\$121,345,970.94
Uncollectable	\$64,692.72		
Bills Less than \$4	\$2,092.74	\$8,145.97	\$10,238.71
Taxes Outstanding	<b>\$1,711,168.78</b>	<b>\$1,518,797.95</b>	<b>\$3,229,966.73</b>
Percent Collected	98.49%	86.03%	97.40%

<u>City of Durham</u>			
Taxes Due	\$57,335,702.97	\$7,113,444.99	\$64,449,147.96
Less: Collections	\$56,120,632.18	\$5,870,708.29	\$61,991,340.47
Uncollectable	\$52,202.75		
Bills Less than \$4	\$ 2.72	\$1,729.51	\$1,732.23
Taxes Outstanding	<b>\$1,215,070.79</b>	<b>\$1,335,537.66</b>	<b>\$2,550,608.45</b>
Percent Collected	97.88%	80.92%	96.18%
 <u>Town of Chapel Hill</u>			
Taxes Due	\$728,662.93	\$88,454.81	\$759,949.57
Less: Collections	\$725,242.97	\$80,990.08	\$746,459.73
Bills Less than \$4		\$18.44	\$20.03
Taxes Outstanding	<b>\$3,419.96</b>	<b>\$7,447.14</b>	<b>\$13,469.81</b>
Percent Collected	99.53%	91.58%	98.23%
 Foreclosure's			
Taxes Due	\$ 258,667.87		
Less Collections	\$ 8,711.44		
Taxes Outstanding	<b>\$ 250,801.01</b>		

\* Uncollectable\* Bankruptcy Accounts

Consent Agenda 5(b). Order of Tax Collection for 2000 Taxes (adopt the Order of Tax Collection for the 2000 property taxes and charge the Tax Administrator, W. Steven Crysel, with this responsibility) follows:

STATE OF NORTH CAROLINA  
 DURHAM COUNTY

ORDER OF TAX COLLECTION

TO: W. Steven Crysel, ASA  
 Tax Administrator of the County of Durham

You are hereby authorized, empowered, and commanded to collect taxes set forth in the tax records filed in the Office of the Tax Administrator and in the tax receipts herewith delivered to you, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be a first lien upon all real property of the respective taxpayers in the County of Durham, and this Order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property of such taxpayers, for and on account thereof, in accordance with law.

You are further authorized to call upon the Sheriff to levy and sell for you.

Witness my hand and official seal, this the 25<sup>th</sup> day of September, 2000.

/s/ MaryAnn E. Black, Chairman  
Board of Commissioners of  
Durham County

Attest:

/s/ Garry E. Umstead, Clerk  
Board of Commissioners of Durham County

Consent Agenda 5(c). Grant award from the City of Durham Office of Economic and Employment Development (approve budget ordinance amendment No. 01BCC000007 in the amount of \$178,100 for the Youth Coordinating Board).

The budget ordinance amendment follows:

DURHAM COUNTY, NORTH CAROLINA  
FY 2000-01 Budget Ordinance  
Amendment No. 01BCC000007

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2000-01 Budget Ordinance is hereby amended to reflect budget adjustments for the Youth Coordinating Board.

GENERAL FUND

	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
<u>Expenditures</u>				
Human Services	\$232,599,653	\$178,100		\$232,777,753
<u>Revenues</u>				
Intergovernmental	\$195,151,214	\$178,100		\$195,329,314

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

This the 26<sup>th</sup> day of September, 2000.

(Budget Ordinance Amendment recorded in Ordinance Book \_\_\_\_\_, page \_\_\_\_\_.)

**Hold a Public Hearing to Receive Citizen Comment on the 1999-2000 Consolidated Annual Performance and Evaluation Report (CAPER)**

The performance and evaluation public hearing is held annually in September to review and receive citizen comments on the previous year's CDBG and HOME programs. Annual progress and performance is detailed in the Consolidated Annual Performance and Evaluation Report (CAPER). The 1999-2000 CAPER was made available (in draft form) to the public for review beginning August 21, 2000.

Annually, Durham receives a Community Development Block Grant (CDBG) award and a HOME Investment Partnerships Program grant (HOME) from the U.S. Department of Housing and Urban Development (HUD). The 1999-2000 entitlement funding was \$1,759,000 in CDBG funds and \$954,000 in HOME funds. The 1999-2000 Action Plan allocated these funds primarily for housing, infrastructure, and economic development activities in Durham, with special focus in the targeted neighborhoods. Major expenditures made during the 1999 program year were on housing activities, which included rehabilitation for homeowners, creating home ownership opportunities for first-time home buyers and low- and moderate-income households, and creating permanent low-income rental housing units for low- and moderate-income families.

The major goal of the HOME program is to expand the supply of safe, decent, sanitary, and affordable rental and owner-occupied housing. This public hearing, which is a requirement of the program, is held annually to receive citizen comments on the CAPER. A public hearing was held by the Durham City Council on September 18 to receive public comments on the CAPER.

Resource Person(s): John Mickle, Interim Director, Housing and Community Development; and Ava Hinton, Federal Programs Administrator

County Manager's Recommendation: The Manager's recommendation is that the Board hold the public hearing and receive citizen comments on the 1999-2000 Consolidated Annual Performance and Evaluation Report. The CAPER is due to be submitted to HUD by September 28, 2000. The Board should grant staff approval to submit the CAPER to HUD with any necessary amendments that result from the public hearing.

The Board of County Commissioners asked several questions to which Ms. Hinton responded.

Chairman Black asked Interim County Manager Carolyn P. Titus to contact Operation Breakthrough Inc. about submitting an application in January 2001 to receive CDBG funds to house the 450 Headstart children.

Chairman Black said staff must meet with Durham Housing Authority officials to be sure the \$150,000 request made to the County for the Golden Belt Project is included in the CDBG funding application request.

Ms. Titus commented that staff is looking into the possibility of using some of the CDBG and HOME program funds for projects outside the City such as group homes. The homeless shelter project will also use some of these funds. The staff and Commissioners are considering other possible projects.

Chairman Black stated that there is a possibility that HOME funds may be used for water and sewer extension projects.

Vice-Chairman Reckhow said the County should have a representative on the allocation committee to distribute HOME funds. The Golden Belt Project should be funded with CDBG funding.

Chairman Black opened the public hearing that was properly advertised.

As no one signed to speak at this public hearing, Chairman Black closed the public hearing and referred the item back to the Commissioners.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to authorize staff to submit the CAPER to HUD and to meet with City officials to request that the County have appropriate representation on the reviewing body.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow  
Noes: None  
Absent: Bell

### **Resolution Establishing Room Rental Rates for the Durham Civic Center**

The meeting room rental rates are charged by the Civic Center Authority for the use of the public meeting spaces in the Civic Center. These fees are occasionally reviewed and modified by the Civic Center Authority, subject to the approval of the City Council and the Board of County Commissioners.

Over the last 12 months, revenues from the three sources (Air lease, Catering, and Meeting Room Rentals) have increased by 27 percent relative to the previous 12-month period. The Civic Center Manager requested that the Board of Commissioners waive or reduce the fees charged for the rental of meeting space on occasions when that space would otherwise be vacant. Since the Civic Center opened in the late 1980s, it has established a market niche for local corporate meetings and social events. In these markets, the Civic Center faces competition from both private and public meeting facilities in other communities, as well as from private facilities in the City of Durham.

This item came before the Board of Commissioners at its September 11, 2000 meeting. The Board requested that staff modify the resolution to include additional language that would be date certain in respect to when the annual report would be delivered to the Board by the Civic Center Authority. In addition, the Board requested answers to the following two questions:

- *How are the air lease revenues related to the loss of meeting room rental revenues?*



The air lease agreement provides for payment by the Civic Center Authority to the City as compensation for the value of the air space occupied by the hotel above the public Civic Center. This revenue is deducted from the gross operating expenses of the Civic Center. The City and the County split the net deficit on a 50% - 50% basis. In effect, this means that the City and the County equally split the air lease revenues. Under the lease agreement, there are two components of the payment made by Marriott to the City. First, there is a flat \$2,500 per month payment. In addition, the formula for the air lease takes into account that as the value of the air space increases, it is directly related to the success of the hotel. By waiving fees for meeting room space, it means that the Civic Center has a marketing tool that provides the flexibility of offering free space in return for higher lease-up rates of air space and additional catering revenue as additional events are attracted to the facility. The second component is a sliding fee scale. Currently the average occupancy is approximately 65 percent. The scale is as follows:

<u>% of Hotel Room Occupancy</u>	<u>% of Gross revenues to County/City</u>
<30%	2%
30% - 40%	4%
40% - 50%	5%
50% - 60%	6%
60% - 70%	8%
70% +	9%

- *What are the foregone revenues to date as a result of the loss of room rental revenues?*  
To the extent that waivers have not been granted to date for the use of meeting room space at the Civic Center, there is no data available to extrapolate any foregone revenue. The initial premise is that if a group were shopping the market for a major events location, our knowledge would be limited in respect to what incentives were being offered by the competition—at that given time. However, the Civic Center Authority is aware that waving fees for meeting room space is a common practice in the industry in an effort to enhance business opportunities. It is anticipated that once the waivers are implemented, the Civic Center Authority will capture data that will lend itself to evaluation purposes.

If granted, this request would allow the Civic Center to compete on a more level playing field with other meeting facilities that already waive these fees on certain occasions. This item was approved by the City Council at the June 5, 2000 meeting.

Resource Person(s): Charlie Roberts, Marriott Corporation; and Wendell M. Davis, Deputy County Manager

County Manager's Recommendation: The Manager's recommendation is that the board approve the amended resolution establishing meeting room rental rates for the Durham Civic Center. The resolution was amended to include a date on which the Civic Center Authority would provide the Board with an annual update.

Mr. Davis presented the Commissioners an overview of the amended resolution including a date in which the Civic Center Authority would provide the Board with an annual update.

Commissioner Heron moved, seconded by Vice-Chairman Reckhow, to approve the amended resolution.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow  
Noes: None  
Absent: Bell

The resolution follows:

**RESOLUTION ESTABLISHING ROOM RENTAL RATES  
FOR THE DURHAM CIVIC CENTER**

Whereas, the process of amending the Civic Center Room Rental Rates is established in the Amendment to contract between the City and the County dated June 8, 1988; and

Whereas, pursuant to that process, the Civic Center Authority has the authority to recommend such rates for the approval by the Durham City Council and the Durham County Board of Commissioners; and

Whereas, the Council and the Board of Commissioners must subsequently review and approve such recommendations prior to them becoming effective:

**NOW, THEREFORE, BE IT RESOLVED BY THE DURHAM BOARD OF COUNTY COMMISSIONERS:**

1. That the rates for such room rentals shall be as set forth in Appendix 1 of this resolution; and
2. That the Civic Center Manager may waive or reduce these fees up to a maximum of 20 times per year based on the following guidelines:
  - a. Waiver of these fees for particular events would be requested in writing and would be subject to the approval of the City and County Managers or their designees.
  - b. The subject request must state that:
    - The waiver or reduction of the fee is necessary to attract that particular event to the Civic Center; and
    - The loss of the room rental revenues would be offset by an increase in catering and/or air lease revenues to the City and the County; and

- That in the alternative, the meeting room space would most likely either not be used at all, or would be used in a way that would be unlikely to generate as much revenue as would the proposed use.
3. That the Civic Center Authority submit an Annual Report to the Board of County Commissioners by July 1 of each fiscal year detailing its activities for the preceding fiscal year; and
  4. That the FY 2000-2001 report specifically include an analysis of the effectiveness of the fee waive and/or reduction authority granted by this resolution; and
  5. Futhermore, that this resolution be effective immediately upon the date of the adoption by the Board of County Commissioners.

/s/ MaryAnn E. Black, Chairman  
Durham County Board of Commissioners

/s/ Garry E. Umstead  
Clerk to the Board

### **Glennstone Subdivision Preliminary Plat**

Cimland, LLC is seeking approval of a preliminary plat to construct one hundred and sixty-three (163) single-family residential lots with the associated infrastructure and open space on a 165.807-acre tract. The property is located on both sides of Glenn Road, west of I-85, south of Jeffries Road (Tax Map 687, Block 01, Parcel 003, 003A, 004, 004A, PIN number 0843-02-78-6286, 0843-02-98-2062, 0843-02-67-4651, 0844-04-60-2473). The site is zoned RD, R-10, F/J-A and F/J-B, and allows for this use. The proposed preliminary plat conforms to applicable Zoning and Subdivision Ordinance regulations. The Development Review Board at its meeting on August 25, 2000, recommended approval. The Planning staff recommended approval.

Resource Person(s): Mr. Steve Medlin, Planning Supervisor, Durham City/County Planning

County Manager's Recommendation: The Manager's recommendation is that the Board receive the presentation and approve the site plan given that it meets all of the zoning and Subdivision Ordinance requirements and is consistent with the use presently allowed on the site under the current zoning.

Mr. Medlin presented the Commissioners an overview of the preliminary plat.

Chairman Black asked the applicant to speak to the fact that there are no lots smaller than 10,000 square feet and that the plan has been changed.

Mr. Ron Horvath, Civil Engineer, said he represented Cimland, LLC in this request. He responded to Chairman Black's request.

The County Commissioners asked several questions and made remarks about the proposal to which the engineer and Planning Department staff responded.

Commissioner Heron requested a density plan showing the density that could be developed under the present zone that created the buildable lots. The stormwater runoff should be documented which will not result in pollution greater than the underlying subdivision zoning.

Chairman Black said the Board is requesting a two-week delay so the community can consider the plan to determine what will be done in the development. This request will be deferred two weeks.

Commissioner Bowser requested school attendance information.

#### **Geer Street Subdivision Site Plan/Preliminary Plat**

East Geer Ventures sought approval of a site plan/preliminary plat to construct three hundred and fifty (350) single-family residential lots and the associated infrastructure and open space on a 128.2-acre tract. The property is located on both sides of Geer Street, south of I-85, west of Ferrell Road, and east of Milan Street (Tax Map 680, Block 01, Parcel 001, PIN number 0842-01-46-1588). The site is zoned PDR 3.36 and F/J-B, and allows for this use. The proposed site plan/preliminary plat conforms to applicable Zoning and Subdivision Ordinance regulations, the approved development plan, and is consistent with the adopted Community Growth Map (CGM) of the Durham 2020 Comprehensive Plan. The Development Review Board at its meeting on July 17, 2000, recommended approval. The Planning staff recommended approval

Resource Person(s): Mr. Steve Medlin, Planning Supervisor, Durham City/County Planning

County Manager's Recommendation: The Manager's recommendation is that the Board receive the presentation and approve the site plan given that it meets all of the technical ordinance requirements and is consistent with the Community Growth Map of the 20/20 Plan.

Mr. Medlin presented the Commissioners an overview of the site plan/preliminary plat agenda item.

The Commissioners asked several questions and made remarks about the proposal.

Mr. Medlin and Engineer Harry Mitchell responded to questions.

A lengthy discussion followed.

Commissioner Heron requested clarification that this plan was presented to the residents a year ago.

Mr. Medlin assured Commissioner Heron that this is the plan.

Commissioner Heron expressed concern about the lots in the buffer area. That's the real problem.

Vice-Chairman Reckhow concurred with Commissioner Heron. I am not ready to vote on this plan tonight. The lots in the buffer should be looked at a second time. I can't support this plan.

Chairman Black said she is not going to vote for this plan at this point.

Vice-Chairman Reckhow requested this item be deferred for two weeks in order to revisit the proposal.

Commissioner Bowser said the lots are too small.

Chairman Black deferred the item for 30 days.

### **Recommendation to Request Electing County Status**

NC Law (NCGS §108A-27) requires each county's board of county commissioners to appoint a committee of local leaders to assist in the development of its Work First Block Grant plan. A critical part of each county's plan development is a decision as to whether the county will seek Electing county or Standard county status.

Each county must notify the NC Department of Health and Human Services (DHHS) by September 29, 2000 of its desire to be either an Electing or a Standard county for Work First. Requests for an Electing or a Standard county status require county commissioner approval. If a county chooses to pursue "Electing" status, its application for this status will be evaluated by the NC DHHS with final approval of Electing counties to be made by the NC General Assembly.

On October 28, 1999, Durham County's BOCC approved a local planning committee that was responsible for recommending to the Board whether Durham County should request Electing or Standard county status to implement its Work First Block Grant funds. This committee would also recommend to the Board a Work First plan to implement Durham County's Work First program.

The committee's recommendation is that Durham County request Electing county status for the implementation of its Work First program for FY 2001-2003. The committee

believes Electing status will permit the county to be more creative and have more freedom in designing programs that will be beneficial to its Work First families in assisting them to become and remain self-sufficient.

Resource Person(s): Arnold Dennis, Assistant Director for Family Self Sufficiency; and Micheline Malson, Chair of the Work First Planning Committee, were available as resource persons for this request.

County Manager's Recommendation: The Manager recommends that the Board approve the committee's recommendation to request Electing county status.

Mr. Dennis presented to the Commissioners the recommendation of the local planning committee to request Electing county status.

The County Commissioners asked questions and made comments about the request

Mr. Dennis responded to the questions and comments.

Commissioner Heron said she is not in a position tonight to vote. She desired additional information from the Social Services Department relative to the pros and cons of an Electing versus Standard county status. I am not pleased with the report.

Vice-Chairman Reckhow said she could support the request because it keeps our options open.

Mr. Dennis said that notification must be sent to the Department of Health and Human Services by September 29, 2000.

Chairman Black said she would like to cap whatever we are paying in Social Services if we become an Electing county. I would like to be moved to a place where we would be paying less than we are presently paying but cap it so that if we are chosen as an Electing county, we do not put any additional funds into this program. I will support Electing county status.

Vice-Chairman Reckhow moved, seconded by Commissioner Bowser, to approve the committee's recommendation to request "Electing County Status."

The motion carried with the following vote:

Ayes: Black, Bowser, and Reckhow  
Noes: Heron  
Absent: Bell

Commissioner Heron wanted the record to reflect that she opposed the motion not so much that it is wrong or right, but I don't have the information I need to vote.

### **Update from the Board of Elections**

The Chairman of the local Board of Elections presented an update to the Board of Commissioners on the status of preparation for the upcoming November 7, 2000 election.

Resource Person(s): Mr. Ron Gregory, Chairman of the Board of Elections

Mr. Gregory presented the Durham County Board of Elections report.

Mr. Gregory said there are two new Board members. The secretary of the Board of Elections is Terrance McCabe, the Republican member of the board, and Carol Anderson, the new democrat on the board. Mr. Gregory is the new Chairman.

Mr. Gregory's report covered several areas such as weekly board meetings, voting equipment, officials, training, ballots, voter street files, election notices, polling place changes, new voter registration, new director process, and funding issues.

The Commissioners asked several questions and made remarks about the update to which the Interim County Manager Carolyn P. Titus and Mr. Gregory responded.

Commissioner Bowser did not agree with Gary O. Bartlett, Director, State Board of Elections, that a new Board of Elections Director be hired from outside Durham County.

Vice-Chairman Reckhow encouraged the Elections and IT personnel to work together to get as much election information on the website as possible. The Election Board should stay on top of the situation so we will have a smooth election. If additional money is necessary, the Commissioners ask that you come back with your request.

Chairman Black asked Mr. Gregory to speak about parking facilities at the various polling places. Another notice should be sent out to all the voters whose precincts have been changed.

### **Hope Valley Road Closing**

Commissioner Bowser said Hope Valley Road has been closed for three months.

Commissioner Bowser asked the Commissioners to write a letter to the North Carolina Department of Transportation to find out the status of this state road construction relative to the completion date.

Chairman Black asked that staff write a letter to the Department of Transportation.

### **Announcement**

Commissioner Bowser made an announcement about the NAACP Freedom Fund Banquet that will recognize Dr. Charles Johnson and Dr. Evelyn Smidt. The banquet will be held on October 28, 2000 at the North Carolina Central University cafeteria. Judge James Wrenn will be the keynote speaker.

### **Literacy Council**

Chairman Black reported on the annual meeting of the Literacy Council that was held last week. The Literacy Council should be commended for the job it's doing.

Vice-Chairman Reckhow also made remarks about the annual meeting. She spoke about how the council has helped citizens obtain jobs and upgrade their lifestyles.

### **Board and Commission Appointments**

Garry E. Umstead, Clerk to the Board, distributed ballots to make appointments to the following boards and commissions (asterisks indicate appointees):

#### Adult Care Home Community Advisory Committee:

Four vacant positions (expire September 2001). Subsequent terms are for three years.

- \*Dixie Ferrell—Black, Bowser, Heron, and Reckhow
- \*Doreen L. Johnson—Black, Bowser, Heron, and Reckhow
- \*Doris W. Johnson—Black, Bowser, Heron, and Reckhow
- \*Mitzi D. McClammy—Black, Bowser, Heron, and Reckhow

#### Airport Noise Abatement Committee:

One expired term (expires September 2003).

- \*Miles Edward Simpson—Black, Bowser, Heron, and Reckhow

#### Board of Adjustment:

One unexpired alternate position (expires June 30, 2001).

- \*Furney Edward Brown Jr., Ed.D.—Black, Heron, and Reckhow
- Brenda Howerton—Bowser
- Kenneth N. Ivory—no votes
- Scott Kaestner—no votes
- William Merle White—no votes



Community Child Protection Team/Child Fatality Prevention Team:

Three expired positions—one fireman, one emergency medical services; and one at-large.  
Terms expire September 30, 2002.

Joyce Holmes (at-large)—Bowser  
\*Jane Ellen Simmons (at-large)—Black, Heron, and Reckhow

Criminal Justice Partnership Act Advisory Board:

One position for a substance abuse representative (2-year term); one member of the business community (3-year term); one position for a community member who has been a victim of a crime (1-year term); and four at-large positions (one 2-year term and three 1-year terms).

\*Sherrye C. Fowler—Black, Bowser, Heron, and Reckhow  
\*Kevin McDonald (substance abuse)—Black, Bowser, Heron, and Reckhow  
\*Rita B. Parker (at-large)—Black, Bowser, Heron, and Reckhow  
\*Lao Rubert (at-large)—Black, Bowser, Heron, and Reckhow  
\*Alfred L. Solomon Jr. (at-large)—Black, Bowser, Heron, and Reckhow

Commissioner Bowser moved, seconded by Vice-Chairman Reckhow, to appoint Sherrye C. Fowler to an at-large position on the Criminal Justice Partnership Act Advisory Board.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow  
Noes: None  
Absent: Bell

Historic Preservation Commission:

One expired “cultural or social historian” position; one county at-large #1 position; and one county at-large #2 position. Terms expire September 2003.

\*Steven E. Gaddis (at-large #1 position)—Black, Bowser, Heron, and Reckhow  
\*Joel A. Kostyu (cultural or social historian)—Black, Bowser, Heron, and Reckhow  
\*E. K. Powe (at-large #2 position)—Black, Bowser, Heron, and Reckhow

Industrial Facilities and Pollution Control Financing Authority:

Two terms (expire September 2006).

\*John A. Steer—Black, Heron, and Reckhow  
\*John F. Wiley III—Black, Bowser, Heron, and Reckhow

Juvenile Crime Prevention Council:

One person under age of 21; one United Way or other nonprofit agency position; and one local parks and recreation program position. Terms expire June 30, 2002.

\*David Anderson (parks & recreation)—Bowser, Heron, and Reckhow  
Linda Foreman (United Way)—Black and Heron  
Rev. Pebbles Lindsay-Lucas—no votes  
Alfred L. Solomon Jr.—no votes  
Karen King Thompson (nonprofit)—Bowser and Reckhow

Nursing Home Community Advisory Committee:

One unexpired term. Term expires February 2001. Subsequent terms are for three years.

\*Lois Murphy—Black, Bowser, Heron, and Reckhow

Durham Planning Commission:

One unexpired at-large position (must be a City resident). Term expires June 2003.

Furney Edward Brown Jr., Ed.D.—no votes  
George H. Conklin—Bowser and Heron  
Gerald Andrews Emison—Black and Reckhow  
Brenda Howerton—no votes  
Paula P. Murphy—no votes  
Robert Shoaf—no votes  
Janine Zanecki—no votes

Public Health Board:

One unexpired nurse position (term expires January 2002) and one expired engineer position (term expires January 2003).

\*Robin W. Blanton (engineer)—Black, Bowser, Heron, and Reckhow  
\*Sandra A. Peele (nurse)—Black, Bowser, Heron, and Reckhow

Triangle J Water Resources Committee:

One expired term. Term expires September 30, 2002.

\*Edward C. Harrison—Black, Bowser, Heron, and Reckhow

Women's Commission:

One term. Term expires June 2003.

\*Joy Cunningham—Black, Bowser, Heron, and Reckhow

**Closed Session**

Vice-Chairman Reckhow moved, seconded by Commissioner Heron, to adjourn to closed session pursuant to G. S. § 143-318.11(a)(6) in order to consider the qualifications or conditions of initial employment of a public officer.

The motion carried with the following vote:

Ayes: Black, Bowser, Heron, and Reckhow  
Noes: None  
Absent: Bell

**Reconvene Into Open Session**

Chairman Black said the Commissioners continued the discussion on the search for the County Manager. No action was taken. The Closed Session will be continued.

**Adjournment**

Chairman Black adjourned the meeting at approximately 11:00 p.m.

Respectfully submitted,

Garry E. Umstead, CMC  
Clerk to the Board