

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

Monday, April 26, 2011

7:00 P.M. Regular Session

MINUTES

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

Present: Chairman Michael D. Page, Vice-Chairman Ellen W. Reckhow, and
Commissioners Joe W. Bowser, Becky M. Heron, and Brenda A. Howerton

Absent: None

Presider: Chairman Page

Opening of Regular Session —Pledge of Allegiance. Chairman Page reported that the Board met in Closed Session earlier pursuant to G.S. § 143-318.11(a)(4) to discuss matters relating to the location or expansion of a business or industry. The Board provided directives to staff.

Agenda Adjustments

There were no adjustments to the agenda.

Announcements

Chairman Page made the following announcements:

“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 broadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.

On May 14, the Durham City-County Sustainability Office is hosting a “Get Your Grass Off Gas” event that will offer discounted electric yard and garden equipment. The trade-in event will be held from 10 a.m. to 3 p.m. at Jordan High School located at 6806 Garrett Rd. For more information, contact Tobin Freid at 560-7999.

Commissioner Heron announced that the APS dog walk would be held on May 21, 2011 on Duke's East Campus. She invited citizens to support the event.

Commissioner Howerton announced that she participated in the Rougemont Easter Parade held Saturday, April 23.

Vice Chair Reckhow expressed the desire to see an education campaign promoting anti-idling of vehicles.

Chairman Page announced that this was Community Development Week. He attended the grand opening of the CASA facility at 217 W. Geer Street. He urged everyone to visit the site.

Minutes

Minutes were submitted for the following meetings:

March 14, 2011 Special CIP Work session
March 17, 2011 RTPTour
April 4, 2011 Work session

County Manager Ruffin made edits to his comments from the March 14, 2011 Work session. Page 2, 2nd paragraph should read:

“The Manager noted that several of the existing projects having been increased or eliminated would amount to financial decreases totaling \$250,759,667.”

Vice Chair Reckhow moved, seconded by Commissioner Heron, to approve following minutes with the noted correction.

The motion carried unanimously.

Recognition – Outstanding County Award

The North Carolina Association of County Commissioners has awarded Durham County a 2010 “Outstanding County Program Award” for Computers 4 Kids. Housed out of the Department of Social Services, Computers 4 Kids is a collaborative initiative that provides surplus county computers to Durham Public Schools students who need a computer in the home.

Computers 4 Kids is a partnership between Durham County Government, the Triangle United Way, the Volunteer Center and Durham Public Schools. The Volunteer Center guides the application process, and Triangle United Way sees that the computers are refurbished for student use. Durham Public Schools makes student referrals and DSS distributes the computers. This award honors Computers 4 Kids for its successes in getting needed equipment into the homes of local children.

Chairman Page recognized Neil Emory, Outreach Associate with the North Carolina Association of County Commissioners.

Mr. Emory called on Gerri Robinson, Director of DSS, and Perry Dixon, Director of Information Technology to come forward to receive the award. Commissioner Bowser asked County Manager Ruffin to also come forward to accept the award.

Mr. Emory stated that the Award program began in 1991. The Association wanted to recognize innovative programs that other counties might want to emulate.

Ms. Robinson thanked her staff. She noted that the computer program helps give leverage to disadvantaged students.

Mr. Dixon announced that 206 systems had been delivered to children. He recognized his IT staff, DPS and DSS for making this program successful.

Proclamation – Children’s Mental Health Awareness Week in Durham County

Chairman Page recognized Ellen Holliman, Area Director of the Durham Center, and Teka Dempson, LME Community Support Liaison, to receive the proclamation. Chairman Page read the following proclamation:

WHEREAS, all our children, without regard to challenge they face, are valuable and a significant part of the rich and diverse resources of our present and our future, and

WHEREAS, all children ages 0-26 deserve to be supported as they struggle with serious mental health and behavioral challenges, and

WHEREAS, support for our youth as they grow and develop from cradle to career is essential to the success of children, families and the community, and

WHEREAS, mental health is essential to overall health and well-being, and

WHEREAS, according to the United States Department of Health and Human Services, one in five children has a mental health disorder, and one in ten adolescents aged 9-17 have a serious mental illness, and

WHEREAS, with proper treatment and support children with mental health disorders can succeed in all life domains and reach their full potential, moving from cradle to career, and

WHEREAS, as parents, doctors and nurses, teachers, guidance counselors, neighbors, friends, concerned citizens and faith-based communities are among the many who can reach out to children, youth and their families in our community who are in need of support, education, information, encouragement and mental health resources, and

WHEREAS, community members can help establish safe and supportive communities that encourage and engage all young people, regardless of their challenges, to reach their full potential, and

WHEREAS, strong youth and young adults will strive to positively change the misconceptions about youth with mental illness to a vision of strong and capable young people who can overcome challenges, and

WHEREAS, Durham County Government joins with The Durham Center and other community organizations in recognizing the need to raise awareness about our children and mental health, commending those who work to support our youth, and celebrating those children with mental health disorders who reach for their full potential.

NOW, THEREFORE, I, Michael D. Page, Chairman of the Durham Board of County Commissioners, do hereby proclaim the week of May 1 - 7, 2011 as

“CHILDREN’S MENTAL HEALTH AWARENESS WEEK”

in Durham County and call upon the citizens, government agencies, public and private institutions, businesses and schools in Durham County to commit to increasing our community’s awareness and understanding of the issues of mental health among our children and youth.

This 26th day of April 2011.

Ms. Dempson asked everyone to wear a green ribbon on May 3. The Board will receive a green ribbon and green balloon. The balloons will be released in honor of children’s mental health.

Ms. Dempson announced that North Carolina has something to be proud of. A youth from North Carolina will be going to Capitol Hill to speak on behalf of children’s mental health.

Consent Agenda

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

- a. *Approve Budget Ordinance Amendment No. 11BCC000 063 from the Reading is Fundamental Program in the amount of \$7,860;
- b. *Approve Budget Ordinance Amendment No. 11BCC000 064 to recognize \$125,816 in grant revenues received from the North Carolina Division of Emergency Management, to be applied to Durham County Emergency Management ;
- c. Approve the Resolution in support of a tax-exempt loan from First-Citizens Bank & Trust Company to the Bahama Volunteer Fire Department in the amount of \$645,000 for the construction of a fire station at 6201 Stagville Road, Bahama NC ;
- d. Approve the sale of 116 N Blackall Street to Habitat for Humanity for \$1,950;
- e. *Accept the property tax release and refund report for January 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- f. *Accept the property tax release and refund report for March, 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report ;
- g. *Approve Capital Project Amendment No. 11CPA0000 08 appropriating \$130,000 of loan funds to create a new capital project for the Utility Performance Contract and to approve Trane Comfort Solutions Inc. as the County’s Energy Services Contractor for Performance Contracting and authorize the County Manager to negotiate and approve the Investment Grade Audit Contract. General Fund dollars will fund purchases made

- before loan funds are available through an interfund loan of that amount and will be reimbursed/repaid once the loan funds become available;
- h. Authorize the County Manager to enter into the "Easement Agreement" with Duke Energy Carolinas, LLC (DEC) for the new Durham County Courthouse and Parking Structure project located at 502 and 510 South Dillard Street, Durham, North Carolina;
 - i. Approve the new signal easement dedication and corresponding Final Plat for the Durham County Courthouse and parking structure that will be recorded in the Durham County Register of Deeds Office;
 - j. Approve the contract with OneSource Document Solutions, Inc in the amount not to exceed \$159,668.94, and authorize the County Manager to execute the contract and any other related contracts for this project, if necessary, not to exceed the budget of \$165,000;
 - k. Approve the 3-year ambulance franchise renewal request for Bahama VFD, Bethesda VFD, Parkwood VFD and Redwood VFD.

The motion unanimously passed.

*Document(s) related to this item follow:

Consent Agenda Item No. a. Approve Budget Ordinance Amendment No. 11BCC00006 from the Reading is Fundamental Program in the amount of \$7,860.

DURHAM COUNTY, NORTH CAROLINA
 FY 2010-11 Budget Ordinance
 Amendment No. 11BCC000063

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2010-11 Budget Ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Contributions and Donations	\$1,131,612	\$7,860	\$1,139,472

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Cultural and Recreation	\$11,138,572	\$7,860	\$11,146,432

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

This the 26th day of April, 2011.

Consent Agenda Item No. b. Approve Budget Ordinance Amendment No. 11BCC00006 4 to recognize \$125,816 in grant revenues received from the North Carolina Division of Emergency Management, to be applied to Durham County Emergency Management.

DURHAM COUNTY, NORTH CAROLINA
FY 2010-11 Budget Ordinance
Amendment No. 11BCC000064

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY that the FY 2010-11 Budget Ordinance is hereby amended to reflect budget adjustments.

Revenue:

<u>Category</u>	<u>Current Budget</u>	<u>Increase/Decrease</u>	<u>Revised Budget</u>
<u>GENERAL FUND</u>			
Intergovernmental	\$81,151,417	\$125,816	\$81,277,233

Expenditures:

<u>Function</u>			
<u>GENERAL FUND</u>			
Public Safety	\$45,929,389	\$125,816	\$46,055,205

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

This the 26th day of April, 2011.

Consent Agenda Item No. e. Accept the property tax release and refund report for January 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

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 January 2011.

Releases & Refunds for 2011 Taxes:

Personal	\$2,762.55
Total for 2011 Taxes and Fees	\$2,762.55

Releases & Refunds for 2010 Taxes:

Real	\$50,883.36
Personal	\$185,643.52
Motor Vehicles	\$24,287.06
Vehicle Fees	\$1,060.00

Solid Waste	\$380.00
Total for 2010 Taxes and Fees	<u>\$262,253.94</u>

Prior years' (2002-2009) releases and refunds for January 2011 are in the amount of \$10,676.46. The total current year and prior years' releases and refunds amount to \$275,692.95.

Consent Agenda Item No. f. Accept the property tax release and refund report for March, 2011 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report.

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 March, 2011.

Releases & Refunds for 2011 Taxes	
Personal	\$2,870.48
Total for 2011 Taxes and Fees	<u>\$2,870.48</u>

Releases & Refunds for 2010 Taxes	
Real Estate	\$18,260.74
Personal	\$42,280.03
Registered Vehicles	\$24,278.64
Vehicle Fees	<u>\$1,045.00</u>
Total for 2010 Taxes and Fees	<u>\$85,864.41</u>

Prior years' (2005-2009) releases and refunds for March, 2011 are in the amount of \$16,603.32. The total current year and prior years' releases and refunds amount to \$105,338.21.

Consent Agenda Item No. g. Approve Capital Project Amendment No. 11CPA000008 appropriating \$130,000 of loan funds to create a new capital project for the Utility Performance Contract and to approve Trane Comfort Solutions Inc. as the County's Energy Services Contractor for Performance Contracting and authorize the County Manager to negotiate and approve the Investment Grade Audit Contract. General Fund dollars will fund purchases made before loan funds are available through an interfund loan of that amount and will be reimbursed/repaid once the loan funds become available.

DURHAM COUNTY, NORTH CAROLINA
2010-2011 Capital Project Ordinance
Amendment Number 11CPA000008

BE IT ORDAINED BY THE COMMISSIONERS OF DURHAM COUNTY:

That the 2010-11 capital project ordinance is hereby amended to reflect budget adjustments for the following projects.

Expenditures	Current Budget	Inc./Dec.	Revised Budget
Utility Performance Contract Project (DC134)	\$0	\$130,000	\$130,000.00

Adopted this the 26th day of April, 2011.

Public Hearing – Coordinated Transportation: FY20 12/2013 Targeted Transit Assistance Program Grant Application Request

Chairman Page recognized Meg Scully, Cooperative Extension. Ms. Scully presented the following information and was available for questions.

The Cooperative Extension Service is requesting the Board to hold a public hearing on the submission of the Targeted Transit Assistance Program (section 5317) grant to the North Carolina Department of Transportation (NCDOT) for FY2012 and 2013. The Targeted Transit Assistance Program grant will allow for expanded transportation services to residents of Durham County who have a disability. We are also asking for the Board to pass the attached resolutions as required by NCDOT.

The Targeted Transit Assistance Program (section 5317) grant application requests \$194,293 from the NCDOT. The Department of Transportation requires a local match of \$57,761 to be appropriated in the County budget; however \$47,915 will be provided from the annual ROAP grant received by the County from the NCDOT.

Chairman Page opened the public hearing. There were no public comments. The Chair closed the public hearing.

Commissioner Bowser moved, seconded by Commissioner Heron to approve the resolution as requested.

The motion carried unanimously.

Board and Commission Appointments

Michelle Parker-Evans, Clerk to the Board, distributed ballots to the Board. The Board made the following appointments to boards and commissions:

- Adult Care Home Community Committee
Ruth Yancey
- City-County Appearance Commission
Olumayowa Alabi

- City-CountyPlanningCommission
RebeccaBoard(TriangleTownship)
AntonioJones(OakGrove/CarrTownship)
DavidSmudski(At-large)
- DurhamCountyHospitalCorporation
MichaelPearl(Community) PilarRocha-Goldberg(Community)
CharlesI.Cooperberg(Physician) BarbaraD.Griffith(Physician)
PhilipHarewood(Lincoln)
- NursingHomeCommunityAdvisoryCommittee
LindaM.Lang

Adjournment

ChairmanPagerequestedtobeexcusedfromtheMay 9,2011RegularSession.

ViceChairReckhowmoved,secondedbyCommissioner Howertontoexcuse
ChairmanPagefromtheMay9,2011RegularSession.

Themotioncarriedunanimously.

Therebeingnofurtherbusiness,ChairmanPageadjo urnedthemeetingat7:34pm.

RespectfullySubmitted,



V.MichelleParker-Evans
ClerktotheBoard