

REVISED
(Addition of Consent Agenda Item No. 7k)
THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA

Monday, August 22, 2005

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. **Minutes** 5 min.

a. August 1, 2005 Worksession

b. August 8, 2005 Regular Session

4. **Lincoln School of Nursing Alumni Association Update**

10 min.

The Lincoln Hospital School of Nursing Alumni Association held its Eighteenth Biennial Celebration on August 13, 2005, at which time they unveiled an historic monument on the grounds of the old Lincoln Hospital.

Thanks to a generous \$100,000 donation of from GlaxoSmithKline, an endowed scholarship fund was established. The first scholarship was presented to a North Carolina Central University student at the banquet.

Commission Chairman Ellen Reckhow will lead the presentation, which will include photographs of the newly unveiled monument.

County Manager's Recommendation: The Manager recommends that Chairman Reckhow report on the activities that are taking place at the Lincoln School of Nursing.

5. **Recognize Durham Public Schools? and Community Efforts with Regards to Truancy**

5 min.

The administration and staff of Durham Public Schools and community leaders are to be commended for great strides in improving school attendance with the help of aggressive truancy efforts. At the request of Chairman Ellen Reckhow, a resolution has been prepared to emphasize the importance of school attendance. Dr. Ann Denlinger, Superintendent, Durham Public Schools, will address the Board with regard to specific efforts currently being undertaken to promote the importance of school attendance.

Resource Person(s): Ellen W. Reckhow, Chairman

County Manager's Recommendation: The Manager's recommendation is that the Board approve the attached resolution and present it to Dr. Ann Denlinger along with the thanks of the entire Board.

6. August Anchor Award Winner?Deputy Donald Wadford

5 min.

Deputy Donald Wadford, Levy Execution Officer for Tax Administration, was selected to receive the August Anchor Award. Deputy Wadford was recognized for this honor because of superior work, particularly for his major role as a part of the Collection Division team that obtained a record collection percentage of 98.23 % for Fiscal Year 2004-2005.

- Deputy Wadford has set a new standard for excellence by increasing Durham County's overall collection rate by over .17 % from the previous year and the motor vehicle collection rate by .69 %.
- The numbers listed above are impressive taking into account that Deputy Wadford was able to collect this revenue while having to seize only 12 vehicles. In the previous year, over 80 vehicles were seized during the same time.

Resource Person(s): Gene Hodges, Collection Division Manager, Tax Administration

County Manager's Recommendation: The Manager recommends that the August Anchor Award be presented to Deputy Donald Wadford along with congratulations of the entire organization.

7. Consent Agenda 20 min.

- a. Property Tax Releases and Refunds for Fiscal Year 2005-06 (accept the property tax release and refund report for July 2005 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report);
- b. Budget Ordinance Amendment No. 06BCC000008?Request for Additional Personnel?Bethesda Volunteer Fire Department (approve six additional firefighter positions and the transfer of funds from the Bethesda Fire District to the County of Durham to cover salary and benefit costs for the six additional FTEs in the Fire Marshal's budget);
- c. Budget Ordinance Amendment No. 06BCC000009?Approve Receipt of a \$38,555 Homeland Security Grant for EMS (authorize the sharing of these funds with Parkwood Volunteer Fire Department);
- d. Budget Ordinance Amendment No. 06BCC000010?4-H Youth Grant to Reduce Substance Abuse Among Youth (approve to increase the involvement of youth in the planning and implementation of alcohol and substance abuse prevention programming);
- e. Budget Ordinance Amendment No. 06BCC000011?The Durham Center?Allocate \$316,671 from the Division of Mental Health, Developmental Disabilities, and Substance Abuse to the Alcohol and Drug Council of North Carolina;
- f. Caretaker Residence for the Little River Regional Park (approve the resident caretaker arrangement as proposed by Orange County);
- g. Federal Farm and Ranchlands Protection Grant Agreement (approve the Cooperative Agreement between Durham County and the United States by and through the Commodity Credit Corporation for receipt of \$343,043 towards permanent farmland conservation easements; authorize the County Manager to execute the Agreement);

- h. Support Opening 700 MHz Spectrum (approve the request and direct that a letter be sent to the Congressional delegation representing Durham County; request that a firm date be set by Congress to require television stations to relinquish the use of the 700 MHz spectrum);
- i. Appointments?Juvenile Crime Prevention Council (approve the recommended appointments to the JCPC);
- j. Oppose Broadband Investment and Consumer Choice Act (approve the request to oppose S. 1504 and direct that a letter be sent to the Congressional delegation representing Durham County stating the County?s opposition to the bill); and
- k. Tuesday, September 6, 2005 Worksession Time Change (change the start time of the September 6 Worksession to 1:30 p.m.)**

8. Public Hearing?Zoning Map Change?Bhangoo Property (Case P04-44)

15 min.

The Board is requested to approve a zoning map change for a 24.56-acre site located on the east side of Guess Road, south of Prologue Road, and north of St. Albans Court (PIN 0825-01-15-3374,--15-9610,-03-04-6658) Request: RD, E-B to PDR 2.09, E-B

A development plan is submitted as part of the rezoning request. Staff recommends approval. The Durham Planning Commission conducted a public hearing on July 12, 2005 and recommended approval with a vote of 12-2.

The public hearing for this request was advertised on August 5 and 12, 2005 in The Herald-Sun.

Resource Person(s): Frank M. Duke, AICP, Planning Director

County Manager?s Recommendation: The Manager recommends that the Board conduct a public hearing on the proposed rezoning and approve, if appropriate, based on the comments received.

8a. Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC MPO) FY 2007-2013 TIP Regional Project Priority List

20 min.

Request that the Transportation Advisory Committee of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization rearrange the ranking of the Durham County projects in the DCHC MPO Regional Project Priority List for the FY 2007-2013 TIP to generally reflect the relative ranking of the top projects in the Durham County TIP Project Priority List approved by the Board of County Commissioners on February 28, 2005.

Resource Person(s): Felix Nwoko, Transportation Planning Manager, City of Durham Transportation Division

County Manager?s Recommendation: The Manager?s recommendation is that the Board receive the presentation and provide feedback to staff such that the subject commentary can be incorporated in the report to the Transportation Advisory Council.

8b. Consideration of the Southwest Durham Transit Corridor Realignment

15 min.

Request that the Transportation Advisory Committee of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization select C3 as the preferred alignment of a transit corridor in southwest Durham, as described in the Southwest Durham Alignment Evaluation report (dated June 29, 2005).

Resource Person(s): Felix Nwoko, Transportation Planning Manager, City of Durham Transportation Division

County Manager?s Recommendation: The Manager?s recommendation is that the Board receive the presentation and provide feedback to staff such that the subject commentary can be incorporated in the report to the Transportation Advisory Council.

9. Board and Commission Appointments

5 min.

Vonda C. Sessoms, Clerk to the Board, will distribute ballots to make appointments to the following boards and commissions:

- Area Mental Health Board

- EMS Advisory Council

- Historic Preservation Commission

- Jury Commission

- Juvenile Crime Prevention Council

- Memorial Stadium Authority

- Workforce Development Board

Resource Person(s): Vonda C. Sessoms

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the above-mentioned boards/commissions.

10. **Closed Session**

30 min.

The Board is requested to adjourn to closed session to hear a report concerning the investigation of alleged criminal misconduct and to consult with an attorney in order to preserve the attorney-client privilege pursuant to G.S. § 143-318.11(a)(3) & (7).

2¼ hrs.