

REVISED
(Delete?Consent Agenda Item No. 10g and Regular Item No. 13)

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

Monday, September 26, 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.

2a. **Announcements** 5 min.

- Forum on the Ten-Year Plan to End Homelessness in Durham
?Where Will the Homeless Live??
Thursday, October 6, 2005?Nehemiah Christian Center?7:00 ? 9:00 p.m.
- Women?s Commission Fall Forum
Saturday, October 8, 2005?NCCU?9:00 a.m. ? 12:30 p.m.

3. **Minutes** 5 min.

- a. September 6, 2005 Worksession
- b. September 12, 2005 Regular Session

4. **?Durham Reads Together? Presentation**

5 min.

The mission of ?Durham Reads Together? is to strengthen the Durham community through a celebration of reading the same book. ?Durham Reads Together? will inspire a wide array of programs and activities presented by the Durham County Library and numerous community partners that will spark deep discussions about issues important to Durham, such as race, family, identity, religion, faith, education, culture, and music.

?Durham Reads Together? invites everyone in Durham ? people of all ages and all walks of life ? to read and discuss, participate in community programs, and attend the author events.

Resource Person(s): Philip Cherry, Library Director

County Manager?s Recommendation: The Manager recommends that the ?Durham Reads Together? program be presented and citizens be encouraged to participate.

5. **Resolution Honoring Junior League of Durham and Orange Counties**

5 min.

The Junior League of Durham and Orange Counties has been nominated to receive the ?2005 Outstanding Community Service Award? given by the Southeastern Association of Area Agencies on Aging. The organization, led by President Eleanor D. Boyd, is noted for its efforts to improve the quality of life for the elderly in this community. A resolution has been prepared to recognize the significant contributions made by the Junior League.

Resource Person(s): Commission Vice-Chairman Becky Heron and Joan M. Pellettier, Director, Triangle J Area Agency on Aging

County Manager?s Recommendation: The Manager?s recommendation is that the Board approve the resolution.

6. **Resolution Honoring Ann B. Johnson**

5 min.

Ann B. Johnson, a well-known community activist, has been nominated to receive the ?2005 Outstanding Volunteer in Aging Award? given by the Southeastern Association of Area Agencies on Aging. Ms. Johnson has positively affected the way organizations in the aging network serve their constituency. A resolution has been prepared on her behalf to recognize the significant contributions

she has made locally, regionally, and nationally.

Resource Persons: Commission Vice-Chairman Becky Heron and Joan M. Pellettier, Director, Triangle J Area Agency on Aging

County Manager's Recommendation: The Manager's recommendation is that the Board approve the resolution.

7. Recognize Register of Deeds Willie Covington

5 min.

Durham County Register of Deeds Willie L. Covington was sworn in as North Carolina Association of Registers of Deeds President on Tuesday, August 30, 2005, in Pinehurst. Mr. Covington, Durham County's Register of Deeds since 1996, is the first African-American male to serve as President of the Association. He is also the first Register of Deeds from Durham County chosen to lead the organization.

The purpose of the association is to serve as a professional support organization for the state's Registers of Deeds. The group provides a forum for exchanging ideas and experiences and is particularly focused on integrating new technologies in the traditional business processes in their offices. The group's officers and Board of Directors also lobby the General Assembly on matters of interest to its members.

Mr. Covington, a Durham native and North Carolina Central University graduate, is also a member of the International Association of Clerks, Records, Elected Officials and Treasurers, the National Black Forum for Black Public Administrators, and the Property Records Industry Association.

County Manager's Recommendation: The Manager recommends that Mr. Covington be recognized for representing Durham County, from a leadership perspective, in such a prestigious organization.

8. September Anchor Award Winner?Mike Turner

5 min.

Mike Turner, Director of General Services, was selected to receive the September Anchor Award. Mr. Turner was recognized for this honor because of superior work and particularly for his years of dedicated service to Durham County.

- Mr. Turner is being lauded for his attention to detail, exceptional leadership, and customer service skills. He has long been recognized as an effective mentor, manager, and employee.

Resource Person(s): Don Hasselbach

County Manager's Recommendation: The Manager recommends that the September Anchor Award be presented to Mike Turner along with congratulations of the entire organization.

9. Introduction of Human Resources Director

5 min.

Ms. Marqueta Welton began her employment as Human Resources Director on September 19, 2005. Ms. Welton formerly held positions with the City of North Las Vegas as Deputy City Attorney for human resources, civil rights and business contracts, Employee/Labor Relations Manager, and Acting Director of Human Resources. She holds undergraduate and law degrees from Wayne State University in Detroit, Michigan and is a certified mediator.

Resource Person(s): Mike Ruffin, County Manager

COUNTY MANAGER'S RECOMMENDATION: THE MANAGER RECOMMENDS THAT THE BOARD WELCOME MS. WELTON TO DURHAM COUNTY.

10. Consent Agenda 20 min.

- a. Property Tax Releases and Refunds for Fiscal Year 2005-06 (accept the property tax release and refund report for August 2005 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report);
- b. Street Annexation Petition?Montibillo Parkway (Fairfield Subdivision) (adopt the resolution to approve the addition to the state's road maintenance system subject to the certification of eligibility by the appropriate officials of the NC Department of Transportation);
- c. Personnel Ordinance Amendment (adopt the proposed changes to the ordinance);
- d. December 5, 2005 Worksession Time Change to 1:00 p.m. due to a Joint BOCC/City Council meeting to be held at 9:00 a.m. on December 5 to discuss the Unified Development Ordinance)
- e. Exemption of Durham County Detention Center?Fingerprinting Facility & Detention Center Expansion Projects from RFQ Procedures for Hiring an Architect (to allow the construction

- schedule to move as quickly as possible and ensure coordination of the projects);
- f. Sanitary Sewer Easement and Non-Warranty Deed to the City of Durham? 2005 Hillock Place (approve the conveyance over and across the County property at no cost to the City; approve the Non-Warranty Deed to the City; and direct staff to explore whether the State of North Carolina is interested in obtaining Lot 1 in fee for inclusion into the State Park System);
 - g. ~~Contracts with AOC for Assistant District Attorney and Deputy Clerk Positions (approve the agreements and authorize the County Manager to execute the contracts);~~
 - h. Budget Ordinance Amendment No. 06BCC000018~~b~~ and Capital Project Amendment No. 06CPA000003? Financing for Vehicle, Equipment Replacement, and Countywide PC Hardware Replacement Capital Project DC-080 (**approve the 3.08% bid by RBC Centura Bank for a \$5,830,000 forty-eight-month Installment Purchase Contract**; approve \$2,105,000 for vehicle and equipment financing and \$3,725,000 for the Countywide hardware replacement authorize the Manager to sign **and execute** the appropriate documents; these funds will be set up in the new ERP financial system, once the system is active in early October);
 - i. Offer to Purchase County Surplus Properties (531 S. Briggs Ave, 307 Elliott Street, 2009 S. Roxboro Street, and 4413 Denfield Road) (pursue the upset bid process; the Board has the authority to accept or reject any offer at the conclusion of the upset bid process);
 - j. Interlocal Agreement with the City of Durham Regarding Keep Durham Beautiful Inc. (approve and authorize the Manager to execute the agreement); and
 - k. Appointments? Criminal Justice Partnership Act Advisory Board and the Juvenile Crime Prevention Council (approve the recommended appointees).

11. **Public Hearing? Zoning Map Change? Leigh Farm Road (Upchurch Property) (Z05-16)**

30 min.

The Board is requested to approve a request for a zoning map change for a 3.49-acre site located on the northeast corner of the intersection of Leigh Farm Road and NC 54, east of I-40. PIN 0708-02-58-8042

Request: R-20 and O&I-1 to O&I-2(D)

A development plan is submitted as part of the rezoning request. Staff recommends approval. The Durham Planning Commission conducted a public hearing on August 9, 2005 and recommended approval with a vote of 9-3.

The public hearing for this request was advertised on September 9 and 16, 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 it, if appropriate, based on the comments received.

12. **Major Site Plan? Carolina Mechanical Services (D05-386)**

10 min.

Haden Stanziale, P.A., on behalf of Carolina Mechanical Services, has submitted a major site plan for the addition of a 9,006-square-foot loading area with a retaining wall to an existing 27,049-square-foot manufacturing facility on a 10-acre site, zoned I-2 and F/J-A.

(The property is located at 5100 International Drive, on the east side of International Drive and north of Old Oxford Highway. PIN 0845-04-53-3685)

Planning staff recommends approval.

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

County Manager's Recommendation: The County Manager recommends approval.

13. **Board and Commission Appointments**

10 min.

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

- ~~Adult Care Home Community Advisory Committee~~
- ~~Criminal Justice Partnership Advisory Board~~
- ~~Juvenile Crime Prevention Council~~
- ~~Nursing Home Community Advisory Committee~~
- ~~Triangle J Water Resources Committee~~

~~• Workforce Development Board~~

~~Resource Person(s): Vonda C. Sessoms~~

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

14. **Closed Session**

30 min.

The Board is requested to adjourn to Closed Session to consider the performance of a public officer or employee pursuant to G.S. § 143-318.11(a)(6).

2½ hrs.