

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

Monday, August 27, 2018

7:00 P.M. Regular Session

MINUTES

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

Present: Chair Wendy Jacobs, Vice Chair James Hill and Commissioners Heidi Carter, Brenda
Howerton and Ellen Reckhow

Presider: Chair Wendy Jacobs

Closed Session (To be held at: 5:00 pm)

Chair Jacobs stated the Board was requested to adjourn into Closed Session for the following:

To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee. General personnel policy issues may not be considered in a closed session per G.S.143-318.11(a)(6).

Commissioner Reckhow moved, seconded by Commissioner Howerton to adjourn into Closed Session.

The motion carried unanimously.

Reconvene to Open Session

Chair Jacobs stated the Board met in Closed Session and provided direction to staff.

7:00 pm Regular Session

Opening of Regular Session - Pledge of Allegiance

Agenda Adjustments

Chair Jacobs stated due to the recent death in the jail, the Board has requested a full investigation into the situation.

Announcements

Chair Jacobs read the following announcements:

1. Durham County Employees' is conducting a Food Drive to benefit the Urban Ministries of Durham during the month of August. For more info contact Sheila Joyce at 919-560-0660.

DROP OFF LOCATIONS:

HHS Building

Main Lobby
Employee Entrance (Queen & Main)

Admin Complex

Main Lobby
Employee Entrance (Loading Dock)

Courthouse

Main Lobby
Basement

2. N.C. 98 Corridor Study: You are invited to provide your comments on the draft plan for the N.C. 98 Corridor Study. The Board of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC MPO) released the draft plan on August 8 for a 30-day public comment period. The Board will conduct a public hearing and approve the draft plan at their meeting on September 12th. The public can provide comments at the hearing or submit comments on the website at: http://nc98corridor.com/get_involved/comments.

Public Hearing

Wednesday, September 12, 2018
9:00AM
Committee Room in Durham City Hall
101 City Hall Plaza
Durham, NC 27701

The N.C. 98 Corridor Study is 27-miles long, extending from U.S. 70 in Durham County through Wake County to U.S. 401 in Franklin County, North Carolina. This project evaluated safety and congestion, planned and existing roads, bicycle/pedestrian facilities and transit use of N.C. 98 to create short- and long-term recommendations to improve multimodal travel in the corridor. The draft plan is available at the Web site above.

Persons who speak Spanish and do not speak English, or have a limited ability to read, speak or understand English, may receive interpretive services upon request prior to the meeting by calling 704-342-5419.

Aquellas personas que hablan español y no hablan inglés, o tienen limitaciones para leer, hablar o entender inglés, podrían recibir servicios de interpretación si los solicitan antes de la reunión llamando al 919-560-4366, extension 36419.

3. County Seeks Response to Request for Proposal for Restaurant Spaces in Admin II Building: Construction at the new building across the street from the Old Courthouse/County Administration Building I, now referred to as Admin II, is scheduled for completion in early September 2018. The County issued a Request for Proposal (RFP) on August 15th in search of well-qualified restaurant tenants to lease the available spaces. The RFP includes a detailed

presentation of the restaurant concept, business operating plans and financial projections that demonstrate a solid plan for success.

Interested applicants seeking more information on how to prepare a response to the RFP will be able to access assistance through a partnership between Durham County Government and The Institute, the County's Minority and Women Business Enterprise program and North Carolina's Small Business and Technology Development Center at North Carolina Central University. More information about these resources can be found at <https://www.theinstitutenc.org/> and at <http://www.sbtcd.org/>.

The RFP and required documentation for submission can be downloaded from the Durham County Government website at <http://www.dconc.gov/government/departments-f-z/finance/bid-opportunities>. Submissions should be mailed or hand delivered to the County of Durham Purchasing Division, 4th Floor, Administrative Building, 200 E. Main St., Durham, NC 27701, no later than October 22nd.

All inquiries concerning the proposal submission requirements or procurement procedures should be directed to Senior Procurement Specialist Hilda W. Williams at (919) 560-0054 or purchasinggroup@dconc.gov.

4. 2018 "I Voted" Sticker Design Contest: We've received a tremendous response to our call for entries for a Durham-specific "I Voted" sticker. Now, it's your turn to help us decide the winning design! Check out the 30 designs above and pick your favorite at this survey link: <https://www.surveymonkey.com/r/J7QB5JP>. You can only vote for one design. Voting will be open until Friday, August 31st (5:00 p.m.) to select the top three finalists.

The Board of Elections will select the winning design at its Board meeting on Thursday, September 13th. The winning design will be on all "I Voted" stickers handed out in the November 6th General Election and beyond! Mark your calendars - early voting begins on Wednesday, October 17th! Thank you to all of our participants!

5. The Durham Chapel-Hill Carrboro Metropolitan Planning Organization is updating the five-year plan for coordinated human services and public transportation in the region. A planning workshop is scheduled for non-profits, human service agencies, transit providers, and the public at the following locations:

Orange County Seymour Center, 2551 Homestead Rd in Chapel Hill on Tuesday September 18, 2018 from 9:00am – 11:30pm and Durham County Cooperative Extension, 721 Foster Street in Durham on Thursday, September 20, 2018 from 9:00am - 11:30am.

Please RSVP by September 4, 2018 to Robert Jahn at robert.jahn@durhamnc.gov

Commissioner Howerton stated the North Carolina Association of County Commissioners held there 111th Annual Conference in Hickory, NC and referred anyone that wanted more information to www.ncacc.org

Minutes

Commissioner Reckhow moved, seconded by Commissioner Howerton to approve the August 13, 2018 Regular Session minutes.

The motion carried unanimously.

Ceremonial Items

Chair Jacobs read the following proclamation prepared by the Board for Commissioner and immediate Past President of the North Carolina Association of County Commissioners (NCACC) Brenda Howerton and presented her with a framed memorabilia.

HONORING COMMISSIONER BRENDA HOWERTON

WHEREAS, Brenda Howerton became a Durham County Commissioner in 2008 and reelected in 2012 and 2016; and

WHEREAS, prior to becoming Commissioner she served the Durham County Soil and Water Conservation District for eight years; and

WHEREAS, Howerton is currently serving her third term as a Durham County Commissioner and has served as vice chair of the Durham Board of County Commissioners from 2012 to 2016; and

WHEREAS, as a Commissioner she has been an active member of the North Carolina Association of County Commissioners, one of the most successful and active statewide local government associations in the nation advocating for county government and encouraging all 100 counties of North Carolina to work collaboratively for the greater good of the people of State; and

WHEREAS, her activity with the NCACC has included active roles on the General Committee and Criminal Justice Committee; and

WHEREAS, she was elected second vice president of the North Carolina Association of County Commissioners in 2014; and

WHEREAS, on August 12, 2017 President Howerton was sworn into office during the 2017 Annual Conference hosted in Durham, NC; and

WHEREAS, she succeeded past president Davidson County Commissioner Fred McClure and was the Durham County Commissioner to secure the esteemed position; and

WHEREAS, Howerton is the 101 President of the statewide association; and

WHEREAS, during her first speech as a newly sworn in leader of the NCACC, she announced her platform "*100 Counties Helping Our Children Thrive*," an initiative created to draw greater attention to cultivating North Carolina's youth and preparing them to be citizens contributing to the future of our nation; and

WHEREAS, President Howerton passed the torch of leadership to Surry County Commissioner Larry Phillips when he was sworn in as the new NCACC president during the annual conference in Catawba County, NC (Hickory); and

WHEREAS, the people of Durham, all elected officials and staff of Durham County are proud of Commissioner Howerton's accomplishments as a local leader and statewide figure; and

WHEREAS, the Durham Board of County Commissioners desire to make significant note of this time in history as a special occasion worthy of celebrating Howerton's leadership, courage and service.

NOW, THEREFORE BE IT RESOLVED, I, Commission Chair Wendy Jacobs, do hereby resolve to celebrate the

LEADERSHIP OF PRESIDENT BRENDA HOWERTON

and extend congratulations on a successful year as president, convey sincere gratitude for her dedication to her role, applaud her outstanding accomplishments and excellence as a tireless supporter of children, and wish her the best in her role as immediate past president of the statewide conference.

This 27th day August 2018

Wendy Jacobs, Chair

James Hill, Vice-Chair

Ellen Reckhow, Commissioner

Heidi Carter, Commissioner

Deborah Craig-Ray, General Manager shared additional accolades and presented Commissioner Howerton with a framed memorabilia on behalf of Durham County. Kevin Leonard, Executive Director of the NCACC also recognized Commissioner Howerton and presented her with additional awards.

Commissioner Howerton expressed how excited she was and shared how impressive Mr. Leonard and his team has been during her presidency. She also thanked the Board and County staff for their support during her term as well.

Proclamation for National Recovery Month - September 2018

Chair Jacobs read the following proclamation:

NATIONAL RECOVERY MONTH | 2018

WHEREAS, behavioral health is now recognized as an essential part of one's overall health and wellbeing; and

WHEREAS, the costs of not encouraging mental health and substance use recovery is significant for individuals, families, neighborhoods and the community at large; and

WHEREAS, people in recovery strive to achieve healthy lifestyles, stable homes, meaningful daily activities, stronger neighborhoods and contribute in positive ways to the larger community; and

WHEREAS, the Center for Disease Control (CDC) reports that drug overdose is now the leading cause of accidental death in the U.S., with 64,000 lethal drug overdoses in 2016. Opioid addiction is driving this epidemic, accounting for 42,249 overdose deaths, approximately two thirds of all overdoses; and

WHEREAS, the Substance Abuse and Mental Health Services Administration (SAMHSA) reports that in 2016 43.8 million adults experienced mental illness and only about 44 percent received mental health treatment; and another 22.7 million adults were in need of substance use treatment while only 10-12 percent received treatment. Given these statistics, we must strive to reduce the stigma, shame and negative stereotypes associated with brain disorders and help individuals, families and the larger community learn to view them as we would any other medical condition; and

WHEREAS, to help more people achieve and sustain long-term recovery, the U.S. Department of Health and Human Services (HHS), the Substance Abuse and Mental Health Services Administration (SAMHSA), the White House Office of National Drug Control Policy (ONDCP) and the Recovery Community of Durham (RCOD) invite all residents of Durham County, North Carolina to participate in National Recovery Month.

NOW, THEREFORE, BE IT RESOLVED I, Wendy Jacobs, Chair of the Durham Board of County Commissioners and on behalf of the Durham Board of County Commissioners, do hereby proclaim the month of September 2018 as

“NATIONAL RECOVERY MONTH”

in Durham County, and hereby call upon the people of Durham County to observe this month with appropriate programs, activities, and ceremonies to support this year's recovery theme:

“Join the Voices for Recovery: Invest in Health, Home, Purpose and Community”

This the 27th day of August, 2018.

Wendy Jacobs, Chair
Durham Board of County Commissioners

Bob Thomas, Recovery Community of Durham stated they work to support recovery in Durham and thanked the Board for reaffirming the commitment to this cause. Mr. Thomas invited the Board and public to attend a free celebration at Durham Central Park located on 501 Foster Street on Saturday, September 8th from 2:00p.m. - 6:00p.m.

Randy Tucker, participant of the program shared his experiences and expressed how the program helped him become a better person.

The Board shared that they were there to support the community in any way possible. They also stated that county leadership were forming a taskforce to create a countywide plan and those interested were asked to email Chair Jacobs at wjacobs@dconc.gov.

Consent Agenda

Chair Jacobs asked the Board if they requested to pull or comment on any items on the Consent Agenda. Hearing none, Chair Jacobs entertained a motion for approval.

Commissioner Reckhow moved, seconded by Commissioner Howerton to approve the following items on the Consent Agenda.

18-0915 Settlement of 2017 Property Taxes and the Charge of 2018 Property Taxes to the Tax Collector

*18-0971 Property Tax Releases and Refunds for July 2018

18-0983 Contract Amendment for Tanner Valuation Group LLC

The motion carried unanimously.

Consent Agenda Item #18-0971

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 July 2018.

Releases and Refunds – July 2018

Real Property	\$ 0.00
Personal Property	\$ 4,757.85
Solid Waste Fees	\$ 0.00
VTS Refunds	\$ <u>19,154.69</u>
Total	\$ 23,912.54

Releases & Refunds for Prior Years
2012----2017

Personal Property	\$	8,732.15
Real Property		<u>4,125.08</u>
Total	\$	12,858.23
 Grand Total	 \$	 36,770.77

Regular Business

Approval of Letter of Support for Durham-Orange Light Rail Transit Project

John Tallmadge, Director of GoTriangle Regional Services Development Department provided background information on the project, shared the next milestone and answered questions received by staff.

Commissioner Carter clarified that the dedicated transit tax were the funds being used to cover the gap. Mr. Tallmadge responded yes, those funds were from unallocated balances projected into the future. He added the transit taxes and ½ cent sales tax approved by voters, those were sufficient to close the gap.

Chair Jacobs opened the floor for the following four (4) speakers:

Rev. Dr. Timothy Conder, member of Durham Congregations, Associations and Neighborhoods (CAN); Bryan Fox, Greater Durham Chamber of Commerce; Victoria Bright, People’s Alliance and Meredith Daye, Durham Housing Authority each expressed their full support of the Durham-Orange Light Rail Transit Project.

Chair Jacobs thanked the speakers for their comments and stated the Board was fortunate that the designated transit tax was able to support the project. Commissioner Reckhow suggested adding the following statement after the first sentence:

“This has been approved by the Board unanimously on (list the approved date).”

Commissioner Reckhow moved, seconded by Commissioner Carter approved the attached letter of support for the Durham-Orange Light Rail Transit Project with the additional amended language.

The motion carried unanimously.

DIRECTIVE: Commissioner Reckhow asked Mr. Cummings to make sure the sentence was added to the document after the vote.

Public Hearings

First Public Hearing for County Community Development Block Grant (CDBG) Neighborhood Revitalization Grant Application

Drew Cummings, Chief of Staff stated the Board was requested to hold one of two public hearings to receive public input on the proposed application for the CDBG Neighborhood Revitalization funds from the North Carolina Department of Commerce.

The Board stated that the overview spoke to the rehabilitation, but the backup item was focused on home repair. Mr. Cummings clarified that the backup materials were not updated and stated he would get the correct information to the Board prior to the final vote. The Board questioned where the funds would be applied. Mr. Cummings responded the City of Durham was an entitlement entity where they receive CDBG fund yearly and can determine where those funds were spent. He continued to say that the County was considered a non-entitlement entity and needed to apply for various pots of CDBG funds. Mr. Cummings stated the County planned to apply for those funds but needed to conduct two public hearings before an application could be submitted.

Chair Jacobs opened the public hearing. No one was signed up to speak; the public hearing was closed. She stated no additional action was needed by the Board at this time.

Board and Commission Appointments

Terri Lea Hugie, Clerk to the Board distributed ballots to the Board to make appointments to the boards and commissions.

The Board made the following appointments (incumbents are identified with an (i). Individuals who are recommended by a Board are underlined.) Individuals listed in bold print were appointed.

Bicycle and Pedestrian Advisory Commission

Susanna Schmal (Carter, Hill, Howerton, Jacobs and Reckhow)

Board of Adjustment

Chris Burnham (Carter, Hill, Howerton, Jacobs and Reckhow)

Dangerous Dog Appeal

Mimi Cooker (Carter, Hill, Howerton, Jacobs and Reckhow)

Planning Commission

Nathaniel Baker (Carter, Hill, Howerton, Jacobs and Reckhow)

(i)Armeer Kenchen (Carter, Hill, Howerton and Reckhow)

(i)Andre Vann (Carter, Hill, Howerton and Reckhow)

Women's Commission

Sarah Bausch (Reckhow)

Tanya Best (Howerton)

Sarah Mye (Carter, Hill and Jacobs)

Closed Session

Chair Jacobs stated the Board was requested to adjourn to closed session in pursuant to G.S. 143.318.11(a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Commissioner Reckhow moved, seconded by Vice Chair Hill to adjourn into the Closed Session.

The motion carried unanimously.

Reconvene to Open Session

Chair Jacobs stated the Board met in Closed Session and provided direction to staff.

Adjournment

Commissioner Reckhow moved, seconded by Commissioner Carter to adjourn the Regular Session meeting.

The motion carried unanimously.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Monica W. Toomer".

Monica W. Toomer
Deputy Clerk to the Board