



# Durham County

200 E. Main Street  
Durham, NC 27701  
(919) 560-0025

## Meeting Agenda Board of County Commissioners

---

Monday, February 10, 2020

7:00 PM

Commissioners' Chambers

---

### Regular Session

### “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 Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair 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 pm Regular Session

1. Opening of Regular Session - Pledge of Allegiance (5 min)
2. Agenda Adjustments (5 min)
3. Announcements (5 min)

#### [20-0068](#) Announcements

##### Agenda Text:

1. **Voting Information for the March 3, 2020 Primary Election is a follow:**
  - Photo ID is **NOT** required for the 2020 Primary Election
  - Absentees-by-mail voting request deadline is **February 25th** and they must be returned to the Board of Elections by **Tuesday, March 3rd**
  - Early voting for the primary election begins **Thursday, February 13th** and ends **Saturday, February 29th**.

For full details on early voting and other important information, please visit [www.dcovotes.com](http://www.dcovotes.com) <<http://www.dcovotes.com>>

2. **Durham Planning Academy Seeks Spring 2020 Applicants** - Have you ever wondered what zoning can and cannot do or questioned how things get built in Durham? If you've answered yes, then you should apply for the next

Durham Planning Academy.

The **FREE** interactive four-week course begins Thursday, March 26, 2020 with participants meeting every Thursday for four weeks. Online applications are now being accepted until Sunday, March 1, 2020.

To apply, please visit [www.durhamnc.gov/3174/Planning-Academy](http://www.durhamnc.gov/3174/Planning-Academy) <<http://www.durhamnc.gov/3174/Planning-Academy>> and for additional questions, please contact Kayla Seibel, Senior Planner at 919-560-4137 ext. 28271 or by email [kayla.seibel@durhamnc.gov](mailto:kayla.seibel@durhamnc.gov) <<mailto:kayla.seibel@durhamnc.gov>>

- 3. The Durham County Juvenile Crime Prevention Council (JCPC) is requesting proposals for fiscal year 2020-2021** - The JCPC anticipates funds from the NC Department of Public Safety (DPS) in the amount of \$701,101 to fund programs that will serve delinquent and at-risk youth. The application deadline is March 31, 2020. Additional information can be found on the Criminal Justice Resource Center's website: [www.dconnc.gov/government/departments-a-e/criminal-justice-resource-center/youth-services/jcpc](http://www.dconnc.gov/government/departments-a-e/criminal-justice-resource-center/youth-services/jcpc) <<http://www.dconnc.gov/government/departments-a-e/criminal-justice-resource-center/youth-services/jcpc>>.

For interested organizations, informational meetings are scheduled for Tuesday, March 10, 2020 and Tuesday, March 17, 2020 from 1:00 p.m. to 2:30 p.m. at the Criminal Justice Resource Center located at 326 East Main Street.

- 4. Tax Assistance Offered at VITA Sites** - The Volunteer Income Tax Assistance (VITA) program offers free tax help to people who make \$56,000 or less, persons with disabilities and limited English-speaking taxpayers. In addition to VITA, the Tax Counseling for the Elderly (TCE) program offers free tax assistance to individuals 60 years of age or older, specializing in questions about pensions and retirement.

To locate a VITA or TCE Site near you, please visit [www.irs.treasury.gov/freetaxprep](http://www.irs.treasury.gov/freetaxprep) <<http://www.irs.treasury.gov/freetaxprep>> or call 888-227-7669.

- 5. 2020 Golden Leaf Awards Nominations are Now Being Accepted** - Do you know of a Durham property that's outstanding for its design, preservation, curb appeal, or stewardship of the natural and built environment? Nominate it now for the 2020 Golden Leaf Awards.

Nominations can be submitted at <https://durhamappearance.com/entry-form> and are due by 5:00 p.m. on Tuesday, March 13th. For additional information please contact Senior Planner Kayla Seibal at 919-560-4731 ext. 28271 or by email at [kayla.seibel@durhamnc.gov](mailto:kayla.seibel@durhamnc.gov) <<mailto:kayla.seibel@durhamnc.gov>>.

#### 4. Minutes (5 min)

**20-0073 Minutes**

**Attachments:** [Regular Session - January 27, 2020](#)

#### 5. Consent Agenda (15 min)

**20-0032 Execution of a Contract with Bordeaux Construction Company for the Pre-Construction Services for the New Durham County Youth Home, Project No. DC-001**

**Agenda Text:** The Board is hereby requested to authorize the County Manager to execute a contract with Bordeaux Construction Company for the Pre-Construction Services for the New Durham County Youth Home located at 2432 Broad Street, Durham NC, in the amount not to exceed \$150,000.00. (See Attachment 1, Pages 1-6).

The Request for Qualifications (RFQ) for Construction Manager at Risk Services for the New Durham County Youth Home was advertised in local newspapers on November 6, 2019. A pre-proposal conference was held on November 13, 2019 and four proposals were received on December 5, 2019. A Selection Committee comprised of representatives from the County Manager's Office, Durham County Youth Home, General Services, and Engineering Department reviewed the proposals. The selection committee deemed Bordeaux Construction Company the most qualified for the project.

The Pre-Construction Services phase of the project is the first step in the Construction Manager at Risk process in which the contracting team will provide cost estimates, constructability reviews, schedule development and value analysis of the project design. This initial contract is necessary for the CM @ R to provide analysis of the schematic design and design development of the project. Funding for this service is available in the New Youth Home Capital Project account.

This project will replace the existing Durham County Youth Home with a new 36-bed facility at the existing 8.1 acre site, shared with the Durham County Emergency Management Office. The new facility consists of multiple housing units for male and female youth, kitchen, assessment, visitation, administration, classroom and programs, medical, arrival and intake, laundry, indoor and exterior recreation, and building services. The design will follow the standards of the North Carolina Administrative

Code 10A NCAC 14J, Rules and Laws Governing the Operations, Surveillance, and Monitoring of Jail Facilities, and the American Correctional Association Standards for Juvenile Detention Facilities. The existing Home will be demolished under this contract after the new facility is occupied. In accordance with the County's High Performance Building Policy, this project will pursue LEED® Gold Certification. The Board approved a contract in fall 2019 with Moseley Architects for design services for the new facility. The Moseley team will provide an update on the design process during the Feb. 3, 2020 Board work session.

This agenda item has been reviewed and approved by the Purchasing Division (See Attachment 2). In review of the M/WBE participation for this project, Bordeaux Construction Company has committed to minority participation of \$32,500 or 25% of the preconstruction contract.

**Alignment with Strategic Plan:** This request aligns with Goal 3: Safe Community, Goal 4: Environmental Stewardship and Community Prosperity, and Goal 5: Accountable, Efficient, and Visionary Government.

**Resource Persons:** Jodi Miller, General Manager, Peri D. Manns, ASLA, Deputy Director of Engineering and Environmental Services, Angela Nunn, Youth Home Director, Linda C. Salguero, AIA, CPD, Project Manager, and Blair Bordeaux, President of Bordeaux Construction Company.

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to execute a Construction Manager At Risk Services agreement with Bordeaux Construction Company in the amount of \$150,000 for pre-construction services for the New Durham County Youth Home, Project No. DC-001.

**Attachments:** [AAF Supplemental Document - CMAR Pre-Construction Services Contract App](#)  
[AAF Attachment 1 - NDCYH Precon Proposal.pdf](#)  
[MWBE Compliance Review Form-AAF for 20-008 RFQ 012320.pdf](#)

**20-0034** **Budget Ordinance Amendment No. 20BCC000042 Appropriation of \$79,000 of Fund Balance from the General Fund and the Transfer of the funds to the City of Durham and Approval of an Interlocal Agreement with City of Durham for the Continuation of Street Outreach for the Homeless**

**Agenda Text:** The Board is requested to approve Budget Ordinance Amendment No. 20BCC000042 appropriation of \$79,000 of fund Balance form the General Fund and the transfer of the funds to the City of Durham and to review and approve the attached interlocal agreement with the City of Durham for Continuation of Street Outreach for the Homeless.

Street outreach for the homeless, also known as assertive engagement, has always been a critical, foundational element of our homeless continuum of care in Durham. For many years, the service was funded through a contract between Alliance Health

and local homeless service provider Housing for New Hope. Unfortunately, state budget cuts led Alliance Health to terminate their contract for this service in July 2019

The City, County, Alliance, and other partners have met numerous times since then and also presented to the Joint City-County Committee with regard to the implications of this service not being available. Both City Council and the Board of County Commissioners expressed an interest in entering into an interlocal to re-start this service with funding from both the City and County. The City has an RFP out for these services and simultaneously for the Encampment Lead Agency functions that were also discussed in recent months.

In addition to street outreach, the County had interests in making the eventually contracted experts in counseling and case management for the homeless to be available to help train County employees who engage with the homeless and to also be available to help respond to issues involving the homeless at various County facilities. Those services are built into the interlocal agreement.

The County's contribution to this agreement is proposed to be \$79,000 in the remainder of FY19-20 and up to \$215,000 in each of the following two fiscal years. If this interlocal is approved, a budget amendment for the \$79,000 will follow and the future year amounts will be included in the recommended budgets for those years.

**Alignment with Strategic Plan:**

**Resource Persons:** Janeen Gordon, Assistant Director, Aging and Adult Services (Durham County Dept. of Social Services; Drew Cummings, Chief of Staff

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 20BCC000042 appropriation of \$79,000 of fund Balance from the General Fund and the transfer of the funds to the City of Durham and to review and approve the attached interlocal agreement with the City of Durham for Continuation of Street Outreach for the Homeless.

**Attachments:**

[Memo on Street Outreach Interlocal](#)

[Interlocal re Unsheltered Coordinating Agency 1-13-2020](#)

[AAF-42 Legal Form GF fund balance appropriation and transfer of funds to the](#)

**20-0035**

**Budget Ordinance Amendment No. 20BCC000043 to Appropriate \$147,253 of Fund Balance in the General Fund To Purchase (A) New Chemistry Analyzer, (B) Tube Transport System Replacement, (C) Replace Two Laboratory Refrigerators, (D) On-Site Staff Licenses and (E) Veteran Services Vehicle**

**Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 20BCC000043 to appropriate \$147,253 of fund balance in the General Fund to

purchase a new Chemistry Analyzer, Tube Transport System Replacement, Two Lab Refrigerator Replacements, On-Site Licenses and Veteran Services vehicle.

**Alignment with Strategic Plan:** Goal 2: Health and Well-Being for All; Goal 5: Accountable, Efficient and Visionary Government

**Resource Persons:** Rod Jenkins, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 20BCC000043 to appropriate \$147,253 of fund balance in the General Fund to purchase anew Chemistry Analyzer, Tube Transport System Replacement, Two Lab Refrigerator Replacements, On-Site Licenses and Veteran's Services Vehicle.

**Attachments:** [AAF-43 Legal Form PH Appropriate GF Fund Balance for PH Purchases and V/](#)

**20-0036**

**Budget Ordinance Amendment No. 20BCC000044 to Create One FTE Sr. Public Health Nurse Grant Funded Position at \$95,965 in the Durham County Department of Public Health Family Planning Program**

**Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 20BCC000044 to create one FTE Sr. Public Health Nurse grant funded position in the Durham County Department of Public Health Family Planning program.

The funding source will be additional Title X grant funds of \$95,965 received and previously recognized in the current fiscal year FY 2019-20. The grant funds will be awarded annually for 3 years. This position would extend to FY 2022-23 unless additional grant funding is provided.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

**Alignment with Strategic Plan:** This amendment aligns with Strategic Goal 2: Health and Well-being for All by providing more resources to the Family Planning Program.

**Resource Persons:** Rod Jenkins, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 20BCC000044 to create one FTE Sr. Public Health Nurse grant funded position at \$95,965 in the Durham County Department of Public Health Family Planning program

**Attachments:** [AAF-44 Legal Form PH 1FTE Grant-Funded Sr. PH Nurse in Family Planning C](#)

**20-0037**

**Budget Ordinance Amendment No. 20BCC000045 to Create One Full-Time FTE County Funded Physician Extender Position using \$119,753 of transferred funding from contracted services**

**Agenda Text:** The Board is requested to approve Budget Ordinance Amendment No. 20BCC000045 to create one full-time FTE county funded Physician Extender position in the Sexually Transmitted Infection Clinic (STI).

The funding source of the position will be the elimination of a recurring contract physician previously supported with annual county funds.

The Board of Health has approved this amendment.

**Alignment with Strategic Plan:** This amendment aligns with Strategic Goal 2: Health and Well-being for All by providing additional resources to the STI Clinic.

**Resource Persons:** Rodney Jenkins, MHA, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 20BCC000045 to create one full-time FTE county funded Physician Extender position in the Sexually Transmitted Infection Clinic (STI) using \$119,753 of transferred funding from contracted services.

**Attachments:** [AAF-45 Legal Form PH 1FTE County-Funded Physician Extender in STI Clinic](#)  
[AAF Supplemental Document - Noncontract - 1 FTE Physician Extender for STI](#)

**20-0038**

**Contract Amendment Increase The Select Group Contract \$62,640.00  
For a total of \$108,808.00**

**Agenda Text:** The Board is requested to authorize the County Manager to enter into a collaborative agreement and pay The Select Group (TGS) to Contract amount: \$ 46,168.00 (original) + \$ 62,640.00 (increase) for a contract total of \$ 108,808.00 for the contracted services for a Microsoft Administrator to work with the IS&T Platform team and give the County Manager authority to sign subsequent renewals and amendments. This contracted position will assist in several capital improvement projects and will also serve to resources need that we currently do not have within County. The approved funding for this action is from the fiscal year 2019-2020 operational budget.

The IS&T Platform team is responsible for second and third level support within IS&T, and accountable for managing capital improvement projects for all Life Cycle Replacement of Servers, Business applications and Office 365. The IS&T Platforms team consist of six network administrators who are consistently improving the platform infrastructure by deploying enterprise application, Office 365 and servers. This fiscal the platform team plans to deploy features within Office 365 such as Forms, Planner and teams which will provide modern tool to enhance collaboration within the organization and citizen engagements. Extending this contract will continue to provide a dedicated resource to deploying these 365 tools and improve collaboration for employees throughout Durham County.

**Alignment with Strategic Plan:** Goal 5 - Accountable, efficient, and visionary government

**Resource Persons:** Antonio Davis, IS&T Manager - systems platforms, Aaron Stone, Assistant Director - Enterprise Systems & Operations, Greg Marrow, Director IS&T

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to amend a contract with The Select Group for Contract amount: \$ 46,168.00 (original) plus \$ 62,640.00 (increase) for a contract total of \$ 108,808.00 for the contracted services for a Microsoft Administrator to work with the IS&T Platform Team from the IS&T 2019-2020 Operational Budget.

**Attachments:**

[SELECT GROUP AMENDMENT FR#20-617 110119-11012020](#)

[AAF Supplemental Document - Contract Approval TSG FEB2020 \(1\)011620](#)

**20-0041**

**Budget Ordinance Amendment No. 20BCC000046 to Create One Full-Time FTE County Funded Dental Van Driver Position in the Durham County Department of Public Health Dental Division at \$38,738 of transferred funding from contracted services**

**Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No. 20BCC000046 to create one full-time FTE county funded Dental Van Driver position in the Durham County Department of Public Health Dental Division at \$38,738 of transferred funding from contracted services.

100% funding for the position is in the Dental Division budget, currently as an existing contract line with Trillium Driver Services. Salary including benefits for this full-time 1 FTE are included in the requested amount being reallocated.

The Board of Health has approved this amendment.

**Alignment with Strategic Plan:** This amendment aligns with Strategic Goal 2: Health and Well-being for All by providing more resources to the community through the provision of dental services within Durham Public Elementary Schools.

**Resource Persons:** Rodney Jenkins, Public Health Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 20BCC000046 to create one full-time FTE county funded Dental Van Driver position in the Durham County Department of Public Health Dental Division at \$38,738 of transferred funding from contracted services

**Attachments:**

[AAF-46 Supplement Form PH 1FTE County-Funded Dental Van Driver in PH D](#)

[AAF-46 Legal Form PH 1FTE County-Funded Dental Van Driver \(37,964\)](#)

[20-0042](#)**Amendment of the Public Art Agreement with Volkan Alkanoglu for the Fabrication/Installation of the Public Art at the Main Library Renovation Project No.: DC094****Agenda Text:**

The Board is hereby requested to authorize the County Manager to Amend the Public Art Agreement with Volkan Alkanoglu for the Main Library Renovation Project, to increase the amount of the contract by \$104,500.00 to fabricate and install the public art. The initial contract with Volkan Alkanoglu was for the design in the not to exceed amount of \$20,000.00. This amendment for the fabrication/installation will increase the total not to exceed amount to \$124,500.00. (See Attachment 1, page 1).

(RFQ) for Public Art was advertised and posted on the CAFÉ (Call for Entry's) website on January 29, 2019. Two hundred and eight responses were received on February 26, 2019. An Art Review Committee was compiled of members from Engineering, Architects, City of Durham and Community organizations to review the online applications. The review committee reviewed responses and brought forward the top ten applicants. Those ten were reviewed and the top four were selected for Skype interviews. From those four Volkan Alkanoglu was selected as the Artist for the Main library Public Art. The committee agreed to enter into a contract for the Public Art design based on the body of work highlighted during the evaluation and interview process.

Following the selection, Durham County then executed a design contract with Volkan Alkanoglu on September 29, 2019 to begin the conceptual design/preliminary activities associated with the Public Art. The Library posted a Public Art Survey for public input which received over a thousand responses. On November 20, 2019, the Public Art Committee received a presentation from Volkan Alkanoglu and provided input on the concept. On December 7, 2019 Volkan presented the current concept to the Board of County Commissioners which was well received. The purpose of this contract is for the actual fabrication/installation of the Public Art for the project. For MWBE participation (see attachment 2)

It is recommended that the County proceed with construction and installation for the Public Art for the fee of \$95,000 plus contingency of \$9,500.00 thus totaling \$104,500. Funding for the fabrication and installation services are available in the Main Library Renovation Capital Project Account.

**Alignment with Strategic Plan:** This aligns with Goal 4 - Environmental Stewardship - through the improvement of the environmental performance of County buildings to reduce energy use and greenhouse gas emissions from the built environment. The renovation of this facility also addresses Goal 5 by providing more efficient service delivery and better customer service.

**Resource Persons:** Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services, Brenda Hayes, Bright, Assoc. AIA, CDT, Project Manager and Victor Vines, Vines Architecture

**County Manager's Recommendation** The County Manager recommends that the Board authorizes the Public Art Agreement for design services with Volkan Alkanoglu in the amount of \$20,000.00, be amended to include fabrication and installation of the Public Art at the Main Library Building located at 300 N Roxboro St., in the amount of \$104,500.00 (\$95,000.00 plus contingency amount of \$9,500.00). The total amended contract will be a not to exceed amount of \$124,500.00.

**Attachments:** [AAF Attachment 1 Main Library Public Art Fab Budget Proposal 02102020](#)  
[AAF Supplemental Document Main Library Public Art - Volkan Alkanoglu0210](#)  
[MWBE Compliance Review for VA Fab InstallationMain Library 013020](#)

## **20-0045** **Durham County Matching Grants Program - Approval of FY19-20 Grant Cycle**

**Agenda Text:**

The Board is requested to approve the funding requests for the current cycle of the Durham County Matching Grants Program for four projects totaling \$76,700. The Durham County Matching Grants Program for Open Space and Recreation Projects, now in its 29th year, provides matching funding for local non-profits to pursue projects that protect open space or provide recreational opportunities for citizens of Durham County. The projects must be open to the public. The program is annually funded from the County's operating budget, which for FY19-20 totaled \$77,175. The program requires a 50% match from applicants, which can include a cash match as well the value of volunteer labor towards producing the project. Over the life of the program, the Durham County Matching Grants program has supported 112 wide ranging community projects with a total value of over \$6,467,765 using \$1,918,120 in county matching funds.

The 2019-20 cycle of the Matching Grants Program received four applications, for projects that totaled \$76,700. The Durham Open Space and Trails Commission (DOST) recommended approval of the projects at their meeting on January 15, 2020. The groups and amounts are as follows: Ellerbe Creek Watershed Association for \$30,000, Maureen Joy Charter School for \$5,000, the Durham Parks Foundation for \$6,700, and El Futuro for \$35,000. The projects are further described in the attached supplemental document with locations shown on the attached map.

**Alignment with Strategic Plan:** This program supports Goal 2 of the strategic plan, "Health and Well-being for All" by increasing the quality of life in Durham County, as well as Goal 4: Environmental Stewardship and Community Prosperity".

**Resource Persons:** Brendan Moore, Open Space Land Manager; Annette Montgomery, Chair, Matching Grants Committee of DOST; Jane Korest, Open Space and Real Estate Manager

**County Manager's Recommendation:** The County Manager recommends that the Board receive the attached Matching Grants Project recommendations and approve funding for the proposed projects totaling \$76,700.

**Attachments:**      [AAF Supplemental Document - Matching Grants Awards](#)  
[ATTACHMENT 1 Matching Grant Summary Sheet FY19-20](#)  
[ATTACHMENT 2 Map of Matching Grant Project Sites FY19-20](#)

**20-0047**      **Capital Project Amendment No. 20CPA000019 - Reducing the IT&S FY20 CIP IT Hardware Replacement Capital Project (42001910DC120) by \$887,245.00 and Increasing the Audio-Visual Tech. Life Capital Project No. 42001910DC107 by \$403,245.00 and Increasing the 16 Telecommunication Capital Project No. 42001910DC104 by \$484,000.00**

**Agenda Text:**      The Board is requested to approve Capital Project Amendment No. 20CPA000019 reducing the IT&S FY20 CIP IT Hardware Replacement Capital Project (42001910DC120) by \$887,245.00 and Transferring \$403,245.00 to increase the Audio-Visual Tech. Life Capital Project No. 42001910DC107 and \$484,000.00 increasing the 16 Telecommunication Capital Project No. 42001910DC104.

This is an administrative movement of funds from an existing project to two other existing projects.

| <b>Project</b>                          | <b>Current Budget</b> | <b>Increase/ Decrease</b> | <b>Revised Budget</b> |
|---|-----------------------|---------------------------|-----------------------|
| FY20 CIP IT Hardware (42001910DC120)    | \$3,016,944.00        | (\$887,245.00)            | \$2,129,699.00        |
| Audio-Visual Tech. Life (42001910DC107) | \$293,231.62          | \$403,245.00              | \$696,476.62          |
| 16 Telecommunication (42001910DC104)    | \$1,026,000.00        | \$484,000.00              | \$1,510,000.00        |
| Totals                                  | \$4,336,175.62        | \$0.00                    | \$4,336,175.62        |

**Alignment with Strategic Plan:** This aligns with Goal 5 - Accountable, Efficient and Visionary Government.

**Resource Persons:** Bert White, IT Manager-client support services, Aaron Stone Assistant Director - IS&T - enterprise systems and operations, Josh Edwards, Budget and Management Analyst

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 20CPA000019 Reducing the IT&S FY20 CIP IT Hardware Replacement Capital Project (42001910DC120) by \$887,245.00 and increasing the Audio-Visual Tech. Life Capital Project No. 42001910DC107 by \$403,245.00 and increasing the 16 Telecommunication Capital Project No. 42001910DC104 by \$484,000.00

**Attachments:**      [CPA-19 Legal Form Transferring funds from IT Hardware to project to two IT&S](#)  
[CPA-19 Reducing IS&T Hardware Replacement Project and increasing two othe](#)  
[CPA-19 Detail of AV Replacement](#)

**20-0049**      **Capital Project Amendment No. 20CPA000020 Moving 2016 General Obligation Bond Funds Between Multiple Durham Public School Capital Projects and Closing Seven Bond Funded Capital Projects and Creating Six New Capital Projects**

**Agenda Text:**

On January 23, 2020, the Durham Public Schools (DPS) Board of Education approved adjustments to multiple 2016 Bond funded Capital Projects. Pursuant to the Interlocal Agreement with DPS, as amended, the Durham County Board of County Commissioners is requested to consider and approve the closing of seven DPS Capital Projects and moving funds to multiple new Capital Projects and one existing Capital Project. The projects that DPS closed as part of this transfer are Boiler and Chiller Replacements (SH267), Camera Upgrades (SH269), Holt Roof Replacement (SH257), Pearsontown Renovations (SH243), School of Creative Studies Renovations (SH251), Staff Development Roof Replacements (SH265) and Watts Roof Replacement (SH261).

The seven projects are not officially closed yet in the County's asset management system. Any project that has had activity during the fiscal year cannot be closed in the asset management system until the next fiscal year. The County will bring another amendment to BOCC in FY2021 to officially close these projects in the County's asset management system.

The table below indicates funds reconciled by DPS and the County that are available for transfer:

| <b>Project</b>  | <b>Current Budget</b>  | <b>Increase/ Decrease</b> | <b>Revised Budget</b>  | <b>Project Status</b>  |
|---|------------------------|---------------------------|------------------------|------------------------|
| 16 GO Bond - Boiler and Chiller Replacements (SH267)                              |                        |                           | \$2,543,750.00         | \$(202,329.73)         |
| \$2,341,420.27 Closing  |                        |                           |                        |                        |
| 16 GO Bond - Camera Upgrades (SH269)  | \$1,098,750.00         |                           | \$(106,310.75)         | \$992,439.25 Closing   |
| 16 GO Bond - Holt Roof Replacement (SH257)  | \$625,000.00           |                           | \$(66,497.97)          | \$558,502.03 Closing   |
| 16 GO Bond - Pearsontown Renovations (SH243)                                      | \$1,062,500.00         |                           | \$(128.46)             | \$1,062,371.54 Closing |
| 16 GO Bond - School for Creative Studies Renovations (SH251)                      |                        |                           | \$511,466.94           | \$(24,244.95)          |
| \$487,221.99 Closing  |                        |                           |                        |                        |
| 16 GO Bond - Staff Development Roof Replacements (SH265)                          |                        |                           | \$360,500.00           | \$(27,393.62)          |
| \$333,106.38 Closing  |                        |                           |                        |                        |
| 16 GO Bond - Watts Roof Replacement (SH261)                                       |                        |                           | \$375,000.00           | \$(126,739.29)         |
| Closing   |                        |                           |                        |                        |
| 16 GO Bond - Northern High School Replacement (SH239)                             |                        |                           | \$51,307,341.10        | \$(3,165,893.23)       |
| \$48,141,447.89 Amending  |                        |                           |                        |                        |
| 16 GO Bond - Security Vestibules (SH268)  | \$2,682,250.00         | \$328,576.00              | \$3,010,826.00         | Amending               |
| 16 GO Bond - Parkwood Quad Modular Unit (SH283)                                   | \$0.00                 | \$1,000,000.00            | \$1,000,000.00         | New                    |
| 16 GO Bond - Lowe's Grove Structural Remediation to Exterior Brick Veneer (SH284) | \$0.00                 |                           |                        | \$0.00                 |
| \$1,008,000.00 \$1,008,000.00   |                        |                           |                        | New                    |
| 16 GO Bond - Structural Analysis Various Schools (SH285)                          | \$0.00                 | \$261,158.00              | \$261,158.00           | New                    |
| 16 GO Bond - Durham School of the Arts Boiler Replacement (SH286)                 | \$0.00                 | \$621,645.00              | \$621,645.00           | New                    |
| 16 GO Bond - Brogden Boiler Replacement (SH287)                                   | \$0.00                 | \$311,000.00              | \$311,000.00           | New                    |
| 16 GO Bond - Easley Boiler Replacement (SH288)                                    | \$0.00                 | \$189,159.00              | \$189,159.00           | New                    |
| <b>Total</b>  | <b>\$60,566,558.04</b> | <b>\$0.00</b>             | <b>\$60,566,558.04</b> |                        |

**Alignment with Strategic Plan:** This capital project amendment aligns with Goal 1-Community and Family Prosperity and Enrichment, through providing access to educational, vocational, economic and cultural opportunities and by providing support for

educational opportunities that ensure high academic achievement.

**Resource Persons:** Thomas L. Griffis, Jr. Executive Director, Construction & Capital Planning.

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 20CPA000020 closing seven Capital Projects and moving 2016 General Obligation (GO) Bond funds between other Capital Projects and fund six new Capital Projects.

**Attachments:** [CPA-20 Legal Form AAF Transfers and Closures of DPS Capital Projects](#)

**20-0050**

**Capital Project Amendment No. 20CPA000021 to Amend the Alliance Behavioral Backfill Project by \$500,000 With a Funding Source of Pay-As-You-Go Capital Project Fund as well as the Execution of the Construction Contract for the Alliance Behavioral Healthcare Backfill Renovation Project No.: 4730DC145**

**Agenda Text:**

The Board is requested to authorize the County Manager to approve Capital Project Amendment No. 20CPA000021 to amend the Alliance Behavioral Backfill Project 4730DC145 by \$500,000 with a funding source of Pay-As-You-Go Capital Project Fund as well as the execution of the construction contract to address furniture costs, cost elevation in the construction industry and to enter into a contract with Riggs-Harrod Builders, Inc.(RHB) for the Renovation of the Alliance Behavioral Healthcare backfill, inside the Health and Human Services Building located at 414 E. Main Street Durham NC, in the amount of \$1,098,080.00 and approve the owner's construction contingency in the amount of \$68,920.00, to execute any other related contracts including furnishings, change orders, if necessary, not to exceed the available budget of \$1,417,400.00. (See Attachment 1, Page 1).

The project involves renovating the former Alliance Behavioral Health Care and Veteran Service spaces located within the Human Services Facility. The existing Alliance Behavioral space including lobby, will be subdivided to create two distinct spaces with conference rooms, private offices and workstations. One space for Veteran Services, and one for the Department of Social Services (DSS), each with their own secured access points. A space for an Environmental Health expansion will be adjacent to those two areas. The existing Veteran Services space on the first floor, once vacated will be renovated to accommodate the DSS coordinated intake office. Also, on the first floor, spaces will be renovated for a Public Health office, and a Risk room. The total interior area to be renovated is 12,000 square feet. To the degree possible, the work will include utilizing the existing demountable glass partitions, interior workstations and some centralized conference rooms with AV capabilities similar to those of the original project. We will bring the furniture package to the board at a later date. The relocation of the DSS Childcare Division from the Briggs Avenue location will eliminate a lease cost of \$114,927.00 annually.

The Alliance Behavioral Healthcare Backfill Renovation Project was advertised on November 14, 2019 and a pre-bid conference was held on November 20, 2019.

Zero (0) bid proposals were received on December 12, 2019. The project was re-bid on December 17, 2019. Five (5) bid proposals were received and publicly opened and read on January 16, 2020. RHB submitted the lowest bid price of \$1,098,080.00. (See Attachment 2, Pages 1 through 14). The Engineering Department has reviewed the recommendations with Perkins + Will and the Purchasing Department and recommends that the County proceed with awarding the contract to RHB. For M/WBE participation information (See Attachment 3, Page 1).

**Alignment with Strategic Plan:** This aligns with Goal 4 - Environmental Stewardship - through the improvement of the environmental performance of County buildings to reduce energy use and greenhouse gas emissions from the built environment. The relocation of various departments into this facility also addresses Goal 5 by providing more efficient service delivery and better customer service.

**Resource Persons:** Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services, Brenda Hayes-Bright, Assoc. AIA, CDT, Project Manager, Engineering Department; and Tim Cothran, Project Manager, Riggs-Harrod Builders, Inc.

**County Manager's Recommendation:** The Board is requested to authorize the County Manager to approve Capital Project Amendment No. 20CPA000021 to amend the Alliance Behavioral Backfill Project 4730DC145 by \$500,000 with a funding source of Pay-As-You-Go Capital Project Fund as well as the execution of the construction contract to address furniture costs, cost elevation in the construction industry and to enter into a contract with Riggs-Harrod Builders, Inc.(RHB) for the Renovation of the Alliance Behavioral Healthcare backfill, inside the Health and Human Services Building located at 414 E. Main Street Durham NC, in the amount of \$1,098,080.00 and approve the owner's construction contingency in the amount of \$68,920.00, to execute any other related contracts including furnishings, change orders, if necessary, not to exceed the available budget of \$1,417,400.00.

**Attachments:**

[CPA-21 Legal Form Amend Alliance Backfill Renovation Project 4730DC145 \(\\$](#)

[AAF backupdocs - Alliance Backfill Riggs Harrod Builders](#)

[MWBE Compliance Review Form-AAF for 20-010R1 IFB 012820](#)

[AAF Supplemental Document AllianceBHB Riggs Harrod02032020](#)

**20-0055**

**Extension of Contract with Nehemiah Christian Center for Day Center Activities**

**Agenda Text:**

The Board is requested to approve the three-month contract extension with Nehemiah Christian Center for provision of day center activities.

During the period when the Main Library has been closed for renovations, Durham County has supported the provision of day services, both for the homeless and other library users, at Nehemiah Christian Center on Mangum St. The initial FY19-200 contract was set up to end on February 29th. Now that a date somewhat later in the

spring has been designated for the Main Library's re-opening and because it is in the County's interests for there to be some overlap in the re-opening of the library and termination of the separate day services arrangement, the attached three-month contract extension is proposed. This extension, if approved, will allow the provision of day services at Nehemiah to continue through May 31, 2020.

**Alignment with Strategic Plan:** (brief statement and relevant goal)

**Resource Persons:** Drew Cummings, Chief of Staff

**County Manager's Recommendation:** The County Manager recommends that the Board approve the three-month contract extension with Nehemiah Christian Center for provision of day center activities.

**Attachments:** [Nehemiah Contract Amendment - 3 mo extension](#)

**20-0056** **Approval of New Interlocal Agreements for Durham Sports Commission**

**Agenda Text:** The Board is requested to review these two, paired interlocal agreements, ask any questions they wish, and then approve the agreements and authorize the County Manager to execute them.

The Durham Sports Commission (DSC) is now in its fourth year of operation and has developed a strong presence in Durham, driving significant levels of sports-related tourism and also creating additional local sports opportunities.

The first interlocal agreement between the City, County, DCVB (now Discover Durham), and the Chamber of Commerce was a three-year agreement through the end of FY18-19. A one-year extension was executed for the current year to give us time to develop and approve a new interlocal agreement.

Over the course of a number of meetings between the relevant parties, it became clear that there was a desire to de-couple the arrangements. The first interlocal, which covers the creation (appointing members to the DSC board) and operation of the DSC, includes the City, County, Discover Durham, and the Chamber of Commerce. The second interlocal, which covers the funding of the DSC, does not include the Chamber of Commerce, which has never been a funding partner of the DSC.

The funding formula for the DSC has been changed substantially in the proposed funding interlocal. Over the first three years of the DSC's life, its funding reflected a portion of the growth in occupancy tax revenues above the FY14-15 baseline. If continued, this formula would have resulted in much higher funding for the DSC that the City and County administrations believed their elected boards intended. As a result, a new formula has been put in place which, while not rolling back the current level of funding, slows that growth considerably by indexing the rate of growth in DSC funding from the City and County to the previous year's actual growth in

occupancy tax revenues.

**Alignment with Strategic Plan:** A strong Durham Sports Commission supports the economic growth goals and cultural vibrancy reflected in Goals 4 and 1 of the Durham County Strategic Plan.

**Resource Persons:** Drew Cummings, Chief of Staff

**County Manager's Recommendation:** The County Manager recommends that the Board review these two, paired interlocal agreements, ask any questions they wish, and then approve the agreements and authorize the County Manager to execute them.

**Attachments:** [DSC Interlocal - CreationandOperations FINAL](#)  
[DSC Interlocal - Funding FINAL](#)

### **20-0059**

#### **Durham Transit Plan ILA Material Change for GoDurham Bus Stops**

**Agenda Text:**

The Board is requested to consider amending the FY20 Durham Transit Tax Annual Work Plan to add \$1,029,000 for purchase of amenities for 50 bus stops and construction of 10 bus stop improvements for GoDurham.

**Summary.** GoTriangle, on behalf of GoDurham, is proceeding with design work for 50 GoDurham bus stop improvements. This design work is funded by the FY20 Durham County Transit Tax Work Plan. Work has progressed to a point that would allow for construction of 10 bus stops in FY20. GoTriangle is requesting a work plan amendment to fund construction of those 10 bus stops in FY20, in addition to purchasing amenities for all 50 bus stops in FY20. The estimated cost of this amendment is \$1,029,000.

Attachments:

Attachment 1: GoDurham Better Bus Stops FY20 Amendment Material Change Memo

Attachment 2: GoDurham Better Bus Stops FY20 Amendment Project Sheet

**Alignment With Strategic Plan:** The Durham Transit Plan ILA Material Change for GoDurham Bus Stops adheres to Goal 1 “Community Empowerment and Enrichment” by providing Durham residents with better access to educational, vocational, economic and cultural opportunities throughout the community. It also follows Goal 2 “Health and Well-Being for All”, by providing an integrated strategy to improve upon transit mobility, service and access throughout Durham County. Goal 3, “Safe Community”, will be addressed through the consideration of facility improvements for transit travel. Since the Durham Transit Plan ILA Material Change for GoDurham Bus Stops focuses on improving funding for a highly valued and sustainable form of transportation, it will also align with Goal 4, “Environmental Stewardship and Community Prosperity”. Lastly, the Durham Transit Plan ILA Material Change for GoDurham Bus Stops aligns with Goal 5, “Accountable, Efficient and Visionary Government”, as it is focused on improving the quality of service for

residents riding transit in the community.

**Resource Persons:** Brooke Ganser, Planner, Durham City-County Planning, and Scott Whiteman, AICP, Planning Manager, Durham City-County Planning

**County Manager's Recommendation:** The County Manager recommends that the Board consider Approving the Durham Transit Plan ILA Material Change for GoDurham Bus Stops, Thereby amending the FY20 Durham Transit Tax Annual Work Plan to add \$1,029,000 for purchase of amenities for 50 bus stops and construction of 10 bus stop improvements for GoDurham.

**Attachments:**

[Durham Transit Plan ILA Material Change Memorandum 2\\_10\\_2020\\_JH](#)

[Attachment 1 - FY20 20GoT CD2 Amendment - Material Change Memo](#)

[Attachment 2 - FY20 20GoT CD2 Amendment GoDurham Bus Stops Project SI](#)

[Attachment 3 - GoDurham Better Bus Stops Resolution - Durham BOCC](#)

[PRES Better-Bus-Stops-Durham-BOCC V1.2](#)

**20-0066**

**Resolution to Approve Amended Economic Development Incentive Policy**

**Agenda Text:**

The Board is requested to approve the Amended Economic Development Incentive Policy.

The revisions being considered are intended to further effectuate the County goals as informed by the County's Strategic Plan, the best practice of our North Carolina peers, working within Federal and State legal parameters and maintaining our economic competitive and comparative advantage. Dating back to the Spring of 2018, the Board has received several presentations and engagements to help shape and inform the policy revision process to include the following:

1. Review of 2008 Policy - Board Feedback and Revision Goals (Spring Retreat, 2018)
2. School of Government Presentation - Economic Development Fundamentals and Legal Parameters (June Work Session, 2018)
3. Policy Benchmarking of NC Peers - Identify Strategies to Revise Policy (Fall Retreat, 2018)
4. Policy Revision Phase I - Contract Strengthening, Criteria & Threshold Refinement (June Worksession, 2019)
5. Initial Draft Proposal and Board Feedback (October Worksession, 2019)
6. Stakeholder Feedback from Partner Institutions and Organizations

(October 2019)

7. Board Briefings on Proposed Changes and Feedback (December 2019)
8. Board Feedback on Proposed Changes and Revisions (February Worksession, 2020)

The Amended Economic Development Policy being considered for adoption is one that balances our principles of furthering community and Board goals, maintaining legal compliance and sustaining our economic competitive and comparative advantage.

**Alignment with Strategic Plan:** This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

**Resource Persons:** Andrew Miracle, Economic Development Officer; Jay Gibson, General Manager Goal 4

**County Manager's Recommendation:** The County Manager recommends that the Board approve the Amended Economic Development Incentive Policy.

**Attachments:**

[2008 Durham County Economic Development Policy](#)

[2020 Amended Durham County Economic Development Incentive Policy](#)

**20-0067**

**Agreement Amendment to Extend North Carolina Biotechnology Award Passthrough to Aurobindo By Three Years**

**Agenda Text:**

The Board is requested to approve the agreement amendment that awarded passthrough funds from North Carolina Biotechnology Center to Aurobindo by the extending the jobs end date by three years.

In partnership with the North Carolina Biotechnology Center (NCBC) and to enhance the Life Sciences industry in Durham County, the County administers NCBC Economic Development Awards (EDA) at the local level. These awards are a three-party agreement where NCBC funds passthrough the County to a biotech company located in the County. This allows the County to form a relationship with the company as well as participate in the conversation about the use of funds.

A recipient of the EDA now located in Durham County is Aurobindo Pharma. The Company was awarded \$100,000, with an original jobs end date of April 26, 2019 and a jobs minimum of 180 new positions to be created. If approved, the new Jobs End Date (JED) will be April 26, 2022.

This extension is requested in light of construction and permitting setbacks Aurobindo faced during the build out of their new Durham facility and delays in obtaining environmental permits from the EPA. Together, these permitting delays pushed the

start of construction into year 2 of the agreement. Additionally, the Company has struggled to find qualified employees in the current job market that is attributed to record low unemployment rates and the competition for local talent. All of the above have contributed to the Company's inability to onboard at the initially anticipated rate, which has recently started to improve. Since August 2017, Aurobindo has been steadily hiring and has on-boarded more than 50 new employees and remains committed to growing in Durham as evidenced by activity with online recruitment agencies such as NCWorks, LinkedIn, and other resources to achieve its hiring goals of 180 new employees by April 2022.

Additionally, the amended grant agreement includes a commitment from Aurobindo to use a portion of its EDA grant to support three college level interns at their Durham site to strengthen their connectivity with the local community.

**Alignment with Strategic Plan:** This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents.

**Resource Persons:** Andrew Miracle, Economic Development Officer; Jay Gibson, General Manager Goal 4

**County Manager's Recommendation:** The County Manager recommends that the Board approve the agreement amendment awarding passthrough funds from North Carolina Biotechnology Center to Aurobindo by the extending the jobs end date by three years.

**Attachments:** [EDA Amendment Cover Letter](#)  
[Breifing Sheet - Aurobindo Pharma](#)

## 6. Public Hearings (15 min)

### **20-0065**

#### **Public Hearing to Consider Allocating Economic Development Funds to Eli Lilly and Company (15min)**

**Agenda Text:**

The Board is requested to hold a public hearing to consider allocating a total of \$2,550,000 in Economic Development funds to Eli Lilly and Company and authorize the Manager to enter into preliminary negotiations and execute an agreement with the Company. Eli Lilly and Company, a global healthcare and biopharmaceutical company, will bring a new state-of-the-art pharmaceutical manufacturing facility to Durham County to help produce and develop medicines for people with serious illnesses, creating 462 jobs and investing \$440 million.

Eli Lilly, with headquarters in Indianapolis, Indiana, has a long heritage in discovering and making medicines. Established in 1876, today Eli Lilly is attacking some of the world's most serious and debilitating chronic health issues such as diabetes, cancer, autoimmune conditions, chronic pain, and Alzheimer's disease, all among the world's

leading causes of death or disability. The new manufacturing site will be an advanced facility that produces parenteral or injectable products and delivery devices.

With approval of the award, the Company has agreed to make reasonable efforts to participate in several workforce partnerships that include engagements with Durham Public Schools Career and Technical Education, Durham Tech BioWorks Advisory Committee, NC Works Career Center, Durham Public Library's STEAM Center and North Carolina Central's BRITE Center among others. Please find additional project details including a full list of partnerships, terms and project attributes in the briefing sheet attached to the agenda item.

Eli Lilly's project in North Carolina will be facilitated, in part, by a Job Development Investment Grant (JDIG) approved by the state's Economic Investment Committee on January 21, 2020. Over the course of the 12-year term of this grant, the project is estimated to grow the state's economy by \$4.1 billion. Using a formula that takes into account the new tax revenues generated by the 462 new jobs, the JDIG agreement authorizes the potential reimbursement to the company of up to \$8,689,500, spread over 12 years. Durham County payments only occur following performance verification that the company has met its incremental job creation, investment and criteria targets.

Staff is recommending that the County provide \$2,550,000 in Economic Development Investment funds to Eli Lilly subject to performance goals being met by the Company related to timing and amount of investment, employment creation and maintenance of the created jobs as well as partnership engagement criteria.

This public hearing has been advertised as required by law.

**Alignment with Strategic Plan:** This item aligns with Goal 4: Environmental Stewardship and Community Prosperity to promote and support the community and economic vitality for all residents

**Resource Persons:** Andrew Miracle, Economic Development Officer; Jay Gibson, General Manager Goal 4

**County Manager's Recommendation:** The County Manager recommends that the Board hold a public hearing to consider allocating a total of \$2,550,00 in Economic Development funds to Eli Lilly and Company and authorize the Manager to enter into preliminary negotiations and execute an agreement with the Company.

**Attachments:** [Briefing Sheet - Eli Lilly and Company](#)

## 7. Other Business (25 min)

### **20-0053** Follow-Up on Commissioner Directives (10min)

**Agenda Text:** The Board is requested to review staff follow-up regarding previously issued

directives.

Board directives from previous meetings as well as staff follow-up are reviewed at monthly Work Sessions. Staff strive to have all directives input into the system as accurately as possible as soon after they are issued as possible and to follow-up with the board and/or with other relevant parties in an appropriate time frame.

**Alignment with Strategic Plan:** Timely follow-up for board directives aligns clearly with Goal 5 of the Durham County Strategic Plan - Accountable, Efficient, and Visionary Government.

**Resource Persons:** Drew Cummings, Chief of Staff

**County Manager's Recommendation:** The County Manager recommends that the Board review staff follow-up regarding previously issued directives.

### **20-0058**

#### **Resolution - Triangle Trails Initiative (15min)**

**Agenda Text:**

The Board is requested to review the proposed Triangle Trails Initiative Resolution, suggest recommendations if needed and approve at the February 10, 2020 Regular Session meeting.

Mr. Flink has asked that the Board revise and edit the resolution to fit the needs and desires of Durham County. Their ultimate goal is to receive a signed and adopted copy from all counties that want to be apart of the Triangle Trails Initiative - a multi-county regional greenways and trails strategy.

**Alignment With Strategic Plan:** (brief statement and relevant goal)

**Resource Persons:** Wendy Jacobs, Chair; Chuck Flink, President of Greenways Incorporated

**County Manager's Recommendation:** The Board is requested to review the proposed Triangle Trails Initiative Resolution, suggest recommendations if needed and approve at the February 10, 2020 Regular Session meeting.

**Attachments:** [Resolution - Triangle Trails Initiative](#)

## **8. Items Pulled from the Consent Agenda (20 min)**

## **9. Closed Session**

### **20-0071**

#### **Closed Session**

**Agenda Text:**

The Board is requested to adjourn into Closed Session for the following:

- To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations pursuant to G.S. 143-318.11(a)(4).

**Alignment with Strategic Plan:** This item aligns with Strategic Goal 4: Accountable, Efficient and Visionary Government

**Resource Persons:** Andy Miracle, Economic Development Officer

**County Manager's Recommendation:** The County Manager recommends that the Board adjourn into Closed Session and provide direct to staff.

## 10. Adjournment