Meeting Agenda

Board of County Commissioners

Monday, November 28, 2022	5:30 PM	Commissioners' Chambers

Regular Session

Closed Session (To be held at: 5:30 pm)

22-0703 Closed Session

<u>Agenda Text:</u>

The Board is requested to adjourn into Closed Session 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; pursuant to G. S. 143-318.11(a)(6)

Alignment with Strategic Plan: This item aligns with Strategic Goals 5

Resource Persons: Brenda Howerton, Chair

<u>County Manager's Recommendation:</u> The County Manager recommends that the Board meet in Closed Session and provide direction to staff.

"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)

22-0708 Announcements (5min)

Agenda Text:

- DCo Public Health COVID-19 Vaccination Clinic Hours The COVID-19 vaccination clinic at the Durham County Department of Public Health, 414 E. Main St., has the following walk-in hours to get your free vaccination: Monday, Wednesday, Thursday & Friday: 9 a.m. to 4 p.m.: and Tuesday: 9 a.m. to 5:45 p.m. All approved doses available. Please note, clinics are closed between 11:30 a.m.-1 p.m. daily and on Saturday and Sunday. Visit www.dcopublichealth.org/COVIDVaccines_
 http://www.dcopublichealth.org/COVIDVaccines or call 919-560-9217 for more information.
- Get Your Flu Shot at DCoDPH Flu shots are available by appointment at the Durham County Department of Public Health. Call 919-560-7608 to schedule yours today. Most private insurance fully covers the cost of flu shots. Shots are available for free to some eligible individuals. Visit www.DCoPublicHealth.org/FluSeason or call 919-560-7608 for more information.
- 3. Property Tax Payment Deadlines Approaching Payment deadline for 2022 real property and tangible personal property tax bills is January 5, 2023. To avoid interest and fees payments should be made by that date. The law requires unpaid real estate taxes for the current year to be advertised. Visit www.dconc.gov/tax <http://www.dconc.gov/tax> or contact the tax office at 919-560-0300.
- 4. The Low-Income Energy Assistance Program LIEAP kicks off December 1st for applicants 60+, those with disabilities, and who receive Food and Nutrition Services. Residents can call 919-560-8192 to make a virtual appointment with the Department of Social Services' LIEAP Specialists. On January 3, 2023 all Durham residents may apply online as well at: <<u>https://epass.nc.gov></u>. The LIEAP Program ends March 31, 2023.
- 5. NAIA Football Returns to Durham County The 67th Annual NAIA Football National Championship and Senior Football Classic games return to Durham County Memorial Stadium on Friday, Dec. 16 and Saturday, Dec. 17. The title game will feature the finalists after three rounds of playoffs in November and December. Tickets range from \$20-\$30. Get ticket and game information at www.durhamncsports.com/blog/naia-durham-2022/#tickets <http://www.durhamncsports.com/blog/naia-durham-2022/>
- 6. Navigating Grief During the Holidays Join author Karla J. Noland for a

discussion of her 2022 book, "The Day My Heart Turned Blue: Healing After the Loss of My Mother" at the Durham County Main Library on Saturday, Dec. 3 from 3-4:30 p.m. Followed by a Q&A with a Grief & Mental Health panel on how to manage grief during the holiday season moderated by Antoinetta Mosley. Registration required at <u>www.durhamcountylibrary.libcal.com/event/9818348</u> <<u>http://www.durhamcountylibrary.libcal.com/event/9818348</u>. More information, contact Natalie Killion, <u>nkillion@dconc.gov</u> <<u>mailto:nkillion@dconc.gov></u>.

7. Durham County Virtual World AIDS Day Event 2022 - Durham County Department of Public Health along with Fast Track Cities invite you to join in a virtual celebration on December 1st from 6-7pm via zoom. This year's local theme for World AIDS Day is "That Was Then; This Is Now" and the global theme is "Putting Ourselves to the Test: Achieving Equity to End HIV". The zoom details are as followings:

<u>Zoom Link</u>

https://us02web.zoom.us/j/89056333257? pwd=bXNUOUVJT2dvNFYyaDRaMzd1ZUdSZz09#success <https://us02web.zoom.us/j/89056333257? pwd=bXNUOUVJT2dvNFYyaDRaMzd1ZUdSZz09> Meeting ID - 890 5633 3257 Passcode - 860206

For additional questions, please contact Randy Rogers at rcrogers@dconc.gov <mailto:rcrogers@dconc.gov>

- 8. Final Sheriff Speaks of 2023 Please join Sheriff Birkhead for his final "Sheriff Speaks" public community event of the year at the Durham County East Regional Branch located at 211 Lick Creek Lane on December 6, 2022 to discuss "Public Safety During the Holiday Season". This event is FREE and open to the public.
- 9. Language Access for Spanish-Speaking Residents Survey Durham County is seeking Spanish-speaking residents to participate in the Language Access for Spanish-Speaking Residents Survey. The survey gives participants the chance to name the County resources and services most important to them, identify language barriers in accessing these resources and services and, recommend ways for the County to improve access to resources and services for Spanish-speakers. Visit <<u>https://www.surveymonkey.com/r/KZ6GMMJ></u> to take the by January 31, 2023.

For more details about the survey and to learn how to join the information

collection effort, visit https://bit.ly/3VkFDxs>.

10. Farmers and Landowners Breakfast and Conversation - The DCo Farmland Protection Advisory Board is hosting a breakfast and conversation on Thursday, December 15, 2022 from 8am - 10am at the Farm Bureau Building located at 1901 Hillandale Road. The presentation will be shared by the Durham Tax Department on the Present Use Value Tax Program. Please register by December 12th by call 919-560-0558.

Public Health Holiday Focused Message:

Respiratory syncytial virus (RSV) is a common respiratory virus that usually causes mild, cold-like symptoms. Most people will have a mild illness and recover in a week or two, although it can cause serious infection, especially for infants and older adults, and some people may need to be hospitalized. RSV is the most common cause of bronchiolitis (inflammation of the small airways in the lungs) and pneumonia (infection of the lungs) in children younger than 1 year of age in the United States.

Because many children were shielded from common infections during the COVID pandemic (including RSV), the virus is currently causing lots of infections, emergency department visits, and hospitalizations nationwide, particularly in young children who haven't been exposed to RSV the previous couple years. The best ways to protect yourself and others from RSV and other respiratory viruses include:

- Covering your mouth and nose with your upper shirt sleeve or a tissue (not your hands) when you cough and sneeze
- Wash hands often with soap and water for at least 20 seconds
- Avoid touching your face, particularly the eyes, nose, and mouth
- Clean frequently-touched surfaces such as doorknobs and mobile devices
- Avoid close contact such as shaking hands and sharing cups and eating utensils

4. Minutes (5 min)

22-0707 Minutes (5min)

Attachments: November 14, 2022 Regular Session

5. Consent Agenda (15 min)

<u>22-0673</u> Upgrade to IS&T standard Cisco switches for S2 Access Control

Agenda Text: The Board is requested to authorize the County Manager to enter into a \$137,937.79 contract with NWN Carousel. Most of the network switches used for access control and security cameras at the Durham County Courthouse that are currently antiquated equipment with less than ideal security features. An upgrade to IS&T required standard Cisco switches is necessary to allow for S2 access control and video

management (camera viewing) to be integrated into the overall S2 Enterprise system monitored at Admin II. This will allow the Sheriff's Office and the Security Operations Center to see each other's systems, which provides redundancy in operations and enhanced security.

General Services-Security will use existing, ongoing capital improvement funds. This will allow for the purchase of network switches as part of the S2 access control and video management conversion project.

<u>Alignment with Strategic Plan</u>: Safe and Secure Community. Taking measures to ensure the safety of staff and citizens is consistent with current policy. This contract request is a new issue before the Board.

<u>Resource Persons</u>: Motiryo Keambiroiro, Director of General Services, Edwin Miller, Security Manager, Tom Kutch, QC & Contract Specialist

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board enter into a purchase of goods contract with NWN Carousel in the amount of \$137,937.79 to purchase network switches required by IS&T.

 Attachments:
 NWN CAROUSEL AAF SUPPLEMENTAL DOCUMENT

 NWN CAROUSEL Purchase of Goods Contract
 Quote NWN CAROUSEL S2 SWITCHES

22-0691 Approval to Purchase Real Property - Parcel Identification #233427 Located at 1211 Shiloh Glenn Drive

Agenda Text: The Board is requested to authorize the purchase of a vacant parcel of land, PID #233427, which is a 5.73 acre of land for the sum of \$286,650, and to authorize the County Manager to execute all documents necessary to effect this acquisition.

The property located at 1211 Shiloh Glenn Drive is located just south of I-40 and west of NC-540 near the border of Durham and Wake Counties. This location was identified in the Land Acquisition Analysis provided by consulting engineering firm Freese and Nichols in March 2021 as an ideal location for the replacement of the existing and obsolete Slater Road Pump Station. Staff contacted the property owner, obtained an appraisal of the land, and negotiated the purchase price of the parcel. A survey was conducted, it has now been subdivided, and the County is ready to move forward with the fee simple purchase of the land.

The existing lift station is located on an easement at 2000 Sorrel Park Drive, Morrisville, NC 27560 The existing lift station is located outside of Durham County, in Wake County. This location will move the lift station back into Durham County limits as well as bringing the gravity sewer and force main back west of NC-540; therefore, eliminating the need for the gravity sewer and force main to cross under NC-540. Funding for the purchase of this parcel will come from the Sewer Utility Enterprise Fund Fund Balance.

Alignment with Strategic Plan: This agenda item supports Goal 5: Accountable,

Efficient and Visionary Government.

<u>Resource Persons</u>: Nancy Mitchell, Sr. Real Estate Officer; Vince Chirichella, Sr. Project Manager; Peri Manns, Asst. General Manager/Deputy Director of Engineering and Environmental Services.

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board authorize the purchase of a vacant parcel of land, PID # 233427, which is a 5.73 acre of land for the sum of \$286,650, and to authorize the County Manager to execute all documents necessary to effect this acquisition.

 Attachments:
 Signed OTP Revised PERRY-111422

 Prelim Subdivision Plat for Shiloh Glen

 1211 Shiloh Glenn Aerial

 Lift Station Land Aquisition Final 3-10-2021

22-0692 DeWhit Amendment for Janitorial Services at Cooperative Extension 721 Foster St. Durham NC, 27701

Agenda Text: The Board is requested to authorize the County Manager to amend DeWhit Facility Services contract by \$62,109.60 for a revised total of \$297,910.44. This was due to the termination of the previous vendor for, noncompliance, and failure to perform the base contract services. DeWhit was the lowest bidder to provide these services by our current janitorial vendors.

Total funding for the amendment will be sourced from current FY22-23 Janitorial budget.

General Services is requesting that the BOCC to amend DeWhit Facility Services contract to include service for Cooperative Extension located in the Agriculture building, 721 Foster Street.

<u>Alignment with Strategic Plan:</u> Safe and Secure Community. Taking measures to ensure the safety of staff and citizens is consistent with current policy. This contract request is a new issue before the Board.

<u>Resource Persons</u>: Motiryo Keambiroiro, Director of General Services, Tom Kutch, QC & Contract Specialist

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board to amend DeWhit Facility Services contract in the amount of \$62,109.60 increasing the total contract amount to \$297,910.44 to provide janitorial services for Cooperative Extension at 721 Foster St. Durham NC, 27701

 Attachments:
 AAF Supplemental Document - Contract Approval DeWhit Facility Services

 FR 23-114 DEWHIT FACILITY SERVICES signed

 FR 23-114 Amendment

 Cooperative Ext. Pricing

 Janitorial Services RFP21-011

 DeWhit Cooperative Ext Service Schedule

22-0693 Budget Ordinance Amendment No. 23BCC00042 Public Health to in Recognize Funds the Amount of \$10.000 from the GlaxoSmithKline Foundation 2022 Child Health Recognition Awards

Agenda Text:The Board is requested to approve Budget Ordinance Amendment No.23BCC00042 Public Health to recognize funds in the amount of \$10,000 from the
GlaxoSmithKline Foundation 2022 Child Health Recognition Awards.

The Durham's Innovative Nutrition Education (DINE) program received the GlaxoSmithKline Foundation's 2022 Child Health Recognition Award at the North Carolina Public Health Association (NCPHA) conference in September. Recognition awards are presented in four categories: Lifetime Achievement, Individual, Local Health Departments and Public Health Staff. DINE won in the Local Health Department category. The GSK Foundation award funds will allow for additional funding for resources to support special projects, staff development or program education materials for the DCoDPH DINE program.

The Board of Health has approved this amendment.

Please note that this amendment requires no additional County funds.

<u>Alignment with Strategic Plan:</u> This grant aligns with Strategic Goal 2: Health and Well-being for All

Resource Persons: Rodney Jenkins, MHA, Public Health Director

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board approve Budget Ordinance Amendment No. 23BCC00042 Public Health o recognize funds in the amount of \$10,000 from the GlaxoSmithKline Foundation 2022 Child Health Recognition Awards.

 Attachments:
 AAF Supplemental Document - GSK Award

 GSK Award Letter
 AAF-042 Legal Form

<u>22-0696</u> Extension of 2023 Property Tax Listing Period

Agenda Text: The Board is requested to extend the time during which property is to be listed for taxation by resolution.

North Carolina General Statute 105-307(a) establishes that the annual tax listing period begins on the first business day of January and ends on January 31. The statute will also allow for the County Board of Commissioners to extend the time for property to be listed.

While the multi-year tax systems conversion is nearing a successful completion, at this time it remains ongoing. We expect to "go live" with the final module, Billing and Collections, in early 2023. Taxpayers can still list with the Tax Department beginning January 1, 2023, however. We are requesting to extend the annual listing period through February 28, 2023, as testing continues on the new system.

Each year there is a significant number of taxpayers who request in-person assistance to complete the forms. To ensure that we are able to provide assistance to all taxpayers who indicate a need, we are requesting that the tax listing period be extended. For those who do not intend to visit the office for assistance, staff is available by phone, email, regular mail and live chat.

<u>Alignment with Strategic Plan:</u> Goal 5, Accountable, Efficient, Visionary Government.

Resource Persons: T. Dwane Brinson, Tax Administrator

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board approve the resolution extending the 2023 regular listing period through February 28, 2023.

Attachments: Resolution for Extending the 2023 Listing Period

22-0705 Interlocal Agreement between Durham County and ABC Board for Maintenance Services at ABC Store Locations

Agenda Text: The Board is requested to review and approve the updated Interlocal Agreement between Durham County and the Alcohol Beverage Control (ABC) Board for maintenance services at ABC locations within Durham County.

This agreement is for Durham County General Services to continue to provide routine pest control and grounds maintenance services for an updated agreed upon monthly rate of \$4,336.85 plus \$0.625 per mile. The monthly routine services include the pickup of exterior trash and debris from all lots and grounds. Emptying exterior trash receptables and replacing trash liners. Mowing and trimming grass every two (2) weeks. Removing leaves in the fall each year. Pest control services are also provided to each location monthly. Should additional services be required for grounds, HVAC, plumbing, electrical, or building maintenance, at cost service rates have been established. The ABC Board reviewed and agreed to the rates and services during their November 15, 2022 board meeting.

This agreement continues the services that General Services has been providing to the

ABC Board for approximately 20+ years. The rates stated in the Interlocal Agreement capture the full expenses for the services being provided.

<u>Alignment with Strategic Plan:</u> This project aligns with Goal 5 Accountable, Efficient, and Visionary Government.

<u>Resource Persons</u>: Motiryo Keambiroiro, Director, General Services, Chrystal Thomas, Deputy Director, Reginald McBurrows, Senior Administrative Officer, Joseph Caruth, Quality Control & Contract Specialist

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board review and approve the interlocal agreement between Durham County and the ABC Board to provide maintenance services to ABC locations, with the ability to renew for 5 consecutive years.

 Attachments:
 ABC Grounds Maintenance Updated Values 10.27.22

 ABC Board Meeting Email Confirmation

 2022-2023 GS CONTRACT JAN -AUGUST

 AAF Supplemental Document - Contract Approval

6. Other Business (45min)

<u>22-0715</u>	Certification of the 2022 General Obligation Bond Referendum (15 min)
<u>Agenda Text:</u>	The Board is requested to approve the attached resolutions accepting and certifying the results of the 2022 General Obligation Bond Referendum and authorize the publication of the Statement of Results. The Board will also acknowledge leadership from Durham County Government, Durham Public Schools, Durham Technical Community College and the Museum of Life and Science for their roles in providing information and facts on the three general obligation bonds. Further, the Board will acknowledge the leadership and volunteers involved with the 2022 Bond Referendum Blue Ribbon Committee.
	<u>Alignment with Strategic Plan:</u> Goal 5 - Accountable, Efficient and Visionary Government Resource Persons: Dr. Kimberly Sowell, County Manager; Susan Tezai, Chief

Financial Officer

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board approve the attached resolutions accepting and certifying the results of the 2022 General Obligation Bond Referendum and authorize the publication of the Statement of Results.

 Attachments:
 Resolution Certifying and Declaring Results (School-College)- Durham County 2

 Resolution Certifying and Declaring Results (Museum)- Durham County 2022 G

 Statement of Results - Durham County 2022 GO Referendum

<u>22-0644</u>	Learnings from the White House Conference on Hunger, Nutrition, and Health (30 min)			
<u>Agenda Text:</u>	The Board is requested to receive a presentation about the 2022 White House Conference on Hunger, Nutrition, and Health and the County Food Security Coordinator's in-person attendance of this momentous conference			
	(<https: health.gov="" nutrition-physical-activity="" our-work="" white-house-conference-hung<br="">er-nutrition-and-health>).</https:>			
	The one-day conference was an important milestone since it had been "more than 50 years since the first and only White House Conference on Food, Nutrition, and Health was held in 1060" (OASH 2022). The White House Conference on			
	Health was held in 1969" (OASH, 2022). The White House Conference on September 28th was intended to catalyze national, state, and local government agencies, as well as the private sector around a coordinated national strategy to			
	improve food security, nutrition, and health in the United States (< <u>https://www.whitehouse.gov/wp-content/uploads/2022/09/White-House-National-</u> <u>Strategy-on-Hunger-Nutrition-and-Health-FINAL.pdf></u>).			
	The conference identified this moment as a key time for public and private entities to consider how they can make commitments that align with the national strategy and further catalyze transformational investments. To date, there have been more than \$8			
	billion in new commitments in response to the call to action (< <u>https://www.whitehouse.gov/briefing-room/statements-releases/2022/09/28/fact-sh</u>			
	eet-the-biden-harris-administration-announces-more-than-8-billion-in-new-commitm			
	ents-as-part-of-call-to-action-for-white-house-conference-on-hunger-nutrition-and-h ealth/>).			
	<u>Alignment with Strategic Plan:</u> Appropriate food security support for Durham County's population aligns with Goal 2: Health and Well-Being for All of the Durham County Strategic Plan.			
	<u>Resource Persons</u>: Mary Oxendine, County Food Security Coordinator; Donna Rewalt, County Extension Director			
	<u>County Manager's Recommendation</u> : The County Manager recommends that the Board receive a presentation about the 2022 White House Conference on Hunger, Nutrition, and Health.			
<u>Attachments:</u>	White-House-National-Strategy-on-Hunger-Nutrition-and-Health-FINAL WHConf BOCC Presentation 11.7.22			
Public Hearings (60min)				
22-0694	Consolidated Item - Mason Farms Major Special Use Permit			

<u>22-0694</u> Consolidated Item - Mason Farms Major Special Use Permit Quasi-Judicial Hearing and Major Site Plan (60min)

7.

Agenda Text: The Board is requested to conduct a quasi-judicial hearing and approve a Major Special Use Permit (MSUP) for a Community Wastewater System for the Mason Farms conservation subdivision pursuant to Unified Development Ordinance (UDO) 12.7.1C, and to approve the Major Site Plan for Mason Farms pursuant to UDO 3.7.3B.

Two motions are required to approve this item:

Motion #1: To approve the Major Special Use Permit for case M2200001, Mason Farms Community Wastewater System; and

Motion #2: To approve the Major Site Plan for case D2100325, Mason Farms.

Attachments:

Attachment A M2200001 Mason Farms Community Wastewater System MSUP Staff Report
Attachment B D2100325 Mason Farms Major Site Plan Staff Report
Attachment C Context Map
Attachment D Aerial Map
Attachment E M2200001 Application
Attachment F D2100325 Major Site Plan
Attachment G M2200001 Draft Order

<u>Alignment with Strategic Plan:</u> The MSUP for a community wastewater system emphasizes Goals 2, 3 and 4, Health and Well-being for All, Safe Community, and Environmental Stewardship and Community Prosperity, respectively. The use of a community wastewater system allows for a clustering of the proposed single-family house lots since individual septic systems would potentially require larger lots to accommodate septic fields. This in turn allows for more tree preservation on site.

<u>Resource Persons</u>: Cole Renigar, Planner, and Sara M. Young, AICP, Planning Director

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board approve a Major Special Use Permit for a Community Wastewater System for the Mason.

Attachments:Mason Farms MSUP-Major Site PlanAttachment A - M2200001 Mason Farms Community Wasterwater system MSUAttachment B - D2100325 Mason Farms Major Site Plan Staff ReportAttachment C - Context MapAttachment D - Aerial MapAttachment E - M2200001 ApplicationAttachment F - D2100325 Major Site PlanAttachment G - M2200001 Draft Order

8. Board and Commission Appointments (10 min)

22-0682 Board and Commission Appointments (10min)

Agenda Text: Monica Wallace, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards:

- Durham Community Safety & Wellness Task Force
- Homeless Services Advisory Committee

The Board of Commissioners recognizes the need to have a representative sample of the citizens of Durham County serve on boards, commissions, committees, and authorities. No citizen may serve more than four consecutive terms for 2-year term boards; three consecutive terms for 3-year term boards; two consecutive terms for 4-year term boards; and one consecutive term for 5 and 6-year term boards in any one position, unless otherwise stated by statute; or there are no other applicants who meet the eligibility requirements. The Equalization and Review Board shall be exempt from these term limits.

<u>Alignment with Strategic Plan</u>: This item aligns with Goal 5 Accountable, Efficient and Visionary Government. When citizens are engaged and partners on our Boards and Commissions, the vision of our Strategic Plan is achieved - a thriving, vibrant diverse community with abundant opportunity for all residents to live, work, learn, play and grow.

Resource Persons: Monica Wallace, Clerk to the Board

<u>County Manager's Recommendation</u>: The County Manager recommends that the Board of County Commissioners vote to appoint members to the aforementioned Boards and Commissions.

Attachments: Legistar Attmt - 11.28.2022

9. Items Pulled from the Consent Agenda (20 min)

10. Adjournment