



# Durham County

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

## Meeting Agenda Board of County Commissioners

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Monday, October 5, 2020

9:00 AM

Commissioners' Chambers

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### Work 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.

### 9:00 am Work Session Agenda

#### 1. Citizen Comments (30 min)

[20-0551](#)

##### Citizen Comments (30min)

Agenda Text:

The Board of County Commissioners will provide a 30-minute comment period at a meeting once a month. Any citizen of Durham County wishing to speak shall have an opportunity to do so. The Board may direct staff to research and reply to the concerns, if appropriate. Speakers were asked to provide comments prior to the start of the meeting so that staff may reply to comments and/or questions. All speakers are requested to refrain from addressing issues related to personnel matters.

**Alignment with Strategic Plan:** Citizen engagement aligns with all five of the strategic goals by allowing the Board to receive comments and concerns from the community related to important issues in Durham County.

**Resource Persons:** Monica W. Toomer, Clerk to the Board

**County Manager’s Recommendation:** The County Manager recommends that the board receive citizen comments and direct staff to respond, as deemed appropriate.

#### 2. Discussion Item (20min)

[20-0533](#)

##### Durham County Racial Equity Commission (20min)

**Agenda Text:** The Board is requested to receive presentation from Black Agenda 919 regarding operationalizing the Racial Equity Task Force's recommendation of a commission that advances racial equity work in Durham County.

**Alignment with Strategic Plan:** This item aligns with all five (5) of the County's Strategic Goals.

**Resource Persons:** Nana Asante-Smith, Black Agenda 919; Nia Wilson, Black Agenda 919; Delvin Davis, Black Agenda 919; Nisha Williams, Black Agenda 919; Kweli Rashied-Henry, Durham County Racial Equity Officer

**County Manager's Recommendation:** The County Manager recommends that the Board receives the presentation.

**Attachments:** [COMMUNITY SUPPORT OF THE RACIAL EQUITY COMMISSION\\_rev](#)  
[Durham Racial Equity Commission Sign-on Letter - Signature Demographics](#)  
[RE commission sign on letter \(final\)](#)  
[Durham Racial Equity Commission Sign-on Letter](#)

### 3. Consent Agenda (15 min)

**20-0489 Budget Ordinance Amendment No. 21BCC000038 to Recognize Durham County Grant Revenue: SunTrust Foundation's 2019 Lighting the Way Award for Durham County Library's Work to Support Small Businesses and Emerging Entrepreneurs**

**Agenda Text:** The Board is requested to approve Budget Ordinance No. 21BCC000038 to recognize \$75,000 in grant revenue from the Durham Library Foundation awarded by the SunTrust Foundation. The SunTrust Foundation, now the Truist Foundation, awarded Durham Library Foundation a 2019 Lighting the Way Award, which included these funds. The funds are for Durham County Library's work to support small businesses and emerging entrepreneurs.

In adapting to the changing circumstances presented by the pandemic, \$30,000 of the grant has been approved by the Truist Foundation to be used to create a micro-grant program specifically for Durham-based sole proprietors and small businesses with 15 FTE or less. \$20,000 will be used for business electronic resources subscriptions. The remaining \$25,000 will be carried over into the 2021-2022 fiscal year for programming.

The library is particularly focused on collaborating with and serving underserved, under-represented groups in the business world as well as creating networking opportunities between businesses and entrepreneurs across Durham County.

**Alignment With Strategic Plan:** This aligns with Strategic Goal 5: Accountable, Efficient, and Visionary Government, Customer Engagement and Responsiveness.

**Resource Persons:** Tammy Baggett-Best, Library Director; Kathy Makens, Resources and Finance Officer; Sara S. Stephens, Development Officer; and Leander Croker, Business Services Manager.

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance No. 21BCC000038 to recognize \$75,000 in grant revenue from the Durham Library Foundation awarded by the SunTrust Foundation.

**Attachments:**

[SunTrust Award Letter](#)

[SunTrust Grant Proposal](#)

[Lighting the Way Award - Small Business Grant Proposal](#)

[Suntrust Foundation Memo from the Durham Library Foundation](#)

[Approval from Truist Foundation for Microgrant Program](#)

[SunTrust - AAF Supplemental Form](#)

[AAF 38-Legal Form](#)

**20-0496**

**Extend Contract Phoenix Business Incorporated**

**Agenda Text:**

The Board is requested to authorize the County Manager to enter into a collaborative agreement and pay Phoenix Business Incorporated (PBC) to Contract amount: \$ 71,080.00 (original) + \$ 39,999.00 (increase) + (134,000) for a contract total of \$ 245,079.00 for the contracted services for SAP expert consultants to work with the IS&T SAP team and give the County Manager authority to sign subsequent renewals and amendments. This contract will assist with the COVID-19 and Cyber Attack Restoration projects and several improvement projects and will also serve to supplement resource needs 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 SAP team is responsible for first, second and third level support within IS&T, and accountable for managing the SAP Enterprise Resource solution. The IS&T SAP team consists of six SAP specialists who are consistently improving the SAP ERP solution by deploying ERP improvements and new features. The unexpected disasters that that IS&T incurred has caused unprecedented costs. The intent of this fiscal year was for SAP to continue the focus on improving and correcting features within the Financial Applications such as Open Text, availability controls, as well as implementing online W2s. The funds were diverted from the original intent to address the higher priority items, the COVID-19 and Cyber Attack restoration. Extending this contract will continue to provide SAP expert resources to supplement the dedicated IS&T SAP personnel to improve collaboration with the SAP business teams team who support employees throughout Durham County and ensure the successful completion of the restoration process and implementation of COVID-19 changes.

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

government

**Resource Persons:** Barbara Torian; David Nicolaysen; Greg Marrow

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to extend a contract with Phoenix Business Incorporated, for the Contract amount: \$ 71,080.00 (original) + \$ 39,999.00 (increase) + \$134,000.00 (increase) for a contract total of \$ 245,079.00 for the contracted services for expert SAP consultants to work with the IS&T SAP Team from the IS&T 2019-2020 Operational Budget.

**Attachments:** [2020 PBC Contract AAF Supplemental Document .docx](#)

[PHOENIX AMENDMENT.pdf](#)

**20-0497**

**Requesting approval to utilize existing Operational funds in the amount of \$209,908 this 2021 fiscal year to renew contract support with Microsoft Unified Support Agreement. The support contract and services will be maintained through Durham County IS&T and Microsoft. In addition, IS&T is requesting permission to allow the County Manager to sign off on subsequent maintenance renewals and amendments**

**Agenda Text:**

The Board is requested to authorize the use of existing Operational funds in the amount of \$209,908 this 2021 fiscal year to renew contract support with Microsoft Unified Support Agreement. The support contract and services will be maintained through Durham County IS&T and Microsoft

The Microsoft Unified Support agreement keeps Durham County in line with the shift to cloud support services and best practices across the private and government sectors including the City of Durham, Mecklenburg County, Wake County, Guilford County and many other counties and municipalities in North Carolina.

**Alignment with Strategic Plan:** Efficient and effective operations of business applications supporting citizens across our County departments aligns with Goal 5 (Accountable, Efficient and Visionary Government) of the Strategic Plan

**Resource Persons:** Greg Marrow, Chief Information Officer

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the use of existing Operational funds in the amount of \$209,908 for this fiscal year for additional support hours for Microsoft Unified Support Agreement.

**Attachments:** [FY 21 AAF MS Unified Support.docx](#)

[MICROSOFT UNIFIED SUPPORT SVCS RENEWAL 11012020-10312021.pdf](#)

**20-0500**

**Budget Ordinance Amendment No. 21BCC000034 to Recognize \$765.00 in Donations to Support Bull City United**

**Agenda Text:**

The Board is requested to approve Budget Ordinance Amendment No.

21BCC000034 to recognize funds in the amount of \$765.00 in donations for Bull City United.

Donations will be used as needed to assist with combating violence in the community.

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 and Strategic Goal 3: Public Safety.

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

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 21BCC000034 to recognize funds in the amount of \$765.00 in donations for Bull City United.

**Attachments:** [AAF-34 Legal Form](#)

**20-0505** **Budget Ordinance Amendment No. 21BCC000033 - Appropriate \$15,164 from General Fund Fund Balance to CJRC for JCPC**

**Agenda Text:** The Board is requested to approve Budget Amendment 21BCC000033 appropriating \$15,164 of General Fund fund balance to support a current payment of a missed FY 2018-19 monthly payment to the Juvenile Crime Prevention Council.

In April 2019, CJRC did not transfer a monthly allocation to Exchange Family Center. This oversight was not brought to the department's attention until Spring 2020 when the SAP system was unavailable due to the February malware attack. This budget amendment will provide the funds needed to correct the error and provide the missing payment to the JCPC program provider.

**Alignment with Strategic Plan:** This agenda item aligns with Goal 5 of the County's Strategic Plan.

**Resource Persons:** Gudrun Parmer, Director CJRC

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Amendment BCC000033 appropriating \$15,164 of General Fund fund balance to support a current payment of a missed FY 2018-19 monthly payment to the Juvenile Crime Prevention Council.

**Attachments:** [AAF 20-0505, Supplemental Document - JCPC Payment](#)  
[AAF 20-0505, Explanation Letter re Missed JCPC Payment](#)  
[AAF-33 Legal Form Appropriate \\$15,164 from General Fund Fund Balance to C](#)

**20-0512** **Capital Project Amendment No. 20CPA000009 - Increase Snow Hill Road Pump Station and Force Main Replacement Project (DC149) budget by \$2.4M in LOBS funding; and authorize the County**

## Manager to execute a design-build contract amendment with Wharton-Smith/Hazen and Sawyer for GMP#2

### Agenda Text:

The Board is requested to approve No. 20CPA000009, increasing the Snow Hill Road Pump Station and Force Main Replacement Project (DC149) budget by \$2,400,000 in FY20 LOBS funding; and authorizing the County Manager to execute a design-build contract amendment with Wharton-Smith/Hazen and Sawyer for GMP #2 in the amount of \$8,852,879, as well as approve the construction contingency at (3%) in the amount of \$265,000 to execute any other related contracts including change orders if necessary not to exceed the available budget of \$9,117,879.00 for the design-build Guaranteed Maximum Price #2 for the Snow Hill Road Pump Station and Force Main Project.

The Snow Hill Road Pump Station (SHRPS) was identified as a limiting factor in growth in the Treyburn business district in 2013. Although the SHRPS was upgraded in 2015, the pump station is no longer capable of being upgraded to sufficiently convey wastewater from the Treyburn business district and must be replaced with a larger station and separate force main. Multiple industries within the Treyburn area are in design or construction for expansions of their current facilities; therefore, economic development and job creation will be halted until the SHRPS is complete. On August 26, 2019, the Board approved Capital Project Amendment No. 20CPA000002 in the amount of \$12,685,000 as well as the design-build contract execution with Wharton-Smith/Hazen and Sawyer for \$1,899,449.90. On May 11, 2020, the Board approved GMP #1 in the amount of \$2,965,335.00 to commence construction on early site work.

GMP #2 Contract Package consists of the pump station structural concrete, coatings, process equipment and piping purchase, instrumentation/controls, and electrical. The remaining components of the pump station and force main will be submitted under future contract amendments. In an attempt to solicit the greatest feedback from the construction industry, the scope of work for GMP #2 was separated into 24 bid packages. Bids were received on August 7, 2020 with a few packages needing re-advertisement due to low participation. The re-advertised bids were received on August 18, 2020. The final bid analysis provided a very low MWBE participation, much of which can be attributed to a robust workload across these industries. Despite the lack of MWBE participation in this GMP Package, the project will continue to solicit MWBE participation in upcoming contract amendments.

Durham County Capital Projects	Current Budget	Increase/Decrease
<b>Updated Budget</b>		
Snow Hill Road Pump Station (4730DC149)	\$12,685,000	2,400,000 \$15,085,000

**Alignment with Strategic Plan:** This action is in accordance with Durham County Strategic Plan Goal 4: “Environmental Stewardship and Community Prosperity,” as this project will ensure a quality delivery of the Snow Hill Road Pump Station to promote economic development.

**Resource Persons:** Jay Gibson, P.E. General Manager; Peri Manns, ASLA, LEED GA, Deputy Director Engineering & Environmental Services; Vincent Chirichella, P.E.,

Sr. Project Manager

**County Manager's Recommendation** The Board is requested to approve No. 20CPA000009, increasing the Snow Hill Road Pump Station and Force Main Replacement Project (DC149) budget by \$2,400,000 in FY20 LOBS funding; and authorizing the County Manager to execute a design-build contract amendment with Wharton-Smith/Hazen and Sawyer for GMP #2 in the amount of \$8,852,879, as well as approve the construction contingency at (3%) in the amount of \$265,000 to execute any other related contracts including change orders if necessary not to exceed the available budget of \$9,117,879.00 for the design-build Guaranteed Maximum Price #2 for the Snow Hill Road Pump Station and Force Main Project.

**Attachments:** [CPA-09 Legal Form Appropriating Funds Snow Hill \(\\$2,400,000\)](#)  
[200916 CPA #2 AAF GMP #2 - SHRPS](#)  
[200916 Supplemental Doc - GMP #2 - SHRPS](#)  
[200916 GMP #2 Package - For Board Approval - SHRPS](#)  
[200916 MWBE Compliance Review Form-AAF for Snow Hill Rd PS GMP #2](#)

**20-0515 Budget Ordinance Amendment No. 21BCC000028 to Recognize \$359,582 from the NC DHHS Division of Public Health Local Assistance and Training (LTAT) Branch**

**Agenda Text:** The Board is requested to approve Budget Ordinance Amendment No. 21BCC000028 to recognize funds in the amount of \$359,582 from the North Carolina Department of Health and Human Services Division of Public Health Local Technical Assistance and Training Branch.

These funds are to be used to by the Local Health Department to support any locally identified need to support COVID-19 infection prevention, through any public health program.

The Board of Health has approved this amendment.

**Alignment with Strategic Plan:** This grant aligns with Strategic Goal 2: Health and Well-being for All by providing more resources for COVID-19.

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

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 21BCC000028 to recognize funds in the amount of \$359,582 from the North Carolina Department of Health and Human Services Division of Public Health Local Technical Assistance and Training Branch.

**Attachments:** [AAF-28 Legal Form](#)

**20-0521 Additional Funding for Contract with Law Firm of Parker Poe to \$143,000**

**Agenda Text:** The Board is requested to approve an increase in the contract with the law firm of

Parker Poe in an amount up to \$143,000 for legal services on the Public/Private Partnership regarding development of the 300 and 500 Blocks of East Main Street.

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

**Resource Persons:** Lowell Siler, County Attorney

**County Manager's Recommendation:** The County Manager recommends that the Board approve the contract for execution by staff.

### **20-0523**

#### **FY20-21 Service Agreement (\$200,000) with Made in Durham**

**Agenda Text:**

The Board is requested to approve the attached service agreement with Made in Durham for FY20-21 and authorize the County Manager to execute it.

Made in Durham (MID) was founded in 2013 principally through the advocacy of MDC, and Durham County has been one of Made in Durham's principal, public sector supporters since its inception. Within a year or two of its founding it was re-created as an independent 501(c)3. The work of MID has been to work with other stakeholders to create and strengthen better education to career pathways for young people in Durham.

The MID Board of Directors, on which the Durham County Manager serves, and Advisory Team, on which the Durham County Chief of Staff serves, include strong public and private sector and youth representation. Recent work of the organization has included a skilled trades pathway involving DPS, DTCC, and employers, facilitating broader work-based learning (WBL) programming for DPS students, and the more recent BULLS initiative to create more workforce opportunities in the biotechnology field.

Funding for MID was pegged at \$101,000 per year for the first several years. It was increased to \$125,000 in FY18-19 and \$200,000 in FY19-20, though last year only \$150,000 was paid out because MID did not come back with a mid-year report and request for that additional, performance-based installment. \$200,000 for Made in Durham was included in the FY20-21 Durham County budget.

Made in Durham is one of the founding members of the BULLS (Building Up Local Life Sciences) initiative, a public private partnership that outlines programmatic and capital investments necessary to strengthen the life science pathway so that more Durham residents can compete for excellent career opportunities recruited by the County and fulfill the needs of our growing workforce. In June, Commissioners approved \$60,000 in funding to support Durham's application for an EDA grant to leverage \$240,000 in federal funds to purchase equipment for an Aseptic Lab, expanding Durham Tech's Biotechnology training opportunities. Results of the application are expected by the end of the year.



To create and enhance awareness of the Durham's biotech industry, Made in Durham has engaged a number of workforce development service providers to include Durham Tech, NC Career Center, NextGen, DCI and Student U. Partner organizations are hosting Zoom calls with adults and youths to feature career pathways conversations Biopharma and Skilled Trades. Included on those calls are a BioWork grad working locally, the grad's employer, Durham Tech and NCWorks and NextGen staff.

**Alignment with Strategic Plan:** Improved education to work pathways and pathway function are strongly aligned with Goal 1 and 4 of the Durham County Strategic Plan.

**Resource Persons:** Wendell Davis, County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board approve the attached service agreement with Made in Durham for FY20-21 and authorize the County Manager to execute it.

**Attachments:** [2020-2021 Made in Durham Program Goals \(EXTERNAL\)](#)  
[2020 MID Service Contract 9-21-20](#)  
[EOY Report 6.30.20](#)

**20-0525** **Budget Ordinance Amendment No.21BCC000039 to approve The North Carolina Office of Recovery and Resiliency (NCORR) Community Development Block Grant - Coronavirus (CDBG-CV) and Federal Coronavirus Relief Funds (CRF) and for the Department of Social Services to recognize funds in the amount of \$ 2,451,036.**

**Agenda Text:** The Board is requested to approve the County Manager entering into a contract between The North Carolina Department of Public Safety, Office of Recovery and Resiliency (NCORR), and Durham County Department of Social Services, to provide emergency rental and utility assistance to Durham County residents impacted by the COVID pandemic. For the Department of Social Services to recognize funds in the amount of \$2,451,036.

In response to the COVID Pandemic, The North Carolina Office of Recovery and Resiliency (NCORR) is charged with administering Community Development Block Grant - Coronavirus (CDBG-CV) funds alongside with Federal Coronavirus Relief Funds (CRF). Both allocations will be used to provide emergency rental assistance and emergency utility payments to prevent evictions and prevent the disconnection of essential utilities. NCORR is distributing funds to subrecipients currently implementing Emergency Solutions Grant - Coronavirus (ESG-CV) rehousing operations to coordinate with potential applicants, guide applicants through the application process, collect, store, and maintain applicant documentation, determine eligibility for service(s), issue grant payments on behalf of an eligible applicant.

Activity Delivery Coast available for Beneficiaries	<b>\$ 2,083,381</b>
Activity Delivery Cost Available 15% Admin Cost	<b><u>\$ 367,655</u></b>
<b>Total</b>	<b>\$ 2,451,036</b>

**Alignment with Strategic Plan:** Goal 2: Health and Well-being for All which decrease health disparities within the community and Goal 3: Safe and Secure Community to improve outcomes for vulnerable, children, youth, and adults.

**Resource Persons:** William Rose, Director and Janeen Gordon, Assistant Director, Department of Social Services

**County Manager's Recommendation:** The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 21BCC000039 to approve the County Manager entering into a contract between the North Carolina Department of Public Safety, Office of Recovery and Resiliency (NCORR) and Durham County Department of Social Services, and recognize the additional funds in the amount of \$2,451,036.

**Attachments:** [AAF Supplement NCORR HOPE](#)  
[Durham County DSS NCORR HOPE unexecuted agreement](#)  
[AAF-39 Legal Form](#)

**20-0531** **Capital Project Amendment No. 21CPA000010 Reducing Eight Completed Capital Projects by the Remaining Balance and Budget Amendment No. 21BCC000041 Transferring \$339,054.59 of the Remaining Funds to the Capital Financing Fund and \$195,947.90 to the Debt Service Fund**

**Agenda Text:** The Board is hereby requested to approve Capital Project Amendment No. 21CPA000010 reducing eight completed capital project remaining balances to zero, and Budget Amendment No. 21BCC000041 transferring \$339,054.59 of the remaining funds to the Capital Financing Fund and \$195,947.90 to the Debt Service Fund.

The following Capital Projects have been completed. Further Board action will be requested in the future to officially close these projects.

Project Name	Project #	Current Budget	Increase/ (Decrease)	Revised Budget
Single Family Rehabilitation Program		41201200DC095	\$294,800	(\$1,972.96)
			\$292,827.04	
Single Family Rehabilitation 13		41201200DC097	\$170,000	(\$2,414.73)
			\$167,585.27	
Scattered Site Housing Iii Project		4120DC096	\$412,000	(\$122.52)
				\$411,877.48
Emergency Responder Radio Upgrade		43203600DC002	\$6,100,000	(\$178,671.54)
			\$5,921,328.46	
New Junction Road Industrial Site		47302635DC140	\$1,315,000	(\$12,766.15)
			\$1,302,233.85	
Rougemont Comm. Water System Ph Control		47302635DC144		\$97,545

	(\$7,454.59)	\$90,090.41			
Dtcc-Newton Building Expansion			59205300CC009	\$320,000	(\$320,000) \$0.00
Dtcc-Northern Durham Expansion			59205300CC010	\$1,000,000	(\$11,600)
	\$988,400.00				
Total		(\$535,002.49)			

The \$535,002.49 remaining will be reduced from the corresponding Capital Project Funds and transferred to the Capital Financing Fund and Debt Service Fund per below tables for future use on other projects.

Capital Project Fund Name      Amount to be Transferred to Debt Service Fund

2010 Single-Family Rehabilitation Program	\$1,972.96
2012 Cdbg-Scattered Site Housing	\$122.52
2013 Single-Family Rehabilitation Program	\$2,414.73
2017 Lobs 2	\$178,671.54
New Junction Road Industrial Site	\$12,766.15
Total	\$195,947.90

Capital Project Fund Name      Amount to be Transferred to Capital Financing Fund

Pay-As-You-Go Capital Project	\$339,054.59
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**Alignment with Strategic Plan:** This request relates to the following elements of the Durham County Strategic Plan: the effort aligns with Goal #5 (Accountable, Efficient, and Visionary Government).

**Resource Persons:** Keith Lane, Budget & Management Services Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 21CPA000010 reducing eight completed capital project remaining balances to zero, and Budget Amendment No. 21BCC000041 transferring \$339,054.59 of the remaining funds to the Capital Financing Fund and \$195,947.90 to the Debt Service Fund.

**Attachments:**

[CPA-10 Legal Form Reducing to \\$0 Mult Capital Projects and transfer funds to I](#)

[AAF-41 Legal Form Reducing to \\$0 Mult Capital Projects and transfer funds to F](#)

**20-0537**

**Capital Project Amendment No. 20CPA000011 and Budget Amendment No. 21BCC000035 Reducing EMS Station 1 Renovation Project and Transferring Funds to the Debt Service Fund and Appropriating Capital Financing Plan Fund Fund Balance to the General Fund to Support the Temporary Lease of Space Needed During Renovation**

**Agenda Text:**

The Board is hereby requested to approve Capital Project Amendment No. 20CPA000011 reducing the EMS Station 1 Renovation Project (44103100DC132) budget by \$42,344.75, Budget Amendment No. 21BCC000035 transferring these funds to the Debt Service Fund, and appropriating Capital Financing Plan Fund fund balance and transferring to the General Fund to support the temporary lease of space during renovation (\$21,063).

Per a recent review with Durham County Chief Finance Officer and General Bond Counsel it was determined that lease payments should be made from annual operating funds and not Capital Projects. Due to this directive:

- The Project for EMS #1 Renovation is being reduced by the amount of lease payments in the budget (\$42,344.75) which are FY 2019-20 (\$21,282.50) and FY 2020-21 (\$21,063.25)

Project Name	Project #	Current Budget	Increase/ (Decrease)	Revised Budget
EMS Station #1 Renovations	44103100DC132		\$5,029,029	(\$42,344.75)
		\$4,986,684.25		

- The \$42,344.75 in project funds were to be funded through Limited Obligation Bonds (2016 issuance) and will be transferred to the Debt Service Fund for use on future projects or LOBs debt service.
- The expenses for FY 2019-20 have been re-posted to the EMS Business Area in the General Fund using existing funds.
- Capital Financing Plan Fund fund balance of \$21,063 is being appropriated and transferred to the General Fund (Office of Emergency Services Business Area) to cover the rent payments for FY 2020-21.

**Alignment with Strategic Plan:** This project aligns with Goal 5 by providing more efficient service delivery and better customer service through the expansion of the parking lot at this location.

**Resource Persons:** Peri Manns, ASLA, Deputy Director of Engineering & Environmental Services; Susan Tezai, Chief Finance Officer; Keith Lane, Director of Budget and Management Services

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 20CPA000011 reducing the EMS Station 1 Renovation Project (44103100DC132) budget by \$42,344.75, Budget Amendment No. 21BCC000035 transferring these funds to the Debt Service fund, and appropriating Capital Financing Plan Fund fund balance and transferring to the General Fund to support the temporary lease of space during renovation (\$21,062.25).

**Attachments:**

[CPA-11 Legal Form Trans fr CFP for Rent EMS Sta 1 Temp Location in GF, Re](#)

[AAF-35 Legal Form Trans fr CFP for Rent EMS Sta 1 Temp Location in GF, Re](#)

**20-0538**

**Authorize the Execution of the Amendments to the 300 Block and 500 Block Affordable Housing and Market Rate Memorandums of Understanding (MOUs)**

**Agenda Text:**

The Board is requested to authorize the County to execute amendments to the 300 and 500 Block Affordable Housing and Market Rate MOU's to better align with the dates of the current project schedule. After months of design and coordination a more formalized schedule has been established in anticipation of commencement of the 300 E. Main St. Structured Parking deck. The construction of the remote lot on 410 W. Chapel Hill St. is slated to begin in December 2020 with the commencement of the 300 E. Main St. Structured Parking deck slated for March 2021.

The current MOU time extensions expire on October 31, 2020 and need to be amended to better align with the updated schedule. The formal Tax Credit Application for the 300 E. Main St. Affordable Housing development will be submitted to the NCHFA in December 2020. These amendments need to be executed prior to the expiration of the MOU's in anticipation of the NCHFA submission.

**Alignment with Strategic Plan:** The Project is in accordance with Strategic Plan Goal 4 - Environmental Stewardship and Community Prosperity particularly Strategy 4.2.C - Regional Planning: Participate in smart growth practices and support regional planning partnerships to promote a high quality of life for all.

**Resource Persons:** Lowell Siler, County Attorney; Ronn Stewart, Senior Vice President, Laurel Street Residential; Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services; Jay Gibson, P.E. General Manager - Goal 4; and Sarah Odio, Project Manager, DFI\_

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to execute the amendments to the 300 and 500 E. Main St. Affordable Housing and Market Rate MOU's to better align with the updated project schedule(s).

**Attachments:** [MDA Development Schedule - 300 Block](#)

**20-0539**

**Interlocal Agreement with City of Durham for Back on the Bull Community Health Ambassador Program and Budget Amendment 21BCC000044 Transferring \$318,244 Across Functional Areas to Fund the ILA**

**Agenda Text:**

The Board is requested to approve the Interlocal Agreement (ILA) with the City of Durham for the Back on the Bull Community Health Ambassador Program and to authorize the County Manager to execute the agreement. In addition, the Board is requested to approve Budget Amendment 21BCC000044, transferring \$318,244 across functional areas to fund the Community Health Ambassador program. A copy of the proposed ILA with the City has been attached.

The Board of County Commissioners approved funding half of the Community Health Ambassador program recommended by the Durham Recovery and Renewal Taskforce (RRTF) during the August 24, 2020 Board meeting. The total program costs \$636,488 with the City and County equally splitting the program costs. The City of Durham approved their half of the requested amount during its August 17, 2020 meeting.

The City will contract with the UNC Gillings School for Public Health for implementation and management of the year long program. A copy of RRTF's recommendations has been attached. Public Health Director Rodney Jenkins will serve as the County's point of contact for the program. The ILA includes a provision requiring the City to return any unexpended County funds to the County at the completion of the program (Article 5 Section C).

The County's share of the program will be funded using the County's Coronavirus Relief Funds (CRF) and the County's COVID Relief Funds. Approximately, \$89,000 of CRF funding will be used with the remaining balance funded through Durham County funds. The budget for Community Health Ambassador program will be housed in the Public Health Department.

**Alignment with Strategic Plan:** Aligns with the County's Strategic Goal 2: Health and Well-Being for All and Goal 3: Safe Community

**Resource Persons:** Ryan Smith, RRTF Director of Policy and Partnerships, Jodi Miller, General Manager, and Willie Darby, Senior Assistant County Attorney

**County Manager's Recommendation:** The County Manager recommends that the Board to approve the Interlocal Agreement (ILA) with the City of Durham for the Back on the Bull Community Health Ambassador Program and to authorize the County Manager to execute the agreement. In addition, the Board is requested to approve Budget Amendment 21BCC000044, transferring \$318,244 across functional areas to fund the Community Health Ambassador program.

**Attachments:**

[AAF Supplemental CHA](#)

[Interlocal re Community Health Ambassadors Final](#)

[UNCSPH - Exhibit A](#)

[UNCSPH - Exhibit B](#)

[Revised RRTF Co-Chair Letter](#)

[UNC CHA PROPOSAL](#)

[AAF- Legal Form 44 ILA with City of Durham for Back on the Bull Community](#)

[FY 2020-21 Non-Departmental set aside 4.5M summary.pdf](#)

**20-0543**

**Capital Project Amendment No. 21CPA000012- Moving \$63,561.06 of 2016 General Obligation Bond Funds from Completed Projects to an Existing Project, and Moving \$443,413.76 of 2016 General Obligation Bond Funds from Completed Projects and Creating a New Project, and Returning \$124,605.46 of Unused Lottery Funds from a Completed Project to the State for Future Durham Public Schools Use**

**Agenda Text:**

On September 5 and October 8, 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:

- Recognize six projects as being completed and moving \$506,974.82 of remaining funds to an existing (\$63,561.06) and new project (\$443,413.76)
- Create a new Capital Project for Jordan High School Replacement (59105400SH290) using \$443,413.76 in remaining funds from completed projects. DPS is currently planning to replace Jordan High School with construction targeted to begin in School Year 2026. Due to the extensive planning and design work needed due to the current sight they have as part of their CIP advance work beginning in School Year 2021.

- Increase Project for Construction Services (59105400SH273) by \$63,561.06 using remaining funds from completed projects
- Return \$124,650.46 of unused Lottery Funds from one completed project to the North Carolina Department of Public Instruction for use on future DPS projects.

These completed 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 the future to officially close these projects in the County's asset management system.

The table below indicates project that are complete (negative values) and those making needing additional funds to complete.

#### 2016 General Obligation Bond Project Amendments

Project Name	Project #	Project Status	Current Budget	Increase / Decrease
Updated Budget				
16 Go Hillside High School Renovations		59105400SH247	Completed	\$1,021,892.06
	(\$3,770.54)	\$1,018,121.52		
16 Go Riverside High School Renovations		59105400SH250	Completed	
	\$1,007,500.00	(\$21,112.31)	\$986,387.69	
16 Go Southern High School Renovations		59105400SH252	Completed	
	\$1,333,500.00	(\$6,937.22)	\$1,326,562.78	
16 Go Tennis Court Lighting		59105400SH272	Completed	\$937,500.00
	(\$31,740.99)	\$905,759.01		
16 Go Construction Services		59105400SH273	Amending	\$902,543.54
	\$63,561.06	\$966,104.60		
16 Go Jordan High School Renovations		59105400SH248	Completed	\$1,384,000.00
	(\$105,613.62)	\$1,278,386.38		
16 Go Lowes Grove Roof Replacement		59105400SH262	Completed	\$1,375,000.00
	(\$337,800.14)	\$1,037,199.86		
Jordan High School Replacement Project		59105400SH290	New	
	\$443,413.76	\$443,413.76		

#### NCDPI Lottery Funds Project Amendments

Project Name	Project #	Project Status	Current Budget	Increase / Decrease
Updated Budget				
18 Lf Riverside High School Phase II		59105400SH276	Completed	\$1,500,000.00
	(\$124,650.46)	\$1,375,349.54		

**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:** Mathew Palmer, Executive Director of School Planning, Design & Construction, DPS; Keith Lane Durham County Budget and Management Services

Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 21CPA000012- Moving \$63,561.06 of 2016 General Obligation Bond Funds from Completed Projects to an Existing Project, and Moving \$443,413.76 of 2016 General Obligation Bond Funds from Completed Projects and Creating a New Project, and Returning \$124,605.46 of Unused Lottery Funds from a Completed Project to the State for Future Durham Public Schools Use.

**Attachments:** [CPA-12 Legal Form Transferring funds between DPS projects and returning lott](#)  
[CPA-12 Supplement DPS Project Balance Transfer Request - 20201005.pdf](#)

**20-0546**

**Budget Ordinance Amendment 21BCC000045 to Recognize \$33,000 in Homeland Security Grant Program (HSGP) funds for the Durham County Sheriff's Office**

**Agenda Text:** The Board is requested to approve Budget Ordinance Amendment No. 21BCC000045 recognizing \$33,000 in Homeland Security Grant Program funds for the Durham County Sheriff's Office.

Durham County has been awarded the 2020 Homeland Security Grant Program (HSGP), which will provide funding for bomb technician equipment. The Sheriff's Office is one of 14 bomb squads in North Carolina, each squad is assigned a specific region in an effort to support explosive mitigation to all 100 Counties. The Durham County HDU is assigned a five county region compiling of Durham, Granville, Person, Orange, and Chatham counties. The Durham County Sheriff's Office serves as the sole bomb squad for this region, which is comprised of an estimated 932,108 residents. Equipment purchased under the HSGP is utilized in a collaborative and regional manner to serve all areas within our region, as such equipment purchased is a regional asset to be utilized by the USDHS, North Carolina Emergency Management, or Domestic Preparedness Region partners and statewide as needed.

The Sheriff's Office funds will be used to support the purchase of emergency personal protective equipment for the Hazardous Devices Unit. This will help mitigate potential dangers responders face in the response to potential bomb threats. This is a reimbursable grant that doesn't require any match. No additional funding is required.

**Alignment with Strategic Plan:** This aligns with the Strategic Plan Goal 3: Safe Community

**Resource Persons:** Tom Cote, Special Teams Captain, Durham County Sheriff's Office; David LaBarre, Director of Planning & Development, Durham County Sheriff's Office.

**County Manager's Recommendation:** The County Manager recommends that the Board approve Budget Ordinance Amendment No. 21BCC000045 recognizing \$33,000 in Homeland Security Grant Program funds for the Durham County Sheriff's Office.



**Attachments:**      [AAF Supplemental Document - HSGP](#)  
[DPR 4 Bomb Suit](#)  
[AAF-45 LEGAL FORM Recognize \\$33K in Homeland Security Grant Program fi](#)

**20-0547**      **Memorandum of Agreement with the North Carolina Department of Public Safety and Durham County Youth Home**

**Agenda Text:**      The Board is requested to approve a Memorandum of Agreement (MOA) with the North Carolina Department of Public Safety (NCDPS) and to authorize the County Manager to sign the MOA. The proposed MOA replaces the existing agreement with NCDPS to detain juveniles at the Durham Youth Home. The primary revision included in the proposed MOA focuses on an increase in the daily per diem rate for Durham County residents detained at the Youth Home.

The NCDPS has agreed to increase the daily per diem rate for Durham County detainees to \$153.38. The current per diem rate for Durham County residents housed at the Youth Home is \$122.00 per day. The proposed increase aligns with the current daily rate being provided to Guilford and Mecklenburg Counties. The agreement will become effective September 2020 and can be renewed for two additional years. Juveniles housed in the Youth Home who are residents of other counties and/or charged in other counties will be charged the initial rate of \$244.00 per day per juvenile, with the appropriate county of residence billed by NCDPS for half this cost.

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

**Resource Persons:** Angela G. Nunn, Youth Home Director, Jodi Miller, General Manager, and Willie Darby, Senior Assistant County Attorney

**County Manager's Recommendation:** The County Manager recommends that the Board approve the Memorandum of Agreement with the North Carolina Department of Public Safety and authorize the County Manager to sign the agreement.

**Attachments:**      [AAF Supplemental NCDPS](#)  
[Memorandum of Agreement](#)

**20-0550**      **Amendment to the Nighthawk Security Contract**

**Agenda Text:**      The Board is requested to review and authorize the County Manager to execute service contract amendment #8 with Nighthawk Security and Consulting, LLC. in the amount of \$222,139.05. The revised contract for Durham County Security Services for FY 2020-2021 will increase to a total amount of \$2,270,606.32. In addition, the Board is requested to authorize the County Manger to execute future contract amendments if within the Security Manger's operational budget or when special

funding such as grants are available to fulfill security needs.

Service contract amendment #8 will ensure funding for the adjustments made to security post in the contract due to the effects of COVID19 for the 2020-2021 fiscal year. The \$222,139.05 contract amendment is funded by the Center for Tech and Civic Life COVID-19 Grant.

In review of the MWBE compliance for RFP 17-026 Durham County Security Services, Nighthawk Security and Consulting is a MWBE certified Black-American Firm and will be utilizing 100% MWBE participation with this contract.

**Alignment with Strategic Plan:** This action item aligns with Goal 3- Safe and Secure Community.

**Resource Persons:** Motiryo Keambiroiro, Director of General Services and Edwin Miller, Security Manager

**County Manager's Recommendation:** The County Manager recommends that the Board authorize the County Manager to execute service contract amendment #8 with Nighthawk Security and Consulting, LLC in the amount of \$222,139.05 for a total contract amount not to exceed \$2,270,606.32 for security services. In addition, the Board is requested to authorize the County Manger to execute future contract amendments if within the Security Manger's operational budget or when special funding such as grants are available to fulfill security needs.

**Attachments:**

[Service Contract Amendment #8 Nighthawk](#)

[Copy of -Copy of Night Hawk Amendment #7 FY 21 Building Breakout \(Miller Ec](#)

[Supplemental Document-Nighthawk Amendment No 8.docx](#)

**20-0554**

**Budget Ordinance Amendment No.21BCC000046 Federal Cares Act Funding for APS/CPS Essential Worker Functions in response to COVID-19 (Accept advance funding from state)**

**Agenda Text:**

The Board is requested to recognize Budget Ordinance Amendment No. 21BCC000046 \$236,561 of Federal Cares Act Funding for APS/CPS Essential Worker Functions in response to COVID-19 by Social Services. The General Assembly passed Session Law 2020-4, the 2020 COVID-19 Recovery Act, which appropriated federal CARES Act funding to include \$8.3 million allocated to county DSS agencies to support additional Adult Protective Services/Child Protective Services. Effective immediately, these funds are shifted from reimbursement (via NC-CoReLS/1571) to advance to counties. These funds are made available effective March 1, 2020 thru 12/30/2020. These funds are restricted to uses in the following categories:

APS salaries/benefits, (that do not supplant approved county budget such as temporary staff) CPS salaries/benefits (that do not supplant approved county budget

such as temporary staff) APS Medical/Protective/Food Delivery for COVID impacted open APS cases CPS/ APS Telework CPS Foster Care Education Expenses Supplemental Funds to Foster Families related to COVID not previously reimbursed for July, August, and September 2020

Durham County APS/CPS advance allocation: **\$170,561**  
 Durham County Supplements to Foster Children for July-Sept 2020 estimated **\$ 66,000**

Note that funds may be reallocated after 12/30/2020, and advanced funds not expended will be drafted by EFT.

**Alignment with Strategic Plan:** Goal 2: Health and Well-being for All which decrease health disparities within the community and Goal 3: Safe and Secure Community to improve outcomes for vulnerable, children, youth, and adults.

**Resource Persons:** William Rose, Director and Kelly Inman, Chief Operations Officer, Department of Social Services

**County Manager's Recommendation:** The County Manager recommends that the Board of County Commissioners approve Budget Ordinance Amendment No. 21BCC000046 to recognize the receipt of this advance in funding in the amount of \$ 236,561.

**Attachments:** [AAF Supplement Essential Worker Cares](#)  
[DCDL-CARES-COVID-APS-CPS UPDATED-9.16.20](#)  
[AAF-46 Legal Form](#)

**20-0555** **Capital Project Amendment No. 21CPA000013 - Reducing Northern High School Project by \$39,896,923 and Increasing Elementary C Project by \$38,411,923 and Three Existing DPS projects by \$400,000 and Creating One New Project for High School Theater Renovations with \$1,085,000**

**Agenda Text:** On June 22, 2020 the Board of County Commissioners was presented the revised Durham County ten year capital improvement plan. After extensive discussion through the spring of 2020 with the Durham Public Schools (DPS) Board of Education regarding their capital needs over the next ten years, an agreement was reached on the DPS related projects that would be funded in the future. This capital project amendment is an administrative action towards fulfilling that agreement and the revised County capital improvement plan. All projects in this capital project amendment are using 2016 General Obligation Bonds (GO Bonds).

The Durham County Board of County Commissioners is requested to:

- Reduce the existing Northern High School project by \$39,896,923 of 2016 GO Bonds. To maximize financing opportunities the primary funding source for this project will transition to a future issuance of Limited Obligation Bonds planned for the Spring of 2021. The overall project is continuing as planned/amended with an anticipated completion date in 2023.

- Increase the existing Elementary School C project by \$38,411,923 using 2016 GO Bonds. This will provide the full amount of funding needed for this project, totaling \$39,611,923, with an anticipated completion date of 2022.
- Increase three existing projects by a total of \$400,000 using 2016 GO Bonds (seen below) to ensure funding is sufficient for the project needs
- Create a new project for High School Theater Renovations with \$1,085,000 of 2016 Go Bonds. This project will allow for upgrades to be made to the theater lights and Equipment at Hillside, Riverside and Southern High Schools

## 2016 General Obligation Bond Project Amendments

Project Name	Project #	Project Status	Current Budget	Increase / Decrease
Updated Budget				
16 Go Northern High School Replacement			59105400SH239	Amending
\$48,141,447.87	<b>\$39,896,923.00</b>		\$8,244,524.87	
Elementary School C	59105400SH282	Amending		\$1,200,000.00
\$38,411,923.00	\$39,611,923.00			
High School Theater Renovations			59105400SH291	New \$1,085,000.00
\$1,085,000.00				
16 Go - DSA Boiler Replacement			59105400SH286	Amending \$621,645.00
\$100,000.00	\$721,645.00			
16 Go - Easley Boiler Replacement			59105400SH288	Amending \$189,159.00
\$100,000.00	\$289,159.00			
16 Go - Structural Analysis - Various			59105400SH285	Amending \$261,158.00
\$200,000.00	\$461,158.00			

**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:** Mathew Palmer, Executive Director of School Planning, Design & Construction, DPS; Keith Lane Durham County Budget and Management Services Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 21CPA000013- Reducing Northern High School Project by \$39,896,923 and Increasing Elementary C Project by \$38,411,923 and Three Existing DPS projects by \$400,000 and Creating One New Project for High School Theater Renovations with \$1,085,000

**Attachments:** [CPA-13 Legal Form Transferring 2016 GO Bond funds between DPS projects.p](#)

**20-0556**

**Capital Project Amendment No. 21CPA000014 - Creating Seven Durham Public School Capital Projects with Budgets Totaling \$10,753,002.10 using 2020 LOBs Funding**

**Agenda Text:**

On June 22, 2020 the Board of County Commissioners was presented the revised Durham County ten-year capital improvement plan. After extensive discussion through the spring of 2020 with the Durham Public Schools (DPS) Board of Education

regarding their capital needs over the next ten years, an agreement was reached on the DPS related projects that would be funded in the future. This capital project amendment is an administrative action towards fulfilling that agreement and the revised County capital improvement plan. All projects in this capital project amendment are using 2020 limited obligation bonds (LOBs).

The Durham County Board of County Commissioners is requested to:

- Create seven new Durham Public School capital projects using existing 2020 LOBs funds in support of initial design needs for each project. Additional funding will be needed for project construction in upcoming years.

#### 2020 Limited Obligation Bond Projects

Project Name	Project #	Project Status	Current Budget	Increase / Decrease
Elementary School F	59105400SH292	New	\$4,932,616.50	\$4,932,616.50
Glenn Elementary Renovation	59105400SH293	New	\$1,287,801.40	\$1,287,801.40
Holt Elementary Renovation	59105400SH294	New	\$1,681,978.30	\$1,681,978.30
Bethesda Elementary Renovation	59105400SH295	New	\$1,118,299.20	\$1,118,299.20
Club Blvd Elementary Renovation	59105400SH296	New	\$710,384.70	\$710,384.70
Morehead Elementary Renovation	59105400SH297	New	\$502,452.40	\$502,452.40
Mangum Elementary Renovation	59105400SH298	New	\$519,469.60	\$519,469.60
<b>Total</b>			<b>\$10,753,002.10</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:** Mathew Palmer, Executive Director of School Planning, Design & Construction, DPS; Keith Lane Durham County Budget and Management Services Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 21CPA000014- creating seven Durham Public School capital projects totaling \$10,753,002.10 using 2020 Lobs funding.

**Attachments:** [CPA-14 Legal Form Creating Seven New DPS projects Using 2020 LOBs Fundi](#)

**20-0557**

**Capital Project Amendment No. 21CPA000015 - Creating One New Durham Public School Renovation Project Totaling \$7,793,772.90 using an Issuance of Future 2021 LOBs Funding**

**Agenda Text:** On June 22, 2020 the Board of County Commissioners was presented the revised Durham County ten year capital improvement plan. After extensive discussion through

the spring of 2020 with the Durham Public Schools (DPS) Board of Education regarding their capital needs over the next ten years, an agreement was reached on the DPS related projects that would be funded in the future. This capital project amendment is an administrative action towards fulfilling that agreement and the revised County capital improvement plan.

Funds will be provided as an up-front funding source from the General Fund through an interfund loan and will be reimbursed to the General Fund from the issuance of a future financing source. The future funding source amount will be in an amount not to exceed \$7,793,772.90

The Durham County Board of County Commissioners is requested to:

- Create a new Durham Public School capital project using an interfund loan from the General Fund until a planned future 2021 LOBs issuance will reimburse the expense. These funds support initial design needs for this project. Additional funding will be needed for project construction in upcoming years.

Project Name	Project #	Project Status	Current Budget	Increase / Decrease
Updated Budget				
DSA Additions & Major Renovations			59105400SH299	New \$7,793,772.90
			\$7,793,772.90	

**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:** Mathew Palmer, Executive Director of School Planning, Design & Construction, DPS; Keith Lane Durham County Budget and Management Services Director

**County Manager's Recommendation:** The County Manager recommends that the Board approve Capital Project Amendment No. 21CPA000015- Creating One New Durham Public School Renovation Project Totaling \$7,793,772.90 using an Issuance of Future 2021 LOBs Funding. Funds will be provided as an up-front funding source from the General Fund through an interfund loan and will be reimbursed to the General Fund from the issuance of a future financing source. The future funding source amount will be in an amount not to exceed \$7,793,772.90

**Attachments:** [CPA-15 Legal Form Creating One New DPS projects Using Reimb Resolution a](#)

#### 4. Additional Discussion Items (120 min)

##### **20-0526 Update on Capital Projects and Operations from Durham County ABC Board (15min)**

**Agenda Text:** The Board is requested to receive this report from the leadership of the Durham County ABC Board and ask any questions they wish.

The Durham County ABC system as undergone a number of significant changes in the past year or two and desire to update the County Commissioners on additions and changes to Durham County ABC stores and operations. The Durham County ABC

has produced strong, year-over-year revenue increases over the past several years and contributes a significant amount to the Durham County budget each year.

**Alignment with Strategic Plan:** The revenue from the Durham County ABC system helps facilitate the achievement of objectives in all areas of the Durham County Strategic Plan.

**Resource Persons:** Niegel Sullivan, General Manager of the Durham County ABC system; Don Lebkes, Chair of the Durham County ABC Board

**County Manager's Recommendation:** The County Manager recommends that the Board receive this report from the leadership of the Durham County ABC Board and ask any questions they wish.

**Attachments:** [DCABC COUNTY COMMISSIONER UPDATE Work Session October 4, 2020](#)  
[Durham County ABC FY2021 Capital Improvement Projects September 2020](#)

**20-0518** **Animal Shelter Facility Assessment and Feasibility Study Update (45min)**

**Agenda Text:** The Board is requested to receive an update from the project team on the conditions/assessment and feasibility study of the Animal Shelter facility. The BOCC requested staff perform an assessment and feasibility study following a recent tour of the facility. The team of RND Architects and Animal Arts were selected to perform this work and will be presenting their recommendations during the presentation. The final report was completed by RND/Animal Arts on September 11, 2020 and has been issued to the BOCC for improved dialogue during this discussion. The purpose of this update is to discuss the conditions assessment and recommendations in the report in preparation for future CIP discussions in the upcoming months. Therefore, the project team is not requesting any approvals from the BOCC pursuant to the project at this time as the recommendations in the report will need to be considered in conjunction with other upcoming CIP requests.

**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 project also addresses Goal 5 - Accountable, Efficient and Visionary Government - by providing more efficient service delivery and better customer service.

**Resource Persons:** Shafonda Davis, Executive Director APS of Durham; Captain Timothy Deck, Sheriff's Office; Clarence Birkhead, Durham County Sheriff; Peri Manns, ASLA, LEED GA, Deputy Director of Engineering and Environmental Services; James Faress, P.E., Senior Project Manager; Tasha Barnett, Project Manager; Linda Salguero, AIA, Public Arts Coordinator/Project Manager; Jodi Miller, General Manager; Charles Nickelson, AIA, Principal/RND Architects; Glenn Parks, Project Architect/RND Architects; Heather Lewis, AIA, Animal Arts

**County Manager's Recommendation:** The County Manager recommends that the Board receive the update and provide feedback/input to the project team if appropriate.

**Attachments:** [Durham County Animal Shelter BOC Presentation - Rev 1](#)

**20-0540**

**Presentation of the Draft Eno Haw Regional Hazard Mitigation Plan (20min)**

**Agenda Text:**

The Board is requested to review the draft 2020 Eno-Haw Regional Hazard Mitigation Plan and receive a presentation on plan. In July 2019, Durham County began review and revision of the 2015 Eno-Haw Regional Hazard Mitigation Plan along with the State of North Carolina, Alamance County, Orange County, and Person County, as well as their incorporated municipalities. Each county maintains their autonomy, respective responsibilities, and mitigation activities in the updated regional plan. A copy of the plan can found at:

[<http://www.enohawhmp.com/index.html>](http://www.enohawhmp.com/index.html).

The updated plan, provided at no additional cost to Durham County, provides the County the ability to work closely with regional stakeholders to develop comprehensive mitigation activities as required by the Federal Emergency Management Agency (FEMA) under the Disaster Mitigation Act of 2000 requirements. Approved hazard mitigation plans are a specific eligibility requirement for any local government applying for federal mitigation grant funds to include Hazard Mitigation Grant Program (HMGP), Building Resilient Infrastructure Communities (BRIC), and Flood Mitigation Assistance (FMA).

**Alignment with Strategic Plan:** This regional planning process and plan supports Goal 3: Safe Community.

**Resource Persons:** Leslie O'Connor, Chief Emergency Manager

**County Manager's Recommendation:** The County Manager recommends the Board review the 2020 Eno-Haw Regional Hazard Mitigation Plan, receive a presentation on the plan, and approve a resolution to adopt the Eno-Haw Regional Hazard Mitigation Plan as Durham County's plan during the October 12, 2020 Board meeting.

**Attachments:** [EnoHaw HMP AAF Supplemental Document - Non-contract](#)

[EnoHaw HMP Revised Review Draft](#)

[2020 Durham County Resolution](#)

**20-0542**

**Budget Amendment Ordinance No. 21BCC000036 Transferring \$405,000 Across Functional Areas and Approving a Contract with the Durham Public Schools Foundation for Support of Community-Based Hope Learning Centers (20min)**

**Agenda Text:**

The Board is requested to review and approve a contract with the Durham Public



Schools Foundation for Support of Community-Based Hope Learning Centers and approve Budget Amendment Ordinance No. 21BCC000036 transferring \$405,000 across functional areas to fund this contract.

With the rapid spread of the COVID pandemic, Durham Public Schools had to quickly pivot to deliver remote digital instruction to all 33,000 DPS students. This was and is an enormous undertaking. There are several critical pieces that must be in place to ensure digital equity for all students: (1) devices and internet access, (2) tech support, (3) well trained and supported teachers, and (4) a physical environment conducive to learning. If students are missing any one of these components, they won't be able to access learning this fall and the consequences on their lives and our broader community will be felt for decades.

Durham Public Schools initially offered six sites for a mix of paying and free students, with only those who meet the McKinney-Vento definition of homelessness and those qualifying for free and reduced lunch getting free seats. In the first several weeks the DPS sites were open, enrollment only reached about 25% of capacity. Last week the Board of Education opted to reduce the number of DPS remote learning centers to three, though if demand grows beyond the 450 seats at these remaining sites, the other sites may be re-opened.

The HOPE Learning Centers that the Commissioners committed to funding are a community response to ensuring that the most vulnerable K-12 students have safe, welcoming and supportive space to access their online learning. These learning centers respond to a need seen across the state and country to provide a supervised, supportive environment for students who do not have access to a space conducive to remote learning during the day. These centers will not only provide an environment and adult support to access their online learning but will also provide support for meeting our most vulnerable students' social-emotional and nutrition needs.

The Hope Learning Centers are free for all qualifying students and are prioritizing placement for students experiencing homelessness or transitional housing, those who qualify for free or reduced lunch, those whose parents who work in essential jobs and aren't able to have childcare at home during the day (food industry, custodial staff, healthcare), those with parents who have become unemployed due to COVID, those who are part of the foster care system, and those who live in Durham Housing Authority Housing.

The Durham Public Schools Foundation is acting as the fiscal agent and organizing agency for Hope Learning Center classrooms located at the YMCA, Student U, Kate's Korner. Maximum current capacity is 338 students and enrollment after 3 weeks is a little over 50% of that number. Additional capacity is available if enrollment demand exceeds capacity. Durham County will reimburse the DPS Foundation for a small amount of administrative cost and then, through the foundation,

reimburse each of the host sites at a rate of \$200 per student per week. The County will only pay for students served.

The funding source for this contract and the \$405,000 is the funds that were set aside as part of the FY 2020-21 Budget Process to be used for COVID related expenses. They are being moved from the General Government functional area to the Education functional area to most accurately capture education related expenses.

**Alignment with Strategic Plan:** The Hope Learning Centers provide a supportive environment that is strongly aligned with Goal 1 of the Durham County Strategic Plan (Community and Family Enrichment), but also ties to community health (Goal 2) and community safety (Goal 3).

**Resource Persons:** Drew Cummings, Chief of Staff; Jodi Miller, General Manager; Claudia Hager, General Manager; Magan Gonzales-Smith, Executive Director (Durham Public Schools Foundation); Alexandra Zagbayou, Executive Director (Student U); Willie Darby, Senior Asst. County Attorney

**County Manager's Recommendation:** The County Manager recommends review and approve a contract with the Durham Public Schools Foundation for Support of Community-Based Hope Learning Centers and approve Budget Amendment Ordinance No. 21BCC000036 transferring \$405,000 across functional areas to fund this contract.

**Attachments:**

[CONTRACT FOR HOPE LEARNING CENTERS 9-25](#)

[HOPE Learning Centers - Scope of Work 9-24](#)

[County Memo](#)

[HOPE Centers Proposal Durham County Durham City](#)

[HOPE Learning Centers Community Resource Guide](#)

[Letter to Commissioners DPS Foundation](#)

[AAF-36 Legal Form](#)

[FY 2020-21 Non-Departmental set aside 4.5M summary](#)

**20-0470**

**Approval of Contract with Reinvestment Partners in the amount of \$450,600 to Provide Non-Congregate Sheltering For Homeless Residents (10min)**

**Agenda Text:**

The Board is requested to approve the attached contract for 64 hotel rooms in Buildings A and B of the Carolina Duke Inn from Reinvestment Partners affiliate RP Rx Housing, LLC to shelter medically fragile homeless residents during the COVID-19 pandemic. The CDC has provided guidance on the need to provide non-congregate sheltering for this population which is supported by FEMA and NCHHS. This proposed contract aligns with the CDC's guidance.

County staff have been working for the past several months with Reinvestment

Partners on the concept of contracting with them for some number of rooms that they, in turn, have leased for 1-2 years from the owner of the Carolina Duke Inn. Contract negotiations were pursuant to Reinvestment Partners' response to the June RFP issued by the County and ultimately include the MOU between Reinvestment Partners for both Buildings A and B at the Carolina Duke Inn as well as an MOU covering services to be provided by Reinvestment Partners, Urban Ministries of Durham, and Project Access of Durham County. The proposed agreement is for 24 rooms in Building B and *up to* 40 rooms in Building A that the County will continue to lease and occupy. This brings our total capacity at that site to 64, which brings our homeless housing system closer to housing the same number of homeless individuals as it did pre-COVID. The proposed agreement is through Dec. 31st with options to extend in one month increments as well as a 30 day termination clause.

A combination of new funding sources have made it possible for Durham County to enter into this agreement in a way that should require less County funding. UMD received \$329,000 earlier in the summer in ESG-CV funding which will defray the associated costs of food and security and case management at the site. Additionally, we will work with NCEM to receive expedited reimbursements for all eligible costs for non-congregate sheltering operations and associated wrap-around services. This new program was launched in early August by NCEM and NCHHS. The associated MOU with the state to cover these reimbursements will be forthcoming at a coming Board meeting. Currently, the FEMA NCS waiver for the State of NC ends at the end of October 2020. The expectation of NCEM (as of 8/14/2020) is that FEMA will grant an additional waiver extension through the end of the calendar year. If and when the state's waiver for non-congregate housing expires, the County would have to decide which, if any, of the contracted rooms it would want to continue to contract for using County general funds.

An MOU has been developed with UMD, Project Access of Durham County, and Reinvestment Partners is attached and will govern all aspects of intake and coordinated service provision to the individuals that will occupy the rooms. Alliance Health has leased the remaining 8 rooms in Building B and may be an additional, helpful service partner.

Finally, if and when COVID starts to recede and the need for non-congregate housing starts to decrease, the County can reduce the number of rooms leased in Building A while maintaining the core of rooms in Building B.

**Alignment with Strategic Plan:** Safe and supportive housing for our homeless population, particularly those whose medical status makes them poor candidates for congregate housing, is strongly aligned with the health and housing goals contained in Goals 1 and 2 of the Durham County Strategic Plan.

**Resource Persons:** Drew Cummings, Chief of Staff; Jodi Miller, General Manager;

Claudia Hager, General Manager; Willie Darby, Senior Assistant County Attorney; and Leslie O'Connor, Emergency Management / COVID-19 Incident Commander

**County Manager's Recommendation:** The County Manager recommends that the Board approve the attached contract with Reinvestment Partners affiliate RP Rx Housing, LLC in the amount of \$450,600 and authorize the County Manager to execute the approved contract.

**Attachments:** [RP Rx Housing LLC contract 10-1-20](#)  
[RP Rx Housing LLC Scope of Work 10-1-20](#)  
[MOU RP, UMD, PADC 9-25-20 clean](#)  
[RP MOU w CDI for BLDG A](#)

### **20-0552** Review of Commissioner Directives (10min)

**Agenda Text:** The Board is requested to review staff follow-up on Commissioner directives and ask any questions they wish.

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 on Commissioner directives and ask any questions they wish.

## 5. Closed Session

### **20-0560** Closed Session

**Agenda Text:** The Board is requested to adjourn to 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 Plan Goal 5: Accountable, Efficient and Visionary Government.

**Resource Persons:** Monica W. Toomer, Clerk to the Board

**County Manager's Recommendation:** The County Manager recommends that

the Board adjourn to Closed Session and direct staff as appropriate.

**6. Adjournment**