



Agenda Action Form Overview

The Board is requested to recognize \$169,730 in additional Medicaid Cost Settlement revenue for the Board of Health Smoking Rule Signage Installation costs with the funding source being the recognition of a portion of Medicaid Cost Settlement funds received in current fiscal year 2018 above what was originally budgeted and authorize the County Manager to execute a contract with DesignElement for the Smoking Rule Signage Installation.

Background/Justification

Durham County Board of Health Smoking Rule Signage Installation and Contract Approval

In an effort to protect the public from secondhand smoke, the Durham County Board of Health Smoking Rule was adopted and went into effect on August 1, 2012 and was amended in to include e-cigarettes as of January 1, 2016. Most recently, the Smoking Rule was amended to include public places effective July 1, 2018.

Smoking, including e-cigarette use is prohibited in the following places:

- DCO Government Grounds (such as the Human Services Building, Courthouse etc.)
- City of Durham Grounds (such as the City Hall, Police Department etc.)
- City and DCO bus stops (including non-private property within a radius extending 100 feet)
- City of Durham Parks System including all recreation centers, playgrounds and athletic fields;
- DCO Trails and Parks
- DCO Transportation Center and Durham Train Station (except as specifically designated);
- Sidewalks that are owned, leased, maintained or occupied by the City or DCO
- Sidewalks that abut the grounds of DCO, the City of Durham, any public school or hospital

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According to the Centers for Disease Control and Prevention (CDC), tobacco use and secondhand smoke exposure are leading preventable causes of illness and premature death in North Carolina and the nation. Impact of secondhand smoke Secondhand smoke contains more than 7,000 chemicals, hundreds of which are toxic (such as formaldehyde, arsenic and lead) and about 70 can cause cancer. The 2006 U.S. Surgeon General's report stated that "Breathing even a little secondhand smoke can be harmful." The Surgeon General has concluded that the only way to fully protect yourself and your loved ones from the dangers of secondhand smoke is through 100% smoke-free environments. E-cigarettes, or electronic cigarettes are devices that allow users to mimic the ritual smoking a cigarette while inhaling nicotine. E-cigarettes generally emit lower levels of dangerous toxins than combusted cigarettes. In addition to nicotine, they can contain heavy metals, ultrafine particulate and cancer-causing agents such as acrolein. E-cigarette aerosol is not harmless water vapor and is not as safe as clean air.



Policy Impact

The agenda item is consistent with the historical Board of County Commissioner support for efficient and visionary government and the promotion of health and well-being for all Durham County.

Procurement Background

Type of purchase – Smoking Rule Signage Installation

- ☐ Goods (Signage)
- ☒ Services (Installation)
- ☐ Architect, Engineer or Surveyor Services
- ☐ Construction and Repair

Did this request for purchase go through a bid process? Yes ☒ No ☐

Goods: Bids required if \geq \$30,000, BOCC approval if \geq \$90,000

Services: Bids required if \geq \$30,000, BOCC approval if $>$ \$40,000

Construction/Repair work: Bids required if \geq \$30,000, BOCC approval if \geq \$500,000

MWBE compliance review form is attached.

If no, why?

- ☐ Sole source exemption
- ☐ Cooperative purchasing program exemption
- ☐ State and federal contract exemption
- ☐ Contract is an amendment to an existing contract
- ☐ Other (please explain)

If exempted from bidding, has this request been reviewed and approved by the Purchasing Division in the agenda Legistar system? Yes ☒ No ☐

If no, why?

Fiscal Impact

Medicaid Cost Settlement



The Durham County Department of Public Health received Medicaid Cost Settlement Funds in excess of what was in the original budget this fiscal year FY 17-18. Total funds received were \$1,372,967 and of that amount received, only 305,114 was originally recognized and budgeted. Subsequently an additional 485,633 was recognized for the FY13 Medicaid Cost Settlement payback thus leaving 582,220 available.

Recommendation

The County Manager recommends that the Board recognize \$169,730 in additional Medicaid Cost Settlement revenue for the Board of Health Smoking Rule Signage Installation costs with the funding source being the recognition of a portion of Medicaid Cost Settlement funds received in current fiscal year 2018 above what was originally budgeted and authorize the County Manager to execute a contract with DesignElement for the Smoking Rule Signage Installation.