

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

Monday, June 11, 2012

County Commissioners' Chambers  
200 East Main Street, Durham, North Carolina

**AGENDA**

**"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 Chairman will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chairman 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.

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**7:00 pm. Regular Session**

1. **Opening of Regular Session**—Pledge of Allegiance (5 min)
2. **Agenda Adjustments (5 min)**
3. **Announcements (5 min)**
  - 1) "In Touch with Durham County," the Durham County Television show, airs on Cable TV Channel 8 at 8:30 a.m. and 12 noon on Mondays; and 8:30 a.m., 12 noon and 6:30 pm on Tuesday–Sundays. Our County Commissioners' meetings are also rebroadcast on Thursdays at 2:00 p.m., Saturdays at 9:00 p.m., and Sundays at 9:00 p.m.
4. **Minutes (5 min)**

May 29, 2012 Regular Session
5. **Consent Agenda (15 min)**
  - a. Authorize additional funding from FY 13 budget upon approval and extend month to month with G4S Secure Solutions, USA until the RFP can be awarded;
  - b. Authorize the County Manager to enter into a service contract with Lanier Parking Solutions, LLC for daily and after hour/event parking operations at the Justice Center Parking Deck;

- c. Approve Capital Project Amendment No. 12CPA000011 reallocating funds from the ERP Upgrade Project (\$150,000) and the HR ERP Upgrade Project (\$90,000) to the BW (Business Warehouse) Technical Upgrade Project (\$240,000). The Manager also recommends that the Board authorize the execution of the consultant services contract for Sage Group Consulting, Inc. in the amount of \$198, 900;
- d. Approve the loan for the Guaranteed Utility Savings Performance Contracting program and authorize the Finance Director to execute the necessary documents;
- e. Approve the request to UN- commit the Mental Health fund balance as of June 30, 2012 and allow that balance to become Unassigned. The Board is also requested to approve that portion of the fund balance above the goal of 25% to be transferred to the Other Post Employment Benefits (OPEB) fund balance; and authorize the adjustments as of June 30, 2012;
- f. Approve amendments to the County's Stormwater Ordinance that incorporate the new development provisions of the Falls Lake (15A NCAC 02B .0278) (Attachment A) and Jordan Lake (15A NCAC 02B .0265) (Attachment B) Nutrient Management Rules;
- g. Authorize the County Manager to amend the contract with Kleinfelder, Inc., currently providing the CMT & SI services for the Durham County Human Services Project (under construction) in the amount of \$57,081.36 thus increasing the total compensation from \$379,000.00 to \$436,081.36;
- h. Renew the Interlocal Cooperation Agreement with the City of Durham for the programming of Durham Government TV;
- i. Approve the proposed Ordinance Amending Chapter 4 of the Durham County Code of Ordinances related to Animals, to become effective July 1, 2012.;
- j. Approve an extension to the contract with Aramark Corporation for 3 months with a month to month renewal thereafter until recommendations for future maintenance services can be presented to the BOCC and authorize the Manager to execute the contract extension;
- k. Approve Budget Ordinance Amendment No. 12BCC000087 for the COPs Bond Refunding;
- l. Approve the County's Parking Policy as presented on June 4, 2012;
- m. Reappoint Carolyn Henderson as Durham County Hospital Corporation's representative to the Duke University Hospital's Board of Trustees.

**6. Public Hearing - Recommended Durham County FY2012-2013 Budget (60 min)**

- 1) The Board of Commissioners will conduct a public hearing to receive citizen input on the FY2012-2013 Recommended Budget. In order to be able to hear from all interested citizens, the Commissioners usually set a time limit of three minutes for each speaker; however, the time limit may be adjusted at the discretion of Chairman Page.

**Resource Person:** Michael Ruffin, County Manager

**County Manager's Recommendation:** The County Manager recommends that the Board receive input from speakers and incorporate into their deliberations prior to finalization of next fiscal year's budget.

**7. Public Hearing for the FY2012 Rural Operating Assistance Program Grant (10 min)**

- 1) The Board is requested to hold a public hearing on the FY13 Rural Operating Assistance Program (ROAP) Grant. The Community Transportation Program within Cooperative Extension is applying for the full allocation of the ROAP grant for Durham County. This amounts to the following:

a) Elderly and Disabled Transportation Assistance Program (EDTAP):	\$ 124,127
b) Employment Transportation Assistance Program (EMPL):	\$ 41,440
c) Rural General Public Program (RGP):	\$ 65,073
d) Total ROAP Grant:	\$ 230,640

- 2) However, the NC Department of Transportation has indicated that the amount of this grant will likely be reduced once the State budget is finalized this summer.
- 3) EDTAP funds require no local match and will be used to provide services to the general public as well as participants of the following agencies: Department of Social Services/Adult Services, Durham Exchange Club Industries, Durham Center for Senior Life, Durham Senior PharmAssist, and Retired and Senior Volunteer Program. Additional agencies may be added during the fiscal year.
- 4) EMPL funds require no local match and will be used to provide transportation assistance to DSS/Work First clients and work-related transportation to transportation-disadvantaged residents of the County.
- 5) RGP funds will be used to provide transportation to residents of the County. RGP requires a 10 percent local match which is typically collected through fares for the service.

**Resource Persons:** Margaret Scully, Mobility Manager, Cooperative Extension; Delphine Sellars, Cooperative Extension Director

**County Manager's Recommendation:** The County Manager recommends that the Board hold a public hearing on the ROAP grant and approve the submission of the application to the NC Department of Transportation.

**8. Discussion - Replacement of a Vacant Commissioner's Seat (30 min)**

- 1) The Board is requested to discuss the recommendation of the Durham Democratic Party to fill the Board of County Commissioner's seat vacated by former Commissioner Joe W. Bowser.

**Resource Persons:** Michael D. Page, Chair; Lowell L. Siler, County Attorney

**County Manager's Recommendation:** The Manager recommends the Board discuss the replacement of the vacant seat and provide direction as appropriate.

**9. RESERVED FOR ITEMS PULLED FROM CONSENT AGENDA (20 min)**

**10. Closed Session (30 min)**

- 1) The Board is requested to adjourn into closed session pursuant to G.S. 143-318.11(a)(5) to instruct staff on the position to be taken concerning the acquisition of real property for the Durham County Storage Facility to include two properties: 4527 Hillsborough Road, owned by PCR, LLC; and 917 Junction Road, owned by Charles S. Ferrell.
- 2) Background information on the properties will be provided to Board members separately.

**Resource Persons:** Glen Whisler, County Engineer; Jane Korest, Open Space and Real Estate Manager

**County Manager's Recommendation:** The County Manager recommends that the Board adjourn into closed session and instruct staff accordingly.