

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

Monday, July 10, 2000

**AGENDA**

**1. Closed Session—Personnel Matters**

The Board of County Commissioners will go into Closed Session to evaluate the following employees pursuant to North Carolina General Statute 143-318.11(a)(6):

5:00 p.m. to 5:30 p.m. Register of Deeds Willie Covington  
5:30 p.m. to 6:00 p.m. Tax Administrator Steve Crysel  
6:00 p.m. to 6:30 p.m. Sheriff Worth Hill  
9:30 p.m. County Attorney Chuck Kitchen

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7:00 P.M. Regular Session

**1. Opening of Regular Session—Pledge of Allegiance**

**2. Agenda Adjustments**

**3. Minutes**

- a. May 22, 2000 Worksession
- b. May 24, 2000 Budget Worksession

**4. Recognition of Lt. Col. George R. Naylor Sr., Director of Detention Services**

The Board of County Commissioners will recognize and congratulate Lt. Col. George R. Naylor Sr. who received the national designation of Certified Jail Manager through the Jail Manager Certification Commission by authority of the American Jail Association. Lt. Col. Naylor is one of 202 jail professionals nationwide who have achieved this recognition and one of only three within the state of North Carolina.

County Manager's Recommendation: Congratulate Lt. Col. Naylor on receiving this national honor and present him with his certificate.

**5. Consent Agenda**

- c. Four Ambulance Remounts—Emergency Medical Services (authorize the County Manager to enter into a contract with TransMed Inc. for \$174,000 for the purchase of four ambulance remounts [including chassis trade-in] under the piggyback provisions of North Carolina General Statute 143-129);
- d. Purchase of Manual External Defibrillators for Emergency Medical Services (authorize the County Manager to enter into a contract with Zoll Medical Corporation in the amount of \$72,360 for the purchase of four manual external defibrillators under the piggyback provisions of North Carolina General Statute 143-129);

- e. Medical Supplies—Public Health Department and Detention Center (authorize the County Manager to enter a contract with Bergen Brunswig Medical not to exceed \$115,589.10 to provide medical supplies to the Public Health Department and Detention Center);
- f. Lease Agreement for 508 Gordon Street (Mental Health Substance Abuse Halfway House) (approve the lease and authorize the County Manager to enter into the lease agreement in the amount of \$25,800 for 508 Gordon Street for the Mental Health Substance Abuse Halfway House. This is being placed on your consent agenda as the County/Mental Health Department has leased this property for the past 11 years and funds have been allocated in the FY 2000-01 budget); and
- g. Authorizing Establishment of an Ordinance Levying Tax on Gross Receipts Derived from Retail Short-Term Lease or Rental of Motor Vehicles (approve the second reading and authorize the establishment of the Ordinance Levying Tax on Gross Receipts Derived from Retail Short-Term Lease or Rental of Motor Vehicles).

Note: The purpose of a consent agenda is to handle consensus items with one motion to save time on meeting agendas. Any item a Board member pulls for discussion should be placed at the end of the agenda so public hearings can be concluded as early as possible. This will provide for the least inconvenience to the general public attending the public hearings.

**6. Public Hearing on Coordinated Transportation: FY 2000-2001 Rural Operating Assistance Program (ROAP) Grant and Application Approval**

The Cooperative Extension Service is requesting that the Board of County Commissioners conduct a public hearing on the proposed Rural Operating Assistance Program (ROAP) grant to be submitted to the North Carolina Department of Transportation (NCDOT) and approve the application to be submitted. The ROAP consolidates the Elderly and Disabled Transportation Assistance Program (EDTAP) with the Work First/Employment Program into a single application package. EDTAP provides for assistance in the transportation of the elderly and disabled. Work First/Employment Program is intended to provide operating assistance for transitional Work First and general public employment transportation needs for Durham County residents.

The application proposes \$78,188 of governmental revenue be allocated to support transportation for Durham County elderly and disabled residents through the Elderly and Disabled Transportation Assistance Program (EDTAP) and \$21,093 to support transportation for Work First /Transitional Employment. These funds require no local match while supporting the transportation needs of citizens through County and nonprofit human service agencies. Funding will be used to assist with transportation services from July 1, 2000 through June 30, 2001.

The NCDOT annually allocates funds for EDTAP and Work First. Durham County will receive a total of \$99,281 for FY 2000-2001.

Funds shall be used to provide services for the noted agencies:

Council of Senior Citizens  
 Dept. of Social Services (Adult)  
 Durham Exchange Club Industries (DECI)  
 North East Central Durham (NECD)  
 Retired and Senior Volunteer Program (RSVP)  
 Services for the Blind

The Transportation Advisory Board made recommendations for the allocation of EDTAP funds.

Resource Person(s): Cheryl Lloyd, County Cooperative Extension Director and Johnny Ford, Transportation Access Coordinator

County Manager's Recommendation: Conduct a public hearing on the Department of Transportation Rural Operating Assistance Program (ROAP) application for Coordinated Transportation Services to the elderly and disabled and Work First/Transitional Employment program, and if indicated, approve the ROAP application for submittal to NCDOT.

## **7. Authorization to Hire Investment Managers for Community Health Trust Funds**

This item was presented to the board for consideration at the June 26, 2000 meeting. The Board was given an overview of the Request for Proposal to hire an Investment Manager for the Community Health Trust Funds. After considerable debate about the process used to evaluate the money managers for the trust funds, staff was asked to re-evaluate the initial set of recommendations for Fixed Income Managers. The Board was satisfied with the Equity Manager recommendations.

Since those discussions, staff has reviewed the Fixed Income Manager proposals submitted and requested additional information from several of the potential managers. Given that additional information, a second interview was conducted via telephone with Wachovia Asset Management. Also, a review was conducted of all Fixed Income Manager proposals and an additional candidate that met all requirements, U.S. Trust Company of North Carolina, was identified and subsequently interviewed for possible consideration. This evaluation process provided greater consideration for AIMR compliance status and performance rates.

The original staff request was that the Board authorize the Interim County Manager to enter into a General Services Contract with each firm recommended to provide investment services. The firms and amounts were as follows:

### Fixed Income Managers: Amount

MDL Capital Management \$3 million  
Brown Brothers Harriman \$10 Million\*

### Equity Managers: Amount

Wedge Capital Management \$6 million\*  
Sovereign Asset Management \$4 million

### **\* indicates minimum investment**

We have included in this request the three original attachments for your reference: *Attachment A*- The vendor list (20 in total), *Attachment B* -The responding list of vendors (18 in total), and *Attachment C*- A synopsis of vendors interviewed. Please note that Attachment C has been amended to include: 1) Interview with U.S. Trust Company of North Carolina as a fixed income manager; 2) 5 and 10 Year Performance rates for each manager; and 3) AIMR compliance status of each vendor.

The aforementioned process has lead to revised staff recommendation. Therefore the staff is requesting that the Board authorize the Interim County Manager to enter in to a General Services Contract with each firm recommended below to provide investment services in the amounts indicated. The firms are as follows:

### Fixed Income Managers Amount

MDL Capital Management \$5 Million  
U.S. Trust Company of NC \$8 Million

### Equity Managers Amount

Wedge Capital Management \$6 Million\*  
Sovereign Asset Management \$4 Million

*\* indicates minimum investment*

Resource Persons: Susan Fox-Kirk, Interim Finance Director, Jessica Linton, Investment Manager

County Manager's Recommendation: The Manager recommends that the Board approve the staff recommendation, and authorize the County Manager to execute General Services Contracts with MDL Capital Management in the amount of \$5 Million, U.S. Trust Company of NC in the amount of \$8 M, Wedge Capital Management in the amount of \$6 Million, and Sovereign Asset Management in the amount of \$4 Million.

#### 10. **Charter Commission Extension**

When the Board of Commissioners and the City Council created the Charter Commission, the work of the Commission was to be completed by July 15. After this time, the Charter Commission would go out of existence. The County Attorney has prepared a resolution which would extend the life of the Charter Commission until August 15, 2000. By that time, it is anticipated that a decision would have been made by the Board of Commissioners and the City Council on whether to give the Charter Commission the authority to call for a referendum on merger. If the two bodies elect to do so, they would then extend the life of the Charter Commission to allow for the calling of the referendum and any other matter deemed appropriate.

Resource Person(s): S. C. Kitchen, County Attorney

County Manager's Recommendation: If desired by the Board following discussion, adopt the resolution extending the Charter Commission's life.

#### 9. **D00-112--Major Site Plan--Triad Marine**

The John R. McAdams Company Inc., on the behalf of Triad Marine, has submitted a site plan for a 39,000-square-foot commercial building on a 5.516-acre tract. Triad Marine is proposing to construct a retail marine facility on the site for the sale of marine equipment and related repair. The applicant is proposing 65 parking spaces which includes 4 handicap spaces.

The Plan meets the requirements of all of the technical ordinances and addresses the environmental concerns as a result of the applicant acquiring a 404 permit. This permit provides buffering by way of grading and re-vegetation. The Development Review Board recommended approval of this plan (with technical corrections) at the March 24, 2000 meeting.

This item came before the Board at the June 22, 2000 meeting. The Board requested that staff have the developer evaluate an alternative plan which increased the on-site buffer. Staff was also asked to work with the developer to determine the impact of the operation on adjacent residential properties as well as the handling of oil and other contaminants. Staff, along with the developer, will be present to address these concerns with the Board.

Resource Person(s): Clay Shepherd, Senior Planner, and Steve Medlin, Senior Planner, will present the item.

County Manager's Recommendation: The Manager's recommendation is that the Board receive the presentation of this site plan and approve, if appropriate, based upon the follow-up comments from staff and the developer. An alternative plan has been drafted with a larger buffer to minimize the impact on adjacent properties. Furthermore, the Plan meets all of the necessary technical requirements for approval.

10. Left out intentionally.

#### 11. **County Manager Search**

The Board of County Commissioners will discuss the search for a permanent County Manager and outline the next steps and time frames to continue the process. Applications have been received through the closing date of June 30, 2000.

12. **County Manager's Update**

The Board is requested to note the list of accomplishments and milestones achieved for the last six months of the 1999-00 Fiscal Year.

In addition, an updated Board of County Commissioners' Directives has been included for the Board's review. Staff has been instructed to continue to bring this list forward at the first regular meeting of the Board each month.

Resource Person(s): Carolyn P. Titus, Interim County Manager

County Manager's Recommendation: Receive the reports for informational purposes.

13. **Board and Commission Appointments**

Garry E. Umstead, Clerk to the Board, will distribute ballots to make appointments to the following boards:

- Durham Board of Adjustment
- Durham County Hospital Corporation Board of Trustees
- Durham Workforce Development Board