

**REVISED**  
(Addition—Item 1a)

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

Monday, May 4, 2009

9:00 A.M. Worksession

**AGENDA**

1. **Review of April BOCC Directives**

10 min.

It was requested that at each month's worksession, the Board of County Commissioners have the opportunity to review the previous month's directives for staff and make comments as necessary.

Resource Person(s): Mike Ruffin, County Manager, and Laura Jensen, Assistant to the County Manager

County Manager's Recommendation: The Manager recommends that the Board review the April BOCC directives and make comments to staff as necessary.

1a. **Comments from Commissioner Brenda Howerton About Her Recent Trip to Study Transportation**

5 min.

**Commissioner Brenda Howerton attended the 2009 Regional Transportation Alliance Leadership Briefing and Tour to Dallas, Texas (held in conjunction with the 2009 Inter-City Visit & Leadership conference presented by the Greater Raleigh Chamber of Commerce. Friday, April 17 and Saturday, April 28 sessions were held in conjunction with Greater Raleigh Chamber program attendees.**

**Resource Person(s): Commissioner Brenda Howerton**

**County Manager's Recommendation: The County Manager recommends that the Board accept the report.**

2. **Durham Technical Community College Strategic Plan**

20 min.

Dr. Bill Ingram, President of Durham Technical Community College, will briefly present Durham Tech's Strategic Plan with the Board of County Commissioners.

Resource Person(s): Dr. Bill Ingram, President, Durham Technical Community College

County Manager's Recommendation: The Manager recommends that the Board receive the presentation and advise the staff for any additional action is necessary.

3. **Annual Contract Performance: Downtown Durham, Inc.**

20 min.

The Board of County Commissioners appropriated \$55,000 to the Downtown Durham, Inc. (DDI) in Fiscal Year 2008 pursuant to a contract that requires the organization to submit an annual report in April. DDI representatives will be in attendance to present its finding and respond to any questions that the Board may have.

Resource Person(s): Bill Kalkhof, President, Downtown Durham Inc.

County Manager's Recommendation: The Manager recommends that the Board receive the report and advise the staff if any additional information or action is necessary.

4. **Durham Public Schools—Acquisition of Real Property for New Elementary School “C” and Middle School “A”**

60 min.

On January 22, 2008, the Durham Public Schools Board of Education approved the purchase of multiple parcels in Southern Durham to provide a site for future schools Elementary “C” and/or Middle “A” as identified in Durham Public Schools Long Range Facilities Plan. Funding will be provided by 2003 Bond funds and Two-Thirds Bonds previously designated for land acquisition. Purchase price is \$2,935,000 for six contiguous parcels totaling approximately 47 acres. The properties appraised for \$3,100,000. The Board of Education requests approval of the purchase price of these properties.

Resource Person(s): Hugh Osteen, Assistant Superintendent of Operational Services, Durham Public Schools

County Manager's Recommendation: The Manager recommends that the Board receive the request and, if acceptable, move the item forward to the May 11, 2009 Consent Agenda for final approval.

5. **Fiscal Year 2009-10 Tax Base**

20 min.

The Tax Administrator requests to make a presentation to the Board of County Commissioners on the tax base for the upcoming budget year.

Resource Person(s): Kimberly H. Simpson, Tax Administrator; Pam Meyer, Budget Director; and George Quick, Finance Director

County Manager's Recommendation: The Manager recommends that the Board of County Commissioners receive the presentation from the tax valuation work group.

6. **Discussion of Appropriating Board of County Commissioners' Contingency to Cover Additional End-of-Year Deficit at Durham Convention Center**

30 min.

The Board of County Commissioners approved a FY08-09 budget for the Durham Civic Center (now Convention Center) that included a built-in deficit, net of all air-lease

revenue and other considerations, of \$374,625. The down economy this year greatly affected the Convention Center's revenues. Considerable efforts have been made to reduce expenditures as well, but nevertheless an additional deficit exists and will need to be covered in order for the Convention Center to remain open through the rest of this fiscal year. The management agreement between the City, County, and Shaner Corporation, which operates the Marriott Hotel as well as the Convention Center, does not specify which entity will pay for additional deficits of this nature. City and County staff have negotiated with Shaner and reached the following proposal.

Though the end-of-year additional deficit is likely to be in excess of \$330,000, the three parties agreed to fix the deficit at that amount and to propose to City and County elected boards that it be split three ways, with the City, County, and Shaner each paying 1/3 of the additional amount (for a total of \$110,000 each) so that the Convention Center may remain in operation through the rest of this fiscal year.

Resource Person(s): Drew Cummings, Assistant County Manager, and Pam Meyer, Director Budget & Management Services

County Manager's Recommendation: The County Manager recommends that the Board discuss this item and that a budget amendment be brought back for approval on the May 11, 2009, consent agenda.

7. **Review of Board Rules of Procedure**

30 min.

The County Attorney will present a review of the Board's Rules of Procedure. The Board is requested to discuss any changes it wishes to make to the Rules.

Resource Person(s): Chuck Kitchen, County Attorney

County Manager's Recommendation: Receive the presentation and give directions on any changes which are desired.

8. **Closed Session (To Be Held During Lunch)**

The Board is requested to adjourn to closed session to consider the performance of a public officer or employee pursuant to G.S. § 143-318.11(a)(6).

**1:30 p.m.**

9. **Hearing for Nonprofit Agencies Applying for FY 2009-2010 Funding**

2 hrs.

To hear presentations from nonprofit organizations that applied for funding in the 2009-2010 Fiscal Year.

Resource Person(s): PAM Meyer, Budget & Management Services Director

County Manager's Recommendation: The Manager recommends receiving the nonprofit presentations.