

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

Monday, June 25, 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.

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.
 - 2) Applications are available for the 2012 Durham Neighborhood College. This series of classes, co-sponsored by the City and County of Durham, consists of interactive sessions facilitated by various local government officials and allows participants to learn about government operations. The final day to apply for this year's session is Friday, July 20. Classes are held on nine Thursday nights beginning September 6. The cost is \$30. All applicants must be current in their personal and property taxes at the time of application. For more information, call 919 560-0008 or visit our website at www.durhamcountync.gov.
 - 3) Durham County needs you! If you have a few hours to commit, Durham County has a number of boards and commissions that can benefit from your participation. We invite you to make a difference in our community. Contact the Clerk's Office at 919-560-0025, visit the County's website, or email Clerk@durhamcountync.gov for more information.

- 4) The Board of County Commissioners will not hold a Worksession or the first Regular session in July. The Board will only hold one Regular Session in July - July 23, 2012.

4. **Minutes (5 min)**

- a. June 4, 2012 Worksession
- b. June 11, 2012 Regular Session
- c. May 31, 2012 Special Budget Worksession

5. **Recognition of Delphine Sellars – NC State Distinguished Extension Community Development Service Award (5 min)**

- 1) The National Association of Community Development Extension Professionals honored Delphine Sellars with the Distinguished Extension Community Development Service Award for the State of North Carolina during its annual conference in Utah in May, 2012. Ms. Sellars was nominated by Dr. Susan Jakes, Extension Assistant Professor, CALS, North Carolina State University.
- 2) In her nomination of Delphine, Dr. Jakes said, “Delphine is driven by her love of the community. She sees the potential of community groups to achieve great things, partnering with them building grassroots leadership and capacity to accomplish their organizational mission. She is an ever-present advocate seeking solutions to poverty through education, job-skills, leadership development and community engagement.” Delphine’s key accomplishments have been in program development, non-profit leadership and expertise and infusion on Community Development into the operation systems of the Durham County Extension System. Durham, one of the large urban counties in NC, faces dwindling agricultural production and culture. Delphine has used this as an opportunity for Extension to be seen as a center for comprehensive, holistic community education and poverty solutions. In a time of shrinking budgets and urban support for Extension, Delphine created an integrated system of operation for the county center. Since her taking leadership in 2007, Durham Cooperative Extension programming now encompasses the whole life span of individuals, families and communities. Through grants, partnerships with local the government, human and educational resource of universities, private industry and the nonprofit community, Durham County Cooperative Extension has greatly enhanced its range and effectiveness of programs under Delphine’s leadership.

Resource Persons: Marqueta Welton, Deputy County Manager

County Manager’s Recommendation: The Manager recommends that the Board of County Commissioners recognize Delphine Sellars for this award.

6. Adoption of the FY2012-2013 Budget Ordinance

- 1) The Durham County Manager presents the FY2012-2013 Annual Budget Ordinance to the Durham County Board of Commissioners for Approval. This submission is in accordance with the Local Government Budget & Fiscal Control Act, which requires adoption of the Annual Budget no later than July 1.

Resource Persons: Michael M. Ruffin, Durham County Manager; Pamela Meyer, Director Budget & Management Services

County Manager's Recommendation: The County Manager recommends that the Board approve the FY2012-2013 Budget Ordinance.

7. Consent Agenda (15 min)

- a. Approve the Gang Reduction Strategy Interlocal agreement and authorize the Manager to execute it;
- b. Approve the Home and Community Care Block Grant Funding Plan as presented. Funding for the Plan has been incorporated into the Manager's proposed FY 2013 Budget;
- c. Consider and approve the attached service contract with the County for the provision of shelter and case management services at the Urban Ministries shelter;
- d. Accept the property tax release and refund report for May, 2012 as presented and authorize the Tax Assessor to adjust the tax records as outlined by this report;
- e. Renew the Interlocal Agreement with the City of Durham for the billing and collection of ad valorem taxes;
- f. Approve the Local Match for Federal Transportation Planning Grants Interlocal agreement and authorize the manager to execute it;
- g. Approve Budget Ordinance Amendment No. 12BCC000088 to appropriate \$1,500 in grant funding from the NC Cooperative Extension Foundation through July 31, 2012;
- h. Approve Budget Ordinance Amendment No. 12BCC000089 to appropriate \$3,000 in grant funding from the NC Cooperative Extension Foundation through June 30, 2012;
- i. Authorize the County Manager the authority to execute the Interlocal Agreement between the County of Durham and the City of Durham regarding the ICMA Fellowship position;

- j. Approve the acquisition 4527 Hillsborough Road for \$2.5 million, and authorize the Manager to sign a Purchase Contract subject to the Purchase Terms, attached;
- k. Approve Budget Ordinance No. 12BCC000090 recognizing additional revenues in the amount of \$385,000 for the Division of Child Development Budget;
- l. Approve budget Ordinance No. 12BCC000091 recognizing additional revenues in the amount of \$4,675 in the form of donated food cards;
- m. Approve Budget Ordinance No. 12BCC000092 transferring budgeted revenues in the amount of \$852 from the intergovernmental revenue category to the contributions and donations revenue category;
- n. Authorize the County Manager to execute a license agreement with North Carolina Railroad Company, Inc. and Norfolk Southern Railway Company, Inc. for the installation and operation of an optical fiber communications line under the railroad Right of Way in the vicinity of Roxboro Street;
- o. Approve the annual renewal contract between Durham County and Correct Care Solutions (CCS) for an amount not to exceed \$3,408,258;
- p. Approve the service contract with Animal Protection Society of Durham, Inc., for the operation of the Durham County Animal Shelter, in the amount of \$542,982.00, and authorize the Manager to execute the Agreement;
- q. Approve the Agreement with Alliance Behavioral Healthcare for FY 13;
- r. Approve the Volunteer Fire Department EMS Service Contracts and authorize the County Manager to execute the contracts subject to changes by the County Attorney;
- s. Approve the Lease Agreement for 706 Rigsbee Avenue between Durham County and Rainbow 66 Storehouse Incorporated for one year and authorize the Manager to execute the Lease;
- t. Approve the attached Lease Agreement with Alliance Behavioral Healthcare for office space within the Health and Human Services building for a three year term subject to non-substantive changes by the County Attorney;
- u. Authorize execution of contracts with the following vendors for the purchase of Office, Workstations, Tables, Conference Rooms Furnishings and Seating for the new Durham County Courthouse & Parking Structure Project located at located at 502 & 510 South Dillard Street, Durham, NC, in the amount of \$4,229,581.77 and to execute any other related contracts, if necessary, not to exceed the budget of \$4,441,060.86. (See attachment 1, Pages 1through 18);

- v. Authorize the County Manager to enter into a contract with Siemens Industry, Inc., for up to \$97,560 per fiscal year and authorize the County Manager to execute annual renewals, for up to four additional one year periods, of this contract as funding becomes available;
- w. Approve Capital Project Amendment No. 12CPA000013 officially closing multiple completed projects allowing them to become final assets and begin depreciation, approval to close the Lincoln Community Health Center Capital Project Fund (4004690000), and approval of Budget Ordinance Amendment No. 12BCC000093 transferring the net equity (approximately \$15,453) of the fund and \$16,420.33 to the Debt Service Fund for funding of the retirement of debt;
- x. Approve the attached contract with Downtown Durham, Inc. and authorize the County Manager to execute the contract;
- y. Approve the attached contract with the Greater Durham Chamber of Commerce, Inc. and authorize the County Manager to execute the contract;
- z. Approve the attached Interlocal agreement with the City for the “Opening Doors” efforts to reduce homelessness in Durham;
- aa. Approve the attached Lease Agreement with Alliance Behavioral Healthcare for 309 Crutchfield Street for a three year term subject to non-substantive changes by the County Attorney;
- bb. Appoint members to the Criminal Justice Advisory Committee (CJAC);
- cc. Authorize the County Manager to enter into a service contract with Waste Industries, LLC beginning July 1, 2012 through June 30, 2013. The compensation paid to Waste Industries, LLC shall not exceed \$309,258;
- dd. Authorize the transfer of ownership of various County-owned equipment, including automobiles, computers, fax machines, etc. as reflected in the attached inventory, to Alliance Behavioral Healthcare effective on its operational date of July 1, 2012;
- ee. Appoint Commissioner Brenda Howerton as voting delegate and Vice Chair Ellen Reckhow as alternate voting delegate for the NACO Conference in July, 2012.

8. Appointment to Fill a Vacant Commissioner’s Seat (30 min)

- 1) The Board is requested 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 fill the vacancy as appropriate.

9. Board Appointments (10 min)

- 1) Michelle Parker-Evans, Clerk to the Board, will distribute ballots to the Board to make appointments to the following boards and commissions:
 - a. Bicycle & Pedestrian Advisory Commission
 - b. Board of Adjustment
 - c. City-County Appearance Commission
 - d. Criminal Justice Advisory Committee
 - e. Durham Technical Community College Board of Trustees
 - f. Durham-Wake Counties Research and Production Services District
 - g. Environmental Affairs Board
 - h. Homeless Services Advisory Committee
 - i. Juvenile Crime Prevention Council
 - j. Nursing Home Community Advisory Committee
 - k. Piedmont Food & Agricultural Processing Center Steering Committee
 - l. Planning Commission
 - m. Women's Commission
 - n. Workforce Development Board

Resource Person: Michelle Parker-Evans, Clerk to the Board

County Manager's Recommendation: The County Manager recommends that the Board of County Commissioners vote to appoint members to the above-mentioned boards/commissions.

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

11. Closed Session (30 min)

- 1) The Board of Commissioners 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, pursuant to G.S. § 143-318.11(a)(6).

County Manager's Recommendation: The County Manager recommends that the Board adjourn to Closed Session and direct staff accordingly.