

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

Monday, January 28, 2013

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 P.M. 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) 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@dconc.gov for more information. Please note that all City and County taxes must be current at the time of application.
4. **Minutes** (5 min)
 - a. January 7, 2013 Worksession
5. **Consent Agenda** (15 min)
 - a. Approve an Interim Janitorial Services contract with A Plus Group, Inc., to provide interim janitorial services in the new Courthouse on a month to month basis, at the rate of \$21,671.00 a month, starting February 1, 2013;

- b. Approve the attached Budget Ordinance Amendment No. 13BCC000054 appropriating funds for the interest portion for the IBM Settlement;
- c. Accept the property tax release and refund report for December, 2012 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- d. Approve the Resolution amending Chapter 2 Article I of the Durham County Code of Ordinances entitled, "General Administration" to address the new location for judicial sales and the bulletin board for posting legal notices at the new Courthouse;
- e. ITEM REMOVED;
- f. Appoint Commissioners Michael D. Page and Brenda A. Howerton to the Durham Public Schools Budget Advisory Committee;
- g. Approve the attached resolution committing Durham County to the proposed funding plan for the Rougemont Community Water System as well as the plan for expenditure of the \$120,000 in state ARRA funds on pipe to be used for the project.

6. North Carolina Department of Transportation's 2012 – 2013 Secondary Road Construction Program (20 min)

- 1) The Board is requested to approve the North Carolina Department of Transportation's 2012 – 2013 Annual Secondary Road Construction Program. Cadmus Capehart, P.E., District Engineer on behalf of Division 5/District 2 for the North Carolina Department of Transportation, will present to the Board. Division Engineer Wally Bowman, P.E., Deputy Division Engineer, Joey Hopkins, P.E., Division Maintenance Engineer, Brandon Jones, Durham County Maintenance Engineer, Ashley Pilkington and Mike Goodwin, Assistant District Engineer will accompany Mr. Capehart.

Resource Persons: J.W. Bowman, P.E., Division Engineer; Joey Hopkins, P.E., Deputy Division Engineer; Brandon Jones, P.E., Division Maintenance Engineer; Cadmus Capehart, P.E., District Engineer; Ashley Pilkington, Durham County Maintenance Engineer; and Mike Goodwin, Assistant District Engineer

County Manager's Recommendation: The County Manager recommends that the Board approve the North Carolina Department of Transportation's 2012 – 2013 Annual Secondary Road Construction Program.

7. 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. Durham Tourism Development Authority
 - b. Nursing Home Community Advisory Committee
 - c. Public Health Board
 - d. Raleigh-Durham Airport Authority

e. Workforce Development Board

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

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

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

9. Closed Session (30 min)

- 1) The Board is requested to adjourn to Closed Session pursuant to G. S. 143-318.11(a)(4) to discuss matters relating to the location or expansion of a business or industry.
- 2) 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 as appropriate.