

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

Tuesday, May 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.
 - 3) The Durham County Department of Social Services' office hours will be changing. Effective June 24, 2013 the agency's operating hours to the public will be 7:30 am - 5:30 pm.
4. **Minutes** (5 min)
 - a. May 13, 2013 Regular Session
5. **Recognition for Emergency Management Coordinator Mark Schell** (5 min)

- 1) Durham County Emergency Management Coordinator Mark Schell was awarded the Durham Police Department's Community Service Medal at a ceremony held May 9th at City Hall Council Chambers.
- 2) The coveted award is based on his efforts with the Biological and Chemical Emergency Response Team or BCERT. In the award letter from Durham Police Chief Jose L. Lopez, Sr., he said of Mark, "Your involvement and collaboration with the Durham Police Department BCERT team has benefited the community by ensuring that Durham acquires the necessary training, technology and funding necessary to properly respond to critical incidents. Your continued advocacy demonstrates your commitment to the BCERT program and the community."

Resource Persons: Jeff Batten, County Fire Marshal and Director, Emergency Management

County Manager's Recommendation: The County Manager recommends that the Board of Commissioners extend sincere congratulations to Mark Schell, Emergency Management Coordinator as the recipient of the Community Service Medal from the Durham Police Department.

6. FY2013-2014 Manager's Recommended Budget (45 min)

- 1) Durham County Manager Michael M. Ruffin will formally present the Recommended Budget for FY2013-2014 to the Durham County Board of Commissioners. This is in accordance with N.C.G.S. 159-12 of the Local Government Budget and Fiscal Control Act.

Resource Persons: County Manager, Michael M. Ruffin

County Manager's Recommendation: The County Manager recommends that the Board receive the presentation of the FY2013-2014 Recommended Budget.

7. Consent Agenda (15 min)

- a. Accept the Property Tax Release and Refund Report for April, 2013 as presented and authorize the Tax Assessor to adjust the tax records as outlined by the report;
- b. Approve the contract amendment to Cox and Company, ONETax software for an increase of \$35,000 for an amount not to exceed \$99,000;
- c. Approve Budget Ordinance Amendment 13BCC000077 to approve a fund balance appropriation of \$95,000 from the Lebanon Rural Fire Tax Fund for the purchase of a brush/first responder emergency apparatus;
- d. Approve Budget Ordinance Amendment No. 13BCC000078 for the payout of accrued vacation of Durham County employees who left the County with Alliance Behavioral Healthcare;

- e. Approve Budget Ordinance Amendment No. 13BCC000079 appropriating \$115,000 of General Fund fund balance to support economic incentive payment obligations;
- f. Approve Budget Ordinance Amendment No. 13BCC000080 for the transfer of funds to the Debt Service fund for the payout of the COPs 2010 debt;
- g. Approve Budget Ordinance Amendment 13BCC000081 to approve a fund balance appropriation from the Bethesda Rural Tax Fund Balance in the amount of \$62,500;
- h. ITEM REMOVED;
- i. Approve the 2012 Closed Session Minutes that have been unsealed and have been determined by the County Attorney's Office that public inspection no longer frustrates the purpose of a closed session;
- j. ITEM REMOVED;
- k. Approve the appointment of Cynthia A. Binanay to the Durham County seat on the Board of Directors of Alliance Behavioral Healthcare designated for an individual representing the interests of children.

8. 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) Adult Care Home Community Advisory Committee
 - b) Board of Adjustment
 - c) City-County Appearance Commission
 - d) Memorial Stadium Authority
 - e) Nursing Home Community Advisory Committee
 - f) Transportation Advisory 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.

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

10. Closed Session (20 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.

County Manager's Recommendation: The County Manager recommends that the Board adjourn to closed session and direct staff as appropriate.