



**Orange County  
Board of Commissioners**

**Agenda**

**Regular Meeting**

Tuesday, March 17, 2009

7:00 p.m.

Southern Human Services Center

2501 Homestead Road

Chapel Hill, NC 27514

**Note:** Background Material  
on all abstracts  
available in the Clerk's  
Office

**Compliance with the "Americans with Disabilities Act"** - Interpreter services and/or special sound equipment are available on request. Call the County Clerk's Office at 732-8181, extension 2130. If you are disabled and need assistance with reasonable accommodations, contact the ADA Coordinator in the County Manager's Office at 732-8181, extension 2300 or TDD# 644-3045.

**1. Additions or Changes to the Agenda**

**PUBLIC CHARGE**

*The Board of Commissioners pledges to the citizens of Orange County its respect. The Board asks its citizens to conduct themselves in a respectful, courteous manner, both with the Board and with fellow citizens. At any time should any member of the Board or any citizen fail to observe this public charge, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until such time that a genuine commitment to this public charge is observed. All electronic devices such as cell phones, pagers, and computers should please be turned off or set to silent/vibrate.*

**2. Public Comments**

(We would appreciate you signing the pad ahead of time so that you are not overlooked.)

- a. Matters not on the Printed Agenda
- b. Matters on the Printed Agenda

(These matters will be considered when the Board addresses that item on the agenda below.)

**3. Proclamations/ Resolutions/ Special Presentations**

**a. Presentation from Durham Technical Community College**

The Board will receive a presentation from Durham Technical Community College President Bill Ingram on the College's strategic plan.

**4. Consent Agenda**

**a. Minutes**

The Board will consider correcting and/or approving the minutes from November 14 and December 4, 2008 and also January 10, February 3, 10 (5:30 p.m. and 7:30 p.m.), 2009 as submitted by the Clerk to the Board.

**b. Appointments**

**(1) Historic Preservation Commission– Reappointments**

March 13, 2009

4:42 PM



The Board will consider making reappointments to the Historic Preservation Commission.

**(2) Human Services Advisory Commission – Reappointments**

The Board will consider making reappointments to the Human Services Advisory Commission.

**(3) Nursing Home Community Advisory Committee – Reappointments**

The Board will consider making reappointments to the Nursing Home Community Advisory Committee.

**(4) Orange County Planning Board – Reappointments**

The Board will consider making reappointments to the Orange County Planning Board.

**c. Motor Vehicle Property Tax Release/Refunds**

The Board will consider adoption of a refund resolution related to 53 requests for motor vehicle property tax releases or refunds in accordance with North Carolina General Statutes.

**d. Sexual Assault Awareness Month Proclamation**

The Board will consider a proclamation recognizing April as Sexual Assault Awareness Month in Orange County and authorize the Chair to sign.

**e. Proclamation Recognizing Kick Butts Day**

The Board will consider a proclamation recognizing March 25, 2009 as Orange County Kick Butts Day and authorize the Chair to sign.

**f. Renewal of Consolidated Agreement Between Health Department and NC Department of Health and Human Services**

The Board will consider approving the annual consolidated agreement between the NC Department of Health and Human Services and the Orange County Health Department, which provides State and Federal funds to the Health Department to partially support mandated services and authorize the Chair to sign pending final review by the County Attorney.

**g. Renewal of Urban Curbside Recycling Services Contract**

The Board will consider continuing the contract for the provision of Urban Curbside Recycling Collection Services effective October 1, 2005 and authorize the Chair to sign, subject to final review by staff and the County Attorney.

**h. Orange County Animal Services Center Custodial Contract**

The Board will consider approving a contract with OE Enterprises for custodial services at the Orange County Animal Services Center and authorize the Manager to sign.

**i. NC State Firemen's and Rescue Squad Annual Certification Roster**

The Board will consider approving the certification requirements for the fire marshal and staff to participate in the North Carolina State Firemen's Association for the year 2008 and authorize the Chair to sign.

**j. Notice of Public Hearing on Orange County's 2009 Legislative Agenda**

The Board will consider providing notice of the Board of County Commissioners' plans to hold a public hearing on April 7, 2009 on potential items for inclusion in Orange County's legislative agenda package for the 2009 North Carolina General Assembly Session.

**k. Schools Adequate Public Facilities Ordinance (SAPFO) – Receipt and Transmittal of 2009 Annual Technical Advisory Committee Report**

The Board will consider receiving the 2009 Annual Report of the SAPFO Technical Advisory Committee and transmit it to the SAPFO partners for comments before certification in May and authorize the Chair to sign.

**l. Fiscal Year 2008-09 Budget Amendment #6**

The Board will consider approving budget, capital project ordinance and County fee schedule amendments for FY 2008-09.

**m. Adoption of Resolution Approving Alternative Financing for Capital Projects and Equipment**

The Board will consider adopting a resolution approving the Financing for Capital Projects in the amount of \$30,917,000.

**n. Partnership to End Homelessness – Interim Coordinator Agreement**



The Board will consider approval of an Agreement to Provide an Interim Homelessness Program Coordinator for the Partnership to End Homelessness and authorize the Chair to sign, subject to final review and approval by the County Attorney.

## 5. Public Hearings

### a. North Carolina Community Transportation Program (CTP) Administrative and Capital Grant Application FY 2009/2010

The Board will consider conducting a public hearing on the North Carolina Community Transportation Program grant application by Orange Public Transportation for FY 2009-2010 and approve the grant application, adopt resolution authorizing the County to enter into an agreement with North Carolina Department of Transportation, and authorize the County Attorney to complete the necessary certifications and assurances and authorize the Chair to sign.

### b. Zoning Atlas Amendment (Rezoning) – 4115 Old NC 10 (Jones)

The Board will consider receiving the Planning Board recommendation on and consider approval of a petition submitted to rezone a 2.8 acre parcel of property located at 4115 Old NC 10 (TMBL5.26.40 / PIN 9893-00-8606) from Existing Commercial Five (EC-5) to Rural Residential One (R-1).

### c. Zoning Ordinance Text Amendment: Hillsborough Area Economic Development District (EDD) Buffer Regulations

The Board will consider receiving the Planning Board recommendation on and consider approval of a staff initiated Zoning Ordinance text amendment to modify existing landscape buffer regulations contained within Section 6.29.3a of the Orange County Zoning Ordinance.

### d. Zoning Atlas Amendment (Rezoning): Hillsborough Area Economic Development District (West Side of Old NC 86)

The Board will consider 1) receiving the Planning Board recommendation; 2) to close the public hearing and 3) to consider approval of a County-initiated general use zoning atlas amendment petition in the Hillsborough Area EDD.

## 6. Regular Agenda

### a. Approval of FY 2009-19 Recommended Capital Investment Plan (CIP)

The Board will consider approval of the FY 2009-19 Recommended County Capital Investment Plan (CIP).

### b. Consideration of Official Name for Northern Park (working title)

The Board will consider a report from the County Manager on a recommendation for approving a name for the Northern Park project, currently under construction on NC 86 northwest of Hillsborough.

## 7. Reports

### a. Potential Discussion Points for Jordan Lake Nutrient Management Rules Position Statement

The Board will consider possible discussion points for a position statement and/or resolution regarding the B. Everett Jordan Reservoir (Jordan Lake) Nutrient Management Rules, in response to a draft resolution submitted by the Haw River Assembly, a position statement from the NC Association of County commissioners and potential legislation introduced in this session of the NC General Assembly.

### b. Emergency Services – A Performance Report and Recommendations for Improvement

The Board will consider information on changes made within the Emergency Services Department to improve performance and enhance safety throughout Orange County along with projected costs to support and sustain continuous improvement.



**8. Board Comments (Three Minute Time Limit Per Commissioner)**

**9. County Manager's Report**

**10. Appointments**

**a. Affordable Housing Advisory Board – New Appointment**

The Board will consider making a new appointment to the Affordable Housing Advisory Board.

**b. Agricultural Preservation Board – New Appointments**

The Board will consider making new appointments to the Agricultural Preservation Board.

**c. Commission for Women – New Appointment**

The Board will consider making one new appointment to the Commission for Women.

**d. Equalization and Review Board – New Appointments**

The Board will consider appointments to the Board of Equalization and Review.

**e. Orange County Planning Board – New Appointments**

The Board will consider making new appointments to the Orange County Planning Board.

**11. Information Items**

- Memo from Animal Services Director and Emergency Services Director Regarding Pet Co-Located Sheltering During Disasters
- Orange County Health Department Celebrates National Nutrition Month® March 2009: Eat Right
- Status Report – Transfer Station Siting Process and Parallel Investigations

**12. Closed Session**

**13. Adjournment**

*Note: Access the agenda through the County's web site, [www.co.orange.nc.us](http://www.co.orange.nc.us)*



## **Orange County water supply reservoir water levels**

Available information as of 11:00 AM, Tuesday, March 12, 2009

### **Lake Orange**

- Water level is full and spilling
- Water storage capacity is at 100% (475 million gallons)
- Approximately 141 days of water supply remaining (at Capacity Use specified release rate).
- The Hillsborough gage indicates that the latest Eno River flows are at approximately 29 cfs (18.4 mgd). This flow represents a level that is approximately 50.1% of the historical median flow level (57 cfs) for this day of the year.
- Orange Alamance continues the operation of its water plant five days a week (Monday-Friday) with average withdrawals of 300,000 gallons per day.

### **West Fork Reservoir (as reported 2/27/2009)**

- Water level is full and spilling
- Water storage capacity remaining is 100 %
- Approximately 366 days of water supply remaining (assuming Town's current 30 day average water consumption rate (1.124 mgd).

### **OWASA Reservoirs**

- Water level at Cane Creek Reservoir is full.
- Water level at University Lake is full.
- Total remaining water storage capacity is approximately 100 %
- Approximately 473 days of water supply remain with no additional rainfall (at the current 30-day average daily demand [7.53 million gallons per day])
- OWASA's year-round water conservation requirements are in effect

### **National Weather Service/NOAA Regional Precipitation data (through 3/2/2009)** **(inches above [+] or below [-] normal)**

**RDU**

**Piedmont-Triad**



+ 0.18" since March 1, 2009

-0.08" since March 1, 2009

-3.13" since January 1, 2009

-2.56" since January 1, 2009

**Miscellaneous notes**

The NC Drought Management Advisory Council drought map, last updated March 10, 2009, indicates that all of Orange County lies within the area of the state characterized as experiencing abnormally dry - but not yet drought - conditions.