



**Orange County  
Board of Commissioners**

**Agenda**

**Regular Meeting**

Monday, December 7, 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.

**Board Organization**

- a. Election of Chair and Vice-Chair
- b. Designation of Voting Delegate for all NCACC and NACo Meetings for Calendar Year December 1, 2009-2010

**Appointments**

- a. Manager
- b. Clerk to the Board
- c. County Attorney

**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. **Proclamation for Bill of Rights Day in Orange County**



The Board will consider a proclamation to recognize December 15, 2009 as Bill of Rights Day in Orange County and authorize the Chair to sign.

**b. Proclamation from Human Relations Commission for Human Rights Week, Human Rights Day and Bill of Rights Day**

The Board will consider proclamations recognizing Human Rights Week, Human Rights Day and Bill of Rights Day and authorize the Chair to sign.

**4. Consent Agenda**

**a. Minutes**

The Board will consider correcting and/or approving the minutes from November 5 and 17, 2009 as submitted by the Clerk to the Board.

**b. Appointments – None**

**c. Contract with City of Durham for Animal Control Services for the Portion of the City in Orange County**

The Board will consider approving an agreement for the remainder of FY 2009-10 between the County and the City of Durham to provide Animal Control Services for the very small portion of the City located within Orange County and authorize the Manager to sign.

**d. Examination of Bonds**

The Board will consider examining bonds for officials pursuant to North Carolina General Statute 58-72-20.

**e. Residential Anti-Displacement and Relocation Assistance Plan**

The Board will consider adopting a Residential Anti-Displacement and Relocation Assistance Plan for Orange County.

**f. Citizen Participation Plan for Housing/Community Development Programs**

The Board will consider approving the Citizen Participation Plan for use in the implementation of federal and state housing programs.

**g. Resolution Providing for Voluntary Participation in ICMA-Retirement Corporation Supplemental Retirement Benefits for County Manager and Other Employees**

The Board will consider approving a resolution authorizing a deferred compensation plan administered by ICMA-Retirement Corporation as provide in the employment agreement between County Manager Frank Clifton and the County and authorize the Chair to sign.

**h. Visitors Bureau Tourism Sales Coordinator Position Classification Title Change**

The Board will consider approving the classification title change from Publications Coordinator to Tourism Sales Coordinator.

**i. Bid Award for Twin Creeks (Moniese Nomp) Park, Phase I**

The Board will consider a bid award to McQueen Construction of Bahama, NC in the amount of \$498,992.40 for the construction of the Twin Creeks (Moniese Nomp) Park, Phase I and authorize the Manager and Chair to sign.

**j. Schools Adequate Public Facilities Ordinance (Schools APFO) – Approval of Membership and Capacity Numbers**

The Board will consider approval of November 13, 2009 membership and capacity numbers for both school districts which will be used in developing 10-year student membership projections and the 2010 SAPFO Technical Advisory Committee Report.

**k. Fiscal Year 2009-10 Budget Amendment #5**

The Board will consider approving budget, grant and capital project ordinance amendments for fiscal year 2009-10.

**l. Amendment of Audit Contract**



The Board will consider amending the contract with McGladrey and Pullen extending the date for completion of the County audit till December 31, 2009 and authorize the Chair to sign subject to final review by staff and the County Attorney.

**m. Second Reading: Extension of the Ordinance Granting Emergency Services Franchise and Agreements to Orange EMS & Rescue Services, Inc. and Technical Rescue Services, Inc.**

The Board will consider approving on second reading an extension to March 31, 2010 of the EMS Franchise Agreements by ordinance for the two active rescue squads in the County: Orange EMS & Rescue Squad, Inc. and Technical Rescue Services, Inc d/b/a South Orange Rescue Squad under the same terms and conditions as the franchise agreement adopted by the Board on December 14, 2004.

**n. An Amendment to the EMS Franchise Agreement entitled “An Ordinance Regulating Emergency Medical, First Responder and Rescue Service and Granting of Franchise and Contracts to the Operators in the County of Orange”**

The Board will consider approving amendments to the EMS Franchise Ordinance entitled, “An Ordinance Regulating Ambulance and Emergency Medical, First Responder and Rescue Services and Granting of Franchise and Contracts to the Operators In the County of Orange,” and authorize the Chair to sign.

**o. Change in BOCC Regular Meeting Schedule for 2010**

The Board will consider one change in the County Commissioners’ meeting calendar for year 2010.

## **5. Public Hearings**

**a. Zoning Ordinance Text Amendment Relating to Outdoor Lighting**

The Board will receive the Planning Board recommendation on a staff initiated Zoning Ordinance Text Amendment to Section 6.31 Outdoor Lighting Standards of the Zoning Ordinance and make a decision on adoption.

## **6. Regular Agenda**

**a. Update and Recommended Actions – Solid Waste Transfer Station Site Selection**

The Board will receive updates on several issues and consider recommended actions for bringing the search process for a Solid Waste Transfer Station in Orange County to a conclusion.

## **7. Reports**

## **8. County Manager’s Report**

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

## **10. Appointments**

**a. Adult Care Home Community Advisory Committee – New Appointment**

The Board will consider making a new appointment to the Adult Care Home Community Advisory Committee.

**b. Arts Commission – New Appointment**

The Board will consider making a new appointment to the Arts Commission.

**c. Commission for the Environment – New Appointments**

The Board will consider making new appoints to the Commission for the Environment.

**d. Joint Orange Chatham Community Action (JOCCA) – New Appointment**

The Board will consider making one appointment to Joint Orange Chatham Community Action.

**e. Orange Unified Transportation Board – New Appointment**



The Board will consider making a new appointment to the Orange Unified Transportation Board.

### **11. Information Items**

- No Fault Well Repair Fund Report
- Memorandum Regarding Utility Extension Fund History
- November 17, 2009 BOCC Meeting Follow-up Actions List

### **12. Closed Session**

### **13. Adjournment**

**A summary of the Board's actions from this meeting will be available on the County's website the day after the meeting.**

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