



**Orange County
Board of Commissioners**

Agenda

Regular Meeting

Tuesday, August 18, 2009

7:00 p.m.

Central Orange Senior Center (Adjoining Triangle SportsPlex)

103 Meadowlands Drive

Hillsborough, NC 27278

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. Triangle Transit Presentation on Plans for Expansion of Bus and Rail Services in the Region

The Board will consider receiving a presentation from Triangle Transit staff regarding the latest available information on Orange County plans for expansion of bus and rail services in the region.

b. Tax Collector's Annual Settlement for Fiscal Year 2008-09

The Board will consider receiving the tax collector's annual settlement on current and delinquent taxes, approve the accounting thereof, and upon acceptance of the reports, issue the Orders to Collect for Fiscal Year 2009-2010.

c. Recognition of Revenue Staff and Appointment of Three (3) Deputy Tax Collectors

The Board will acknowledge the continued endeavors of the Revenue staff evident by the outstanding collection rates achieved and to consider appointment of Linda Strickland-Jaubert, Valerie Curry, and Bobbie Underwood as Deputy Tax Collectors for a four-year term, effective July 1, 2009 through June 30, 2013.

4. Consent Agenda



a. Minutes

The Board will consider correcting and/or approving the minutes from April 7, May 12, 14, 18, 19, 21, 26, 28, June 2, 4, 11 and July 2, 2009 as submitted by the Clerk to the Board.

b. Appointments

(1) Advisory Board on Aging – Reappointment & Reassignment

The Board will consider making one reappointment and reassignment to the Advisory Board on Aging.

(2) Human Relations Commission – Reappointment

The Board will consider making one reappointment to the Human Relations Commission.

(3) Solid Waste Advisory Board – Reappointment

The Board will consider making one reappointment to the Solid Waste Advisory Board.

c. Motor Vehicle Property Tax Release/Refunds for June 2009

The Board will consider adoption of a refund resolution related to 39 requests for motor vehicle property tax releases or refunds in accordance with North Carolina General Statutes.

d. Motor Vehicle Property Tax Release/Refunds for July 2009

The Board will consider adoption of a refund resolution related to 79 requests for motor vehicle property tax releases or refunds in accordance with North Carolina General Statutes.

e. Temporary Installations Made for the Elements (T.I.M.E.) Public Art Project at Cedar Grove Park

The Board will consider authorizing the Interim Manager to sign the Letter of Agreement with artist Cindy Newport for the Temporary Installations Made for the Elements (T.I.M.E.) Public Art Project at Cedar Grove Park upon final review by staff and the County Attorney.

f. Diabetes Self-Management Program Grant Funds

The Board will consider accepting grant funds from Kate B. Reynolds Foundation in the amount of \$202,532 to implement the Diabetes Self-Management Program in the Health Department for Orange County residents and authorize the Chair to sign the grant ordinance.

g. Land Application of Biosolids Regional Forum 2009

The Board will consider authorizing redirection of funds in an amount up to \$6,000 from conducting a biosolids research project to an educational forum on land application biosolids.

h. Additional Seasonal Influenza Vaccination Funds

The Board will consider accepting additional seasonal influenza vaccination funds in the amount of \$44,228.37 for the two public school systems and approve the corresponding budget amendment.

i. Agreements Between Chapel Hill Carrboro City Schools, Orange County Schools, and Health Department for School Nurses

The Board will consider approving the agreements between Chapel Hill Carrboro City Schools, Orange County Schools and the Health Department for nine school nurses and authorize the Chair to sign.

j. Agreement Renewal Between Health Department, the UNC School of Dentistry and UNC Hospitals for Dental Resident

The Board will consider renewing the agreement between the Health Department and the UNC School of Dentistry and UNC Hospitals for dental resident services and authorize the Chair to sign.

k. Report of Previously Approved Settlements

The Board will consider receiving a report on the outcomes of previously approved settlements of legal actions or claims.

l. State Required Modification to the Orange County Massage Parlor Ordinance

The Board will consider text modifications to bring the Orange County Massage Parlor Ordinance into compliance with North Carolina law.

m. Recognition of Rebecca B. Wall Within the New Orange County Main Library



The Board will consider a report and recommendation acknowledging the contributions of Rebecca B. Wall by recognizing her in a prominent place within the local history area at the new Orange County Main Library.

n. Authorization to Purchase Wall Partitions and Carpet for Phase I Link Center Renovation through NC State and/or GSA Contract

The Board will consider authorizing the Director of Asset Management and Purchasing Services to exceed the position's current signature authority to purchase demountable wall partitions and carpeting for phase one renovation of the John M. Link Center.

o. Driveway Reimbursement to Efland Volunteer Fire Department

The Board will consider adoption of a resolution for reimbursement and authorize the invoicing to the North Carolina Department of Transportation for cost associated with paving the drive at the Efland Fire Department Station 2 located at 5800 US Highway 70 in the amount of \$20,333 and authorize the Clerk to sign.

p. Approval of Proposed Emergency Medical Charge Review Process

The Board will consider adopting a proposed appeals process for a concerned resident to dispute a charge for emergency medical services rendered.

q. Proclamation Regarding Quality Growth Initiative

The Board will consider approving a proclamation endorsing and adopting the Reality Check Report Guiding Principles for Quality Growth.

r. Fiscal Year 2009-10 Budget Amendment #1

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

s. Changes in BOCC Regular Meeting Schedule for 2009

The Board will consider two changes in the County Commissioners' regular meeting calendar for year 2009.

5. Public Hearings

a. Zoning Ordinance Text Amendment Relating to the Required Commencement of Construction Activities for Planned Developments

The Board will receive the Planning Board recommendation and consider taking action on a staff initiated Zoning Ordinance Text Amendment to Section 7.2.8 Time Limit on Start of Construction of Planned Development of the Zoning Ordinance to modify existing regulations concerning the required timeline on the commencement of construction activities for planned development projects.

b. Zoning Ordinance Text Amendment Relating to Development Limits within Nodes

The Board will receive the Planning Board recommendation and consider taking action on a staff initiated Zoning Ordinance Text Amendment to Section(s) 4.2.8 and 4.2.9 seeking to modify existing development limitations on non-residential development within Nodes.

6. Regular Agenda

a. Jail Medical Services Contract

The Board will consider approving a contract for Jail Medical Services with Southern Health Partners, Chattanooga, Tennessee in the amount of \$211,250; and authorize the Chair to sign.

b. Friends Funds To Continue Seymour Center Evening Hours

The Board will consider approving the acceptance of \$4,576 from the Friends of the Robert and Pearl Seymour Center to maintain the current evening service hours as existed in the FY 2008-09 by employing non-permanent staff.

c. Divestiture of County Properties



The Board will consider setting minimum bid amounts for properties subject to divestiture and approve the Resolution Authorizing the Sealed Bid Sale.

7. Reports

a. Rogers Road Area: Cross-Reference of Town and County Task Force Reports

The Board will receive a report from staff representing a cross-reference of recommendations contained within the reports from the Town of Chapel Hill Small Area Plan Task Force and related historical background and authorize staff to continue in coordination with Town counterparts relative to next steps.

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

9. County Manager's Report

10. Appointments

a. Advisory Board on Aging – New Appointment

The Board will consider making one new appointment to the Advisory Board on Aging.

b. Board of Health – New Appointments

The Board will consider making new appointments to the Board of Health.

11. Information Items

- Bradshaw Quarry Road Solid Waste Convenience Center Closure

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



Orange County water supply reservoir water levels

Available information as of 2:00 PM, Wednesday, August 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 current Eno River flows are at approximately 11cfs (7.1 mgd) and falling. This flow represents a level that is approximately 120% of the historical median flow level (9 cfs) for this day of the year.
- At this time of year, seasonal rains have ended and there is very little base flow to the Eno. The Stage I Capacity Use restrictions on withdrawals and requirements for minimum instream flow have been in effect for more than a month. However, instream flows and lake levels have been boosted by thunderstorm activity for most of the time since the initiation of the Capacity Use requirements.
- Orange Alamance continues the operation of its water plant five days a week (Monday-Friday) with average withdrawals of 350,000 gallons per day, an increase of 50,000 gpd since last years.

West Fork Reservoir (as last reported 8/12/2009)

- Water level is just below full
- Water storage capacity remaining is approximately 100 %
- Approximately 365 days of water supply remaining (assuming Town's current 30 day average water consumption rate (1.18 mgd).

OWASA Reservoirs (as last reported 8/11/2009)

- Water level at Cane Creek Reservoir is 2'-5" below full
- Water level at University Lake is 16" below full
- Total remaining water storage capacity is approximately 87.7% (3.13 billion gallons)
- Approximately 353 days of water supply remain with no additional rainfall (at the current 30-day average daily demand [8.85 million gallons per day])
- OWASA's year-round water conservation requirements are in effect

National Weather Service/NOAA Regional Precipitation data (through 8/11/2009) **(inches above [+] or below [-] normal)**

RDU

-0.63" since August 1, 2009

Piedmont-Triad

-0.77" since August 1, 2009



-5.12" since January 1, 2009

-4.47" since January 1, 2009

Miscellaneous notes

The NC Drought Management Advisory Council drought map, last updated August 4, 2009, indicates that all of Orange (and all surrounding counties) County lies within the area of the state characterized as experiencing abnormally dry weather conditions.