

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

Interlocal Cooperation Agreement
Between
the COUNTY OF DURHAM and
the DURHAM COUNTY ALCOHOL BEVERAGE CONTROL BOARD

This is an Interlocal Cooperation Agreement (hereinafter "Agreement") between County of Durham, a political subdivision of the State of North Carolina, (hereinafter "County") and the Durham County Alcohol and Beverage Control Board, a political subdivision of the State of North Carolina, (hereinafter "ABC Board"). This Agreement is made pursuant to Article 20 of Chapter 160A of the North Carolina General Statutes.

For and in consideration of mutual covenants contained herein and the mutual benefits to result therefrom, the parties hereby agree as follows:

SECTION 1. CREATION AND PURPOSE

The purpose of this Agreement is to allow the County, through its General Services Department to provide maintenance and pest control services as necessary to maintain certain ABC store properties pursuant to the terms of this Agreement.

SECTION 2. COMPENSATION

The County shall receive from the ABC Board full compensation for the provision of Services in accordance with this Agreement and Attachment 1. Unless otherwise specified, The County shall submit an itemized invoice to the ABC Board by the end of the month during which Services are performed. Payment will be processed promptly upon receipt and approval of the invoice by County ABC Board.

SECTION 3. TERM

This Agreement shall begin January 1, 2023 and shall continue until August 31, 2023, when it may be renewed for successive five year terms by written agreement of the County and the ABC Board.

SECTION 4. TERMINATION

Either party may terminate this Agreement by giving at least sixty (60) days prior written notice to the other party.

SECTION 5. AMENDMENTS

This Agreement may be amended at any time by execution by both parties of a written amendment.

SECTION 6. APPOINTMENT OF PERSONNEL

Except to the extent provided otherwise in this Agreement, it is agreed that the County's General Services Director shall designate persons to carry out the County's obligations under this Agreement, and that the ABC Board shall designate persons to carry out the ABC Board's obligations under this Agreement.

SECTION 7. GOVERNING LAW

This contract shall be governed by and in accordance with the laws of the State of North Carolina. All actions relating in any way to this contract shall be brought in the General County of Justice in the County of Durham and the State of North Carolina.

SECTION 8. ENTIRE AGREEMENT

This Agreement shall constitute the entire understanding between the County and the ABC Board with respect to maintenance at ABC stores in Durham County and shall supersede all prior understandings and agreements relating to the subject matter hereof and may be amended only by written mutual agreement of the parties.

SECTION 9. HEADINGS

The subject headings of the sections in this Agreement are included for purposes of convenience only and shall not affect the construction or interpretation of any of its provisions. This Agreement shall be deemed to have been drafted by both parties and no purposes of interpretation shall be made to the contrary.

IN TESTIMONY WHEREOF, the County has caused this Agreement to be signed in its name by its County Manager, and the ABC Board by its General Manager, and they, acting under and by virtue of the authority in them vested, have hereunto set their hand and seal, the days and year written below.

ATTEST:

THE COUNTY OF DURHAM

Monica Wallace, County Clerk

Kimberly J. Sowell, County Manager


DATE: _____

ATTEST:



ABC City Clerk 11/17/2022

DURHAM COUNTY ABC BOARD



11-18-22

**Attachment 1: Scope of
Services**

FY 2022/2023

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Maintenance Services will be provided by employees of the General Services Department on the following Durham County ABC Board properties:

Location Name	Location Address	Owned/ Leased	Usage	Needs For Location:
Store 1	1928 Holloway Street Durham, NC 27703	Own	Retail	Basic Grounds mow & trash Pest control
Store 3	2806 Hillsborough Road Durham, NC 27705	Own	Retail	Basic Grounds mow & trash Pest control
Store 4	2121 TW Alexander Dr Morrisville, NC 27560	Leased	Retail	Pest control
Store 5	115 Sherron Rd. Durham, NC 27703	Own	Retail	Basic Grounds mow & trash Pest control
Store 8	5122 N. Roxboro St. Unit 100 Durham, NC 27704	Leased	Retail	Pest control
Store 10/ New Location	5608 Highway 55 Durham NC 27713	Own	Retail/ Mixed beverage	New location can't be mowed until the spring at the earliest due to new landscaping. Still need to have trash picked up. Pest Control
Store 10/ Old location	5202 HWY 55 Durham NC 27713	Own	Empty/ retail space	Basic grounds mow & trash Pest control Need to maintain till we sale building
Store 11	3620 Chapel Hill Blvd. Durham, NC 27707	Own	Retail/ Mixed beverage	Basic Grounds mow & trash Pest control
Store 12	1515 North Pointe, Suite 101 Durham, NC 27705	Leased	Retail	Pest control
Store 14	4717 Hope Valley Rd Durham, NC 27707	Own	Retail	Basic Grounds mow & trash Pest control
WHS	1645 Cooper St Durham, NC 27703	Own	Warehouse	Basic Grounds mow & trash Pest control
ALE Office	905 Fayetteville St. Durham, NC 27701	Own	Law Enforce Offices	Basic Grounds mow & trash Pest control
Admin Office	3620 Shannon Rd Suite 200 Durham NC 27707	Own	Admin Office	Pest Control

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Services to be provided by Durham County, General Services to ABC
Board properties:

ROUTINE SERVICES

Ground Maintenance Routine Services

Provide routine schedule of services to:

- a. Litter and trash including rubbish, paper, bottles, cans, and other debris shall be removed from all lots and grounds twice a week on Mondays and Fridays.
- b. Empty exterior trash receptacles and replace trash liners.
- c. Mow and trim grass every 2 weeks.
- d. Remove leaves in the fall season of each year.
- e. Hardscape (i.e. sidewalks, patios, driveways shall be swept or blown free of debris on Mondays and Fridays.

Pest Control Services

Provide routine monthly services includes:

- a. A monthly inspection of all facilities.
- b. A quarterly application of pesticides that covers ants, cockroaches, spiders, fire ants, gnats, and silver fish.
- c. Traps are set for mice and rats upon request.

Administration Services

- a. Provide for administration services of this contract (administration of service personnel, invoicing, and collection of fees).
- b. The ABC Administration office now has electronic access to the General Services work order system. This capability will expedite service and provide ABC with detailed service reports.

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Services to be provided by Durham County, General Services to ABC
Board properties:

SPECIAL SERVICES

Special Services

Special Services shall be paid at the hourly rate noted below. The special services rates are for any services that Durham County-General Services staff performs in addition to the routine service. Please see Ground Maintenance Services for a description of what's included in the routine service.

Ground Maintenance Services

- a. Assist in coordinating repairs to lots and grounds as required (e.g. repair potholes, re-stripe lots, power washing, fencing, etc.)
- b. Remove ice and snow and spread ice melt as necessary

Other Maintenance Services

- a. Provide for maintenance of interior and exterior of buildings on an as needed or requested basis.
- b. Maintenance services includes all building maintenance as well as for attached equipment or fixtures, for plumbing, electrical and HVAC systems.
- c. Perform inspections as scheduled or requested.
- d. Perform repairs utilizing General Service's in-house staff and/or assist in coordinating repairs to interior and exterior of buildings on an as needed or requested basis. (e.g. assist in coordinating repairs by outside vendors).

Pest Control Services

There will be an extra pest control service charge for the following services.

- a. Recalls for pesticide application after an initial application was applied.
- b. Service requests to get rid of larger rodents.

FY 2022/2023 General Services Rates

Routine Service Rate

Monthly Rate of \$4,336.85 plus \$0.625 per mile

Basic Grounds	\$2,819.11
Pest Control	\$ 316.04
Administration	\$1201.70

Special Services Rates

Grounds Maintenance Labor Rate	\$34.70/hour plus Materials & Equipment
Building Maintenance Labor Rate	\$41.05/hour plus Materials & Equipment
Plumbing Maintenance Labor Rate	\$44.17/hour plus Materials & Equipment
HVAC Maintenance Labor Rate	\$47.95/hour plus Materials & Equipment
Electrical Maintenance Labor Rate	\$48.90/hour plus Materials & Equipment
Administration/Overhead Rate	\$6.02/hour
Grounds Overtime Rate	\$52.05/hour
Building Overtime Rate	\$61.57/hour
Plumbing Overtime Rate	\$66.26/hour
HVAC Overtime Rate	\$71.93/hour
Electrical Overtime Rate	\$73.35/hour

Equipment Rates

Walk behind Mower Rate	\$2.50/hour
Riding Mower Rate	\$7.00/hour
Gasoline Weed Eater Rate	\$4.00/hour
Gasoline Edger Rate	\$2.50/hour
Snow Blower Rate	\$3.00/hour
Boom Truck	\$34.60/hour
Mini Skid Loader	\$10.00/hour
Box Truck	\$15.00/hour
Diesel Snowplows-Dump Truck	\$21.00/hour
Leaf Collection	\$3.00/hour
Scissor Lift	\$19.16/hour
Backhoe	\$24.38/hour
Pallet Jack	\$9.38/hour

Additional material and/or equipment will be charged separately.

These rates are in effect from January 1, 2023, through August 31, 2023