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Agenda

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City Council Work Session Agenda Thursday, October 22, 2020 - 1 p.m. Virtual Meeting

Please note: Agenda items are current at time of posting. Items may be changed, updated or added after initial posting.

To access Agenda-related documents, please click on the underlined [Agenda Item title](#).

Call to Order

Roll Call

Announcements by Council

Priority Items by the City Manager, City Attorney and City Clerk

Administrative Consent Items

City Clerk's Office

1. Approval of City Council Minutes

To approve City Council Minutes for the following meetings: September 8, 2020; September 10, 2020 (Special Meeting); September 10, 2020; September 21, 2020 and September 24, 2020.

(Resource Person: Diana Schreiber - 919-560-4166 ext. 12266) (PR# 14242)

2. Housing Appeals Board - Mayor's Nominee

To reappoint Fredrick Davis as Mayor's Appointee to the Housing Appeals Board representing a Regular Member - At-Large with the term to expire on June 30, 2023.

(Resource Person: Laverne V. Brooks - 919-560-4166 ext. 12264) (PR# 14237)

3. Human Relations Commission – Appointments

To appoint residents to fill two (2) vacancies on the Human Relations Commission representing a Caucasian/Non-Hispanic Female and an African American Male with the terms to expire on June 30, 2022.

(Due to the resignations of Pierce Freelon and Jennifer W. Belle.)

(Resource Person: Laverne V. Brooks - 919-560-4166 ext. 12264) (PR# 14239)

4. Mayor's Council For Women - Appointment

To appoint a resident to fill one (1) vacancy representing Civil Rights/Justice Sector on the Mayor's Council For Women with the term to expire on June 30, 2021.

(Due to the resignation of Nida Allam.)

(Resource Person: Laverne V. Brooks - 919-560-4166 ext. 12264) (PR# 14238)

Departmental Items

Audit Services Department

5. Year-End 2020 Inventory Performance Audit Dated September 2020

To accept the Year-End 2020 Inventory Performance Audit dated September 2020 as presented and approved at the September 28, 2020 Audit Services Oversight Committee meeting.

(Resource Person: Germaine Brewington - 919-560-4213 ext. 14244) (PR# 14244)

Budget and Management Services Department

6. Participatory Budgeting (PB) Grant Agreement with The LGBTQ Center Of Durham, Inc. To Provide One-Time Funding for Positions/Benefits

To authorize the City Manager to enter into a Grant Agreement with The LGBTQ Center of Durham, Inc. to provide funding for program services in an amount not to exceed \$113,300.

(Resource Person: Andrew Holland - 919-560-4111 ext. 20101) (PR# 14247)

City Manager's Office

7. 2020 Eno Haw Regional Hazard Mitigation Plan

To adopt a resolution authorizing the 2020 Eno Haw Regional Hazard Mitigation Plan;
and

To agree to take such other official action as may be reasonably necessary to carry out the proposed actions of the Plan.

(Resource Person: Leslie O'Connor -) (PR# 14236)

Department of Transportation

8. Vehicle Lease Agreement - Lincoln Community Health Center

To authorize the City Manager to execute a lease agreement between the City and Lincoln Community Health Center to lease four (4) paratransit vehicles.

(Resource Person: Sean Egan - 919-560-4366 ext. 36410) (PR# 14243)

Department of Water Management

9. Celeste Circle and Githens School Lift Stations - Amendment 1 to the Professional Engineering Services Contract

To authorize the City Manager to execute a contract amendment to the Celeste Circle and Githens School Lift Stations Project with Freese and Nichols, Inc. in an amount not to exceed \$1,052,770, increasing the total contract amount to \$2,903,710;

To establish additional contingency funds for the contract in the amount not to exceed \$53,252, increasing the total amount to \$238,346; and

To authorize the City Manager to negotiate change orders for the contract provided that the total project cost does not exceed \$3,142,056.

(Resource Person: Jerry Morrone - 919-560-4381 ext. 35243) (PR# 14211)

10. Williams Water Treatment Plant Basin Improvements - Design Contract Award to Hazen And Sawyer

To authorize the City Manager to execute a contract with Hazen and Sawyer for Professional Engineering Services in the amount of \$447,230 for the Williams Water Treatment Plant Basin Improvements Project;

To establish a contingency fund for the contract in the amount of \$47,770; and

To authorize the City Manager to negotiate change orders for the contract provided that the total project cost does not exceed \$495,000.

(Resource Person: Jerry Morrone - 919-560-4381 ext. 35243) (PR# 14248)

11. Award of Utility Easement Survey and Delineation Service Contract To Taylor, Wiseman & Taylor, Inc.

To authorize the City Manager to execute a contract with Taylor, Wiseman & Taylor, Inc. for the Utility Easement Survey and Delineation Project, in an amount not to exceed \$415,990.50.

(Resource Person: Jerry Morrone - 919-560-4381 ext. 35243) (PR# 14240)

Emergency Communications Department

12. Authorized Quality Assurance Contract by Priority Dispatch Corporation

To authorize the interim city manager to enter into contract with Priority Dispatch Corporation in the amount of \$73,584.

(Resource Person: Randy Beeman - 919-560-4500 ext. 16274) (PR# 14227)

Finance Department

13. Bid Report - September 2020

To receive a report on the bids that were acted upon by the City Manager in September 2020.

(Resource Person: Jonathan Hawley - 919-560-4312 ext. 18225) (PR# 14233)

14. Resolution Approving an Amendment to an Installment Financing Contract

Adopt a Resolution approving an amendment to an Installment Financing Contract and providing for certain other related matters; and

Authorize the City Manager or designee to execute other associated legal documents as necessary to complete this transaction, and to make changes to any of the legal documents prior to execution, so long as the changes are consistent with the intent of the agenda item memo and the existing versions of the documents.

(Resource Person: Emily Desiderio - 919-560-4511 ext. 18238) (PR# 14235)

General Services Department

15. Property Exchange and Interlocal Agreement with the Durham Public Schools Board of Education for Snow Hill Road Park and Lucas Middle School

To adopt a resolution pursuant to North Carolina General Statutes 160A-271 that authorizes an exchange of property with The Durham Public Schools Board of Education at Lucas Middle School and Snow Hill Road Park; and

To ratify by resolution, pursuant to North Carolina General Statutes 160A-461, the Interlocal Cooperation Agreement for the Joint Use of Property between The Durham Public Schools Board of Education and the City of Durham.

(Resource Person: David Fleischer - 919-560-4197 ext. 21288) (PR# 14245)

Public Works Department

16. Support for the Upper Neuse River Basin Association Interim Alternative Implementation Approach (IAIA) [15 minutes/13 slides]

To receive a presentation about the Upper Neuse River Basin IAIA; and

To support participation by the City of Durham in the IAIA to comply with the Stage I Existing Development Rule requirements for Falls Lake.

(Resource Person: Michelle Woolfolk - 919-560-4326 ext. 30219) (PR# 14234)

Technology Solutions Department

17. Security Operations Center (SOC) Managed Services

To authorize the City Manager to execute a service contract with Securance LLC in an amount not to exceed \$400,344 for the cost of the Security Operations Center Managed Services spanning five years, with the recurring annual fees to be paid from the Technology Solutions Department's operating budget.

(Resource Person: Frederick Ravin - 919-560-4122 ext. 33201) (PR# 14221)

Presentations

City Manager's Office

18. Bull City United & Violence Interruption [30 Minutes/ 24 slides]

To receive a presentation from Bull City United on violence prevention and reduction.

(Resource Person: Joanne Pierce, Durham County General Manager Of The Public Health And Community Well-Being - 919-560-7609 ext. 99999) (PR# 14256)

Department of Community Development

19. 2020-2021 Multifamily Production and Preservation Request for Proposals Funding Award Recommendations [15 Minutes/ 5 slides]

To receive a presentation about the results of the Community Development Department's recent Multifamily Production and Preservation Request for Proposals.

(Resource Person: Reginald Johnson - 919-560-4570 ext. 22223) (PR# 14246)

Public Hearings

City-County Planning Department

20. Consolidated Annexation - National Heritage Academies (NHA) Oak Charter School

To conduct a public hearing to receive comments and consider the following motions:

Motion #1: To adopt an ordinance annexing 'National Heritage Academies (NHA) Oak Charter School' into the City of Durham effective December 31, 2020; and to authorize the City Manager to enter into a utility extension agreement with Charter Development Company, L.L.C; and

Motion #2: To adopt a Consistency Statement as required by NCGS 160A-383; and

Motion #3: To adopt an ordinance amending the Unified Development Ordinance By Taking Property out of the Residential Suburban-20 (RS-20), Commercial Neighborhood (CN), Rural Residential (RR), County Jurisdiction Zoning District and Establishing the Same as Residential Suburban-20 (RS-20), Commercial Neighborhood (CN), Rural Residential (RR), City Jurisdiction Zoning District.

(Resource Person: Alexander Cahill - 919-560-4137 ext. 28248) (PR# 14253)

21. Z1800013 Chesterfield Avenue - Street Closing

To conduct a public hearing to receive comments and consider the following motions:

Motion #1: To adopt an order permanently closing 77,768 linear feet of Chesterfield Avenue.

(Resource Person: Grace Smith - 919-560-4137 ext. 28215) (PR# 14254)

22. Z1800032 - 1700 Hillandale Road

To conduct a public hearing to receive comments and consider the following motions:

Motion #1: To adopt a Consistency Statement as required by NCGS 160A-383; and

Motion #2: To adopt an ordinance amending the Unified Development Ordinance by taking property out of the of the Residential Suburban - 10 District (RS-10) and Establishing the Same As the Planned Development Residential District - 7.838 (PDR 7.838).

(Resource Person: Alexander Cahill - 919-560-4137 ext. 28248) (PR# 14250)

23. Unified Development Ordinance Text Amendment, Various Amendments Related to Affordable Housing, The PDR District, And The Falls/Jordan District A Watershed (TC1900004)

To conduct a public hearing to receive comments and consider the following motions:

Motion #1: To adopt the appropriate consistency statement as required per NCGS 160A-383; and

Motion #2: To adopt ordinance C1 or C2 (choose one or a modification of either) amending the Unified Development Ordinance, incorporating revisions to Article 4, Zoning Districts; Article 6, District Intensity Standards; Article 10, Parking and Loading; and Article 17, Definitions.

(Resource Person: Michael Stock - 919-560-4137 ext. 28227) (PR# 14249)

Community Development Department

24. Approval of a Multifamily Housing Facility Known as Oakley Square Apartments in the City of Durham, North Carolina and the Financing Thereof with Multifamily Housing Revenue Bonds in an Aggregate Amount not to Exceed \$12,000,000

To adopt a resolution providing approval of a multifamily housing facility known as Oakley Square Apartments in the City of Durham, North Carolina; and

To approve the financing thereof with multifamily housing revenue bonds in an aggregate amount not to exceed \$12,000,000 (the "Bonds").

(Resource Person: Reginald Johnson - 919-560-4570 ext. 22223) (PR# 14251)

25. Approval of a Multifamily Housing Facility Known as JJ Henderson Towers in the City of Durham, North Carolina and the Financing Thereof with Multifamily Housing Revenue Bonds in an Aggregate Amount Not to Exceed \$15,400,000

To authorize the JJ Henderson Towers multifamily housing project and bonds in an aggregate amount not to exceed \$15,400,000.

(Resource Person: Reginald Johnson - 919-560-4570 ext. 22223) (PR# 14252)

Settling the Agenda

Other Matters

Adjournment

Rules of Decorum for Citizen Participation

In support of and respect for an open, fair and informed decision-making process, the City Council and the Administration recognize that:

- civil, respectful and courteous discourse and behavior are conducive to the democratic and harmonious airing of concerns and decision making; and
- un-civil discourse and/or discourteous and inappropriate behavior have a negative impact on the character and productivity of the decision-making process.

In an effort to preserve the intent of open government and maintain a positive environment for citizen input and Council decision-making, the following Rules of Decorum have been established.

Compliance with these rules is expected and appreciated. The Rules of Decorum will be included in the agenda and will be referenced at the beginning of each Council meeting and Council Work Session by the presiding officer. A written list of the Rules of Decorum will also be printed and mounted upon the walls of the Council Chambers and the Committee Room.

1. All citizens may participate in the public process.
2. The Mayor serves as the presiding officer of the Council; the Mayor Pro Tem serves in the Mayor's absence.
3. Citizens must sign up to address Council using procedures outlined for Council meetings and Council Work Sessions (above).
4. Citizens may speak only to the matter for which they signed up and, in the case of public hearings, those matters which have been advertised and placed on the Council meeting agenda.
5. Citizens are encouraged to prepare remarks in advance for submission to the public record. Prepared remarks should be submitted to the Clerk prior to the start of the meeting or at the end of their comments. Additional material may be submitted to supplement remarks.
6. In an effort to accommodate all who wish to address Council at a Council meeting while preserving a reasonable and efficient meeting schedule, each speaker will have a specified amount of time to deliver comments. Comments will be timed by the City Clerk or designee; signals will be provided at the one-minute and 30-second measures. Speakers are expected to cease comments immediately upon end-time.

Council Work Sessions: Citizens who sign up in advance will be allowed to speak for up to 5 minutes.

City Council Meetings: Citizens who sign up in advance will be allowed to speak for up to 5 minutes.

7. Speakers will conduct themselves in a civil and respectful manner at all times.
8. Speakers will address the presiding officer.
9. Questions to Council members or City staff will be facilitated by the presiding officer.
10. Speakers will state their name and address.

11. Speakers will make an effort to speak clearly into the microphone provided.
12. Speakers will make an effort to speak succinctly.
13. Speakers will refrain from the use of individual City staff names. It is appropriate to refer to staff by title and/or department.
14. Speakers will refrain from the use of obscene language, "fighting words" likely to incite violence from the individual(s) to whom the words are addressed, or other language which is disruptive to the orderly and fair progress of discussion at the meeting.
15. Speakers will refrain from making comments of a personal nature regarding others.
16. Name-calling and/or obscenity is forbidden.
17. Shouting, yelling or screaming is forbidden.
18. Council Work Session or Public Hearing attendees (audience) will refrain from commenting, shouting, booing, clapping, stomping feet or other inappropriate and/or disruptive behavior. Brief clapping is permissible at the end of a speaker's comments.
19. Council Work Session or Public Hearing attendees (audience) should refrain from private conversation during meetings.
20. Council Work Session or Public Hearing attendees (audience) should come and go as necessary from meeting space in the least disruptive manner as possible.
21. No campaign placards, banners, or signs will be permitted in the City Council Chambers or Committee Room. Other signage is permitted except signs which violate the Rules of Decorum or that block the view of other attendees.
22. Exhibits, displays, and visual aids used in connection with presentations to the City Council are permitted. Video presentations requested by citizens as visual aids may not be broadcast over cable television due to technological challenges.

Notice under the Americans with Disabilities Act (ADA)

A person with a disability may receive an auxiliary aid or service to effectively participate in city government activities by contacting the ADA Coordinator, voice 919-560-4197, fax 560-4196 or ADA@durhamnc.gov (mailto:ADA@durhamnc.gov), as soon as possible but no later than 48 hours before the event or deadline date.

Notice under the Language Access Plan (LAP)

For persons requiring language assistance to effectively participate in City Council Meetings and Work Sessions, contact the City Clerk's Office at 919-560-4166, send a fax to 919-560-4835 or email City.Clerk@durhamnc.gov (mailto:City.Clerk@durhamnc.gov) to request interpretation and/or translation services as soon as possible but no later than 48 hours before the event or deadline date.

Plan de Acceso al Idioma

Las personas que requieran asistencia lingüística para participar efectivamente en las reuniones del consejo municipal y las sesiones de trabajo, comuníquense con la Oficina del Secretario de la Ciudad al 919-560-4166 envíenos un fax al 919-560-4835 o email al City.Clerk@durhamnc.gov (mailto:City.Clerk@durhamnc.gov).

Para solicitar para los servicios de interpretación y / o traducción tan pronto como sea posible pero a más tardar 48 horas antes del evento o fecha límite.



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