



City Council Meeting Agenda Monday, October 1, 2018 - 7 p.m. First Floor Council Chambers

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

Moment of Silent Meditation

Pledge of Allegiance

Roll Call

- Hispanic Heritage Month Proclamation
- Energy Efficiency Day Proclamation
- National Arts and Humanities Month Proclamation
- LGBTQ History Month Proclamation

Announcements by Council

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

Consent Agenda

1. Approval of City Council Minutes

To approve the City Council Minutes for September 4, 2018 and September 6, 2018.

(Resource Person: Diana Schreiber - 919-560-4166 ext. 12266) (PR# 12738)

2. Housing Appeals Board - Appointment

To appoint Timothy Stokes to the Housing Appeals Board representing At-Large (Alternate Member) with the term to expire on June 30, 2021.

(Due to the expired term of Vanessa O'Neal)

(Resource Person: LaVerne V. Brooks - 919-560-4166 ext. 12264) (PR# 12656)

3. Racial Equity Task Force - Appointments

To appoint the following seventeen (17) residents to the Racial Equity Task Force: Elaine O'Neal (Chair), Tia M. Hall, Vanessa J. Hines, Cory H. Hogans, Jessica C. Luginbuhl, Cameron L. Smith, David H. Dixon, Kaaren M. Haldeman, Ana S. Nunez, James Tabron, Emily S. Coward, Jovonia Lewis, Howard N. Machtinger, Daniel R. McKinney, Katie J. Mgongolwa, Jamel E. Moss, and Cecilia S. Polanco.

(Resource Person: LaVerne V. Brooks - 919-560-4166 ext. 12264) (PR# 12686)

4. Sesquicentennial Honors Commission - Appointments

To appoint the following seven (7) residents to the Sesquicentennial Honors Commission: Joseph Blocher and Michelle L. Gonzalez-Green (Co-Chairs), Ernest A. Dollar, John E. Schelp, Aya Shabu, Frances D. Starn and Andre D. Vann.

(Resource Person: LaVerne V. Brooks - 919-560-4166 ext. 12264) (PR# 12739)

5. Departmental Measures Performance Audit Dated June 2018

To accept the Departmental Measures Performance Audit dated June 2018 as presented and approved at the August 27, 2018 Audit Services Oversight Committee meeting.

(Resource Person: Germaine Brewington - 919-560-4213 ext. 14244) (PR# 12725)

6. Facilities Maintenance Performance Audit Dated June 2018

To accept the Facilities Maintenance Performance Audit dated June 2018 as presented and approved at the August 27, 2018 Audit Services Oversight Committee meeting.

(Resource Person: Germaine Brewington - 919-560-4213 ext. 14244) (PR# 12726)

7. Housing for New Hope Rapid Re-Housing Performance Audit Dated June 2018

To accept the Housing for New Hope Rapid Re-Housing Performance Audit dated June 2018 as presented and approved at the August 27, 2018 Audit Services Oversight Committee meeting.

(Resource Person: Germaine Brewington - 919-560-4213 ext. 14244) (PR# 12727)

8. Request to Carryover Funds from FY2017-18 to FY2018-19 Budget and Other Budget Ordinances

To adopt a Budget Ordinance amending the City of Durham Budget Ordinance as amended, Fiscal Year (FY) 2018-19, the same being Ordinance #15326 to appropriate fund balance for the carryover request, recognize encumbrances brought forward from FY2017-2018 and make other needed ordinance amendments;

To adopt the FY 2016-17 City of Durham and Federal Transit Administration Section 5307 (STP-DA/STBG-DA) Grant Project Ordinance superseding Grant Project Ordinance 15142, and authorize the City Manager to execute the grant agreement;

To adopt the FY2018-19 City of Durham and Federal Transit Administration Section 5307 (STP-DA) Grant Project Ordinance, and authorize the City Manager to execute the agreement;

To adopt the City of Durham Employment Training 2015-18 Grant Project Ordinance superseding Grant Project Ordinance #15340 for Federal Grant for the purpose of adjusting actual program income totals; and

To adopt a Resolution superseding Resolution #10098 to amend the Internal Service Funds FY 2018-19 Financial Plan for the purpose of recognizing encumbrance carry-forwards.

(Resource Person: John J. Allore - 919-560-4111 ext. 20292) (PR# 12732)

9. Contract with Freese and Nichols, Inc. for South Durham Phase III Hydraulic Model

To authorize the City Manager to execute a contract with Freese and Nichols, Inc. for professional engineering services in the amount not to exceed \$1,151,830.00 for the South Durham Phase III Hydraulic Model;

To establish a contingency fund for the contract in the amount of \$34,000.00; and

To authorize the City Manager to negotiate amendments to the contract provided that the total contract cost does not exceed \$1,185,830.00.

(Resource Person: Jerry Morrone - 919-560-4381 ext. 35243) (PR# 12700)

10. August 2018 Bid Report

To receive a report on the bids that were acted upon by the City Manager in August 2018.

(Resource Person: Jonathan Hawley - 919-560-4132 ext. 18225) (PR# 12735)

11. Purchase and Maintenance Agreement with Sharp Business Systems of North Carolina for Multi-Functional Devices

To authorize the City Manager to purchase 79 Multi-Functional Devices (MFDs) for \$290,248.00 and execute a four year maintenance agreement (with a one year extension option) on MFDs in the estimated amount of \$134,267.52 per year for a total estimated first year cost of \$424,515.52 from Sharp Business Systems of North Carolina; and

To adopt an Ordinance amending the General Capital Improvement Project Ordinance, Fiscal Year 2018-19, as amended, the same being Ordinance #15327, for the purpose of moving funds for the purchase of MFDs in the amount of \$290,248.00.

(Resource Person: Keith Herrmann - 919-560-4455 ext. 18230) (PR# 12736)

12. Contract with Horace G. Ilderton, LLC for Sixty-Four (64) Police Vehicles

To authorize the City Manager to execute a contract with Horace G. Ilderton, LLC for the purchase of sixty-four (64) police vehicles in the amount of \$1,888,138.00.

(Resource Person: Joseph W. Clark - 919-560-4101 ext. 31223) (PR# 12728)

13. Contract with Transource, Inc. for Eleven (11) Replacement Dump Trucks

To authorize the City Manager to execute a contract with Transource Inc. for the purchase of eleven (11) dump trucks in the amount of \$1,655,544.00.

(Resource Person: Joseph W. Clark - 919-560-4101 ext. 31223) (PR# 12730)

14. Temporary Construction and Grading Easement, and Fence Donation with the Miracle League of the Triangle, Inc. for the Construction of the Durham Miracle Athletic Park

To grant a temporary construction and grading easement (Easement) to the Miracle League of the Triangle, Inc. ("ML") to support the construction of Durham Miracle Athletic Park;

To grant the authority to the City Manager to execute extensions of the Easement timelines as necessary to accommodate the construction schedule; and

To accept the donation of a rail fence and eleven new brick columns that will be constructed on City owned property by ML.

(Resource Person: Stacey Poston - 919-560-4197 ext. 21254) (PR# 12734)

15. Utility Construction Agreement for U-5745 Hope Valley Road Roundabout (NC751) at University Drive (SR1183)

To authorize the City Manager to execute a Utility Construction Agreement with NCDOT for the relocation of water and sewer utilities associated with construction of the roundabout at the intersection of Hope Valley Road and University Drive under Project U-5745 in the amount of \$353,400.00;

To authorize the expenditure of \$88,350.00 from the Sewer Extensions and Improvements Account;

To authorize the expenditure of \$265,050.00 from the Water Extensions and Improvements Account;

To establish a contingency fund in the amount of \$35,340.00 (10%); and

To authorize the City Manager to execute any change orders to the contract such that the total contract does not exceed \$388,740.00.

(Resource Person: Tasha Johnson - 919-560-4326 ext. 30262) (PR# 12729)

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.