

DURHAM CITY COUNCIL WORK SESSION
Thursday, April 4, 2013 – 1:00 p.m.
Committee Room – 2nd Floor – 101 City Hall Plaza

Present: Mayor William V. “Bill” Bell and Council Members Eugene Brown, Diane Catotti, Don Moffitt and Steve Schewel. Excused Absence: Mayor Pro Tempore Cora Cole-McFadden. Absent: Council Member Howard Clement, III.

Also present: City Manager Thomas Bonfield, City Attorney Patrick Baker and City Clerk D. Ann Gray.

The meeting was called to order by Mayor Bell.

[Excuse Mayor Pro Tempore Cole-McFadden]

Motion by Council Member Catotti by Council Member Schewel to excuse Mayor Pro Tempore Cole-McFadden from the work session meeting.

The motion was approved by a vote of 5/0.

Mayor Bell asked if there were any announcements from the council.

Council Member Brown asked for a moment of silence in memory of the late Dr. Martin Luther King, Jr., who was assassinated 45 years ago today.

Mayor Bell commented on his attendance at the Historic Preservation Commission meeting on Tuesday, April 2, 2013. He said he would like for the council to discuss at a future meeting what their vision is for the City of Durham, particularly the downtown area. He asked the manager to begin to give it some thought on how the council may come together and have a transparent open discussion on what the council would like to see in terms of the vision of the City and understand the processes that are necessary for decisions to come before the council.

Mayor Bell asked for priority items from the City Manager, City Attorney and City Clerk.

City Manager Bonfield said presentations will be provided on the following items:

Agenda Item #10 – Assistance and Incentives for Southside Homebuyers

Agenda Item #11 – Selection of B. Wallace Design and Construction & Andrew Roby General Contractor for Southside Homebuilders

Agenda Item #12 – Approval of a Southside Neighborhood Site Preparation and Infrastructure Contract with D. H. Griffin Infrastructure, LLC

Agenda Item #13 – Sixth Amendment to Contract for Acquisition and Relocation Services with the Wooten Company (

Agenda Item #14 – Conditional Commitment to Integral Development, LLC for the Whitted School Project

Agenda Item #34 – 2013 Strategic Plan Input and Adoption

April 4, 2013

Agenda Item #35 – 2012 Recreation Advisory Commission Annual Report
Agenda Item #36 – 2012 Bicycle & Pedestrian Advisory Commission Annual Report

The City Manager's items were accepted by the City Council.

The City Attorney requested a closed session at the end of the meeting attorney-client consultation, Robinson Taylor vs. City of Durham, pursuant to GS. 143.318.11) a(3).

The City Attorney's item was accepted by the City Council.

There were no priority items from the City Clerk.

After Mayor Bell announced each item on the agenda, the following items were pulled for presentation/discussion and/or comments:

Subject: John "Giovanni" Tarantino

To receive comments from John "Giovanni" Tarantino regarding public transit issues and possible solutions.

Mr. Tarantino provided a song selection regarding DATA.

Subject: Boards, Committees and Commissions Attendance Reports

To receive attendance reports from Boards, Committees and Commissions for the period January 2012 thru December 2012.

For those committee members not meeting the attendance requirements, Council Member Catotti asked the City Clerk to contact the Chairs as outlined in the city council procedures.

Subject: Amendments to City Code Regulating Discharge and Possession of Dangerous Weapons

To adopt an Ordinance Amending the City Code to Regulate Discharge and Possession of Dangerous Weapons.

The staff report from the City Attorney's office referenced that the Durham City Code Chapter 46, "Public Safety" Article II "Weapons," currently contains eight ordinances, codified in Sections 46-21 through 46-28, which purport to regulate the discharge and possession of dangerous weapons, including firearms, within the City. Many provisions of these ordinances attempt to regulate firearms in a manner that is no longer authorized by State law. In addition, some authority to regulate firearms is not being exercised in the existing ordinances. The proposed amendments to City Code Sections 46-21 through 46-28 will revise the existing code provisions so that, by the operation of State laws in conjunction with the City Code, the

April 4, 2013

discharge, display and concealment of firearms and other dangerous weapons upon City property will be regulated in the manner summarized in Attachment 2.

As the request of Council Member Schewel, the Senior Assistant City Attorney Tony Smith office provided more explanation on Section 46-23. "Display of firearms or other dangerous weapons at public place or public assembly prohibited."

Council Member Catotti said the supporting information did not include Attachment 2 - Chart summarizing effect of proposed amendments to Durham City Code Regulating Discharge and Possession of Dangerous Weapons. She requested that this be provided to the council which she thought would be helpful to view.

City Attorney Baker said he would provide a copy of the information requested by Council Member Catotti.

Subject: Contract for Firefighter Wellness Program and National Fire Protection Association Qualifying Exams

To authorize the City Manager to execute a contract with Research Triangle Occupational Health Services, P.A. to provide medical services (including physical examinations) to current and prospective firefighters on the condition that annual amount paid under the contract shall not exceed \$54,000.00 and the total amount paid the Contractor during the 3 year term of this contract shall not exceed \$162,000.

The staff report indicated that since 1996, the Fire Department has had an active wellness program to help firefighters condition themselves and to identify and address potential health problems that may have job implications. The Department has historically contracted with a physician to provide these physical examinations and screenings using criteria established by the National Fire Protection and OSHA.

The current contract for these services has expired. Based on the evaluation of proposals submitted in response to a City issued Request for Proposals, the department is recommending a service provider to provide these services for the next three years.

Council Member Catotti asked since Concentra Medical is providing services to all other employees is there any cost savings in having them provide this service.

Jeff Bunnell, of the Fire Department/Special Operations, said he sat on the RFP review committee and said Concentra did not have the background and detail to do the NFPA type physical required and they were unable to provide the answers regarding the service needed.

April 4, 2013

Subject: Amendment #4 to the Household Hazardous Waste Contract between the City of Durham and ECOFLO, Inc.

To authorize the City Manager to execute Amendment #4 to the Household Hazardous Waste contract between the City of Durham and ECOFLO, Inc. for one additional year and to increase the spending authority to \$1,831,055.80.

The staff report indicated that in January 2004, ECOFLO, Inc. was selected as the City's contractor to operate the Household Hazardous Waste facility for a period of four years. Although typically referred to as the HHW facility, both HHW and electronic waste such as old computers, televisions and small appliances are accepted and managed at the facility.

The original Household Hazardous Waste Contract has been amended three times to extend the contract for additional years. The contract was amended in January 2011 to change the termination clause and to eliminate the charge for the collection of electronic waste. Amendment #4 is to eliminate the acceptance of electronic waste, extend the contract for one additional year, and to adjust the total cost of the contract to account for the 2% CPI price adjustment in accordance with the price and terms of payment set forth in the original contract.

Council Member Schewel asked if the contract no longer includes electronic waste, only household waste.

Ava Hinton, of the Solid Waste Department, replied that is correct.

Council Member Schewel asked what will happen to the electronic waste.

Ava Hinton, of the Solid Waste Department said they currently have an RFP out for a vendor to start collecting electronic waste and currently they are still collecting electronic waste at the convenient center.

Council Member Schewel asked where was ECOFLO located.

Ava Hinton replied Greensboro.

Subject: Inter-Local Agreement between Orange County and the City of Durham Regarding Disposition of Municipal Solid Waste Generated in Orange County at the Durham Transfer Station

To authorize the City Manager to enter into an Inter-Local agreement with Orange County Government to provide disposal services at the City's Transfer Station.

The staff report indicated that the City of Durham and Orange County have agreed that the City of Durham will provide disposal service to Orange County at the City of Durham Transfer Station located at 2115 E. Club Boulevard. It is agreed that Orange County will transport and

April 4, 2013

dispose Municipal Solid waste only to the station for disposal. With the exception of incidental amounts, all construction and demolition materials, tires, white goods, yard waste, electronics and recyclable materials will be segregated from the waste stream prior to entering the station.

The agreement is a five-year agreement, commencing on July 1, 2013 and expiring June 30, 2018. The agreement can be renewed upon written agreement of both parties.

Council Member Schewel said it seems the city is not making a lot of money even with the reduced hauling rates with the new contract and asked was it worth it for the city to take the Orange County solid waste for a small amount of extra revenue.

Chris Marriott, of the Solid Waste Department, said they will be making money with the suspected negotiated rates and any positive revenue is considered good. It is designed for well over 1,000 tons and adding that little bit of workload – they can handle it with very little expenses. Also, he referenced the rate the city would be charging Orange County and it could be changed by the city council at any given time.

Subject: 2012 Recreation Advisory Commission Annual Report

To receive the 2012 Recreation Advisory Commission Annual Report and the Durham Parks and Recreation Department 2012 Accomplishments.

Cheryl Lloyd, Vice Chair of the Commission, gave a power point presentation on this item commenting on the following topics:

- Recreation Advisory Commission 2012 Mission Statement
- Recreation Advisory Commission Facts
- 2012 Durham Parks and Recreation Challenges
- 2012 Recreation Advisory Issues – Top 3
- 2012 Highlights
- 2012 Recreation Park Tour
- 2012 Community Engagement
- 2012 Community Involvement
- 2013: Looking Forward
- 2012 Recreation Commission Statement and Members

The City Council thanked the commission for the report.

**Subject: Proposed Sale of 1111 West Chapel Hill Street by Upset Bid, Parcel ID 114009
(City Tract 1835)**

To declare the property at 1111 West Chapel Hill Street as surplus;

April 4, 2013

To propose to accept the offer of \$37,000.00 and six public parking spaces from Chapel Hill Street Development, LLC to purchase the property at 1111 West Chapel Hill Street and advertise for upset bids pursuant to the Upset Bid Procedure (G.S. 160A-269);

To authorize the City Manager to accept the bid from the highest responsible bidder at the conclusion of upset bid process, pursuant to Section 86.3 of the City Charter; and

To authorize the City Manager or the Mayor to convey the property with a non-warranty deed.

The staff report referenced that the City has received an Offer to Purchase City-owned property located at 1111 West Chapel Hill Street ("the Property) from Chapel Hill Street Development, LLC an affiliate of Self-Help Credit Union ("the Offeror"). The .229 acre property is a public parking lot containing twelve spaces. The offer includes a purchase price of \$37,000.00 and six parking spaces to be designated for use as short-term public parking at all times.

The Offeror proposes to redevelop an area known as Kent Corners located at West Chapel Hill and Kent Streets, (adjacent to the City-owned parking lot) as a mixed-use property proposed to include 38,000 square feet of office space, 10,000 square feet of retail space, and approximately 160 parking spaces.

The City proposes to sell the property as surplus pursuant to the upset bid procedure of G. S. 160A-269.

At this time, Council Member Moffitt disclosed to the council that he has a contractual relationship with a prospective tenant at this property and he has consulted with the City Attorney's Office who has advised that it was a possible conflict.

City Attorney Baker said he has spoken with Council Member Moffitt who has disclosed his particular financial situation and relationship with the proposed item and he was satisfied that he indeed has a conflict of interest pertaining to this subject matter.

Council Member Moffitt excused himself from the meeting.

General Services Director Joel Reitzer said this item 1111 West Chapel Hill Street came to their attention at the request of the OEWD Department as well as the developer requesting an interest in purchasing the property. He said as usual General Services issued an inquiry to city departments asking the departments to specify whether there was a reason to retain the property. The city departments responded with no objection to selling the property and thus they proceeded with preparing the agenda item for the council's consideration and an offer has been received on the property.

City Manager Bonfield said this is related to the Kent Corners project.

The following citizens spoke on this item:

April 4, 2013

David Anthony said he was not satisfied at this point the project as presented is meeting the neighborhood's needs and he saw this a very key area/corner -- a connector for a tremendous economic stimulus even as far as Morehead and Kent meet and Chapel Hill Road. He said he was not concerned if it is put up for sell or not but he would have hoped that the city would see there is a great value in it and go forward with some ideas that might use it better to solve some of the problems such as parking.

Also, Mr. Anthony read a letter into the record for Hillary Honig who also objected to the item as printed on the agenda. She recommended the council elect not to delegate authority to the City Manager under Section 86.3 of the City Charter, but direct the Real Estate Division to return with a report at the conclusion of upset bidding for City Council to accept or reject all bids.

For clarification, City Manager Bonfield said this item is not about the site plan it is to allow the process to move forward. He said this item is not to sell the parking lot and the city would not close on the parking lot until there is an approved site plan by the council.

Council Member Brown asked Mr. Anthony and Ms. Honig if there were speaking for the Burch Avenue Neighborhood Association.

David Anthony replied no. Also, Mr. Anthony referenced a meeting with David Fleischer of the Real Estate Division and said it was his understanding that the approval of the sale could take place at the next council meeting.

City Manager Bonfield said his discussions about the transaction - is that you would not sell property if there is not a site plan and project approved.

For clarification, Council Member Schewel asked will a site plan come before the council before the parking lot is sold.

City/County Planning Director Steve Medlin said they have received a rezoning application which included a development plan which is under current review and they are anticipating it will go before the planning commission in June at the earliest and shortly thereafter, come before the council for consideration.

City Manager Bonfield said the site plan cannot be reviewed unless there is some understanding about the parking lot.

City/County Planning Director Steve Medlin replied that is correct.

Micah Kordsmeier, representing Self-Help, said it was his understanding that the intent of the closing would occur upon approval of a development plan and if that was not approved, the project could not proceed until there was one.

Council Member Brown said he was very excited about something positive happening in this area and stated the neighborhood needed a project being proposed by Self-Help. Also, he referenced the limited use of the parking lot in question.

April 4, 2013

Subject: Bicycle and Pedestrian Advisory Commission 2012 Annual Report

To receive a presentation on the 2012 Annual Report of the Bicycle and Pedestrian Advisory Commission from the Chair of the Commission.

Merry Rabb, Chair of the Commission, gave a power point presentation on this item highlighting the following:

- BPAC Overview
- BPAC Membership
- 2012 Key Accomplishments (Site plans and rezoning; Bike Lane Projects; Sidewalk/Crosswalk Projects; Trail Projects; American Tobacco Trail Phase E
- American Tobacco Trail/Security Issues
- Citizen Outreach
- Durham Bike & Hike Map
- Bicycle Friendly Community
- Economic Impact

Summary

- Durham has tremendous positive momentum as a bicycle and pedestrian friendly community
- BPAC appreciates the support of its City/County leaders and Durham Transportation Department
- Do not hesitate to call on BPAC for help on bike/ped issues

The Council thanked Ms. Rabb for the report.

Subject: 2013 Strategic Plan Input and Adoption

To receive a presentation on the updated Strategic Plan; and

To adopt the 2013 Strategic Plan.

The staff referenced that in April 2011, City Council adopted the City's first Strategic Plan to identify long-term direction, short-term goals, and action steps for the organization. Since the adoption of the strategic plan, more strategic decision-making is occurring throughout the organization. Data is being used to make decisions and to tell a better story to the residents through the strategic plan dashboard. City departments are collaborating more frequently and working less in silos due in large part to the structure of the plan and the leadership of the organization.

In September 2012, the first major update of the citywide strategic plan began, enabling staff, residents, and key stakeholders to provide input on the existing objectives, measures, and

April 4, 2013

initiatives. This update and realignment was an opportunity to assess the plan in its entirety and make modifications and add new objectives, measures, and initiatives.

The Strategic Plan contained many departmental measures and initiatives, which have since been moved to departmental strategic plans. When the initial citywide plan was crafted in early 2011, there were no departmental plans implemented, necessitating the temporary placement of departmental measures in the citywide strategic plan. Also, the administration did not want to lose sight of the initiatives that were developed with staff, resident, and stakeholder input.

Community and staff input are essential with any successful strategic planning process. As one of the steps to update the strategic plan, the City engaged residents, key stakeholders, City staff and the Partners' Against Crime in visioning sessions and surveys. The purpose of the engagement component was to understand the various group's vision of the five strategic plan goals and their ideas for activities that the City can undertake to realize these visions. Information obtained from the sessions was used to guide the Strategic Plan update.

The administration recommends that City Council adopt the three-year strategic plan at the April 15th Council Meeting.

The Council thanked the administration for the presentation.

Subject: Assistance and Incentives for Southside Homebuyers

To receive a report on the proposed assistance and incentives for low to moderate income homebuyers in the Southside project area; and

To authorize the City Manager to approve adjustments as necessary to accomplish the project objectives.

The staff noted within the coming months, construction will begin on the first homeownership units in the Southside project area. In anticipation, the Department of Community Development has designed a homebuyer assistance/incentives program that will make homeownership affordable for low to moderate income buyers. The program provides the incentives to the buyer in lieu of writing down construction costs in order to further the objective of establishing higher market values necessary to attract long term private investment.

Community Development Director Reginald Johnson briefed the council on the revitalization of the project located on the Rolling Hills site. He said the plan currently is to have 93 units completed by December 31, 2013 and 80 of the units will be the tax credit units which are required by the North Carolina Housing Finance Agency (which will be within the 93 units). The remaining units will be completed sometime the first quarter of 2014. He referenced the environmental concerns and working with DENR to come up with a plan to remedy those concerns; however, they did not anticipate that DENR needed to talk with several other state agencies which had different opinions and all of the agencies worked together to come to a plan to deal with the environmental concerns (cap & cover plan). Mr. Johnson said the next agenda

April 4, 2013

item the council will see relates to the costs needed to incur to work with the infrastructure contractor which will be about \$300,000 (increase the contract with McCormack Baron from \$6,000,000 to \$6,300,000).

Community Development Director Reginald Johnson provided a map showing the location of 7 buildings containing 93 units (80 units of affordability will be located within the 7 buildings). It was noted that the 80 units can float within the 7 buildings (buildings 1; 2; 6; 7; 8; 11 and 12).

Community Development Director Reginald Johnson gave a power point presentation on the Assistance and Incentives for Southside Homebuyers referencing the following:

- Sources of Homebuyers Assistance and Incentives
- Durham-Chapel Hill MSA 2013 Income Limits Adjusted for Family Size
- Southside Homeownership Affordability Worksheet
- Southside Pre-Sales Brochure

Also, Mr. Johnson explained the subordination process of the loan.

Vice President Phail Wynn, representing Duke University, commented on a meeting with Duke employees regarding housing in Southside and said 80 employees have completed an interest form for housing in Southside. He said they are prepared to go beyond the 10 they are prepared to give forgivable loans to and go up to 15 if necessary.

At this time, Mayor Bell read a letter from President Richard H. Brohead regarding Duke University's intent on increasing their voluntary contribution to the City of Durham in the amount of \$400,000 for support of fire services, effective FY 2013-14.

Subject: Selection of B. Wallace Design and Construction and Andrew Roby General Contractor for Southside Homebuilders

To approve the selection of B. Wallace Design and Construction and Andrew Roby General Contractor as the homebuilder for the first 48 lots in the Southside neighborhood redevelopment.

The staff report referenced in December 2012, the City of Durham issued a Request for Qualifications, soliciting qualifications for homebuilders for the construction of up to 48 single-family homes as part of the Southside neighborhood redevelopment. Four proposals were received and evaluated by a five-person review panel. The panel was also charged with making a recommendation of selecting either one or a maximum of two contractors. The proposals received from B. Wallace Design & Construction and Andrew Roby General Contractor received the highest average scores and the panel decided unanimously to recommend both contractors as the approved builders for the first phase of development.

Community Development Director Reginald Johnson recommended that B. Wallace and Construction and Andrew Roby General Contractor be approved as the homebuilders for Southside.

April 4, 2013

Subject: Approval of a Southside Neighborhood Site Preparation and Infrastructure Contract with D. H. Griffin Infrastructure, LLC

To authorize the expenditure of up to \$1,908,863.00 in Community Development Block Grant, Section 108 and general funds for site preparation and infrastructure activities in the Southside neighborhood;

To authorize the City Manager to execute a site preparation and infrastructure contract with D. H. Griffin Infrastructure, LLC in an amount up to \$1,659,881.00;

To establish a contingency fund in the amount of \$248,982.00 from Community Development Block Grant funds; and

To authorize the City Manager to negotiate change orders provided that the cost of all change orders does not exceed \$248,982.00 and the total amount of the site preparation and infrastructure contract does not exceed \$1,908,863.00.

The staff report referenced that on January 22, 2013, the City of Durham issued a bid package for the partial demolition and removal of existing street surfaces and infrastructure, installation of erosion and sedimentation control measures and mass grading of 48 properties located along South Street, West Piedmont Avenue, Scout Drive and Hillside Avenue in the Southside neighborhood. Additional specifications included the installation of new street surfaces, curbs, sidewalks, street trees, water and sewer lines and storm drainage to serve all 48 homeowner units. Four bids were received on the March 7, 2013 due date.

The lowest bidder was D. H. Griffin Infrastructure, LLC with a lump sum price of \$1,729,880.00 and it is in compliance with the Ordinance to Promote Equal Business Opportunities in City of Durham contracting.

The Department of Community Development is recommending approval of a Southside Neighborhood Site Preparation and Infrastructure Contract with D. H. Griffin, Infrastructure, LLC.

Community Development Director Regional Johnson also briefed the council on the schedule for homeownership portion of the Southside Revitalization Project.

Mayor Bell asked if there were plans to have a homeownership association.

Community Development Director Reginald Johnson said they are still working with counsel to come up with that and they did not have an answer yet, but would keep council informed during future updates.

April 4, 2013

Subject: Sixth Amendment to Contract for Acquisition and Relocation Services with the Wooten Group

To authorize the expenditure of \$25,000,000 in Community Development Block Grant funds;
and

To authorize the City Manager to execute an amendment to the contract with the Wooten Company for acquisition and relocation services increasing the maximum compensation from \$247,415.00 to \$272,415.00.

The staff report referenced that in April 2008, Council authorized the City Manager to execute a contract with the Wooten Company to provide acquisition and relocation services associated with 51 privately-owned properties on the Rolling Hills site. Council approved an expanded scope of services in December 2009 to include the relocation of tenants from properties acquired by Self-Help elsewhere in the Southside neighborhood. Subsequently, the contract has been amended to extend the contract term and to allow for additional hourly billing with prior approval by the City. This sixth amendment provides for the completion of relocation services associated with four tenant households in properties acquired directly by the City and the relocation of up to three owner-occupants whose homes are so severely deteriorated that rehabilitation is not feasible.

The Community Development Department is recommending the council authorize the expenditure of \$25,000 in housing bond program income and authorize the City Manager to execute an amendment to the contract with the Wooten Company.

Subject: Conditional Commitment to Integral Development, LLC for the Whitted School Project

To authorize the City Manager to issue to Integral Development, LLC a conditional commitment of construction/permanent finances in the amount of \$500,000.00 with a term not less than twenty years and an interest rate not exceeding 2% for the renovation and expansion of the Whitted School for affordable housing.

The staff report referenced that on or before May 17, 2013, Integral Development, LLC and its partners intend to submit an application for Low Income Housing Tax Credits to the North Carolina Housing Finance for the repurposing of the Whitted School. As a part of the financing plan to be submitted with the application, Integral has requested \$500,000.00 in local government financing from the City of Durham. LIHTC awards will be announced in August 2013.

The Whitted School is the most visible landmark in the Southside project area in addition to being a unique and significant historic landmark. Since being declared surplus by Durham Public Schools, the property has been owned by Durham County. Through a Request for Proposals process, the County selected the team of Integral Development, LLC Forty-AM, Belk

April 4, 2013

Architecture and Durham Public Schools to repurpose the school. As envisioned by the development team, the former school and an architecturally compatible addition would provide for 89 units of affordable senior housing and a pre-kindergarten facility.

The Community Development Department recommended that the City Manager be authorized to issue to Integral Development a conditional commitment of construction/permanent finances in the amount of \$500,000.00 on condition on getting tax credits for which they will be applying for.

Council Member Moffitt said he wanted to confirm that this particular request is in the form of a loan.

Community Development Reginald Johnson replied that is correct, this is in the form of a loan.

At this time the following discussion was held:

Council Member Brown raised concerns about the delays at Rolling Hills. Due to the reduction in the number of units, he also expressed concern with the reduction of mixed-income residents per structure.

Karl Schlachter, of McCormack Baron, spoke on the tight schedule; environmental contamination of soil on site; bad weather conditions; working with DENR & other state agencies, and he noted that "cap and cover" was not a common practice in North Carolina which took a little bit of extra time but ultimately they were reviewed and approved. Also, he commented on the reason for having 93 units vs. 132 units. Mr. Schlachter said he was certain that the 93 units would be completed by the end of this year.

Council Member Brown said all of the persons involved wanted this project to be successful and again stated he was concerned with the reduction of mixed-income residents per structure.

Mayor Bell said he appreciated Council Member Brown's questions/concerns and being able to be transparent so everyone understands where we are. The Mayor said for him, the end result was to have a quality product for that site. He said he was not surprised with the delays that have come about, especially with the soil.

Mayor Bell asked when will the clubhouse get done.

Karl Schlachter, of McCormack Baron, said the management space; clubhouse/fitness room; the pool – all the amenities that are planned will be completed by the end of the year.

City Manager Bonfield thanked the Community Development staff for all their work on this project.

Southside Community Outreach Coordinator Jared Pone invited the council to attend the upcoming Southside Graduation Ceremony scheduled for Tuesday, April 9th 5:00 p.m. at the Durham Alumnae Delta House.

April 4, 2013

At this time, City Clerk Gray announced that Etienne Thomas received 5 votes for appointment to the Citizens Advisory Committee.

Settling the Agenda – April 15, 2013 City Council Meeting

City Manager Bonfield announced the following items for the April 15, 2013 City Council Meeting agenda: Consent Agenda Items 1-36; and General Business Agenda Public Hearings Items 37-40.

Motion by Council Member Catotti seconded by Council Member Schewel to approve the April 15, 2013 City Council Agenda as stated by the City Manager.

The motion was approved by a vote of 5/0 at 3:38 p.m.

Subject: Closed Session

Motion by Council Member Catotti seconded by Council Member Schewel to go into closed session attorney-client consultation, Robinson Taylor vs. City of Durham, pursuant to G. S. 143.318.11(a)(3).

By a vote of 5/0, the motion was approved at 3:38 p.m.

Open Session – 3:52 p.m.

Motion by Council Member Brown seconded by Council Member Schewel to return to open session.

By a vote of 5/0, the motion was approved at 3:52 p.m.

No action was taken in open session by the Council.

There being no further business to come before the Council, the meeting was adjourned at 3:52 p.m.

D. Ann Gray, MMC, NCCMC
City Clerk