

**DURHAM, NORTH CAROLINA
MONDAY, FEBRUARY 7, 2011
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Absent: None.

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

Mayor Bell called the meeting to order with a moment of silent meditation and the pledge of Allegiance led by Council Member Clement.

SUBJECT: MAYOR'S STATE OF THE CITY ADDRESS

Mayor Bell showed a video entitled "Creating Connections - 2010 Year in Review" and delivered the following 9th Annual State of the City Address:

Good evening! It is my distinct pleasure to welcome you to my Ninth Annual State of the City Address.

To my fellow council members, fellow elected officials, City staff, business and community leaders, and others who are present – welcome and thank you for being here tonight. I am honored by your presence and continued support of this community.

Also, a special "thank you" to my fellow residents who are viewing us on Durham Government TV Cable Channel 8 and on the City of Durham's Web site. I'd like to start off by doing something a little different in this year's address. Instead of my reviewing the City's accomplishments for 2010, I invite you to join me, along with my fellow City Council members, and a very special guest who some of you will recognize as we show just how your City "*Created Connections*" quite literally and figuratively over the past year.

Welcome back. Clearly, our challenge this year is to continue building on those *connections* as well as creating some *new* connections that will keep Durham on the top of lists – not just statewide, or nationwide, but also worldwide.

So let's look ahead. I'd like to focus on four areas that will have a significant impact to help position Durham for the future. They are:

1. Durham's economy: Job Creation and Retention, and Expanse of Green Technology
2. Revitalization of Southside/Rolling Hills Development and Other Neighborhood Improvement Efforts

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3. Enhancing Transit in Durham and the Region
4. And finally, Durham's Got "IT" – the Vision

Durham's Economy: Job Creation and Retention

In comparison to other cities in North Carolina and across the United States, Durham has been fortunate. Durham continues our Triple A bond rating meaning that we can borrow for capital improvements at the lowest interest rates; Durham continues to garner local, national and worldwide praise – with the New York Times ranking Durham number 37 as a top place to visit in the world.

But we also recognize that the slow economy is negatively affecting so many of our citizens. Durham has not escaped the downward pull of our slow economy – our unemployment rate, like the rest of the state, is still higher than the national average. Our construction market is slowly recovering, with the City issuing about 2,930 building permits last year, as compared to 3,254 in 2007, just prior to the onset of the recession. By comparison, the value of those permits was slightly higher, more than \$702 million this year, compared to \$638 million in 2007, which means that many of the projects were slightly larger. This is a good sign that we're moving in the right direction.

Despite the economy, we've seen progress by HTC and ACW to create over 267 jobs over the next three to five years. I might add that these companies were supported with economic incentives, in the creation and location of these jobs in Durham. Our goal in 2011 is to continue that momentum. We understand that while Durham City Government is a significant employer in the city, it is not necessarily our primary objective to grow our economy by creating more city jobs.

It is, however, our role to create a business and environmentally friendly atmosphere that entices the private sector to not only grow their businesses and jobs here in Durham, but for the city to also be an attraction to businesses that wish to locate quality jobs in our city.

In my opinion we do that as a minimum, by becoming more customer-friendly and supportive of our existing businesses; working aggressively in partnership with the Durham Chamber of Commerce, Downtown Durham Inc., Durham County Government, and the North Carolina State Department of Commerce in recruiting quality companies to Durham.

To that end, I will be requesting the City Manager to establish a reasonable goal of the number of new jobs to be created in 2011 as a result of the city's support or partnership with the previously stated partners and utilizing all of the tools available to City government. I think it is important to have a goal to measure our effectiveness and to keep us focused rather than to be just satisfied with whatever jobs come our way.

Some resources and tools at our disposal are:

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- We can utilize grants totaling millions of dollars received from the Wal-Mart Foundation in conjunction with the U.S. Conference of Mayors, and also from the U.S. Environmental Protection Agency to support both our green job training program and our Brownfield Training initiatives. This spring, the City will partner with Durham Technical Community College and the Green Jobs Training Program to launch our second group of Brownfields Job Training classes and;
- Second, by increasing the visibility of the JobLink resources, a federal and city-funded employment service connecting job seekers to job opportunities. While last year, more than 1,900 people found employment using this resource, we will be more deliberate about helping to link individuals to high-demand industries, and, our Office of Economic and Workforce Development will work more closely with local universities and colleges.

I'd like to add here that Durham's youth, thanks to the contributions of the Durham business community, continue to gain work experience through the Mayor's Summer Youth Work Program. The dollars provided by the business community makes the difference for this program, and we will need your help again this summer for nearly 300 Durham youth who need jobs.

Revitalization of Southside/Rolling Hills Development and Other Neighborhood Improvement Efforts

The City's second area of focus will be continued Neighborhood Revitalization. In last year's address, I indicated how difficult and complex neighborhood revitalization can be, but how it was also important that we must maintain a laser-like focus to rehabilitate our neighborhoods. I was speaking specifically of the Rolling Hills/Southside community.

Despite our setbacks, I remain convinced that revitalization of Rolling Hills/Southside must happen, and we are making progress.

I also recognize that there are those in the community who feel that if the city is to continue the revitalization of the Rolling Hills/Southside community, it should not have a priority over all the programs that the city has previously funded, primarily with federal funds. To a certain extent I appreciate those concerns.

However, as long as I am Mayor, I can assure you that we will find a way to continue to fund those programs that have proven to have measureable success.

However, in this new economic climate, we must all recognize that it may no longer be "business as usual" for all previously funded programs when it comes to obtaining City funding.

I would also say that from my experience as an elected official, no successful development that the City has undertaken has not been without much discussion and opposition for various reasons.

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In my opinion, there was some credible opposition and some not-so-credible opposition. I would only ask that you look at the history and public discourse – positive and negative – on previous successful developments in our community, such as:

- The location and construction of the Shelter for the Homeless, which began when I was Chairman of the Durham County Board of Commissioners;
- The construction of the North and South public parking garages, which now support the American Tobacco Campus, DBAP, and DPAC;
- The Durham Bulls Athletic Park, approved by the City Council after a county-wide bond issue to build the park was defeated;
- The construction and location of the Durham Performing Arts Center. In addition to general opposition, this project was even opposed by those who were against financial support from Duke University, without which the 2,800 seat center could have never been built;
- The development of the Streets at SouthPoint Shopping Mall, which even I as a Durham County Commissioner at that time, had some reservations;
- The development of Eastway Village, a model and prize-winning community of affordable housing and mixed incomes. Formerly known as Barnes Avenue, this drug and crime infested two-block area had very little homeownership, and was even opposed by some who claimed to be advocates of affordable housing.
- The redevelopment of our Downtown Streetscape, which ran into many unexpected infrastructure problems and was even over budget and;
- The merger of the Durham Public School System.

I hasten to remind you that all of these projects had degrees of public opposition. I think a fair question to ask now is, *“Where would our city be if all of these projects had not been completed, if the elected local governing bodies had not chosen to move forward because of some public opposition?”*

As an elected official, I expect there to be opposition anytime momentous change is suggested. However, it is our duty to be open and transparent as we move to make changes and allow for reasonable, open, and frank public discussion, but always to retain the right to make the final decision after hearing from the public and the administration. Preparation of the Rolling Hills/Southside site continues as we are close to awarding a contract for the demolition of the houses on the site; the City is ready to start rehabilitating some of the substandard homes in the area; and, with Durham County government and the Durham Public School System, we are discussing and making plans to preserve and determine the future use of the now surplus Whitted School.

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In May, the City will reapply for crucial tax credits from the North Carolina Housing Finance Agency that will enable us to move forward to develop mixed income rental units on the Rolling Hills site. At the same time, the design for the infrastructure improvements will begin so that we will be ready if the tax credits are awarded for this important project for our city.

And finally, as a significant step forward, by early summer, you can expect to see the Center for Community Self Help, our partner in a number of housing-related initiatives, break ground for 10 to 20 new homes in Southside.

In other neighborhood improvement efforts, the City, using federal neighborhood stabilization program funds, is acquiring more than 50 foreclosed or blighted properties to rehabilitate and re-sell to new homebuyers. Two foreclosed multi-family properties with 17 units are being renovated as affordable rental units serving families with incomes at or below 50 percent of the area wide median income of about \$34,000 for a family of four.

As we improve neighborhoods, we do so in an environmentally conscious manner, to help people who live in those homes save the environment as well as on their energy bills. We will continue that effort as we launch the Home Energy Improvement Program this year, helping households reduce their energy bills by more than 20 percent.

Enhancing Transit in Durham and the Region

The next critical area of focus for the City in 2011 is transit enhancement and strengthening our relationship with our transportation partners in the region.

Following the successful transition of the management of the Durham Area Transit Authority to the Triangle Transit Authority, our next step is to conduct a thorough review of bus services to ensure that routes are serving areas most in need of service, and that the service is being provided as effectively and efficiently as possible.

As I mentioned last year, for transit to be successful, it must be convenient and easy to use – and one way to accomplish that is to make it fare-free – a difficult proposition in these tough economic times.

Our staff will be examining how to move toward accomplishing this goal this year, whether it's to provide free service to particular groups – for example, youth under 18, or adding other incremental groups who are highly dependent on public transit

Also, as they say in the commercial – *we've got an app for that* – in April we'll move toward becoming more advanced with “real-time schedule apps” providing information so that riders can determine the precise arrival time of a bus.

We'll continue to build on the success of the popular Bull City Connector, which is a fare free service. By next fall, we're projecting the daily ridership will be about 2,000. The

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City will continue to work with Duke, Durham Convention and Visitors Bureau, and the business community to enhance the marketing of the service, to modify routes, and possibly expand service hours to better meet the needs of riders.

Through partnerships with other local governments in the Triangle, progress is under way for a regional transit plan. Hopefully this will culminate in a public referendum in 2011 that voters will pass in support of a regional transit system that would include an expanded bus service and a rail system linking major Triangle cities. Again, regional cooperation is vital as we address the issue of funding public transit to increase community mobility, access and connectivity.

I continue to believe it is crucial that we prepare ourselves for our future transportation needs, not only as a city, but as a region. To that end, public input is continuing to occur throughout the Triangle to get feedback on possible transit routes. When you hear about these public forums, I would urge you to get engaged in this important issue that will help determine our region's future success as we seek to conserve scarce natural resources at the same time.

Two other points regarding transportation: the City is ready to start the repaving of more than 150 miles of streets, thanks to last year's bond referendum. You'll be glad to know that the bids came in lower than estimated, and that will allow us to repave more miles of streets than we originally projected.

In addition, we are continuing to partner with the NCDOT to resurface major intersections in Durham, including the downtown loop to Markham Ave. Paving will get started as soon as the weather warms enough to allow asphalt plants to open, which is usually in late March.

The final point about transportation involves safety and mobility at railroad crossings throughout the city. This year, the City will participate in a study to evaluate railway crossings throughout Durham – with early recommendations as to how we might enhance the crossings at Mangum and Blackwell Streets in downtown.

Durham's Got "IT" – the Vision

The fourth and final area is: Durham's Got "*It*". You might be wondering, what *it* is that Durham has. "*It*" could be that something that makes our great city a standout for its culture, its food, its people, its climate, its economy, and causes us to be selected for the dozens of accolades that come our way.

In this case, though, the "*it*" is simply a "Strategic Plan" for the future. "*It*" is not just any plan though. It's a plan – started in 2009 – that involved you, Durham residents, and City employees to help determine the City's goals and how we'll measure them – and as importantly, how we'll pay for them – as we strive to make Durham a great place to live, work, and play.

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During the coming months, you'll hear more about the "Strategic Plan" – the city's key priorities in the plan – including a strong and diverse economy, a safe and secure community, thriving livable neighborhoods, a well- managed city, and stewardship of the City's physical assets.

The "*it*" is a roadmap for our future, one that has some flexibility, but for the most part, is a global positioning system to help the City stay focused on our goals. To borrow a phrase from the great philosopher Yogi Berra – "*if you don't know where you're going, you might wind up someplace else...*"

With our "Strategic Plan", Durham will have a better of idea of where we're going and what it will take, resource-wise, to get there.

In Closing

Conservative fiscal management – is a term I'd use to describe the City's approach to managing during a tight and unpredictable economy last year. It continues to be our mantra this year as the economy slowly recovers. We know there will not be stimulus dollars or other one-time infusions, and we have planned for that.

Unlike last year, our budget gap is much smaller – about \$4 million – and we fully expect that providing clear guidelines to the City Manager combined with our reliance on our newly developed financial and debt plan models to help close that difference.

We have prioritized, partnered with other organizations, and carefully planned to help us reach our goals of running the City as cost efficiently as possible during these tough economic times. The administration will continue to identify efficiencies to help further reduce costs, while providing quality services.

The manager has expressed that he is fully committed to restoring some portion of employee merit pay and benefits that were reduced two years ago, but only as increased revenues are available.

In the coming weeks, Council members will be meeting with City Administration to determine how best to meet the continuing needs of our community. We strongly invite your input at upcoming Coffee with Council community meetings. You'll find the dates on the City's website.

As in past year, we have so much to be thankful for in Durham. Lest you forget, take another look at the 2010 Year in Review "Creating Connections" on the City's website or on DTV8.

We, as residents of Durham, have many reasons to be proud. We've endured over the past two years by working together, by holding civil discourse, and by realizing that Durham is a place where great things happen – *all the time*.

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Finally, while this has been the “State of the City Address”, I remain of the strong opinion that no level of local government more defines a community than does its local school system.

Our greatness as a community will ultimately be measured by how well we do by our children, especially those whose education depends on our public school system. In addition, we all know that getting a good job, aside from the availability of jobs to begin with, starts long before a person gets into the job market. It starts in our homes and in our schools every day. Every child deserves a quality education.

That is why organizations, including your City and County governments, must work hand-in-hand to help create and sustain a talented workforce through our schools...primary, secondary, and post-secondary.

That is why I’m calling on each of us to work together to support Dr. Eric Becoat’s strategic plan – “*One Durham – One Vision*” that aims to improve student achievement and prepare every student for life after high school.

Thank you and may God continue to bless Durham and all of its residents.

Mayor Bell read proclamations designating February 2011 as Black History Month and Human Relations Month both presented to Delilah Donaldson of the Human Relations Department. In celebration of Human Relations Month, she invited everyone to attend the Human Relations 2011 Awards ceremony on February 24, 2011. The Mayor also read a proclamation proclaiming February 2011 as Dating Violence Prevention and Awareness Month presented to Chimi Boyd-Keyes, Director of NCCU Women Center who invited everyone to attend the Campus Sexual Assault Conference scheduled for April 2, 2011.

Mayor Bell asked for priority items from the City Manager, City Attorney and Clerk. There were no priority items from the City Manager, City Attorney and City Clerk.

Mayor Bell asked if any citizen(s) or council member(s) wanted to pull any items from the Consent Agenda. Consent Agenda Items 5 [Amendments to the City of Durham Employment and Training 2008-2010 and 2009-2011 Grant Project Ordinances to Supersede Grant Project Ordinances #13965 And # 14059 Respectively] and 6 [City Of Durham Employment And Training 2010-2012 Grant Project Ordinance Superseding Project Ordinance #14028] were pulled by a citizen.

MOTION by Council Member Woodard seconded by Council Member Catotti to approve the Consent Agenda as amended was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

[CONSENT AGENDA]

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SUBJECT: APPROVAL OF CITY COUNCIL MINUTES

MOTION by Council Member Woodard seconded by Council Member Catotti to approve City Council minutes for the January 3, 2011 City Council Meeting was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: EQUAL BUSINESS OPPORTUNITY PROGRAM ADVISORY COMMITTEE - APPOINTMENT

MOTION by Council Member Woodard seconded by Council Member Catotti to appoint Ronald Williams to the Equal Business Opportunity Program Advisory Committee representing a SDBE Construction Firm Owner with the term to expire on April 1, 2012 was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: BID REPORT – DECEMBER 2010

MOTION by Council Member Woodard seconded by Council Member Catotti to receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of December 2010 was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

Date: January 4, 2011
To: Thomas J. Bonfield, City Manager
Through: Wanda S. Page, Deputy City Manager
David Boyd, Finance Director
From: Joseph W. Clark, Financial Operations Manager
Subject: Bid Report – December 2010

Recommendation

To receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of December 2010.

Apparatus, Supplies, Materials, Equipment, Construction and Repair work:

1. **Bid:** **Durham Police Uniforms and Accessories**

Purpose of Bid: To provide the Durham Police Department with uniforms and

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accessories.

Comments: American Uniforms did not bid on all items under Section III, therefore Century Uniforms is the recommended low responsive award for Sections I, II and III.

Opened: November 29, 2010

Bidders:	Section I – Uniform Shirts	
	Century Uniforms Raleigh, NC	* \$11,677.30
	American Uniforms Fayetteville, NC	\$12,620.70
	Showfetys Uniforms Greensboro, NC	\$13,946.00
	Section II – Uniform Trousers	
	Century Uniforms Raleigh, NC	* \$10,791.25
	American Uniforms Fayetteville, NC	\$11,503.25
	Showfetys Uniforms Greensboro, NC	\$12,710.23
	Section III – Uniform Accessories	
	American Uniforms (non-responsive) Fayetteville, NC	\$460.00
	Century Uniforms Raleigh, NC	* \$548.50
	Showfetys Uniforms Greensboro, NC	\$560.00

*Awarded based on: _____ Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	15		# Black Males	1	7%
Total # Females	9	60%	# White Males	4	26%
Total # Males	6	40%	# Other Males	1	7%
			# Black Females	3	20%
			# White Females	6	40%
			# Other Females	0	0%

2. **Bid:** **Hitachi Drive Chains**

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Purpose of Bid: To provide Water Management with Hitachi drive chains and parts for the pump stations.

Comments:

Opened: November 23, 2010

Bidders: Holland Industrial * \$18,788.50
Henderson, NC
Kaman Industrial \$19,475.00
Greensboro, NC
PMC, Inc. \$19,475.00
Towson, MD

*Awarded based on: Low Bid _____ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	30		# Black Males	5	17%
Total # Females	3	10%	# White Males	19	63%
Total # Males	27	90%	# Other Males	3	10%
			# Black Females	0	0%
			# White Females	3	10%
			# Other Females	0	0%

3. Bid: DATA Bus Shelters and Benches

Purpose of Bid: To provide DATA with Bus Shelters and Benches

Comments: 10 each Shelters @ \$3,175.00 each
10 each Benches @ \$275.00 each

Opened: December 1, 2010

Bidders: Brasco Intl Inc. * \$34,500.00
Detroit, MI
Daytech Limited \$34,710.00
Toronto, ON
Tolar Mfg. Co. \$39,250.00
Corona, CA
Renaissance Contract \$45,540.00
Roanoke, VA
LNI Custom Mfg. Inc. \$45,941.40

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Hawthorne, CA

*Awarded based on: Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	28		# Black Males	5	20%
Total # Females	3	15%	# White Males	19	60%
Total # Males	25	85%	# Other Males	1	5%
			# Black Females	0	0%
			# White Females	3	15%
			# Other Females	0	0%

4. **Bid:** **Two (2) Side Loading Refuse Collection Bodies**

Purpose of Bid: To provide the Solid Waste Management Department with two (2) Refuse Collection Bodies. The truck bodies will be mounted on Cab & Chassis purchased under a separate contract.

Comments: Two (2) Refuse Collection Bodies @ \$113,900.00/each
This purchase is being made from a Houston Galveston Area Council (H-GAC) Co-Op contract

Opened: November 10, 2010

Bidders:	Labrie Environmental	* \$227,800.00
	St. Nicolas, Quebec	
	Amick Equipment	\$249,752.00
	Lexington, SC	
	Consolidated Disposal Systems	\$259,486.00
	Smyrna, GA	

*Awarded based on: Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	475		# Black Males	0	0%
Total # Females	46	10%	# White Males	429	90%
Total # Males	429	90%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	46	10%
			# Other Females	0	0%

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5. Bid: Caterpillar Pump Engine Parts

Purpose of Bid: To provide Water Management South Durham WRF pump station with engine parts.

Comments: Gregory Poole Power Systems is the sole regional source for Caterpillar brand engine parts, sales and service.

Opened: November 29, 2010

Bidders: Gregory Poole Power Systems * \$13,000.32
Raleigh, NC

*Awarded based on: _____ Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	823		# Black Males	44	10%
Total # Females	107	14%	# White Males	649	73%
Total # Males	716	86%	# Other Males	23	3%
			# Black Females	9	2%
			# White Females	94	11%
			# Other Females	4	1%

6. Bid: Bio-Hazard Chemical Suits

Purpose of Bid: To provide the Police Department Biological/Chemical Emergency Response Team with protective suits.

Comments: Funds for this purchase is being used from the Asset Forfeiture account and these are replacements suits. The replacement suits are designed with a new material that will allow the suits to be cleaned and reused. This will save money over time for buying any additional suits.

Blauer Mfg., is the only regional distributor of these suits. 90 each @ \$867.66 each

Opened: December 10, 2010

Bidders: Blauer Mfg., Company * \$78,089.40
Boston, MA

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*Awarded based on: _____ Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	205		# Black Males	3	2%
Total # Females	168	78%	# White Males	24	15%
Total # Males	37	22%	# Other Males	10	5%
			# Black Females	46	25%
			# White Females	106	43%
			# Other Females	16	10%

7. **Bid:** **Miscellaneous Traffic Pre-Formed Signs**

Purpose of Bid: To provide Transportation/Sign Shop with High Intensity Pre-Formed Signs (stop, yield, etc.)

Comments:

Opened: December 17, 2010

Bidders:	Vulcan Signs	* \$37,233.50
	Foley, AL	
	Korman Signs	\$39,645.00
	Richmond, VA	
	Newman Signs	\$42,290.00
	Jamestown, ND	

*Awarded based on: Low Bid _____ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	146		# Black Males	32	22%
Total # Females	26	18%	# White Males	86	59%
Total # Males	120	82%	# Other Males	2	1%
			# Black Females	5	3%
			# White Females	21	15%
			# Other Females	0	0%

8. **Bid:** **Miscellaneous Traffic Sign Blanks**

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Purpose of Bid: To provide Transportation/Sign Shop with material to produce traffic signs

Comments:

Opened: December 17, 2010

Bidders:	Vulcan Signs	* \$21,346.50
	Foley, AL	
	Newman Signs	\$21,655.00
	Jamestown, ND	
	Korman Signs	\$23,584.00
	Richmond, VA	

*Awarded based on: X Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	146		# Black Males	32	22%
Total # Females	26	18%	# White Males	86	59%
Total # Males	120	82%	# Other Males	2	1%
			# Black Females	5	3%
			# White Females	21	15%
			# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for these items.

Sufficient funds were available at the time of the award. The Administration recommends acceptance of the above bids denoted by an asterisk (*).

SUBJECT: HOME INVESTMENT PARTNERSHIP AGREEMENT AND LOAN AGREEMENT BETWEEN THE CITY OF DURHAM AND DURHAM COUNTY HABITAT FOR HUMANITY FOR THE ACQUISITION OF PROPERTIES LOCATED IN SOUTHWEST CENTRAL DURHAM AND NORTH EAST CENTRAL DURHAM

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the expenditure of up to \$250,000.00 In FY 10-11 Home Funds; and

To authorize the City Manager to execute a Home Investment Partnership Agreement and related loan documents with Durham County Habitat for Humanity in the amount of \$250,000.00 to acquire/demolish a minimum of eight (8) properties for development of affordable housing was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-

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McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None.
Absent: None.

SUBJECT: EXCHANGE OF PROPERTY BETWEEN THE CITY AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION AT C. R. WOOD PARK

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the exchange of approximately .3 acres of City-Owned property (a portion of Parcel ID # 131048) for approximately 1.33 acres of land owned by the North Carolina Department of Transportation (a portion of Parcel ID # 131023) pursuant to G.S. 160A-274, which allows exchange of property between governmental units was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: DURHAM ARTS COUNCIL, CAROLINA THEATRE, CITY HALL ENVELOPE PHASE II PROJECT: AMENDMENT #1D AND #1E TO THE SKANSKA USA BUILDING (CMAR) PRECONSTRUCTION SERVICES CONTRACT

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to execute Amendment 1D to the CMAR Preconstruction Services contract with Skanska USA Building for pre-construction services for the Durham Arts Council Phase II and Carolina Theater Phase II, in an amount not to exceed \$50,000.00;

To establish a project contingency in the amount of \$7,500.00 for the Durham Arts Council Phase II and Carolina Theater Phase II pre-construction services;

To authorize the City Manager to negotiate and execute change orders on the Amendment 1D to the CMAR Preconstruction Services contract with Skanska USA Building, provided the total project cost does not exceed the amount budgeted for preconstruction phase services plus the project contingency of \$57,500.00;

To authorize the City Manager to execute Amendment 1E to the CMAR Preconstruction Services contract with Skanska USA Building for the City Hall Envelope project, in an amount not to exceed \$10,000.00;

To establish a project contingency in the amount of \$1,500.00; and

To authorize the City Manager to negotiate and execute change orders on the Amendment 1E to the CMAR Preconstruction Services contract with Skanska USA Building, provided the total project cost does not exceed the amount budgeted for preconstruction phase services plus the project contingency of \$11,500.00 was approved at 7:53 p.m. by the following vote: Ayes:

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Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: LICENSE AGREEMENT WITH HOPE VALLEY GREEN HOMEOWNER'S ASSOCIATION FOR IRRIGATION LINE WITHIN THE PUBLIC RIGHT-OF-WAY

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to enter into a license agreement with Hope Valley Green Homeowner's Association for irrigation line at Meadowrun Drive was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: ESRI INC., SOFTWARE MAINTENANCE AGREEMENT FISCAL YEAR 2011

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to purchase the renewable software maintenance service provided by Environmental Systems Research Institute, Inc (ESRI) in the amount of \$93,192.84 was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

SUBJECT: 2010 RESIDENTIAL WATER METER REPLACEMENT PROJECT PHASE II - CONTRACT MR-6

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to execute a contract with Vanguard Utility Service, Inc. for the MR-6 Residential Water Meter Replacement Project Phase II for \$4,695,266.32;

To establish a contingency fund for the contract in the amount of \$470,000.00; and
To authorize the City Manager to negotiate change orders for the contract provided that the cost of all change orders does not exceed \$470,000.00 and the total project cost does not exceed \$5,165,266.32 was approved at 7:53 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

The City Council disposed of the following agenda items at the January 27, 2011 Work Session:

8. Management Consulting Agreement and Five-Year Management Contract for the Durham Convention Center with Global Spectrum, L.P.

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To authorize the City Manager to execute a contract, in conjunction with Durham County, with Global Spectrum, L. P. for management consulting services for the Durham Convention Center from the date of City and County approval through June 30, 2011; and

To authorize the City Manager to execute a contract, in conjunction with Durham County, with Global Spectrum, L. P. for convention center management services from July 1, 2011 through June 30, 2016, with an option for termination for convenience effective June 30, 2014.

(This item was approved at the 01-27-11 Work Session with a vote of 6/0)

[ITEMS PULLED FROM CONSENT AGENDA]

SUBJECT: AMENDMENTS TO THE CITY OF DURHAM EMPLOYMENT AND TRAINING 2008-2010 AND 2009-2011 GRANT PROJECT ORDINANCES TO SUPERSEDE GRANT PROJECT ORDINANCES #13965 AND # 14059 RESPECTIVELY

Victoria Peterson addressed the Council asking that the City continue to use workforce development monies to fund training programs that may not be associated with any community/private college. She stated there is a need for more private training programs to help citizens get short-term training and a need to find out if the City is generating tax dollars from training.

MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to accept the Employment and Training Grants by executing the grant documents; and

To adopt the Employment and Training Grant Project Ordinances FY 2008-2010 in the amount of \$1,582,242.87 superseding Grant Project Ordinance #13965 and FY 2009-2011 in the amount of \$1,792,677.00 superseding Grant Project Ordinance #14059 was approved at 7:57 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

Ordinance #s 14092 and 14093

SUBJECT: CITY OF DURHAM EMPLOYMENT AND TRAINING 2010-2012 GRANT PROJECT ORDINANCE SUPERSEDING PROJECT ORDINANCE #14028

Victoria Peterson shared information regarding her program/company--Fiber to the World. She stated there is a need to hire individuals who have been trained, thanked Duke for their commitment in hiring individuals from Fiber to the World and Workforce Development for supporting Triangle Citizens Rebuilding Communities.

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MOTION by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to accept the Employment and Training Grant by executing the grant documents; and

To adopt the City of Durham Employment and Training FY2010-2012 Grant Project Ordinance Superseding Project Ordinance #14028 for Federal Grant was approved at 8:01 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti, Clement and Woodard. Noes: None. Absent: None.

Ordinance #14094

Mayor Bell recognized NCCU graduate students in attendance observing the Council Meeting.

There being no further business to come before the City Council, the meeting was adjourned at 8:01 p.m.

Linda E. Bratcher, CMC
Deputy City Clerk

D. Ann Gray, MMC
City Clerk