

**DURHAM, NORTH CAROLINA
MONDAY, SEPTEMBER 19, 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 and Woodard. Excused Absence: Council Member Clement.

Also present: Deputy City Manager Wanda Page, 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 Brown.

[Excused Absence]

MOTION by Council Member Woodard seconded by Council Member Catotti to excuse Council Member Clement from the meeting was approved at 7:04 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

There were no priority items by the City Manager, City Attorney and City Clerk.

Council Member Ali invited everyone to attend the Governor's Conference on Entrepreneurship on September 21-22, 2011 at the Durham Marriott.

Council Member Woodard invited everyone to attend the Durham Symphony children's concert on September 24, 2011 at Riverside High School. Also, he congratulated the Public Affairs Office for winning the Award of Excellence in Communications and Marketing Programs during the City-County Communications and Marketing Association Annual Meeting.

Council Member Catotti encouraged everyone to attend the following exhibits: *Cash Crop* at North Carolina Central University Art Museum and *Becoming* at Nasher Art Museum. She further announced that early voting starts September 22 and the primary election will be held on October 11, 2011.

Mayor Pro Tempore Cole-McFadden thanked staff and others for their assistance during the National League of Cities Human Development Steering Committee Meeting held in Durham.

Mayor Bell announced there is one correction to the agenda. He asked that Consent Agenda Item #13 [Fayetteville Street - University Land Use Update] be moved to the General Business Agenda. The Mayor referenced that he closed the public hearing on this item at the August 15, 2011 City Council Meeting and stated no discussion will be heard from the public on this item tonight.

September 19, 2011

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to move Consent Agenda Item #13 [Fayetteville Street - University Land Use Update] to the General Business Agenda was approved at 7:11 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Mayor Bell explained that the Consent Agenda is approved with a single motion and items pulled from that agenda by any citizen or council member will be discussed at the end of the agenda. No items were pulled from the Consent Agenda.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to approve the Consent Agenda was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

[CONSENT AGENDA]

SUBJECT: DESIGNATION OF VOTING DELEGATES - NORTH CAROLINA LEAGUE OF MUNICIPALITIES ANNUAL CONFERENCE, OCTOBER 23-25, 2011, RALEIGH, NORTH CAROLINA

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to appoint Mayor William V. "Bill" Bell as a voting delegate and Mayor Pro Tempore Cora Cole-McFadden as an alternate voting delegate to attend the North Carolina League of Municipalities Annual Business Meeting on Monday, October 24, 2011 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: BID REPORT - JULY 2011

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of July 2011 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Date: August 2, 2011

To: Thomas J. Bonfield, City Manager

Through: Wanda S. Page, Deputy City Manager

From: David Boyd, Finance Director
Joseph W. Clark, Financial Operations Manager

Subject: Bid Report – July 2011

September 19, 2011

Recommendation

To receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of July 2011.

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

1. Bid: Roll-Up Door Shutters
- Purpose of Bid: To provide nine (9) new rolling doors shutters for the Durham Athletic Park
- Comments: Nine (9) doors @ \$1,366.11 each
- Opened: July 5, 2011
- Bidders: Dougherty Equipment Co. * \$12,295.00
Greensboro, NC
Overhead Door Co. \$13,614.00
Raleigh, NC
- *Awarded based on: X Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	312		# Black Males	8	3%
Total # Females	58	19%	# White Males	243	77%
Total # Males	254	81%	# Other Males	3	1%
			# Black Females	2	1%
			# White Females	55	17%
			# Other Females	1	1%

2. Bid: Pipe Patch Repair Kits
- Purpose of Bid: To provide Water & Sewer with a non-digging trenchless spot repair kit for water and sewer pipes.
- Comments: 60 kits @ \$411.60
- Opened: July 5, 2011
- Bidders: Ultratech Water Resources, Inc. * \$24,696.00
Shelby, NC
Buchanan Sales, LLC \$25,200.00
Kennesaw, GA
- *Awarded based on: X Low Bid Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

	3		# Black Males	0	6%
Total # Females	1	33%	# White Males	2	67%
Total # Males	2	67%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	1	33%
			# Other Females	0	0%

September 19, 2011

3. Bid: Estimated Annual Requirements for Ammonium Hydroxide
Purpose of Bid: To provide Water Management with its annual requirements for Ammonium Hydroxide. This chemical is used in the drinking water process.

Comments: Bids were sent to several bidders and only one response was received. 24,000 gallons @ .9500/gallon

Opened: June 23, 2011

Bidders: Brenntag SE * \$22,800.00
Durham, NC

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

**WORKFORCE STATISTICS
CORPORATION STATISTICS**

Total Workforce	117		# Black Males	43	38%
Total # Females	33	26%	# White Males	38	35%
Total # Males	90	74%	# Other Males	2	1%
			# Black Females	3	3%
			# White Females	30	23%
			# Other Females	0	0%

4. Bid: Estimated Annual Requirements for Liquid Corrosion Inhibitor

Purpose of Bid: To provide Water Management with its annual requirements for Liquid Corrosion Inhibitor. This chemical is used in the water treatment process to help provide corrosion control.

Comments: 300 tons @ \$577.77/ton

Opened: June 23, 2011

Bidders: Shannon Chemical * \$173,331.00
Malvern, PA
Carus Corporation \$176,400.00
Peru, IL
Brenntag SE \$246,000.00
Durham, NC

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

WORKFORCE STATISTICS

September 19, 2011

CORPORATION STATISTICS

Total Workforce	14		# Black Males	0	0%
Total # Females	4	30%	# White Males	9	60%
Total # Males	10	70%	# Other Males	1	10%
			# Black Females	1	10%
			# White Females	3	20%
			# Other Females	0	0%

5. Bid: Estimated Annual Requirements for Hydrofluosilicic Acid
HFS 23%

Purpose of Bid: To provide the Water Management Department with its estimated annual requirements for Hydrofluosilicic Acid. This is the final chemical added to the drinking water for the prevention of tooth decay.

Comments: 400 tons @ \$497.50 per ton

Opened: June 23, 2011

Bidders:	Pencco, Inc.	* \$199,000.00
	San Felipe, TX	
	Key Chemical	\$201,992.00
	Waxhaw, NC	
	Univar USA	\$205,000.00
	Jamestown, NC	
	Brenntag SE	\$211,200.00
	Durham, NC	
	Mosaic Chemical	\$253,200.00
	Lithia, FL	

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

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	40		# Black Males	0	0%
Total # Females	5	15%	# White Males	28	55%
Total # Males	35	85%	# Other Males	7	30%
			# Black Females	0	0%
			# White Females	4	10%
			# Other Females	1	5%

6. Bid: Dectron Condenser Replacement Unit

September 19, 2011

Purpose of Bid: To replace condenser unit at Campus Hills

Comments:

Opened: June 30, 2011

Bidders: Comfort Engineers, Inc. * \$15,878.00
Durham, NC
Warren Hay Mechanical Contractors \$16,808.39
Hillsborough, NC
Southern Piping Company \$23,882.00
Raleigh, NC

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

**WORKFORCE STATISTICS
CORPORATION STATISTICS**

Total Workforce	133		# Black Males	22	17%
Total # Females	12	09%	# White Males	94	70%
Total # Males	121	91%	# Other Males	5	04%
			# Black Females	0	0%
			# White Females	12	09%
			# Other Females	0	0%

7. Bid: HazMat Suits and Accessories

Purpose of Bid: To provide additional suits and accessories for protection from biological and radiological threats for the Police Department.

Comments: 60 suits @ \$257.96

Opened: June 30, 2011

Bidders: Aramsco, Inc. * \$15,477.00
Paulsboro, NJ
National Safety of VA, Inc. \$15,930.00
Ashland, VA
Dawson Associates, Inc. \$16,860.00
Lawrenceville, GA

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

September 19, 2011

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	226		# Black Males	10	4%
Total # Females	84	37%	# White Males	111	49%
Total # Males	142	63%	# Other Males	20	9%
			# Black Females	2	1%
			# White Females	66	29%
			# Other Females	16	8%

8. Bid: Speer Gold Dot Ammunition

Purpose of Bid: To purchase ammunition for the Police Department

Comments: This ammunition is for the upcoming Police Academy and In-Service qualification training for the department. Lawmen's is the sole NC distributor and State Contract vendor for this brand of ammunition. Speer manufactures ammunition for Law Enforcement agencies only. State Contract No. 680A

Opened: July 14, 2011

Bidders: Lawmen's Safety Supply, Inc. * \$108,485.00
Raleigh, NC

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

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	26		# Black Males	1	4%
Total # Females	13	50%	# White Males	12	46%
Total # Males	13	50%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	13	50%
			# Other Females	0	0%

9. Bid: Lighting for Fire and Police Equipment

Purpose of Bid: To provide lights, fuses and lighting equipment for Police and Fire vehicles.

Comments:

September 19, 2011

Opened: July 19, 2011

Bidders:	FastTrack	*	\$14,191.60
	Durham, NC		
	Dana Safety Supply		\$22,453.20
	Greensboro, NC		

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

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	1		# Black Males	0	0%
Total # Females	0	0%	# White Males	0	100%
Total # Males	1	100%	# Other Males	1	0%
			# Black Females	0	0%
			# White Females	0	0%
			# 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: FY 2012 CONTRACT BETWEEN THE CITY OF DURHAM AND
CENTER FOR DOCUMENTARY STUDIES - FULL FRAME
DOCUMENTARY FILM FESTIVAL**

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to execute a contract with Center for Documentary Studies in an amount not to exceed \$55,000.00 to produce the Full Frame Documentary Film Festival and several other events throughout the year was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

**SUBJECT: SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
ADMINISTRATION (SAMHSA) FY12-14 GRANT PROJECT
ORDINANCE AND CONTRACT WITH THE DURHAM CENTER**

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to accept the SAMHSA grant as a sub-recipient through the Durham Center by adopting the FY12-14 Grant Project Ordinance in the amount of \$60,000.00; and

September 19, 2011

To authorize the City Manager to execute a contract with the Durham Center for the City to be paid an amount not to exceed \$60,000.00 in grant funds for the implementation of a youth pilot employment and training program was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Ordinance # 14182

SUBJECT: AMENDMENT TO THE CITY OF DURHAM EMPLOYMENT AND TRAINING 2009-2011 GRANT PROJECT ORDINANCE #14093

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard 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" FY 2009-2011 Grant Project Ordinance Superseding Grant Project Ordinance #14093 for Federal Grant was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Ordinance #14183

SUBJECT: RESOLUTION AUTHORIZING THE CITY AUCTION

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to adopt a Resolution Authorizing the City Auction to be held on November 12, 2011 at 10:00 a.m. was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Resolution #9781

SUBJECT: PIGGYBACK PURCHASE - ONE CUSTOM PUMPER TRUCK - SUTPHEN CORPORATION

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to enter into a contract with the Sutphen Corporation, in the amount of \$387,902.60 for providing the City with one (1) Sutphen Custom Pumper Truck was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

September 19, 2011

SUBJECT: 2012 N. C. DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES (NCDENR) ADOPT-A-TRAIL GRANT AND GRANT PROJECT ORDINANCE

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to accept the 2012 N. C. Department of Environment and Natural Resources (NCDENR) Adopt-A-Trail Grant by executing the grant documents; and

To adopt the City of Durham 2012 N. C. Department of Environment and Natural Resources Adopt-A-Trail Grant Project Ordinance in the amount of \$5,000.00 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Ordinance #14184

SUBJECT: HISTORIC PRESERVATION COMMISSION INTERLOCAL COOPERATION AGREEMENT REVISION

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to approve the revised Historic Preservation Interlocal Cooperation Agreement was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: DURHAM HISTORIC LANDMARKS PROGRAM UPDATE

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to receive an update on the Durham Historic Landmarks Program was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) BIENNIAL MUNICIPAL BRIDGE INSPECTION INTERLOCAL AGREEMENT

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to execute the NCDOT Biennial Municipal Bridge Inspection Interlocal Agreement including applicable amendments was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

September 19, 2011

SUBJECT: TYLER TECHNOLOGIES - ANNUAL SUPPORT AND LICENSE AGREEMENT FOR MUNIS SOFTWARE

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manager to execute the Annual Support Agreement and License Agreement with Tyler Technologies, Inc. for the use and support of the MUNIS ERP software for a period of one year at a cost of \$290,820.08 was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: MICROSOFT ENTERPRISE AGREEMENT - SOFTWARE HOUSE INTERNATIONAL

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to accept the bid from Software House International (SHI);

To authorize the City Manager to execute the contract in the amount of \$381,355.51 per year or for a three-year total of \$1,144,066.50 to furnish the City of Durham with a Microsoft Enterprise Licensing Agreement to cover the licensing of desktops, servers and training software for a three-year period was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: LICENSE AGREEMENT WITH NORTH CAROLINA RAILROAD COMPANY AND NORFOLK SOUTHERN RAILWAY COMPANY FOR TRANSVERSE CROSSINGS FOR THE HILLANDALE DUAL WATERLINE REPLACEMENT PROJECT - PHASE II

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manger to execute the License Agreement with North Carolina Railroad Company and Norfolk Southern Railway Company for three transverse crossings for the proposed removal, installation, maintenance and operation of one 6-inch and two 12-inch ductile iron water pipelines was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: LICENSE AGREEMENT WITH NORTH CAROLINA RAILROAD COMPANY AND NORFOLK SOUTHERN RAILWAY COMPANY FOR LONGITUDINAL ACCESS FOR THE HILLANDALE DUAL WATERLINE REPLACEMENT PROJECT - PHASE II

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to authorize the City Manger to execute the License Agreement with North Carolina Railroad Company

September 19, 2011

and Norfolk Southern Railway Company for longitudinal access for the proposed installation, maintenance, operation and removal of one 36 inch ductile iron potable water pipeline was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

SUBJECT: FY2011-12 4TH QUARTER AND PRELIMINARY YEAR-END FINANCIAL REPORT

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to receive the FY2011-12 4th Quarter and Preliminary Year-End Financial Report was approved at 7:13 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

The City Council disposed of the following agenda items at the September 8, 2011 Work Session:

1. Approval of City Council Minutes

To approve City Council minutes for the August 1, 2011 City Council Meeting, August 4, 2011 City Council Work Session, August 15, 2011 City Council Meeting and August 18, 2011 City Council Work Session.

(This item was referred back to the City Clerk's Office)

4. Resolution Recognizing the City of Durham Joining the National Moment of Remembrance of the 10th Anniversary of September 11th

To adopt a Resolution Recognizing the City of Durham Joining the National Moment of Remembrance of the 10th Anniversary of September 11th.

(This item was approved at the 09-08-11 Work Session with a vote of 6/0)

5. Approval of Public and Private Pre-Development Costs for the Redevelopment of Southside Rental Phase I with McCormack Baron Salazar Development, Inc. and Southside Revitalization Phase 1 LP

To determine and find that mortgage loans for this housing project are not otherwise available, wholly or in part, from public or private lenders, upon equivalent or reasonably equivalent terms and conditions;

To authorize the expenditure of up to \$550,000.00 in CDBG funds for predevelopment activities;

To authorize the City Manager to execute a CDBG contract with McCormack Baron Salazar Development, Inc. in an amount up to \$550,000.00;

To authorize the expenditure of \$988,300.00 in housing bond program income for the design of the 132-unit Southside Revitalization Project Phase 1;

September 19, 2011

To authorize the City Manager to execute a housing bond program income predevelopment loan agreement with Southside Revitalization Phase 1 LP in an amount up to \$998,300.00; and

To authorize the City Manager to execute a Right of Entry Agreement with McCormack Baron Salazar Development, Inc.

(This item was approved at the 09-08-11 Work Session with a vote of 5/1)

22. Durham County Tax Administration Annual Tax Settlement

To receive a presentation by the Tax Collector of the Tax Settlement for FY 2011.

(A presentation was received at the 09-08-11 Work Session)

23. Ralph McKinney

To receive comments from Ralph McKinney regarding citizens' protection.

(Comments were received at the 09-08-11 Work Session)

24. Maple Court and Life House Community

To receive comments from Reginald Jackson Jones regarding DATA route removal (Route 4 and 9) from his community.

(Comments were received at the 09-08-11 Work Session)

25. Action, NC

To receive comments from Kevin Rogers regarding the Entitlement Reform Campaign Kick-Off Event on October 1, 2011.

(Citizen did not appear at the 09-08-11 Work Session)

[GENERAL BUSINESS AGENDA]

SUBJECT: BEER AND WINE PRIVILEGE LICENSE ISSUANCE

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Ali to approve the list of establishments for a local beer and wine privilege license was approved at 7:15 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

Acct	Status	Acct Name	Physical Address	Type
422	Renewal	Wilco #191	803 E Geer St	Convenience Store
423	Renewal	Wilco #195	1400 Miami Blvd	Convenience Store

September 19, 2011

2804	Renewal	M&M Mini Mart	2128 Angier Ave	Convenience Store
3002	Renewal	Lighthouse Food Mart #101	2944 Holloway St	Convenience Store
3458	Renewal	Chino Latino Restaurant	2900 Holloway St	Restaurant
3481	Renewal	Kwik Stop Food Mart	1600 Holloway St	Convenience
3737	Renewal	I-85 Amoco Shop	2108 Avondale Dr	Convenience
4170	Renewal	Durham Coca Cola Bottling Co	1716 Camden Ave	Bottling Company
4466	Renewal	Joyland BP	2406 Holloway St	Convenience
5064	Renewal	Bethesda BP	1529 S Miami Blvd	Convenience
9345	Renewal	Community Store	106 S Guthrie Ave	Convenience Store
13870	Renewal	Wellons Village Family Fare	921 N Miami Blvd	Convenience
15867	Renewal	Colonial Village Family Fare #196	2110 N. Roxboro Road	Convenience
16267	Renewal	Falls Village Golf	115 Falls Village Lane	Country Club
17186	Renewal	Taqueria Mi Pueblo	1408 Avondale Drive	Convenience Store
19714	Renewal	El Salvador Restaurant & Mexican	1002 East Geer St	Restaurant
20361	Renewal	Triangle Brewing Company Inc	918 Pearl St	Brewing Company
21660	Renewal	Buy Quick Food Mart	419 S Briggs Ave	Convenience Store
22123	Renewal	New York Mini Mart	2929 Angier Ave	Convenience Store
22313	Renewal	Steel Blue	1426-A South Miami Blvd	Club
23305	Renewal	CVS Pharmacy #1395	5111 Wake Forest Rd	Drug Store
23815	Renewal	Billiards and Records	2202 Avondale Dr	Pool Room
23998	Renewal	Stop-One Food Mart and Tobacco	1103 N Miami Blvd	Convenience Store
24452	Renewal	Tommy's Mini Mart #10	1701 S Miami Blvd	Convenience Store
25239	Renewal	El Toro Cantina Inc	220 Chandler Rd	Club
25651	Renewal	EZ Mini Mart	702 N. Alston Avenue	Convenience Store
26768	Renewal	Carolina Food Mart	1002 N Alston Ave	Convenience
27238	Renewal	Mosha's Express Mart	1302 Fay St	Restaurant
			Total PAC 1	28
3835	Renewal	Upchurch Drugs	5112 N Roxboro Rd	Drug Store
4323	Renewal	Papa's Grill	1821 Hillandale Rd	Restaurant
4366	Renewal	Bamboo House	3600 N Duke St	Restaurant
4517	Renewal	Homestead BP	2918 Guess Rd	Convenience
4641	Renewal	Hong Kong Chinese Restaurant	3003 Guess Rd	Restaurant
4871	Renewal	Umstead Rd BP	5109 Guess Rd	Convenience
5033	Renewal	Wade's Texaco Service	1911 Guess Rd	Convenience
5065	Renewal	Croasdaile BP	1815 Hillandale Rd	Convenience
5066	Renewal	Duke Street BP	3804 N Duke St	Convenience
5067	Renewal	Eno BP	5292 N Roxboro Rd	Convenience
5068	Renewal	Bragtown BP	3101 N Roxboro Rd	Convenience
5167	Renewal	Golf Shop	1600 Hillandale Rd	Golf Shop
5201	Renewal	BP East Campus	805 Broad St	Convenience
8627	Renewal	Hilton Hotel	3800 Hillsborough Rd	Hotel

September 19, 2011

9622	Renewal	Rudino's Pizza & Grinders	1515 Northpointe Dr	Restaurant
10958	Renewal	Dales Indian Cuisine	811 Ninth Street	Restaurant
11038	Renewal	Don Becerra	2301 N Roxboro Rd	Convenience Store
11771	Renewal	Manbites Dog Theater	703 Foster St	Theater
12339	Renewal	Texas Roadhouse	1809 Northpointe Dr	Restaurant
12593	Renewal	North Durham Mobil	5100 Guess Rd	Convenience Store
16435	Renewal	Bowlings Exxon	4530 N. Roxboro Road	Convenience Store
17354	Renewal	Green Room (The)	1108 Broad Street	Bar
17431	Renewal	Joy Food Store	2109 N Roxboro Rd	Convenience Store
17962	Renewal	Courtyard by Marriott Durham	1815 Front Street	Hotel
19737	Renewal	Treyburn Country Club	1 Old Trail Dr	Country Club
20271	Renewal	Blu Seafood and Bar	2002 Hillsborough Rd	Restaurant
20870	Renewal	Town N Country #1	1423 E Club Blvd	Convenience Store
20907	Renewal	Watts Grocery	1116 Broad St	Grocery Store
20965	Renewal	Vin Rouge	2010 Hillsborough Rd	Restaurant
21435	Renewal	Nice & Easy Food Market	201 E Geer St	Convenience Store
21584	Renewal	La Superior Meat Market	3325 N Roxboro Rd	Grocery Store
21586	Renewal	La Superior	2842 N Roxboro Rd	Grocery Store
21672	Renewal	Isla Bonita	2201 N Roxboro Rd	Restaurant
22951	Renewal	Corner Store	407 Old Oxford Hwy	Convenience Store
22991	Renewal	El Cuscatleco II	5110 N. Roxboro Rd.	Restaurant
23202	Renewal	Trinity Food Mart	403 W. Trinity Avenue	Convenience Store
23707	Renewal	Han-Dee Hugo's #77	1203 W. Club Blvd.	Convenience Store
24488	Renewal	El Rodeo Mexican Restaurant	3600 N Duke St., Suite 29	Restaurant
24499	Renewal	Shop N Go Food Mart & Grill	4640 Hillsborough Rd	Convenience Store
24517	Renewal	Tavern (The)	1900 W. Markham Ave.	Bar
25373	Renewal	La Pista Nightclub	2409 Guess Rd Ste 11	Club
26085	Renewal	Surtidor Supermarket	2022 Guess Rd Ste C	Grocery Store
26392	Renewal	Trinity Food Mart	403 W. Trinity Avenue	Convenience Store
26848	Renewal	Kings Sandwich Shop	701 Foster Street	Restaurant
27065	Renewal	M&R Sports Bar	107 Infinity Rd	Bar
27135	Renewal	CVS Pharmacy #4290	5311 Roxboro Road	Drug Store
27892	New	Unique's Lounge	3500 N. Roxboro St., Unit 22	Lounge
			Total PAC 2	47
2481	Renewal	University Market	1108 W Chapel Hill St	Convenience Store
4478	Renewal	West Campus BP	2432 Erwin Rd	Convenience Store
4593	Renewal	Boulevard BP	2685 Durham Chapel Hill Blvd	Convenience Store
4640	Renewal	Hope Valley BP	4148 Old Chapel Hill Rd	Convenience Store
5071	Renewal	Westside BP	3511 Hillsborough Rd	Convenience Store

September 19, 2011

5081	Renewal	Outback Steakhouse of Durham	3500 Mt. Moriah Rd	Restaurant
5097	Renewal	Metro Express Market & Grill	2500 Erwin Rd	Convenience Store
5180	Renewal	El Cuscatleco	4212 Garrett Rd	Restaurant
5280	Renewal	Garrett Road BP	4525 Durham Chapel Hill Blvd	Convenience Store
5347	Renewal	Washington Duke Inn & Golf	3001 Cameron Blvd	Hotel
5443	Renewal	West 94th Street Pub	4711 Hope Valley Rd	Bar
5570	Renewal	Fast Food Mart #2	2947 Chapel Hill Rd	Convenience Store
5666	Renewal	Spartacus of Durham	4139 Durham Chapel Hill Blvd	Restaurant
5685	Renewal	Nana's Restaurant	2514 University Dr	Restaurant
5809	Renewal	Yamazushi Japanese Restaurant	4711 Hope Valley Rd	Restaurant
5897	Renewal	El Rodeo Mexican South	4215 University Dr	Restaurant
6076	Renewal	Academy Quick Stop	3006 Academy Rd	Convenience Store
6116	Renewal	Town N Country #7	3101 University Dr	Convenience Store
6145	Renewal	Four Square Restaurant	2701 Chapel Hill Rd	Restaurant
6318	Renewal	Bandidos Mexican Café	4711 Hope Valley Rd	Restaurant
6443	Renewal	Toreros IV Mexican Restaurant	4125 Durham Chapel Hill Blvd	Restaurant
6521	Renewal	R David Thomas Center	One Science Drive	Conference Center
6544	Renewal	Armadillo Grill on Campus	Bryan Center - Duke University	Restaurant
6958	Renewal	China Express	2223 Highway 54	Restaurant
7568	Renewal	El Dorado Mexican Restaurant #6	4900 HWY 55 Ste 140	Restaurant
8711	Renewal	Circle K #8627	100 Woodcroft Pkwy	Convenience Store
9211	Renewal	California Pizza Kitchen	6910 Fayetteville Rd	Restaurant
12312	Renewal	Phillips 66/Kicks #6312	109 West NC 54 HWY	Convenience Store
12591	Renewal	Lakewood Amoco	218 Lakewood Dr	Convenience Store
13161	Renewal	Target Store T-1872	4037 Durham Chapel Hill Blvd	Retail
13225	Renewal	Rockwood Family Fare 402	2000 James St	Convenience Store
13232	Renewal	City Beverage	4810 Hope Valley Rd	Restaurant
13966	Renewal	Total Wines & More	3615 Witherspoon Blvd	Retail Store
14109	Renewal	Sam's Club #4831	4005 Durham Chapel Hill Blvd	Discount Retailer
14822	Renewal	Honduras Bar & Restaurant	1121 University Dr	Restaurant
15033	Renewal	Cinelli's Ristorante & Pizzeria	5850 Fayetteville Rd	Restaurant
15209	Renewal	Morehead Mini Mart	1601 Morehead Ave	Convenience Store
16324	Renewal	Durham Catering Company	2512 University Drive	Restaurant
16360	Renewal	Azteca Grill	1929 Chapel Hill Road	Restaurant
16626	Renewal	Cheesecake Factory Restaurant	8030 Renaissance Pkwy	Restaurant
16879	Renewal	Target Store T-2069	8210 Renaissance Pkwy	Retail Store
17418	Renewal	Thai Cafe	2501 University Drive	Restaurant

September 19, 2011

17475	Renewal	Tomato Jake's Pizzeria	8202 Renaissance Pkwy	Restaurant
18828	Renewal	Carrabbas Italian Grill	5312 New Hope Commons	Restaurant
19103	Renewal	Four Points By Sheraton	7807 Leonardo Drive	Hotel
19467	Renewal	Tonali Restaurant	3642 Shannon Rd	Restaurant
21059	Renewal	Brooklyn Pizzeria	2812 Erwin Rd Ste 103	Restaurant
21099	Renewal	Brandywine Cellars Inc	6905 Fayetteville Rd Ste 101	Retail Store
21102	Renewal	TGI Friday's	2608 Erwin Rd Ste 104	Restaurant
21105	Renewal	Six Plates Wine Bar	2812 Erwin Rd Ste 104	Bar
21153	Renewal	Lone Star Steakhouse & Saloon	5307 New Hope Commons Drive	Restaurant
21218	Renewal	Rick's Diner & Catering, Inc.	4015 University Dr Ste A	Restaurant
21467	Renewal	Twisted Noodles	4201 University Dr	Restaurant
21472	Renewal	Nasher Museum Café	2001 Campus Drive	Museum
22494	Renewal	Town N Country #8	412 LaSalle St.	Convenience Store
22528	Renewal	Wal Mart Store 2137	5450 New Hope Commons Drive	Retail Store
22663	Renewal	Hope Valley Bottle Shop	4711 Hope Valley Rd., Suite 4E	Wine Shop
23064	Renewal	Momoyama, LLC	8200 Renaissance Parkway	Restaurant
24412	Renewal	Sunset Grille	5850 Fayetteville Rd., Ste 101	Restaurant
24581	Renewal	Los Portales Mexican Restaurant	6905 Fayetteville Rd., Ste 104	Restaurant
24730	Renewal	Durham Pizza Restaurant	4707 Hillsborough Rd	Restaurant
24824	Renewal	Chipotle Mexican Grill	2608 Erwin Road Suite #144	Restaurant
25437	Renewal	Night Life Comedy Club and Lounge	5504 Durham Chapel Hill Blvd	Club
25811	Renewal	Old Chapel Hill Road Family Fare #363	4161 Old Chapel Hill Road	Convenience Store
25839	Renewal	Pop's Backdoor South	3710 Shannon Rd Ste 104	Restaurant
25892	Renewal	Las Amazona	2000 Chapel Hill Rd., Suite # 14	Restaurant
26019	Renewal	Blue Note Grill	4125 Durham Chapel Hill Blvd Ste 1	Restaurant
26865	Renewal	La Luna Night Club	3019 Auto Drive	Club
27106	Renewal	CVS/Pharmacy #7047	3573 Hillsborough Rd.	Drug Store
27608	Renewal	Homewood Suites by Hilton Durham-Chapel Hill	3600 Mount Moriah Road	Hotel
27895	New	G2B	3211 Shannon Rd., Ste 106	Restaurant
27982	New	Moe's Southwest Grill	5332 McFarland Drive	Restaurant
27985	New	Spring Hill Suites by Marriott	5310 McFarland Drive	Hotel

September 19, 2011

28014	New	Sandellas Flat Bread Cafe	2816 Erwin Rd	Restaurant
28067	New	Straw Valley Café, LLC	5420 Durham-Chapel Hill Blvd Ste D	Café
28171	New	Happy China Sushi & Bar	2505 Durham Chapel Hill Blvd	Restaurant
28186	New	Dulce Cafe & Ice Cream	5826 Fayetteville Rd., Ste. 106	Restaurant
			Total PAC 3	77
2351	Renewal	New Evans Mini Mart Inc.	710 S Alston Ave	Convenience Store
2583	Renewal	Town Deli Grocery #2	1432 E Lawson Street	Convenience Store
3292	Renewal	Lakeshore Golf Course	4621 Lumley Rd	Country Club
5069	Renewal	Triangle BP	5202 S Miami Blvd	Convenience
5070	Renewal	BP Lowes Grove	2317 E NC 54 HWY	Convenience
5618	Renewal	Bull City Lodge #317	2311 S. Alston Ave	Club
6115	Renewal	Town N Country #3	3700 Fayetteville Street	Convenience
7025	Renewal	Sal's Pizza	2103 Allendown Drive	Restaurant
7488	Renewal	Bombay Grille	2223 E NC 54 HWY	Restaurant
7565	Renewal	Rudino's Pizza & Grinders	4911 Central Park Ln	Restaurant
9515	Renewal	Double Tree Guest Suites	2515 Meridian Pkwy	Hotel
9614	Renewal	Sage and Swift Gourmet Catering	2505 Whilden Dr.	Catering
9934	Renewal	Tandoor Indian Restaurant	5410 NC 55 HWY	Restaurant
12313	Renewal	Phillips 66/Kicks #6330	3308 NC 55 HWY	Convenience Store
13125	Renewal	Forest Hills Family Fare #255	1251 University Dr	Convenience
14860	Renewal	La Regia Latina Mexican	2601 NC 55 HWY	Restaurant
16080	Renewal	Cho Sun Ok Inc	2105 E NC 54 HWY	Restaurant
16755	Renewal	Eagle Community Food Mart	1224 Fayetteville Street	Convenience Store
16947	Renewal	Time Out Bar & Grill	4310 S. Miami Blvd	Restaurant
17488	Renewal	Marriott Research Triangle Park Hotel	4700 Guardian Dr	Hotel
19241	Renewal	Melting Pot	7011 Fayetteville Road	Restaurant
19826	Renewal	Discount Mart	3011 Fayetteville St	Retail Store
21155	Renewal	Hilton Garden Inn Southpoint	7007 Fayetteville Road	Hotel
21286	Renewal	Buy Quick Food Mart #5	103 W Cornwallis Rd	Convenience Store
21306	Renewal	Wisdom Beverage, LLC	4300 Emperor Blvd Suite #100	Bar
21314	Renewal	Papa Mojos Roadhouse LLC	5410 - Y Hwy 55	Restaurant
21387	Renewal	Carino's Italian Grill	6907 Fayetteville Road	Restaurant
21786	Renewal	Mez Contemporary Mexican	5410 Page Road Suite 8	Restaurant
21945	Renewal	Johnson Brothers Carolina Distribution Company	712 Ellis Rd	Retailer
24562	Renewal	Ruth's Chris Steakhouse	7007 Fayetteville Road	Restaurant
24704	Renewal	Hotel Indigo Durham RTP	151 Tatum Drive	Hotel
26212	Renewal	Durham Food World Inc	401 E Lakewood Avenue	Grocery Store

September 19, 2011

27933	New	La Cocina #9	2121 TW Alexander Dr., Suite 119	Restaurant
			Total PAC 4	33
1869	Renewal	Toreros Mexican Restaurant	800 W Main St	Restaurant
2100	Renewal	Satisfaction Restaurant & Bar	905 W Main St, Ste 37	Restaurant
2333	Renewal	Shooters II Inc	827 W Morgan St	Bar
2444	Renewal	James Joyce Irish Pub	912 W Main St	Bar
4349	Renewal	Whole Foods	621 Broad Street	Grocery Store
4595	Renewal	West Durham BP	1922 W Main St	Convenience
5202	Renewal	Freeway BP	308 S Alston Ave	Convenience
5330	Renewal	Charlie's Pub & Grille	758 Ninth Street	Bar
9413	Renewal	Devines Restaurant & Sports Bar	904 W Main St	Restaurant
12627	Renewal	Pops	810 W Peabody St	Club
14084	Renewal	Federal Lounge	914 W Main St	Restaurant
15790	Renewal	Selam Convenience Store	106 Morris St	Convenience
16069	Renewal	Mellow Mushroom	410 Blackwell St	Restaurant
16332	Renewal	Cosmic Cantina	1920 1/2 Perry Street	Restaurant
16826	Renewal	Trinity Park Family Fare #432	1016 W. Main Street	Convenience
16889	Renewal	Mt Fuji Asian Bistro Sushi & Bar	905 W Main Street	Restaurant
19005	Renewal	Rue Cler Restaurant & Bakery	401 E Chapel Hill St	Restaurant
21794	Renewal	1013 West Main	1013 W Main St	Restaurant
23060	Renewal	Pinhook (The)	117 W. Main Street	Restaurant
23077	Renewal	Chubby's Tacos	748 Ninth Street	Restaurant
23276	Renewal	Revolution Restaurant	107 W Main Street	Restaurant
23903	Renewal	Chloe's	1006 E Pettigrew St	Restaurant
25042	Renewal	Republic	353 West Main Street	Club
25316	Renewal	Beyu Caffe	335 W Main St	Restaurant
25854	Renewal	Tobacco Road Sports Cafe	280 S. Mangum Street Suite #100	Restaurant
25958	Renewal	Pop's at West Village	605 W. Main Street	Restaurant
26439	Renewal	Fullsteam Brewery, LLC	726 Rigsbee Avenue	Bar
26442	Renewal	Piedmont Restaurant	404 Foster St., Ste B-2	Restaurant
26740	Renewal	Motorco Music Hall	723 Rigsbee Avenue	Club
27787	New	Geer Street Garden	644 Foster Street	Restaurant
27797	New	Sam's Quick Shop	1605 Erwin Rd	Convenience Store
28087	New	Reliable Cheese Company, Ltd.	401 E Chapel Hill St	Retail Store
28121	New	Sam's Quick Shop	1605 Erwin Rd	Convenience Store
28133	New	Roxy (The)	802 W Main St	Club
28228	New	Bar (The)	711 Rigsbee Avenue	Club
28273	New	Dame's Chicken & Waffles	317 W Main St	Restaurant
			Total PAC 5	36

September 19, 2011

SUBJECT: FAYETTEVILLE STREET-UNIVERSITY LAND USE UPDATE

Aaron Cain, of the City/County Planning Department, provided an update on this item. At the request of Council during its August 15, 2011 City Council Meeting, Mr. Cain reported staff held a community meeting on September 6th at the Hayti Heritage Center and 35 citizens attended this meeting to gain further information about the Fayetteville Street – University Land Use update. He referenced the four major components of the land use update: a set of Future Land Use Map amendments, zoning recommendations for the Fayetteville Street corridor, a recommendation to go to a new University College 2 zoning district for the North Carolina Central University campus for the existing campus as well as some removal options for the North Carolina College Redevelopment Plan. He further noted this update will not be the actual rezoning, will not adopt plan amendments nor implement the UC2 zoning district. He stated this update is simply the policy recommendations that should be followed to implement those components.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to adopt the Fayetteville Street-University Land Use Update was approved at 7:17 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Ali, Brown, Catotti and Woodard. Noes: None. Excused Absence: Council Member Clement.

There being no further business to come before the City Council, the meeting was adjourned at 7:17 p.m.

Linda E. Bratcher, CMC
Deputy City Clerk

D. Ann Gray, MMC
City Clerk