

DURHAM CITY COUNCIL WORK SESSION
Thursday, February 21, 2019 @ 1:00 p.m.
2nd Floor Committee Room – 101 City Hall Plaza

The Durham City Council held a Work Session on the above date and time in the City Council Committee Room located at 101 City Hall Plaza with the following members present: Mayor Steve Schewel, Mayor Pro Tempore Jillian Johnson and Council Members Javiera Caballero, DeDreana Freeman, Mark-Anthony Middleton and Charlie Reece. Absent: Council Member Vernetta Alston.

Also present: City Manager Tom Bonfield, Deputy City Attorney Kim Rehberg and City Clerk Diana Schreiber.

Mayor Schewel called the meeting to order and welcomed all in attendance.

Mayor Schewel asked for announcements by Council.

Council Member Reece announced the passing of a relative and stated that he needed to depart the meeting.

Mayor Schewel requested priority items from the City Manager, City Attorney and City Clerk. City Manager Bonfield explained that Item 22, Citizen's Matter: Chris Tiffany, noted that information had been added to the item; Items 25 and 27, Citizen's Matters, Allen Jones and Matthew Diamond, the two speakers were not in attendance at the meeting; and related to Item 28, Contract with Made in Durham to Support the Development of an Education to Work Pipeline System for Youth in Durham, the Supplemental Item had been added to the agenda. Deputy City Attorney Rehberg noted that City Attorney Baker would report on Item 4, the Vegetative Management Ordinance.

City Clerk Schreiber had no priority items.

Mayor Schewel read each item on the printed agenda and the following items were pulled for discussion and/or remarks: Item 2, Raleigh-Durham Airport Authority; Item 3, Timekeeping Management Performance Audit dated January 2019; Item 4, Vegetation Management Ordinance; Item 7, Reimbursement of funds to the US Department of Housing and Urban Development (HOME Funds – FY 2014); Item 10, East Durham Water and Sewer Rehabilitation Project Phase I and Belt Street Regional Stormwater Improvements – Professional Engineering Services Contract for Hazen and Sawyer, PC; Item 15, Hoover Road Athletic Park Project Construction Manager at Risk (CMAR) Contract for Preconstruction Services with Skanza USA Building; and presentations of Item 18, Urban Forest Management Plan; and Supplemental Item 28, Contract with *Made in Durham* to Support the Development of an Education to Work Pipeline System for Youth in Durham.

Mayor Schewel announced it was time for Citizen's Matters.

SUBJECT: CHRIS TIFFANY (ITEM 22/ PR 13006)

To receive comments from Christ Tiffany regarding police survey sampling, data analysis and recommendations.

Mr. Tiffany spoke to Durham Police Department's treatment of low income youth equitably; and remarked about African-American and Latino's distrust of police.

SUBJECT: JOEL FREELANDER (ITEM 23/ PR 13007)

To receive comments from Joel Freeland regarding anti-Semitism.

Mr. Freeland spoke to the definition of anti-Semitism and how it impacted Jewish organizations and community centers; and made remarks about the assistance provided by Israel to other countries.

SUBJECT: KATHRYN WOLF (ITEM 24/ PR 13008)

To receive comments from Kathryn Wolf regarding City Council's anti-Semitic resolution and its effect on the public.

Ms. Wolf spoke about boycotts that targeted Jewish businesses; and noted a café in San Francisco that was being boycotted; and requested the Israel boycott resolution be rescinded.

SUBJECT: DEBBIE LLOYD (ITEM 26/ PR 13010)

To receive comments from Debbie Lloyd regarding a request for a new sidewalk section from the corner of Hopson Road and Keystone Park Drive to the existing sidewalk at 4812 Hopson Road.

Ms. Lloyd urged funding of a gap-sidewalk at Hopson Road and Keystone Park Drive. Mayor Schewel emphasized the smaller gap project list and its criteria; and concurred the city needed more sidewalks.

SUBJECT: RALEIGH-DURHAM AIRPORT AUTHORITY (ITEM 2/ PR 12979)

To appoint a resident to fill one (1) vacancy on the Raleigh-Durham Airport Authority with term to expire on January 1, 2021.

Mayor Schewel stated there was a speaker to the item.

Charles Douglas of Fayetteville Road made remarks in favor of his application for serving on the Airport Authority; and spoke to a larger vision for the airport, favored investing in renewable solar energy and urged reimagining the airport process. 3

SUBJECT: TIMEKEEPING MANAGEMENT PERFORMANCE AUDIT DATED JANUARY 2019 (ITEM 3/ PR 12975)

Germaine Brewington, Director of Audit Services, made the staff report.

Mayor Pro Tempore Johnson inquired about the management comments in the audit around recommendations of being part of a longer reevaluation of timekeeping. Director Brewington deferred the City Manager's Office, Deputy City Manager Wanda Page for response.

Manager Page addressed an approach to the audit's recommendations; spoke to building a strategy that involved investing in additional technology to ensure accurate time-keeping and planned to return within 90 days to provide an update.

SUBJECT: VEGETATION MANAGEMENT ORDINANCE (ITEM 4/ PR 13002)

City Attorney Patrick Baker provided the staff report; summarized the content of the memo that was intended to capture the standard of procedures used by the General Services Department in the Urban Forestry Division; and stated the ordinance was mirrored on that of the City of Greensboro in their working relationship with Duke Energy.

Kevin Lilly, General Services, stated that arbor work would be made known with door hangers and phone calls.

Jason Cones, Duke Energy Vegetation Management Specialist, spoke to notification procedures and the face to face contact along with door hangers.

Discussion ensued regarding notification activities in the right-of-way; codification of the complaint process and provisions for grievances regarding tree trimming.

SUBJECT: REIMBURSEMENT OF FUNDS TO THE US DEPARTMENT OF AND URBAN DEVELOPMENT (HOME FUNDS – FY 2014) (ITEM 7/ PR 12997)

Reginald Johnson, Director of the Department of Community Development, responded to questions.

Mayor Pro Tempore Johnson inquired about the reimbursement of the refund policy as per the memo, the funds would need to be reimbursed to HUD if the property owner transferred property within a twenty-year period and to avoid that, the city would pay it all back now.

Director Johnson explained the recapture policy which was not the same model that the Durham Community Land Trustees used; once the property was sold, the money had to be repaid to the city; the city agreed to DCLT's rules in accordance to the grant. 4

SUBJECT: EAST DURHAM WATER AND SEWER REHABILITATION PROJECT PHASE I AND BELT STREET REGIONAL STORMWATER IMPROVEMENTS – PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR HAZEN AND SAWYER, PC (ITEM 10/ PR 12990)

Jerry Morrone, Utility Engineering Supervisor in Water Management, asked about the criteria used to determine if an owner of private property was eligible for financial assistance.

Dana Hornkohl, Civil Engineer in Stormwater, stated the primary criteria for residents to be eligible for the storm drain program was when there was a storm drainage system intersected the home and affected the structural stability of the home.

**SUBJECT: HOOVER ROAD ATHLETIC PARK PROJECT CONSTRUCTION
MANAGER AT RISK (CMAR) CONTRACT FOR PRECONSTRUCTION SERVICES
WITH SKANZA USA BUILDING (ITEM 15/ PR 12995)**

Mayor Schewel urged consideration of soccer players when designing the fields with special mention of the concrete being situated too close to the sidelines at Twin Lakes; questioned the UBE utilization and being an important consideration when CMAR reduced the ability to effectively use minority contractors.

Rod Florence, Senior Project Manager of General Services, deferred to Director Debra Giles of EOE for response.

Director Giles responded that the CMAR contracting process worked well and cited examples of the Police Headquarters and DPAC.

Renee Jones, Diversity Director for Skanza, spoke to different types of delivery methods; and that with CMAR, it allowed for crafting scopes of work that matched the size of a project which in turn, allowed for increased participation.

[SUPPLEMENTAL ITEM]

**SUBJECT: CONTRACT WITH *MADE IN DURHAM* TO SUPPORT THE
DEVELOPMENT OF AN EDUCATION TO WORK PIPELINE SYSTEM FOR YOUTH
IN DURHAM (ITEM 28/ PR 13013)**

Council Member Freeman requested more details on the contract.

Andre Pettigrew, Director of Economic and Workforce Development, summarized the program that connected local youth with the corporate business community; and responded to a question about metrics that the goal was to place 300 youth into internships.

Adria Graham Scott, Business Services Manager, addressed operationalizing the program in the realm of recruitment, interviewing, application and engagement; and noted the internships were paid and ran for 5-6 weeks.

Mayor Pro Tempore Johnson offered assistance, if needed. 5

[PRESENTATIONS]

SUBJECT: URBAN FOREST MANAGEMENT PLAN (ITEM 18/ PR 12982)

Kevin Lilley, Assistant Director of Operations in General Services, made a presentation that included background/context of the selective tree inventory, canopy study and management plan; detailed the high priority tree planting areas and identified sites for expanded tree canopy; and noted that ordinances could be written to better the environmental impact.

Steven Hicks, Director of General Services, spoke to the goal of increasing from 52% to 55% tree coverage by 2040; and noted that Durham was leading the region in tree canopy.

Director of City-County Planning Pat Young spoke to the timeline of returning to Council with recommendations associated with development standards that included tree preservation versus replacement.

Council appreciated the emphasis in the Plan on underserved areas, racial equity and social justice related to the expanded goal of planting 1500 trees; mentioned that there were many trees being cut on private property and spoke to crafting ordinance to minimize tree loss; asked about the planting of trees and specifically those of certain height in the right-of-way; discussed Keep Durham Beautiful's activities; mentioned native species being located, the right tree to the right space; asked about growth projections and tree mortality rates; inquired about tree trimming near bus stops; and challenged private companies to compete with the numerous tree plantings by Keep Durham Beautiful and the City of Durham.

Settling the Agenda – March 4, 2019 City Council Meeting

City Manager Bonfield referenced the following items for the March 4, 2019 City Council meeting agenda: Consent Items 1-17 and 28; General Business Agenda Item 19 and General Business Agenda – Public Hearing Items 20-21.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to settle the agenda as stated by the City Manager for the March 4, 2019 City Council Meeting; the motion passed unanimously.

Being no further business to address, the Work Session was adjourned at 2:15 p.m.

Diana Schreiber, CMC
City Clerk

