

**DURHAM, NORTH CAROLINA
MONDAY, APRIL 16, 2018
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers 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. Excused Absence: Council Member Vernetta Alston.

Also present: City Manager Thomas J. Bonfield, Senior Assistant City Attorney Kim Rehberg, City Clerk Diana Schreiber, Senior Executive Assistants Tonette Amos and LaVerne Brooks. Mayor Schewel called the meeting to order; welcomed everyone in attendance and called for a moment of silent meditation.

The Pledge of Allegiance was led by Council Member Reece.

MOTION by Council Member Reece, seconded by Mayor Pro-Tempore Johnson, to excuse Council Member Alston from the April 16, 2018 regular Council Meeting was approved at 7:02 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

[CEREMONIAL ITEMS]

Council Member Middleton recognized the North Carolina Central University Men's Basketball Team and read into the record a proclamation honoring the Team for winning the 2018 Mid-Eastern Athletic Conference Tournament Championship for the second consecutive season.

Coach LeVelle Moton thanked the Mayor, City Council and the City of Durham residents for their love, support and encouragement of the NCCU Basketball Team.

Chancellor Johnson O. Akinleye echoed the coach's remarks and appreciated the love and support offered by the community for the talented athletes.

Mayor Schewel invited a group of third grade students from Spring Valley Elementary School along with their teacher, Alicia Morris, to recite their very special pledge to the front of the dais in the Chamber. The children recited their pledge for the Council and the audience.

Ms. Morris recognized Turquoise Parker, a second grade teacher at Eastway Elementary, for composing the pledge containing words of wisdom for her students.

Council Member Reece read into the record the Neighborhood Spotlight Award for April 2018 for Durham resident, Constance Lisa Richmond of the Birchwood Heights Community; and thanked Ms. Richmond for her community outreach and service.

Mayor Pro-Tempore Johnson read into the record the proclamation recognizing Sunday Supper Day on April 29, 2018 and presented the proclamation to attendees: James Glenn, Keith Daniel and Harris Vaughn. The Sunday Supper Day was designed to bring people together to break bread, give thanks and help neighbors in need.

[ANNOUNCEMENTS BY COUNCIL]

Mayor Schewel read into the record the following Statement by the Durham City Council on International Police Exchanges.

Statement by the Durham City Council on International Police Exchanges

The Durham City Council appreciates receipt of the memo dated April 4, 2018 from Chief C.J. Davis to City Manager Tom Bonfield stating that “there has been no effort while I have served as Chief of Police to initiate or participate in any exchange to Israel, nor do I have any intention to do so.” The Durham City Council endorses this statement by Chief Davis and affirms as policy that the Durham Police Department will not engage in such exchanges.

The Council opposes international exchanges with any country in which Durham officers receive military-style training since such exchanges do not support the kind of policing we want here in the City of Durham.

We recognize and share the deep concern about militarization of police forces around the country. We know that racial profiling and its subsequent harms to communities of color have plagued policing in our nation and in our own community.

In Durham, our community is working towards a time when we are beyond policing—when everyone has a good job and excellent health care and a safe, warm, affordable place to live. Until that time comes, we want policing that is founded on earning the trust of the community. We want policing that effectively reduces gun violence without any racial profiling ever. We want policing and a justice system that do not criminalize small acts such as drug possession.

We are moving in that direction in Durham. Under the strong, persistent leadership of Chief Davis and her staff, the Police Department is undergoing a profound cultural shift which is evident in the numbers in the annual reports we have just received for 2017.

The reporting shows that while violent crime is on a 17-year downward trend in Durham, we are also undergoing an extremely dramatic shift in the way Durham is engaging in police work. Traffic stops in recent years have dropped from 32,227 to 11,578. Searches of cars have dropped from 1,296 in 2013 to 416 in 2017. Charges for drug violations in Durham are down from 1,223 in 2015 to 673 this past year. Our new Misdemeanor Diversion Court has kept hundreds of first-time offenders free of a criminal record. Use-of-force complaints by residents are down from 33 in 2016 to 15 last year. Chief Davis’ new U-Visa policy has resulted in immediate improvement for our undocumented residents who assist in solving crimes, as 35 residents received U-Visa approval from the department in the first quarter of 2018, far more than ever before.

An array of new police department policies and practices are working in Durham, and – as the numbers above show with striking clarity – these reforms are today making a positive difference in the lives of thousands of people, especially in communities of color.

The Council knows that we still have much progress to make. Although police searches have dropped precipitously among all groups, black motorists are still more likely to be searched than white motorists, and we need to continue efforts to ensure that the racial make-up of our police department more nearly represents Durham’s diversity.

The Council is deeply committed to this work, and we are grateful to Chief Davis for leading this cultural shift.

Black lives matter. We can make that phrase real in Durham by rejecting the militarization of our police force in favor of a different kind of policing, and that is what we are doing in Durham now.

Mayor Schewel announced that there were speakers to the item, both proponents and opponents.

PROPONENTS

Mohammade Eid, Jones Ferry Road
Larry Beckler, Lakehurst Court
Kay Robert Volkwijn, Sanderson Dr.
Jihad Shaawa, Glackens CT Raleigh
Sandra Korn, North Street
Jazmyne Williams, Underwood Avenue
Jake Stanley, Knox Circle
Ralph McCoy, Byers Park Drive
Burhan Ghanayem, Pine Top Place
Faisal Kaan, Jones Ferry Rd, Carrboro
Lamer Hantash, Chapel Hill Dr.
David Rosewell, West Woodbridge Dr.

Michelle Laws
Beth Burch, Iredell Street
Lee Mortimer, Livingstone Place
Ahmad Amireh, Brodie Gym
Ihab Mikati, Carlton Avenue
Elyse Crystal, Princeton Avenue
Tom Stern, Rigsbee Avenue
Lee Mortimer, Livingstone Place
Robert Hollister, Garret Road
Rina Rachel Galper, 9th Street
Rev. Curtis Gatewood, Front Street
Rann Bar-on, N. Driver Street
David Theurer, Demerius Street

OPPONENTS

Jane Wagstaff, Pennington Place
Richard Ford, Chapel Hill
Gabriel Liberty, Henningson Way
Jonathan Dayan, Anderson Street
Williams Rosenberg, Cary
Laura Gutman, Watts Street
Max Cherman, Wannamaker Fire Lane
Jenny Blass, Oteys Rd
Jerome Fox, Mandy Court
Carole Fox, Mandy Court
(Unidentified speaker)
Deborah Rosenstain, Davis Road

Mushka Bluming, Estes Drive
Rabbi Zalman Bluming, Estes Drive
Evelina Moulder, Settlement Drive
Deborah Friedman, Hardscrabble Drive
Mike Ross, Fairview Road
Adam Goldstein, Ulchiah Lane
Stan Robboy, Circle Park Place
Peter Reitzes
Bob Gutman, Watts Street
Buddy Bomze, Indigo Creek Train

[PRIORITY ITEMS BY THE CITY MANAGER, CITY ATTORNEY AND CITY CLERK]

City Manager Bonfield requested that Consent Agenda Item #16 – ‘Utility Extension Agreement with the Miracle League of the Triangle Inc. to serve the Miracle League at American Tobacco’ be removed from the Consent Agenda and referred back to the administration.

MOTION by Council Member Middleton, seconded by Council Member Reece, to refer the City Manager’s Priority Item back to the administration was approved at 7:24 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

Senior Assistant City Attorney Kim Rehberg, substituting for City Attorney Patrick Baker, had no priority items.

City Clerk Schreiber had no priority items.

[CONSENT AGENDA]

Mayor Schewel noted the Consent Agenda was passed with one motion; and asked if there were any items that needed to be pulled from the Consent Agenda. No items were pulled from the Consent Agenda.

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to approve the Consent Agenda was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: APPROVAL OF CITY COUNCIL MINUTES

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to approve the City Council minutes for the following meeting dates: January 11, 2018 (Special), January 16, 2018 (Special), January 16, 2018, January 23, 2018 February 2, 2018 (Special) and February 5, 2018 was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: DURHAM CITY-COUNTY APPEARANCE COMMISSION APPOINTMENTS

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to reappoint Richard Crawford and to appoint Leslie A. Mason to the Durham City-County Appearance Commission with the terms to expire on April 1, 2021 was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: CITY- COUNTY COMMITTEE ON CONFEDERATE MONUMENTS AND MEMORIALS – APPOINTMENTS

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to appoint Stephanie Diane Ford, Cynthia R. Greenlee, Barbara A. Lau, Deondra Rose and Elizabeth B. Sappenfield to serve on the newly established City-County Committee on Confederate Monuments and Memorials with terms to expire year ending 2018 was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Alston.

**SUBJECT: CONTRACT ADMINISTRATION AND CHANGE ORDER PERFORMANCE
AUDIT DATED MARCH 2018**

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive and accept the Contract Administration and Change Order Performance Audit dated March 2018 as presented and approved at the March 26, 2018 Audit Services Oversight Committee meeting was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: 2017 PLANNING COMMISSION ANNUAL REPORT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Planning Commission Annual Report was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: 2017 DURHAM ENVIRONMENTAL AFFAIRS BOARD ANNUAL REPORT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Durham Environmental Affairs Board Annual Report was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

**SUBJECT: 2017 DURHAM CITY-COUNTY APPEARANCE COMMISSION ANNUAL
REPORT**

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Durham City-County Appearance Commission Annual Report was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: 2017 HISTORIC PRESERVATION COMMISSION ANNUAL REPORT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Historic Preservation Commission Annual Report was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: 2017 DURHAM OPEN SPACE AND TRAILS COMMISSION ANNUAL REPORT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Durham Open Space and Trails Commission Annual Report was approved at 7:26 p.m. by

the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: 2017 DURHAM BOARD OF ADJUSTMENT ANNUAL REPORT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to receive the 2017 Durham Board of Adjustment Annual Report was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: SUPPLEMENTAL AGREEMENT WITH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION AND THE CITY OF DURHAM FOR THE R. KELLY BRYANT BRIDGE TRAIL PROJECT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to adopt the City of Durham Federal Highway Administration Funding from the NC Department of Transportation for the Purpose of Constructing the R. Kelly Bryant Bridge Trail Grant Project Ordinance superseding Grant Project Ordinance, Resolution #100047, and authorize the execution of the grant agreement; and

To adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2017-18, as amended, the same being Ordinance #15131, for the purposes of receiving funds in the amount of \$3,989,621.00 for designing and constructing the R. Kelly Bryant Bridge Trail project (CH032) was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

ORDINANCES #15277 & 15278

SUBJECT: GRANT AGREEMENT WITH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION AND THE CITY OF DURHAM FOR THE THIRD FORK CREEK TRAIL EXTENSION PROJECT

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to adopt the City of Durham Federal Highway Administration Funding from the NC Department of Transportation for the Purpose of Constructing the Third Fork Creek Trail Grant Project Ordinance and authorize the execution of the grant agreement; and

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2017-18, as amended, the same being Ordinance #15131, for the purposes of receiving additional funds in the amount of \$2,854,000 to the Third Fork Creek Project (CH033) was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

ORDINANCES #15279 & 15280

SUBJECT: PROPOSED 5-YEAR LEASE WITH HANSON AGGREGATES SOUTHEAST, LLC FOR TEER QUARRY AT 5090 DENFIELD ROAD

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to authorize the City Manager to execute a 5-year lease agreement with Hanson Aggregates Southeast LLC for 9.45 acres at Teer Quarry located at 5090 Denfield Road (parcel #209176) for \$10,000.00 per year was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: ACCEPTANCE OF THE DONATION OF PUBLIC ART SCULPTURES FROM TRINITY PARK FOUNDATION

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to authorize the City Manager to execute a contract with Trinity Park Foundation, Inc. accepting the donation and ownership of a sculpture entitled "The Rising Flame" by artist Michael Waller; and

To authorize the City Manager to execute a contract with Trinity Park Foundation, Inc. accepting the donation and ownership of a sculpture entitled "Industrial Romantic" by artist Al Frega was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

SUBJECT: ADOPTION OF THE DOWNTOWN DURHAM MASTER PLAN UPDATES

MOTION by Council Member Reece, seconded by Mayor Pro Tempore Johnson, to adopt the Downtown Durham Master Plan Updates was approved at 7:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members, Caballero, Middleton, Freeman and Reece. Noes: None. Excused Absence: Council Member Alston.

[GENERAL BUSINESS AGENDA – PUBLIC HEARINGS]

SUBJECT: UNIFIED DEVELOPMENT ORDINANCE TEXT AMENDMENT, DESIGN DISTRICT STREETScape ALTERNATIVE

Michael Stock, Senior Planner in the City-County Planning Department, reported that Text Amendment TC1700007 was a privately-initiated amendment to the Unified Development Ordinance (UDO) to develop alternative design standards for streetscape amenities within Design Districts; the Text Amendment application was a privately-initiated amendment submitted by Tim Summerville of Stewart, LLC, to coincide with the development of the Durham Innovation District*. Current Design District standards (Downtown Design District (DD) and Compact Design District (CD)), initially adopted in 2010 with subsequent amendments, prescribe specific amenities for the streetscape within the public right-of-way (benches, receptacles, street trees, etc.) and, in many instances, a specific design or standard for the amenity; the request was to allow for an alternative set of standards for a large, contiguous area within a design district; the amendment request would establish a contiguous area where alternative streetscape standards and amenities, primarily for the purposes of "branding" or

creating a distinct experience within a particular area of the city, can be provided instead of the standards currently prescribed within the design districts.

Mr. Stock stated that all required notifications for the Planning Department public hearing items have been performed and were on file for review; the City-County Planning Department reviewed the requests, including a staff amended draft, at the January 3, 2018 meeting and indicated no concerns with the proposals; the Durham Planning Commission recommended approval of the Text Amendment on February 13, 2018 by a vote of 14-0.

Mayor Schewel opened the public hearing.

There were no questions from the Council.

Mayor Schewel stated there were speakers to the item.

Tim Summerly and George Stanziale were proponents of the text amendment and were available to answer Council's questions.

MOTION by Council Member Middleton, seconded by Mayor Pro-Tempore Johnson, to adopt a Consistency Statement as required per NCGS 160A-383 was approved at 10:20 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

UNIFIED DEVELOPMENT ORDINANCE
TEXT AMENDMENT CONSISTENCY STATEMENT
BY THE DURHAM CITY COUNCIL
REGARDING TC1700007, DESIGN DISTRICT STREETSCAPE
ALTERNATIVE

WHEREAS the Durham City Council, upon acting on a text amendment to the Unified Development Ordinance and pursuant to NCGS § 160A-383, is required to approve a statement describing how the action is consistent with the Durham Comprehensive Plan; and

WHEREAS the Durham City Council, upon acting on a text amendment to the Unified Development Ordinance and pursuant to NCGS § 160A-383, is required to provide a brief statement indicating how the action is reasonable and in the public interest.

NOW THEREFORE, BE IT ADOPTED BY THE DURHAM CITY COUNCIL AS APPROPRIATE:

That final action regarding text amendment TC1700007, Design District Streetscape Alternative, is based upon review of, and consistency with, the Durham Comprehensive Plan and any other officially adopted plan that is applicable, as provided in the "Issues" and "Consistency with the Comprehensive Plan; Reasonable and in the Public Interest" sections of the memo to the City Manager, dated April 16, 2018, regarding the subject "Unified Development Ordinance Text Amendment, Design District Streetscape Alternative (TC1700007)," along with additional agenda information provided to the City Council and information provided at the public hearing; and

It is the objective of the Durham City Council to have the Unified Development Ordinance promote regulatory efficiency and consistency and the health, safety, and general welfare of the community. The text amendment promotes this by offering fair and reasonable regulations for the citizens and business community of the City of Durham as supported in the "Issues" and "Consistency with the Comprehensive Plan; Reasonable and in the Public Interest" sections of

the memo to the City Manager, dated April 16, 2018, regarding the subject "Unified Development Ordinance Text Amendment, Design District Streetscape Alternative (TC1700007)," along with additional agenda information provided to the City Council and information provided at the public hearing. Therefore, the amendment is reasonable and in the public interest.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance Amending the Unified Development Ordinance, incorporating revisions to Article 16, Design Districts was approved at 10:21 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Absent: Council Member Alston.

ORDINANCE #15281

SUBJECT: ZONING MAP CHANGE FOR LUMLEY ROAD ASSEMBLAGE

Jacob Wiggins, Senior Planner in the City County Planning Department, reported that Andrew Porter, on behalf of Coulter Jewell Thames, PA, proposed to change the zoning designation for four parcels of land generally located at 4138 Lumley Road, and totaling 8.075 acres. The subject site was zoned Residential Rural (RR). Mr. Porter proposed to change the designation to Office and Institutional (OI). No development plan was submitted as part of this rezoning petition.

The Durham Planning Commission recommended approval by a vote of 13-0 at the February 13, 1018 meeting.

Mayor Schewel opened the public hearing.

There were no questions from the Council.

Mayor Schewel stated there was one speaker to the item.

Neil Ghosh, Attorney with the Morningstar Law Group in Durham located at 112 W. Main Street, spoke as a proponent of the item representing Darlington Advisories and made remarks regarding the project.

Council Member Freeman questioned staff regarding the development plan.

Staff responded that there was no development plan submitted with the project.

Mayor Schewel closed the public hearing.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt a Consistency Statement as required by NCGS 160A-383 was approved at 10:26 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

UNIFIED DEVELOPMENT ORDINANCE
ZONING MAP CHANGE CONSISTENCY STATEMENT
BY THE DURHAM CITY COUNCIL
REGARDING Z1700048, LUMLEY ROAD ASSEMBLAGE

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to approve a statement describing how the action is consistent with the Durham Comprehensive Plan; and

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to provide a brief statement indicating how the action is reasonable and in the public interest.

NOW THEREFORE, BE IT ADOPTED BY THE DURHAM CITY COUNCIL AS APPROPRIATE:

That final action regarding text amendment Z1700048, Lumley Road Assemblage, is based upon review of, and consistency with, the *Durham Comprehensive Plan* and any other officially adopted plan that is applicable, as provided in the 'Consistency with Adopted Plans' and 'Reasonable and in the Public Interest' sections of the staff report and Attachment 6, 'Comprehensive Plan Consistency Analysis'; dated April 16, 2018, regarding the subject 'Lumley Road Assemblage (Z1700048)' along with additional agenda information provided to the City Council and information provided at the public hearing; and

It is the objective of the Durham City Council to have the *Unified Development Ordinance* promote regulatory efficiency and consistency and the health, safety, and general welfare of the community. This consolidated item promotes this by offering a fair and reasonable development regulations, supported by the 'Consistency with Adopted Plans' and 'Reasonable and in the Public Interest' sections of the staff report and Attachment 6, 'Consistency with Comprehensive Plan'; dated April 16, 2018, regarding the subject 'Lumley Road Assemblage (Z1700048)' along with additional agenda information provided to the City Council and information provided at the public hearing. Therefore, the request is reasonable and in the public interest.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance to amend the Unified Development Ordinance to take property out of the Residential Rural (RR) zoning district and establish Office and Institutional (OI) zoning at the subject site was approved at 10:27 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Excused Absence: Council Member Alston.

ORDINANCE #15282

SUBJECT: CONSOLIDATED LAND USE ITEM FOR 410 CRUTCHFIELD STREET

Jacob Wiggins, Senior Planner in the City-County Planning Department, presented the staff report by reporting that Kim Griffin, Jr. proposed to change the Future Land Use Map and zoning map designations for two properties located at 410 and 492 Crutchfield Street. The subject site was designated as Medium-High Density Residential (8-20 units per acre) on the Future Land Use Map and zoned Residential Urban-5 (RU-5). Mr. Griffin proposed to change

the Land Use designation to Office and the zoning to Office and Institutional (OI). No development plan was submitted as part of the rezoning petition.

Mr. Wiggins clarified that the Durham Planning Commission recommended approval for the item at the February 13, 2018 meeting by a vote of 8-6 and acknowledged that there was an error on Page 1 of the memo that rejected the project by a vote of 7-6.

Mr. Wiggins stated that staff determined the request was consistent with the Future Land Use Map, Comprehensive Plan and applicable policies and ordinances.

Mayor Schewel opened the public hearing.

Council Member Freeman asked what the two proffers were.

Mr. Wiggins responded that there no development plan associated with the item so there was no ability to proffer any items with the zoning map change.

Mayor Schewel announced that there were speakers on this item.

PROPONENTS

Kim Griffin, Jr., 1816 Front Street with Griffin Associates Realtors, informed Council that he had the property for sale and York Rite Masonic Bodies bought the property in 1950 on which to build a lodge; since then, the York Rite Masonic Lodge members determined that the location was not appropriate and asked Mr. Griffin to sell the property; and requested the designation be changed to Office Institutional.

Jim Wise, 207 West Carver Street and a long-time resident of the neighborhood, resided a couple blocks from the parcel; stated he had no problem with the change of land use designation and zoning; and asked that Council approve the rezoning.

Dan Jewel, 1025 Gloria Avenue, spoke in favor of the item and in support of the Lodge members' request; acknowledged there was no development plan in this case; and stated a development plan was unnecessary since this was a small piece of property with no neighborhood opposition with office classification in the immediate vicinity.

Joe Hackett, member of the Fellowship Masonic Lodge, spoke to the charitable work accomplished by local Masons; and shared with Council that the members supported constructing a Lodge at this particular site.

Rodney Bratcher, past Master of Lodge #840 and friend of the members in the Fellowship Masonic Lodge, spoke in support of the members constructing a lodge in which to meet instead of renting a meeting location.

Mayor Schewel closed the public hearing.

Council Member Freeman spoke about the trend of approving rezoning's without a developer or a development plan and highlighted that the process works well for developers and for property owners where a project was small enough and without a huge impact; wanted to recognize that there is an upcoming case with Old West Durham where a neighborhood is trying to do some small area planning and recognizing that the community was shifting and changing in a way that

the community members were not comfortable with and highlighted this particular project was the opposite of that conversation.

Mayor Schewel mentioned Mr. Ghosh's, of the Durham Planning Commission, comment about work on amending the UDO to allow for zoning condition. These zoning conditions were designed to prohibit uses and further restrict dimensional requirements like height without a development plan; this requirement might have been a good suggestion and useful in this case.

Mayor Schewel mentioned Tom Miller's comments regarding the OI Zoning that may be useful in going forward.

Planning Director Patrick Young thanked Mayor Schewel for making those comments; clarified that both had been discussed internally about considering an update to the Comprehensive Plan process because they both have a lot of merit and will be fully evaluated.

Council Member Reece stated that he was not inclined to support the item when this came through the agenda at the last Work Session; shared some of the same concerns as the Planning Commission such as a lack of a Development Plan and what could be put on the site and how it would impact the neighborhood; and noted that he had met with Dan Jewel who prepared the analysis and verified what could be built on the property under the current UDO requirements.

Council Member Reece followed-up with Mr. Wiggins who agreed with Mr. Jewel's assessment; and thanked Mr. Jewel and Mr. Wiggins for their work on the project.

Council Member Freeman shared that she would support the rezoning, but explained that she will not support the UDO change based on the fact pertaining to what this project needed to address as a comprehensive focus.

MOTION by Mayor Pro Tempore Johnson, seconded by Council Member Reece, to adopt a resolution amending the Future Land Use Map to establish Office as the site's designation was approved at 10:47 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

RESOLUTION # 10085

MOTION by Mayor Pro Tempore Johnson, seconded by Council Member Reece, to adopt a Consistency Statement as required by NCGS 160A-383 was approved at 10:48 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Excused Absence: Council Member Alston.

UNIFIED DEVELOPMENT ORDINANCE
ZONING MAP CHANGE CONSISTENCY STATEMENT
BY THE DURHAM CITY COUNCIL
REGARDING Z1700019, 410 CRUTCHFIELD

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to approve a statement describing how the action is consistent with the Durham Comprehensive Plan; and

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to provide a brief statement indicating how the action is reasonable and in the public interest.

NOW THEREFORE, BE IT ADOPTED BY THE DURHAM CITY COUNCIL AS APPROPRIATE:

That final action regarding text amendment Z1700019, 410 Crutchfield, is based upon review of, and consistency with, the *Durham Comprehensive Plan* and any other officially adopted plan that is applicable, as provided in the 'Consistency with Adopted Plans' and 'Reasonable and in the Public Interest' sections of the staff report and Attachment 6, 'Comprehensive Plan Consistency Analysis'; dated March 19, 2018, regarding the subject '410 Crutchfield (Z1700019)' along with additional agenda information provided to the City Council and information provided at the public hearing; and

It is the objective of the Durham City Council to have the *Unified Development Ordinance* promote regulatory efficiency and consistency and the health, safety, and general welfare of the community. This consolidated item promotes this by offering a fair and reasonable development regulations, supported by the 'Consistency with Adopted Plans' and 'Reasonable and in the Public Interest' sections of the staff report and Attachment 6, 'Consistency with Comprehensive Plan'; dated March 19, 2018, regarding the subject '410 Crutchfield (Z1700019) along with additional agenda information provided to the City Council and information provided at the public hearing. Therefore, the request is reasonable and in the public interest.

MOTION Council Member Middleton, seconded by Council Member Reece, to adopt an Ordinance to amending the Unified Development Ordinance to take property out of the Residential Urban-5 (RU-5) zoning district and establish the same as Office and Institutional (OI) for the subject site was approved at 10:49 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

ORDINANCE #15283

SUBJECT: CONSOLIDATED ITEM FOR 3718 NORTH ROXBORO STREET

Jamie Sunyak, Senior Planner with the City-County Planning Department, stated that a request had been received from Withers Ravenel, proposing to change the Future Land Use Map (FLUM) and zoning map designations of a 1.28 acre parcel located at 3718 North Roxboro Street; the subject site was designated for Office on the FLUM and was zoned Office and Institutional (OI); the proposal was to change these designations to Commercial (case A1700013) and Commercial Neighborhood with a Development Plan (CN(D)), respectively; the associated development plan (Attachment 5) proposed up to 20,000 square feet of uses permitted within the Commercial Neighborhood district, except indoor recreation, outdoor recreation and retail businesses whose primary use was the sale of alcoholic beverages.

The Durham Planning Commission recommended approval by a vote of 14-0 at the February 13, 2018 meeting regarding this project.

Ms. Sunyak stated that staff determined that the request was consistent with the Comprehensive Plan and applicable policies and ordinances.

Mayor Schewel opened the public hearing and announced that there were speakers to the item.

PROPONENTS

Joshua Rankie, registered Professional Engineer and representative for Rankie Camp Associates, spoke regarding his work on the traffic analysis for the project; and stated that it was determined that no necessary roadway improvements were necessary to mitigate the traffic impact of the development.

David Brown, Director of Planning at Withers Ravenel, stated he was available for questions.

Andrew George, 209 East Rockway Street, commented that he walked his dog by this abandoned, wooded lot every day; stated the lot was currently covered in trash and occupied occasionally by homeless inhabitants; and supported active investment in the property.

Council Member Freeman asked the applicant about DPAC's request for a pad for a bus stop.

Ms. Sunyak responded that it was listed as Text Commitment #5 on the Development Plan.

Mayor Schewel closed the public hearing.

MOTION by Council Member Middleton, seconded by Council Member Freeman, to adopt a resolution amending the Future Land Use Map to Commercial for the subject site was approved at 10:55 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

RESOLUTION #10086

MOTION by Council Middleton, seconded by Mayor Pro Tempore Johnson, to adopt a Consistency Statement as required by NCGS 160A-383 was approved at 10:56 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

UNIFIED DEVELOPMENT ORDINANCE
ZONING MAP CHANGE CONSISTENCY STATEMENT
BY THE DURHAM CITY COUNCIL
REGARDING Z1700032, 3718 NORTH ROXBORO STREET

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to approve a statement describing how the action is consistent with the Durham Comprehensive Plan; and

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to provide a brief statement indicating how the action is reasonable and in the public interest.

NOW THEREFORE, BE IT ADOPTED BY THE DURHAM CITY COUNCIL AS APPROPRIATE:

That final action regarding text amendment Z1700032, 3718 North Roxboro Street is based upon review of, and consistency with, the *Durham Comprehensive Plan* and any other officially adopted plan that is applicable, as provided in the 'Consistency with Adopted Plans' and 'Reasonable in the Public Interest' sections of the staff report and Attachment 6, 'Consistency with Comprehensive Plan'; dated April 16, 2018, regarding the subject '3718 North Roxboro Street (case Z1700032)' along with additional agenda information provided to the City Council and information provided at the public hearing; and

It is the objective of the Durham City Council to have the *Unified Development Ordinance* promote regulatory efficiency and consistency and the health, safety, and general welfare of the community. This consolidated item promotes this by offering fair and reasonable development regulations, supported by the 'Consistency with Adopted Plans' and 'Reasonable and in the Public Interest' sections of the staff report and Attachment 6, 'Consistency with Comprehensive Plan'; dated April 16, 2018, regarding the subject '3718 North Roxboro Street (case Z1700032)' along with additional agenda information provided to the City Council and information provided at the public hearing. Therefore, the request is reasonable and in the public interest.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance amending the Unified Development Ordinance by taking the property out of the Office and Institutional, Falls/Jordan-B District Watershed Protection Overlay (OI, F/J-B) zoning district and establishing the same as Commercial Neighborhood with a Development Plan, Fall/Jordan-B District Watershed Protection Overlay (CN(D), F/J-B) for the subject site was approved at 10:55 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

ORDINANCE #15284

SUBJECT: CONSOLIDATED ANNEXATION ITEM FOR 3404 PAGE ROAD

Jamie Sunyak, Senior Planner in the City-County Planning Department, gave the staff report stating that a utility extension agreement, voluntary annexation, plan amendment and zoning map change have been received from Stewart Inc, for one parcel totaling 32.87 acres. The subject site was located at 3404 Page Road; the annexation petition (case BDG1700010) sought to bring the parcel into the existing City limits; the subject site was zoned Rural Residential and the applicant was requesting a zoning designation of Planned Development Residential 5.788 with a maximum of 190 townhouse units.

Ms. Sunyak stated that the parcel was designated as Industrial and the applicant requested an amendment to Low-Medium Density Residential (4-8 du/ac) which would be consistent with the zoning change. Approval of the annexation petition, plan amendment and zoning would become effective on June 30, 2018; key commitments on the development plan associated with the request included: 20 foot buffer along the southern and western property line - Additional asphalt for a future bike lane, sidewalks and Page Road – a widening to a three lane cross section between Mac Papers driveway and Logistics Way – building off set to for buildings with 4 units; the project will be served by County sewer.

Ms. Sunyak stated that the Public Works and Water Management Departments have determined that the existing water mains had capacity for the proposed development; the Budget and Management Services Department determined that the proposed annexation would become revenue positive immediately following annexation.

The Durham Planning Commission, at the January 12, 2018 meeting, recommended approval of the proposed FLUM designation and Planned Development Residential zoning district by a vote of 10-0.

Mayor Schewel opened the public hearing.

Mayor Schewel asked staff if they had any concerns about giving up some of our limited supply of land designated for industrial use on the future landing maps.

Ms. Sunyak responded that at this location, the change from industrial to residential makes sense based on the development that was occurring in the area.

Planning Director Patrick Young mentioned that the Planning Department, working with the Durham Chamber and a number of other partners, conducted an industrial land study in 2012 and through the proposed work program for the coming fiscal year, they will update that study and would look very carefully at the issue Mayor Schewel indicated.

Council Member Freeman stated that the City was changing a lot of industrial parcels to residential and inquired about the timeframe for looking at the traffic overflow on Page Road.

Bill Judge, Transportation Director, responded; stated that the particular development plan was under the threshold requirement for a traffic impact analysis, so none was prepared. However, the City and NCDOT required a lane widening for a left-turn lane at the proposed site access.

Council Member Freeman asked if there was any research indicating an additional parallel road in that area.

Mr. Judge responded that on the Collector Street Plan, there was a parallel road running along the western boundary.

Mayor Schewel announced that there was one speaker on this item.

Robert Shunk, Attorney representing Shenandoah Homes, stated that they were providing 190 townhomes on 32 acres of land; noted a neighborhood meeting was held at the beginning of the project and as requested from that meeting, an addition landscape buffer was provided; the developer was proffering a \$35 one-time donation to Durham Affordable Housing Fund and \$50 for each additional student added by the development to the Durham Public School system.

Council Member Middleton asked the price-point of the townhouses.

Mr. Shunk responded that the townhomes were priced at approximately \$250,000.

Council Member Freeman asked Mr. Shunk how he arrived at the \$35,000 proffer.

Mr. Shunk responded that they had provided this sum of money in past budgets based on unit

count and after evaluating other zonings that had been approved over the last couple of years.

Council Member Freeman shared that the unit count has been to the hundred and it has been \$25,000 per hundred and asked why the amount wasn't closer to \$50,000 as opposed to \$35,000.

Jeff Palmer, representing Shenandoah Homes, stated that \$35,000 was above and beyond what was required and they felt that it was quite generous.

Council Member Freeman asked how many of these units were going to be affordable to persons at AMI of 50% or lower.

Mr. Palmer responded that due to the placing of housing in the area in general, and given the proximity of the Job Centers, plus/minus \$250,000 was quite affordable for housing options for people in the Raleigh/Durham area and it was in the affordable range for new housing.

Council Member Freeman commented that no one under 60% AMI would be able to afford to live in these townhomes.

Mayor Schewel closed the public hearing.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance annexing "3404 Page Road" into the City of Durham effective June 30, 2018 and to authorize the City Manager to enter into a utility extension agreement with Capital Properties of Raleigh, LLC was approved at 11:10 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Excused Absence: Council Member Alston.

ORDINANCE #15285

MOTION by Council Member Middleton, seconded by Council Caballero, to adopt a Resolution amending the Future Land Use Map to Low-Medium Density Residential for the subject site was approved at 11:11 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Excused Absence: Council Member Alston.

RESOLUTION #10087

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt a Consistency Statement as required by NCGS 160A-383 was approved at 11:11 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Absent: Council Member Alston.

UNIFIED DEVELOPMENT ORDINANCE
ZONING MAP CHANGE CONSISTENCY STATEMENT
BY THE DURHAM CITY COUNCIL
REGARDING Z1700031, 3404 PAGE ROAD

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to approve a

statement describing how the action is consistent with the Durham Comprehensive Plan; and

WHEREAS the Durham City Council, upon acting upon a zoning map change to the Unified Development Ordinance and pursuant to state statute GS 160A-383, is required to provide a brief statement indicating how the action is reasonable and in the public interest.

NOW THEREFORE, BE IT ADOPTED BY THE DURHAM CITY COUNCIL AS APPROPRIATE:

That final action regarding Z1700031, 3404 Page Road, is based upon review of, and consistency with, the *Durham Comprehensive Plan* and any other officially adopted plan that is applicable, as provided in the 'Consistency with Adopted Plans' and 'Reasonable in the Public Interest' sections of the staff report and Attachment 9c, 'Consistency with Comprehensive Plan'; dated April 16, 2018, regarding the subject '3404 Page Road (case Z1700031) along with additional agenda information provided to the City Council and information provided at the public hearing; and

It is the objective of the Durham City Council to have the *Unified Development Ordinance* promote regulatory efficiency and consistency and the health, safety, and general welfare of the community. This consolidated item promotes this by offering fair and reasonable development regulations, supported by the 'Consistency with Adopted Plans' and 'Reasonable in the Public Interest' sections of the staff report and Attachment 9c, 'Consistency with Comprehensive Plan'; dated April 16, 2018, regarding the subject '3404 Page Road (case Z1700031) along with additional agenda information provided to the City Council and information provided at the public hearing. Therefore, the request is reasonable and in the public interest.

MOTION by Council Member Middleton, seconded by Mayor Pro Tempore Johnson, to adopt an Ordinance amending the Unified Development Ordinance by taking the property out of Rural Residential (RR), County Jurisdiction and establishing the same as Planned Development Residential 5.788 (PDR 5.788), City Jurisdiction for the subject site and accepting the proffers was approved at 11:12 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Middleton and Reece. Noes: Council Member Freeman. Excused Absence: Council Member Alston.

ORDINANCE #15286

SUBJECT: PUBLIC HEARING AND APPROVAL OF THE DRAFT FY 2018-2019 ANNUAL ACTION PLAN

Wilmur Conyers, Program Coordinator from the Department of Community Development, gave the staff report that featured the *Annual Action Plan*; explained the *Annual Action Plan* specified how the City would address housing and community needs through the use of Community Development Block Grant (CDBG), Home Investment Partnership Consortium (HOME), Emergency Solutions Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA); the U.S. Department of Urban Development had not yet notified the City of its FY18-19 entitlement funds for planning purposes; however, the City expected to receive \$1.8 million in CDBG Funds, \$800,000 in HOME Funds, \$165,000 in USG Funds and \$320,000 in HOPWA Funds.

Ms. Conyers reported that notice of the public hearing was properly advertised in the *Qué Pasa, Herald-Sun* and the *Carolina Times* Newspapers and through the general listserv; as a recipient

of CDBG, HOME, ESG and HOPWA, the City was required to hold at least two public hearings – 1st public hearing was held on December 18, 2017; because final entitlement amounts have not yet been announced, grantees will have 60 days subsequent to the entitlement announcement or August 16, 2018 - whichever comes first; a summary of the public hearing and written comments received throughout the development of the Annual Action Plan will be incorporated into the final plan.

Mayor Schewel opened the public hearing and asked Council if they had questions for staff.

Council Member Freeman asked if there was a reason for listing *Qué Pasa* first.

Ms. Conyers explained that they were listed in the order as they were advertised.

Mayor Schewel asked the location of the ten Durham Community Land Trustee apartments in Southwest Central Durham that was on the Funding Chart on Attachment F.

Ms. Conyers was unsure if they were scattered site or cluster and would provide the information to the Mayor at a later date as follow-up.

Mayor Schewel asked how many more years did the City have left on the Section 108 loan repayment.

Ms. Conyers explained that the loan was for 20 years and the City was in the third-year of that period.

Mayor Schewel asked about the \$1.4 million of CDBG money for Southside and if the \$805,000 listed for site-prep was for Beamon Place.

Director Johnson confirmed that the site prep was for Beamon Place.

Mayor Schewel asked if they were moving forward with the plan for single family homes.

Director Johnson explained that the plan was to issue another RFP within 45-60 days; stated there were some challenges with the site, but they had a commitment with the community that they would complete the project; noted that other options were being explored based on the RFP that came back earlier this year and added that they would not be multi-family homes.

Mayor Schewel asked in regard to the \$367,000 on the Funding Chart in HOME dollars listed for housing rehab with the recipient listed as the Department of Community Development – how would those housing rehab funds be used and asked if there was a sub-contractor being used.

Ms. Conyers responded it would be bid out and based on the Department's policy, they could spend up to \$50,000 per unit and they anticipated completing approximately seven units. Mayor Schewel mentioned that on Page 20 of the report, Item No. 4, it showed \$13.8 million spent in CDBG funds in Southside.

Ms. Conyers responded that it was a typo.

Mayor Schewel questioned on Page 21, No. 8, the \$900,000 in HOME funds - over what period of time was the amount spent.

Ms. Conyers explained that the intent was to spend the funds within the one-year funding period and that would be a combination of \$800,000 in HOME funds and program funds.

Mayor's Schewel asked how they handled recusal of members of the Citizens Advisory Committee who might be voting on funds for their own organizations.

Ms. Conyers answered that members recuse themselves, if necessary.

Council Member Freeman asked if apprenticeships or some type of work program along with Office of Economic and Workforce Development could be arranged in this timeframe.

Director Johnson responded that they have been having conversations with OEWD on other matters so they would include apprenticeship programs.

Mayor Schewel announced that there were four citizens signed up to speak on this item but they had departed.

MOTION by Mayor Pro Tempore Johnson, seconded by Council Member Freeman, to approve the Draft FY 2018-2019 Annual Action Plan for submission to the U.S. Department of Housing and Urban Development;

To authorize the City Manager to execute all administrative requirements and contractual documents necessary for implementation of the Annual Action Plan to include all CDBG, HOME, ESG, and HOPWA program agreements and related documents;

To adopt the City of Durham/U.S. Department of Housing and Urban Development Community Development Block Grant Project Ordinance in the amount of \$1,900,000.00;

To adopt the City of Durham/U.S. Department of Housing and Urban Development HOME Investment Partnership Program Grant Project Ordinance in the amount of \$1,000,000.00;

To adopt the City of Durham/U.S. Department of Housing and Urban Development Emergency Solutions Grant Project Ordinance in the amount of \$165,000.00; and

To adopt the City of Durham/U.S. Department of Housing and Urban Development Housing Opportunities for Persons with AIDS Grant Project Ordinance in the amount of \$328,000.00 was approved at 11:22 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freeman, Middleton and Reece. Noes: None. Excused Absence: Council Member Alston.

ORDINANCE #15287, 15288, 15289, 15290

There being no further business to come before Council, the meeting was adjourned at 12:07 a.m.

Laverne V. Brooks
Senior Executive Assistant

Dianalynn Schreiber, CMC, NCCMC
City Clerk