

**DURHAM, NORTH CAROLINA  
MONDAY, OCTOBER 4, 2021  
7:00 P.M.**

The Durham City Council met in a regular session on the above date and time virtually via Zoom with the following members present: Mayor Steve Schewel, Mayor Pro Tempore Jillian Johnson and Council Members Javiera Caballero, Pierce Freelon, DeDreana Freeman, and Mark-Anthony Middleton. Absent: Council Member Charlie Reece

Also Present: City Manager Wanda Page, City Attorney Kim Rehberg, and City Clerk Diana Schreiber.

Mayor Schewel called the meeting to order and welcomed everyone in attendance and called for a moment of silent meditation.

**[CEREMONIAL ITEMS]**

Mayor Pro Tempore Johnson read into the record the National Community Planning Month Proclamation and presented it to Sara Young, Director of Planning.

Council Member Middleton read into the record the Arts and Humanities Month Proclamation and presented it to the President of Durham Arts Council.

Council Member Caballero read into the record the Hispanic Heritage Month Proclamation and presented it to Amanda Castizo – Committee Member, Mayor’s Hispanic/Latino Committee.

**[ANNOUNCEMENTS BY COUNCIL]**

Council Member Caballero highlighted her sister’s new poetry book that was recently released, titled- “I was a Bell”

Council Member Middleton reminded all Durham residents to vote in the upcoming election, recognized Council Member Caballero for her significance as the first Latina/Hispanic member of the Durham during Hispanic Heritage Month, expressed solidarity with those affected by the shooting in North Durham and spoke to the ongoing gun violence in the city.

Council Member Freelon thanked Council Member Middleton for his work on the 1,000 Black Men Gathering and brought awareness to the “Build, Elevate, Excel” program.

Council Member Freeman thanked her Council Colleagues for their announcements; recognized the upcoming Indigenous People’s Day on October 11<sup>th</sup> and Bullying Awareness Month.

**[PRIORITY ITEMS]**

City Manager Page noted items 15, 19, and 21 had additional information included.

City Manager Rehberg and City Clerk Schreiber had no priority items.

**[CONSENT AGENDA]**

**SUBJECT: DURHAM CONVENTION AND VISITORS BUREAU (DISCOVER DURHAM) – REAPPOINTMENT (ITEM 1/ PR #14899)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to reappoint Aubrey D. Zinaich to the Durham Convention & Visitors Bureau (Discover Durham) representing Food Service with the term to begin on November 1, 2021 and to expire on October 31, 2024, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: CITY COUNCIL SALARY ADJUSTMENTS (ITEM 3/ PR #14938)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to receive a report on salary adjustments for City Council, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: INTERLOCAL AGREEMENT WITH THE DURHAM PUBLIC SCHOOLS BOARD OF EDUCATION TO SUPPORT THE PROMOTING ACADEMIC LEARNING PROGRAM (PAL) (ITEM 4/ PR #14929)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to resolve that the City Manager be authorized to execute an Interlocal Agreement with the Durham Public Schools Board of Education to support the Promoting Academic Learning (PAL) Program with Community Development Block Grant-Coronavirus (CDBG-CV) funding in the amount of \$539,000, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE HAZEN & SAWYER P.C. – TEER QUARRY RAW WATER STORAGE AND PUMPING FACILITIES PROJECT (ITEM 6/ PR #14895)**



Employment Category	Employees	Males	Females
Project Mgr.	28	26	2
Professional	47	43	4
Technical	138	135	3
Clerical	32	20	12
Labor	4	4	0
<b>Total</b>	<b>249</b>	<b>228</b>	<b>21</b>

UBE/SLBE REQUIREMENTS – MALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	25	1	0	0	0
Professional	42	0	0	1	0
Technical	126	5	3	0	1
Clerical	19	0	1	0	0
Labor	2	2	0	0	0
<b>Total</b>	<b>214</b>	<b>8</b>	<b>4</b>	<b>1</b>	<b>1</b>

UBE/SLBE REQUIREMENTS – FEMALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	2	0	0	0	0
Professional	4	0	0	0	0
Technical	3	0	0	0	0
Clerical	12	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	<b>21</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

2. Bid: Collector Chain

**Purpose of Bid:** Provides the Department of Water Management with Senqcia NM720S nonmetallic collector chain, 6-inch pitch, with F228 attachment link every 10 feet.

**Comments:** Priced by soliciting the lowest competitive quote in accordance with City of Durham Purchasing Policy / guidelines.

**Opened:** 8/6/2021

**Bidders:**

Vendor	Qty	Price	Total Cost
PMC, Inc Baltimore, MD	1	\$ 16,200.00	\$ 16,200.00
Apex Industrial Sanford, NC	1	\$ 16,944.00	\$ 16,944.00

**Award Based on:**             Low Bid                             Other (See Comments)

**Workforce Statistics**

TOTAL WORKFORCE			
Employment Category	Employees	Males	Females
Project Mgr.	0	0	0
Professional	1	0	1
Technical	0	0	0
Clerical	0	0	0
Labor	0	0	0
<b>Total</b>	1	0	1

**UBE/SLBE REQUIREMENTS - MALES**

Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	0	0	0	0	0
Technical	0	0	0	0	0
Clerical	0	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	0	0	0	0	0

UBE/SLBE REQUIREMENTS - FEMALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	1	0	0	0	0
Technical	0	0	0	0	0
Clerical	0	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	1	0	0	0	0

3. **Bid:** Lamps and Other Specialized Radiation Sources

**Purpose of Bid:** Provides the Department of Water Management with the replacement of Lamp, GA64T6HE angle base – UV3000+ UVFIT use with 820887G.

**Comments:** EW2 Environmental, Inc is the Sole Source for supply of the subject lamps replacement Lamp/parts.

**Opened:** 8/2/2021

**Bidders:**

Vendor	Qty	Price	Total Cost
EW2 Environmental, Inc Charlotte, NC	130	\$ 347.57	\$ 45,184.10

**Award Based on:**  Low Bid  Other (See Comments)

**Workforce Statistics**

**TOTAL WORKFORCE**

Employment Category	Employees	Males	Females
Project Mgr.	4	4	0
Professional	4	0	4
Technical	0	0	0
Clerical	0	0	0
Labor	0	0	0
<b>Total</b>	<b>8</b>	<b>4</b>	<b>4</b>

UBE/SLBE REQUIREMENTS – MALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	4	0	0	0	0
Professional	0	0	0	0	0
Technical	0	0	0	0	0
Clerical	0	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

UBE/SLBE REQUIREMENTS – FEMALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	4	0	0	0	0
Technical	0	0	0	0	0
Clerical	0	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

4. **Bid:** U Channel Sign Post

**Purpose of Bid:** Provides the Sign Shop with 1500 12' x 2" 14 gauge galvanized U channel sign post.

**Comments:** Priced by soliciting the lowest competitive quote in accordance with City of Durham Purchasing Policy / guidelines.

**Opened:** 8/11/2021

**Bidders:**

Vendor	Qty	Price	Total Cost
<b>Vulcan, Inc Foley, AL</b>	<b>1500</b>	<b>\$ 23.27</b>	<b>\$ 34,905.00</b>
MD Solutions Inc	1500	\$ 24.80	\$ 37,200.00
Korman Signs, Inc	1500	\$ 25.90	\$ 38,850.00

**Award Based on:**

**Low Bid**

**Other (See Comments)**



**Workforce Statistics**

<b>TOTAL WORKFORCE</b>			
<b>Employment Category</b>	<b>Employees</b>	<b>Males</b>	<b>Females</b>
<b>Project Mgr.</b>	5	4	1
<b>Professional</b>	37	26	11
<b>Technical</b>	0	0	0
<b>Clerical</b>	11	1	10
<b>Labor</b>	21	19	2
<b>Total</b>	74	50	24

<b>UBE/SLBE REQUIREMENTS – MALES</b>					
<b>Employment Category</b>	<b>White</b>	<b>Black</b>	<b>Hispanic</b>	<b>Asian or Pacific Islander</b>	<b>Indian or Alaska Native</b>
<b>Project Mgr.</b>	3	0	1	0	0
<b>Professional</b>	21	3	1	1	0
<b>Technical</b>	0	0	0	0	0
<b>Clerical</b>	1	0	0	0	0
<b>Labor</b>	7	6	5	0	1
<b>Total</b>	32	9	7	1	1

<b>UBE/SLBE REQUIREMENTS – FEMALES</b>					
<b>Employment Category</b>	<b>White</b>	<b>Black</b>	<b>Hispanic</b>	<b>Asian or Pacific Islander</b>	<b>Indian or Alaska Native</b>
<b>Project Mgr.</b>	1	0	0	0	0
<b>Professional</b>	5	3	2	1	0
<b>Technical</b>	0	0	0	0	0
<b>Clerical</b>	6	3	0	1	0
<b>Labor</b>	1	0	1	0	0
<b>Total</b>	13	6	3	2	0



UBE/SLBE REQUIREMENTS – MALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	29	1	0	0	1
Technical	0	0	0	0	0
Clerical	11	0	0	0	0
Labor	81	7	16	0	1
<b>Total</b>	121	8	16	0	2

UBE/SLBE REQUIREMENTS – FEMALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	1	0	0	0	0
Technical	0	0	0	0	0
Clerical	5	1	0	0	0
Labor	2	0	1	0	0
<b>Total</b>	8	1	1	0	0

6. **Bid:** Sewage Flanges and Valves / Equipment

**Purpose of Bid:** Provides the Department of Water Management, Engineering and Maintenance Division with Sewage removal equipment.

**Comments:** Priced by soliciting the lowest competitive quote in accordance with City of Durham Purchasing Policy / guidelines.

**Opened:** 7/25/2021

**Bidders:**

Vendor	Qty	Price	Total Cost
Clearwater Inc. Hickory NC	1	\$ 85,405.00	\$ 85,405.00
DeZurik	1	\$ 94,651.00	\$ 94,651.00

Award Based on:

Low Bid

Other (See Comments)

**Workforce Statistics**

<b>TOTAL WORKFORCE</b>			
<b>Employment Category</b>	<b>Employees</b>	<b>Males</b>	<b>Females</b>
<b>Project Mgr.</b>	12	8	4
<b>Professional</b>	13	12	1
<b>Technical</b>	0	0	0
<b>Clerical</b>	8	0	8
<b>Labor</b>	12	12	0
<b>Total</b>	45	32	13

<b>UBE/SLBE REQUIREMENTS – MALES</b>					
<b>Employment Category</b>	<b>White</b>	<b>Black</b>	<b>Hispanic</b>	<b>Asian or Pacific Islander</b>	<b>Indian or Alaska Native</b>
<b>Project Mgr.</b>	8	0	0	0	0
<b>Professional</b>	11	0	0	0	1
<b>Technical</b>	0	0	0	0	0
<b>Clerical</b>	0	0	0	0	0
<b>Labor</b>	11	0	0	0	1
<b>Total</b>	30	0	0	0	2



UBE/SLBE REQUIREMENTS – MALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	2	0	0	0	0
Professional	13	2	0	0	0
Technical	0	0	0	0	0
Clerical	0	0	0	0	0
Labor	2	0	0	0	0
<b>Total</b>	17	2	0	0	0

UBE/SLBE REQUIREMENTS – FEMALES					
Employment Category	White	Black	Hispanic	Asian or Pacific Islander	Indian or Alaska Native
Project Mgr.	0	0	0	0	0
Professional	1	0	0	0	0
Technical	0	0	0	0	0
Clerical	2	0	0	0	0
Labor	0	0	0	0	0
<b>Total</b>	3	0	0	0	0

**SUBJECT: COOPERATIVE GROUP PURCHASE CONTRACT – FOUR (4) SUTPHEN HEAVY DUTY FULLY CUSTOMIZED PUMPERs FOR THE DURHAM FIRE DEPARTMENT (ITEM 8/ PR #14897)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to authorize the City Manager to execute a contract with the Sutphen Corporation for the purchase of four (4) Sutphen Heavy Duty Fully Customized Pumpers in the amount of \$2,526,203.04, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: INTERLOCAL AGREEMENT FOR A FIRE & EMERGENCY MEDICAL SERVICES (EMS) STATION; AMEND THE FY2021-22 CAPITAL IMPROVEMENT PROGRAM; AND AMEND THE DESIGN-BUILD CONTRACT FOR FIRE AND EMS STATION 18 (ITEM 9/ PR #14932)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to resolve that the City Manager be authorized to execute the interlocal agreement for the land purchase, planning, programming, designing, constructing, and sharing for a Fire and Emergency Medical Services (EMS) Station in Southern Durham County with Durham County;

To adopt an ordinance amending the General Capital Improvement Project Ordinance, FY2021-22, as amended, the same being Ordinance no. 15820 for the purpose of receiving additional funds in the amount of \$1,258,804;

To authorize the City Manager to negotiate and execute an amendment to the design-build contract with Monteith Construction Corporation for the construction of Fire and EMS Station 18 project up to the amount of \$6,462,593;

To establish a contingency fund for the contract in the amount of \$250,000; and

To authorize the City Manager to negotiate and execute amendments to the design-build contract with Monteith Construction Corp. provided the total project cost does not exceed \$6,712,593, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**ORDINANCE #15872**

**SUBJECT: DURHAM CITY-COUNTY IMMIGRANT/REFUGEE AFFAIRS INTERLOCAL AGREEMENT (ITEM 11/ PR #14912)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to resolve that the City Manager be authorized to execute the Durham City-County Immigrant/Refugee Affairs Interlocal Agreement (ILA) with Durham County regarding the City/County Refugee and Immigrant Affairs staffing and operations, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: BIOTECH TRAINING GRANT (ITEM 12/ PR #14928)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to authorize the City Manager to accept a \$6,600 grant from the North Carolina Association of Workforce Development Boards to implement the Biotechnology Career Program;

To adopt the City of Durham Grant Project Ordinance for North Carolina Association of Workforce Development Boards Grant in the amount of \$6,600; and

To authorize the City Manager to execute a grant agreement in the amount of \$6,600 and any other necessary documents to effectuate administration of the education program, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**ORDINANCE #15873**

**SUBJECT: EMERGENCY WATERSHED PROTECTION (EWP) PROFESSIONAL SERVICES STREAM BANK STABILIZATION (EWP-2020-01) - AMENDMENT NO. ONE (ITEM 13/ PR #14924)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to authorize the City Manager to execute the first amendment to the existing Supplemental Services Agreement One (SSA-1), Emergency Watershed Protection Professional Services (EWP-2020-01), with Kimley-Horn and Associates, Inc. in the amount of \$56,600 for a revised, total contract amount of \$342,670;

To increase the existing contingency fund in the amount of \$8,490 for a revised, total contingency amount of \$51,400.50; and

To authorize the City Manager to negotiate and execute modifications to Contract SSA-1, Kimley-Horn and Associates, Inc. (EWP-2020-01) provided that the total contract cost does not exceed \$394,070.50, was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: INTERLOCAL AGREEMENT FOR JOINT FUNDING FOR THE LOW INCOME HOMEOWNER'S RELIEF PROGRAM (LIHRP) (ITEM 20/ PR #14950)**

**MOTION** by Council Member Freeman, seconded by Mayor Pro Tempore Johnson, to resolve that the City Manager be authorized to execute the interlocal agreement with Durham County for the Low Income Homeowner's Relief Program (LIHRP), was approved at 7:36 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council



Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**[PUBLIC HEARINGS]**

**SUBJECT: CONSOLIDATED ANNEXATION - COURTYARDS AT DOC NICHOLS  
(ITEM 16/ PR #14930)**

Alexander Cahill, Senior Planner, stated for the record that the Planning Department hearing items had been advertised and noticed in accordance with state and local law, and affidavits of all notices were on file in the Planning Department and provided the following report:

A request for a utility extension agreement, voluntary annexation and initial zoning map change had been received from Jason Coffee of EPCON Communities for three parcel(s) of land totaling 74.79 acres located in the southwest quadrant of the intersection of Kinard Road and Doc Nichols Road. The annexation petition (Case BDG2000018) was for a contiguous expansion of the existing corporate city limits. There was an associated zoning map change with the annexation petition, case Z2000030. The case sought to rezone from Residential Rural (RR) to Planned Development Residential 1.796 (PDR 1.796) to facilitate the construction of 133 single-family detached homes.

The property was presently designated Low Density Residential on the Future Land Use Map (FLUM) (Attachment 5). The proposed Planned Development Residential 1,796 (PDR 1.796) zoning was consistent with the designated Low Density Residential future land use.

Mayor Schewel opened the public hearing and asked for any speakers to the item.

Council Member Middleton asked if the suggestions by staff for improvements to the proposal had been conveyed to the applicant.

Mr. Cahill responded that the suggestions were conveyed to the applicant by email.

Council Member Middleton asked how those suggestions were framed by staff.

Mr. Cahill advised that the Planning Department staff took feedback from the community, City Council, County Commissioners, and Planning Commission and tried to apply that feedback to each application.

Nil Ghosh, a representative for the applicant spoke on behalf of the project and asked for council's support and provided a presentation to Council. He highlighted the following: EPCON was not a large company; they have built developments in Durham previously, spoke to their innovation, design commitments, and environmental concerns.

Stephen Knill, a resident of Durham spoke in support of the item and stated that the anticipated tax revenue would be beneficial to the city and county. He also advocated for an additional proffer to be made by the applicant to fill in the sidewalk gaps near the property.

Council Member Freeman asked if the applicant had a response to the resident's proffer request.

Mr. Ghosh advised that he had spoken with Mr. Knill previously and communicated that the sidewalk gaps were not in front of the proposed project, but a mile down the road and he was unsure if NCDOT would allow sidewalks at that location.

Mayor Pro Tempore Johnson asked for the price range of the proposed homes.

Mr. Ghosh stated that on average they would be between 500-550k.

Council Member Middleton asked for clarification on how the case could have been "stronger" as characterized by staff.

Mr. Ghosh stated that the application had been submitted at least 14 months prior and that they were not privy to the new planning guidance that had been released in the current year.

Council Member Middleton asked staff if Mr. Ghosh's characterization of the process was accurate.

Mr. Cahill responded that it was and that the applicant's proposal did meet the minimum requirements; however, there were concerns as to how the streams were being addressed.

Mayor Schewel asked if staff still believed the applicant could have provided more density and more clustering.

Mr. Cahill stated that the applicant addressed some of the staffs concerns in their presentation, but that they could have addressed the clustering more.

Council Member Freeman asked if there was a way to track the solar conduit.

Mr. Cahill stated that the applicant would have to submit a certification regarding the solar conduit and it was to be reviewed by staff.

Council Member Freeman appreciated the 33% of tree save on the project.

Council Member Caballero asked for clarification regarding the solar conduit, specifically if all homes would be equipped for solar power.

Mr. Ghosh clarified that all homes would have the solar conduit initially installed and it would be up to the homeowner as to how to utilize it.

Director Young stated that the application needed modification if the applicant was including the solar conduits and wiring or one or the other.

Mayor Schewel asked if the proposal was in compliance with the east durham open space plan.

Mr. Cahill responded that it was in compliance.

Council Member Caballero asked if the applicant was doing anything above the requirement as it pertained to the stream buffers.

Mr. Cahill advised that the applicant was meeting the requirement, but nothing additional.

Council Member Freeman asked if a development plan was required.

Mr. Cahill stated that it was not.

Mr. Ghosh clarified that the commitment for the homes was for the solar conduit only and not the wiring.

Seeing no additional speakers, Mayor Schewel declared the public hearing closed.

Mayor Pro Tempore Johnson expressed concern with some of the language in the staff support; however, she stated that the density was too low and the price points were too high to garner her support.

Council Member Freelon thanked everyone for the robust discussion and expressed his support for the item.

Council Member Middleton expressed his support for the item.

Council Member Caballero thanked the developer for including the solar conduit proffer; however she advised that she would not be supporting the item.

Mayor Schewel advised that he would not be supporting the item.

**MOTION** by Council Member Freeman, seconded by Council Member Middleton, to adopt an ordinance annexing 'Courtyards at Doc Nichols' into the City of Durham effective December 31, 2021; and to authorize the City Manager to enter into a utility extension agreement with EC New Vision Carolinas, LLC, **FAILED** by the following vote: Ayes: Council Members Freeman, Freelon and Middleton Noes: Mayor Schewel, Mayor Pro Tempore Johnson, and Council Member Caballero. Absent: Council Member Reece

**[ITEMS PULLED FROM THE AGENDA]**

**SUBJECT: PROPOSAL TO CREATE A CITY OF DURHAM POET LAUREATE PILOT PROGRAM (ITEM 10/ PR #14941)**

Donald Hughes, a resident of Durham stated that while he was supportive of the position, he believed that its implementation would send the wrong message to the community in the midst of a pandemic and ongoing gun violence.

**MOTION** by Mayor Pro Tempore Johnson, seconded by Council Member Freelon, to authorize the City Manager to direct staff to support the Durham Cultural Advisory Board and others to develop a City of Durham Poet Laureate pilot program, was approved at 8:53 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**SUBJECT: MANDATORY WEEKLY COVID-19 TESTING OPTIONS (ITEM 19/ PR #14946)**

Brenna Fassinger spoke in opposition of the item and suggested that it was unconstitutional, a violation of privacy, and should be free from government intervention.

Mayor Schewel stated that failure to get a vaccine could negatively affect someone else's health.

Council Member Middleton asked if staff that did not have city issued insurance would be covered for the mandatory testing if they were not vaccinated.

Director Youngblood stated that as the proposal was presented, all staff would be tested on site, but they could explore options to have those staff members be tested at free sites. She also stated that they would not be subject to the surcharge since they were not on city insurance.

**MOTION** by Council Member Middleton, seconded by Council Member Caballero, to receive additional options for mandatory weekly COVID-19 testing for City employees, was approved at 9:07 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**MOTION** by Council Member Middleton, seconded by Council Member Freelon, to provide direction on a preferred option, was approved at 9:08 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**[SUPPLEMENTAL ITEMS]**

**SUBJECT: RESOLUTION IN SUPPORT OF SAFE AND HEALTHY HOUSING (ITEM 21/ PR #14968)**

Irene Lawrence, a representative of Bull City Tenants United spoke to concerns at the Garden Terrace apartments, specifically ongoing repairs and parking lot lighting and also expressed the need for an expansion of tenant rights.

**MOTION** by Council Member Freelon, seconded by Council Member Middleton, to adopt the Resolution in Support of Safe and Healthy Housing, was approved at 9:13 p.m. by the following vote: Ayes: Mayor Schewel, Mayor Pro Tempore Johnson and Council Members Caballero, Freelon, Freeman, and Middleton. Noes: None. Absent: Council Member Reece

**RESOLUTION #10234**

**[ADJOURNMENT- 9:13 PM]**

Ashley Wyatt, CMC  
Deputy City Clerk

Diana Schreiber, CMC  
City Clerk