

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
FEBRUARY 10, 2019
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2) (departed at 7:47 p.m.); Tisha S. Waddell (District 3); D. J. Haire (District 4); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
James Nolette, Assistant Police Chief
Mike Hill, Fire Chief
Kevin Arata, Corporate Communications Director
Randy Hume, Transit Director
Mark Brown, PWC
Pamela Megill, City Clerk
Jennifer Ayre, Deputy City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order at 7:00 p.m.

2.0 INVOCATION

The invocation was offered by Chaplain Tim Leever, Professor at Grace College of Divinity, Police Chaplain.

3.0 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Colvin and City Council.

4.0 ANNOUNCEMENTS AND RECOGNITION

Mayor Pro Tem Jensen introduced Ms. Jasani Smallwood, Junior at Polytech High School, representing the Fayetteville-Cumberland Youth Council at tonight's meeting.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Waddell moved to approve the agenda.
SECOND: Council Member Wright
VOTE: UNANIMOUS (9-0)

6.0 CONSENT AGENDA

MOTION: Council Member Wright moved to approve the consent agenda with the exception of Item 6.03; pulled for presentation and separate vote.
SECOND: Council Member Haire
VOTE: UNANIMOUS (9-0)

6.01 Adoption of Special Revenue Fund Project Ordinance 2020-11 to Appropriate Transit Grant NC-2019-048 for Fayetteville Urban Area Elderly and Disabled Projects and Approval of Sub-Recipient Grant Agreement with Mid-Carolina Council of Governments (MCCOG)

The Federal Transit Administration (FTA) has awarded \$275,742.00 of grant funding to the City under its Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program for a grant project totaling \$344,678.00. The FTA funding provides \$43,742.00 for the City and \$232,000.00 for Cumberland County (County), passed through to the Mid-Carolina Council of Governments (MCCOG) as a sub-recipient. The City will fund \$18,936.00 of the required local match and the County and MCCOG will fund the remaining \$50,000.00 match.

6.02 Adoption of Special Revenue Fund Project Ordinance 2020-10 to Appropriate the FY19 Byrne Justice Assistance Grant

Special Revenue Fund Project Ordinance 2020-10 will appropriate \$126,701.00 of federal funds, awarded by the U.S. Department of Justice (US DOJ), for the FY 19 Edward Byrne Memorial Justice Assistance Grand (JAG) Program. No local match is required. The grant provides funding for supplies, equipment, and training.

6.03 Pulled for presentation and separate vote.

6.04 Phase 5 Annexation Areas 24-A Preliminary Assessment Resolution to be Adopted and Public Hearing

RESOLUTION AND ORDER TO FILE AND PUBLISH A PRELIMINARY ASSESSMENT RESOLUTION FOR THE EXTENSION OF THE SANITARY SEWER COLLECTION SYSTEM IN ALL OR A PORTION OF THE STREETS WITHIN AREA 24 SECTION "A" OF THE PHASE 5 ANNEXATION LISTED ON EXHIBIT "A". RESOLUTION NO. R2020-003

6.05 NCDOT Request for Right-of-Way (ROW) on Hollow Bridge Road

Approval of the NCDOT request to acquire two strips of ROW from PWC on its Stedman Farm Property for bridgework along Hollow Bridge Road and authorize the PWC CEO/General Manager to execute the DEED of the ROW to NCDOT. The compensation by NCDOT for the ROW is \$4,000.00.

6.06 Bid Recommendation - One (1) 54,000 GVWR Cab & Chassis with Flatbed to White's International Truck, Greensboro, NC, the lowest responsive, responsible bidder in the total amount of \$91,962.86.00

Bids were received on November 21, 2019, as follows:

White's International Truck, Greensboro, NC	\$91,921.86
H&H Freightliner, Hope Mills, NC	\$93,946.00
Triple T, Wilmington, NC	\$96,653.00

6.07 Adoption of Ordinance for Rowan Skate Park

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE CREATING A NEW SECTION 18-9, SAFETY EQUIPMENT AT CITY SKATE PARKS UNDER CHAPTER 18, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2020-001

6.08 Adoption of a Resolution authorizing the conveyance of a parcel to the Board of Trustees of the Endowment Fund of Fayetteville State University and the execution of an Agreement confirming certain utility easements.

RESOLUTION AUTHORIZING THE CONVEYANCE TO THE BOARD OF TRUSTEES OF THE ENDOWMENT FUND OF FAYETTEVILLE STATE UNIVERSITY OF THAT CERTAIN PARCEL IDENTIFIED IN THE CUMBERLAND COUNTY REAL PROPERTY TAX RECORDS AS PARCEL IDENTIFIER NO: 0437-19-5954. RESOLUTION NO. R2020-004

6.03 Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay St. Garage Project

Mr. Jay Toland, Chief Financial Officer, presented this item and stated on June 6, 2018, the City received limited obligation bond proceeds allocated to the Hay Street Garage Project. Since that time, \$189,063.00 in investment earnings has accrued to the benefit of the project and must be allocated to the specific project. This capital project ordinance amendment will bring the total budget to \$17,931,095.00 which will allow for the final accounting of project costs. Council is asked to adopt CPOA 2020-32 to appropriate \$186,095.00 for the benefit of the Hay Street Garage Project. This appropriation consists of accumulated interest earnings on bond proceeds in the amount of \$189,063.00 offset by a reduction in actual bond proceeds allocated to the project in the amount of \$2,968.00.

MOTION: Council Member Waddell moved to move this item to the February 24, 2020, regular City Council meeting agenda.

SECOND: Council Member Wright

VOTE: UNANIMOUS (9-0)

7.0 PUBLIC FORUM

Mr. Mark Patton, 111 Old Gate Road, Fayetteville, NC, announced the forthcoming activities of the Community Blueprint and Veterans Engagement Board.

Ms. Theresa Lee, 1048 Strickland Bridge Road, Fayetteville, NC, expressed concerns regarding City Code Enforcement issues in her neighborhood.

Imam Eronomy Mohammad Smith, 2700 Murchison Road, Fayetteville, NC, provided an overview of the State of the Community.

Mr. Steve Harper, 5707 Bashford Court, Fayetteville, NC, stated he is in favor of some type of registration and regulation for Airbnb's.

Mr. Brice McLean, 647 Cressida Drive, Fayetteville, NC, provided an overview of the Community and Youth Outreach Program; Help Unite, Help Inspire Life Community Outreach.

Mr. David Wendelken, 2108 Pinewood Terrace, Fayetteville, NC, stated he is in favor of regulating Airbnb's.

Mr. Charles Matthews, 3618 Tindale Court, Fayetteville, NC, provided an overview of the history of Fayetteville.

Mr. Terry Johnson, 5121 Wichita Drive, Fayetteville, NC, expressed his appreciation for the Foxfire Concerned Citizens Association.

8.0 PUBLIC HEARINGS

8.01 Phase 5 Annexation Area 32 East Section I Public Hearing on the Preliminary Assessment Resolution

Mr. Mark Brown, PWC Customer Relations Director, presented this item and stated City Council approved the Preliminary Assessment Resolution at their meeting on November 12, 2019, for Area 32 East Section I of the Phase 5 Annexation. The Resolution set the date of the public hearing for February 10, 2020, to hear public comment. A notice was published in The Fayetteville Observer on January 24, 2020, and copies of the Preliminary Assessment Resolution were mailed on January 15, 2020, informing the property owners of the public hearing date. After the public hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken. This item is scheduled for February 24, 2020.

This is the advertised public hearing set for this date and time. The public hearing was opened.

Mr. Gilbert Hall, 8142 King Road, Fayetteville, NC, appeared in opposition.

There being no one further to speak, the public hearing was closed.

8.02 Phase 5 Annexation Area 25 Public Hearing on the Preliminary Assessment Resolution

Mr. Mark Brown, PWC, presented this item with the aid of a PowerPoint presentation and stated City Council approved the Preliminary Assessment Resolution at their meeting on December 9, 2019, for Area 25 of the Phase 5 Annexation. The Resolution set the date of the public hearing for February 10, 2020, to hear public comment. A notice was published in The Fayetteville Observer on January 24, 2020, and copies of the Preliminary Assessment Resolution were mailed on January 15, 2020, informing the property owners of the public hearing date. After the public hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken.

Discussion ensued.

This is the advertised public hearing set for this date and time. The public hearing was opened.

Ms. Valorie Morrison, 1853 Rim Road, Fayetteville, NC, appeared in opposition.

Mr. Ladon Goodwin, 9525 Mountain Home Drive, Fayetteville, NC, appeared in opposition.

Mayor Colvin stated this public hearing will be continued to the February 24, 2020, regular City Council meeting.

9.0 ADMINISTRATIVE REPORTS

9.01 2019 Stormwater Advisory Board Recommendations

This item was for information only, and was not presented.

9.02 Administrative Report on the Future Land Use Map and Plan - to provide an overview of Section 3: Goals and Policy Recommendations - Future Land Use Goals and Policies. One additional Administrative Report will be provided for an overview of Section 4: Implementation Recommendations (Five Strategies) for implementing the Future Land Use Plan prior to a Public Hearing being scheduled.

This item was for information only, and was not presented.

9.03 Update on Options for Regulating Short-Term Rentals

This item was for information only, and was not presented.

10.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:13 p.m.