

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
FAST CONFERENCE ROOM  
APRIL 11, 2022  
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2) (via zoom); Antonio Jones (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5) (via zoom); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8) (via zoom); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Telly Whitfield, Assistant City Manager  
Adam Lindsay, Assistant City Manager  
Jay Toland, Assistant City Manager  
Rebecca Jackson, Chief of Staff  
Gina Hawkins, Police Chief  
Chris Cauley, Economic and Community Development  
Director  
Taurus Freeman, Assistant Economic and Community  
Development Director  
Jodi Phelps, Corporate Communications Director  
Chris Lowery, Strategic and Performance Analytics  
Manager  
Andrew Brayboy, Senior Corporate Performance Analyst  
Pamela Megill, City Clerk  
Members of the Press

**1.0 CALL TO ORDER**

Mayor Colvin called the meeting to order.

**2.0 INVOCATION**

The invocation was offered by Council Member Davis.

**3.0 PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the American Flag was led by Mayor and City Council.

**4.0 ANNOUNCEMENTS AND RECOGNITIONS**

Mayor Colvin presented a proclamation to Ms. Faith Boehmer, Prevention and Volunteer Coordinator with the Child Advocacy Center, proclaiming April 2022 Child Abuse Prevention Month.

Ms. Faith Boehmer provided an overview on the Child Advocacy Center program "Strengths in Overcoming Adversity through Resilience" (SOAR).

Council Member Kinston announced on April 23, 2022, "Fayetteville Beautiful" is taking place, this is an opportunity to get out in the community and clean up the City.

Council Member Ingram announced the "Counselor-in Training" registration has opened up for 13 to 17 year olds. Sign up on the Fayettevillenc.gov website.

Council Member Ingram announced on April 16, 2022, the Cool Spring Downtown District will be hosting an Easter event.

Council Member Ingram announced the "As One Prayer Walk" will be taking place April 16, 2022.

## 5.0 CITY MANAGER REPORT

Mr. Douglas Hewett, City Manager, stated he does not have a report for this meeting.

## 6.0 APPROVAL OF AGENDA

**MOTION:** Council Member Wright moved to approve the agenda.

**SECOND:** Council Member Haire

**VOTE:** UNANIMOUS (10-0)

## 7.0 CONSENT AGENDA

**MOTION:** Council Member Banks-McLaughlin moved to approve the consent agenda, with the exception of Item 7.05; pulled for presentation and separate vote.

**SECOND:** Council Member Ingram

**VOTE:** UNANIMOUS (10-0)

### 7.01 Approval of Meeting Minutes:

March 21, 2022 - Discussion of Agenda Items

March 21, 2022 - Regular

March 23, 2022 - Agenda Briefing

March 28, 2022 - Discussion of Agenda Items

March 28, 2022 - Regular

April 4, 2022 - Work Session

### 7.02 Amending Ordinance, Section 1-8, City Seal, of the Code of Ordinances of the City of Fayetteville

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING SECTION 1-8, CITY SEAL ALTERED, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE. ORDINANCE NO. S2022-006**

### 7.03 P22-09. Conditional rezoning from Single-Family 10 (SF-10) to Mixed-Residential 5 Conditional Zoning (MR-5/CZ), to build no more than 960 apartment units, located on Berkley Hall Way (REID # 0409726899000), containing 81.38 acres ± and being the property of WHM Group, LLC.

### 7.04 Request for Legal Representation of City Employee

Authorization from the City Council to provide legal representation for City employee Zachary Hendrick in the matter of Richard Murphy Jr. v. City of Fayetteville and Zachary Hendrick. The employee was acting within the scope and course of his employment with the City when the alleged incident occurred.

### 7.05 This item was pulled from the consent agenda for presentation and separate vote.

### 7.06 Adoption of Capital Project Ordinance Amendment 2022-57 to Provide Additional Funding for Greenock Avenue Hurricane Matthew Repair Project.

Capital Project Ordinance Amendment 2022-57 will appropriate \$314,815.00 of additional anticipated funding from the Federal Emergency Management Agency (FEMA) and the North Carolina Department of Public Safety (NCDPS) for construction administration, inspection and construction of Greenock Avenue.

### 7.07 Adoption of Capital Project Ordinance Amendments 2022-58, 2022-59 and 2022-60 to Appropriate State Direct Grant Funds for the Dorothy Gilmore Therapeutic Recreation Center, the Mable C. Smith Park project, and the J.S. Spivey Recreation Center, respectively

Capital Project Ordinance Amendments (CPOA) 2022-58, 2022-59, and 2022-60 to appropriate State Direct Grant funding from the North

Carolina Office of State Budget and Management for three projects. CPOA 2022-58 will appropriate \$1,213,320.00 for the Dorothy Gilmore Therapeutic Recreation Center. CPOA 2022-59 will appropriate \$543,340.00 for the Mable C. Smith Park project. CPOA 2022-60 will appropriate \$243,340.00 for the J.S. Spivey Recreation Center.

**7.08 Adoption of Budget Ordinance Amendment 2022-8 to Revise the Adopted Fiscal Year 2022 Fee Schedule to Amend Downtown Parking Enforcement Times to Monday through Friday from 9:00 a.m. to 7:00 p.m.**

Council directed staff to revise the enforcement times for downtown parking from Monday through Friday from 9:00 a.m. until 9:00 p.m. to Monday through Friday from 9:00 a.m. until 7:00 p.m. Budget Ordinance Amendment (BOA) 2022-8 to revise the Adopted Fiscal Year 2022 Fee Schedule to reflect the change in the enforcement hours for downtown parking. The change is requested to be effective May 2, 2022.

**7.09 Bid Recommendation - Annual Contract for Commercial Underground Distribution Construction to Pike Electric, LLC, Mount Airy, NC, the lowest responsive, responsible bidder, in the total amount of \$2,312,999.00**

Pike Electric LLC, Mount Airy, NC.....	\$2,312,999.00
Carolina Power & Signalization, Inc., Fayetteville, NC..	\$2,925,100.00
Directional Services, Inc., Hope Mills, NC.....	\$3,143,950.00
Lee Electrical Construction Inc., Aberdeen, NC.....	\$3,203,556.50
Primoris T&D Services, LLC, Fort Worth, TX.....	\$3,577,174.00

**7.010 Bid Recommendation - 230/66kV Auto-Transformer to award the purchase of one (1) 230/66kV Auto Transformer to WEG Transformers USA, Washington, MO, the lowest responsive, responsible bidder, in the total amount of \$2,897,747.00**

WESCO Distribution Inc. Clayton, NC .....	\$2,439,921.00
Virginia Transformer Corp., Roanoke, VA .....	\$2,641,228.66
Siemens Energy, Inc., Raleigh, NC .....	\$2,686,700.00
WEG Transformers USA, Washington, MO .....	\$2,897,747.00
HICO America, Pittsburgh, PA .....	\$2,977,922.00
HYUNDAI Electric America Corp, Norcross, GA .....	\$3,113,700.00
JSHP Transformer, San Jose, CA .....	\$3,205,410.00
Delta Star, Inc., Lynchburg, VA .....	\$4,267,806.00

**7.05 Adoption of Special Revenue Project Ordinance Amendment 2022-5 for the Good Neighbor Homebuyer Loan Program**

This item was pulled for presentation and separate vote.

Mr. Taurus Freeman, Assistant Economic and Community Development Director, presented this item and stated Special Revenue Project Ordinance Amendment 2022-5 is to appropriate the change in scope of the Good Neighbor Homebuyer Loan Program from first-time homebuyers for law enforcement officers only to all City of Fayetteville employees. Program policy changes are also requested to expand the redevelopment areas to include the Massey Hill community, Bonnie Doone, the 71st District community, and Deep Creek; as well as increase the down payment assistance amount from \$20,000.00 to \$30,000.00.

Discussion ensued.

- MOTION:** Council Member Banks-McLaughlin moved to adopt Special Revenue Project Ordinance Amendment 2022-5 as presented.  
**SECOND:** Council Member Ingram  
**VOTE:** UNANIMOUS (10-0)

## 8.0 STAFF REPORTS

### 8.01 Acceptance of the FY 2022 3rd Quarter Strategic Performance Report

Mr. Chris Lowery, Strategic and Performance Analytics Manager, and Mr. Andrew Brayboy, Senior Corporate Performance Analyst, presented this item and stated the Fayetteville City Council has worked very diligently to commit this organization to high performance and to use data and stakeholder input to create a strategic plan for the City that is forward-thinking, progressive, relevant, and outcome-based.

The Mayor, City Council, and staff share a duty to ensure that the actions of public officials, employees, contractors, and volunteers of the City are carried out in the most responsible manner possible and that City policy, budgets, goals, and objectives are fully implemented.

In February 2021, the City Council met virtually in a two-day annual retreat to refine the City's strategic plan, prioritizing Targets for Action (TFAs) for FY 2022. The City Council adopted the FY 2022 strategic plan at the June 2021 City Council meeting. TFAs are projects or initiatives identified by Council to move the needle toward defined outcomes laid out in the Council's strategic plan. TFAs are defined by a one-year action plan with milestones to focus on the work of City Council and staff.

The City Manager's Office has directed the Office of Strategy and Performance Analytics to meet regularly with teams to advance the Council's TFAs and to report progress to City Council on a quarterly basis during a City Council meeting. Many of the TFAs from FY 2021 and FY 2022 are tightly related and/or continuing. Therefore, staff has incorporated these FY 2021 TFAs into the briefing for April 11, 2022. Staff has provided the status of FY 2022 TFAs as of March 31, 2022, for Council consideration.

Commitment to performance management and strategic planning strengthens the operations of the City of Fayetteville, ensuring excellent services and high quality of life for residents. It allows for long-range planning at the organizational level with alignment to departmental operations and performance expectations. With this system in place, the City is able to allocate resources appropriately and build strategies for continuous improvement.

Discussion ensued.

**MOTION:** Council Member Dawkins moved to accept the report.

**SECOND:** Council Member Ingram

**VOTE:** UNANIMOUS (10-0)

## 9.0 PUBLIC FORUM

Ms. Myah Warren, 969 Bassman Lane, # 306, Fayetteville, NC, expressed concerns regarding the Market House and transparency.

Mr. Mario Benavente, 3549 Hastings Drive, Fayetteville, NC, expressed concerns regarding the death of Mr. Jason Walker.

Mr. Kevin Carter, 505 Link Street, Fayetteville, NC, spoke in favor of an indoor aquatics center for the City of Fayetteville.

Mr. Shaun McMillian, 6024 Goldenrain Drive, Fayetteville, NC, expressed concerns regarding the death of Mr. Jason Walker.

Mr. Chelinko Hurst (no address provided) expressed concerns regarding disrespect by Council Member Dawkins of female fellow Council members and concerns regarding the Market House.

Mr. Nero Coleman, 352-5 Bubble Creek Court, Fayetteville, NC, expressed concerns regarding the Murchison Road corridor.

Mr. Judson Crawford, 1425 Snowy Egret Drive, Fayetteville, NC, provided Council with a list of 20 questions he wants answered pertaining to boards and commissions and the City budget process.

## **10.0 OTHER ITEMS OF BUSINESS**

### **10.01 Empowering Community Safety Micro-Grant Program**

Ms. Gina Hawkins, Police Chief, and Mr. Chris Cauley, Economic and Community Development Director, presented this item and stated the City of Fayetteville is providing micro-grants to community-based organizations to fund, inspire, and boost community crime reduction activities (a non-profit status is not required but for-profit enterprises will not be considered). The micro-grant is designed to support community groups' efforts to prevent crime and violence in Fayetteville. Grant awards are limited to the areas of the City that have high or recent spikes in violent crime.

The program offers local groups and non-profits micro-grant opportunities, coupled with capacity-building training, to increase crime reduction activities and build the City's local non-profit capacity. The micro-grant program provides low-barrier grant opportunities ranging from \$1,500.00 to \$5,000.00 while teaching and instructing grantees about the processes and procedures of non-profit and community organization activities. The micro-grant program will operate for 24 months consisting of four grant cycles of six months each. This program will hold grantee organizations accountable for their budget, program actions, and measurable outcomes.

Discussion ensued.

**MOTION: Council Member Ingram moved to accept as presented.**

**SECOND: Council Member Wright**

**VOTE: UNANIMOUS (10-0)**

## **11.0 ADMINISTRATIVE REPORTS**

### **11.01 Audit Committee Annual Report to City Council**

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

### **11.02 Revenue and Expenditure Reports for the Annual Funds for the Six-Month Period Ended December 31, 2021 with Comparative Information for the Six-Month Period ended December 31, 2020, and Revenue and Expenditure Reports for the Multi-Year Funds from Inception and for the Six-Month Period ended December 31, 2021**

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

**MOTION: Council Member Haire moved to further review prior administrative reports on (1) Feather Signs and (2) City Council meeting procedures; both items to be placed on the May 2, 2022, work session agenda.**

**SECOND: Council Member Dawkins**

**VOTE: UNANIMOUS (10-0)**

## **12.0 ADJOURNMENT**

There being no further business, the meeting adjourned at 8:59 p.m.