

**FAYETTEVILLE CITY COUNCIL
MINUTES
MAY 12, 2008
7:00 P.M.
CITY HALL COUNCIL CHAMBER**

Present: Mayor Anthony G. Chavonne
Council Members Keith A. Bates, Sr. (District 1); Charles E. Evans (District 2); Robert A. Massey, Jr. (District 3); Darrell J. Haire (District 4); Bobby Hurst (District 5); William J. L. Crisp (District 6); Valencia A. Applewhite (District 7); Theodore W. Mohn (District 8); Wesley A. Meredith (District 9)

Others Present: Dale E. Iman, City Manager
Kyle Sonnenberg, Assistant City Manager
Stanley Victrum, Assistant City Manager
Doug Hewett, Assistant City Manager
Karen M. McDonald, City Attorney

Lisa Smith, Chief Financial Officer

Tracey Broyles, Budget and Evaluation Manager

B.E. (Benny) Nichols, Fire/Emergency Management Chief

Bobby Teague, Engineering and Infrastructure Director

Jackie Tuckey, Communications Manager/Public Information Officer

Candice H. White, City Clerk

Members of the Press

INVOCATION - PLEDGE OF ALLEGIANCE

The invocation was offered by Rev. Pete Wong, Gift Ministries Gospel International Fellowship Today, followed by the Pledge of Allegiance to the American Flag.

1. APPROVAL OF AGENDA

MOTION: Council Member Massey moved to approve the agenda.

SECOND: Council Member Bates

VOTE: UNANIMOUS (10-0)

2. PUBLIC FORUM:

A. Announcements and Recognition

Council Member Haire announced July 7, 2008 would be the official starting date for the City's recycling program.

Council Member Bates invited citizens to visit the Field of Honor and expressed his appreciation to sponsors of the event.

Mayor Chavonne, on behalf of the City Council and citizens of Fayetteville, expressed gratitude to City staff for their recent volunteer efforts at the Dogwood Festival.

B. Comment Period

Mayor Chavonne opened the public comment period.

Rollinda Thomas, Ph.D., Assistant Professor, Art Education, Fayetteville State University, 2739 Ava Road, Autryville, NC spoke regarding a community project on the corner of Cliffdale Road and Reilly Road in which an old railroad car was decorated with a mural of Fayetteville designed by students of the Cumberland County Schools. Dr. Thomas spoke to the collaborative efforts involved in the project and requested Council support for an active partnership.

Don Melvin, 204 Melvins Landing, Tar Heel, NC spoke regarding the City of Fayetteville employee conduct code.

3. CONSENT:

Council Member Meredith requested Item 3.E. pulled for discussion.

Council Member Haire requested Item 3.K. pulled for discussion.

MOTION: Mayor Chavonne moved to approve the consent agenda with the exception of Item 3.E. and Item 3.K.

SECOND: Council Member Bates

VOTE: UNANIMOUS (10-0)

The following items were approved:

A. Approve Minutes:

1. **April 7, 2008 Work Session**
2. **April 8, 2008 Special Meeting**
3. **April 14, 2008 City Council Meeting**
4. **April 21, 2008 Special Meeting**
5. **April 23, 2008 Agenda Briefing**

B. Special Revenue Fund Project Ordinance Amendment 2008-1 (FY2008 Juvenile Restitution Program)

This project ordinance amendment will appropriate an additional \$11,500 from the NC Department of Juvenile Justice and Delinquency Prevention for the Juvenile Restitution Program. No additional local match is required. The amendment will increase the Juvenile Restitution Program budget from \$108,554 to \$120,054. The additional funds must be used for monetary restitution to victims (\$10,000) and utility costs (\$1,500).

C. Disposal of Surplus Property by Donating to Fairfield Volunteer Fire Department

D. Adopt the Agreement Between the City of Fayetteville and the Public Works Commission of the City of Fayetteville Establishing a Formal Operating Transfer

E. Pulled at the request of Council Member Meredith.

F. Approve Amendments to City Council Out of Town Travel Policy Number 115.6

G. City Council Policy 120.9, Public Forum

H. Authorize Advertisement of an Offer to Purchase Vacant City-Owned Lot for Upset Bids

I. No U-turn Ordinance, Gillis Hill Road

J. Approval to Amend the Interlocal Agreement with Spring Lake to Purchase Two (2) Additional Bus Shelters

K. Pulled at the request of Council Member Haire.

L. Approve sign permit for Communicare, Inc. for their annual barbeque fundraiser to be held on Friday, May 16, 2008 in the parking lot of Harris Teeter on Raeford Road.

M. Approve sign permit for the Crown Center for their upcoming Staind concert on Friday, May 16, 2008.

3.E. Adopt the Agreement Between the City of Fayetteville and the Public Works Commission of the City of Fayetteville Establishing a Formal Agreement to Fund the Construction of Water and Sanitary Sewer Systems in the Annexed Area Referred to as Phase V

Council Member Meredith thanked the Public Works Commissioners, PWC staff, City staff, and the City Council for their efforts with regard to the funding agreement for the annexed area referred to as Phase V.

Michael G. Lallier, Chairman of the Public Works Commission of the City of Fayetteville, spoke to the construction of water and sanitary sewer systems that would be provided to the annexed area as a result of the funding agreement. Mr. Lallier expressed his appreciation to those involved with the development of the funding agreement.

MOTION: Council Member Meredith moved to adopt the formal agreement.

SECOND: Council Member Massey

VOTE: UNANIMOUS (10-0)

3.K. Reschedule of October Joint Meeting of City Council and Cumberland County Board of Commissioners

Council Member Haire asked that transit be part of the dialogue at the October joint meeting.

MOTION: Council Member Haire moved to approve the reschedule of the October joint meeting.

SECOND: Council Member Massey

VOTE: UNANIMOUS (10-0)

4. CONSIDERATION OF STRATEGIC PLAN ITEMS

A. FY 2007-08 STRATEGIC PLAN 3RD QUARTER REPORT

Doug Hewett, Assistant City Manager, provided an update on the policy, management, and intergovernmental agendas to include project descriptions, progress made, and anticipated actions. Mr. Hewett also provided a recap of strategic planning that occurred during the third quarter to include the February retreat, March work session, and April boards and commissions workshop.

Kyle Sonnenberg, Assistant City Manager, responded to questions posed by Council Member Haire regarding economic development incentives to include property tax grant backs, bonus density, and a land aggregation program. Mr. Sonnenberg noted PWC offers incentives related to their facility investment fees.

At the request of Council Member Haire, Mr. Hewett explained forthcoming changes to Council's recruitment, appointment, and retention and recognition of board and commission members. Mayor Chavonne requested discussion regarding boards and commissions continue at a Council work session.

Council Member Crisp posed questions regarding the use of speed abatement mannequins and whether city residents also paid a stormwater fee to the county.

MOTION: Council Member Meredith moved to receive and file the strategic plan report for the third quarter.

SECOND: Council Member Haire

VOTE: PASSED by a vote of 9 in favor to 1 in opposition (Council Member Evans).

B. CITY COUNCIL OPERATING PROTOCOLS

Mr. Hewett provided an overview of the operating protocols established by City Council during their strategic planning retreat. Mr. Hewett explained the operating protocols track on protocols established by Council in 2007 and are consistent with Council's Fayetteville Forward Pledge adopted in December 2007.

MOTION: Council Member Meredith moved to adopt the operating protocols.

SECOND: Council Member Crisp

VOTE: UNANIMOUS (10-0)

C. FY 2008-09 STRATEGIC PLAN ADOPTION

Mr. Hewett reviewed components of the strategic plan to include the vision statement, mission statement, and core values and spoke to modifications made by Council in the FY 2008-09 Strategic Plan. Mr. Hewett provided a recap of the 2008-09 policy and management agenda targets for action and noted top priority and high priority items would receive equal attention and effort. Mr. Hewett stated a new category had been added under the management agenda for continuing priorities.

MOTION: Council Member Meredith moved to adopt the FY 2008-09 Strategic Plan.

SECOND: Council Member Evans

VOTE: UNANIMOUS (10-0)

5. OVERVIEW OF THE FISCAL YEAR 2008-2009 RECOMMENDED BUDGET AND SET DATE FOR PUBLIC HEARING ON THE BUDGET

Dale E. Iman, City Manager, presented the FY 2008-09 recommended budget and provided budget highlights to include the following:

- o Maintain current levels of service without increasing the tax rate;
- o Implement residential recycling program;
- o Continue operating efficiency improvements to provide high quality, affordable services;
- o Implement improvements to the Transit System;
- o Incorporate local funding for capital improvement plan;
- o Adequately fund street improvement projects;
- o Continue initiative to eliminate unpaved City streets;

- o Continue City stormwater improvement initiative;
- o Continue funding fleet replacements;
- o Upgrade technology to provide employees with necessary tools to be successful and improve citizen access to information;
- o Participate in efforts designed to attract/retain good jobs for Fayetteville;
- o Incorporate funding for planning and zoning initiatives.

Mr. Iman concluded his presentation with budget summaries of the general fund, annual fund and Capital Improvement Plan. Mr. Iman stated Council is asked to set the public hearing date for May 27, 2008 for public input on the proposed Fiscal Year 2008-2009 Budget.

MOTION: Council Member Meredith moved to set the public hearing date for May 27, 2008.

SECOND: Council Member Bates

VOTE: UNANIMOUS (10-0)

INFORMATION ITEMS:

1. Statement of taxes collected for the month of April 2008 from the Cumberland County Tax Administrator.

2007 Taxes.....	\$382,206.34
2007 Vehicle Taxes.....	434,166.69
2007 Revit.....	856.19
2007 Vehicle Revit.....	407.45
2007 FVT.....	44,142.11
2007 Storm Water.....	17,516.40
2007 Fay Storm Water.....	21,923.70
2007 Annex.....	61.59
2006 Annex.....	\$19,481.46
2006 Taxes.....	15,922.02
2006 Vehicle Taxes.....	13,950.15
2006 Revit.....	30.31
2006 Vehicle Revit.....	0.00
2006 FVT.....	2,257.66
2006 Storm Water.....	632.43
2005 Taxes.....	\$8,384.93
2005 Vehicle Taxes.....	2,264.65
2005 Revit.....	16.69
2005 Vehicle Revit.....	0.00
2005 FVT.....	385.00
2005 Storm Water.....	323.58
2004 Taxes.....	781.44
2004 Vehicle Taxes.....	654.80
2004 Revit.....	16.69
2004 Vehicle Revit.....	0.00
2004 FVT.....	147.98
2004 Storm Water.....	48.46
2003 and Prior Taxes.....	607.41
2003 and Prior Vehicle Taxes.....	2,711.94
2003 and Prior Revit.....	16.69
2003 and Prior Vehicle Revit.....	0.00
2003 and Prior FVT.....	546.43
2003 and Prior Storm Water.....	24.47
Interest.....	32,093.30
Interest (Revit).....	60.67
Interest (Storm Water).....	896.04

Interest (Fay Storm Water).....	893.96
Interest (Annex).....	947.61
Total Collections.....	\$1,005,377.24

There being no further business, the meeting adjourned at 8:25 p.m.