

**FAYETTEVILLE CITY COUNCIL  
SPECIAL MEETING  
ST. AVOLD CONFERENCE ROOM  
OCTOBER 10, 2018  
5:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1) (arrived at 5:12 p.m.); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9) (arrived at 5:06 p.m.)

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Kristoff Bauer, Deputy City Manager  
Telly Whitfield, Assistant City Manager  
Tracey Broyles, Budget and Evaluation Director  
Kevin Arata, Corporate Communications Director  
Jennifer Ayre, Deputy City Clerk  
Carl Steinberg, UNC School of Government Professor  
Members of the Press

### **1.0 CALL TO ORDER**

Mayor Colvin called the meeting to order at 5:04 p.m.

### **2.0 APPROVAL OF AGENDA**

Mayor Colvin stated the evaluations of the City Manager and City Attorney with facilitation by Dr. Steinberg have been noticed. Mayor Colvin requested Council amend the agenda to include a sales tax agreement update as the first item of business as the evaluations are expected to take longer.

**MOTION:** Council Member Mohn moved to approve the agenda with the addition of an item; Sales Tax Agreement with Cumberland County.

**SECOND:** Council Member Dawkins

**VOTE:** UNANIMOUS (8-0)

### **3.0 ITEMS OF BUSINESS**

#### **3.1 Sales Tax Agreement with Cumberland County**

Mayor Colvin stated the discussion at last night's Sales Tax Committee meeting was based on the future. The Committee plans to present Council with a couple of options. The Committee is appreciative to the County for entertaining their ideas before the County makes their final decision on the Sales Tax Agreement.

Mr. Douglas Hewett, City Manager, stated the County has proposed a five-year agreement. Mr. Hewett stated the City is planning to provide a ten-year plan. Mr. Hewett further stated the County is looking for certainty on how much will be paid each year.

Mr. Hewett explained the proposed plan to the County states: starting with the dollar value from 2018, the County will receive that same amount for ten (10) years while the towns will receive a lower amount each year by a certain percentage for five (5) years. Beginning the sixth year the towns would not receive a reimbursement from Fayetteville.

Mr. Hewett stated he believes the Committee has come up with a good starting point.

Discussion ensued.

Consensus of Council was to direct staff to pursue negotiations with Cumberland County regarding the Sales Tax Agreement.

CLOSED SESSION

3.2 City Attorney Evaluation

MOTION: Council Member Arp moved to go into closed session.  
SECOND: Council Member Wright  
VOTE: UNANIMOUS (10-0)

The regular session recessed at 5:30 p.m. The regular session reconvened at 7:05 p.m.

MOTION: Mayor Pro Tem Mohn moved to go into open session.  
SECOND: Council Member Wright  
VOTE: UNANIMOUS (10-0)

MOTION: Council Member Crisp moved to provide the City Attorney, Karen McDonald, with a 5 percent pay increase, and upon termination without cause health insurance/benefits coverage for her and her family for up to 12 months or until similar coverage is provided by a subsequent employer, whichever comes first. The 6-month severance agreement to remain the same.  
SECOND: Council Member Culliton  
VOTE: UNANIMOUS (10-0)

Mayor Colvin recessed the meeting at 7:10 p.m., and reconvened the meeting at 7:15 p.m.

3.3 City Manager Evaluation

MOTION: Council Member Arp moved to go into closed session.  
SECOND: Council Member Jensen  
VOTE: UNANIMOUS (10-0)

MOTION: Mayor Pro Tem Mohn moved to go into open session.  
SECOND: Council Member Wright  
VOTE: UNANIMOUS (10-0)

The regular meeting reconvened at 8:50 p.m.

MOTION: Council Member Waddell moved to provide the City Manager, Douglas Hewett, with a 12.5 percent pay increase, 6 percent contribution to a 401a, and upon termination without cause health insurance/benefits coverage for up to 12 months with the possible payout of up to 280 hours of accrued vacation leave. The 6-month severance to remain the same.  
SECOND: Council Member Dawkins  
VOTE: UNANIMOUS (8-0)

4.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:52 p.m.