

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
APRIL 8, 2019
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); 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 Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Barbara Hill, Interim Assistant City Manager
Gina Hawkins, Police Chief
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Jay Toland, Chief Financial Officer
Sheila Thomas-Ambat, Public Services Director
Michael Hill, Interim Fire Chief
Bradley Whited, Airport Director
Randy Hume, Transit Director
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 Pastor Lesley L. Bligen of College Heights Presbyterian.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITION

Council Member Jensen introduced Ms. Nailah Davis, representing the Fayetteville-Cumberland Youth Council.

Council Member Arp announced the "First Fans Look" event taking place on April 13, 2019, from noon until 3:00 p.m. at the new Segra Stadium, home of the Fayetteville Woodpeckers baseball team. The event is open to the public.

Mayor Colvin presented the Government Finance Officers Association award to Ms. Tracey Broyles, Budget and Evaluation Director, and announced this is the fourth consecutive year that the City has received the Distinguished Budget Presentation Annual Award.

Mayor Colvin presented a Certificate of Excellence to Mr. Percy Evans, Fayetteville Police Officer, for his heroic act of pulling an unconscious resident from the doorway of a house fire.

Council Member Haire announced the "As One Prayer Walk" taking place on April 13, 2019, at Festival Park.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Arp moved to approve the agenda.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

6.0 CONSENT AGENDA

MOTION: Council Member Crisp moved to approve the consent agenda with the exception of Item 6.05.
SECOND: Council Member Dawkins
VOTE: UNANIMOUS (10-0)

6.01 Approval of Meeting Minutes:

March 18, 2019 - Discussion of Agenda Items
March 18, 2019 - Regular
March 20, 2019 - Agenda Briefing
March 25, 2019 - Discussion of Agenda Items
March 25, 2019 - Regular
April 1, 2019 - Work Session

6.02 Adoption of Capital Project Ordinance Amendment 2019-33 to Appropriate Additional Funding for the Airport Runway and Apron Crack Sealing Project

Capital Project Ordinance Amendment 2019-33 will appropriate \$52,658.00 of additional funding for the Airport Runway and Apron Crack Sealing Project. The funds will be provided by a transfer from the Airport Operating Fund.

6.03 Adoption of Capital Project Ordinance Amendment 2019-32 to Provide Additional Funding for Parking Lot Resurfacing at Cliffdale Recreation Center and Elementary School

Capital Project Ordinance Amendment 2019-32 will appropriate \$28,149.00 of additional funding to the Parking Lot Resurfacing Capitol Project Ordinance to allow for the resurfacing of the parking lot at the Cliffdale Recreation Center and Elementary School. The funds are provided by a General Fund transfer of \$18,149.00, and a \$10,000.00 reimbursement from the Cumberland County Board of Education.

6.04 Adoption of Capital Project Fund Ordinances 2019-26 through 2019-30 for the Transfer of Unused Project Funds Back to the General Fund

As part of the process to develop the recommended budget and Capital Improvement Plan (CIP) and Technology Improvement Plan (TIP), staff reviews current project funding and requests information from departments concerning the status of all multi-year project funds. Through this process, staff has identified a number of projects with available funding that could be returned to the General Fund and repurposed. The \$1,980,488.00 of funding to be returned to the General Fund is planned to be dedicated to the capital funding plan to support CIP and TIP funding needs that will be brought to Council for appropriation at a later date.

6.05 This item was pulled from the consent agenda for discussion and separate vote.

6.06 Solid Waste Collections Outsourcing Bid Recommendation

City Council rejected all proposals and had City staff continue solid waste collection services to the citizens of Fayetteville.

6.05 Phase 5 Annexation Utility Improvement Project Areas 18 and 19 Resolution Declaring Costs, Ordering Preparation of Preliminary

Assessment Roll, and Setting Time and Place for Public Hearing on Preliminary Assessment Roll

RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL. RESOLUTION NO. R2019-017

MOTION: Council Member Crisp moved to approve the Phase 5 Annexation Utility Improvement Project for Areas 18 and 19 and the resolution declaring costs, ordering preparation of preliminary assessment roll, and setting time and place for public hearing on preliminary assessment roll for April 23, 2019, with inclusion into the resolution declaring costs of the \$5,000.00 assessment fee applies to single-family residences and multi-family and non-single-family residential will be at the price of \$55.56 per linear foot and \$2,545.00 per lateral.

SECOND: Council Member Dawkins

VOTE: UNANIMOUS (10-0)

7.0 PUBLIC FORUM

Ms. Arry McNeill, 2912 Singletree Lane, Fayetteville, NC, spoke regarding the clean-up of North Street Park and requested a Community Center be built at the park.

Ms. Megan Gerber, 502 Argyll Drive, Fayetteville, NC, spoke regarding the proposed revisions to the stormwater ordinance policy.

Ms. Nancy Perry, 506 Eaton Street, Fayetteville, NC, expressed concerns regarding Subway employees getting parking tickets every day.

Ms. Etinosa Obanar, 417 Hay Street, Fayetteville, NC, stated Subway employees are receiving parking tickets.

Mr. Iman Eronomy Mohammad Smith, 2700 Murchison Road, Fayetteville, NC, spoke regarding the state of the City.

Mr. Anthony McCleod, 421 Truth Street, Apt. E, Fayetteville, NC, expressed concerns regarding motorists speeding through his neighborhood, and requested caution signs be installed.

Mrs. Michelle Walls, 1436 Valencia Drive, Fayetteville, NC, spoke regarding the quality of life in Fayetteville.

Mr. Robert Walls, 1436 Valencia Drive, Fayetteville, NC, spoke regarding the quality of life in Fayetteville.

8.0 PUBLIC HEARINGS

8.01 Public hearing to finance one or more of the following projects:
(a) Certain additional costs relating to baseball stadium,
(b) Certain additional costs relating to a parking deck, and
(c) the cost of a pool at the Lake Rim Recreation Center.

Consideration of adopting a Resolution Making Certain Findings and Requesting the Local Government Commission to approve the Financing

Mr. Jay Toland, Chief Financial Officer, presented this item with the aid of a PowerPoint presentation and stated this public hearing has been set to receive comments on a financing agreement in the form of limited obligation bonds to be entered into by the City pursuant to Section 160A-20 of the General Statutes of North Carolina in a principal amount not to exceed \$8,000,000.00. The purpose of the financing is to provide funds to pay the costs of one or more of the following projects: (a) certain additional costs relating to the acquisition, construction and equipping of a baseball stadium; (b) certain additional costs relating to the acquisition, construction

and equipping of a parking deck; and (c) the cost of constructing and equipping a new pool at the Lake Rim Recreation Center. If the City enters into the proposed agreement, it will secure its obligations by executing and delivering a deed of trust granting a lien on the site of the baseball stadium, together with all improvements or fixtures located or to be located thereon. Section 160A-20(g) of the General Statutes of North Carolina requires the City hold a public hearing prior to entering into the agreement. A notice advertising the public hearing was published in The Fayetteville Observer on March 28, 2019.

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

Mr. Jerry Reinoehl, 516 Deerpath Drive, Fayetteville, NC, appeared in opposition of financing adjustments for the baseball stadium.

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

Discussion ensued.

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING THE PROPOSED FINANCING BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA OF THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF ADDITIONAL BASEBALL STADIUM AND PARKING DECK IMPROVEMENTS AND A NEW POOL AT THE LAKE RIM RECREATION CENTER AND REQUESTING THE LOCAL GOVERNMENT COMMISSION TO APPROVE THE FINANCING ARRANGEMENT. RESOLUTION NO. R2019-016

MOTION: Council Member Crisp moved to approve the requirement for the Chief Financial Officer to go forth to the Local Government Commission with the request for approval for the City to float a Limited Obligation Bond not to exceed \$8 million for the following three projects: (a) Certain additional costs relating to baseball stadium, (b) Certain additional costs relating to a parking deck, and (c) the cost of a pool at the Lake Rim Recreation Center.

SECOND: Council Member Waddell

VOTE: PASSED by a vote of 7 in favor to 3 in opposition (Council Members Colvin, Haire, and Wright)

9.0 OTHER ITEMS OF BUSINESS

9.01 Consideration of Student Semester Bus Pass Pilot Program for Fayetteville State University and Adoption of Budget Ordinance Amendment 2019-12 to Amend the Fee Schedule

Mr. Randy Hume, Transit Director, presented this item and stated during FY 2019, Transit has focused efforts to increase transit ridership after recent ridership declines. One specific area identified by the Fayetteville Advisory Committee on Transit (FACT) has been youth and student riders, particularly since our partnership with Fayetteville State University (FSU) was not renewed this past year. This effort is also consistent with efforts to be more responsive to needs of younger generations. Staff has proposed a pilot program to introduce a Student Semester Bus Pass as part of its fee schedule beginning in FY 2020. The Semester Pass would provide unlimited rides to students on all FAST fixed route services with a more deeply discounted price point. The pass will provide an economical choice for students without cars and also entice parents to consider purchasing as a safety net for other transportation needs. Currently, student passes are offered at \$30.00 per 30-day period. Staff proposes a semester-long pass to be priced at \$75.00 per semester and a \$55.00 pass for the summer terms. The fall semester pass would be valid from August 1 through December 31, and the spring semester pass would be valid January 1 through May 31. A single-summer pass would cover both FSU summer terms and be valid June 1 through August 15.

Staff proposes to introduce the pass first at FSU as a pilot project to gauge the impact on ridership and fare revenues. Transit staff anticipates that the revenues lost from the further discount being offered to current passengers will be offset by increased pass sales to new riders. The program will be evaluated after the first semester to determine effectiveness before bringing recommendations to expand the program to other student groups, including Fayetteville Technical Community College, Methodist University, and other public and private school students. To maximize exposure and market this new pass effectively for the fall 2019 semester, Transit needs to begin promoting the semester pass by late April or early May. We hope to capture the attention of students and their parents as they are registering or enrolling for classes. Staff is working with FSU to both sell the pass on campus as well as inform students and their parents of a more deeply discounted pass via the FSU website, and potentially allowing students the ability to order the pass as they enroll for classes. FACT has reviewed and supports this new pass program. Budget Ordinance Amendment 2019-12 will amend the fee schedule for the FSU pilot program only. Further expansions of the program would require future Council actions.

Discussion ensued.

MOTION: Council Member Crisp moved to reduce the fee for the Fayetteville State University Student Semester Bus Pass Pilot Program to \$55.00 per semester, \$40.00 for the summer session, and leave the monthly pass at \$30.00 and to direct staff to add Methodist University and Fayetteville Technical Community College to the program within 90 days from today.

SECOND: Council Member Dawkins

VOTE: PASSED by a vote of 6 in favor to 4 in opposition (Council Members Jensen, Waddell, Mohn and Arp)

10.0 ADMINISTRATIVE REPORTS

10.01 Stormwater Spot Repair Program Update

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

12.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:57 p.m.

