

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
NOVEMBER 12, 2019
7:00 P.M.**

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

Absent: Mayor Mitch Colvin; 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
Gerald Newton, Development Services Director
Anthony Kelly, Assistant Police Chief
Mike Hill, Fire Chief
Cynthia Blot, Economic and Community Development Director
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Pamela Megill, City Clerk
Jennifer Ayre, Deputy City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Pro Tem Mohn called the meeting to order at 7:00 p.m.

2.0 INVOCATION

The invocation was offered by Captain Robert Hammonds, Chaplain Corps.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITION

Council Member Jensen introduced Jeffrey Smith, representing the Fayetteville-Cumberland Youth Council.

Council Member Jensen announced the 61st St. Constantine Helen Greek Orthodox Church Spaghetti Dinner will take place on November 20, 2019, at the Hellenic Center.

Mayor Pro Tem Mohn presented a proclamation to Dr. Susan Miller Better Health of Cumberland County proclaiming November 14, 2019, World Diabetes Day.

Council Member Waddell announced she will be hosting a District 3 meeting on November 15, 2019, beginning at 6:00 p.m. at the Simon Temple, located on Yadkin Road.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Wright moved to approve the agenda with the addition of Item 7.01, Adoption of Rules of Conduct and Decorum for the November 14, 2019, public forum in the City Council Chamber.

SECOND: Council Member Haire

VOTE: UNANIMOUS (8-0)

6.0 CONSENT AGENDA

MOTION: Council Member Waddell moved to approve the consent agenda with the following modifications to Item 6.02, replace the Capital Project Ordinance with the revised version that was provided to Council at the beginning of this meeting, direct staff to work with a Mayor appointed Committee and bring this item back for further discussion at the January 2020 work session.

SECOND: Council Member Wright

VOTE: UNANIMOUS (8-0)

6.01 Phase 5 Annexation Areas 32 East Section I 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 32 EAST SECTION I OF THE PHASE 5 ANNEXATION LISTED ON EXHIBIT "A".
RESOLUTION NO. R2019-038

6.02 Adoption of Special Revenue Fund Project Ordinance Amendment 2020-2 to Reduce the CDBG-DR Project Funded by a Pass Through from Cumberland County and Adoption of Capital Project Ordinance 2020-22 to Appropriate CDBG-DR Funds Passed Through the NC Department of Public Safety, Office of Recovery and Resiliency for the Homeless Day Resource Center and Emergency Shelter

Capital Project Ordinance (CPO) 2020-22 will appropriate \$3,990,000.00 of CDBG-DR funds to be passed through the North Carolina Department of Public Safety, Office of Recovery and Resiliency (NCORR) for the development of a Homeless Day Resource Center and Emergency Shelter. This is consistent with the Sub-Recipient Agreement with NCORR authorized by Council on October 28, 2019.

6.03 Bid Recommendation - One 67kV Delta Primary Voltage Power Transformer to Virginia Transformer Corp., the lowest responsive, responsible bidder in the total amount of \$703,563.00.

Virginia Transformer Corp., Roanoke, VA	\$703,563.00
Anixter, Apex, NC	\$714,738.00
WEG Transformers USA, Washington, MO	\$895,662.00
Niagara Transformer Corp., Buffalo, NY	\$900,395.00
ABB Inc., Crystal Springs, MS	\$900,990.00
Delta Star, Inc., Lynchburg, VA	\$978,978.00
Delta Star, Inc., St-Jean-sur Richelieu, Quebec	\$981,283.00
SPX Transformer Solution, Inc., Waukesha, WI	\$1,049,421.00

6.04 Bid Recommendation - 3-PH Capacitor Banks to Wesco Distribution, Inc., the lowest responsive, responsible bidder in the total amount of \$317,760.00.

This project will provide two types of Capacitor Banks for a one-year period, with the option to order additional quantities for an additional one-year period, if agreed to by both parties.

Bids were received on October 10, 2019, as follows:

Wesco Distribution, Inc., Raleigh, NC	\$317,760.00
Anixter Utility Power Solutions, Apex, NC	\$356,060.00

6.05 Resolution Seeking Assistance from Governor Cooper and NCDOT to Correct Unsafe Erosion to the Property at 876 Santee Drive Owned By Neal K. Bullard and Angela Van Dyk

RESOLUTION OF THE CITY COUNCIL, CITY OF FAYETTEVILLE, NORTH CAROLINA REQUESTING THE ASSISTANCE OF THE HONORABLE ROY COOPER, GOVERNOR OF THE GREAT STATE OF NORTH CAROLINA AND THE NORTH

**CAROLINA DEPARTMENT OF TRANSPORTATION IN REPAIRING STORM DAMAGE
TO THE PROPERTY OF NEAL K. BULLARD AND ANGELINE VAN DYK.
RESOLUTION NO. R2019-039**

6.06 Selection of Bond Counsel

Bond counsel is required to issue government debt in the state of North Carolina. According to the Government Finance Officers Association, the opinion of a bond counsel provides assurances both to issuers and to investors, who purchase the bonds, that all legal and tax requirements relevant to the matters are met.

It is necessary to confirm City Council's interest in the appointment of bond counsel as the Council considers potential debt issuances along with expected PWC bond offerings in the near future. The Charleston Group of Fayetteville was approved by Council as the local co-bond counsel in 2016. Counsel established the co-bond counsel arrangement to support building local capacity in this unique expertise while furthering its goal of more local business participation in our community. During the November 4, 2019, work session, City Council directed staff to engage The Charleston Group as the sole bond counsel. Council authorizing the engagement of The Charleston Group as the sole bond counsel.

7.0 PUBLIC FORUM

Ms. Kathy Greggs, 4607 Woodline Drive, Fayetteville, NC, spoke in favor of a Citizen Review Board.

Ms. Tiffany McLaughlin, 353 D. Neal Street, Fayetteville, NC, spoke in favor of a Citizen Review Board.

Mr. Reshod Everett, 3819 Sarasota Drive, Fayetteville, NC, spoke in favor of a Citizen Review Board.

Mr. David Gonzalez, 1809 Camelot Drive, Fayetteville, NC, expressed concerns regarding the noise of a rooster in his neighbor's yard.

Ms. Shaun McMillian, 6024 Goldenrain Drive, Fayetteville, NC, spoke in favor of a Citizen Review Board.

Imam Eronomy Muhammed Smith, 2700 Murchison, spoke regarding the State of the Community.

Mr. Charles Hurst, 1245 Lincoln, Fayetteville, NC, expressed concerns regarding the Citizen Review Board and changing the time limits for the public forum.

Ms. Lindsey Woffard, 5712 Icarus Court, Fayetteville, NC, spoke in support of a Homeless Day Resource Center.

7.01 Rules of Conduct and Decorum for the November 14, 2019, Public Forum in the City Council Chamber

MOTION: Council Member Wright moved to approve of the Rules of Conduct and Decorum for the November 14, 2019, public forum in the City Council Chamber.

SECOND: Council Member Haire

VOTE: UNANIMOUS (8-0)

8.0 ADMINISTRATIVE REPORTS

8.01 2018 Annual Report, Historic Resources Commission

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

8.02 Administrative Report on the Future Land Use Map Plan - To provide information regarding the creation and importance of the Map and Plan prior to the Public Hearing for Adoption

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

9.0 ADJOURNMENT

There being no further business, the meeting adjourned at 7:49 p.m.