

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER  
FEBRUARY 24, 2020  
7:00 P.M.**

Present: Mayor Mitch Colvin

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

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Kristoff Bauer, Deputy City Manager  
Telly Whitfield, Assistant City Manager  
Angel Wright-Lanier, Assistant City Manager  
Gina Hawkins, Police Chief  
Michael Hill, Fire Chief  
Gerald Newton, Development Services Director  
Kevin Arata, Corporate Communications Director  
Tracey Broyles, Budget and Evaluation Director  
Jay Toland, Interim Chief Financial Officer  
Cynthia Blot, Economic and Community Development  
Director  
Craig Harmon, Senior Planner  
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.

**2.0 INVOCATION**

The invocation was offered by Pastor Riley Halliday, Manna Church.

**3.0 PLEDGE OF ALLEGIANCE**

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

**4.0 ANNOUNCEMENTS AND RECOGNITION**

Mayor Pro Tem Jensen introduced Ms. Chloe Weller, Junior at Pine Forest High School, representing Fayetteville-Cumberland Youth Council.

Mayor Colvin recognized the members of the Under Par's Youth Mentoring Program.

Mayor Colvin presented a proclamation to Mr. Phil Harris, Executive Director, Fayetteville Red Cross, proclaiming March 2020 American Red Cross Month.

Mayor Colvin presented a proclamation to Ms. UniQue Webster and the True to Yourself Committee proclaiming February 24, 2020, in honor of Unique Webster and the True to Yourself Committee in recognition of the True to Yourself Black History Talk event.

**5.0 APPROVAL OF AGENDA**

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

VOTE: UNANIMOUS (10-0)

## 6.0 CONSENT AGENDA

MOTION: Council Member Haire moved to approve the consent agenda with the exception of Items 6.03, 6.04, 6.016, 6.017, and 6.018 for presentations and separate votes.

SECOND: Council Member Wright

VOTE: UNANIMOUS (10-0)

### 6.01 Approval of Meeting Minutes:

January 6, 2020 - Work Session  
January 13, 2020 - Discussion of Agenda Items  
January 13, 2020 - Regular  
January 14, 2020 - Special  
January 21, 2020 - Special  
January 22, 2020 - Agenda Briefing

6.02 P20-02F. Rezoning of two properties from Single-Family 6 (SF-6) to Limited Commercial (LC), located at 1410 Haywood Street (Tax Map Nos. 0447-40-6460 and 0447-40-6218) totaling 0.54± acres and being the properties of Kenneth Horne and Glenn Alphin (Represented by Joshua Walters).

6.03 Pulled for presentation and separate vote.

6.04 Pulled for presentation and separate vote.

### 6.05 Recommended Revisions to the Personnel Ordinance

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING A SECTION UNDER CHAPTER 19, PERSONNEL, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2020-002

6.06 Acceptance of Proposed Methodology to Complete City-Wide Watershed Studies and Adoption of Capital Project Ordinance Amendments 2020-33 and 2020-34 and Capital Project Ordinance 2020-25 to Establish a Separate Appropriation for Watershed Studies

City Council directed staff to complete watershed studies to support development of a stormwater master plan for the entire City within five years. On January 14, 2020, staff presented the results of a high-level study of watershed flooding issues. Council is asked to provide concurrence with the recommended watershed study approach which will schedule studies based on the prioritized list of sub-catchment areas across all of the City's 15 watershed. Council is also asked to adopt Capital Project Ordinance Amendments (CPOAs) 2020-33 and 2020-34, and Capital Project Ordinance 2020-25 to transfer funds previously appropriated for watershed studies within annual stormwater project appropriations to a separate project appropriation dedicated to the watershed studies. A total of \$2,993,141.00 will be transferred to the watershed study appropriation.

6.07 Adopt Resolution to Accept a Report of Unpaid Taxes from Cumberland County and Direct the Advertisement of Tax Liens

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE ACCEPTING THE REPORT OF UNPAID TAXES AND DIRECTING THE ADVERTISEMENT OF TAX LIENS. RESOLUTION NO. R2020-005

### 6.08 Rescind Demolition Ordinances

127 Early Street

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE  
RESCINDING DEMOLITION ORDINANCE NO. NS2019-026. RESOLUTION NO.  
R2020-007

2105 Murchison Road

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE  
RESCINDING DEMOLITION ORDINANCE NO. NS2020-001. RESOLUTION NO.  
R2020-008

**6.09 Uninhabitable Structures Demolition Recommendations**

1510 Waterless Street - District 2

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA  
REQUIRING THE BUILDING INSPECTOR TO CORRECT CONDITIONS WITH  
RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE  
DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. PIN  
0426-98-9419. ORDINANCE NO. NS2020-005

5209 Sequoia Drive - District 5

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA  
REQUIRING THE BUILDING INSPECTOR TO CORRECT CONDITIONS WITH  
RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE  
DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. PIN  
0416-09-3360. ORDINANCE NO. NS2020-006

6323 Milton Drive - District 6

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA  
REQUIRING THE BUILDING INSPECTOR TO CORRECT CONDITIONS WITH  
RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE  
DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. PIN  
0406-22-9289. ORDINANCE NO. NS2020-007

**6.010 Approval of Installment Financing for Vehicles and Equipment  
from PNC**

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN  
INSTALLMENT FINANCING AGREEMENT, A SECURITY AGREEMENT AND RELATED  
DOCUMENTS IN CONNECTION WITH THE FINANCING OF VARIOUS VEHICLES  
AND EQUIPMENT FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA.  
RESOLUTION NO. R2020-006

**6.011 Request for Legal Representation of City Employees**

Authorization from the City Council to provide legal  
representation for City employees Antoine Kincade, Dylan Kettell, and  
David Miller in the matter of *Gerard Atkinson v. City of Fayetteville,  
et al.* The employees were acting within the scope and course of their  
employment with the City when the alleged incident occurred.

**6.012 PWC - Resolution Directing Construction of Area 32 East Section  
I of the Phase 5 Annexation Utility Improvement Project be  
Undertaken**

RESOLUTION DIRECTING CONSTRUCTION OF AREA 32 EAST SECTION I OF  
THE PHASE 5 ANNEXATION UTILITY IMPROVEMENT PROJECT BE UNDERTAKEN.  
RESOLUTION NO. R2020-009

**6.013 This item was moved to Item 8.04.**

**6.014 Phase 5 Annexation Areas 24-BC 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 24-BC OF

THE PHASE 5 ANNEXATION LISTED ON EXHIBIT "A". RESOLUTION NO.  
R2020-010

- 6.015 Bid Recommendation - Prefabricated Relay Control House for Bordeaux Substation award the purchase to VFP, Inc., Roanoke, VA, the lowest responsive, responsible bidder in the total amount of \$175,316.00.

Bids were received on January 15, 2020, as follows:

Pemco Corporation, Blue Field, VA .....	\$126,350.00*
Fibrebond, Raleigh, NC .....	\$148,683.00**
VFP, Inc., Roanoke, VA .....	\$175,316.00
Modular Connections, LLC, Bessemer, AL .....	\$195,145.00

\* Bid was based upon a steel control house that did not meet the specifications required for the control house to be made of aggregate; therefore, the bid is non-responsive.

\*\* Bid did not include a bid bond and is non-responsive.

- 6.016 Pulled for presentation and separate vote.

- 6.017 Pulled for presentation and separate vote.

- 6.018 Pulled for presentation and separate vote.

- 6.03 Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay St. Garage Project

This item was pulled for presentation and separate vote.

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated Council is asked to adopt CPOA 2020-32 to appropriate \$186,095.00 for the benefit of the Hay Street Garage Project. This appropriation consists of accumulated interest earnings on bond proceeds in the amount of \$189,063.00 offset by a reduction in actual bond proceeds allocated to the project in the amount of \$2,968.00.

Discussion ensued.

**MOTION:** Council Member Haire moved to adopt Capital Project Ordinance Amendment 2020-32 as presented.

**SECOND:** Council Member Dawkins

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

- 6.04 Adoption of Budget Ordinance Amendment 2020-8 to Appropriate \$280,364 from Fund Balance for the General Fund and Capital Project Ordinance Amendment 2020-35 for the Downtown Redevelopment Site

This item was pulled for presentation and separate vote.

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated Council is asked to adopt Budget Ordinance Amendment 2020-8 to appropriate \$280,364.00 from General Fund fund balance to provide for a transfer from the General Fund for Capital Project Ordinance Amendment (CPOA) 2020-35. CPOA 2020-35 will appropriate an additional \$280,364.00 for the Downtown Redevelopment Site project, which includes improvements at Hurley Plaza, except for monuments and signage. The memorial items are funded in a separate project.

Discussion ensued.

**MOTION:** Council Member Dawkins moved to adopt Budget Ordinance Amendment 2020-8 and Capital Project Ordinance Amendment 2020-35 as presented.

**SECOND:** Council Member Wright

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

**6.016 Bid Recommendation - Relay Control Switchboards for Bordeaux Substation to Keystone Electrical Manufacturing Company, Des Moines, IA, the lowest responsive, responsible bidder in the total amount of \$173,360.24. Bids were received on January 15, 2020, as follows:**

This item was pulled for presentation and separate vote.

Mr. Mark Brown, PWC Customer Relations Manager, presented this item.

KVA, Inc., Greer, SC .....	\$144,193.00*
Birmingham Control Systems, Bessemer, Al .....	\$149,275.00*
Keystone Electrical Mfg. Co., Des Moines, IA .....	\$173,360.24
Electrical Power Products, Inc., Des Moines, IA ....	\$191,434.00

\* These bids did not include pricing for spare parts as required in bid documents; therefore, the bids are non-responsive

Discussion ensued.

**6.017 Bid Recommendation - Structures and Equipment for Bordeaux Substation to Peak Substation Services, Birmingham, AL, the lowest responsive, responsible bidder in the total amount of \$256,200.00. The Commission also authorized staff to forward this recommendation to the City Council for approval.**

This item was pulled for presentation and separate vote.

Bids were received on January 16, 2020, as follows

Dis-Tran Steel, Pineville, LA - Bid #1 .....	\$129,867.00*
Peak Substation Services, Birmingham, AL .....	\$256,200.00
M.D. Henry Co., Pelham, AL .....	\$260,924.51
Substation Enterprises, Alabaster, AL .....	\$277,665.00
Dis-Tran Steel, Pineville, LA - Bid #2 .....	\$299,500.00

\* Bid was based on Structures & Equipment bid documents, and only a bid for Structures was submitted, and not the Equipment; therefore, the bid is non-responsive.

**MOTION: Council Member Haire moved to approve Items 6.016 and 6.017.**

**SECOND: Council Member Ingram**

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

**6.018 Federal Action Agenda 2021 Adoption**

Ms. Angel Wright-Lanier, Assistant City Manager, presented this item and stated last year, the City of Fayetteville retained the services of Strategics, Inc., as its Federal lobbyist. In doing so, the City has refocused its commitment to seeking assistance from Federal Representatives. Taking this action will help the City find new resources by engaging with the federal government to pursue funding assistance for strategic focus areas identified in the Federal Action Plan. These efforts ensure protection and preservation of essential community assets and resources, allowing all areas of the community to thrive. The Federal Action Plan is the result of input from the Mayor, City Council, and staff members. If adopted, the document will be shared with Federal Representatives during the National League of Cities Conference (NLC) via office visits with our Congressmen and Senators.

Council Member Waddell stated she wanted to include the lobbyist work to securing federal funding for infrastructure in the Federal Action Agenda for 2021. Ms. Wright-Lanier responded the agenda can be amended to include lobbying for infrastructure funding.

**MOTION:** Council Member Waddell moved to adopt the Federal Action Agenda 2021 with the inclusion of infrastructure funding requests.  
**SECOND:** Council Member Kinston  
**VOTE:** UNANIMOUS (10-0)

## **7.0 STAFF REPORTS**

### **7.01 Fayetteville Police Department 2019 - 4th Quarter Review**

Ms. Gina Hawkins, Police Chief, presented the Fayetteville Police Department 2019 4th Quarter Review with the aid of a PowerPoint presentation. Chief Hawkins reported on the following: Crime Statistics, Crime Trend Analysis, Community Engagement, Crime Fighting Strategies, Domestic Violence Unit, Overdose Death Prevention, Narcotics Unit, 911 Call Center, Employee Staffing and Recruitment.

Discussion ensued.

**MOTION:** Council Member Ingram moved to accept the Police Department Report for 2019 4th Quarter.  
**SECOND:** Council Member Wright  
**VOTE:** UNANIMOUS (10-0)

## **8.0 PUBLIC HEARINGS**

**8.01 P20-03F. Request for a Special Use Permit to allow a halfway house to be located in an Office and Institutional (OI) zoning district, located on properties at 901-905 Cain Road (Tax Map Nos. 0428-03-9112 and 0428-12-0912) east of Bragg Boulevard, containing 2.97± acre and being the property of VKC INVESTMENTS LLC, represented by Henry Tyson and Jonathan Charleston.**

**MOTION:** Council Member Wright moved to recuse Mayor Pro Tem Jensen from participating and voting on this item as she owns land adjacent to this property.  
**SECOND:** Council Member Davis  
**VOTE:** UNANIMOUS (9-0) (Mayor Pro Tem Jensen recused from voting)

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated the property in question is currently undeveloped and zoned for Office and Institutional uses (OI). The owners of these properties are seeking a Special Use Permit (SUP) to allow a Halfway House. According to the Unified Development Ordinance (UDO), Halfway House is defined as a licensed home for juveniles or adult persons on release from more restrictive custodial confinement or initially placed in lieu of such more restrictive custodial confinement, wherein supervision, rehabilitation, and counseling is provided to assist residents back into society, enabling them to live independently.

According to the applicant, the proposed facility will be a community-based reentry program that will fit into and be involved in the life of the surrounding community. It will not be a secure detention facility such as a prison or a jail. The facility will house adult male and female Federal law offenders from the Eastern Federal Judicial District of North Carolina. The staffing plan for this facility ensures consistent supervision for their residents. There will be 28 staff positions and supervisory coverage is provided 24 hours a day, 7 days a week, 365 days a year. The plan for this facility exceeds the Federal Bureau of Prison Statement of Work (SOW) staffing requirements. Residents of the facility are closely monitored and supervised by the staff. The residents of this facility are classified as "community custody level", which is the lowest custody level in the Federal Corrections system.

Mr. Harmon provided an overview of the following: surrounding development, site/building, Dismas Security and Accountability

Practices, Transportation, Site Distance and Dismas Charities Outreach. The following staff recommended conditions were presented:

1. Development must follow the attached site plan, unless a proposed element is in conflict with the City's UDO standards.
2. Add roof gables and façade treatments to the building design to better fit with the character of the adjacent residential neighborhood.
3. Preserve a 100-foot or greater wooded area between their facility and the single-family residential subdivision to the north to minimize any adverse effects on the adjacent properties.

The SUP must meet the following findings of facts:

- (1) The special use complies with all applicable standards in Section 30-4.C, Use-Specific Standards.

The proposed use meets the applicable standards. There are no other group homes, therapeutic homes, halfway houses, or transitional housing within 2,640 feet (approximately one-half mile) of these properties.

- (2) The special use is compatible with the character of surrounding lands and the uses permitted in the zoning districts(s) of surrounding lands.

If conditioned as recommended, the property is surrounded by single-family residential, multi-family residential and heavy commercial. The property is zoned OI, which the UDO calls for as a buffer district between residential and commercial uses.

- (3) The special use avoids significant adverse impact on surrounding lands regarding service delivery, parking, loading, odors, noise, glare, and vibration.

The proposed site plan would ensure that the project would avoid significant adverse impact on surrounding lands regarding service delivery, parking, loading, odors, noise, glare, and vibration. Ingress and egress to the site will be thru one access driveway constructed to City standards for two-way traffic. These access points will allow dumpster pickup and deliveries to occur on site without impeding the public right-of-way.

- (4) The special use is configured to minimize adverse effects, including visual impacts of the proposed use on adjacent lands.

The proposed site plan would ensure that the project would minimize adverse effects, including visual impacts of the proposed use on adjacent lands. The entire site is approximately three acres, and the proposed developed site will incorporate only 1.6 acres. The site is heavily wooded, and the owner's intent is to develop the property maintaining as many existing trees as possible as well as planting new landscaping to meet the City's UDO. The building will be screened from adjacent residential zones with landscape buffers, plantings, and fencing as required by the City's UDO, as indicated on the attached Site Plan.

- (5) The special use avoids significant deterioration of water and air resources, wildlife habitat, scenic resources, and other natural resources.

The proposed site plan would ensure that the project would avoid significant deterioration of water and air resources, wildlife habitat, scenic resources, and other natural resources.

- (6) The special use maintains safe ingress and egress onto the site and safe road conditions around the site.

This property is located on a minor arterial with one proposed ingress and egress point as specified by Fayetteville's Fire Marshal's Office.

- (7) The special use allows for the protection of property values and the ability of neighboring lands to develop the uses permitted in the zoning district.

There has been no evidence presented that property values and the ability of neighboring lands to develop would negatively impacted.

- (8) The Special use complies with all other relevant City, State, and Federal laws and regulations.

The applicant will be required to meet all applicable standards.

Mr. Harmon further stated on January 14, 2020, the Zoning Commission held a public hearing regarding this case. There were four speakers signed up in favor, but only attorney Johnathan Charleston spoke, and no one spoke in opposition. Mr. Steve Vice, of Dismas Charities, was signed up to speak and did answer questions posed by the Commission. The Commission voted 4 to 0 to recommend approval of this application with the three conditions suggested by staff.

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

Mr. Jonathan Charleston, 201 Hay Street, Suite 2000, Fayetteville, NC 28301, stated he is the attorney representing Dismas Charities and VKC Investments, LLC, and will be speaking on behalf of all the proponents that signed up to speak at this public hearing. Mr. Charleston reminded Council the decision they make on this item is to be based entirely on facts; not opinion, conjecture, or emotion. City Council did approve a similar SUP for a very similar property and operation located on Ramsey Street. Mr. Charleston spoke at length in favor of the SUP. Mr. Charleston requested five minutes for rebuttal at the end of the speakers in opposition.

Mr. Rafael Rivera, 1811 Manteo Street, Fayetteville, NC, appeared in opposition of the special use permit.

Ms. Kelly Rivera, 1811 Manteo Street, Fayetteville, NC, appeared in opposition of the special use permit.

Ms. Rebecca Hankin, 1802 McGoggan Road, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Brian McKnight, 3206 Shamrock Road, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Barbara Niemczyk, 1914 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Steven Green, 1818 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Shannon Herrera Green, 1818 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.



Ms. Kim Thomas, Hilton Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. George Turner, 101 Cain Road, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Cynthia Dubb, Shamrock Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Russell Jones, 1018 Cain Road, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Carrol Sheppard, 919 Shamrock Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Bobby Grantham, 3215 Rogers Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Jonathan Charleston, 201 Hay Street, Fayetteville, NC, stated he wishes to remind Council this is a quasi-judicial proceeding and the only things that can be considered are the eight findings of fact; that is the law. Mr. Charleston asked the City Attorney, to confirm his statement is the law. Ms. Karen McDonald, City Attorney, was in agreement.

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

Discussion ensued.

Ms. Cathy Bellew, Regional Vice President of Dismas Charities, Director of the Greensboro program for ten plus years, provided an overview of the Greensboro halfway house program and the re-entry program.

**MOTION: Council Member Haire moved to deny the Special Use Permit request to allow a halfway house to be located at 901-905 Cain Road property.**

Ms. Karen McDonald, City Attorney, stated Council Member Haire will need to site the findings.

Mayor Colvin requested Council Member Haire site the findings that support his denial.

**REVISED MOTION:**

**Council Member Haire moved to consider for the findings of fact, no evidence to support the loyal revitalization housing value, did not have a report of police patrolling efforts for a building such as this; those are my two findings of fact; number 7 of the Findings of Fact, pertaining to property values.**

**SECOND: Council Member Waddell**

Discussion ensued.

**VOTE: PASSED by a vote of 5 in favor (Council Members Ingram, Waddell, Haire, Banks-McLaughlin, and Kinston) to 4 in opposition (Council Members Colvin, Dawkins, Davis, and Wright)**

**8.02 Adoption of the Downtown Urban Design Plan and Murchison Road/Bragg Boulevard Area Study**

Mr. Taurus Freeman, Planning and Zoning Manager, presented this item and stated the Downtown Urban Design Plan was created by combining extensive citizen input with proven urban design principles, becoming a guide towards investments in Downtown Fayetteville for the next five to ten years. By envisioning the future of Downtown, certain

urban design improvements become clear, as do the actions needed to achieve them. Subsequently, the City sought to coordinate and advance a number of public investments in the Murchison Road/Bragg Boulevard area between Fayetteville State University (FSU) and Downtown Fayetteville. Urban Design Associates (UDA), with Stewart Engineering, were asked to help facilitate a design conversation among stakeholders and the public, and seek the strategic alignment of public improvements and private investment in the area.

Discussion ensued.

**MOTION:** Council Member Ingram moved to approve the adoption of the Downtown Urban Design Plan and the Murchison Road/Bragg Boulevard Area Study, as presented by staff.  
**SECOND:** Council Member Kinston  
**VOTE:** UNANIMOUS (10-0)

#### **8.03 Adoption of the 2040 Comprehensive Plan (Future Land Use Map & Plan)**

**MOTION:** Council Member Dawkins moved to move this item to the April 6, 2020, City Council work session agenda.  
**SECOND:** Council Member Wright  
**VOTE:** UNANIMOUS (10-0)

#### **8.04 Phase 5 Annexation Area 25 Public Hearing on the Preliminary Assessment Resolution**

Mr. Mark Brown, PWC, introduced this item and stated the presentation of this item was provided at the last City Council regular meeting.

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

Mr. Gilbert Hall, 8142 King Road, Fayetteville, NC, appeared in opposition and stated he owns 12 rental properties and the assessment would cost him \$60,000.00.

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

Mayor Colvin stated he had engaged in conversations with Mr. David Trego, PWC CEO/General Manager, and Ms. Evelyn Shaw, PWC Chair, regarding the assessments.

**MOTION:** Council Member Dawkins moved to delay voting on the Resolution for a period of two weeks.  
**SECOND:** Council Member Wright  
**VOTE:** UNANIMOUS (10-0)

#### **9.0 ADJOURNMENT**

There being no further business, the meeting adjourned on February 25, 2020, at 12:02 a.m.