

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
FEBRUARY 8, 2021
7:00 P.M.**

Present: Mayor Mitch Colvin

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

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney (via zoom)
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Jay Toland, Interim Assistant City Manager/Chief Financial Officer
Sheila Thomas-Ambat, Public Services
Tracey Broyles, Budget and Evaluation Director
Michael Gibson, Parks, Recreation and Maintenance Director
Jennifer Ayre, Deputy City Clerk
Pamela Megill, 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 Council Member Davis.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITIONS

Mr. Scott Bullard, Emergency Management Coordinator, provided an update on the COVID-19 pandemic, and stated we have been under restrictions for 315 days.

Council Member Haire read a proclamation proclaiming February 8, 2021, a Celebration of Life in honor of former Council Member Robert A. Massey, who passed away on February 6, 2021. He was the City of Fayetteville's longest serving Council Member; 11 consecutive 2-year terms.

Mayor Colvin read a proclamation proclaiming February 2021 to be Black History Month, and stated we are celebrating the achievements of African Americans and their central role in American history.

Mayor Colvin wished Ms. Karen McDonald, City Attorney, a very happy birthday.

Mr. Douglas Hewett, City Manager, recognized and presented Ms. Tracey Broyles, Budget and Evaluation Director, with a plaque in celebration of her thirty (30) years of service to the City of Fayetteville.

5.0 APPROVAL OF AGENDA

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

6.0 CONSENT AGENDA

MOTION: Council Member Davis moved to approve the consent agenda, with the exception of Item 6.02, Adoption of Budget Ordinance Amendment 2021-8 and Approval of Waste Management Biweekly Recycling Contract Extension, for presentation and separate vote.
SECOND: Council Member Jensen
VOTE: UNANIMOUS (10-0)

6.01 Federal Action Agenda 2022 Adoption

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 virtual office visits with our Congressmen and Senators.

6.02 This item was pulled for presentation and separate vote.

6.03 Resolution Accepting a State Loan Offer under the NC Water Revolving Loan and Grant Act of 1987

RESOLUTION OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA TO ACCEPT A STATE LOAN OFFER UNDER THE NORTH CAROLINA WATER REVOLVING LOAN AND GRANT ACT OF 1987. RESOLUTION NO. R2021-010

6.04 Adoption of Budget Ordinance Amendment 2021-9 and Capital Project Ordinance Amendment 2021-47 to Appropriate Funding to Move Forward with Construction of Two Western Area Dog Parks in the Current Fiscal Year

Budget Ordinance Amendment 2021-9 to appropriate \$64,137.00 from General Fund fund balance and Capital Project Ordinance Amendment 2021-47 to appropriate the General Fund contribution and \$83,863.00 from accumulated open space fees to fund the construction of two dog parks in the western areas of the City. These appropriation actions will allow for construction of the two dog parks at Bonanza/Morganton Road and Bailey Lake Road in the current fiscal year.

6.05 Bid Recommendation - Purchase of One Forestry Track Cutter to Gregory Poole Equipment, Hope Mills, NC, the lowest responsive, responsible bidder, in the total amount of \$113,059.00

Bids were received on January 13, 2021, as follows:

Gregory Poole Equipment, Hope Mills, NC \$113,059.00
James River Equipment, Hope Mills, NC \$157,691.20

6.06 Bid Recommendation - Purchase of 18 27KV Class 1200 Amp Vacuum Circuit Breakers Magnetically Operated to National Transformer Sales (NTS), Raleigh, NC, the lowest responsive, responsible bidder, in the total amount of \$570,420.00

Bids were received on December 29, 2020, as follows:

** PowerTech LLC, Waxhaw, NC \$561,186.00
National Transformer Sales (NTS) \$570,420.00

** Bidder did not meet the bid specifications.

6.07 Bid Recommendation - Annual Transmission Construction Contract to Carolina Power & Signalization, Inc., Fayetteville, NC, the

lowest responsive, responsible bidder, in the total amount of \$9,253,687.82.

Bids were received on December 29, 2020, as follows:

Carolina Power & Signalization, Inc., Fayetteville, NC..	\$9,253,687.82
River City Construction, Inc., Washington, NC.....	\$11,333,458.75
Pike Electric, LLC, Mount Airy, NC.....	\$12,806,714.92
Lee Electrical Construction Inc., Aberdeen, NC.....	\$13,602,803.00

6.08 Bid Recommendation - Big Rockfish Creek Outfall - Contract 1 to Sanford Contractors, Lemon Springs, NC, the lowest responsive, responsible bidder, in the total amount of \$7,895,205.15

RESOLUTION OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA FOR TENTATIVE AWARD OF BID CONTRACT. RESOLUTION NO. R2021-011

The Commission also approved Resolution No. PWC2021.04, Resolution of the Fayetteville Public Works Commission for Tentative Award of Bid Contract and requests for City of Fayetteville to approve a similar resolution. This outfall extends under the future NCDOT I-295 Interstate Highway and includes demolition of the existing #100 Steeple Chase Lift Station and demolition of #114 Lake Upchurch Lift Station and connection to the main outfall.

Bids were received on January 6, 2021, as follows:

Sanford Contractors, Lemon Springs, NC	\$7,895,205.15
T. A. Loving Company, Goldsboro, NC	\$8,775,500.00

6.02 Adoption of Budget Ordinance Amendment 2021-8 and Approval of Waste Management Biweekly Recycling Contract Extension

Mr. Daniel Edwards, Assistant Director of Public Works, presented this item and stated Council is asked to adopt Budget Ordinance Amendment (BOA) 2021-8 to appropriate \$3,307,800.00 of loan proceeds to fund the purchase of 64,000 96-gallon recycling carts and related debt issuance costs. The purchase of the larger carts is necessary to begin the transition to biweekly recycling collection.

Council is also requested to authorize the City Manager to execute an amendment and extension of the current contract with Waste Management for curbside collection of recyclables. The amendment will transition the service to biweekly recycling collection, at a reduced rate of \$2.35 per location per month effective on or about July 1, 2021. The contract will be amended and extended to June 30, 2026.

Discussion ensued.

MOTION: Council Member Wright moved to approve.

SECOND: Council Member Ingram

VOTE: UNANIMOUS (10-0)

7.0 PUBLIC FORUM

Mr. David Johnson, 4005 Daytona Road, Fayetteville, NC, had questions pertaining to the Police Department and Police Policies.

Ms. Anne Schrader, 223 Stedman Street, Fayetteville, NC, expressed concerns regarding the environment.

Ms. Myahtaeyrra (Myah) Warren, 969 Bassman Lane, Apartment 306, Fayetteville, NC, expressed concerns regarding an email she sent to Council that has not been responded to.

Mrs. Dawn Adkins-Hurley, 1904 Manteo Street, Fayetteville, NC, stated she has a petition to save the Market House with over 2,000 signatures to present to the Mayor.

Ms. Kathy Gregg, 4607 Woodline Drive, Fayetteville, NC, stated the need for a Citizen Review Board to be established.

Mr. Jorge Estrada, 3464 State Street, Fayetteville, NC, expressed concerns regarding the mural around the Market House.

Mr. Shaun McMillian, 6024 Goldenrain Drive, Fayetteville, NC, stated the need for a Civilian Police Oversight Authority (CPOA) in the City of Fayetteville.

Mr. Dale Godwin, 3829 Legion Road, Hope Mills, NC, expressed concerns regarding the Market House.

8.0 OTHER ITEMS OF BUSINESS

8.01 MetroNet Construction Presentation

Dr. Telly Whitfield, Assistant City Manager stated MetroNet, a national fiber optic communications provider which has constructed networks in over 90 communities across 8 states, has selected the Fayetteville area to build out a fiber network infrastructure throughout the City and surrounding communities. This project represents a substantial private investment in our community exceeding \$70 million to help fulfill Council's "Build Smart City Capacity" Target for Action.

Ms. Kris Smith, Government Affairs Manager for MetroNet, briefed Council on the process, communications tools and coordination in place to assist the community during the deployment timeline. She stated construction is scheduled to begin in late February 2021 and expected to be completed within three years. The first customers are projected to be connected before the end of this year.

Discussion ensued.

This item was for information only, and no action was taken.

8.02 Report by RSM US LLP of the Audit and Financial Results for the Year Ended June 30, 2020

Mr. Jay Toland, Interim Assistant City Manager/Chief Financial Officer, stated the City Council's audit firm, RSM US LLP, has completed their audit for the fiscal year ended June 30, 2020. A copy of the audited financial report has been provided to each Council member. Mr. Robbie Bittner, CPA, MBA, a senior manager with RSM US LLP, will present the auditor's report and financial results. The report was presented to and approved by the Audit Committee on January 28, 2021.

Mr. Robbie Bittner presented the Audit and Financial Results for the Year Ended June 30, 2020. Mr. Bittner praised Mr. Jay Toland and his team for their excellent work, and stated this is one of the cleanest audits he has ever reviewed.

Discussion ensued.

MOTION: Council Member Dawkins moved to accept the report.

SECOND: Council Member Haire

VOTE: UNANIMOUS (10-0)

9.0 ADJOURNMENT

There being no further business, the meeting adjourned at 9:04 p.m.