



FAYETTEVILLE CITY COUNCIL
AGENDA
AUGUST 13, 2012
7:00 P.M.
City Hall Council Chamber

1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 APPROVAL OF AGENDA

5.0 PUBLIC FORUM

Each speaker shall have up to 2 minutes to address Council on issues related to the City of Fayetteville. No time will be yielded to any speaker by another speaker. The Public Forum shall last no longer than 15 minutes. The Mayor shall have the discretion to extend the Public Forum up to 30 minutes.

6.0 CONSENT

- 6.1 2012 Airport Improvement Grant #39 and Capital Project Ordinance #2013-14 for the Construction of Runway 4 Runway Safety Area Improvements and Taxiway "A" Extension, and design for Runway 4/22 paved shoulders.
- 6.2 Adopt a Resolution Setting a Public Hearing to Consider the Paving Assessments of Three City Streets
- 6.3 Consider Adoption of Resolution Authorizing Condemnation for the Acquisition of Right of Way (R/W) for the Ramsey Street Project
- 6.4 FAA Grant Agreement 3-37-0021-0040-2012, and Capital Project Ordinance Amendment 2013-14
- 6.5 Interlocal Agreement Between the County of Cumberland and the City of Fayetteville, acting by and through its Public Works Commission of the City of Fayetteville, NC

- 6.6 Request by Greg and Patsy Politowicz for a change of address for the historic property formerly addressed 309 Kirkland Drive, to 1825 Myrtle Hill Lane.
- 6.7 Award Contract for: Construct Runway 4 Runway Safety Area (RSA) Improvement and Taxiway "A" Extension and Design Runway 4/22 paved shoulders.

7.0 PUBLIC HEARINGS

For certain issues, the Fayetteville City Council may sit as a quasi-judicial body that has powers resembling those of a court of law or judge. The Council will hold hearings, investigate facts, weigh evidence and draw conclusions which serve as a basis for its decisions. All persons wishing to appear before the Council should be prepared to give sworn testimony on relevant facts.

- 7.1 P12-25F Request for a Special Use Permit for a Communications Tower on property located at 115 Duplinwood Rd. Containing 0.25 acres more or less and being the property of American Towers LLC.

Presenter(s): Craig Harmon, AICP, CZO - Planner II

- 7.2 Proposed Transit Route and Service Changes

Presenter(s): Randy Hume, Transit Director

8.0 OTHER ITEMS OF BUSINESS

- 8.1 a) Fayetteville Cumberland County Chamber of Commerce Economic Development Report - 4th Quarter Report
b) FY 2012 Strategic Plan's Policy and Management Action Agenda 4th Quarter Report

Presenter(s): Rebecca Rogers-Carter, Management Services Manager, Douglas S. Peters, President/CEO Cumberland-Fayetteville Chamber of Commerce

9.0 ADMINISTRATIVE REPORTS

- 9.1 Settlement for Fiscal Year July 1, 2011 through June 30, 2012

- 9.2 Levy for 2012 -2013 Fiscal Year

10.0 ADJOURNMENT

CLOSING REMARKS

POLICY REGARDING NON-PUBLIC HEARING AGENDA ITEMS

Anyone desiring to address the Council on an item that is not a public hearing must present a written request to the City Manager by 10:00 a.m. on the Wednesday preceding the Monday meeting date.

POLICY REGARDING PUBLIC HEARING AGENDA ITEMS

Individuals wishing to speak at a public hearing must register in advance with the City Clerk. The Clerk's Office is located in the Executive Offices, Second Floor, City Hall, 433 Hay Street, and is open during normal business hours. Citizens may also register to speak immediately before the public hearing by signing in with the City Clerk in the Council Chamber between 6:30 p.m. and 7:00 p.m.

POLICY REGARDING CITY COUNCIL MEETING PROCEDURES SPEAKING ON A PUBLIC AND NON-PUBLIC HEARING ITEM

Individuals who have not made a written request to speak on a non-public hearing item may submit written materials to the City Council on the subject matter by providing twenty (20) copies of the written materials to the Office of the City Manager before 5:00 p.m. on the day of the Council meeting at which the item is scheduled to be discussed.

COUNCIL MEETING WILL BE AIRED

**August 13, 2012 - 7:00 p.m.
COMMUNITY CHANNEL 7**

COUNCIL MEETING WILL BE RE-AIRED

**August 15, 2012 - 10:00 p.m.
COMMUNITY CHANNEL 7**

Notice Under the Americans with Disabilities Act (ADA): The City of Fayetteville will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Any person who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in any City program, service, or activity, should contact the office of Ron McElrath, ADA Coordinator, at rmcelrath@ci.fay.nc.us, 910-433-1696, or the Office of the City Clerk at cityclerk@ci.fay.nc.us, 910-433-1989, as soon as possible but no later than 72 hours before the scheduled event.

CITY COUNCIL ACTION MEMO

TO:

FROM:

DATE: August 13, 2012

RE: Each speaker shall have up to 2 minutes to address Council on issues related to the City of Fayetteville. No time will be yielded to any speaker by another speaker. The Public Forum shall last no longer than 15 minutes. The Mayor shall have the discretion to extend the Public Forum up to 30 minutes.

THE QUESTION:

RELATIONSHIP TO STRATEGIC PLAN:

BACKGROUND:

ISSUES:

BUDGET IMPACT:

OPTIONS:

RECOMMENDED ACTION:

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Bradley Whited, Airport Director
DATE: August 13, 2012
RE: **2012 Airport Improvement Grant #39 and Capital Project Ordinance #2013-14 for the Construction of Runway 4 Runway Safety Area Improvements and Taxiway "A" Extension, and design for Runway 4/22 paved shoulders.**

THE QUESTION:

How do we keep the Airport a primary gateway and safe facility for our community?

RELATIONSHIP TO STRATEGIC PLAN:

Greater Tax Base Diversity - Strong Local Economy.

BACKGROUND:

The Airport has applied for FAA funding to construct Runway 4 Runway Safety Area (RSA) improvements and the Taxiway "A" extension, as well as, design Runway 4/22 paved shoulders. These projects are included in the Airport's five-year capital improvement plan recommended by the Airport Commission and approved by City Council.

ISSUES:

We are asking City Council to approve the 2012 FAA grant and capital project ordinance, subject to receiving the FAA grant Award.

BUDGET IMPACT:

The FAA 90% share is \$4,009,670 and the Airport local match is \$445,519, which is available in the Airport Operating Fund. The local match funds were originally budgeted for the Terminal Renovations Phase IV project; however, the funds will be redirected to this project to provide the required local match.

OPTIONS:

Approve 2012 FAA AIP funding and Capital Project Ordinance 2013-14, subject to FAA providing the grant document to Fayetteville Regional Airport.

RECOMMENDED ACTION:

The Airport Commission and Airport Management recommend that City Council authorize the Mayor to sign the 2012 Airport Improvement funding #39 and approve Capital Project Ordinance #2013-14 for the Fayetteville Regional Airport, subject to receipt of the FAA grant award.

ATTACHMENTS:

CPO 2013-14

**CAPITAL PROJECT ORDINANCE
ORD 2013-14**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project includes construction of improvements to the Runway Safety Area (RSA) for Runway 4, and Taxiway "A" extension, as well as, design for Runway 4/22 paved shoulders, as authorized in the Federal Aviation Administration Project No. 39.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Federal Grant - Federal Aviation Administration	\$ 4,009,670
Local Match - Airport Operating Fund Transfer	445,519
	<u>\$ 4,455,189</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 4,455,189</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Adopted this 13th day of August, 2012.

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Kecia Parker, Real Estate Manager
DATE: August 13, 2012
RE: **Adopt a Resolution Setting a Public Hearing to Consider the Paving Assessments of Three City Streets**

THE QUESTION:

Adopt resolutions setting a public hearing for September 10, 2012 to consider the assessment of the following streets: Grace Avenue (from Old Wilmington Road 351 feet to a dead end), Salisbury Street (from Wilma Street 280 feet to a dead end) and Wilma Street (from Roosevelt Street 1128 feet to a dead end)

RELATIONSHIP TO STRATEGIC PLAN:

Paving of Soil Streets

BACKGROUND:

- On July 27, 2009 Council ordered the paving of Salisbury Street (from Wilma Street 280 feet to a dead end) with an assessment rate of \$25.00 per foot of property frontage for paving.
- On July 25, 2011 Council ordered the paving of Grace Avenue (from Old Wilmington Road 351 feet to a dead end) with an assessment rate of \$25.00 per foot of property frontage for paving.
- On August 8, 2011 Council ordered the paving of Wilma Street (from Roosevelt Street 1128 feet to a dead end) with an assessment rate of \$25.00 per foot of property frontage for paving.

ISSUES:

- Chapter 160A, Article 10 of the North Carolina General Statutes outlines the procedure for special assessments for street paving.
- A public hearing is required to allow citizens to speak before completing the assessment process.
- The Community Development Department offers grants up to \$1,000 to low-moderate income eligible homeowners to assist with street paving assessments.

BUDGET IMPACT:

There is no significant impact to the budget for setting the public hearing.

OPTIONS:

- Adopt the resolutions setting a public hearing.
- Do not set the public hearing.

RECOMMENDED ACTION:

Adopt the attached resolutions setting a public hearing for September 10, 2012 to consider paving assessments for the above mentioned streets.

ATTACHMENTS:

Grace Resolution
Salisbury Resolution
Wilma Resolution

RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL FOR GRACE AVENUE (FROM OLD WILMINGTON ROAD 351 FEET TO A DEAD END)

WHEREAS, the paving was ordered by Resolution of the City Council duly passed on the 25th day of June 2011, and has been completed in accordance therewith; and

WHEREAS, the cost of said improvements has been determined;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Fayetteville, North Carolina:

1. That the cost of the above-described improvement has been computed and determined.
2. That the City Engineer is hereby directed to prepare a preliminary assessment roll, in accordance with Chapter 160A, Section 227, of the General Statutes of North Carolina, showing the individual assessments upon properties benefited by said improvement.
3. That the City Clerk is hereby directed to make available during regular office hours, in her office, the said preliminary assessment roll for the purpose of inspection by the public from this day through the 10th day of September, 2012.
4. That this City Council will hold a public hearing in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina, beginning at 7:00 p.m., on the 10th day of September, 2012, at the City Hall Council Chamber, 433 Hay Street, Fayetteville, North Carolina, for the purpose of hearing all interested persons who appear.
5. That the City Engineer is hereby directed to issue public notice of the above-described public hearing, to be published on the 22nd day of August 2012, and to secure publisher's affidavit certifying the advertisement of said hearing.
6. That the City Engineer is hereby directed no later than ten (10) days before the public hearing to mail copies of the notice of hearing on the preliminary assessment roll to the owners of property listed thereon.

This the 13th day of August 2012.

ANTHONY G. CHAVONNE, Mayor

ATTEST:

PAMELA MEGILL, City Clerk

RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL FOR SALISBURY STREET (FROM WILMA STREET 280 FEET TO A DEAD END)

WHEREAS, the paving was ordered by Resolution of the City Council duly passed on the 27th day of July 2009, and has been completed in accordance therewith; and

WHEREAS, the cost of said improvements has been determined;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Fayetteville, North Carolina:

1. That the cost of the above-described improvement has been computed and determined.
2. That the City Engineer is hereby directed to prepare a preliminary assessment roll, in accordance with Chapter 160A, Section 227, of the General Statutes of North Carolina, showing the individual assessments upon properties benefited by said improvement.
3. That the City Clerk is hereby directed to make available during regular office hours, in her office, the said preliminary assessment roll for the purpose of inspection by the public from this day through the 10th day of September, 2012.
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6. That the City Engineer is hereby directed no later than ten (10) days before the public hearing to mail copies of the notice of hearing on the preliminary assessment roll to the owners of property listed thereon.

This the 13th day of August 2012.

ANTHONY G. CHAVONNE, Mayor

ATTEST:

PAMELA MEGILL, City Clerk

RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL FOR WILMA STREET (FROM ROOSEVELT STREET 1128 FEET TO A CUL-DE-SAC)

WHEREAS, the paving was ordered by Resolution of the City Council duly passed on the 8th day of August 2011, and has been completed in accordance therewith; and

WHEREAS, the cost of said improvements has been determined;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Fayetteville, North Carolina:

1. That the cost of the above-described improvement has been computed and determined.
2. That the City Engineer is hereby directed to prepare a preliminary assessment roll, in accordance with Chapter 160A, Section 227, of the General Statutes of North Carolina, showing the individual assessments upon properties benefited by said improvement.
3. That the City Clerk is hereby directed to make available during regular office hours, in her office, the said preliminary assessment roll for the purpose of inspection by the public from this day through the 10th day of September, 2012.
4. That this City Council will hold a public hearing in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina, beginning at 7:00 p.m., on the 10th day of September, 2012, at the City Hall Council Chamber, 433 Hay Street, Fayetteville, North Carolina, for the purpose of hearing all interested persons who appear.
5. That the City Engineer is hereby directed to issue public notice of the above-described public hearing, to be published on the 22nd day of August 2012 and to secure publisher's affidavit certifying the advertisement of said hearing.
6. That the City Engineer is hereby directed no later than ten (10) days before the public hearing to mail copies of the notice of hearing on the preliminary assessment roll to the owners of property listed thereon.

This the 13th day of August 2012.

ANTHONY G. CHAVONNE, Mayor

ATTEST:

PAMELA MEGILL, City Clerk

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Kecia Parker, Real Estate Manager
DATE: August 13, 2012
RE: **Consider Adoption of Resolution Authorizing Condemnation for the Acquisition of Right of Way (R/W) for the Ramsey Street Project**

THE QUESTION:

Whether Council is willing to authorize acquisition of the necessary R/W required for the construction of the safety improvements for Ramsey Street through condemnation pursuant to North Carolina General Statute.

RELATIONSHIP TO STRATEGIC PLAN:

Growing City, Livable Neighborhoods-A Great Place to Live

BACKGROUND:

- The NCDOT made a presentation to Council on May 7, 2007 concerning the need for access management on Ramsey Street through the construction of concrete islands, raised medians, directional crossovers and channelization.
- Council adopted Resolution No. R2007-22 on May 14, 2007 endorsing the design and construction of safety improvements for Ramsey Street.
- On July 27, 2009, Council approved a Municipal Agreement with NCDOT which made the City responsible for R/W acquisitions and utility adjustments necessary to construct the project.
- Council has allotted \$350,000.00 to date to R/W acquisition and utility adjustments.
- City Council approved a resolution on July 26, 2010 to condemn nine properties. However at that time staff had received a Right of Entry signed by the owner of the subject property and staff believed the property could be acquired without condemnation action.
- The project is near completion and the Right of Entry Agreement will soon expire.
- Staff has attempted on numerous occasions to acquire the needed R/W for subject parcel.
- City Staff has been unsuccessful in acquiring the R/W needed from parcel #0439-65-2818 and is seeking approval to move forward with condemnation.

ISSUES:

- City Staff initially thought that this R/W could be acquired by simply working with the property owner, however the property owner has not been cooperative to date.
- The Municipal Agreement makes the City responsible for acquiring the R/W for the project.
- The contractor is near completion on the project.

BUDGET IMPACT:

There is no impact to budget for this action.

OPTIONS:

- Adopt the resolution authorizing the acquisition of the necessary R/W for the project through condemnation in order to complete project.
- Do not adopt the resolution and direct staff as how to proceed.

RECOMMENDED ACTION:

Adopt the resolution authorizing acquisition of the necessary R/W for the project through condemnation.

ATTACHMENTS:

Resolution

Correspondence Log

Map

Aerial Map

***A RESOLUTION AUTHORIZING CONDEMNATION
TO ACQUIRE CERTAIN PROPERTY***

WHEREAS, the governing body of the City of Fayetteville hereby determines that it is necessary and in the public interest to acquire certain property for the following public purpose:

***RIGHT OF WAY FOR ROAD IMPROVEMENTS, COMMONLY KNOWN AS THE
RAMSEY STREET PROJECT***

WHEREAS, the proper officials or representatives of the City of Fayetteville have been unable to acquire the needed interest in this property by negotiated conveyance.

***NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY
OF FAYETTEVILLE, THAT:***

1. The City of Fayetteville shall acquire by condemnation, for the purpose stated above, the property and interest as shown on the attached map sheets;

PARCEL

2 Ellen Bill

2. The City Attorney is directed to institute the necessary proceedings under North Carolina General Statute § 40A-42 to acquire the property herein described.

ADOPTED this the 10th day of July, 2012, by the City Council of the City of Fayetteville, North Carolina.

CITY OF FAYETTEVILLE

BY: _____
ANTHONY G. CHAVONNE, Mayor

ATTEST:

Pamela Megill, City Clerk

MEMORANDUM

TO: Kecia Parker, Real Estate Manager

FROM: Brandy Bishop, Senior Paralegal

DATE: June 21, 2012

SUBJECT: Ellen O. Bill
3750 Ramsey Street
PIN#: 0439-65-2818-
Correspondence Log

03-16-10: Initial letter of interest mailed out to all property owners.

03-16-10: Telephone call to Ms. Ellen Bill, she said to please call her son-in-law to discuss this matter

03-22-10: Met with the Bill's and dropped of documents for closing

06-15-10: Telephone call to Mr. Scott he will find out from Ms. Ellen and get back to us by 06-16-10

06-21-10: Telephone call to Mr. Scott for a status, left message

06-24-10: Telephone call to Mr. Scott left message

07-07-10: Telephone call to Mr. Scott, the company is closed will reopen on 7/12/10

07-15-10: Received executed right of entry

10-27-11: Letter mailed to Mr. Scott with closing statement, W-9 Tax forms, Right-of-Way Deed and return envelope

12-01-11: Telephone call to Mr. Scott, left message. He returned my call and said he would check with Ms. Ellen Bill and call me back with an update.

12-08-11: Telephone call to Mr. Scott, left message

12-19-11: Telephone call to Mr. Scott, he asked me to call back tomorrow

12-21-11: Telephone call to Mr. Scott, left message

12-27-11: Telephone call to Mr. Scott, he said he would talk to her over the weekend and give me an update next week

12-28-11: Received a call from Sharon B. Scott regarding her mother, Ellen Bill. She said that she would prefer us contact her from this point further as it pertains to her mother's property. She gave me her work phone # and extension so that I could call her directly. Ms. Scott was very helpful and let me know the names of the spouses of her siblings and told me she would help me obtain the signatures for her side of the family.

12-30-11: Letter mailed to Sharon Scott with revised closing statement, W-9 Tax forms, Right-of-Way Deed and return envelope

01-11-12: Telephone call to Sharon Scott left message

01-25-12: Telephone call to Sharon Scott, said she is in the process of getting documents signed. She already has some signatures, hopefully she will get the others within a week.

01-31-12: Telephone call to Sharon Scott, left message

03-06-12: Telephone call to Sharon Scott, left message
03-29-12: Telephone call to Sharon Scott, she is on vacation
04-12-12: Telephone call to Sharon Scott, said she has 2 signatures left to acquire
04-23-12: Telephone call to Sharon Scott, left message
05-01-12: Telephone call to Sharon Scott, she is gone for the day
05-14-12: Telephone call to Sharon Scott, left message
06-11-12: Telephone call to Sharon Scott, told her that we are under strict time restraints and will need to take this matter to Council to pursue condemnation if we do not acquire the right-of-way soon
06-20-12: Telephone call to Sharon Scott, left message
06-21-12: Telephone call to Sharon Scott, told her we would be pursuing condemnation and that we would be taking this to City Council on July 9, 2012. She said that she had customers and could not discuss this matter. I asked her to call me and she said she may call me back.

6+31.89
76

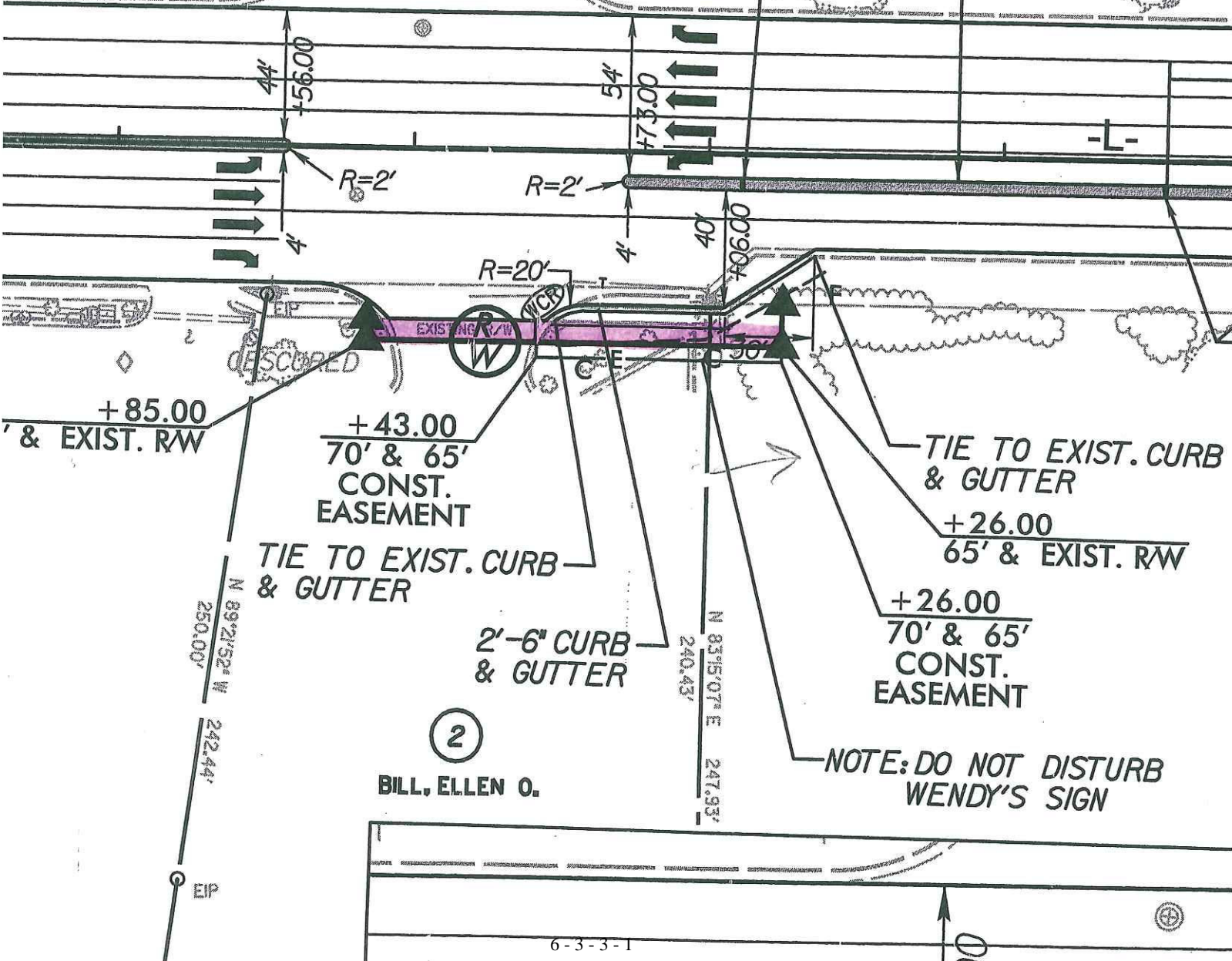
SHOPPING CENTER
NORTH

MONOLITHIC ISLAND
(KEYED-IN)

12" SLOT DRAIN

OBSCURED

OBSCURED



2
BILL, ELLEN O.

NOTE: DO NOT DISTURB
WENDY'S SIGN

Ellen Bill
820.9 SF - Right-of-Way
292.5 SF - Easement

2

0439-65-2818-

RAMSEY ST

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Bradley Whited, Airport Director
DATE: August 13, 2012
RE: **FAA Grant Agreement 3-37-0021-0040-2012, and Capital Project Ordinance Amendment 2013-14**

THE QUESTION:

How do we improve the Fayetteville Regional Airport?

RELATIONSHIP TO STRATEGIC PLAN:

Strong local economy.

BACKGROUND:

On June 25, 2012 Council approved Capital Project Ordinance 2012-10 to compensate FAA personnel for services associated with plan review and installation inspection of FAA equipment modifications for Runway 04 Safety Area. The FAA has now finalized grant 3-37-0021-040-2012 to fund 90% of the anticipated costs (\$64,600) for the project.

ISSUES:

None

BUDGET IMPACT:

The local Airport funding required is reduced from \$71,779 to \$7,179.

OPTIONS:

Accept FAA Grant 3-37-0021-040-2012, and approve Capital Ordinance Amendment 2013-14.

RECOMMENDED ACTION:

Accept FAA Grant 3-37-0021-040-2012, and approve Capital Ordinance Amendment 2013-14.

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of Council
FROM: Steven K. Blanchard, PWC CEO/General Manager
DATE: August 13, 2012
RE: **Interlocal Agreement Between the County of Cumberland and the City of Fayetteville, acting by and through its Public Works Commission of the City of Fayetteville, NC**

THE QUESTION:

The Public Works Commission of the City of Fayetteville requests City Council to approve the Interlocal Agreement between the County of Cumberland and the Public Works Commission of the City of Fayetteville for the Vander Sanitary Sewer Extension.

RELATIONSHIP TO STRATEGIC PLAN:

Quality utility services

BACKGROUND:

The Public Works Commission, during their regular meeting of July 25, 2012, approved the Interlocal Agreement between the County of Cumberland and the Public Works Commission of the City of Fayetteville, NC for the Vander Sanitary Sewer Extension project and to forward to City Council for approval. The estimated project cost is \$1,000,000 which includes construction of approximately 5,600 linear feet of sanitary sewer main. Cumberland County has received a Golden Leaf Grant in the amount of \$469,218 that will partially cover the cost to extend sanitary sewer to the Vander area to help support economic development. PWC shall contribute up to \$530,782 toward the cost of the project. The Fayetteville Public Works Commission and Cumberland County have worked together to develop a plan to facilitate this extension project which will provide sewer service to properties within the Vander area to include the Morty Pride site.

ISSUES:

No outstanding issues.

BUDGET IMPACT:

No impact on the overall PWC Capital Budget.

OPTIONS:

N/A

RECOMMENDED ACTION:

Request City Council to approve and execute the Interlocal Agreement with the County of Cumberland.

ATTACHMENTS:

Transmittal Letter
Interlocal Agreement



WILSON A. LACY, COMMISSIONER
TERRI UNION, COMMISSIONER
LUIS J. OLIVERA, COMMISSIONER
MICHAEL G. LALLIER, COMMISSIONER
STEVEN K. BLANCHARD, CEO/GENERAL MANAGER

PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE

ELECTRIC & WATER UTILITIES

955 OLD WILMINGTON RD
P.O. BOX 1089
FAYETTEVILLE, NORTH CAROLINA 28302 1089
TELEPHONE (910) 483-1401
WWW.FAYPWC.COM

July 19, 2012

MEMO TO: Steven K. Blanchard, CEO/General Manager

FROM: David Trego, Interim Sr. Customer Programs Officer

SUBJECT: Interlocal Agreement for the Vander Sanitary Sewer Extension

Cumberland County has received a Golden Leaf Grant that will partially cover the cost to extend sanitary sewer to the Vander area to help support economic development. The Fayetteville Public Works Commission and Cumberland County have worked together to develop a plan to facilitate this extension. In order to move forward with this extension an Interlocal Agreement must be executed. Cumberland County has reviewed and signed the agreement, therefore I request that we place the Interlocal Agreement for the Vander Sanitary Sewer Extension on the July 25, 2012 Commission Agenda for Commission approval and execution and forward to City Council for approval.

**STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND**

**INTERLOCAL AGREEMENT
VANDER SANITARY SEWER EXTENSION**

THIS AGREEMENT made this ____ day of _____, 2012 by and between the County of Cumberland (hereinafter referred to as "COUNTY"), and the City of Fayetteville, a North Carolina municipal corporation, acting by and through its Public Works Commission of the City of Fayetteville, North Carolina (hereinafter referred to as "COMMISSION").

W I T N E S S E T H

THAT WHEREAS, plans are currently being developed for sanitary sewer to serve properties within the Vander area to include the Morty Pride site referenced in Cumberland County tax records by pin no. 0466-16-6998 (hereinafter referred to as the "Project"); and

WHEREAS, the Project has an estimated cost of \$1,000,000 ("Project Cost") that includes the construction of approximately 5,600 linear feet of sanitary sewer main as shown on PWC Drawing _____; and

WHEREAS, COUNTY and COMMISSION, recognizing the advantages to each for participating in the Project, agree to contribute in the cost of such Project as set forth herein. COUNTY has been awarded a grant in the amount of \$469,218 that will be contributed to the Project and COMMISSION shall contribute up to a total of \$530,782.

NOW, THEREFORE, in consideration of the mutual benefits each of the parties shall derive from construction and extension of the Project, they mutually agree as follows:

1. Except as otherwise provided herein, upon execution of this Agreement, each of the parties agree to participate in the cost of the Project in the respective amounts set forth above. Payment by COMMISSION to COUNTY shall be based on monthly certified applications for payment after the COUNTY's grant money has been expended.
2. COUNTY will be the Primary agency providing contract administration for engineering services as well as construction, inspection, and other aspects of the Project. COUNTY is also designated as the Official Grant Recipient and is responsible for all grant requirements.
3. COUNTY has contracted or shall contract with a qualified professional engineer for services the engineer may deem necessary for design and construction of the Project to include preparation and submission of erosion control plans as required by the State of North Carolina. All Contractors will operate as Independent Contractors.

4. COUNTY agrees to require all Contractors to maintain adequate Insurance Coverage for their respective services provided. COMMISSION and the City of Fayetteville (the "CITY") will be named as an additional insured on the Contractors General Liability Policy, which shall include Completed Operations coverage.
5. COUNTY agrees to require all Contractors to indemnify and hold harmless the CITY, COMMISSION, and its officers, agents and employees from any claim, action, suit, liability, loss, cost, fine, or any other damage arising out of the negligent acts of Contractor. COUNTY further agrees to indemnify and hold harmless the CITY, COMMISSION, and its officers, agents and employees from any claim, action, suit, liability, loss, cost, fine, or any other damage arising out of the negligent acts of COUNTY.
6. COUNTY and its contractor shall be responsible for complying with all statutes, rules, regulations, and/or ordinances, which may be imposed by other governmental agencies (local, state, and federal) having jurisdiction over the Project.
7. COUNTY shall provide the Construction Cost and timeline to COMMISSION as certified by COUNTY's engineer of record. Should the total Project Cost exceed \$1,000,000, the parties shall meet in an effort to reach consensus to fund the additional amount. If consensus is not reached within 30 days after notice from any party, any one or more parties to the Agreement may pay the additional cost in total in order to maintain a viable Project. If an agreement cannot be reached concerning payment of an amount in excess of the \$1,000,000 estimate and no party will accept the additional financial obligation, the Project may be cancelled with each party being responsible for its pro rata share of engineering fees and related costs to that date. Should the total Project Cost be less than \$1,000,000, the amount paid by COMMISSION shall be reduced by the amount of the savings. No reduction shall be due COUNTY as the entire grant amount will be applied to the Project Cost.
8. COMMISSION shall acquire all deeds or easements of conveyance for rights-of-way and encroachments necessary for said extension. If such easements are required from those participating in this Agreement, they shall be conveyed at no expense to COMMISSION. The right-of-way costs for this Project shall be a credit against COMMISSION's contribution to the Project Cost.
9. When completed, PWC will grant COUNTY a dollar-for-dollar facility investment fee (FIF) credit for that portion of their cost necessary to serve the Project. The guidelines for FIF credit are set forth in the COMMISSION Facility Investment Fee Policy and is incorporated herein by reference.
10. Upon satisfactory completion of construction of said Project and written acceptance of such construction by COMMISSION, said utility mains with

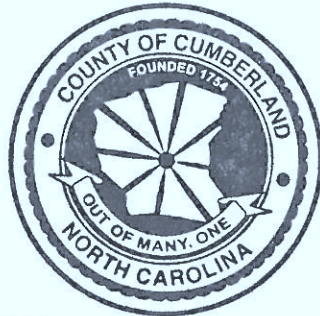
such pipes, drains, connections, manholes, and other attachments, equipment, and accessories necessary or desirable in connection therewith shall be the property solely of COMMISSION and COMMISSION will operate and maintain them.

11. In concurrence with the transfer of property from COUNTY to COMMISSION, all standing warranty provisions will be assigned to COMMISSION accordingly.
12. Connections of structures shall not be made until COMMISSION determines all work has been satisfactorily completed and accepts it in writing.
13. Utility services supplied to structures now or hereinafter located along the Project shall be in accordance with COMMISSION rules, regulations, and rate schedules applicable for such structures and in effect at the time of application for service and provided all customary COMMISSION fees and charges for installation and activation of such service have been paid by the applicant[s] for said services. All original operating fees, charges, rates, etc. shall be solely at COMMISSION's discretion in accordance with its established policies which shall be subject to change by COMMISSION.
14. Nothing in this Agreement shall be construed to create a partnership or joint venture between COUNTY and COMMISSION. The parties intend that each party shall perform its duties and obligations hereunder as an independent contractor.
15. Binding Effect: This contract shall be binding upon and inure to the benefit of the parties hereto, and their respective heirs, successors, and assigns.
16. Entire Agreement: This contract contains the entire agreement of the parties and there are no representations, inducements, or other provisions other than those expressed herein in writing.
17. Governing Law: This contract shall be governed by the internal laws of the State of North Carolina without regard to the conflict of laws provisions thereof.
18. Notices: Any notice required or permitted hereunder shall be sufficient if hand-delivered or sent certified mail—return receipt requested to:

COUNTY:
County of Cumberland
P.O. Box 1829
Fayetteville, NC 28302
Attention: James Martin
County Manager

COMMISSION:
Public Works Commission
P.O. Box 1089
Fayetteville, NC 28302
Attention: Steven K. Blanchard
CEO/General Manager

IN WITNESS WHEREOF, COUNTY and COMMISSION have executed this Agreement as of the date first above written.



ATTEST:

Kellie Beam

Deputy Clerk to the Board, Kellie Beam

Approved for legal sufficiency:

A. Monefulis

County Attorney

COUNTY OF CUMBERLAND

By: [Signature]

This instrument has been preaudited in the manner Required by the Local Government Budget and Fiscal Control Act.

[Signature]

Assistant County Manager for Finance *Office*

PUBLIC WORKS COMMISSION
OF THE CITY OF FAYETTEVILLE

By: _____
Michael G. Lallier, Chairman

ATTEST:

Terri Union, Secretary

Approved as to form this _____ day of _____, 2012.

This instrument has been preaudited in the manner Required by the Local Government Budget and Fiscal Control Act.

Richard M. Lewis, Jr.
Public Works Commission Attorney

J. Dwight Miller
PWC Chief Financial Officer

CITY OF FAYETTEVILLE

By: _____
Anthony G. Chavonne, Mayor

ATTEST:

Pamela J. Megill, CMC, City Clerk

Approved for legal sufficiency:

This instrument has been preaudited in the manner
Required by the Local Government Budget and
Fiscal Control Act.

Karen M. McDonald
City of Fayetteville Attorney

Lisa Smith
City of Fayetteville Chief Financial Officer

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Karen S. Hilton, AICP Manager, Planning and Zoning Division
DATE: August 13, 2012
RE: **Request by Greg and Patsy Politowicz for a change of address for the historic property formerly addressed 309 Kirkland Drive, to 1825 Myrtle Hill Lane.**

THE QUESTION:

Should the requested address change be recommended as consistent with public safety as well as historical context and as causing no or minimal inconvenience to other surrounding properties?

RELATIONSHIP TO STRATEGIC PLAN:

Vision: Partnership with Citizens

Goals: Pride in Fayetteville; Great Place to Live

BACKGROUND:

The current owners of the historic property known as Myrtle Hill have undertaken a two step process to culminate with this National Register home having an address of 1825 Myrtle Hill Lane. In the first step, Sherrerd Avenue, a street with no developed properties, was renamed Myrtle Hill Lane. The City Council approved that step in March, 2012; the street renaming was formally completed by the County Commission. This is the second step, in which the historic house and property would be readdressed from 309 Kirkland Drive to 1825 Myrtle Hill Lane. The new address assignment would be finalized by County action (see attached street renaming procedures); Cumberland County staff are seeking City recommendation prior any final action by the County.

ISSUES:

Staff is not aware of any issues. All owners of property on Sherrerd Avenue were notified of and in agreement with the renaming of Sherrerd Avenue to Myrtle Hill Lane. The City's Historic Properties Manager Bruce Daws supported that request and supports the proposed street number as well since 1825 is the year of construction of the historic home. There are no other properties with any street number on Myrtle Hill Lane. The county staff has checked with emergency services, who have no objections.

BUDGET IMPACT:

None except indirectly positive as this action helps the property contribute to a more attractive city with pride in its historic features and residential areas.

OPTIONS:

1. Approve the requested change of address.
2. Deny the request.

[City Council action will be forwarded to the County for any appropriate subsequent action.]

RECOMMENDED ACTION:

Option 1: that City Council moves to APPROVE the requested change in street address and that this recommendation be forwarded immediately to Cumberland County planning staff for final action.

ATTACHMENTS:

Sherrerd/Myrtle Hill aerial

Myrtle Hill historic information
Application request letter
Street Renaming procedure



Scale 1 in. = Not to Scale
Printed January 4, 2012

Cumberland County Planning Department
1300 Gillespie Street Post Office Box 1829 Fayetteville, North Carolina 28402-1829 (910) 476-7600 Fax: (910) 476-7651

Street Naming Case Number - SN0455
Change of Sherrerd Ave to Myrtle Hill Ln



Maps can also be viewed online at www.ccmaps.org

7 DESCRIPTION

CONDITION		CHECK ONE	CHECK ONE
<input type="checkbox"/> EXCELLENT	<input type="checkbox"/> DETERIORATED	<input type="checkbox"/> UNALTERED	<input checked="" type="checkbox"/> ORIGINAL SITE
<input checked="" type="checkbox"/> GOOD	<input type="checkbox"/> RUINS	<input checked="" type="checkbox"/> ALTERED	<input type="checkbox"/> MOVED DATE _____
<input type="checkbox"/> FAIR	<input type="checkbox"/> UNEXPOSED		

DESCRIBE THE PRESENT AND ORIGINAL (IF KNOWN) PHYSICAL APPEARANCE

The Robert Strange Country House c. 1825 is a one-and-one-half-story Federal dwelling which follows a four-room plan with central stair hall. It is one of a small group of extant Federal houses in Fayetteville and is distinguished from others, such as the Baker-Haigh-Nimocks House c. 1804 (NR) and the Mallett House c. 1830 (#1), by a cut sandstone block foundation and interior chimneys. The house was prominently connected with the life and career of one of Fayetteville's early leading citizens, lawyer, author, judge, and statesman Robert Strange, whose sphere of influence was statewide. The Robert Strange Country House is a local landmark associated strongly with the architectural and historical development of early Fayetteville.

The one-and-one-half-story gable-roof frame house was originally associated with an undeveloped 500 acre tract of land bordering the banks of the Cape Fear River and linked to town by a road paralleling the Raleigh Road. The house rests on an unusual and handsome sandstone foundation which encloses a raised, fenestrated basement. Its five-bay facade is punctuated by a central entrance flanked by 9/9 sash windows. Three gable dormers pierce the roof front and two interior chimneys the back slope. Additions to the main block include one-story hip-roof screened porches at each end and a one-and-one-half-story rear kitchen ell.

The front entrance is shielded by a gable portico supported by two Tuscan columns and having railings with both plain and turned balusters. Although the portico appears to be a replacement, it probably closely follows the lines of the original. The portico shields the single front door which is surrounded by 6/6 sash sidelights and a four-light transom. Characteristic of the Greek Revival, the front door treatment indicates the transitional nature of local architecture from Federal to Greek Revival between c. 1825 and c. 1835.

Interior rooms are arranged in double-pile fashion on either side of a central hall. Rooms are served by back-to-back fireplaces, with main room mantels of notable Federal design. Consistent features throughout include wide pine board flooring, chair rail and simple baseboards, plaster walls, and six flat-panel doors. An unusual round arch doorway permits passage between the west side parlors. Staircases leading from the central hall allow access to other floors; at the front of the hall is a straight stair leading to the basement, and at its rear is an enclosed staircase with curved winders which leads to the upper half story. Upstairs bedrooms are also arranged on either side of a central hall.

Related outbuildings include a spring house and a summer kitchen which postdates the original. The Strange family graveyard is located nearby.

From: patsy politowicz
To: Karen Hilton
Cc: Bruce Daws; Diane Shelton
Subject: Request for house number change at Myrtle Hill Lane

Dear Ms. Hilton,

Forward is the request for the house number for Myrtle Hill Lane to be 1825. If there is any other documentation or assistance that you need, please feel free to contact me. I appreciate your candor and assistance with our request.

As per our discussion this morning, my husband Greg and I request "1825" be the number associated with the National Historic home called Myrtle Hill that was built in 1825.

Recently the City authorized the change of an innocuous road (Sherred Blvd. upon which no home was ever built) to "Myrtle Hill Lane." The second step is to add "1825" as the number to this street address thus closing the loop of having a correlation of the name of this historic home to the year it was built: 1825, so the complete address will be "1825 Myrtle Hill Lane."

The home sits at the end of a block, literally. When you drive east on Kirkland Drive from Ramsey Street the road literally ends at our property. When you are stopped, if you then look left and right the whole road (now) called Myrtle Hill Lane is significantly all one property (only one tiny lot [no building] at the far south end is not part of Myrtle Hill). If any emergency vehicle were to answer to a call on Myrtle Hill Lane they could only go to one home, our home, since the big house is the only house on the block and will be the only home to ever have an address on Myrtle Hill Lane since no other lots border Myrtle Hill Lane. In other words there will only ever be only one address on Myrtle Hill Lane, and we request that it be "1825" in order to keep with the historical nature of the home.

Of note is the 3'x3' sign that will say, "1825 Myrtle Hill Lane" and in smaller words, "circa 1825" on a sign post at the edge of the road and between the two driveways that circle Myrtle Hill. The intent of putting up this sign is in keeping with the old address sign that was equal in size. When you drive east on Kirkland Drive you can run right into the sign at the edge of our property.

We invite all personnel who are voting on this matter to visit Myrtle Hill. Please coordinate with Patricia Politowicz, home 910.488.0731.

This request to name this wonderful Fayetteville city, state, and national landmark with an address most suited to highlight its rich history is requested in the interest of Fayetteville and its citizens as they can realize an address that marks the home with significance in the All American City of Fayetteville. Any other number associated to the home will just bring boredom and ill recognition and would, we believe, be counterproductive to helping Fayetteville keep with its deep historical richness. It may be 'off' the traditional numbering patterns but then again the home was built well before any patterns of numbers were associated to homes and we believe it is time to bring full recognition to the home since it is the only home on the block (now) called Myrtle Hill Lane.

Thank you,
Respectfully,
Greg and Patricia Politowicz

6/8/2012
R/ COL Gregory Politowicz

COUNTY STREET RENAMING

(c) All public roadways and private roads in unincorporated Cumberland County shall be identified by a sign showing the official name. State road numbers shall appear on roadways maintained by NCDOT. These road signs shall be placed at all intersections and shall identify intersecting streets. County personnel or those persons authorized by the Cumberland County Board of Commissioners are authorized to remove any existing street name sign that does not conform to the adopted County sign specifications, including name and style.

SECTION 302

Street Naming Procedures

(a) The Board of County Commissioners shall by ordinance name or rename all public or private road within the county and not within an incorporated municipality, and shall assign or reassign site specific addresses for use on such roads. In naming or renaming a public road, the Board of Commissioners may not:

- (1) Change the name, if any, given to the road by the North Carolina Board of Transportation without their concurrence.
- (2) Change the state road identification number assigned to the road by the Board of Transportation.
- (3) Give the road a name that is deceptively similar to the name of any other public road in the vicinity.

The Board of County Commissioners shall not name or rename a road or assign or reassign site specific addresses on a road until it has held a public hearing on the matter except as provided in Article IV. At least 10 days before the day of the hearing, the Board of Commissioners shall cause notice of the time, place, and subject matter of the hearing to be prominently posted at the County Courthouse, and in at least two public places in the township or townships where the road is located, and shall publish a notice of such hearing in at least one newspaper of general circulation in the county.

After naming or renaming a public road, or assigning or reassigning street numbers on a public road, the Board of County Commissioners shall cause notice of this action to be given to the local U.S. Postmaster (AIS Section) with jurisdiction over the road, to the Board of Transportation, to any city within five miles of the road, and to the following agencies: Cumberland County Sheriff's Department, Volunteer Fire Departments, City of Fayetteville Communications, Cumberland County Emergency Operations Center, Cumberland County Assessors Office for annotation on county maps, Board of Education, Cumberland County Fire Marshal and the City of Fayetteville Engineering Department.

(b) The Cumberland County Joint Planning Department is authorized to determine the need for road names and name changes and to recommend such additions or changes to the County Commissioners for both private and public roads outside the corporate limits of any municipality within the County. If property owners abutting a road(s), identified by the staff for naming or renaming, waive their right to suggest a name after notification by the staff of the need for a name, the staff is authorized to choose an official name from the pre-approved list contained within the Street Naming Coordinators file.

(c) A street name may be assigned to any public or private road which provides access to two (2) or more residences, businesses, industries or combinations thereof, regardless of the length of such road.

(d) Subject to paragraphs (e) and (f), below, following the initial naming of all roads within Cumberland County, renaming may be accomplished by the Board of County Commissioners on their own motion or by petition of at least Fifty Percent (50%) of all property owners abutting the street being petitioned for change.

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of Council
FROM: Jeanette Strickand, Purchasing Agent
DATE: August 13, 2012
RE: **Award Contract for: Construct Runway 4 Runway Safety Area (RSA) Improvement and Taxiway "A" Extension and Design Runway 4/22 paved shoulders.**

THE QUESTION:

Staff requests approval to award a contract for Runway 4 RSA improvements and Taxiway "A" extension and design of Runway 4/22 paved shoulders.

RELATIONSHIP TO STRATEGIC PLAN:

Greater Tax Base Diversity - Strong Local Economy

BACKGROUND:

Bids were first advertised to be received at 2:00 p.m., Monday, July 18, 2012. Only two (2) bids were received on the first advertisement; therefore, in accordance with the North Carolina General Statutes, the bids were not opened and the project was re-advertised. The General Statutes require that three (3) bids be received for the first advertisement in order for bids to be opened. There is no statutory requirement that a certain number of bids be received on the second advertisement. The bids received are as follows:

Barnhill Contracting Company, Fayetteville, NC	\$3,716,772.50
Rifenburg Construction, Inc., Durham, NC	\$3,881,210.87

The low bidder was Barnhill Contracting Company, Fayetteville, NC and they will utilize DBE subcontractors for approximately 8.3% of the work in the project.

Capital Project Ordinance 2013-14 (1) Construct Runway 4 RSA Improvement and Taxiway "A" Extension and (2) Design of Runway 4/22 Paved Shoulders; is subject to receipt of FAA grant award documents.

ISSUES:

None

BUDGET IMPACT:

OPTIONS:

(1) Award contract according to staff recommendation. (2) Reject bid and not award contract.

RECOMMENDED ACTION:

Award a contract to Barnhill Contracting Company, Fayetteville, NC in the amount of \$3,716,772.50

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Craig Harmon, AICP, CZO - Planner II
DATE: August 13, 2012
RE: **P12-25F Request for a Special Use Permit for a Communications Tower on property located at 115 Duplinwood Rd. Containing 0.25 acres more or less and being the property of American Towers LLC.**

THE QUESTION:

Does the proposed Special Use Permit request for a cellular communication tower fit with the character of the neighborhood and the long range plans of the City of Fayetteville?

RELATIONSHIP TO STRATEGIC PLAN:

Livable Neighborhoods
Growth and development.

BACKGROUND:

Owner: American Towers LLC.
Applicant: Tom Johnson.
Requested Action: SUP with OI zoning
Property Address: 115 Duplinwood Rd.
Council District: 3
Status of Property: Developed
Size: 0.25 acres +/-
Existing Land Use: Cell Tower Site
Adjoining Land Use & Zoning:
North - OI & MR-5
South - SF-10
East - OI
West - SF-10
Letters Mailed: 103
Land Use Plan: Office & Institutional

ISSUES:

The owners of this property have requested the approval of a Special Use Permit (SUP) to construct a cellular communication tower on property at 115 Duplinwood Road. Please find attached a site plan for the proposed tower. There are three major issues with this site. The first is that there is already an existing cell tower on this site (which will remain) and the applicant cannot meet the tower separation requirements. The second issue is that the proposed tower cannot meet the fall zone requirements in an OI district. The third is that the height of the tower is limited because Simmons Air Field and therefore the applicant cannot simply replace the existing tower and still provide the needed services. The proposed tower is only 42.5 feet from the nearest property line. A 70 foot fall zone is required for a 140 foot tower in the OI district. Because of the separation and setback issues the applicant requested a text amendment to offer relief from these requirements under certain circumstances. That amendment was approved by the City Council in July (ordinance revision attached).

Zoning Commission and Staff recommends that this item be approved based on:

1. The required text amendment being adopted by the City Council providing some flexibility.
2. Proximity to Simmons Air Field limits the tower height and prevents a single tower to hold all the necessary transmission equipment.
3. Preliminary findings indicate the new structure would not create new impacts or compatibility

issues.

With the following conditions:

1. The proposed tower shall be capable of accommodating one additional collocation of either cellular/PCS/broadband service; and,
2. The facility shall comply with City codes regarding screening and buffering; and,
3. The tower will comply with the City setback requirements or be certified by a North Carolina Registered Professional Engineer that the tower will meet the specific breakpoint technology setback requirements; and,
4. The applicant shall provide documentation that the facility will comply with all FCC rules regarding interference to other radio services; and,
5. The applicant will request and obtain the required electrical permitting from the City needed for service; and,
6. The facility shall be constructed so that access is only attainable by qualified personnel; and,
7. The property shall not be used for storage or an employment center for any worker; and,
8. All support structure penetration ports are to be sealed in a manner to prevent wildlife access and or internal nesting; and,
9. The applicant shall submit to the City upon completion of construction a certification from North Carolina Registered Professional Engineer that the structure as built and to include planned future installations has been constructed under the EIA/TIA-222 G standards (as amended) for Cumberland County, North Carolina.

[Unless otherwise noted below - This application meets all of the applicable standards of the ordinance]

A Special Use Permit shall be approved only upon a finding that all of the following standards are met:

(4) Freestanding Towers

Freestanding telecommunications towers, whether as a principal or accessory use, shall comply with the following standards:

a. Safety

- i. Before obtaining a Building Permit, the applicant shall submit to the City Manager engineering drawings for the tower, sealed by a licensed engineer, that include a statement that the tower will meet all applicable local, State, and Federal building codes and structural standards.
- ii. Every two years after construction of a tower, the owner shall submit to the City Manager a statement on the tower's structural soundness that is signed and sealed by an engineer. Every sixth year, the statement shall be signed and sealed by an independent, registered, and licensed engineer.

b. Height The height of a telecommunications tower, including any building or structure atop which they tower is located, shall not exceed 450 feet. **Proposed tower to be 140 feet.**

c. Aesthetics

- i. Towers shall either maintain a galvanized steel finish or be painted.
- ii. Towers shall be camouflaged with the surrounding area, through paint, incorporation into architectural design/structure, or other means, to the maximum extent practicable.
- iii. The exterior appearance of ground-based accessory structures located within a residential zoning district shall be designed to look like a residential structure typical of the district (e.g., with a pitched roof and frame or brick siding).

d. Lighting

If lighting is required by the Federal Aviation Administration (FAA), it shall comply with FAA standards. To the extent allowed by the FAA, strobe lights shall not be used for nighttime lighting and lighting shall be oriented so as not to project directly onto any surrounding residentially-zoned property. Documentation from the FAA that the lighting is the minimum lighting it requires shall be submitted to the City Manager before issuance of any building permit for the tower.

e. Setbacks

- i. Telecommunications towers shall be set back from abutting property lines the distance equal to or exceeding that in Table 30-4.C.3, Freestanding Telecommunications Tower Setback Standards. Article 30-4: Use Standards Section C: Use-Specific Standards Subsection 3: Public and Institutional Uses City of Fayetteville, North Carolina Unified Development Ordinance Page 4-36

TABLE 30-4.C.3: FREESTANDING TELECOMMUNICATIONS TOWER SETBACK STANDARDS
ZONING DISTRICT [1] MINIMUM SETBACK CD, AR, SF-15, SF-10, SF-6, MR-5, MH, OI, NC
Tower height CC, MU, LI, HI Greater of: ½ tower height; or 50 feet NOTES: [1] New freestanding telecommunications towers are not permitted in the DT zoning district.

ii. Buildings associated with a telecommunications facility shall meet the minimum setback requirements for the zoning district where located. **[Does not meet this requirement - this is part of the proposed text amendment]**

f. Separation from Other Towers

New telecommunication towers shall not be located within 1,500 feet of an existing telecommunications tower. This standard shall not apply to a telecommunications tower placed out of view in a building or other structure. **[Does not meet this requirement - this is part of the proposed text amendment]**

g. Collocation

i. No freestanding telecommunications tower shall be allowed unless it is demonstrated that no suitable existing tower, building, or other structure within the coverage area is available for the collocation of antennas.

ii. New freestanding telecommunications towers shall be designed to accommodate the present and future needs of the owner and at least two comparable users. Unused space on an existing telecommunications tower shall be made available to other users at a fair market rental unless mechanical, structural, or regulatory factors prevent collocation. In determining fair market rental, the rent paid by a current collector under a swapping agreement need not be considered.

h. Buffer and Screening

A Type D buffer (see Section 30-5.B.1.f, Perimeter Buffers,) shall be provided around the perimeter of a freestanding telecommunications tower facility (including equipment structures and guy anchor supports). **Yes...see site plan**

i. Security Fencing

Towers, guy anchor supports, and ground-based equipment buildings shall be enclosed by security fencing not less than ten feet in height.

j. Interference

No telecommunications tower, antenna, or supporting equipment shall disturb or diminish radio or television or similar reception on adjoining residentially zoned land.

k. Use of Associated Buildings

Building and structures associated with a telecommunications tower shall not be used as an employment center for any worker. This does not prevent the periodic maintenance, inspection, and monitoring of equipment and instruments, or renovation of the facility. Article 30-4: Use Standards Section C: Use-Specific Standards Subsection 3: Public and Institutional Uses City of Fayetteville, North Carolina Page 4-37 Unified Development Ordinance

l. No Outdoor Storage

No outdoor storage shall be allowed on a telecommunications tower site.

m. Compliance with State or Federal Laws and Regulations

Towers and antennas shall meet or exceed current standards and regulations of the Federal Aviation Administration (FAA), the Federal Communications Commission (FCC), and any other agency of the State or Federal government that regulates telecommunications towers and antennas.

n. Replacement of Existing Towers

Existing freestanding towers may be replaced with a new tower that increases the number of collocation opportunities, subject to the following standards:

i. The height of the replacement tower shall not exceed 110 percent of the height of the replaced tower.

ii. The replacement tower shall be located within 100 feet of the replaced tower, unless the City Manager determines that a farther distance furthers the purpose and intent of this Ordinance.

iii. The replacement tower shall comply with all the standards of this section.

o. Nonconforming Telecommunications Towers

Nonconforming telecommunications towers shall be allowed to remain and be maintained in accordance with the standards in Article 30-7: Nonconformities. Additional equipment may be added to the tower provided that such additions do not increase the degree of nonconformity.

p. Discontinued Use

If a telecommunications tower is not used for a period of six consecutive months, the City Manager may send the tower owner notice indicating that the tower must be removed within 90 days from the date of notice.

BUDGET IMPACT:

No increase in services is anticipated.

OPTIONS:

- 1) Approval of SUP as presented by staff (recommended);
- 2) Approval of SUP with additional conditions;
- 3) Denial of the rezoning request,

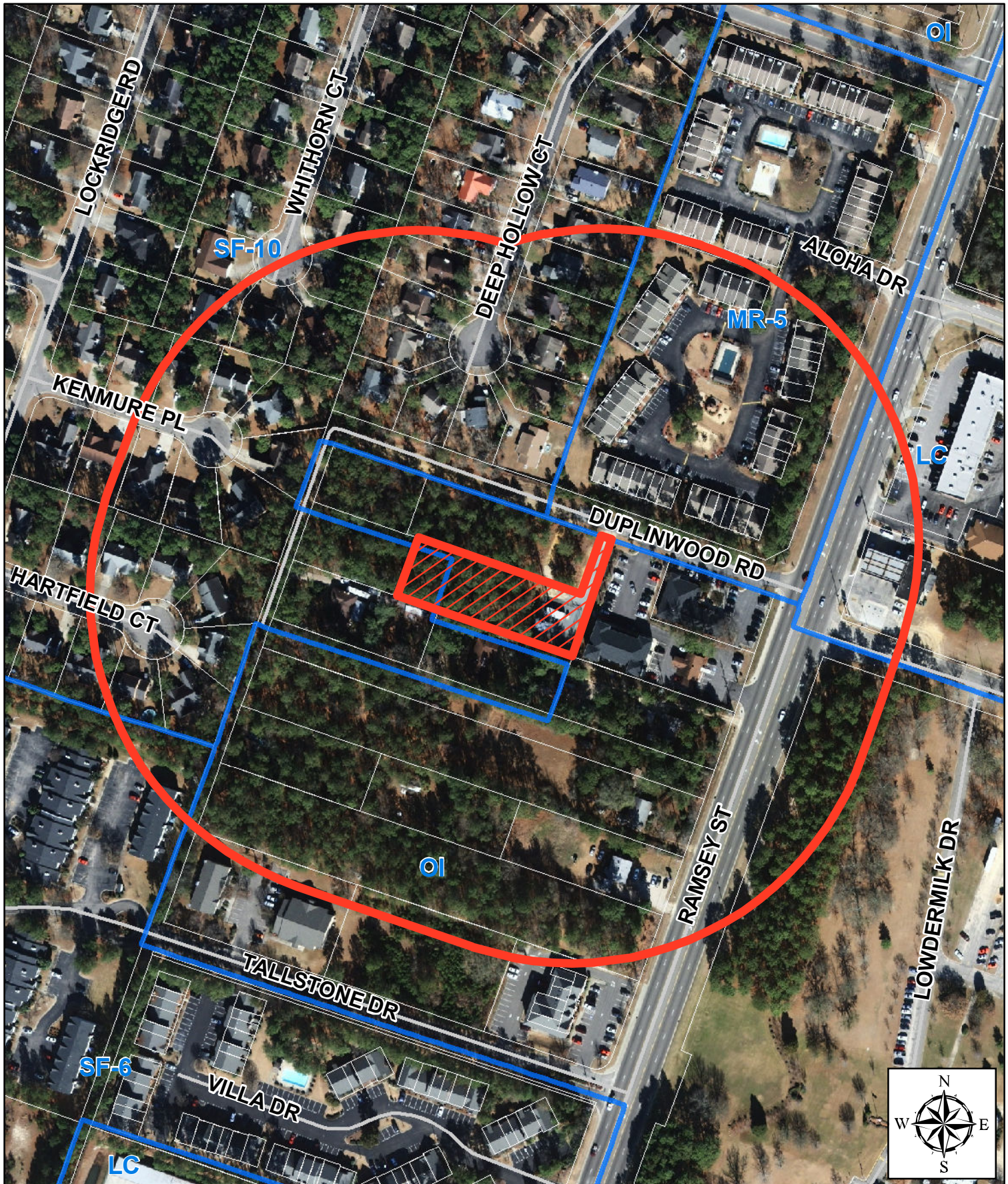
RECOMMENDED ACTION:

Zoning Commission and Staff Recommend: That the City Council move to APPROVE the request for a Special Use Permit for a cellular tower as presented by staff with a waiver of the separation standards and reduction of the required setback subject to the conditions described by staff and the findings of fact (listed in "Issues").

ATTACHMENTS:

Zoning Map
Current Land Use
Land Use Plan
Cell tower separation
Cell tower separation ordinance
Site Plan
City Scape Review

ZONING COMMISSION
CASE NO. P12-25F



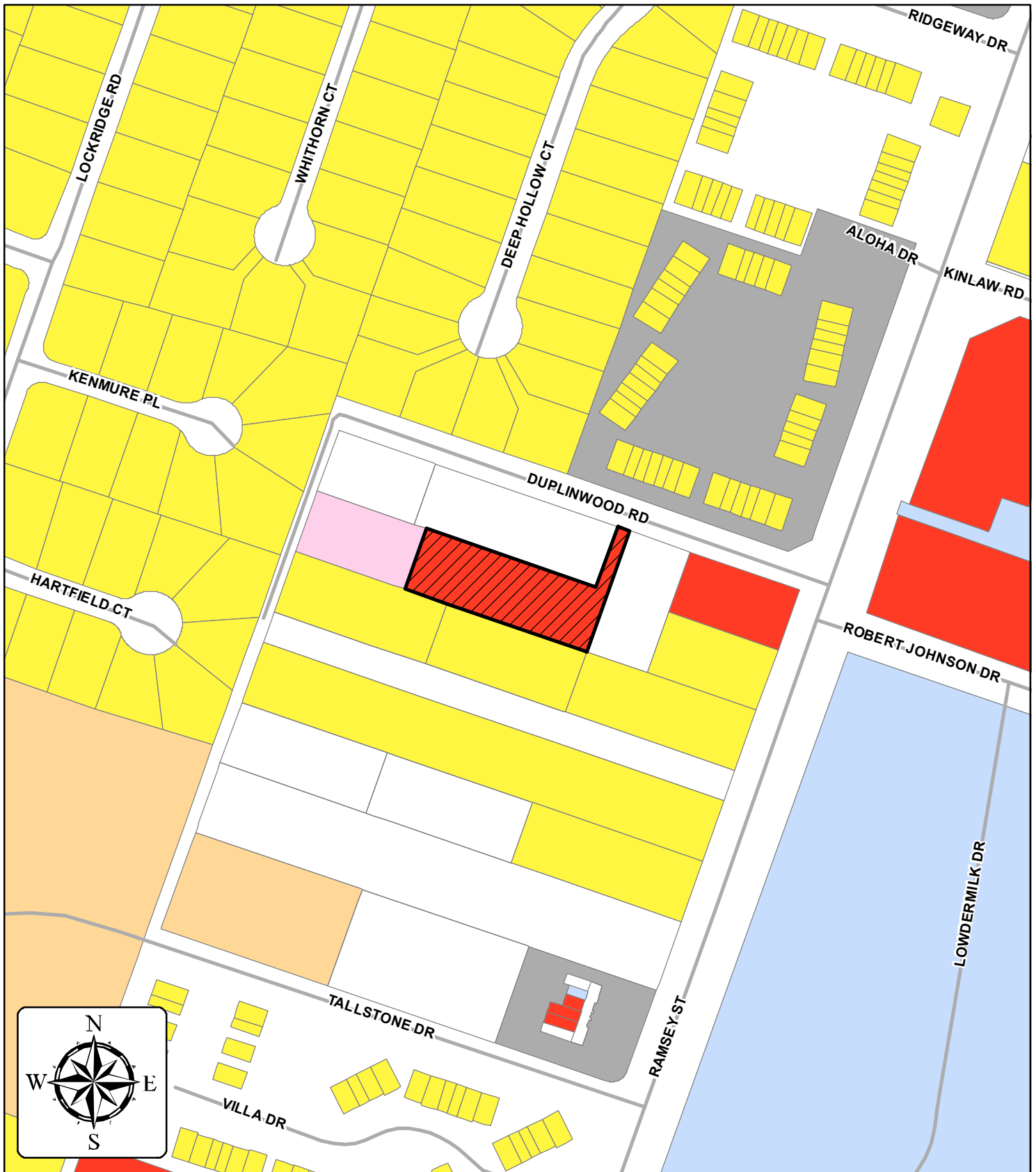
Request: SUP Cell Tower
Location: 115 Duplinwood Rd
Acreage: 0.25 +/-

Zoning Commission: 05/08/2012 **Recommendation:** _____
City Council: _____ **Final Action:** _____
Pin: 0530-64-7997-

Letters are being sent to all property owners within the circle, the subject property is shown in the hatched pattern.

Current Land Use

P12-25F

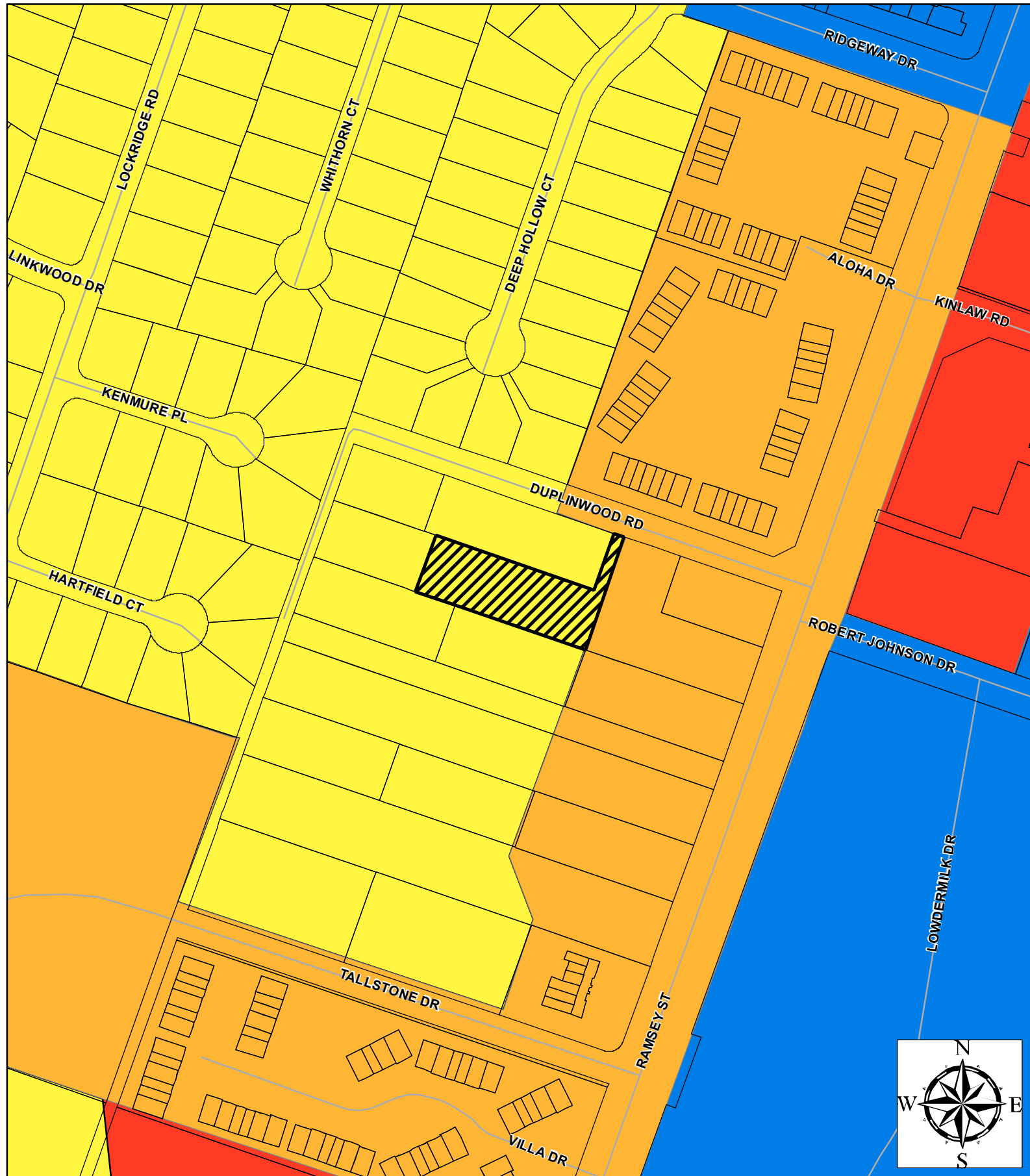


Legend

Existing Landuse	Common Area	Group Quarters	Industrial	Multi-Family	Open Space	Communications-Utilities	Vacant Commercial
Single Family Detached	Commercial	Golf Course	Institutional	Mobile Home	Parking	Under Construction	Not Verified
Single Family Attached	Cemetery	Government Office	Lake	Mobile Home Park	Predominantly Vacant	Vacant Land	Null PIN

2010 Land Use Plan

Case No. P12-25F



CITY COUNCIL ACTION MEMO

TO: Mayor and Members of City Council
FROM: Karen S. Hilton, AICP Manager, Planning and Zoning Division
DATE: undefined undefined, undefined
RE: Text Amendment request by American Towers LLC to amend City Code Section 30-4.C.3(i)(4) Freestanding Towers, to allow required separation and setback standards to be considered during the special use permit process and waived or reduced by City Council upon finding good cause

THE QUESTION:

Are the proposed changes to development standards for cellular towers consistent with public health, safety and welfare? (Also see the attached Commission staff report with seven standards for considering amendments to Chapter 30).

RELATIONSHIP TO STRATEGIC PLAN:

Greater Tax Base Diversity - Strong Local Economy
Livable Neighborhoods

BACKGROUND:

American Towers has been a frequent provider of towers or monopoles for various cellular service providers. American Towers and other providers are finding it increasingly difficult to meet both capacity needs and tower location standards. Tower location is subject to use-specific standards in Article 30-4.C (in this case, the 1500 foot separation between towers and the required setbacks), which are not eligible for a variance from the Board of Adjustment. To increase the potential to use sites that may have less impact than a site meeting the criteria, American Towers is proposing to allow reductions in the separation and setback standards based on evaluations of specific conditions during the special use process.

On May 15, 2012, the Planning Commission considered the proposed text amendment and, with some modifications now incorporated in the attached ordinance draft, recommended approval.

ISSUES:

The requested text amendment was evaluated relative to the seven criteria (see attached report to the Planning Commission) for changes proposed to Chapter 30. Staff and the Planning Commission supported the change to allow consideration of a reduction in or waiver of the separation requirements in individual cases based on evidence presented during the quasi-judicial hearing. There were reservations about making reductions to the setback standards more broadly available. At the Planning Commission meeting, staff and the Commission supported a more tightly drawn alternative that limited the possibility for reducing setbacks to certain existing conditions and to evidence from a certified structural engineer that no safety issues were created by the reduced setback.

Key considerations were the growing demands for cellular services, the increasingly limited options for locations if the spacing standard remains inflexible, and the potential for an established site to meet increased service needs with less negative impact on the community compared to a new location.

More in-depth analysis (such as) to better inform City Council regarding changes in the standards could be provided with additional time and resources for special expertise. Alternatively, information about such aspects as current location patterns, trends in usage, location needs and state of the art techniques in how those needs could be met could be requested from the applicant during the hearing.

BUDGET IMPACT:

The provision of cell towers, which are the facilities immediately impacted by the proposed text amendment, require minimal additional public services and thus usually have positive impacts on the budget.

OPTIONS:

1. Approve the text amendment as modified and requested by the applicant (recommended).
2. Modify and approve the proposed text amendment.
3. Defer or continue the hearing [to date certain] and provide guidance for further research or modification.
4. Deny the proposed text amendment.

RECOMMENDED ACTION:

Staff and the Planning Commission recommends that the City Council move to APPROVE as modified, or, alternatively, to CONTINUE THE HEARING [to a specific date] to allow additional research or modification.

ATTACHMENTS:

[Staff report to PC](#)

[Applicant Request](#)

[Ordinance draft - Cell tower separation and setback stds](#)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO AMEND PORTIONS OF CITY CODE 30-4.C(4) USE SPECIFIC STANDARDS FOR CELL TOWERS TO ALLOW CONSIDERATION OF REDUCTIONS IN SEPARATION AND SETBACK STANDARDS.

BE IT ORDAINED, by the City Council of the City of Fayetteville, North Carolina, that the Unified Development Ordinance adopted December 13, 2010 as Chapter 30 of the Code of Ordinances of the City of Fayetteville and last amended May 29, 2012, be amended as follows:

Section 1. Amend Section 30-4.C(4) to add a new Section “e.iii” regarding setbacks on sites with existing towers already non-conforming as to setbacks, and Section “f” regarding separation between existing and proposed towers, as follows:

e. Setbacks

- i. Except as provided in subsection iii, telecommunications towers shall be set back from abutting property lines the distance equal to or exceeding that in Table 30-4.C.3, Freestanding Telecommunications Tower Setback Standards.

TABLE 30-4.C.3: FREESTANDING TELECOMMUNICATIONS TOWER SETBACK STANDARDS	
ZONING DISTRICT [1]	MINIMUM SETBACK
CD, AR, SF-15, SF-10, SF-6, MR-5, MH, OI, NC	Tower height
CC, MU, LI, HI	Greater of: ½ tower height; or 50 feet
NOTES: [1] New freestanding telecommunications towers are not permitted in the DT zoning district.	

- ii. Buildings associated with a telecommunications facility shall meet the minimum setback requirements for the zoning district where located.

[new] iii. When a tower, building or other structure is being added to an existing telecommunications tower site that was in existence prior to the adoption of the setback requirements under subsection b.i. and ii. above and the existing site does not comply with the setback requirements of subsection b.i. and ii., the Council, upon good cause shown by the applicant and evidence provided by a certified structural engineer regarding the safety of the proposed setback, may

reduce the setback requirements for the tower, building or other structure to be added to the existing site.

f. Separation from Other Towers

New telecommunication towers shall not be located within 1,500 feet of an existing telecommunications tower. This standard shall not apply to a telecommunications tower placed out of view in a building or other structure. The 1,500-foot standard may be reduced or waived through the special use permit process based on mitigating circumstances which may include, but are not limited to, topographical or transportation facility barriers (such as rivers, railways, and major highways), degree or extent of separation from other such uses, and surrounding neighborhood characteristics.

g.

Explanation: The increased demand for capacity and the decreasing availability of tower sites where usage is highest combine to indicate the value of some flexibility if, during the special use permit process for a specific site, findings support the reduction in spacing or in setbacks. Considerations during the SUP process would include such things as significant barriers, extent of separation, impacts on surrounding neighborhood(s), mitigating site characteristics, or similar findings as well as such standard considerations of need, available alternatives, and impacts on surrounding uses.

Section 2. The City Clerk is hereby authorized to revise formatting, correct typographical errors, verify and correct cross references, indexes, and diagrams as necessary to codify, publish, and/or accomplish the provisions of this ordinance or future text amendments as long as doing so does not alter the material terms of the Unified Development Ordinance.

Section 3. It is the intention of the City Council, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of Ordinances, City of Fayetteville, North Carolina, and the sections of this ordinance may be renumbered to accomplish such intention.

ADOPTED this the 25th day of June, 2012.

CITY OF FAYETTEVILLE

ANTHONY G. CHAVONNE, Mayor

ATTEST:

City Clerk

**State of North Carolina
Telecommunications Site Review
New Structure**



Consultants, Inc.

7050 W. Palmetto Park Road #15-652
Boca Raton, FL 33433-3483
Tel: 877.438.2851 Fax: 877.220.4593

July 14, 2012

Ms. Karen S. Hilton
City of Fayetteville
Planning and Zoning Division
433 Hay Street
Fayetteville, North Carolina 28301

**RE: American Tower
AT&T 141-247
City of Fayetteville Case P12-25F**

COPY

Dear Ms. Hilton,

At your request of behalf of City of Fayetteville, North Carolina, CityScape Consultants, Inc., in its capacity as telecommunications consultant for the City, has reviewed an application submitted by American Tower Corporation, on behalf of AT&T Mobility ("Applicant"). The request is to construct a new concealed-type "slick-stick" tower on the same property directly adjacent to an existing tower resulting in two towers on the same property. The facility will be owned by American Tower Company and is located at 115 Duplinwood Road, see *figure 1*. American Tower Company a tower owner and operating company and is submitting this application on behalf and in cooperation with AT&T Mobility. Being the application reflects the desires to improve and upgrade the services of AT&T, who is an FCC licensed wireless service provider, CityScape recommends AT&T be considered as a co-applicant because the carrier has special oversight from both the federal government and the state of North Carolina.

The City of Fayetteville desires to limit the number of new towers being constructed within the City and the resulting visual impact, and has asked CityScape Consultants to assist in the disposition of this application and to determine its compliance under the current and/or modified City of Fayetteville Code of Ordinances along with other governmental codes and regulations. In order for the application to be considered there needed to be a text amendment to the code regarding separations between towers. Those amendments were initially approved in a City Council hearing on July 9, 2012.

The Federal Government allows local governments the ability to regulate new towers, but has placed certain restrictions on what a local jurisdiction can and cannot do. City of Fayetteville can decide the location of a tower and the height of a tower, along with the type of structure and to assure of safety in building codes are maintained. Yet there is an added caveat that no local zoning district can prohibit a wireless service provider the ability to develop their wireless networks, and no local jurisdiction can allow any preferential treatment; all service providers must be treated the same. That is the point of reference in which CityScape makes its determinations.

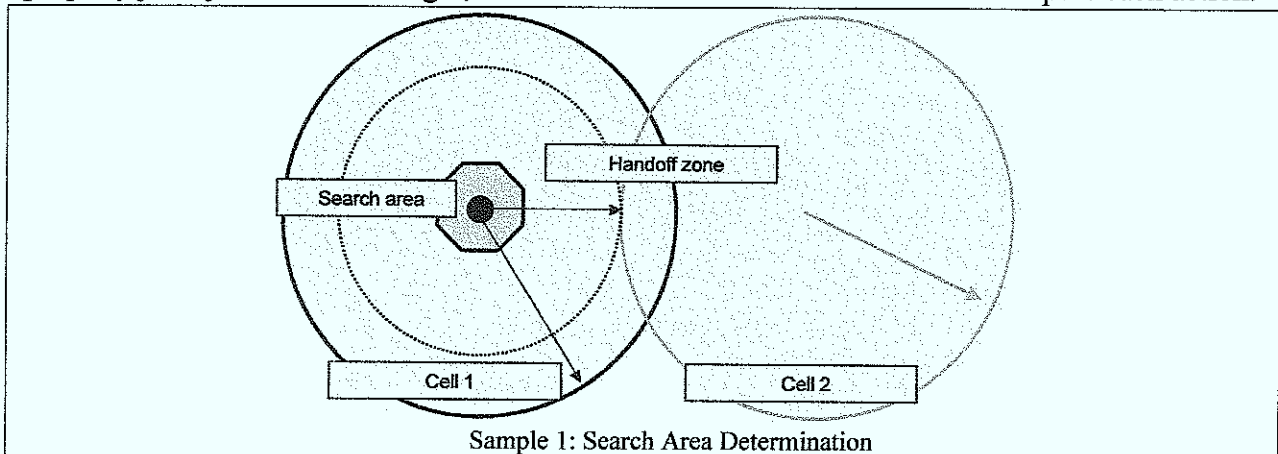
Telecommunications Site Review New Structure

Wireless communications systems depend on the concept of resource re-use to achieve their great capacities. With some technologies, the individual channels, or frequencies, are re-used every few cells, but not too closely as mutual interference would result. Such interference reduces network capacity and for this reason it is not desirable for cell phones to communicate with more than a few base stations simultaneously.

Wireless providers obtain service through ground equipment base stations and antennas mounted on towers, buildings or other elevated structures. Generally, the higher the antenna is mounted on the supporting structure, the larger the geographic area the wireless signal will cover. However, the ground equipment at the base station has caller capacity limitations of fewer than 150 simultaneous calls for each service provider. In areas where wireless subscribers are numerous and airtime minutes are high, caller volume can exceed the designed network capacity, resulting in busy signals, dropped calls or a "no service" message. To help remedy this situation, the antenna heights are lowered to reduce the coverage "reach" and thus, the usage load on the individual base station.

Early development of wireless network coverage designs in rural areas will opt for higher locations to provide larger coverage at a lower cost. In urban-to-suburban areas, the demand is higher which requires more base stations at lower heights and at closer proximities to meet user demand. Later phases of network development would employ capacity base stations to fill in areas that have increased in population and thus demand. These base stations would employ antennas that are lower in height and the existing base stations that were originally taller would lower their antennas for each base station could then handle the higher density of user demand.

An important part of any wireless communication facility application is the verification of the provider's proposed height requirements with generally accepted engineering. In order to properly justify the antenna height, mathematical formulas must be used to compute each action.



Sample 1: Search Area Determination

The hexagonal search areas radius is one-quarter of the radius of the cells coverage less a 20 percent hand-off overlap. Cellular search areas are usually circles of approximately one-quarter the radius of the proposed cell. In practice an RF engineer has the ability to quickly determine whether the search area radius is reasonable. The distance from the nearest existing site is determined, halved and a hand-off "overlap" of about 20 percent is added. A quarter radius defines the search area.

**Telecommunications Site Review
New Structure**

The Applicant is upgrading their wireless services beyond the general voice, text and some other limited features to the newer technologies being developed for Smartphones. This next technological generation of wireless services growth is driven by great public demand. The upgraded service is referenced as third and fourth generation or 3G and 4G service. When AT&T introduced the iPhone, the public demand for was unprecedented and the demand far exceeded expectations. Other carriers have joined Smartphones by offering their own types. Verizon launched the Droid and, also along with T-Mobile, Sprint and MetroPCS each carrier has offered their own versions of the iPhone. Soon Blackberry will be offering the new “#10” model. Smartphone growth has exceeded tens of millions of new units in just a couple of years.

Prior to determination of need for any new support structure in close proximity to another structure the first consideration should be to replace the existing tower with a new tower having greater height and equipment capacity. In this situation that was not feasible because any increase in height is not allowable as the height in the area is limited by runway 27 of the Simmons Army Air Force airstrip, see *figure 2*. The proposed location is 2.96 miles along an angle of (-) 2 degrees from that runway, and has a limiting factor. Yet the proximity of an active airport does not eliminate the wireless industry’s federal mandate to provide communications services. The FAA has provided a Determination of No Hazard for the site, see *figure 3*.

Height limitations do restrict the service area of all wireless providers. Height is the most controlling aspect of any wireless facility and far outweighs increasing the power. While power can be reasonably increased on a cell tower, it is greatly limited in the subscriber’s handset. Therefore power increase is not a solution. It is for that reason that the Applicant proposes to construct an additional tower at the same height and adjacent to the existing tower. The need for a second facility with as much height as feasible is not only needed for standard cell phone service but is justifiable for the implementation of the next generations of technical services. Without sufficient antenna elevation to provide a reasonable signal area the subscribers will not be capable of accessing the high speed broadband requirements the public demands. Proper planning not only by the wireless industry but also by local governments is the only method for the proper advancement of wireless broadband; otherwise the wireless service could result in impaired speed not much beyond “dial-up” speed of the recent past.

Currently on the property there is an existing one hundred twenty (120) foot lattice-type tower. The Applicant is requesting to add another tower on the property. The proposed new concealed one hundred forty (140) foot tower is known as a “slick-stick” see *figure 4*. The proposed ground compound is described in *figure 5*. While this will solve the immediate problem it is the opinion of the undersigned that the long-term infrastructure needs in the general vicinity will very likely require an additional new support structures in the future.

Typically for a new tower the Applicant is asked to provide search ring and signal coverage (propagation) maps for justification and for assurance that a site is properly located. That was not necessary in this situation because this application is a duplicate and the service area would be consistent with the current facility.

**Telecommunications Site Review
New Structure**

Based on the Applicant's submittals and further documentation and including consideration that the City is in the process of amending the provisions within the ordinance that would restrict this application from being processed; CityScape Consultants, Inc., as wireless telecommunications consultant to City of Fayetteville, has determined that this application has met the necessary thresholds to justify a new telecommunications facility. The installation upon completion will be in compliance with all federal rules and upon final approval of the before mentioned ordinance text language, all local codes and permitted standards set forth in the City of Fayetteville Municode. CityScape recommends this application should be approved with the following conditions:

1. The proposed tower shall be capable of accommodating one additional collocation of either cellular/PCS/broadband service; and,
2. The facility shall comply with City codes regarding screening and buffering; and,
3. The tower will comply with the City setback requirements or be certified by a North Carolina Registered Professional Engineer that the tower will meet the specific breakpoint technology setback requirements; and,
4. The Applicant shall provide documentation that the facility will comply with all FCC rules regarding interference to other radio services; and,
5. The applicant will request and obtain the required electrical permitting from the City needed for service; and,
6. The facility shall be constructed so that access is only attainable by qualified personnel; and,
7. The property shall not be used for storage or an employment center for any worker; and,
8. All support structure penetration ports are to be sealed in a manner to prevent wildlife access and/or internal nesting; and,
9. The Applicant shall submit to the City upon completion of construction a certification from a North Carolina Registered Professional Engineer that the structure as built and to include planned future installations has been constructed under the EIA/TIA-222 G standards (as amended) for Cumberland County, North Carolina.

Respectfully submitted,



Richard Edwards
FCC Licensed
PCIA Certified
CityScape Consultants, Inc.

**Telecommunications Site Review
New Structure**



Figure 1. Site Map

**Telecommunications Site Review
New Structure**



Figure 2 Tower Height Limitation Specifications

**Telecommunications Site Review
New Structure**



Mail Processing Center
Federal Aviation Administration
Southwest Regional Office
Obstruction Evaluation Group
2601 Meacham Boulevard
Fort Worth, TX 76137

Aeronautical Study No.
2011-ASO-7368-OE

Issued Date: 12/04/2011

FAA / FCC Department
American Towers, Inc.
1898 Leland Drive, Suite A
MARIETTA, GA 30067

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Antenna Tower 275284 METHODIST COLLEGE NC
Location:	Fayetteville, NC
Latitude:	35-08-14.74N NAD 83
Longitude:	78-52-36.55W
Heights:	230 feet site elevation (SE) 144 feet above ground level (AGL) 374 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

- ☐ At least 10 days prior to start of construction (7460-2, Part I)
☒ Within 5 days after the construction reaches its greatest height (7460-2, Part II)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K. Change 2.

This determination expires on 06/04/2013 unless:

- (a) extended, revised or terminated by the issuing office.
- (b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION

Figure 3. FAA Determination of No Hazard

**Telecommunications Site Review
 New Structure**

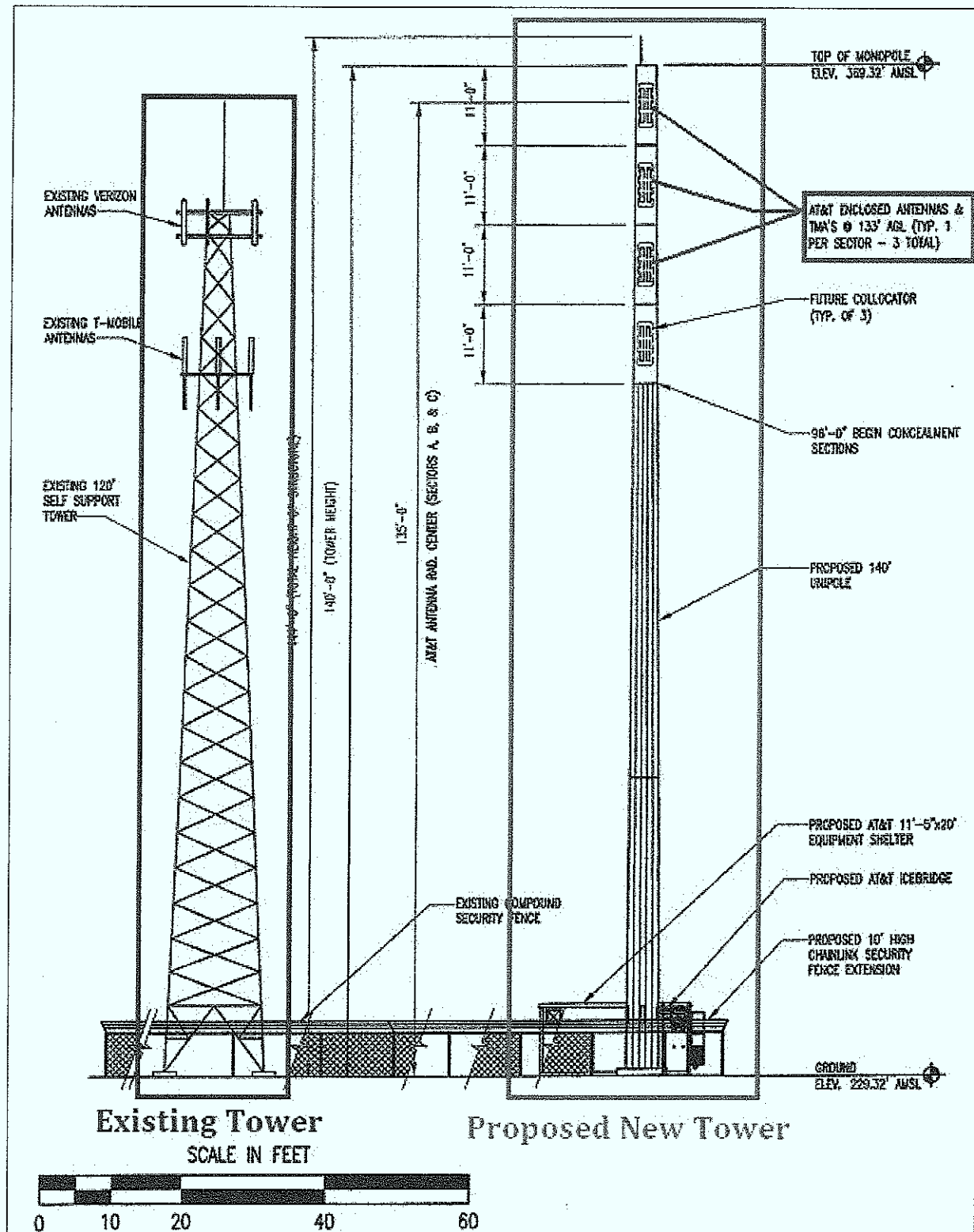


Figure 4. Tower Elevations

**Telecommunications Site Review
 New Structure**

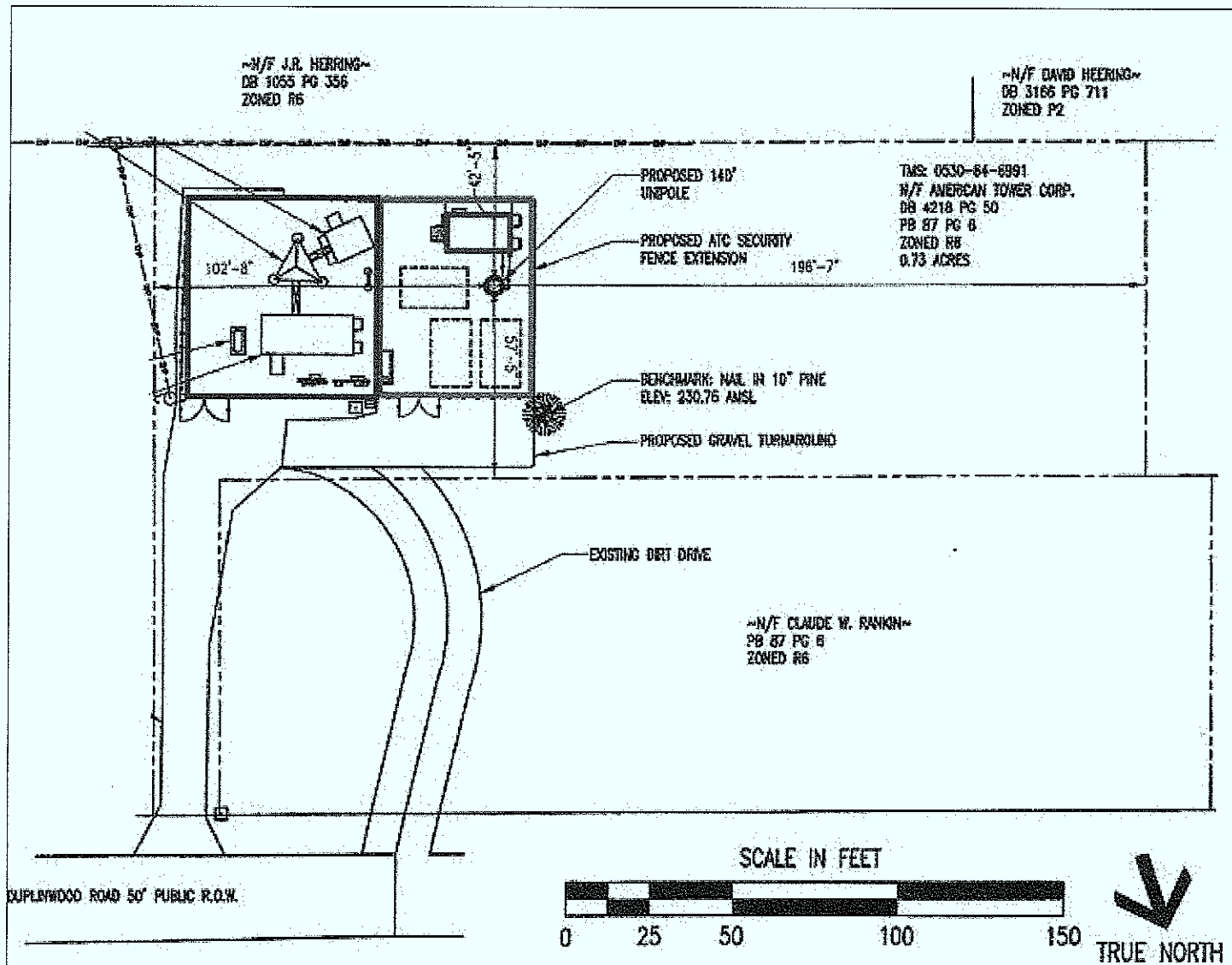


Figure 5. Applicant's Ground Compound Layout

American Tower Company
AT&T Site 141-247
Fayetteville Case P12-25F
July 14, 2012

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CityScape
Consultants, Inc.

**Telecommunications Site Review
New Structure**

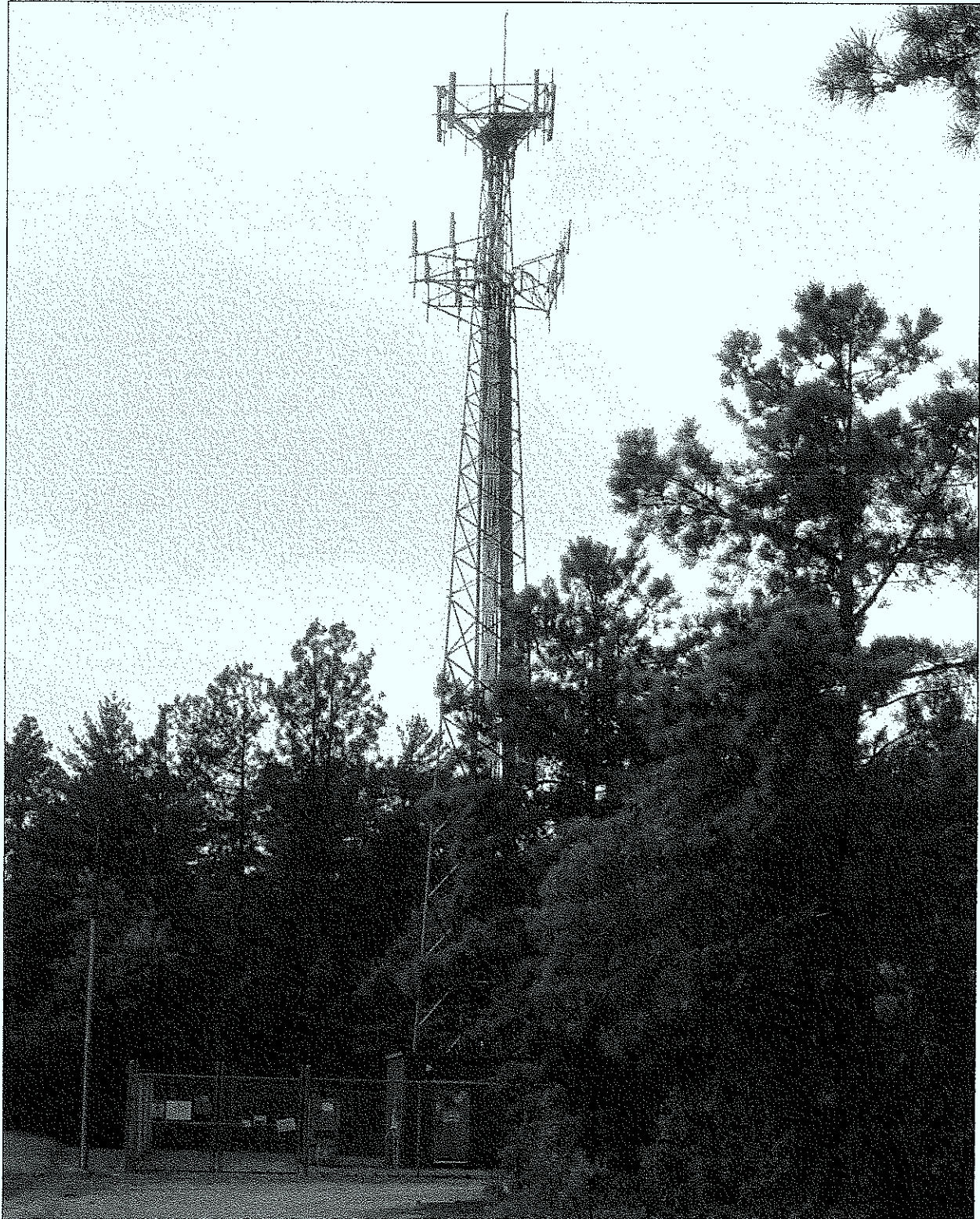


Exhibit A. Site Photos – Existing Site

**Telecommunications Site Review
New Structure**



Exhibit B. Site Photos – North View

American Tower Company
AT&T Site 141-247
Fayetteville Case P12-25F
July 14, 2012

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**Telecommunications Site Review
New Structure**



Exhibit C. Site Photos – East View

American Tower Company
AT&T Site 141-247
Fayetteville Case P12-25F
July 14, 2012

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**Telecommunications Site Review
New Structure**



Exhibit D. Site Photos – South View

American Tower Company
AT&T Site 141-247
Fayetteville Case P12-25F
July 14, 2012

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**Telecommunications Site Review
New Structure**



Exhibit E. Site Photos – West View

**Telecommunications Site Review
New Structure**



Exhibit E. Site Identification

CITY COUNCIL ACTION MEMO

TO: Mayor and Members of the City Council
FROM: Randall J. Hume, Transit Director
DATE: August 13, 2012
RE: **Proposed Transit Route and Service Changes**

THE QUESTION:

Will City Council approve route and schedule changes as included in the FY 2013 annual budget?

RELATIONSHIP TO STRATEGIC PLAN:

FAST Improvements

BACKGROUND:

The FY 2013 Budget included funding for transit service improvements. These improvements were developed in accordance with the Transit Development Plan and recommended by the Fayetteville Advisory Committee on Transit (FACT). Federal grant provisions require proposed service changes to be made available for public comment prior to implementation.

Notices of this public hearing as well as associated public workshops were published in the Acento Latino and the Fayetteville Observer on July 17, 2012 and July 22, 2012 respectively. Flyers were also distributed on FAST buses and at the FAST Transfer Center. Meetings were scheduled as follows:

- | | |
|--|-----------------------------|
| • Weds, August 1, 3:30 – 6:00 p.m. | Fire Station #5 |
| • Thurs., August 2, 3:30 – 6:00 p.m. | Cliffdale Recreation Center |
| • Thurs., August 9, 12:30 – 3:00 p.m. | FAST Offices |
| • Sat., August 11, 11:00 a.m.- 1:30 p.m. | Westover Recreation Center |
| • Mon., August 13, 7:00 p.m. | City Hall - Public Hearing |

Written or telephone comments will also be accepted until 5:00 p.m., August 14, 2012. After consideration of all comments received, recommended changes will be presented for adoption at the August 27, 2012 City Council meeting. If approved at that time, these service improvements will be implemented in late September, 2012.

The proposed changes include:

Split Route 15 to create a more direct route between Cross Creek Mall and the Cape Fear Valley Medical Center and a new route serving Hollywood Heights and parts of Cliffdale Road. This also eliminates the awkward transfer arrangement that now exists at Cliffdale and Bunce Roads.

Combine Routes 16 & 17 into single route with two buses resulting in new service along Reilly Road between Morganton and Cliffdale Roads as well as an hourly connection with Fort Bragg's on-post shuttle via the Yadkin gate.

Modify Route 8 to use Campbell Street instead of Russell Street between Gillespie and Old Wilmington Road to better serve the Hope VI developments. This change was not presented during budget preparations but results in no additional cost.

Maps of the proposed route are attached.

ISSUES:

None have been noted at this time.

BUDGET IMPACT:

Costs associated with these changes have been included in the FY 2013 Budget.

OPTIONS:

Approve proposed changes and/or continue current routing

RECOMMENDED ACTION:

Conduct the public hearing.

ATTACHMENTS:

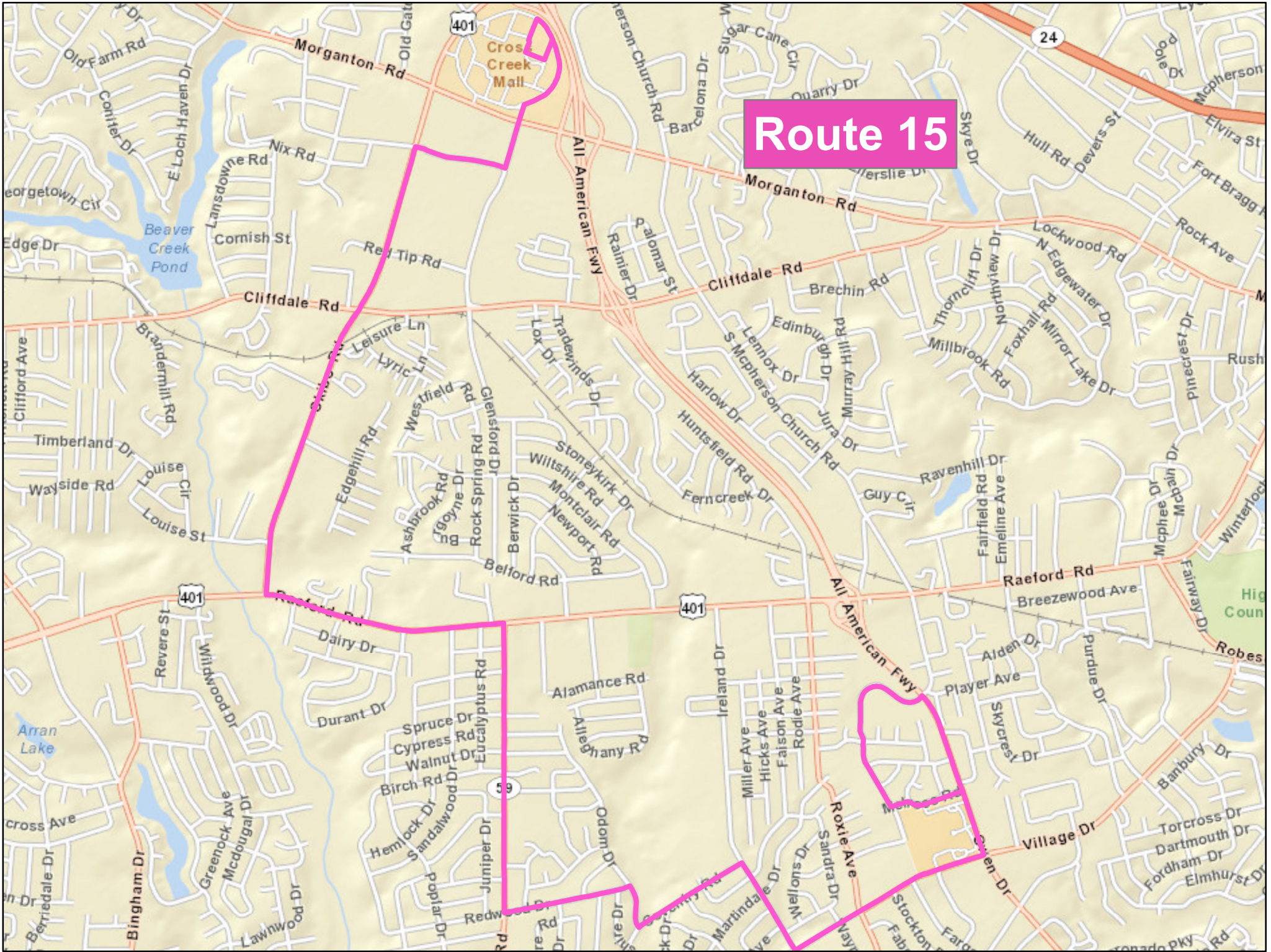
Route 15

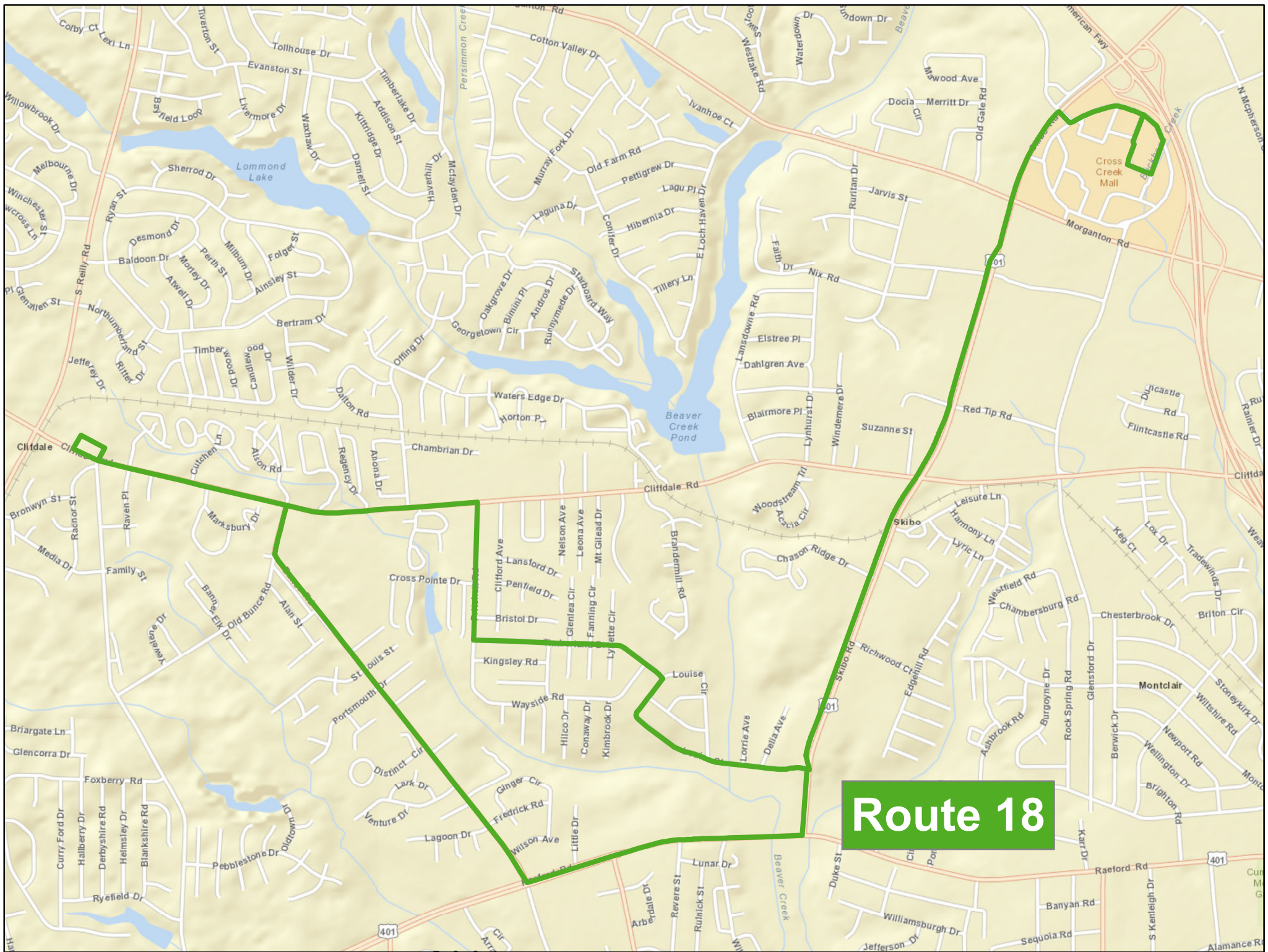
Route 18

Route 17

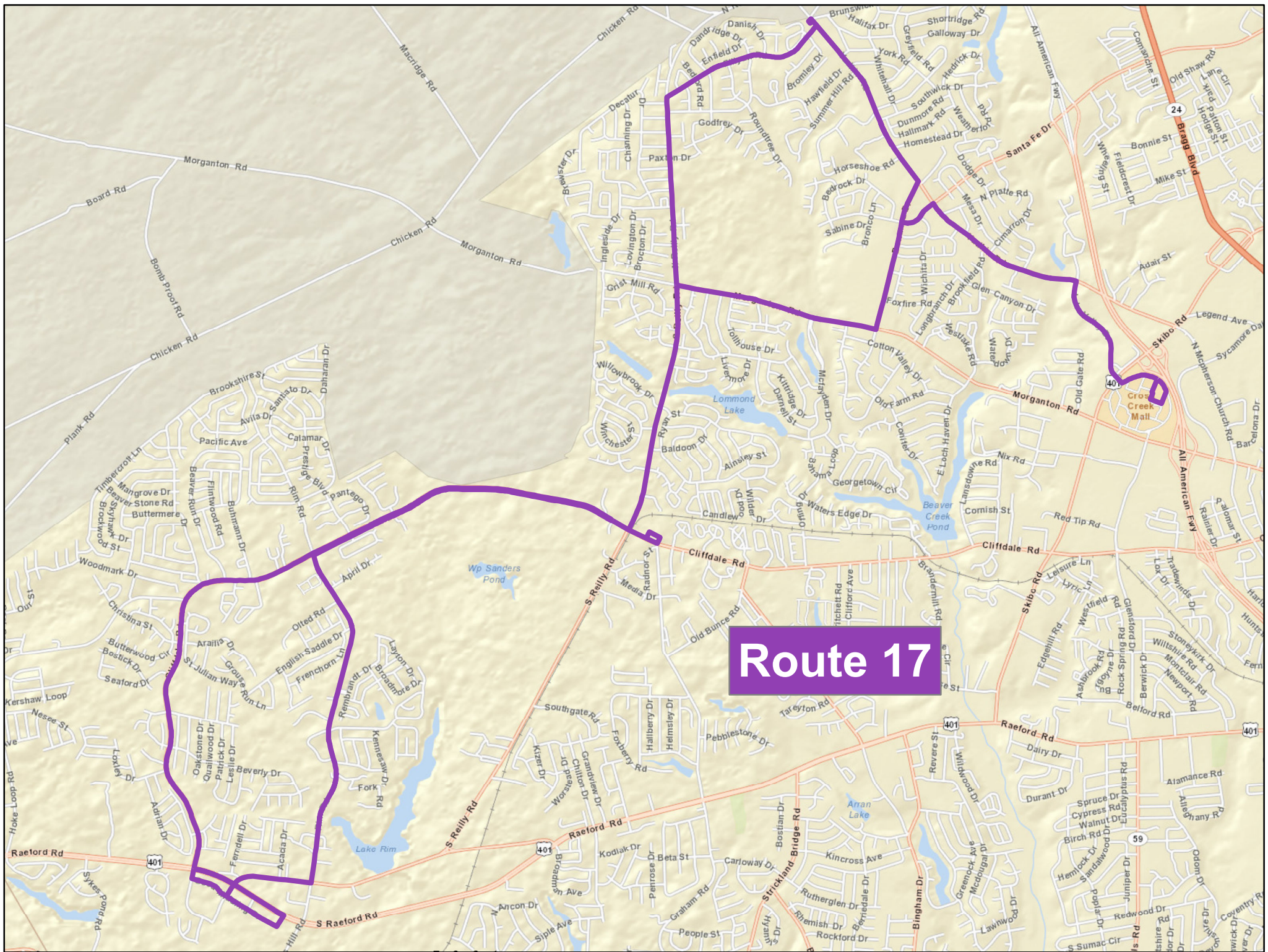
Route 8

Route 15

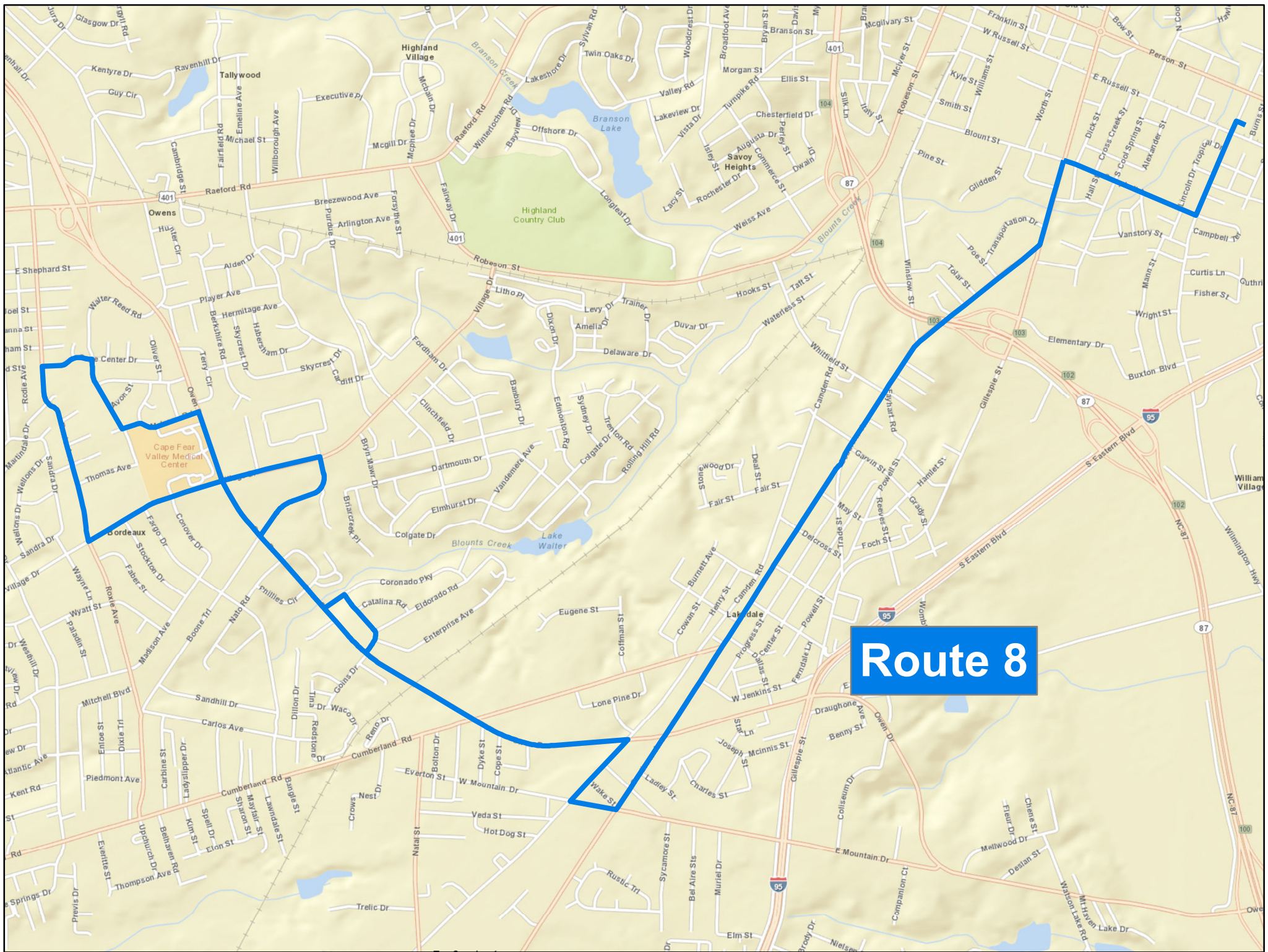




Route 18



Route 17



Route 8

CITY COUNCIL ACTION MEMO

TO: Mayor and City Council
FROM: Rebecca Rogers-Carter, Management Services Manager
DATE: August 13, 2012
RE: a) Fayetteville Cumberland County Chamber of Commerce Economic Development Report - 4th Quarter Report
b) FY 2012 Strategic Plan's Policy and Management Action Agenda 4th Quarter Report

THE QUESTION:

To support the goals of the City's Strategic Plan, the City has partnered with the Chamber of Commerce for economic development activities. The Chamber provides quarterly updates to Council. City staff also prepares quarterly reports that detail the progress made through advancing the policy and management agenda articulated in the City's Strategic Plan. Has the City Council's interest been met in the work efforts reflected in the economic development report and Strategic Plan report for the 4th quarter?

RELATIONSHIP TO STRATEGIC PLAN:

This report, like ones previous, reinforces and clarifies Council's vision for our community, which is the foundation of the City's Strategic Plan.

BACKGROUND:

The City's Strategic Plan has five main areas:

1. A vision statement that describes the type of community the Council would like to facilitate through policy direction and staff's work efforts
2. A mission statement that describes our organizational purpose, "Making Fayetteville a better place for all"
3. A list of core values that describes our standards of performance which is expressed with the acronym statement to "Serve with RESPECT"
4. Multi-year goals that provide an intermediate focus for the work of City Council and staff, and further outlines the activities Council believes are necessary to realize the vision
5. A one-year action plan that identifies issues that Council wishes to address by providing policy direction and the necessary actions that the City management should complete during the upcoming fiscal year.

ISSUES:

Do the 4th quarter work efforts reflect the overall direction articulated by the City Council in the FY 2012 Strategic Plan? Does the progress highlighted in this report move the community closer to the desired vision previously identified by the City Council?

BUDGET IMPACT:

OPTIONS:

1. Accept the report as provided with guidance to the City Manager on areas of interest
2. Request additional information on items listed in the report
3. Clarify interests in the report and the action agenda

RECOMMENDED ACTION:

Accept the report as provided with guidance to the City Manager on areas of interest.

ATTACHMENTS:

Strategic Plan FY 2012 4th Quarter



Live. Thrive. Prosper.

The American Dream Lives Here

Strategic Plan Narrative Report FY 2012: 4th Quarter

www.cityoffayetteville.org



FY 12 Strategic Plan

VISION 2025

The City of Fayetteville is a great place to live with a choice of desirable neighborhoods, leisure opportunities for all and beauty by design.

Our City has a vibrant downtown, vibrant major corridors and the Cape Fear River to enjoy, and a strong local economy.

Our City is a partnership of citizens with a diverse culture and rich heritage. This creates a sustainable community.

GOALS 2016



Greater Tax Base Diversity -
Strong Local Economy



More Efficient City Government -
Cost-Effective Service Delivery



Growing City, Livable Neighborhoods -
A Great Place to Live



More Attractive City -
Clean and Beautiful



Greater Community Unity -
Pride in Fayetteville



Revitalized Downtown -
A Community Focal Point

OUR MISSION

The City Government provides service that makes Fayetteville a better place for all.

The City Government is financially sound, and provides a full range of quality municipal services, that are valued by our customers, and delivered by a dedicated workforce in a cost-effective manner.

The City has well designed and well maintained infrastructure and facilities.

The City engages our citizens, and is recognized as a state and regional leader.

CORE VALUES

We, the Mayor, City Council, Managers, Supervisors and Employees

SERVE with

Responsibility

Ethics

Stewardship

Professionalism

Entrepreneurial Spirit

Commitment

Teamwork

to safeguard and enhance the public trust in City Government.

Targets For Action FY 12

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The annual work plan for Council and staff identifies “Targets for Action” that are designed to achieve the objectives for the City’s Goals 2016.

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Parks & Recreation Master Plan Bond Referendum Planning

Policy Agenda: Growing City, Livable Neighborhoods

Background

Fayetteville-Cumberland Parks & Recreation has been tasked to increase recreational resources throughout the City and County by developing capital projects that would increase economic activity and quality of life. Using the adopted Parks and Recreation 2006 master plan and its executive summary, staff developed projects that will create an environment of healthy living. Staff will work to develop elements of a potential bond referendum that will sustain previous park investments, fund tomorrow's park facilities and ensure enhanced quality of life for current citizens and future generations.

Resources

A vote of the people will be required to authorize the issuance of general obligation (GO) bonds to finance the proposed capital projects. Changes in property tax rates do not require voter approval, but the resources that will be dedicated to repay the proposed GO bonds will need to be identified as part of the voter approval process. Project estimates are being refined. The roles and responsibilities of both parties will need to be clarified and documents through the adoption of an interlocal agreement. That agreement will set out the financial plan. The Council or Commission or both, depending upon the financial plan, will need to vote to place an initiative before the voters to approve the issuance of GO debt. At the beginning of FY 12, \$39 K in FY11 General Fund budget is dedicated for a consulting service to develop the structural plan.

Staff Liaison: Michael Gibson, Director of Parks and Recreation

Email Address: mgibson@ci.fay.nc.us

Phone Number: 910-433-1557

Team Members: Parks & Recreation staff, Finance staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Finalize structural plan	2 nd Qtr FY 12
Develop proposed financial plan (City and County financial staff)	2 nd Qtr FY 12
Present recommendations to City Council and County Commissioners	3 rd Qtr FY 12
Request ordinance approval for ballot initiative to support GO Bonds	3 rd Qtr FY 12
Continue to implement approved actions	4 th Qtr FY 12

First Quarter

- Worked to finalize the structural plan
- Presented Parks and Recreation Proposed Bond Referendum project status and timeline at the joint City/ County meeting September 29, 2011.

Second Quarter

- Preparing for Capital Project Bond Proposal information to be presented for approval to Joint Recreation Advisory Commission in the third quarter
- Finalized financial plan and tax rate with City and County Managers and City/County Finance Directors
- Preparing to present the Capital Project Bond information to newly elected Mayors of Spring Lake & Hope Mills in January
- Preparing to present final recommendations to City Council and County Commissioners.

Third Quarter

- Presented financial plan and tax rate to City Council and County Commissioners
- Updated Joint Parks & Recreation Advisory Commission with Financial plan and tax rate
- Presented the Parks & Recreation Bond Proposal to the Spring Lake Recreation Advisory Commission for information and inclusion. The commission voted to support the Referendum
- Presented the Parks & Recreation Bond Proposal to the Spring Lake Mayor and Alderman's
- Developed recommendation for educational campaign and included the resources needed in FY12 midyear and FY13 budget request.

Fourth Quarter

- Presented the Parks & Recreation Bond proposal during Council meetings, June 4th work session and special meetings specifically for parks bond on June 18 and 27
- Staff worked to revise the financial plan and bond proposal based on feedback from Council at the June 27 special meeting; removing the freshwater aquarium from the plan and revising the plan for one large skate park to several community skateboard parks
- Presented the Parks & Recreation Bond proposal to multiple community groups and stakeholders
- Staff is working to develop collateral for the educational campaign and revised the parks bond website
- An informational video segment on the parks and recreation master planning process was included in the July/Aug City's Kaleidoscope show and another informational video is being developed to explain the process and bond further.
- July 9, Council approved a resolution for preliminary authorization for a GO park bond referendum for February 2013.
- This target for action will continue as a top priority in FY 2013.

Police Substations

Policy Agenda: Growing City, Livable Neighborhoods

Background

Staff will work with a consultant to analyze the feasibility of adding police substations in strategic locations throughout the city.

Resources

\$50,000 was funded in FY 11 for the study. Additional funding will be needed for Council approved actions.

Staff Liaison: Tom Bergamine, Chief of Police

Email Address: tbergamine@ci.fay.nc.us

Phone Number: 910-433-1819

Team Members: Assistant Chief Brad Chandler and police staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Executed agreement with consultant	4 th Qtr FY 11
Consultant to brief City Council	3 rd Qtr FY 12
Consultant will complete study. Police staff monitors progress toward benchmarks	3 rd Qtr FY 12
Present recommendations to City Council	3 rd Qtr FY 12
Implement Council approved options	TBD

First Quarter

- Executed agreement with consultant
- Staff supported and monitored study
- Consultant on track to brief City Council in December-January time period.

Second Quarter

- Study completed
- Preparing for Council update Jan 3rd from the consultant.

Third Quarter

- City Council was briefed in third quarter
- Recommendations for creation of two police substations- Cross Creek and Campbellton
- Three options were presented:
 - 1) Build new; 2) Renovate; or 3) Lease
- Consultant also provided three recommendations for possible geographic locations
- Further deliberation with FY 13 budget development.

Fourth Quarter

- City Council considered the feasibility of adding police substations in locations throughout the city during FY 2013 CIP and budget deliberations
- At the time, no action was taken to advance the concept of adding police substations
- The Police Department facility needs are being identified through the City Buildings and Facilities Maintenance Plan which is a high priority Target for Action in FY 2013.

FAST Improvements- Evening Service

Policy Agenda: More Efficient Government

Background

Over the last few years, Council has renewed the pledge for continuous improvement to the City's transit system. The Fayetteville Area System of Transit (FAST) has a mission to provide safe, efficient, reliable, courteous and innovative public transportation to the citizens of Fayetteville. FAST staff worked with the Fayetteville Advisory Committee on Transit (FACT) to develop recommendations for service improvements. FAST will implement an operational plan, consistent with FACT recommendations and the adopted Transit Development Plan to extend evening service on two routes (8 and 15) with paratransit service and to extend Route 9 to Cape Fear Valley North Pavilion on Ramsey and Andrews Road.

Resources

Operational plan estimated to cost \$260,000 to cover operators, mechanics wages, fuel, parts and insurance was included in the FY 12 budget.

Staff Liaison: Randy Hume, Transit Director

Email Address: rhume@ci.fay.nc.us

Phone Number: 910-433-1011

Team Members: Transit staff, Fayetteville Advisory Committee on Transit

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Allocate budget	1 st Qtr FY 12
Public Hearing for service changes	1 st Qtr FY 12
Target to implement evening route and route expansion	1 st Qtr FY 12
Complete Title VI assessment and attain FTA approval; Implement Route 9 extension; Develop service alternatives for proposed FY 2013-15 improvements	3 rd Qtr FY 12
Continue to evaluate TDP. Recommend added service improvements, including timeline for west Fayetteville service options. Brief Council	3 rd Qtr FY 12
Identify budget and resources needed for any operational improvements for FY 13 budget development	3 rd Qtr FY 12

First Quarter

- Allocated budget
- Held public hearings
- Implemented evening service improvements on Routes 5, 8 and 15 on September 26
- Initiated Title VI and Environmental Justice Assessment to comply with FTA guidelines for Route 9 extension.

Second Quarter

- Completed Title VI/Environmental Justice Assessment for Route 9 extension and submitted the paperwork to the FTA for approval
- Working with the Fayetteville Advisory Committee on Transit (FACT) on route improvement evaluations, including public outreach for feedback on options (Community forums or workshops)
- Preparing to update Council and seek approval for Route 9 extension, including budget allocation followed by another round of outreach, a public hearing then approval for implementation.

Third Quarter

- Received FTA concurrence and initiated bus service in January to Ramsey and Andrews Road (Route 9)
- Fayetteville Advisory Committee on Transit (FACT) recommended service improvements for consideration to be included in the FY13 budget
- Presented FY 2013 FACT recommendations along with potential future improvements for west Fayetteville
- Submitted grant proposals for FTA Jobs Access/Reverse Commute and New Freedom programs to FAMPO for potential funding to support transit operations and proposed service improvements. Transit applied for federal funding of \$439,000 for two years operational support and expect to know something in the next few months
- Submitted grant application and was allocated \$217,000 in federal funding that will entitle FAST a reimbursement for a portion of fuel costs in FY13.

Fourth Quarter

- Service improvements and capital projects approved in FY 2013 budget
- Submitted competitive grant proposal under FTA's Veterans Transportation and Community Living Initiative
- Compiled transit customer survey and began work on Title VI/Environmental Justice assessment required to implement budgeted service changes
- FAMPO selected FAST's Job Access/Reverse Projects for funding
- Submitted Job Access/Reverse Commute grant application for FTA review
- Transit improvements continue as a top policy action for FY 2013 as we focus efforts on evaluation of the Transportation Development Plan, paratransit service and fares.

City Funding of Nonprofit Organizations

Policy Agenda: More Efficient Government

Background

Nonprofit organizations provide key services to the citizens of Fayetteville. This target for action seeks to follow efforts to review City funding policy and reporting mechanisms for these organizations. The City of Fayetteville has historically funded several non-profit agencies through general fund appropriations. City Council Policy 135.1 was established to guide the process of appropriating funds for non-profit agencies. The policy identifies eligibility and reporting requirements, funding mechanisms and the application process.

During the strategic planning retreat in February 2011, Council requested that staff present more detailed information on the 2001 Occupancy Tax and the relationship to City non-profit funding and the current selection process. City Council received an update from the City Managers office, Community Development and the Arts Council in January and February 2011.

The approved FY 12 General Fund Budget included funding for non-profit agencies. Funding for non-profits has decreased from \$406,500 in FY 11 to \$329,875 in FY 12 which is a 19% decrease. This action is consistent with the expressed desire to encourage the non-profit agencies to look for alternative means of balancing their annual budgets.

Resources

City staff

Staff Liaison: Dale Iman, City Manager

Email Address: diman@ci.fay.nc.us

Phone Number: 910-433-1990

Team Members: Finance and Community Development departments

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City Council receive update from City Manager's Office, Community Development and the Arts Council	FY 11: January and February work sessions
FY 12 adopted budget includes reduced non profit funding; communication with non-profits	FY 11 (June)

First Quarter

- City Council received an update from the City Manager's Office, Community Development and the Arts Council in January and February 2011
- FY 12 adopted budget included reduced nonprofit funding; communication with non-profits
- Administer to non-profits per City Council Policy 135.1
- This item is complete.

Sewer Hook Up Acceleration

Policy Agenda: Growing City, Livable Neighborhoods

Background

In 2008, the City Council and Public Works Commission (PWC) jointly adopted a \$244 million plan to install sewer to about 500 homes a year. The agreement called for completing sewer to 7,000 homes by the year 2023. This target for action follows a request from Council in February of 2011 to study the financial impact for the acceleration of the sewer extension schedule for the Phase V annexation area.

City and PWC staff reviewed the current model to identify the impact of shortening the extension schedule. At a work session in May 2011, Council received an update. PWC's General Manager Steve Blanchard presented the item along with Engineering and Infrastructure Director Jeffery Brown. Mr. Blanchard indicated that increasing the rate of installation would be a resource issue. PWC would need to add additional personnel to maintain an increased schedule. The City would also need to allocate additional manpower and funds to support the storm drainage improvements being done simultaneously with the sanitary sewer installation as we could not accelerate one without the other. The report also indicated that assessments would have to be levied at a faster pace than originally scheduled with the people in the Phase V area. Given the limited resources available, the consensus of Council was to not accelerate the sewer installation.

Resources

Staff

Staff Liaison: Dale Iman, City Manager

Email Address: diman@ci.fay.nc.us

Phone Number: 910-433-1990

Team Members: Finance department, Public Works Commission

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City and PWC staff reviewed the current model to identify the impact of shortening the extension schedule	4 th Qtr FY 11
Council received an update and provided direction	4 th Qtr FY 11

First Quarter

- City and PWC staff reviewed the current model to identify the impact of shortening the extension schedule
- Council received report and provided direction: Given the limited resources available, the consensus of Council was to not accelerate the sewer installation
- This item is complete.

Building Demolition Program

Policy Agenda: More Attractive City

Background

There are a number of challenges associated with any municipal code enforcement and building demolition program. The two most prominent are the lengthy procedural requirements of state law and the limited funds and staff resources available for demolition as compared to the number of buildings that fit the profile as candidates for removal.

At the same time, there are several factors that contribute to the need for public involvement in building demolition. These factors are mainly economic and market changes but also include the investment or disinvestment patterns of property owners – especially those of rental properties. Because resources are limited relative to the need in the community, we must prioritize the use of these funds to achieve the greatest impact.

Resources

\$ 400,150 is included in FY12 General Fund Budget for building demolition and City abatement for lot cut and cleaning.

Staff Liaison: Bart Swanson, Housing and Code Enforcement Manager

Email Address: bartswanson@ci.fay.nc.us

Phone Number: 910-433-1433

Team Members: Housing and Code Enforcement Staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Complete city-wide survey identifying dangerous and blighted buildings	1 st Qtr FY 12
Review current bidding process for demolition contracts and make any necessary changes to meet legal requirements and expedite the process	2 nd Qtr FY 12
Establish a priority list within available funding	2 nd Qtr FY 12
Continued operational focus	Continuous

First Quarter

- 169 buildings identified as either dangerous or blighted
- Prioritized structures for the initiation of enforcement action.

Second Quarter

- Staff reviewed the current bidding process for demolition contracts and made necessary changes to meet legal requirements and expedite the process
- Demolition of buildings under 5,000 square feet will be subject to an informal bidding process
- Demolition of buildings 5,000 square feet and over to be demolished will require a formal bidding process through PWC.

Third Quarter

- Title search program developed in coordination with the Real Estate Division: 109 properties identified for program with June 30, 2012 estimated date of completion
- Expediting demolition process was discussed with City Council and procedural adjustments will result from that discussion
- Demolition priorities by neighborhoods were approved by City Council by consensus.

Fourth Quarter

- Staff has provided a report on boarded structures and has taken direction from Council in addressing this concern. A follow up report will be provided in the first quarter of FY 2013
- Staff will implement the RAMP program beginning July 1, 2012
- Staff will initiate the expedited demolition program in the first quarter of FY 2013.

Economic Development Contract with the Chamber

Policy Agenda: Greater Tax Base Diversity

Background

The City partners with the Fayetteville Cumberland County Chamber of Commerce for economic development activities.

Resources

Funding to continue the contract with the Chamber was included in the General Fund budget in the amount of \$100,000. PWC funds an additional amount of \$315,000.

Staff Liaison: Kristoff Bauer, Assistant City Manager

Email Address: kbauer@ci.fay.nc.us

Phone Number: 910-433-1993

Team Members: Fayetteville Cumberland County Chamber of Commerce

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Re-evaluate contract	4 th Qtr 11
Identify the scope of work and establish performance measures	4 th Qtr 11
Execute contract	4 th Qtr 11
Assess performance quarterly	FY 12

First Quarter

- Re-evaluated contract with the Chamber, identified scope of work and executed contract in June 2011
- Chamber updated Council on performance measures and will report progress to Council quarterly
- This item is complete.

Sign Ordinance

Policy Agenda: More Attractive City

Background

This target for action focuses on developing a modernized sign ordinance that is consistent with the new UDO. The goal is to make modifications to the sign ordinance and develop a comprehensive approach for the sign code to be presented and considered by the City Council.

Resources

Current Planning staff

Staff Liaison: Scott Shuford, Development Services Director

Email Address: sshuford@ci.fay.nc.us

Phone Number: 910-433-1311

Team Members: Development Services staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Assess the scope of the project and devise strategy	1 st Qtr FY 12
Reinitiate and engage Planning Commission	2 nd Qtr FY 12
Formulate recommendations with stakeholder input	4 th Qtr FY 12
Present recommendations and draft ordinance to Council	4 th Qtr FY 12

First Quarter

- Assessed the scope of the project and devised strategy
- Reinitiated and engaged the planning commission
- Planning Commission has been provided a visual reference survey for sign types and characteristics, which will serve as the basis for engaging the community.

Second Quarter

- Information on vehicle signs has been provided to and discussed with the Chamber of Commerce and Board of Realtors
- A schedule of advisory focus groups that include the Chamber of Commerce, Board of Realtors, sign contractors, and design professionals will be considered by the Planning Commission for action in the third quarter.

Third Quarter

- Staff worked to fill an urban designer position. Once the urban designer is on board, focus group activity will commence.

Fourth Quarter

- The urban designer position has been filled with Eloise Sahlstrom
- Focus group research will be initiated in the first quarter of FY 2013.

Street Lighting Ordinance

Policy Agenda: Growing City, Livable Neighborhoods

Background

The target for action seeks to follow the development and implementation of a street lighting ordinance that would enhance public safety and the quality of development in the City. Council adopted a Uniform Street and Thoroughfare Ordinance in February 2010 with an effective date of March 2010. The purpose of the ordinance was to establish uniformity in residential street light placement, specifications and billing. Progress Energy is regulated by the Utilities Commission. In order for Progress Energy to comply with the City's ordinance, they filed an amendment to its existing tariff with the Commission. In February 2011, the Commission raised questions about the wording of the City's ordinance as it pertains to directing Progress Energy to bill customers for street lighting services. In April 2011, Council adopted the minor ordinance revision which allows Progress Energy to proceed.

Resources

City staff

Staff Liaison: Rusty Thompson, Engineering and Infrastructure Director

Email Address: rthompson@ci.fay.nc.us

Phone Number: 910-433-1691

Team Members: Engineering and Infrastructure, Management Services and City Manager staff members.

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Identify stakeholders and research options	FY 11
Council adoption of Uniform Street and Thoroughfare Lighting Ordinance	FY 11
Implement Council approved ordinance	2 nd Qtr FY 12

First Quarter

- Council adopted the Uniform Street and Thoroughfare Lighting Ordinance
- Collaboration of City staff and Progress Energy
- On December 22nd Progress Energy will include street light billing on the electrical bills for residential customers
- The fee on the monthly bill will vary from \$1.19 to \$5.46, depending on the number of customers served by each streetlight and whether the electricity to the light poles is provided above or below ground
- Communication plan was developed between City and Progress Energy: Message for customers, webpage explaining the process and support through the call centers for both entities.

Second Quarter

- Engineering and Infrastructure staff generated and distributed to all lighting providers a survey letter with instructions to provide a 90 day implementation plan for areas that do not meet lighting standards
- At the end of the 2nd quarter, no official response has been received by the City from the lighting providers
- Next quarter summary report of findings will be compiled by City staff.

Third Quarter

- The City has received responses from the following electric providers: PWC, Progress Energy and Lumbee River Electric
- At quarter end, we still have not received a written response from South River Electric
- Electric providers responded that they will review individual locations based on written requests from the City, after the City has investigated and determined a need
- Progress Energy and the City have developed a flowchart process
- Other providers are reviewing the flow chart to determine if they are able to follow the same process.

Fourth Quarter

- At the end of the 4th quarter, no lighting provider is willing to retroactively provide additional street lighting for the purpose of meeting the ordinance
- All providers are handling individual customer requests for additional lighting on a case-by-case basis
- Engineering and Infrastructure staff have reviewed and approved plans submitted by PWC for additional street lighting in existing neighborhoods in 12 separate locations and is investigating two locations within the Progress Energy limits
- PWC has scheduled work to begin in the next two months for thoroughfare lighting along Reilly Road.

Comprehensive Classification and Compensation Plan

Policy Agenda: More Efficient Government

Background

Hiring and retaining quality staff is a critical aspect of providing excellent service to citizens. Currently, it is only the Police Department that has a compensation plan. Once their compensation plan was in place, they were able to maintain a 96% or higher staffing level. Council has requested that staff analyze a comprehensive compensation plan for all departments. This effort could reduce the turnover rate and increase retention. This project would enable a more performance based performance system, which leads to recruiting and retaining top quality workforce and more effective levels of service.

Resources

Current staff; \$100,000 for comprehensive classification and compensation plan is included in the FY12 Recommended Budget. Any budget requirements to implement the plan will need to be provided by Council.

Staff Liaison: John Kuhls, Human Resource Development Director

Email Address: jkuhls@ci.fay.nc.us

Phone Number: 910-433-1643

Team Members: HRD Staff and key staff from various departments

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Issue RFP to solicit proposals from qualified consultants to assist the City in conducting research (Study fair and equitable pay: Research current market rate for each position; Compare market rate to City's salary by position)	3 rd Qtr FY 11
Evaluate proposals and choose	1 st Qtr FY 12
Participate and support the study. Receive study results	2 nd Qtr FY 12
Formalize compensation and classification recommendations for implementation	3 rd Qtr FY 12
Brief Council on recommended compensation plan	3 rd Qtr FY 12
Implement Comprehensive Classification Compensation Plan	TBD

First Quarter

- Issued RFP to solicit proposals from qualified consultants
- Evaluated proposals and executed contract with consultant
- HRD staff provided data to consultant
- Consultant completed initial meetings, interviews and presentations
- Job analysis questionnaire process largely complete
- In the second quarter, the consultant will review job analysis questionnaires, finalize classification structure, provide updated job descriptions to the City and begin the market analysis.

Second Quarter

- Segal analyzed all City job analysis questionnaires submitted and made suggestions regarding FLSA status of various jobs
- Staff reviewed those changes with SMT/Department Heads
- Ten public sector benchmark organizations were identified and approved by Council (at the October 3, 2011 Work Session) as appropriate market survey recipients
- Our total compensation market survey was distributed, and results were obtained from all ten benchmarks. Data was also compiled using published private sector survey data
- A preliminary draft survey report was reviewed during teleconference calls with Segal and staff to review all data and key findings for the 52 benchmark jobs used in the survey
- Updated job descriptions are now being reviewed by staff, and will continue in third quarter
- Additionally, in the third quarter, the February 6th Council work session will include a review of data and key recommendations required for a successful implementation phase
- All critical project milestones continue to be completed on time per our project timeline.

Third Quarter

- City Council reviewed the total compensation (pay and benefits) study outcomes and recommendations from the market-based survey conducted by our consultants at their March 5th work session
- Staff recommended that Council direct the City Manager and staff to move forward with implementing recommendations from the study at their work session
- City Council unanimously approved the Compensation Study Implementation March 12th with the approval to "Move forward with implementing recommendations from the study."
- Staff briefed Senior Management Team members on next steps and are working on implementation activities and planning.

Fourth Quarter

- Presented cost estimates of implementation at Council's April 10 work session, including alternative approach (2.5% of midpoint)
- The recommended budget from the Interim City Manager included the alternative approach of 2.5% of grade midpoint for general fund employees plus Police Step Plan for sworn LEO in proposed FY13 budget
- Continue to prepare various materials for ongoing policy discussions with City Council
- Implementation timing and details are still to be determined by Council and City Manager, with a possible January launch of some recommendations (TBD) as previously presented
- This item continues as a top priority in the FY 2013 Strategic Plan.

Solid Waste Contracting for Services

Policy Agenda: More Efficient City Government

Background

This target for action seeks to research and explore opportunities for outsourcing City services. Currently, staff is researching options to outsource garbage collection for a portion equal to one fourth of the city to determine the potential financial advantages.

Resources

Environmental Services, Legal, Purchasing and Finance staff.

Staff Liaison: Jerry Dietzen, Director of Environmental Services

Email Address: gdietzen@ci.fay.nc.us

Phone Number: 910-433-1984

Team Members: Environmental Services, Purchasing, Finance, and Legal

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Research outsourcing efforts in peer cities	4 th Qtr FY 11
Develop RFP	1 st Qtr FY 12
Advertise for proposals	1 st Qtr FY 12
Finalize cost of service analysis and benchmarking data	2 nd Qtr FY 12
Brief Council, receive feedback	3 rd Qtr FY 12
Implement Council approved options	1 st Qtr FY 13

First Quarter

- Developed RFP to contract approximately 15,000 or the equivalent of one fourth of the City's households for garbage collection. (Garbage collection only and not yard waste or bulky item collections)
- The pre-proposal meeting was scheduled for October 6, 2011 and the proposals were due October 20, 2011
- Depending upon the outcome of the proposals, City Council may decide to contract out this portion of the city to a private contractor
- The Environmental Services Department finalized the current cost of services for the area described above and the analysis is waiting on final review from Finance Department.

Second Quarter

- Proposals for contracting garbage collection for 15,000 households were received October 25
- The financial analysis was evaluated by Finance Department
- The information will be presented to City Council for review and consideration on January 3.

Third Quarter

- In Jan. Assistant City Manager Doug Hewett presented information to Council concerning the RFPs and City costs
- Council requested staff to prepare additional information and provide answers to specific questions concerning the RFP process
- Additional information was prepared by the resource team
- Environmental Services Director, Jerry Dietzen presented information to Council March 5 which addressed earlier questions from Council
- The pilot study analysis indicated that it is more financially viable and effective for the City to continue to provide all garbage collection than to utilize a service provider
- Additionally, other ancillary and emergency services currently provided by the department would become more costly to City taxpayers if a portion of the garbage collection services were contracted
- City Council's direction to staff was not to proceed with contracting and to reject all proposals
- On March 8, 2012, RFP rejection letters were sent out to the five contractors who submitted proposals
- This item is complete.

Fayetteville Beautiful Support Policy Agenda: A More Attractive City

Background

Fayetteville Beautiful is a committee of concerned citizens dedicated to encourage others to take greater responsibility for improving their environment. The key to a long-term sustainable solution for a more beautiful Fayetteville is its success at changing individual behavior and attitudes about litter.

Staff Liaison: Michael Gibson, Director of Parks and Recreation

Email Address: mgibson@ci.fay.nc.us

Phone Number: 910-433-1557

Team Members: Parks & Recreation staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City Wide Clean-Up (November)	2 nd Qtr FY 12
City Wide Clean-Up (April)	4 th Qtr FY 12

First Quarter

- No update.

Second Quarter

- Planning upcoming city wide spring clean-up
- Develop clearinghouse for citizen groups looking for clean-up and beautification projects.

Third Quarter

- Planning upcoming city wide spring clean-up Saturday, April 21 at 9 a.m. The cleanup will start at the intersection of MLK and Ramsey Street
- During the Fayetteville Beautiful cleanup, citizens pick up litter on roadways in the city
- In total, 7,389 Fayetteville Beautiful volunteers have picked up 87 tons of litter along 296 miles of roadside in seven cleanup efforts
- Fayetteville Beautiful is a part of Keep America Beautiful, which designed a litter assessment tool for communities, called the Litter Index
- The litter index ranks towns and cities on a scale of 1 to 4, with 1 being the best and 4 being the worst. Fayetteville's current litter index is 1.86.

Fourth Quarter

- April 27 - Ben E. Martin tree planting with students. Fayetteville Beautiful made a significant contribution to the purchase of the plant material
- May 19 - Electronic Waste Drive and Paper Shred along with a Rain Barrell/Compost Bin Sale at Westwood Shopping Center
- June 9 - Lake Rim Cleanup
- Provided funding for the purchase of plants for the Murchison Road Neighborhood Entrance Beatification Project
- First Wednesday of each month volunteers prune and replant flowers/plants in downtown black pots
- Upcoming activities- September 8 - Cross Creek Clean Sweep from Grove Street to the Cape Fear River.

Bragg Boulevard Corridor Development Management Agenda: Greater Tax Base Diversity

Background

This project focuses on the redevelopment of Bragg Boulevard from Hay Street to Ft. Bragg, which is essential to Fayetteville's transportation infrastructure, especially as we construct I-295. Given Bragg Boulevard's proximity to Ft. Bragg and downtown, it is vital for our community's economic development to invest in this area. Staff will engage the community in a dialogue regarding appropriate and desirable development along this key corridor through the use of consultant services. Area specific overlay(s) and zoning ordinance will be presented for Council consideration. There was \$125,000 allocated in Planning Department budget to do both the Bragg Blvd Corridor Plan and the Ramsey Street Plan implementation projects (a market study and a zoning code update). This budgeted amount was insufficient funding for a basic Bragg Blvd Plan or the Ramsey Street Plan. The Fort Bragg Regional Alliance took an interest the Bragg Blvd project and applied for funding through the Office of Economic Adjustment. OEA agreed to provide partial (75%) funding for a \$200,000 Bragg Blvd plan; our match would be \$50,000 (25%). We then sought quotes from 16 consultants on Ramsey Street and the best-qualified came in at under \$75,000, meaning the City had enough funding to do both street corridor projects.

Resources

Current Planning staff. The FY 2012 budget includes some funding for consulting. Possible grant funding from Office of Economic Adjustment is being pursued by the Ft. Bragg Regional Alliance.

Staff Liaison: Scott Shuford, Development Services Director

Email Address: sshuford@ci.fay.nc.us

Phone Number: 910-433-1311

Team Members: Development Services staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Assemble staff team and evaluate base data and infrastructure plans, with objective of outlining proposed scope of work and needed resources	2 nd Qtr FY 12
Brief City Council (and community as appropriate), with objective of identifying areas of greatest opportunity and impact as focal points for detailed small area land use and design/development plans	3 rd Qtr FY 12
Select and manage a planning consultant hired to develop detailed plan and implementation tools (including overlays) for selected small areas, in concert with the community	4 th Qtr FY 12
Complete the recommended implementation steps (e.g., adoption of the ordinance).	2013

First Quarter

- Assembled staff team and evaluated base data and infrastructure plans,
- Outlined proposed scope of work and needed resources
- Staff is in the process of developing a multipart RFP for retaining consultant services for various aspects of the plan. This approach will enable us to more effectively identify funding needs and which parts of the plan can be accomplished in house as staff capacity allows.

Second Quarter

- The Office of Economic Adjustment (OEA) funding opportunity was identified and pursued by the Fort Bragg Regional Alliance for the Bragg Blvd. Corridor Plan
- Funding was approved for \$200,000 with the City providing a 25% match (\$50,000)
- Staff has developed a RFP in cooperation with the Fort Bragg Regional Alliance to solicit firms to complete the Bragg Blvd. Corridor Plan
- Under the draft interlocal agreement between the City and Fort Bragg Regional Alliance, the Alliance will issue the RFP and the City will manage the project once a consultant is selected.

Third Quarter

- RFP issued with robust response from the private sector
- A consultant selection meeting was held with internal stakeholders; contract negotiation is underway by the Fort Bragg Regional Alliance.

Fourth Quarter

- Planning Communities has been retained as the consultant for this project
- A design charrette was held over four days in June 2012
- The consultant is in the process of preparing the draft plan
- This item continues as a top policy action in FY 2013.

Non-Stop Air Service to Washington, D.C.

Management Agenda: Greater Tax Base Diversity

Background

A survey to investigate and secure direct air service from Fayetteville/Ft. Bragg to the D.C. area was completed in FY10. This study provided guidance and recommendations that support direct air service as well as aided in the development of negotiations for potential service providers. The study reviewed general aviation alternatives. The pursuit of a non-stop air service to our Nation's capital is also listed in the joint City, County and Chamber federal legislative agenda as an additional priority in support of strong efforts to secure the service.

Resources

A contract with InterVISTAS, Air service consultants is needed to continue to coordinate with airlines. Budget is in place for contract negotiations. Airport staff time will be needed to support these actions.

Staff Liaison: Brad Whited, Airport Director

Email Address: bwhited@ci.fay.nc.us

Phone Number: 910-433-1623

Team Members: Airport staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Execute contract with InterVISTAS	1 st Qrt FY 12
Coordinate with InterVISTAS to follow up service opportunities	Continuous

First Quarter

- Executed contract with InterVISTAS.

Second Quarter

- InterVISTAS followed up with major airlines reference DC service. No response to Fayetteville opportunities to service DC
- InterVISTAS obtained government data, in late December, to calculate potential demand for NYC service
- US Airways Headquarters announced that Fayetteville is among eight communities that will receive NEW direct service to Washington's Reagan National Airport
- It is anticipated that daily service to Washington's Reagan National Airport will begin March 25th, 2012 with one round trip daily.

Third Quarter

- InterVISTAS communicating with Fort Bragg, BRAC, and Airlines regarding new service to DC, which began March 25, 2012
- This item is complete.

Reclaiming Neighborhoods Next Project

Management Agenda: Growing City, Livable Neighborhoods

Background

As a component of the Police Department's Community Wellness Program, the Reclaiming Neighborhoods Project takes a holistic approach to the problems in specific neighborhoods. Working through the community and in the community, this initiative helps ensure neighborhoods are safe, clean and nuisance free. Through this concentrated effort, City departments identify how they may contribute and work to solve issues. Quarterly meetings are conducted to provide updated information from each department's accomplishments and challenges. The pilot community for this project was B-Street. Currently this project is focused on the Bonnie Doone area.

Resources

Current City employees, community stakeholders

Staff Liaison: Tom Bergamine, Chief of Police

Email Address: tbergamine@ci.fay.nc.us

Phone Number: 910-433-1819

Team Members: City departmental resources

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Hold quarterly meetings with key departments and stakeholders to evaluate progress	Continuous
Community Engagement: Community Watch support and special events	Continuous
Conduct special operations in the area and evaluate	Continuous
Neighborhood selection process	Upon completion of work plan

First Quarter

- Held meetings with key departments
- Executed concentrated operations in the Bonnie Doone area
- Coordinated Community Day, which is set for October 8th.

Second Quarter

- Executed Community Day October 8, community partners, city departments and faith based organizations all participated. Estimated 400 in attendance
- The police department shared with Council the pre-existing critical factors that are essential for the eventual success of a community reclamation project
- Special operations, concentrated efforts and quarterly assessment meetings continue
- Preparing for a final report on the Bonnie Doone Area effort to be distributed next quarter
- The selection process for the next neighborhood will begin in the third quarter.

Third Quarter

- Final report on the Bonnie Doone focus area was completed and provided to the Police Chief and City Manager for review in the third quarter
- The police staff will continue to build relationships with the local community leaders and consider the efforts of this project a success
- Community policing projects such as the Bonnie Doone initiative is ultimately dependent upon the citizens within the community
- The Police Department also made a determination on the next focus area. They will conduct a Reclamation Project in their 2 districts simultaneously. The locations identified are the Bunce Road area in the Cross Creek District and Murchison Road/Jasper Street area in the Campbellton District.

Fourth Quarter

- On April 30, 2012, a Reverse 911 call was launched to 2,408 citizens in the Bunce Road area to advise them of the community meeting being held at the St. John Free Will Baptist Church on Bunce Road, launching the Bunce Road Reclamation Project
- In May 2012, statistical data was collected by the Crime Analysis Section to gather intelligence on what types of criminal activity was occurring in the project area of Bunce Road
- During the 4th quarter, district officers began increased patrols such as High Visibilities and Directed Patrols in the Bunce Road area
- Challenges
 - Citizen participation/buy in - only 14 citizens responded to the Reclamation Launch meeting held on April 30
 - Only one location in the area can host community events (John D. Fuller Recreation Center)
- Upcoming events
 - A Bunce Road Community Awareness Meeting will be held on July 27. City/Cumberland County departments, along with the private sector, will attend the event to advise citizens of available services
 - Continue increased law enforcement activity in the community, such as community walk downs, warrant specials and other vice operations spearheaded by the Police Department Special Projects Unit
- This project continues as a Target for Action in FY 13 as an element of the Community Wellness Plan Crime Reduction Strategy.

HOPE VI Business Park Development Management Agenda: Greater Tax Base Diversity

Background

This project is a continuation of the FY11 target for action. As part of the City's commitment to the Old Wilmington Road HOPE VI Revitalization Project, the City allocated \$1 million to acquire land for the development of the Business Park. The redevelopment of the Old Wilmington Road neighborhoods would revitalize the community by:

- 1) Replacing existing distressed public housing
- 2) Providing new housing opportunities
- 3) Providing community support services opportunities
- 4) Locating owner occupied housing and rental units throughout the area
- 5) Creating a market demand for further development

This development of a business park is a viable and important part of the overall project as it could reverse the trend of poverty by creating jobs in the area. Site selection was approved December 13, 2010. The vision is to develop the site to continue the redevelopment of the area by providing job opportunities, business opportunities, and general convenience services. A market study is expected to inform what the most attractive opportunities are. There was a market analysis completed by TCG, International (who wrote the HOPE VI application) in 2006. That analysis will need to be updated to reflect current market conditions.

Resources

Funding previously allocated from the general fund for the HOPE VI Revitalization project includes: \$1 million for the business park and \$1 million for acquisition for market rate housing.

Staff Liaison: Victor Sharpe, Community Development Director

Email Address: vsharpe@ci.fay.nc.us

Phone Number: 910-433-1933

Team Members: Chamber of Commerce, Real Estate and Development Services staff.

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City: Land assembly and site prep for 9.2 acres	Continuous
Chamber: RFP for consultant develop market study	TBD
Chamber: RFP for developers	TBD
Chamber: Select developer from RFP process and negotiate development agreement	TBD
Chamber: Present to Council and approve recommendations with funding mechanism	TBD

First Quarter

- Continued acquisition of parcels at the development site. Of the 40 parcels at the site, the City acquired 16 parcels, offers on 3 parcels have been accepted and 5 offers have been mailed. We are awaiting title searches on the remaining parcels
- Acquisition includes the former home of Dr. E.E. Smith
- Completed agreement with the Chamber of Commerce to assist with the redevelopment of the Business Park. Met with the Chamber's economic development staff
- Upcoming activities include continuation of property acquisition and development of the market study.

Second Quarter

- Acquired additional sites. To date 21 of the 40 parcels have been acquired. One additional offer has been made and we are awaiting a response.
- All of the title searches have been completed.
- Upcoming activities include an update of the 2006 market analysis used for the HOPE VI Grant application.
- The City's contract with the Chamber directs them to create and implement a plan to move the development of the business park project forward.
- The Chamber will provide a quarterly report to Council on the progress made.

Third Quarter

- Continued to acquire additional sites. To date 23 of the 40 parcels have been acquired
- Offers have been made on the remaining parcels with the exception of the 5 that are occupied
- Met with Chamber to discuss update of market analysis and the further development of the site
- We plan to meet with City Council to get direction on relocation benefits for the occupants of the 5 occupied structures.

Fourth Quarter

- Received approval from City Council to work with the owner-occupied and tenant occupied properties to offer up to \$5,000 in relocation assistance
- Continued to negotiate the acquisition of additional properties. To date, 23 of the 40 parcels have been acquired
- City is working with the Fayetteville-Cumberland County Chamber of Commerce to determine the use of the site
- Chamber has hired MKSK along with Thomas Point Associates to provide professional market analytics, site planning and design services.

City Communications Strategy

Management Agenda: Greater Community Unity

Background

A City-wide comprehensive Communications Strategy outlines specific actions for engaging internal and external stakeholders. It is a powerful tool and a cornerstone of effective leadership. It takes an entire organization to implement and sustain an effective Communications Strategy. In this way, the Communications Strategy is intended to guide all employees and enhance the services the City delivers by working collaboratively across departmental lines.

This target for action seeks to follow the development of a City Communications Strategy that will support improvements in policy and protocol. We will seek to secure a consultant and begin development of a written plan that will focus on effective crisis communication and internal communication, which ultimately will improve our ability to effectively market and brand the city, proactively engage citizens and build media relations.

- Crisis Communication Plan (with an internal focus): Protecting and securing our interests
- Marketing and Branding: City staff will focus on the All America City marketing campaign and will also collaborate on a downtown marketing initiative through a partnership with the Fayetteville Area Conventions and Visitors Bureau, the Airborne and Special Operations Museum and the Cumberland County Tourism Development Authority
- Public Information: Building media relationships, proactively fostering community engagement and responding to public information requests.

Resources

City Communications Strategy: \$25,000

Marketing and Branding: All America City marketing \$83,000; Collaboration with Fayetteville Area Conventions and Visitors Bureau, on community marketing campaign.

Staff Liaison: Jennifer Lowe, Public Information Officer

Email Address: jlowe@ci.fay.nc.us

Phone Number: 910-433-1549

Team Members: Corporate Communications staff, community partners.

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Develop All America City marketing plan	1 st Qtr FY 12
Implement approved All America City marketing plan	Continuous
Collaborate with FCVB in downtown marketing initiative (TDA)	Continuous
Improvements to citizen engagement and public information dissemination	Continuous
Research and secure appropriate consultant to begin development of written Communications Plan and Strategy	3 rd Qtr FY 12
Present communications recommendation to City manager and Council	4 th Qtr FY 12

First Quarter

- Acclimated new PIO and engaged media, community communication partners and City communication staff
- Crisis Communication: Protecting and securing our interests:
 - Collaborated with Emergency Management Coordinator for improvements in the communication aspects of the Emergency Operations Plan
 - Upcoming activities: Research consultant
- Marketing and Branding:
 - Developed All America City marketing plan
 - Briefed City Managers and Council
 - Moving targeted items forward: Follow updates in Manager's weekly report
 - Working with FCVB in advertising/marketing for campaign for downtown
- Public Information: Building media relationships, proactively fostering community engagement and responding to public information requests
 - Improved protocols for managing public information requests and public information releases
 - Launched City Facebook and Twitter.

Second Quarter

- Internal and Crisis Communication:
 - Collaborated with Emergency Management Coordinator for improvements in the communication aspects of the Emergency Operations Plan and revised the COOP
 - Reviewing other municipal communication administrative policies. Will work to develop administrative policy for Fayetteville, coordinate and review with departments, and execute and implement by fiscal year end.
- Marketing and Branding:
 - Continued implementation of AAC marketing plan
 - Highlights include billboard and sign placements completed in time for holiday travel and traffic; "Thank you for your service to our All America City" banner installed at Green Ramp; All America City Up & Coming edition complete
 - Working with FCVB in advertising/marketing for campaign for downtown: Provided CVB's marketing firm with content and philosophy for best marketing practices for NCVP for creation of brochures, rack car and website enhancements.
- Public Information:
 - Building media relationships, proactively fostering community engagement and responding to public information requests
 - Created calendar year 2011 annual report
 - Facilitated increased public attendance for positive city events such as 1st annual Veterans Day ceremony at NCVP, and City Council Inauguration.

Third Quarter

- Received four awards for Excellence in Communications by the North Carolina City & County Communicators' (NC3C) which showcase the best of the best in communications in North Carolina
 - Annual Report: First place (2011 Annual Report to the Community)
 - Marketing Campaign: First place (All-America City strategic marketing plan)
 - Print Publication – Magazine: First place (Parks and Recreation Activities Guide)
 - Citizen Participation: Second place (Citizens Academy)

- Marketing of AAC
 - Preparing to wrap up plan and transition the AAC shield out , while brand remains in tact
 - Made arrangements for final media placements
 - Planning finale event
- Citizen Engagement
 - Planning for Spring Citizens academy
 - Working toward web streaming Council meetings and camera upgrade
 - Ad placement on social media and continued focus on updating sites has resulted in strengthened Facebook presence and more than 400 Twitter followers
- Communications Tools and Practices
 - Reasserting the need for ADA compliance statement on all printed materials
 - Researched “one call” vendors for contacting council
 - Updated and verified active Corporate Communications media distribution list
 - Recommended procedure for public records requests and information requests
 - Working with Emergency Management (EM) staff on crisis communications plan and drills
 - In facilitation with EM, established departmental call down rosters for emergencies.

Fourth Quarter

- Continued to facilitate use of TDA funds given to FCVB for web enhancements and marketing of the North Carolina Veterans Park: Launch anticipated for 1st quarter FY 2013, print materials in design
- Continue to collaborate with Parks & Recreation on development and execution of an educational campaign for parks bond
- Trained with county in joint crisis communications protocol and developed COOP revisions for City’s Emergency Management
- Completed the implementation of the All-America City strategic marketing plan and celebrated finale with employees and community at Swampdogs game and fireworks
- Launched 250th logo package
- Facilitated Spring Citizens’ academy
- Drafted suggested protocol for departments for handling public records and information requests
- Completed informal situational analysis of city communications procedures and protocols in order to begin to draft relevant corporate communications policies and procedures
- Shifted timeline for recommendations and formal presentation due to City Manager’s Office vacancies
- City Communications Plan remains a target for action in FY 2013, during which a formal comprehensive plan will be written to include protocol and procedures for handling information requests and an updated graphic standards manual.

Limited English Proficiency Management Agenda: More Efficient Government

Background

Fayetteville is a diverse community with citizens from all types of backgrounds, nationalities and cultures. City departments have established internal procedures and policies based on their customers' needs. As stipulated by law and to meet federal granting agency requirements, the City is clarifying its procedures and revising its policy to provide services to individuals with limited English proficiency. This target for action seeks to develop an overarching citywide policy and establish an internal network for City departments to share best practices and leverage tools.

Resources

Current staff will develop the citywide policy and establish internal network. This network will evaluate ongoing needs. If additional resources are needed, those will be identified.

Staff Liaison: Ron McElrath, Human Relations Director

Email Address: rmcelrath@ci.fay.nc.us

Phone Number: 910-433-1605

Team Members: Human Relations, Legal and Management Services staff

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Research regulations and best practices	FY 11
Develop citywide policy and implementation plan and brief Council	FY 11
Execute citywide policy	1 st Qtr FY 12
Establish network and implement policy	2 nd Qtr FY12
Monitor established policy and procedures and continue training	Continuous

First Quarter

- Completed research and developed citywide policy and implementation plan
- Staff briefed Council
- Executed citywide policy
- Established network; worked to implement policy
- Added LEP policy training to the supervisors' training blocks (coming soon)
- Supervisor training on use of the language line in process
- Continue to monitor established policy.

Second Quarter

- Incorporated the LEP policy and procedures into the City's Supervisory Operational Skills Class offered by the City's HRD training staff
- Began process of identifying bilingual City Employees and developing a list to be used for language assistance. This listing will offer first response assistance in public interactions with LEP citizens
- In the third quarter, we will work to develop and formalize training for all employees.

Third Quarter

- Working to consolidate a list of bilingual City Employees to be used for language assistance. This listing will offer first response assistance in public interactions with LEP citizens
- Language cards have been distributed to employees that interact regularly with customers
- Staff developed LEP curriculum and will work to implement this training for all employees.

Fourth Quarter

- Identified vital documents for translation into Spanish
- Finalized list of bilingual City employees who volunteered to assist LEP residents seeking services
- Provided LEP related training to City employees online, during orientation, and supervisory training (SOS)
- Expanding outreach efforts to LEP population through the use of diverse resources such as newspapers, television, and social media.

Old Days Inn Site Development Management Agenda: More Attractive City

Background

This target for action follows the North Carolina Veterans Park master plan that was developed for the area surrounding the park, the Airborne and Special Operations Museum and Rowan Park. The City seeks to develop land use plan for residential housing in the area. The land was purchased as part of the development of the North Carolina Veterans Park.

Resources

City staff

Staff Liaison: Craig Hampton, Special Projects Director

Email Address: champton@ci.fay.nc.us

Phone Number: 910-433-1786

Team Members: Community Development, City Manager's Office, Planning and City Attorney

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Develop RFP for site development and issue RFP	1 st Qtr FY 12
Reissue RFP	3 rd Qtr FY 12
Award of development contract	3 rd Qtr FY 12
Complete development contract	1 st Qtr FY 13

First Quarter

- Developed RFP for residential development for 5 acre lot on Bragg Blvd. across from the North Carolina Veterans Park
- Posted RFP to COF, PWC and several other websites
- Pre-proposal was held September 6; no potential developers attended
- Submittal date was October 11, 2011, no response received.

Second Quarter

- Team meeting with CMO regarding potential changes to development proposal to entice participation. Discussions and investigation is on-going
- ETA of next issuance of RFP would be late 3rd quarter FY 12.

Third Quarter

- Revised RFP to include rental properties and minor commercial
- Review of RFP by city staff
- Will reissue upon direction from CMO and receive proposals.

Fourth Quarter

- Complete revisions to RFP to add different and alternate development options and minor commercial business
- Complete rezoning of site
- Reissued RFP to expanded database of development type firms
- Posted RFP to City website.

Multi-Modal Center: Land Assembly and Design Management Agenda: Revitalized Downtown

Background

The Multi-Modal Center will house a new FAST bus transfer facility and will accommodate at least 16 bays, contain a two-story building of about 20,000-square feet and sufficient land area for complimentary commercial and/or retail private development. The first phase included site selection and preliminary engineering and design. This process began in the summer of 2006. Staff will work to resolve any outstanding issues related to property acquisition and move forward with development of the facility.

Resources

Current staff and established capital project budget. This project is being funded through the FTA, the NCDOT and local funding matches. To date, there is approximately \$1.8 million available for this project to cover preliminary design, engineering and land acquisition. The total project cost is estimated at \$15 million. Additional grant funds will be pursued for final design and construction.

Staff Liaison: Randy Hume, Transit Director

Email Address: rhume@ci.fay.nc.us

Phone Number: 910-433-1011

Team Members: Transit, Special Projects Director, Engineering and Infrastructure, City Manager Office, Parks and Recreation, Cape Fear Valley Hospital System, FAMPO, NC DOT Raleigh, NC DOT-Division 6

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Begin programming and design process	2 nd Qtr FY 12
Demolition of the structures on the acquired properties	3 rd Qtr FY 12
Pursue competitive grant funding for construction of multimodal center	Continuous
Completion of construction documents	FY 13

First Quarter

- First design meetings to begin in October
- Completion of construction documents in one year or less thereafter
- Submitted competitive grant proposal in July under FTA's State of Good Repair initiative. The project was not selected for funding from federal FY 2011 funding. After FTA's debriefing, staff will resubmit the project for federal FY 2012 funding
- Presented final offer letters, with FTA concurrence, for the last two properties needed to complete property acquisition. One owner responded with indicating their intent to make a counter offer. One owner did not respond by the established deadline
- Revised schedule shows completion of project in late-2013 depending on availability of funding.

Second Quarter

- Demolition specifications being compiled and will be ready by end of January 2012
- Continuation of planning and budgeting meetings through 2nd Qrt FY 13
- Continuation of land assembly.

Third Quarter

- Continued land assembly effort
- Completed schematic design for the MMTC
- Continued coordination of design with utilities, zoning and adjacent street projects
- Completed demolition specifications and issued Invitation for bids
- Issued Request for Qualifications (RFQ) for geotechnical engineering services
- Continued preparation of owners requirements for LEED certification
- Submitted competitive grant application for construction funding under FTA's Bus Livability Initiative.

Fourth Quarter

- Completed design and development phase
- Issued and received bids for demolition of existing City owned buildings
- Issued orders for geotechnical work needed for design of structure
- As a result of Transit's pursuit of a competitive grant, the Federal Transit Administration (FTA) awarded the Bus Livability Initiative grant for \$8 million for the construction of the downtown Multimodal Transit Center.

Prince Charles Hotel: City Options and Direction

Management Agenda: Revitalized Downtown

Background

The Prince Charles Hotel is a historic landmark located in the downtown area, across from City Hall. The building was declared dangerous and ordered vacated on October 19, 2010 for unsafe interior conditions relating to building defects creating a fire hazard. On September 8, 2011, an additional dangerous building order to repair exterior building defects to prevent unstable portions of the building from falling off of the building was issued. To date there has only been partial compliance in submitting plans to obtain necessary building permits to initiate the required corrective action. The property owner has not paid related civil penalties for non-compliance or assessment or for lot cut and cleaning assessments. Staff will continue enforcement action to persuade property owner to achieve code compliance.

Resources

City staff

Staff Liaison: Bart Swanson, Housing and Code Enforcement Manager

Email Address: bartswanson@ci.fay.nc.us

Phone Number: 910-433-1433

Team Members: Housing and Code Enforcement, Fire Department and City Manager's Office

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City departments coordinate efforts to achieve code compliance and successful development of the property and to develop potential City initiatives and/or actions	Continuous
Update Council	3 rd Qtr FY 12
Implement Council approved actions	4 th Qtr FY 12

First Quarter

- City departments met to coordinate efforts to achieve code compliance and successful development of the property
- Developing potential City initiatives and/or actions and preparing to update Council.

Second Quarter

- New violation noted and Hearing Order served.

Third Quarter

- Foreclosure of code enforcement violation liens initiated.

Fourth Quarter

- Foreclosure delayed due to a bankruptcy filing by the building's owner
- This item continues as a top priority in FY 2013.

Consolidated 911 Operations Management In Progress: More Efficient City Government

Background

Currently our community has two primary Public Safety Answering Points (PSAP). One is managed by Cumberland County and the other by the City of Fayetteville. Last year both the city and county communication centers went live with Computer Aided Dispatch (CAD) systems purchased from OSSI. In addition to purchasing the CAD system, the city and county standardized operating procedures with the purchase of PROQA Call-taking software. Previously the City and County had different CAD systems and operating procedures.

In March of 2010, the city went live with the OSSI CAD system. In July of 2010, the City went live with the call taking software from PROQA. PROQA has three disciplines: Emergency Fire Dispatch, Emergency Police Dispatch and Emergency Medical Dispatch. The City did not go live in July of 2010 with Emergency Medical Dispatch, awaiting approval from the State and local medical directors. The City continued to transfer all medical calls by telephone to the County, who would perform the Emergency Medical Dispatch function.

In December of 2010, the CAD to CAD Module went operational connecting the CADs (City and County) together. CAD to CAD allows both communication centers to receive and share call information simultaneously and eliminates transferring calls by telephone. In July of 2011, the City received authorization to utilize Emergency Medical Dispatch. Both centers now, regardless of the type of call received, PROQA the call, enter the call into CAD and then push the call using the CAD to CAD module to each other if necessary.

The consolidation is broken down into three phrases:

1. Both centers utilize CAD to CAD
2. Both centers operate the same CAD
3. The actual merger of both centers into one building and one organization.

Resources

Substantial funding will be required for Phase 3 (actual merger of both centers into one building and one organization). Neither center is currently large enough to accommodate the required service needs of a primary PSAP. A new facility would have to be built (or an existing building found and remodeled) which will require a substantial amount of money. The North Carolina 911 board has created a PSAP grant program to help with the consolidation of PSAPs. The grant can be used to pay for brick and mortar but cannot be used for land acquisition. Another financial impact will be the salary disparities of the City and County communication center employees. Starting pay for the county's entry level communication employee is \$30,805 and the City's entry level communication employee salary is \$25,442. Financial impact for completion of Phase 2 (both centers operating one CAD) is minimal and E-911 money will be used.

Staff Liaison: Brad Chandler, Assistance Chief of Police

Email Address: bchandler@ci.fay.nc.us

Phone Number: 910-433-1914

Team Members: Team Leader: Captain Brad Chandler- Communications, Fayetteville Police and Fire Departments, Cumberland County Sheriffs' Office, the Ferguson Group

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Phase One: CAD to CAD operations and formulating one set of operating procedures for both centers	FY 11
Emergency Medical Dispatch: Both centers enter the call into CAD and then push the call using the CAD to CAD module to each other, if necessary.	1 st Qtr FY 12
Phase Two: One CAD for both agencies	3 rd Qtr FY 12
<p>Phase Three: Actual merger into one Consolidated 911 Communications Center. Continue to hold planning meetings with stakeholders</p> <ol style="list-style-type: none"> 1. Complete the assessment of our current operations (Technology, Staffing and Facility) 2. Evaluate the assessment (Do we continue or not) 3. Develop a plan 4. Develop project management 5. Identify needs for operations, technology, facility and budget/funding 6. City/County leaders enter into Memorandum of Understanding or Intergovernmental agreement, a Joint Services Agreement and establish project status updates. 	TBD (3-5 years out)
Pursue grant (funding) opportunities for Phase Three	Continuous

First Quarter

- Both centers utilize CAD to CAD: Monitoring and evaluating protocols and procedures for optimal effectiveness
- Preparing to implement Phase II: Both centers operating the same CAD projected to be operational in December 2011
- Completed certifications and training: Went live with improvements to Emergency Medical Dispatch. Both centers enter the call into CAD and then push the call using the CAD to CAD module to each other, if necessary
- Continuing to research, plan and identify source for funding for Phase III
- Biggest achievement is the cooperation and collaboration of City and County.

Second Quarter

- Continued Phase II which is merging both CADS into one
- Projected time line for completion if March 1st 2012.

Third Quarter

- Phase II (merger of CAD systems) went live the week of February 20th 2012
- The city and county are now working on the same CAD system which decreases response times as this allows both communication centers to receive and share call information simultaneously and eliminates transferring calls
- Phase III is still in the initial planning phase.

Fourth Quarter

- Coordination with OSSI CAD system continues
- Collaboration with County continues
- Actual merger into one Consolidated 911 Communications Center will require City/County Intergovernmental agreement.

Probationary Rental Occupancy Permit (PROP)

Management In Progress: Growing City, Livable Neighborhoods

Background

This target for action relates to City Council and staff's desire to identify and better manage any negative impacts of residential rental property citywide. The City of Fayetteville's strategic plan describes the type of community the City Council is working to create, maintain and enhance. One component of the City's efforts to achieve the goal of livable neighborhoods centers around the creation of programs focused on residential rental properties throughout Fayetteville.

Starting in 2007 the City Council directed staff to research the feasibility of creating a program to **inspect rental housing units** to ensure that these units met the standards of the City's minimum housing code. Since that time, the City Council has considered several programs, with the most recent being a Probationary Rental Occupancy Permit (PROP) based on similar programs used in other North Carolina cities.

In 2008 Council directed staff to suspend implementation of the proposed rental housing inspections program and bring back information as to how to strengthen inspections staff and bring back additional ideas to better manage negative impacts of residential property. The rental inspection process that was discussed included hiring of staff, identification of rental property and notification and registration of rental property. Staff provided an overview of the estimated resources needed to implement the program, fee structure and estimated resources needed after fees were collected.

In 2009, Council directed staff to develop the Rental Registration Program and Probationary Rental Occupancy Permit (PROP) program. After development, discussion and debate, the Rental Inspection Program vote failed, but Council identified an interest in developing the PROP program.

On April 26, 2011, the City Council adopted a Probationary Rental Occupancy Permit (PROP) program. This program is designed to allow the City to more closely monitor and regulate rental properties that are the site of repeated or severe code violations or that are the site of certain criminal acts. The program would require those rental property owners whose property is the site of such violations or crimes to be placed into PROP, and as a condition for renting, the offending property again, the owner would be required to obtain a permit from the City. This would allow the City greater oversight of problem rental properties. The program was to be implemented July 1, 2011.

On June 18, 2011, Senate Bill 683 was ratified by the Legislature. The purpose of this Bill was to limit the level of local regulation of rental properties as well as limit the use of periodic inspections. Specifically, it prohibits cities from enforcing an ordinance that requires permitting of rental properties unless the property is the site of more than three violations in a 12-month period or is identified as being in the top 10 percent of properties with crime or disorder problems as set forth in a local ordinance. The language regarding the top 10 % of properties with crime or disorder problems is based on a program currently utilized in Charlotte. This Bill has a direct impact on the functionality and substance of the PROP program.

Upon adoption of Senate Bill 684, the PROP ordinance is no longer enforceable as adopted. Only one of the ten PROP eligible conditions could possibly be enforced as intended and it would still have to be revised. Furthermore, the ability of the City to charge a permit fee for PROP eligible properties under the current ordinance is doubtful.

On August 8, 2011 staff briefed the City Council on the impacts of SB 683 on PROP. Given the need for the program, City Council directed staff to **revise PROP**, consistent with state law, and bring back **program alternatives** as soon as possible.

Resources

Resources were included in the FY 2012 Adopted Budget for operations of the PROP program. The budget will be reserved for use in an approved PROP II program.

Staff Liaison: Kristoff, Bauer, Interim City Manager

Email Address: Kbauer@ci.fay.nc.us

Phone Number: 910-433-1993

Team Members: Development Services, Management Services, Information Technology, Police and City Attorney

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Community meetings	2 nd Qtr FY 12
Develop new program and update Council	3 rd Qtr FY 12
Implement Council approved options	4 th Qtr FY 12

First Quarter

- Researched effect of Senate Bill 683 on newly adopted PROP program
- Updated City department program liaisons and held team meetings
- Updated Council and received feedback
- Planned and facilitated community outreach and meetings.

Second Quarter

- Staff delayed expensing PROP funds and hiring budgeted positions
- Staff met several times with counterparts in Charlotte to review their program
- Staff revised PROP to Rental Action Management Program (RAMP) that falls within set parameters set by NC State Ordinance
- Staff revised cost analysis to reflect additional personnel and equipment needed for RAMP
- Staff conducted 5 stakeholder meetings to explain RAMP and solicit feedback
- Staff provided another update to City Council on Nov 7 with a recommendation that a public hearing be held December 12 to allow interested stakeholders an opportunity to address Council directly.
- Held public hearing December 12, 2011.

Third Quarter

- Staff provided another update to City Council on February 6, 2012 work session to solicit feedback from Council for any desired changes to the proposed plan
- Staff presented RAMP to City Council for their consideration during the February 27, 2012
- Council accepted proposed program as staff presented with an effective date of July 1, 2012
- Staff has submitted budget for RAMP in their proposed FY13 budgets
- Recruitment for staff will begin the fourth quarter.

Fourth Quarter

- Collaboration between the Police Department and Development Services continues
- The Police Department's hiring process has been completed for RAMP analysts
- Information Technology needs are being addressed
- Development Services staff will implement its section of the RAMP program beginning July 1, 2012
- The Code Enforcement Administrator and Office Assistant positions have been filled and the staff has been trained
- This item continues as a top priority in FY 2013 strategic plan.

North Carolina Veterans Park

Management In Progress: More Attractive City

Background

Construction of the first phase of the North Carolina Veterans Park will be substantially complete in the first quarter of FY 2011. This target for action seeks to follow that success and the success of the marketing, planning and execution of the grand opening July 4, 2011. With that completed, planning for phase II of the North Carolina Veterans Park will begin. Phase II design elements include extension of Freedom Trail into Rowan Street Park; expansion of the park area by several acres in more of a wooded rural setting, walking trails that connect to other inter-city trail systems, historic buildings from Fort Bragg, and 50+ additional parking spaces. The majority of the expansion cannot take place until DOT builds the new Rowan Street Bridge project.

The North Carolina Veterans Park is a living park; a bold, beautiful, and unique space designed to honor the lives and service of North Carolina veterans. The park is designed to honor veterans of all military branches, past, present, and future and provides a place for meaningful reflection and inspiration in an urban setting. NC Veterans Park tells the story of a veteran's journey before, during and after service. Elements of the park's design depict North Carolina from the mountains to the sea. Symbolic features pay homage to the veterans from all 100 counties and represent the citizens who have supported them. The park features hand castings of veterans from all 100 North Carolina counties, along with the castings of the hands of four supporting members of each community, as well as community columns, a visitor center, numerous water features and the Pride and Purpose Tower.

Resources

Approximately \$1.8 million of current project budget appropriation will be available for expansion of phase II.

Staff Liaison: Craig Hampton, Special Projects Director

Email Address: Champton@ci.fay.nc.us

Phone Number: 910-433-1786

Team Members: City Manager's Office, Parks and Recreation, Engineering and Infrastructure

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Complete construction phase I	1 st Qtr FY 12
Dedication ceremony	1 st Qtr FY 12
Conceptual design completed and creation of construction documents	TBD
Coordination of Murchison corridor and the Rowan Street Bridge	Ongoing: Not complete at FY end

First Quarter

- Construction of Phase I substantially complete
 - Grass lawn installation completed in public art and amphitheater area
 - Work continues for final storm drainage feature and stream relocation. Finish in 2nd Qtr.
 - Work continues on signage and smart phone features to provide information for design elements within the park
 - Globe delivery and installation in 2nd Qtr.
 - Glass quote element has been etched with quote and due in 2nd Qtr.
- Execute preparations for dedication ceremony July 4 2011
- Ceremony was huge success and tribute to those honored
- Daily attendance continues steady with 100+ per day and evening attendance very popular.

Second Quarter

- Staff support and preparation for Veterans Day events (1st annual)
- Completed stream relocation and water garden features
- Completed installation of remaining exhibit elements
- Obtained NC Dog tag display from ASOM for relocation into NCVP Visitor Center
- Finalized completion plan for remaining park elements and terrazzo flooring in Visitor Center
- Work to be completed in the beginning of 3rd quarter of FY 12.

Third Quarter

- All punch list items completed
- NC Dog Tag display installed
- Inspection of landscape materials and close out of all contracts
- Rotating historical exhibits are placed in the Visitor Center by the City Museum staff:
 - February 2012: An exhibit on the contributions of North Carolina African-Americans during World War II The exhibit was supported by a documentary film in the Visitor Center
 - March 2012: An exhibit on the contributions of North Carolina women during World War II. The exhibit was supported by a documentary film in the Visitor Center
 - An exhibit is currently being developed for Memorial Day.

Fourth Quarter

- Installation of temporary display system completed.
- Additional signage added to facility
- Close out all construction contracts
- Begin one year warranty walk-through
- Completed wording for information panels and QR codes. Items to be installed 1st quarter of FY13
- Phase II of the North Carolina Veteran's Park is on the horizon for FY 2014 - 2018.

Youth Council

Management In Progress: Greater Community Unity

Background

The Human Relations Commission will spearhead the effort to develop and implement a Youth Council. A Youth Council seeks to enable the youth of this community to develop the essential knowledge and skills necessary to comprehend and recognize the meaning of local, state and federal government. The program will teach young people how government works and engage them in civic leadership. The intent will be to structure a program that is sustainable and meaningful.

Resources

Human Relations Commission

Staff Liaison: Ron McElrath Human Relations Director

Email Address: rmcelrath@ci.fay.nc.us

Phone Number: 910-433-1605

Team Members: Human Relations Staff and Human Relations Commission

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Update to Council; receive feedback	1 st Qtr FY 12
Finalize a formal learning plan that includes long and short-term goals and action steps	3 rd Qtr FY 12
Update Council; receive feedback	3 rd Qtr FY 12
Identification of young people interested in government countywide	3 rd Qtr FY 12
Establish Youth Council	4 th Qtr FY 12

First Quarter

- The Human Relations Commission updated Council on the work done thus far to develop a Youth Council
- Feedback was received and plans are being made to meet with Council liaisons and community stakeholders.

Second Quarter

- The Human Relations Commission met with City Council liaison after which they decided they were not interested in or resourced to create and/or lead a youth council
- The Human Relations staff will coordinate with Parks and Recreation staff to develop City Youth Council.

Third Quarter

- No update provided.

Fourth Quarter

- No update provided as the City did not pursue the development of a Youth Council.

Festival Park Plaza Building

Management In Progress: Revitalized Downtown

Background

Festival Park Plaza opened in 2007 at 225 Ray Avenue. In 2005, the City Council approved an incentives package for Festival Park Plaza, which guaranteed rent subsidies. Subsidies began in 2009 due to a low occupancy rate. Through legal negotiations, the City acquired Festival Park Plaza in 2011. A real estate/ rental property management firm was hired to improve occupancy. The City Manager's Office will continue to monitor and assess climate for future use of the building or possible sale of property.

Resources

City legal and real estate staff.

Staff Liaison: Dale Iman, City Manager

Email Address: diman@ci.fay.nc.us

Phone Number: 910-433-1990

Team Members: City Manager's Office, City Attorney

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
Negotiate City ownership of building	FY 11
Monitor climate and assess the options for property	Continuous

First Quarter

- The City gained ownership of the building
- A real estate rental management firm was hired to improve occupancy
- Occupancy has improved from 33 percent to 66 percent
- City Manager's Office will continue to monitor and assess climate for future use of the building or possible sale of property
- This item is complete.

Murchison Road Corridor Development Management In Progress: Greater Tax Base Diversity

Background

An Implementation Feasibility Analysis Report for the Land Use and Economic Development Plan for the Murchison Road Corridor was approved in 2009. Nine catalyst sites were identified to jump-start the redevelopment process.

The plan calls for partnerships with developers in an effort to promote economic development along the Murchison Road corridor. The City will continue its work with catalyst site #2 in partnership with Fayetteville State University. In addition, the City's contract with the Chamber directs the Chamber to propose a plan to implement the Murchison Road Redevelopment Plan.

Resources

Funding will be needed for Council approved actions.

Staff Liaison: Victor Sharpe, Community Development Director

Email Address: vsharpe@ci.fay.nc.us

Phone Number: 910-433-1933

Team Members: Community Development, Special Projects staff and community partners

Action Plan (JULY 1, 2011- JUNE 30, 2012)	Estimated Completion
City: Negotiate and complete agreement with Chamber	1 st Qtr FY 12
City: Manage the demolition of the Washington Drive School property (Catalyst site #2) and Develop gateway to MLK Park in conjunction with FSU (Catalyst site #2)	3 rd Qtr FY 12
Chamber: Revise Murchison Road corridor redevelopment plan and funding strategy and present it to the City Council	3 rd Qtr FY 12

First Quarter

- Completed agreement with the Chamber of Commerce
- Amended the Memorandum of Understanding with Fayetteville State University for the demolition of the Washington Drive Jr. High School
- Phase I environmental review was completed (Washington Drive Jr. High School site)
- Upcoming activities include the completion of the Phase II Environmental Review for the Washington Drive Jr. High School site, the bidding of contract for the demolition of the Washington Drive Jr. High School and the completion of funding strategy to acquire land for the development of Catalyst sites 1 & 3.

Second Quarter

- The City:
 - Completed the Phase II Environmental Review for the Washington Drive Jr. High School site
 - Proposed funding in the upcoming CIP for acquisition and demolition of property in the catalyst sites
 - Upcoming activities include working with the Chamber of Commerce regarding properties to be acquired.
- The Chamber will provide a quarterly report to Council on the progress made.

Third Quarter

- The City:
 - Completed and advertised bid documents for the demolition of the Washington Drive Jr. High School site.
- The Chamber:
 - Working a plan for acquiring properties in the Murchison Road Corridor
 - Will provide a quarterly report to Council on the progress made.

Fourth Quarter

- City Council approved a second amendment to the Memorandum of Understanding with Fayetteville State University for the demolition of the Washington Drive Jr. High School for Dec. 31, 2012
- Received 14 bids for the demolition of the Washington Drive Jr. High School site. Award of bid will be made in the beginning of next quarter
- The Chamber of Commerce is currently working on a property acquisition strategy for land in catalyst sites 1 and 3
- The 2012-2013 budget was approved with funding for acquisition and demolition of property in catalyst sites 1 and 3
- This item continues as a top priority in the City's FY 2013 Strategic Plan.



City of
Fayetteville
North Carolina



www.cityoffayetteville.org

www.facebook.com/cityoffayetteville www.twitter.com/CityOfFayNC

CITY COUNCIL ACTION MEMO

TO: Mayor and City Council
FROM: Pamela J. Megill, City Clerk
DATE: August 13, 2012
RE: **Settlement for Fiscal Year July 1, 2011 through June 30, 2012**

THE QUESTION:

For information only

RELATIONSHIP TO STRATEGIC PLAN:

Greater Tax Base Diversity - Strong Local Economy

BACKGROUND:

Attached is the report that has been furnished to the Mayor and City Council by the Cumberland County Tax Administrator of the settlement for fiscal year July 1, 2011 through June 30, 2012.

ISSUES:

N/A

BUDGET IMPACT:

N/A

OPTIONS:

N/A

RECOMMENDED ACTION:

For information only.

ATTACHMENTS:

Settlement FY 2011-212



CUMBERLAND
★ **COUNTY** ★
NORTH CAROLINA

OFFICE OF THE TAX ADMINISTRATOR

June 30, 2012

Mr. Anthony G. Chavonne, Mayor
City of Fayetteville
433 Hay Street
Fayetteville, NC 28301

This settlement is required under the provisions of General Statute #105-373 (a) (3).
This covers the period from July 1, 2011 through June 30, 2012.

Charge:

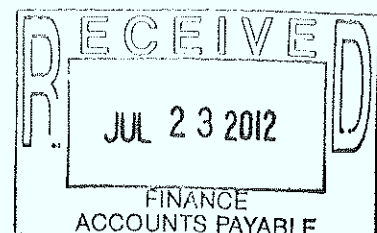
Real & Personal Charge 2011	\$	54,656,979.28
Storm Water Charge 2011	\$	1,720,833.60
Fayetteville Storm Water Charge 2011	\$	3,441,667.20
Vehicles Charge 2011	\$	7,236,186.77
2005 Annexation in 2011 Charge	\$	-
Curbside Recycle Charge 2011	\$	2,276,390.00
Added Charge Real & Personal 2011	\$	378,379.19
Added Charge Storm Water 2011	\$	756.00
Added Charge Fayetteville Storm Water 2011	\$	1,512.00
Added Charge Vehicles 2011	\$	12,381.83
Added Charge Annexation 2011	\$	-
Added Charge Curbside Recycle 2011	\$	380.00
Fayetteville Gross Receipts Vehicle Tax Current Year 2011	\$	490,151.87
Fayetteville Gross Receipts Vehicle Tax Current Year 2011 Penalty	\$	10.00
Fayetteville Heavy Equipment Gross Receipts 2011	\$	79,375.76
Fayetteville Heavy Equipment Gross Receipts 2011 Penalty	\$	-
Total Interest Collected	\$	332,466.68
Total Charge:	\$	70,627,470.18

Credits:

Deposited with Finance Real & Personal 2011	\$	54,437,014.91
Deposited with Finance Vehicles 2011	\$	5,305,647.87
Deposited with Finance Annexation Taxes 2011	\$	-
Deposited with Finance Storm Water 2011	\$	1,706,791.13
Deposited with Finance Fayetteville Storm Water 2011	\$	3,413,582.20
Deposited with Finance Curbside Recycle 2011	\$	2,249,118.58
Fayetteville Gross Receipts Vehicle Tax Current Year 2011 & Penalty	\$	490,161.87
Fayetteville Heavy Equipment Gross Receipts 2011 & Penalty	\$	79,375.76
Interest Deposited with Finance	\$	332,466.68
	\$	68,014,159.00

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Releases Real/Personal Allowed 2011	\$	186,718.88
Releases Vehicles Allowed 2011	\$	663,565.61
Storm Water Releases Allowed 2011	\$	60.00
Fayetteville Storm Water Releases Allowed 2011	\$	120.00
Annexation Releases Allowed 2011	\$	-
Curbside Recycle Releases Allowed 2011	\$	874.00
Real/Personal Balance 2011	\$	411,624.68
Vehicles Balance 2011	\$	1,279,355.12
Storm Water Balance 2011	\$	14,738.47
Fayetteville Storm Water Balance 2011	\$	29,477.00
Annexation Balance 2011	\$	-
Curbside Recycle Balance 2011	\$	26,777.42
	\$	2,613,311.18
Total Credits:	\$	70,627,470.18

Charge:

Real & Personal 2010	\$	472,335.34
Vehicles 2010	\$	1,207,576.52
2005 Annexation in 2010 Charge	\$	35.50
Storm Water 2010	\$	11,136.84
Fayetteville Storm Water 2010	\$	22,273.69
Curbside Recycle 2010	\$	25,312.28
Real & Personal 2009	\$	92,882.08
Vehicles 2009	\$	312,555.64
2005 Annexation in 2009 Charge	\$	294.72
Storm Water 2009	\$	1,860.57
Fayetteville Storm Water 2009	\$	3,721.16
Curbside Recycle 2009	\$	5,303.91
Real & Personal 2008 & Prior	\$	287,693.22
Vehicles 2008 & Prior	\$	1,500,779.40
2005 Annexation in 2008 Charge	\$	3,544.13
Storm Water 2008 & Prior	\$	7,506.67
Fayetteville Storm Water 2008 & Prior	\$	2,774.32
Curbside Recycle 2008 & prior	\$	2,711.12
Total Charge:	\$	3,960,297.11

Barred by Statute: 2001

Barred by Statute - Real/Personal	\$	19,421.60
Barred by Statute - Vehicles	\$	147,258.19
Barred by Statute - Storm Water	\$	549.91
	\$	167,229.70

Credits:

Real & Personal Collections 2010	\$	349,945.49
Vehicle Collections 2010	\$	777,005.17
2005 Annexation in 2010 Charge Collections	\$	-
Storm Water 2010 Collections	\$	9,133.26
Fayetteville Storm Water 2010 Collections	\$	18,266.54
Curbside Recycle 2010 Collections	\$	20,251.23
Real & Personal Collections 2009	\$	33,654.16
Vehicle Collections 2009	\$	41,742.22
2005 Annexation in 2009 Charge Collections	\$	33.08
Storm Water 2009 Collections	\$	1,086.99
Fayetteville Storm Water 2009 Collections	\$	2,173.99
Curbside Recycle 2009 Collections	\$	3,120.24
Real & Personal 2008 & Prior Collections	\$	28,846.51
Vehicle 2008 & Prior Collections	\$	48,003.17
2005 Annexation in 2008 & Prior Collections	\$	803.09
Storm Water 2008 & Prior Collections	\$	1,948.50
Fayetteville Storm Water 2008 & Prior Collections	\$	1,369.10
Curbside Recycle 2008 & Prior Collections	\$	1,218.00
Real & Personal Releases Allowed 2010	\$	5,641.03
Vehicles Releases Allowed 2010	\$	126,154.10
2005 Annexation in 2010 Releases Allowed	\$	-
Storm Water Releases Allowed 2010	\$	12.00
Fayetteville Storm Water Releases Allowed 2010	\$	24.00
Curbside Recycle Releases Allowed 2010	\$	38.00
Real & Personal Releases Allowed 2009	\$	172.32
Vehicles Releases Allowed 2009	\$	10,882.91
2005 Annexation in 2009 Releases Allowed	\$	-
Storm Water Releases Allowed 2009	\$	-
Fayetteville Storm Water Releases Allowed 2009	\$	-
Curbside Releases Allowed 2009	\$	-
Real & Personal Releases Allowed 2008 & Prior	\$	12.24
Vehicles Releases Allowed 2008 & Prior	\$	11,313.58
2005 Annexation in 2008 & Prior Releases Allowed	\$	-
Storm Water Releases Allowed 2008 & Prior	\$	-
Fayetteville Storm Water Releases Allowed 2008 & Prior	\$	-
Curbside Releases Allowed 2008 & prior	\$	-
Real & Personal Balance 2010	\$	116,748.82
Vehicles Balance 2010	\$	304,417.25
2005 Annexation in 2010 Balance	\$	35.50
Storm Water Balance 2010	\$	1,991.58
Fayetteville Storm Water Balance 2010	\$	3,983.15
Curbside Recycle Balance 2010	\$	5,023.05
Real & Personal Balance 2009	\$	59,055.60
Vehicles Balance 2009	\$	259,930.51
2005 Annexation in 2009 Balance	\$	261.64
Storm Water Balance 2009	\$	773.58
Fayetteville Storm Water Balance 2009	\$	1,547.17
Curbside Recycle Balance 2009	\$	2,183.67
Real & Personal Balance 2008 & Prior	\$	239,412.87
Vehicles Balance 2008 & Prior	\$	1,294,204.46
2005 Annexation in 2008 & Prior Balance	\$	2,741.04
Storm Water Balance 2008 & Prior	\$	5,008.26
Fayetteville Storm Water Balance 2008 & Prior	\$	1,405.22
Curbside Recycle Balance 2008 & prior	\$	1,493.12
Total:	\$	3,793,067.41
Total Credits:	\$	3,960,297.11



OFFICE OF THE TAX ADMINISTRATOR

CITY OF FAYETTEVILLE


Verification of Tax Funds for Fiscal Year Ended June 30, 2012

	<u>General Fund</u>	<u>CBDT</u>	<u>Annexation</u>
1. Current Year Original Levy (Real and Personal)			
Total Property Valuation	11,950,179,300	127,716,950	0
Tax Rate Per \$100	0.456	0.10	0.3975
Amount of the Levy	54,492,817.61	127,716.95	-
Late Listings	36,254.53	190.19	
2. Discoveries and Releases			
Discoveries			
Total Property Valuation	68,431,050	270,780	0
Tax Rate Per \$100	0.456	0.10	0.3975
Amount of the Levy	312,045.59	270.78	-
Late Listings	66,018.33	44.49	-
Releases			
Total Property Valuation	(35,642,048)	(329,150)	0
Tax Rate Per \$100	0.456	0.10	0.3975
Amount of the Levy	(162,527.74)	(329.15)	-
Late Listings	(23,853.17)	(8.82)	-
3. Taxes remitted to the City for Tax Years:			
2011	54,312,413.80	124,601.11	-
2010	348,008.79	1,936.70	-
2009	33,617.74	36.42	33.08
2008 & Prior	28,835.35	11.16	803.09
4. Interest	161,719.47	607.90	294.22
5. Balance due the City at June 30, 2011 for:			
2011	408,341.35	3,283.33	-
2010	115,886.66	862.16	35.50
2009	58,919.23	136.37	261.64
2008 & Prior	258,680.58	153.89	2,741.04

	<u>General Fund Vehicles</u>	<u>CBDT Vehicles</u>	<u>Vehicle License Tax</u>	<u>Transportation Fee</u>
1. Current Year Original Levy (Vehicles)				
Total Property Valuation	1,284,260,436	4,779,180		
Tax Rate Per \$100	0.456	0.10		
Amount of the Levy	5,856,227.59	4,779.18	687,590.00	687,590.00
2. Discoveries and Releases				
Discoveries				
Total Property Valuation	2,303,511	37,820		
Tax Rate Per \$100	0.456	0.10		
Amount of the Levy	10,504.01	37.82	920.00	920.00
Releases				
Total Property Valuation	(130,830,882)	(221,790)		
Tax Rate Per \$100	0.456	0.10		
Amount of the Levy	(596,588.82)	(221.79)	33,375.00	33,380.00
3. Taxes remitted to the City for Tax Years:				
2011	4,280,594.71	4,298.81	510,377.09	510,377.26
2010	592,572.24	131.42	92,148.26	92,153.25
2009	28,423.56	8.06	6,655.30	6,655.30
2008 & Prior	38,004.47	0.00	8,090.50	1,908.20
4. Interest	127,493.28	34.24	-	14,187.25
5. Balance due the City at June 30, 2011 for:				
2011	989,548.07	296.40	144,757.91	144,752.74
2010	219,405.70	49.57	42,481.05	42,480.93
2009	190,484.40	108.66	34,668.78	34,668.67
2008 & Prior	1,233,336.16	306.47	188,416.88	19,403.14

	Storm Water	Fayetteville Storm Water	Curbside <u>Recycling</u>
1. Current Year Original Levy (Real and Personal)			
Total Property Valuation			
Tax Rate Per \$100			
Amount of the Levy	1,720,833.60	3,441,667.20	2,276,390.00
2. Discoveries and Releases			
Discoveries			
Total Property Valuation			
Tax Rate Per \$100			
Amount of the Levy	756.00	1,512.00	380.00
Releases			
Total Property Valuation			
Tax Rate Per \$100			
Amount of the Levy	(60.00)	(120.00)	(874.00)
3. Taxes remitted to the City for Tax Years:			
2011	1,706,791.13	3,413,582.20	2,249,118.58
2010	9,133.26	18,266.54	20,251.23
2009	1,086.99	2,173.99	3,120.24
2008 & Prior	1,948.50	1,369.10	1,218.00
4. Interest	6,810.65	12,404.43	8,915.24
5. Balance due the City at June 30, 2011 for:			
2011	14,738.47	29,477.00	26,777.42
2010	1,991.58	3,983.15	5,023.05
2009	773.58	1,547.17	2,183.67
2008 & Prior	5,558.17	1,405.22	1,493.12

The above financial statement regarding the 2011 property tax roll of Fayetteville agrees with our records.

Signature: Catherine Carter 
Title: Financial Tax Coordinator, Cumberland County Tax Administration
Date: July 20, 2012



OFFICE OF THE TAX ADMINISTRATOR

Summary of 2001 Real/Personal & Vehicles Taxes to be Barred

	Vehicles	Personal	Real	Public Service	Fees	Total
County	462,015.55	115,318.83	19,350.76	-	0.00	596,685.14
County Pets	0.00	0.00	0.00	-	1,222.00	1,222.00
Fayetteville	128,050.84	17,884.44	1,522.10	-	0.00	147,457.38
Revit	47.88	15.06	-	-	0.00	62.94
Fayetteville Vehicle Fee	19,159.47	-	-	-	0.00	19,159.47
Hope Mills	7,079.55	1,751.95	-	-	0.00	8,831.50
Hope Mills Vehicle Fee	1,565.30	-	-	-	0.00	1,565.30
Hope Mills Pets	-	-	-	-	15.00	15.00
Spring Lake	12,863.22	1,884.39	-	-	0.00	14,747.61
Stedman	231.63	-	-	-	0.00	231.63
Stedman Vehicle Fee	60.00	-	-	-	0.00	60.00
Godwin	44.41	-	-	-	0.00	44.41
Wade	177.82	-	4.70	-	0.00	182.52
Falcon	60.03	-	-	-	0.00	60.03
Linden	57.92	19.95	-	-	0.00	77.87
Eastover	-	-	-	-	0.00	0.00
Solid Waste User Fee	-	-	-	-	1,518.81	1,518.81
Storm Water Fee	-	-	-	-	549.91	549.91
Advertising Fee	-	-	-	-	765.18	765.18
Total	<u>631,413.62</u>	<u>136,874.62</u>	<u>20,877.56</u>	<u>0.00</u>	<u>4,070.90</u>	<u>793,236.70</u>
TA500 MR VEHICLES	631,413.62					
TA500 MR CC	161,823.08					
TA500 MR PS	<u>0.00</u>					
	793,236.70					

Celebrating Our Past...Embracing Our Future

EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE

CITY COUNCIL ACTION MEMO

TO: Mayor and City Council Members
FROM: Pamela J. Megill, City Clerk
DATE: August 13, 2012
RE: **Levy for 2012 -2013 Fiscal Year**

THE QUESTION:
Information only.

RELATIONSHIP TO STRATEGIC PLAN:
Greater Tax Base Diversity - Strong Local Economy

BACKGROUND:
Attached is the report that has been furnished to the Mayor and City Council by the Cumberland County Tax Administrator for 2012 - 2013 Fiscal Year.

ISSUES:
N/A

BUDGET IMPACT:
N/A

OPTIONS:
N/A

RECOMMENDED ACTION:
For information only.

ATTACHMENTS:
Levy 2012 - 2013 Fiscal Year



OFFICE OF THE TAX ADMINISTRATOR

117 Dick Street, 5th Floor, New Courthouse • PO Box 449 • Fayetteville, North Carolina • 28302
Phone: 910-678-7507 • Fax: 910-678-7582 • www.co.cumberland.nc.us

August 1, 2012

Mr. Anthony Chavonne
Mayor of Fayetteville
433 Hay Street
Fayetteville, NC 28301

RE: City of Fayetteville
Levy for 2012-2013 Fiscal Year

Dear Mr. Chavonne:

Enclosed is a copy of the 2012-2013 levy for the City of Fayetteville. The Public Service levy will be added in October, 2012.

If you should have any questions regarding this information, please call Catherine Carter at 678-7587.

Sincerely,

Aaron Donaldson
Tax Administrator

cc: Kristoff T. Bauer, Interim City Manager
Elizabeth Somerindyke, Internal Auditor
Lisa Smith, Chief Financial Officer
Pamela Megill, City Clerk

Enclosure

Celebrating Our Past...Embracing Our Future

EASTOVER - FALCON - FAYETTEVILLE - GODWIN - HOPE MILLS - LINDEN - SPRING LAKE - STEDMAN - WADE

8/1/2012

CITY OF FAYETTEVILLE

2012-2013

TAX LEVY

City of Fayetteville:	No. of Accts.	Real Value	Personal Value	**Exempt Value	Taxable Value
Real Property w/Personal	93,626	11,655,442.807	589,830,071	193,456,849	12,051,816,029
*Public Service	0	0	0	0	0
Total:	93,626	11,655,442.807	589,830,071	193,456,849	12,051,816,029
Description:	Rate:	Taxes	Late List	Total:	
Real Property w/Personal	0.456	54,954,420.36	44,920.03	54,999,340.39	
*Public Service		0.00	0.00	0.00	
Total:		54,954,420.36	44,920.03	54,999,340.39	

Revitalization:	No. of Accts.	Real Value	Personal Value	**Exempt Value	Taxable Value
Real Property w/Personal	832	108,748,412	14,349,049	45,000	123,052,461
*Public Service	0	0	0	45,000	0
Total:	832	108,748,412	14,349,049	90,000	123,052,461
	Rate	Taxes	Late List	Total:	
Real Property w/Personal	0.110	123,052.82	263.97	123,316.79	
*Public Service		0.00	0.00	0.00	
Total:		123,052.82	263.97	123,316.79	

Exempt Value:	
Real	192,290,792
Personal	1,166,057
Total:	193,456,849

Revit Exempt Value:	
Real	45,000
Personal	0
Total:	45,000

Fayetteville Storm Water:	3,485,683.20
Fayetteville Recycling:	2,289,500.00
Storm Water:	1,742,841.60

*Public Service to be added October, 2012

Prepared by:
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