

FAYETTEVILLE CITY COUNCIL
MINUTES
MAY 14, 2007
7:00 P.M.
CITY HALL COUNCIL CHAMBER

Present: Mayor Anthony G. Chavonne

Council Members Charles E. Evans (District 2); Robert A. Massey, Jr. (District 3); Darrell J. Haire (District 4); Lois A. Kirby (District 5); Curtis Worthy (District 7); Juanita Gonzalez (District 8); Wesley A. Meredith (District 9)

Absent: Council Members Keith A. Bates, Sr. (District 1); Paul Williams (District 6)

Others Present: Dale E. Iman, City Manager

Stanley Victrum, Assistant City Manager

Doug Hewett, Assistant City Manager

Karen M. McDonald, City Attorney

Lisa Smith, Chief Financial Officer

Bobby Teague, Engineering and Infrastructure Director

David Nash, Planning Department

Candice H. White, City Clerk

Members of the Press

INVOCATION - PLEDGE OF ALLEGIANCE

The invocation was offered by Captain Reginald Singletary, Chaplain for the City of Fayetteville Fire Department, Station 8, Fayetteville, NC, followed by the Mayor leading the Pledge of Allegiance to the American Flag.

1. APPROVAL OF AGENDA

Mayor Chavonne requested the addition of Item 7 as a closed session to discuss Personnel Matters.

MOTION: Council Member Worthy moved to approve the agenda with the addition of a closed session for Personnel Matters.

SECOND: Council Member Haire

VOTE: UNANIMOUS (8-0)

2. PUBLIC FORUM:

A. Announcements and Recognitions

Council Member Gonzalez provided a reminder of the Town Hall meeting on Monday, May 21, 2007 at the Kiwanis Recreation Center, Honeycutt Park, 352 Devers Street, beginning with the Information Fair at 6:30 p.m. followed by the meeting at 7:00 p.m.

Council Member Worthy announced citizens could contact 433-1FAY if they noticed bulky items or unsightly goods along the city's roads or in other people's yards. Council Member Worthy stated this would assist with efforts to keep the city clean.

Mayor Chavonne announced Mr. Bates was unable to attend the meeting because he was in Washington, DC attending a Mobility Planners Seminar sponsored by an Easter Seals grant.

B. Comment Period

Mr. Steve Clark, 1849 Camelot Drive, Fayetteville, NC 28304 expressed appreciation to the City Council and to the City Attorney for the way in which they had worked with him on a matter he had brought before them.

Dr. Hank Parfitt, 112 Great Oaks, Fayetteville, NC 28303 thanked the City Council and the City of Fayetteville, on behalf of the Lafayette 250 Steering Committee, for their support and endorsement of the celebration honoring the Marques deLafayette and presented framed medallions to the City of Fayetteville and lapel pins to Council Members.

Mr. Larry Clubine, 1312 Goodview, Fayetteville, NC 28305 provided information about Glory Days, an event sponsored by the Downtown Alliance. Mr. Cubine stated Glory Days is a way for the community to come together to honor its military heritage and heroes as an official event of the Lafayette 250 celebration. A pancake breakfast sponsored by the Kiwanis Club will kick off

the event on Memorial Day, May 28, 2007.

Ms. Carrie King, 5300 Walnut Drive, Fayetteville, NC 28304 thanked the City of Fayetteville and its dedicated employees for their assistance in making the 2007 Fayetteville Dogwood Festival a tremendous success. Ms. King recognized individual employees who ensured that public safety and superior services were provided and employees who provided hours of service over and above their regular duties.

Mayor Chavonne expressed his appreciation for the Fayetteville Dogwood Festival and thanked City staff and volunteers who were involved with the festival.

Mr. Jay Hatch, 833 Shaw Mill Road, Fayetteville, NC 28311 expressed concern about the lack of solid waste and yard waste pickup since being annexed in 2002. Mr. Hatch spoke to a vacant house at 813 Shaw Mill Road and its detrimental affects on the neighborhood.

Ms. Kelly Narowski, 120 Holly Lane, Raeford, NC 28376 provided a recommendation on behalf of the Fayetteville-Cumberland Advisory Committee for People with Disabilities for the support and hiring of an American with Disabilities Act (ADA) Coordinator.

Mr. Charles Yates, 505 Deerpath Drive, Fayetteville, NC 28311 spoke to the mission of the Fayetteville-Cumberland Advisory Committee for People with Disabilities and asked Council to join their meetings and support their efforts. Mr. Yates stated the Committee's priorities include transportation, removal of access barriers and a full-time City/County ADA Coordinator. Mr. Yates asked Council to conduct an ADA self-evaluation to determine the status of disabilities in Fayetteville and ADA needs.

Ms. Rosimar Melindez, 230 Hay Street, Fayetteville, NC 28301 provided an overview of services provided by the Women's Center of Fayetteville, thanked Council for supporting its programs and stated City funds provide the match for Federal funding received from the Small Business Administration. Ms. Melindez reviewed highlights from the Center's previous year.

Ms. Hecdris Soriano, 6549 Applewhite Road, Fayetteville, NC 28304 thanked supporters of the Women's Center of Fayetteville and stated as one of their clients, she received assistance with writing her business plan and reaching her dream of owning her own business.

Ms. Joanne Parker, 827 Elm Street, Fayetteville, NC 28303 thanked the Council for contributing to the Women's Center of Fayetteville and stated were it not for the Center's assistance, she would not be a small business owner.

Ms. Rachel Simms-Thompkins, 490 Carlton Place, Fayetteville, NC 28311 asked that Council continue to support the Women's Center of Fayetteville. Ms. Thompkins stated the Women's Center of Fayetteville assisted her with bettering her situation and living her dream of owning her own business.

3. CONSENT:

Council Member Gonzales requested that Item 3.I. be pulled for discussion.

MOTION: Council Member Gonzalez moved to approve the consent agenda with the exception of Item 3.I.

SECOND: Council Member Worthy

VOTE: UNANIMOUS (8-0)

The following items were approved:

A. Approve Minutes:

- 1. Work Session Meeting held on April 2, 2007**
- 2. Regular Meeting held on April 9, 2007**
- 3. Agenda Briefing Meeting held on April 19, 2007**

B. Approve the Following Financial Matters:

- 1. Budget Ordinance Amendment 2007-18 (General Fund and Transit)**

This budget ordinance amendment will transfer budget appropriation amounts between departments due to organizational restructuring and the redistribution of debt service (as authorized in the original budget ordinance). The amendment also adjusts departmental appropriations based on mid-year projections, increasing the General Fund budget to \$132,412,881 and the Transit Fund budget to \$4,359,793. This amendment is funded by \$557,291 of additional ad valorem taxes projected to be received in the current fiscal year.

2. Capital Project Ordinance 2007-6 (Budget for Security Screening Area Upgrade)

This capital project ordinance will appropriate \$103,000 for the security screening area upgrade project in the airport terminal building. The project will be funded by a \$92,700 state grant and a \$10,300 local match from the airport operating fund.

3. Set Public Hearing for May 29, 2007 for public input on the proposed Fiscal Year 2007-2008 Budget

4. Adopt Resolution Appointing Dawn Kron as Deputy Tax Collector for the City of Fayetteville

BE IT ORDAINED THAT DAWN KRON AND HER RESPECTIVE SUCCESSOR ARE APPOINTED AS DEPUTY TAX COLLECTOR OF THE CITY OF FAYETTEVILLE, PURSUANT TO NORTH CAROLINA GENERAL STATUTE 105-349(f) FOR THE PURPOSES OF NORTH CAROLINA GENERAL STATUTE 105-361. RESOLUTION NO. R2007-020

C. Approve Offer to Purchase Excess City-Owned Lot on Montgomery Street

D. Adopt Resolution Approving Assignment of Voluntary Annexation Areas to Electoral Districts

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE ACCOUNTING FOR FOUR ANNEXATIONS OF TERRITORY TO THE CITY OF FAYETTEVILLE. RESOLUTION NO. R2007-021

E. Sign Permit – Museum of the Cape Fear

F. Sign Permit – Cumberland County Communicare, Inc.

G. Sign/Banner Permit – Lafayette 250 Committee of Arrangements

H. Resolution Supporting Safety Improvements Along Ramsey Street

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE FOR THE DESIGN AND CONSTRUCTION OF SAFETY IMPROVEMENTS ALONG US 401 (RAMSEY STREET) RESOLUTION NO. R2007-022

I. Pulled at the request of Council Member Gonzalez.

3.I. Resolution Supporting NCDOT Funding for Various Projects

Council Member Gonzalez called attention to the item regarding the right turn lane on Skibo southbound onto Morganton Road and noted Arby's had recently remodeled and installed a new sidewalk, curb and gutter. Council Member Gonzalez asked if there was any planning or coordination with projects involving state roads that would inform businesses along those streets about future NCDOT projects. Mr. Dale E. Iman, City Manager, stated NCDOT has transportation plans but smaller projects such as the one noted do not fall under the plan.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE FOR ASSISTANCE FROM NCDOT ON VARIOUS PROJECTS AS OUTLINED. RESOLUTION NO. R2007-023

MOTION: Council Member Gonzalez moved to approve Item 3.I.

SECOND: Council Member Worthy

VOTE: UNANIMOUS (8-0)

4. Consider Initiating a Rezoning for Property Located at the Corner of Old Wilmington Road and Scarborough Street from C1A Commercial District to R5 Residential District

MOTION: Council Member Evans moved to initiate the rezoning from C1A Commercial District to R5 Residential District for property located at the corner of Old Wilmington Road and Scarborough Street.

SECOND: Council Member Worthy

Council Member Evans stated the store formerly located on the property was a blight to the community and considering current discussions about HOPE VI, it would be to the community's advantage and good timing to rezone the property for residential purposes. Mr. Iman stated the property had been acquired as part of the HOPE VI application and would be incorporated into the HOPE VI project. Mr. Iman stated a rezoning would probably not be necessary but staff could perform further research in an effort to save costs and time incurred by a rezoning. Mr. Iman responded to questions posed by Council Member Worthy.

SUBSTITUTE MOTION: Council Member Gonzalez moved that the matter be deferred to the next meeting of Council.

SECOND: Council Member Haire

Council Member Gonzalez stated this would allow staff time to perform further research and confer with the housing authority.

Council Member Evans expressed concern for waiting two weeks. Council Member Gonzalez confirmed that the housing authority owned the property.

VOTE: UNANIMOUS (8-0)

5. FY 2006-2007 Third Quarter Update on the City's Strategic Plan

Mr. Doug Hewett, Assistant City Manager, referenced the Fiscal Year 2006-2007 Strategic Plan update for the third quarter as distributed and called attention to modifications made to the customary reporting format. Mr. Hewett provided a brief overview of third quarter updates regarding top-priority and high-priority items for both the Policy and Management Agendas.

MOTION: Council Member Worthy moved to accept the update as provided with the guidance given staff on related questions to be discussed at a future meeting.

SECOND: Council Member Evans

Staff responded to questions posed by Council Members and discussion ensued regarding whether funds had been budgeted in 2007-2008 for the Murchison Road corridor study, Military Business Center and a parking deck. Mayor Chavonne confirmed Council would have the opportunity to review plans for the Military Business Park and clarified that unspent funds were being carried forward from the 2006-2007 budget for the Military Business Park.

Council Member Gonzalez asked when the 2030 Land Use Plan would be completed. Mr. Sonnenberg responded that the 2030 Taskforce had gone through its policy recommendations and a vote will be taken at the next meeting to formally take the recommendations back to the governing body.

VOTE: PASSED by a vote of 7 in favor to 1 in opposition (Council Member Evans)

6. BOARDS AND COMMISSIONS:

INFORMATION ONLY – No Action Needed

AIRPORT COMMISSION – 3 vacancies

Sarita L. Mallard – Second term expires. Not eligible for reappointment.

James R. Wilson – Second term expires. Not eligible for reappointment.

John “Jay” Wyatt, III – Second term expires. Not eligible for reappointment.

FAYETTEVILLE-CUMBERLAND HUMAN RELATIONS COMMISSION – 4 vacancies

Patricia A. Fortuna – Second term expires. Not eligible for reappointment.

Pauline B. Goodman – Second term expires. Not eligible for reappointment.

Frank Maness, Jr. – First term expires. Eligible for reappointment.

Pamela Suggs Story – First term expires. Eligible for reappointment.

PUBLIC WORKS COMMISSION – 1 vacancy

Luis J. Olivera – First term expires. Eligible for reappointment.

PUBLIC WORKS COMMISSION RETIREMENT BOARD – 1 vacancy

Glenn B. Adams – First term expires. Eligible for reappointment.

JOINT STORMWATER ADVISORY BOARD – 2 vacancies

Robert M. Bennett – Second term expires. Not eligible for reappointment.

Joseph E. Glass – Second term expires. Not eligible for reappointment.

7. Consider Closed Session for Personnel Matters

MOTION: Mayor Pro Tem Massey moved to go into closed session for Personnel Matters.

SECOND: Council Member Worthy

VOTE: UNANIMOUS (8-0)

The regular session recessed at 8:10 p.m.

MOTION: Mayor Pro Tem Massey moved to reconvene in open session.

SECOND: Council Member Worthy

VOTE: UNANIMOUS (8-0)

The regular session reconvened at 8:22 p.m.

MOTION: Council Member Worthy moved to adjourn the meeting.

SECOND: Council Member Evans

VOTE: UNANIMOUS (8-0)

INFORMATION ITEMS:

1. Taxes for less than \$100.

NameYearBasisCity Refund

Weaver, Anita P.	2005	Corrected Assessment	<u>\$54.23</u>
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TOTAL			<u>\$54.23</u>
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There being no further business, the meeting adjourned at 8:23 p.m.