

**FAYETTEVILLE CITY COUNCIL
WORK SESSION
CITY HALL COUNCIL CHAMBER**

January 16, 2007

5:00 P.M.

Present: Mayor Anthony G. Chavonne

Council Members Keith A. Bates, Sr. (District 1); Council Charles E. Evans (District 2); Robert A. Massey, Jr. (District 3); Darrell J. Haire (District 4); Lois A. Kirby (District 5); Paul Williams (District 6); Curtis Worthy (District 7); Juanita Gonzalez (District 8); Wesley A. Meredith (District 9)

Others Present: Dale E. Iman, City Manager
Kyle Sonnenberg, Assistant City Manager
Stanley Victrum, Assistant City Manager
Karen M. McDonald City Attorney
Lisa Smith, Chief Financial Officer
Doug Hewett, Management Services Director
Robert Barefoot, Parks and Recreation Director
Michael Reeves, Management Analyst
Dwight Miller, PWC Finance Officer
Harry Parfitt, Lafayette 250th Birth Anniversary Committee of

Arrangements Chair

Harry Shaw, Lafayette 250th Birth Anniversary Committee of

Arrangements Vice Chair

Marvin Curtis, Lafayette 250th Birth Anniversary Committee of

Arrangements Vice Chair

Jonathan Charleston, The Charleston Group Attorney

Bill Martin, Cumberland County Business Council President

Candice H. White, City Clerk

Press

Mayor Chavonne called the meeting to order at 5:00 p.m. Mayor Pro Tem Massey offered the invocation.

1. PRESENTATION ON LAFAYETTE 250TH BIRTHDAY ANNIVERSARY CELEBRATION

Mr. Parfitt, Lafayette 250th Birth Anniversary Committee of Arrangements Chair, stated the Lafayette 250th Anniversary Committee of Arrangements is celebrating the marquis de Lafayette's 250th birthday on behalf of the Lafayette Society, which was founded to perpetuate his memory. Mr. Parfitt provided a brief history of the marquis de Lafayette and his connection to Fayetteville, which was named after him in 1783. Mr. Parfitt reviewed the mission and goals of the Anniversary Committee, a tentative timeline for Lafayette's Birthday Celebration and stated the event would not only honor the memory of Lafayette, it would be educational, would provide exposure for Fayetteville and its rich history and would offer Fayetteville the opportunity to revive its relationship with its sister city in France. Mr. Parfitt asked the city to endorse the event and assist with technical support and secretarial work.

Council Member Gonzalez posed a question regarding proposed banners to be used in the historic downtown area. Mr. Parfitt responded he did not anticipate any problems with the proposed banners and the request for their use would go through normal channels.

Mayor Chavonne stated Mr. Parfitt could count on support for the event.

2. REPORT ON BOND COUNSEL

Mrs. Lisa Smith, Chief Financial Officer, stated the City received eight responses to the request for qualifications for bond counsel services and following review and deliberation, five firms were identified as being able to provide comprehensive bond counsel services. Mrs. Smith stated two of the five firms are located in the State of New York and the remaining three are North Carolina firms. She also stated the State Treasurer has indicated there are several firms in North

Carolina that are well qualified to provide bond counsel services to local governments.

Mrs. Smith responded to questions posed by Council Members and Mr. Dwight Miller, PWC Finance Officer, spoke to the unique legal needs of PWC and the need for a firm with complex utility experience. Mrs. Smith explained the evaluation, weighting and scoring process and staff involved therein. Mrs. Smith stated all five firms have indicated a willingness to negotiate their fees; however, a firm's experience, qualifications and level of expertise are of equal importance. Mrs. Smith stated the past firms of Sidley Austin LLP and Rand and Gregory P.A. served the city well in their role with utilities in North Carolina; however, all five firms have the ability to work with utility issues.

Mrs. Smith stated PWC would like for Counsel to take action on their recommendation for bond counsel no later than early February. Mr. Dale E. Iman, City Manager, stated the lead counsel for Womble Carlyle Sandridge and Rice, PLLC was formerly employed with Sidley Austin, LLP and is already familiar with the City of Fayetteville's issues. Council Member Meredith recommended that staff be directed to work with Womble Carlyle Sandridge and Rice, PLLC and their co-bond counsel. Consensus of Council was in favor of Council Member Meredith's recommendation.

Mrs. Smith stated the City forwarded requests for proposals for underwriting services to several firms and following an evaluation of responses by City staff, PWC staff and a financial advisory firm, four firms were identified as being best suited to serve as lead underwriter for the City's utility revenue bonds. Mrs. Smith stated part of the request for proposal was for pricing based on a particular bond issue scenario and Citigroup came out as the low cost bidder, not including underwriter counsel. Council Member Bates recommended that staff be directed to work with Citigroup. Consensus of Council was in favor of Council Member Bate's recommendation.

3. DISCUSSION ON STRATEGIC PLANNING PROCESS

Mr. Doug Hewett, Management Services Director, stated the City of Fayetteville uses a strategic planning model to address current issues and allocate resources for the future. Mr. Hewett led Council through a review of the five major components of the strategic plan, which included Vision, Goals, Targets for Action, Mission Statement and Core Values. Mr. Hewett stated during the planning retreat in February, staff will ask Council to verify their continued interest in and willingness to move forward with elements contained in Vision 2021 and Goals 2011. Mr. Hewett concluded his presentation by reviewing the Core Values of the City of Fayetteville's City Council and staff as well as efforts made to incorporate the core values into core operations.

Mr. Dale E. Iman, City Manager, emphasized the importance of the strategic planning process to the future of the City and reviewed the roles and needs of the City Council in setting the policy direction for the plan and the roles and needs of the City Manager and staff in implementing the plan. Mr. Iman stated the work will be accomplished through the identification of steps needed for completion, development of a timeline, staying focused and disciplined, and teamwork. Mr. Iman stated each month a report will be provided to Council Members so they will know where various processes stand.

Mr. Iman stated Mr. Lyle Sumek of Lyle Sumek Associates, Inc., facilitator for the retreat, will arrive in town on February 2, 2007 and will arrange individual meetings with Council Members prior to the retreat on February 16 and 17, 2007. Mr. Iman stated his preference would be to hold the retreat outside of City Hall and consensus of Council was for him to work out the plans. Mr. Iman reviewed his use of a report card to demonstrate to the public what City Council and City staff have accomplished by working together.

4. DISCUSSION OF THOROUGHFARE CORRIDOR ORDINANCE

Mr. Kyle Sonnenberg, Assistant City Manager, stated over the past year issues have arisen related to thoroughfare corridors and one way to address these corridors in a more systematic manner would be to undertake a study of each corridor and adopt an ordinance that would reflect Council's interest in how each corridor should be handled in terms of land use and development. Mr. Sonnenberg called attention to his memo outlining development standards that could be addressed by a corridor ordinance. Mr. Sonnenberg expressed concern that no progress will be made unless the issues are systematically addressed.

Council Member Bates suggested the use of pre-approved zoning on corridors rather than zoning lot-by-lot and working with the North Carolina Department of Transportation (NCDOT). Mr. Iman stated studies performed by the NCDOT look at traffic flow and traffic control devices in contrast to corridor studies that look at land use along the corridors in order to zone properly and lower the density of traffic flows.

Mr. Sonnenberg asked whether Council was interested in pursuing a study of thoroughfare corridors. Mr. Iman pointed out the study would require the use of a consultant. Council Member Worthy stated he was not in favor of spending money for a study until some of the main priorities are funded and accomplished. Consensus of Council Members was to table the matter until the strategic planning retreat and ask staff to get pricing for a study of the Murchison Road and Ramsey Street corridors.

5. DISCUSSION OF PARKS AND RECREATION MATTERS

A. FEES PRESENTED TO COUNCIL AT THE DECEMBER COUNCIL MEETING

Robert Barefoot, Parks and Recreation Director, stated questions were raised in a recent Council meeting regarding fee charges and he wanted to clarify Parks and Recreation does not charge fees for neighborhood or community association meetings, youth groups, Community Watch groups or meetings held for public purposes. Mr. Barefoot stated no fees are charged for youth free play and there is open play in many facilities. There is a fee associated with adult free play. Mr. Barefoot asked that Council consider approving revisions to the Parks and Recreation fees and charges at their January 22, 2007 meeting. Consensus was for approval.

B. FESTIVAL PARK OPERATIONAL ISSUES

Mr. Barefoot reviewed a proposal for the establishment of fees for the use of Festival Park and for the use and sale of alcoholic beverages on the park site for programmed activities. Mr. Barefoot stated the use and sale of alcohol on City properties is prohibited unless designated by the City Council. Mr. Barefoot stated the use and sale of alcohol is an important element in attracting promoters and events to the park and clarified that the proposal is not for the daily sale of beer and alcohol. Mr. Barefoot stated the Fayetteville Police Department would prefer that the City control the sale of beer and wine rather than allow the public to bring their own into events. Council Member Haire stated he did not support or recommend the use and sale of alcoholic beverages at Festival Park. Council Member Worthy stated he supported it and a City ordinance currently allows alcoholic beverages on City property for special events. Council Member Gonzalez asked about designated smoking areas. Mr. Barefoot stated he was not aware of any ordinances that prohibit smoking in outside areas. Mayor Chavonne asked staff to research options regarding smoking and the use and sale of alcoholic beverages on the park site will come to Council for a vote.

6. CLOSED SESSION TO DISCUSS ECONOMIC DEVELOPMENT ISSUE

MOTION: Council Member Kirby moved to go into closed session regarding economic development.

SECOND: Mayor Pro Tem Massey

VOTE: UNANIMOUS (10-0)

The regular session recessed at 6:47 p.m.

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

SECOND: Council Member Kirby

VOTE: UNANIMOUS (10-0)

The regular session reconvened at 6:55 p.m.

MOTION: Council Member Bates moved to adjourn the meeting.

SECOND: Council Member Kirby

VOTE: UNANIMOUS (9-0)

There being no further business, the meeting adjourned at 6:56 p.m.