

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
CITY HALL COUNCIL CHAMBER
APRIL 10, 2012
7:00 P.M.**

Present: Mayor Anthony G. Chavonne

Council Members Keith Bates, Sr. (District 1); Kady-Ann Davy (District 2) (arrived at 8:00 p.m.); Robert A. Massey, Jr. (District 3); Darrell J. Haire (District 4); Bobby Hurst (District 5); William J. L. Crisp (District 6); Valencia A. Applewhite (District 7); Wade Fowler (District 8); James W. Arp, Jr. (District 9)

Others Present:

Kristoff Bauer, Interim City Manager

Bradley Whited, Interim Assistant City Manager

Brian Leonard, Assistant City Attorney

Renner Eberlein, Assistant City Attorney

Lisa Smith, Chief Financial Officer

Tom Bergamine, Chief of Police

Ben Major, Fire Chief

Rusty Thompson, Engineering & Infrastructure Director

John Kuhls, Human Resource Development Director

Scott Shuford, Development Services Director

Randy Hume, Transit Director

Rebecca Rogers-Carter, Management Services Manager

Steven K. Blanchard, PWC CEO/General Manager

Pamela Megill, City Clerk

Members of the Press

1.0 CALL TO ORDER

Mayor Chavonne called the meeting to order.

2.0 INVOCATION

The invocation was offered by Pastor Larry Bellamy, Rhema Ministries Church of God of Christ housed at J D Fuller Complex.

3.0 PLEDGE OF ALLEGIANCE

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

Council Member Hurst thanked the hundreds of citizens that volunteered for the Fayetteville Beautiful Annual City-wide Clean Up on April 1, 2012.

Council Member Applewhite announced the next Citizen's Academy would begin April 17 and continue to June 5, 2012, and encouraged citizens to participate.

4.0 APPROVAL OF AGENDA

MOTION: Council Member Bates moved to approve the agenda.

SECOND: Council Member Hurst

VOTE: UNANIMOUS (10-0)

5.0 PUBLIC FORUM

Ms. Janice Robinson, 4405 Ruby Road, Fayetteville, NC 28311, stated she was a postal employee and requested that the Mayor and Council become involved in the endeavor to keep the post office open.

Ret. CSM Gravis Tayborn, Jr., 404 Conifer Drive, Fayetteville, NC 28304, stated he was a small minority business owner and requested that the Mayor and Council join with the group to prevent the post office closure.

Ms. Carol Burkett, 3612 Drayton Road, Fayetteville, NC 28303, stated she had been working at the post office for over 21 years. She stated she would be unable to relocate to Charlotte if the post office closed and closing the facility would devastate the community.

Mr. George Butterfly, 537 Mayview Street, Fayetteville, NC 28306, stated his wife was a post office employee and requested that the Mayor and Council speak up and voice concern with

regards to keeping the postal facility open and saving Fayetteville jobs.

Mr. Anthony McKinnon, 2606 Raeford Road, Fayetteville, NC 28303, stated he was requesting that the Mayor and Council reach out to the federal representatives and other city and county officials to form a coalition and let Washington, D.C., understand they were fighting to keep the postal facility here in Fayetteville.

Mr. Eric Harrel, 2109 Elvira Street, Fayetteville, NC 28303, stated he was representing the organization "Break the Cycle" which was designed to provide assistance to people that had suffered ill-effects as a result of coming from a broken home. He requested support for the organization.

Ms. Sara Jestice, 1918 Stanbury Street, Fayetteville, NC 28301, expressed concerns regarding the lyrics of the City song being offensive, the transit system, and her neighbor's pit bull dog.

Mr. Harry Shaw, 1225 Haymount Street, Fayetteville, NC 28305, provided an update on the Cross Creek Linear Park trail. He expressed gratitude and recognition to the Fayetteville Parks and Recreation Department and stated the completion of the trail could not have been possible without their leadership. He invited everyone to attend the ribbon cutting ceremony on April 22, 2012, at 2:00 p.m.

Ms. Wendy Michener, 223 Hillside Avenue, Fayetteville, NC 28301, requested an ordinance be established to give preference to local businesses for business.

6.0 CONSENT

MOTION: Council Member Bates moved to approve the consent agenda.

SECOND: Council Member Hurst

VOTE: UNANIMOUS (10-0)

6.1 Approve meeting minutes:

February 3, 2012 - Strategic Plan

February 4, 2012 - Strategic Plan

February 6, 2012 - Work Session

February 13, 2012 - Discussion of Agenda Items

February 13, 2012 - Regular Meeting

February 22, 2012 - Agenda Briefing

February 27, 2012 - Discussion of Agenda Items

February 27, 2012 - Regular Meeting

6.2 Addition of certain streets to the City of Fayetteville System of Streets

Council was requested to officially accept the dedication of streets for maintenance and addition to the City of Fayetteville system of streets.

6.3 Adopt a resolution declaring jointly-owned real property surplus and authorizing a quitclaim of the City's interest in order to expedite Cumberland County's sale of property.

RESOLUTION DECLARING PROPERTY EXCESS TO CITY'S NEEDS AND QUITCLAIMING CITY TITLE IN THE PROPERTY TO CUMBERLAND COUNTY. RESOLUTION NO. R2012-014.

6.4 Adopt preliminary resolution to set public hearing to consider closing a portion of Finnegan Street.

RESOLUTION CALLING A PUBLIC HEARING REGARDING THE PROPOSED CLOSING OF A PORTION OF FINNEGAN STREET AS A CITY STREET. RESOLUTION NO. R2012-015.

6.5 Acceptance and establishment of newly revised City Council Policy No. 155.1 on disposal of City-owned property.

7.0 PUBLIC HEARINGS

7.1 Phase 5 Annexation Areas 8 and 9 Public Hearing

Mr. Steven Blanchard, PWC CEO/General Manager, presented this item with a power point presentation. He stated this was the public hearing for the Phase V Annexation, LaGrange and Summerhill. He provided maps of construction Areas 8 and 9. He reviewed the steps taken to date regarding the public hearing. He reported Areas 8 and 9 of the Phase 5 Annexation project resulted in 31,896 feet of sanitary sewer mains being installed at a cost to date of \$5,316,147.00. He also reported that the construction contracts in the annexation area

indicated the average per parcel cost for sanitary sewer which included the service lateral was \$11,215.00. He explained the sanitary sewer assessment rate for single-family residential lots was recommended at \$5,000.00 which included both the main and lateral charges. He also explained for non-single family residential properties, a per front foot rate of \$55.56 with a 90-foot minimum plus the area average lateral charge of \$1,036.00 was recommended. He stated the next step after the public hearing would be approval of the Resolution Confirming the Assessment Roll and Levying Assessments which was scheduled for April 23, 2012.

Mayor Chavonne inquired if the interest rate was set when the assessment was ordered. Mr. Blanchard responded in the affirmative and affirmed the rate would be set later in April.

Mayor Chavonne requested Mr. Kristoff Bauer, Interim City Manager, to follow up on the assessment and recommendation of the interest rate at that time.

This is the advertised public hearing set for this date and time. There was no one present to speak and the public hearing was opened and closed.

MOTION: Council Member Hurst moved to receive the public comments on the preliminary assessment roll.

SECOND: Council Member Fowler

VOTE: UNANIMOUS (10-0)

8.0 ADJOURNMENT

There being no further business, the meeting adjourned at 7:40 p.m.