

**FAYETTEVILLE CITY COUNCIL
WORK SESSION MINUTES
CITY HALL COUNCIL CHAMBER
NOVEMBER 2, 2009
5:00 P.M.**

Present: Council Members Keith A. Bates, Sr. (District 1); Charles E. Evans (District 2); Robert A. Massey, Jr. (District 3); Darrell J. Haire (District 4); Council Member Bobby Hurst (District 5); William J. L. Crisp (District 6); Valencia A. Applewhite (District 7); Theodore W. Mohn (District 8); Wesley A. Meredith (District 9)

Absent: Mayor Anthony G. Chavonne

Others Present: Dale E. Iman, City Manager
Kristoff Bauer, Assistant City Manager
Doug Hewett, Assistant City Manager
Karen M. McDonald, City Attorney
Doug Peters, Executive Director FCCCC
Jeffrey Brown, Director of Engineering & Infrastructure
Rusty Thompson, City Traffic Engineer
Jackie Tuckey, Communications Manager/Public Information Officer
Rita Perry, City Clerk
Members of the Press

CALL TO ORDER

Mayor Chavonne called the meeting to order at 5:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Haire provided the invocation followed by the Pledge of Allegiance to the American Flag.

1. APPROVAL OF AGENDA

MOTION: Mayor Pro Tem Meredith moved to approve the agenda.

SECOND: Council Member Bates

VOTE: UNANIMOUS (10-0)

MOTION: Council Member Mohn moved to approve the agenda with the addition of Item 8, closed session for (1) consultation with the attorney and (2) discussion of litigation in the matter of *King v. City of Fayetteville*, and move Item 8 to Item 2.

SECOND: Council Member Bates

VOTE: UNANIMOUS (9-0)

2. Closed session for (1) consultation with the attorney and (2) discussion of litigation in the matter of *Franklin v. City of Fayetteville*.

MOTION: Mayor Chavonne moved to go into closed session for (1) consultation with the attorney and (2) discussion of litigation in the matter of *Franklin v. City of Fayetteville*.

SECOND: Mayor Pro Tem Meredith

VOTE: UNANIMOUS (10-0)

The regular session recessed at 5:06 p.m. The regular session reconvened at 6:50 p.m.

MOTION: Mayor Pro Tem Meredith moved to authorize the City Attorney to settle the litigation in the matter of *Franklin v. City of Fayetteville*.

SECOND: Council Member Evans

VOTE: UNANIMOUS (10-0)

MOTION: Council Members Evans and Haire moved to be excused from the remainder of the meeting.

SECOND: Council Member Massey

Council Member Crisp questioned the reason for the request to be excused.

Council Member Evans stated his request was for personal reasons.

VOTE: PASSED by a vote of 9 in favor to 1 in opposition (Council Member Bates)

Council Member Haire remained for the duration of the meeting.

3. FAYETTEVILLE CUMBERLAND COUNTY CHAMBER OF COMMERCE QUARTERLY ECONOMIC DEVELOPMENT REPORT

Mr. Doug Peters, Executive Director FCCCC, presented this item. He summarized the Economic Development Group Annual Report, Fiscal Year 2009-2010 (Exhibit A), which provided information regarding direct and indirect employment impact, employee compensation impacts, tax impacts, business retention and expansion and development programs and marketing. Mr. Peters reviewed the First Quarter Dashboard Report, Fiscal Year 2009-2010 (Exhibit B), which provided information regarding quarterly dashboard goals, first quarter successes, community impact analysis, staff activities, military business park, business retention, expansion and development.

4. HOSPITALITY FACILITY INCENTIVE PROGRAM

Mr. Kristoff Bauer, Assistant City Manager, presented this item. He stated Fayetteville-Cumberland County Chamber of Commerce (FCCCC) has been working with the City and the County to develop an incentive program with the purpose of attracting hotel developers to the area and provided details regarding the program's management and potential incentives. Mr. Bauer explained that based on consultants' feedback, the four-star requirement is an objective that may be too high for the City's marketplace.

Council Member Applewhite inquired what the average hotel rating is in the City. Mr. Bauer stated the City has one three-diamond property, Holiday Inn Express.

Mr. Bauer responded to questions and discussion ensued. He stated a proposed program would be presented to Council for consideration on November 23, 2009 or December 14, 2009.

5. RESIDENTIAL TRAFFIC MANAGEMENT PROGRAM

Mr. Rusty Thompson, City Traffic Engineer, provided an overview of staff's evaluation regarding petition requirements and active community watch group participation for multi-way stops. He reviewed the existing Residential Traffic Management Program. He stated Traffic Services contacted twelve other cities in North Carolina with Multi-way stop programs to understand how their process worked. All twelve cities required a petition with percentages ranging from 60% to 75%. An emerging trend some cities are investigating and several cities have implemented is requiring an initial 40% of residents signature and petition upon request for a study. None of the cities have used the community watch groups as a factor for approval.

Mr. Thompson stated staff met and reviewed the current criteria with the Fayetteville Police relating to community watch groups. Based on their protocol, an active community watch group is defined as one that meets with the police department at least once per year and has more than one person in the group. The police department had reservations as to whether the community is well represented by a community watch group of possibly one or two or even a few more self-designated citizens when traffic calming devices are being recommended.

Mr. Thompson stated staff's finding is that the existing residential traffic management policy is consistent with the majority of other cities policies and should not be revised at this time.

Consensus was for staff to revise the present Residential Traffic Management Program with the reduction of the signature percentage requirement from 75% to 60% and present to Council for consideration.

6. SUBDIVISION/SITE PLAN SUBMITTAL CHECKLIST

Mr. Kristoff Bauer, Assistant City Manager, provided an overview of the proposed checklist. He stated that more thorough and efficient review of plans can be accomplished if the proposed submittal information provided is completed. He explained to Council that it is currently commonplace for Technical Review Committee (TRC) to develop comments based upon incomplete submittals only to have some of those comments addressed and new issues be created by later versions of the submittals. He stated the use of the new checklists would ensure that the Committee had all relevant information during the first review alleviating the need for multiple submittals and/or revisions, improve coordination of requirements by the various departments involved, and ensure that all applicable regulations are being met. Question and answer period ensued.

There being no further business, the meeting adjourned at 8:20 p.m.