

FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
CITY HALL COUNCIL CHAMBER
JUNE 14, 2010
7:00 P.M.

Present: Mayor Anthony G. Chavonne
Council Members Keith Bates, Sr. (District 1); Kady-Ann Davy (District 2); 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); Theodore W. Mohn (District 8); Wesley A. Meredith (District 9)
Others Present: Dale E. Iman, City Manager
Doug Hewett, Assistant City Manager
Kristoff Bauer, Assistant City Manager
Karen M. McDonald, City Attorney
Craig Hampton, Special Projects Director
Jackie Tuckey, Public Information Officer
Nathan Walls, Public Information Specialist
Members of the Press

1.0 CALL TO ORDER

Mayor Chavonne called the meeting to order at 7:00 p.m.

2.0 INVOCATION

The invocation was offered by Elder Thomas Marvin Grant, Sr., of Grace and Truth Ministries.

3.0 PLEDGE OF ALLEGIANCE

Following the invocation, the Pledge of Allegiance to the American Flag was led by Troop 746 from Cumberland United Methodist Church.

4.0 APPROVAL OF AGENDA

MOTION: Council Member Meredith moved to approve the agenda.

SECOND: Council Member Mohn

VOTE: UNANIMOUS (10-0)

5.0 Announcements and Recognition

Mayor Chavonne recognized the 2010 Fayetteville Citizens’ Academy graduates.
Mr. Dale Iman, City Manager, recognized Mr. Doug Hewett, Assistant City Manager, who had been honored by the International City/County Management Association as the 2010 recipient of the “Assistant Excellence in Leadership Award”. Comments followed.

6.0 PUBLIC FORUM

NAME	CONTACT INFORMATION	SUBJECT/CONCERN
Marsha Jones	3095 Enterprise Avenue28306	Reinstatement of Bus Route 8
erry McGee	514 Julia Street28301	Transit
Charles Evans	926 Fleetwood Drive28305	Transit
ClintonHarris	4713 Watauga Road28304	Transit
ames Buxton	1716 Newark Avenue28301	Transit
rances Rouse	1400 Shaw Road28311	Transit
effery Jones	170 Copper Street28306	Transit
essica Durham	Parker House Group Home	Transit

7.0 CONSENT

Mayor Chavonne requested citizens in attendance regarding the Transit system to stand to be recognized by Council.

MOTION: Council Member Crisp moved to approve the consent agenda with the exception of Items 7.6 and 7.7.

SECOND: Council Member Meredith

VOTE: UNANIMOUS (10-0)

7.1 Approve Minutes:

- April 8, 2008 - City/County Special Joint Meeting (Page 1: Attendance Revision)
- March 17, 2010 – Agenda Briefing
- April 6, 2010 – Work Session
- April 12, 2010 – Dinner and Discussion
- April 12, 2010 – Regular Meeting
- April 20, 2010 – Appointment Meeting
- April 21, 2010 – Agenda Briefing
- April 21, 2010 – Budget Workshop Meeting
- April 26, 2010 – Dinner and Discussion
- April 26, 2010 – Regular Meeting
- May 5, 2010 – Special Meeting
- May 10, 2010 - Dinner and Discussion
- May 12, 2010 - Budget Workshop
- May 15, 2010 - Budget Work Session
- May 19, 2010 - Agenda Briefing

7.2 Recodification of Chapter 31, Uniform Street and Thoroughfare Lighting Ordinance, to Chapter 24, Streets and Sidewalks, Article X, Section 24-31, Uniform Street and Thoroughfare Lighting.

7.3 Authorization of administrative level approval for the recodification of the City Code to ensure uniformity.

7.4 Set public hearing for proposed downtown parking deck for June 28, 2010.

7.5 Special sign permit request for temporary event signs for the SwampDogs Baseball Team. Signs would be put out on June 16-18, 2010, announcing games those nights.

7.6 Pulled at the request of Council Member Bates.

7.7 Pulled at the request of Council Member Bates.

7.8 Capital Project Ordinance 2010-20 (Telephone System Upgrade).

7.9 Capital Project Ordinance 2010-21 (Recreation and Cultural Fund Transfer to other Capital Project Funds).

7.10 Capital Project Ordinance 2010-22 (Planning Module of the Magnet Software System).

7.11 Capital Project Ordinance Amendment 2010-31 (Airport Fire Fighting Training Facility Upgrade).

7.12 Capital Project Ordinance Amendment 2010-32 (Center City Industrial Park Street Improvement Project/Various Street Improvements).

7.13 Capital Project Ordinance Amendment 2010-33 (Series 2005 Bond Issue for Various Infrastructure Improvements/Land Acquisition/ FSU Fire Station).

7.14 Capital Project Ordinance Amendment 2010-34 (Downtown Streetscape Project).

7.15 Capital Project Ordinance Amendment 2010-35 (Sidewalks).

7.16 Capital Project Ordinance Amendment 2010-36 (Police Department Server Upgrades).

7.17 Capital Project Ordinance Closeout 2010-16 (Gateways).

7.18 Fiscal Year 2010 Electric, Water/Sanitary Sewer, and Fleet Maintenance Internal Service Fund Budget Amendment #2.

7.19 Resolution Directing Phase 5 annexation sewer project Areas 8 and 9 be undertaken.

RESOLUTION DIRECTING CONSTRUCTION AREAS 8 AND 9 OF THE PHASE 5 ANNEXATION UTILITY IMPROVEMENT PROJECT BE UNDERTAKEN. RESOLUTION NO. R2010-056.

7.20 Financial Matters - Amendment #2 to the Annexation Phase V Reserve Fund for Fiscal Year 2011, Amendment #6 to the Water and Wastewater Utility Systems Rate Stabilization Fund for Fiscal Year 2011, and Amendment #8 to the Electric Rate Stabilization Fund for Fiscal Year 2011.

7.6 Concurrence of NCDOT municipal speed ordinances.

This item was pulled by Council Member Crisp.

NCDOT requested concurrence to enact municipal speed limit ordinances. Many of the locations were streets that were previously covered by County statutory ordinances that were now within the City limits and had not been updated.

Council Member Crisp expressed concerns regarding the proposed 55 mph speed limit for various streets located in District 6. He requested this item be deferred to allow time for the City Manager to coordinate with the NCDOT representative for the purpose of proposing a 45 mph speed limit for applicable streets.

MOTION: Council Member Crisp moved to defer this item.

SECOND: Council Member Massey

VOTE: UNANIMOUS (10-0)

7.7 Budget Ordinance Amendment 2010-7 (General Fund, Stormwater Management Funds, Emergency Telephone System Fund, and Transit Fund).

This item was pulled by Council Member Crisp.

The budget ordinance amendment would reduce the total General Fund budget by \$1,932,000.00 to \$147,162,373.00. The amended General Fund budget would include appropriations approximately 1.1 percent above the actual expenditure projections to ensure sufficient funding for unanticipated expenditures through the fiscal year-end. The budget amendments for the Stormwater Management Funds and Emergency Telephone System Fund would adjust revenues and other financing sources only to reflect anticipated transfers from the General Fund for project funding and expenditures not eligible for use of State E-911 resources. The budget amendment would reduce the Transit Fund budget by \$600,000.00 to \$5,498,295.00 based upon year-end expenditure and revenue projections.

MOTION: Council Member Crisp moved to defer this item.

SECOND: Council Member Massey

VOTE: UNANIMOUS (10-0)

8.0 OTHER ITEMS OF BUSINESS

8.1 North Carolina Veterans Park - Award of Contract for Main Park to LeChase Construction Services, Inc., Durham, NC, in the amount of \$5,858,502.00, and authorize the execution of the contract necessary to perform the work.

Mr. Craig Hampton, Special Projects Director, presented this item and clarified Council was briefed on this item at the June 7, 2010, meeting. He stated staff recommendation was to award the construction contract in the amount of \$5,858,502.00 to LeChase Construction Services, Inc., Durham, NC, and to authorize the execution of the contract necessary to perform the work. Mr. Hampton provided the local business participants and the funding source as requested by Council.

MOTION: Council Member Meredith moved to award contract as recommended.

SECOND: Council Member Bates

VOTE: UNANIMOUS (10-0)

8.2 Adoption of the Fiscal Year 2010-2011 Budget Ordinance, Fee Schedule, Fiscal Year 2011-2015 Capital Improvement Plan, Capital Project Ordinance 2011-1, and Capital Project Ordinance Amendments 2011-1 through 2011-7

Council Member Crisp requested clarification on the actual number of people that signed up to speak during the public forum and the time allotted. Mayor Chavonne clarified 20 people had signed up to speak and 30 minutes were allotted for the public forum. He stated a public hearing was held previously in this matter.

MOTION: Mayor Pro Tem Haire moved to defer this item to June 21, 2010, for questions.

SECOND: Council Member Crisp

Mayor Chavonne confirmed the purpose of the meeting would be to discuss the budget and the meeting would be open to the public.

Mr. Dale Iman, City Manager, explained the action was to schedule this item next week and that the appropriation ordinance and accompanying budget amendments were necessary to

compensate vendors.
Discussion ensued regarding the meeting date designated to that action on the budget. Mayor Chavonne stated June 28, 2010.
On behalf of the Council, Mayor Chavonne expressed appreciation to the citizens present at the meeting and stressed the Council's commitment to improving the transit system.

RESTATED MOTION: Mayor Pro Tem Haire moved to defer this item to June 21, 2010, for questions.

SECOND: Council Member Crisp

VOTE: UNANIMOUS (10-0)

9.0 ADMINISTRATIVE REPORTS

9.1 Monthly Statement of Taxes for May 2010

2009 Taxes.....	\$265,153.68
2009 Vehicle.....	335,941.41
2009 Revit.....	381.23
2009 Vehicle Revit.....	361.61
2009 FVT.....	40,973.28
2009 Transit Tax.....	40,973.32
2009 Storm Water.....	6,743.67
2009 Fay Storm Water.....	13,487.39
2009 Recycle Fee.....	18,231.16
2009 Annex.....	0.00
2008 Taxes.....	2,762.10
2008 Vehicle	12,086.52
2008 Revit.....	0.00
2008 Vehicle Revit.....	38.73
2008 FVT.....	1,985.98
2008 Transit Tax.....	1,652.04
2008 Storm Water.....	208.14
2008 Recycle.....	307.07
2008 Fay Storm Water.....	175.48
2008 Annex.....	0.00
2007 Taxes.....	1,791.23
2007 Vehicle	1,892.25
2007 Revit.....	0.00
2007 Vehicle Revit.....	0.00
2007 FVT.....	405.19
2007 Storm Water.....	137.92
2007 Fay Storm Water.....	96.00
2007 Annex.....	0.00
2006 Taxes.....	758.62
2006 Vehicle.....	1,643.09
2006 Revit.....	0.00
2006 Vehicle Revit.....	0.00
2006 FVT.....	305.67
2006 Storm Water.....	37.44
2006 Annex.....	781.38
2005 and Prior Taxes.....	509.93
2005 and Prior Vehicle.....	2,661.96
2005 and Prior Revit.....	0.00
2005 and Prior Vehicle Revit.....	0.00
2005 and Prior FVT.....	515.88
2005 and Prior Storm Water.....	60.00

Interest..... 25,732.44
Revit Interest..... 33.52
Storm Water Interest..... 442.64
Fay Storm Water Interest..... 742.24
Annex Interest..... 138.99
Fay Recycle Interest..... 948.43
Total Tax and Interest..... \$781,097.69
There being no further business, the meeting adjourned at 7:49 p.m.