

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER  
JUNE 27, 2016  
7:00 P.M.**

Present: Mayor Nat Robertson (via telephone)

Council Members Katherine K. Jensen (District 1); Kirk deViere (District 2); H. Mitchell Colvin, Jr. (District 3); Chalmers McDougald (District 4); Robert T. Hurst, Jr. (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, Interim City Manager  
Karen McDonald, City Attorney  
Kristoff Bauer, Deputy City Manager  
Rochelle Small-Toney, Deputy City Manager  
Jay Reinstein, Assistant City Manager  
Jerry Dietzen, Environmental Services Director  
Cheryl Spivey, Chief Financial Officer  
Scott Shuford, Planning and Code Enforcement Services Director  
Kevin Arata, Corporate Communications Director  
Tracey Broyles, Budget and Evaluation Director  
Brad Whited, Airport Director  
Rob Stone, Engineering and Infrastructure Director  
Victor Sharpe, Community Development Director  
Jim Palenick, Economic and Business Development Director  
Harold Medlock, Police Chief  
Will Deaton, Comprehensive Planner  
Rebecca Rogers-Carter, Strategic Planning Analytics Director  
Russ Rogerson, Fayetteville Cumberland Economic Development Corporation  
Warren Miller, Consultant, Fountainworks  
Pamela Megill, City Clerk  
Members of the Press

**1.0 CALL TO ORDER**

Mayor Pro Tem Colvin called the meeting to order.

**2.0 INVOCATION**

The invocation was offered by Pastor Wayne Tate, Manna Church.

**3.0 PLEDGE OF ALLEGIANCE**

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

**4.0 ANNOUNCEMENTS AND RECOGNITION**

Ms. Rochelle Small-Toney, Deputy City Manager, recognized Mr. Lenwood Long, President and CEO of Support Center of North Carolina, and stated the lending agency will have the additional capability to offer loans to local small businesses. Mr. Long stated small businesses are the backbone of our economy.

Council Member Wright announced the Heal the Land Outreach Ministry is holding a "Summer Water Drive" for the City of Flint, Michigan, and asked for water donations to be dropped off at the ministry.

**5.0 APPROVAL OF AGENDA**

**MOTION:** Council Member Hurst moved to approve the agenda with the removal of Item 8.04, consideration of a request from the Fayetteville Metropolitan Housing Authority regarding clarification of the City's loan terms for the Grove View Revitalization Project.

**SECOND:** Council Member Wright

**VOTE:** UNANIMOUS (9-0)

**6.0 CONSENT**

**MOTION:** Council Member Crisp moved to approve the consent agenda with the exception of Item 6.012, pulled for discussion and separate vote.

**SECOND:** Council Member Mohn

**VOTE:** UNANIMOUS (10-0)

**6.01 Environmental Services Project (West Fayetteville Pilot) - Reject Bids**

Authorizes the City Manager to reject all bids related to the west Fayetteville garbage collection pilot project.

**6.02 Approval of Targeted Neighborhood Revitalization Program activities for the 2016-2017 Annual Action Plan.**

Amends the 2016-17 Annual Action Plan by restoring additional funding in the amount of \$100,000.00 to Fayetteville Urban Ministries and \$8,500.00 to Action Pathways and approves the Residential Exterior Improvement Program and Demolition Program for activities for the Targeted Neighborhood Revitalization Program.

**6.03 Approval of an amendment to the Bunce Road Affordable Housing Development Project (Oakridge Estates) for the construction of the infrastructure improvements in partnership with Fayetteville Area Habitat for Humanity**

Amends the agreement with Habitat for Humanity for the development of the Bunce Road subdivision by providing a \$1 million loan to be repaid in 50 increments of \$20,000.00 at the closing of the sale of each house within the Oak Ridge Estates subdivision.

**6.04 Addition of Certain Streets to the City of Fayetteville System of Streets**

Council officially accepted the dedication of streets for maintenance and addition to the City of Fayetteville system of streets. The list included 20 residential paved streets adding up to a total of 3.24 miles.

**6.05 Adoption of Cumberland-Hoke Hazard Mitigation Plan**

**RESOLUTION TO ADOPT THE CUMBERLAND-HOKE REGIONAL HAZARD MITIGATION PLAN. RESOLUTION NO. R2016-054**

**6.06 Rescind Demolition Ordinance - 2207 Nickey Avenue**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE RESCINDING DEMOLITION ORDINANCE NO. NS2015-036. RESOLUTION NO. R2016-055**

**6.07 NC Governor's Highway Safety Program - FY 16/17 Traffic Enforcement grant funding continuance request**

**NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM LOCAL GOVERNMENT RESOLUTION. RESOLUTION NO. R2016-056**

**6.08 Proposed Revisions of City Council Policy No. 110.3 - Boards and Commissions - Voting on Nominees**

The City Council adopted an amendment to City Council Policy No. 110.3 to include a final sentence allowing nominations from the floor, providing an application was on file in the clerk's office and had been received by the application deadline.

**6.09 Approval of amendments to the 2016-2017 Annual Action Plan regarding an increase in the Home Investment Partnership Grant Allocation and the name change of the Façade Improvement Grant Program.**

Approval of the amended 2016-17 Annual Action Plan budget and projects to include an additional HOME grant allocation of \$3,127.00, the name change of the Façade Improvement Grant Program to the Commercial Exterior Grant Program and a revised budget that reflects the changes.

**6.10 Uninhabitable Structures Demolition Recommendations**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 2308 MURCHISON ROAD, PIN # 0428-86-0540. ORDINANCE NO. NS2016-015

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 2221 SOUTHERN AVENUE, PIN # 0426-92-6842. ORDINANCE NO. NS2016-016

**6.11 Adoption of Amendments to the Peddler Permit Ordinance**

AN ORDINANCE OF THE CITY OF FAYETTEVILLE REPEALING SECTION 15-16.1 IN ITS ENTIRETY AND RECODIFYING THE PROVISIONS OF SECTION 15-16.1 INTO SECTION 15-16 AND MAKING TECHNICAL CORRECTIONS AND CLARIFICATIONS TO SECTION 15-16 OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2016-005

**6.12 This item was pulled for discussion and separate vote by Council Member Crisp.**

**6.13 Rejection of Bids for Right-of-Way Mowing**

Council rejected the bids from Defiant Property Preservation, LLC, and Cardinal Landscaping and authorized reposting the Request for Proposal for right-of-way mowing on Martin Luther King Jr. Freeway and All American Expressway.

**6.14 Resolution requesting NCDOT donate right-of-way for NC Veterans Park Phase 2**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO REQUEST RIGHT OF WAY AT THE COMPLETION OF THE ROWAN STREET BRIDGE PROJECT. RESOLUTION NO. R2016-057

**6.15 Central Patrol District - 3811 Sycamore Dairy Road Lease**

The Police Department has identified a location for a Central Patrol District office. A five-year lease for the space is contingent upon adoption of the FY 2017 budget which includes funding for this lease payment.

**6.16 Special Revenue Fund Project Ordinances 2017-1 and 2017-2 for the funding of the CDBG and HOME FY 2016-2017 Programs per the Community Development Department's Annual Action Plan**

The City of Fayetteville is expected to be awarded two grants from the U.S. Department of Housing and Urban Development (HUD) for FY 2016-2017. The Community Development Block Grant (CDBG) and Home Investment Partnership Grant (HOME) will support activities identified in the Community Development Department's 2016-2017 Annual Action Plan as adopted by City Council. Special Revenue Fund Project Ordinances 2017-1 and 2017-2 will appropriate the operating budgets for the CDBG (\$1,490,777.00) and HOME (\$954,326.00) programs, respectively, including the anticipated Federal grant funds, program income and local match funds needed.

**6.17 Approve and Enact Amended Pawnbroker Regulation Ordinance**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO (1) AMEND ARTICLE IV OF TITLE 15 OF THE CODE OF THE CITY OF FAYETTEVILLE TO UPDATE THE AUTHORIZATION SECTION, (2) ADD LICENSURE AND REPORTING REQUIREMENTS FOR CURRENCY CONVERTERS, (3) ADD PROHIBITIONS FOR PAWN SHOPS AND CURRENCY CONVERTERS, AND (4) MAKE TECHNICAL CORRECTIONS TO THE EXISTING ORDINANCE. ORDINANCE NO. S2016-006**

**6.18 Inclusion of the Fayetteville Public Works Commission's (FPWC) Amended Budgets into the City of Fayetteville's Budget**

**6.12 A Joint Resolution with Cumberland County Supporting the Development of a Joint 911 and Emergency Operations Center**

**A JOINT RESOLUTION IN SUPPORT OF CONTINUED COLLABORATION ON THE DEVELOPMENT OF A JOINT 911 AND EMERGENCY OPERATIONS CENTER. RESOLUTION NO. R2016-058**

**MOTION:** Council Member Crisp moved to adopt the Resolution with the provision of striking the reference of solid waste on Fort Bragg.  
**SECOND:** Council Member Mohn  
**VOTE:** UNANIMOUS (10-0)

**7.0 PUBLIC HEARINGS**

**7.1 Text amendment to Article 30-4.A and 30-9 Definitions to define, classify and otherwise provide for extended stay hotels or motels**

Ms. Karen Hilton, Planning and Zoning Manager, presented this item and stated this amendment would establish a new definition and use classification for hotels or motels providing longer term living spaces. Hotels and motels are typically designed for short-term stays of less than 30 days, and therefore units do not need larger refrigerator space or stoves for cooking. However, "extended stay" units have become increasingly important for people moving into a community who prefer a little more time to select long-term housing or who are only providing temporary consulting or construction services and need such accommodation. The proposed amendment would distinguish between the traditional short-term hotel/motel use and extended stay developments built to support full residential activity for four weeks or more. Extended stay hotels and motels are designed to support long-term housing than currently allowed under our codes. Requirements for extended stay use would include stoves and larger refrigerators in a full kitchenette.

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.

**AN ORDINANCE TO AMEND CITY CODE ARTICLE 30-4.A USES, 30-9 DEFINITIONS AND RELATED SECTIONS TO DEFINE, CLASSIFY AND**

**OTHERWISE PROVIDE STANDARDS FOR LONGER TERM STAYS IN HOTELS.  
ORDINANCE NO. S2016-007**

**MOTION:** Council Member Arp moved to adopt the ordinance, effective June 27, 2016.  
**SECOND:** Council Member Wright  
**VOTE:** UNANIMOUS (10-0)

**7.02 P16-18F. The staff-initiated rezoning of certain properties (within the City of Fayetteville) for inclusion into the Cape Fear River Overlay District.**

Mr. Will Deaton, Comprehensive Planner, presented this item and stated the City Council requested that the Planning and Code Enforcement Department create a riverfront plan that would be a component of the Comprehensive Plan. That plan has been prepared and approved by the City Council. It provides the basis for the standards that are part of the proposed Cape Fear River Overlay. These standards emerged from a series of surveys, community meetings, and review of previous plans and applicable components from Cumberland County planning initiatives. The Cape Fear River Overlay is hereby created to celebrate, conserve, promote, and manage those areas on both sides of the Cape Fear River within the corporate limits. These standards will ensure that new development is compatible with and enhances the unique river resources called for in the Cape Fear River Plan. It is the intent of these standards to promote economic revitalization throughout the river area while providing for an opportunity for enjoyment of the river by a maximum number of citizens, neighbors, and guests. One of the most critical aspects of the Cape Fear River is that it is the source of drinking water for Fayetteville and nearby communities. Maintaining its quality as well as volume is a major issue for residents and businesses. The availability of the River as a recreational asset is important to the community's economy. Community feedback during the public meetings and responses to surveys also indicated a very high interest in maintaining or improving the natural environment as habitat and a recreational resource. Those features were seen as important parts of the quality of life and as a foundation for attracting both residents and new businesses. The City has acquired property along the River between Grove and Person Streets for a future River Park. Recreational activity and future economic development at Campbellton Landing could be a catalyst to the area and complement the current development trends Downtown. The focus of this area will be access to the River and connecting the City to our greatest natural resource. To support these values, the Overlay establishes a buffer of at least 100 feet from the top of bank; prohibits uses that create unsightly conditions or the potential for pollution; and enables flexibility in densities and setbacks in the River Village area around Campbellton Landing.

This is the advertised public hearing set for this date and time, the public hearing was opened.

Mr. Gary Blackwell, 3107 Blantyre Way, Fayetteville, NC, stated he is not against the project, but if the City has plans to acquire his property he would like to know.

Mr. Joseph Riddle, III, 125 Great Oaks Drive, Fayetteville, NC, stated he believes he has property in the proposed overlay district, and stated he was surprised at how far reaching the overlay plan is, and further stated he was not provided any notification of the rezoning.

There being no one further to speak, the public hearing was closed.

Mr. Will Deaton stated because of the large size area and number of land owners in the proposed overlay district, state law allows notification of property owners by way of newspaper announcements, and

for property owners outside of the newspaper circulation, notification letters were sent.

Council Member Arp stated this item is just identifying land that would be included in the overlay; it is not rezoning any properties.

Council Member Jensen stated she has a problem with all of the business owners not being notified by mail.

Council Member Mohn stated this overlay is for the protection of the river; to remove all pollutant type operations.

Council Member Arp stated the overlay has the potential to increase property value; we are trying to protect the Cape Fear River. There is no taking away of taking anyone's property; it is a plan for future uses.

**MOTION:** Council Member Arp moved to approve the Cape Fear River Overlay boundary as shown on the attached map, and as presented by staff, and that the amendment is consistent with applicable plans because (1) the overlay is consistent with the recently adopted Cape Fear River Plan, (2) the overlay establishes a river buffer and prohibits uses that create unsightly conditions or the potential for pollution, and (3) the proposed overlay is reasonable and in the public interest because the proposed overlay fits with the character and recommendations of the adopted Cape Fear River Plan.

**SECOND:** Council Member Wright

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

#### **7.03 Public Hearing on the Proposed Revisions to the Sign Code facilitated by the Greater Fayetteville Chamber of Commerce Sign Task Force**

Mr. Scott Shuford, Planning and Code Enforcement Director, presented this item with the aid of a PowerPoint presentation and stated at the request of City Council, the Greater Fayetteville Chamber of Commerce formed a Task Force to develop a wide range of suggestions about improving and making more business-friendly the City sign code. Headed by former Mayor Bill Hurley, the Task Force worked closely with City Planning staff to revise the standards. The Task Force has completed its work and presented the recommendations to City Council at a June 6, 2016, work session. The City Council indicated the proposed changes appear consistent with the direction provided by City Council and expressed thanks for the exceptional effort. The presentation of the proposed changes was heard at a public hearing at the Planning Commission on June 21, 2016. Mr. Shuford provided a summary of the proposed changes.

This is the advertised public hearing set for this date and time, the public hearing was opened.

Mr. Henry Tyson, 410 Wayberry Drive, Fayetteville, NC, appeared in favor and stated he would yield his time.

There being no one further to speak, the public hearing was closed.

**MOTION:** Council Member deViere moved to table this item to the August 22, 2016, regular City Council meeting.

**SECOND:** Council Member Crisp

**VOTE:** UNANIMOUS (10-0)

#### **7.04 Amendment to 30-4.C, Uses and related sections, requested by Sheryl A. Lyons, to allow a special use request [in the MR-5 District] to consider a smaller separation between transitional**

**housing and any other group home, therapeutic home, halfway house or transitional housing.**

Ms. Karen Hilton, Planning and Zoning Manager, presented this item with the aid of a PowerPoint presentation and stated this amendment is requested by Ms. Shirley Lyons for Section 30-4.C, Use-Specific Standards, to allow case-by-case consideration, through the Special Use Permit process, of proposed transitional housing not meeting the required separation standards. If adopted, the modified amendment would allow Ms. Lyons to pursue a special use permit approval for a transitional housing project for homeless veterans in a property within a residential district (MR-5) and closer to another specified use than currently is permitted. Text Amendment Standards in Article 30-2.C.2(e) provide that amending the text of the Unified Development Ordinance is a matter committed to the legislative discretion of the City Council, after weighing the recommendation of the Planning Commission and relevance of seven factors specified in Article 30-2, as well as factors associated with the particular regulation. On May 29, 2012, the City Council first defined and classified the transitional housing use. It was approved as a special use permit in the office and commercial zoning districts subject to spacing of at least 2,640 feet from any other group home, transitional housing, halfway house, or therapeutic home. The applicant could request a waiver or reduction in the spacing unless the proposed use was proposed in a residential district. Existing standards include Definitions and these Use-Specific Standards. With these use-specific standards, the transitional housing use is allowed as a special use in the OI, NC, LC, CC, MU, and DT districts. The use is not allowed in any single- or multi-family residential district, although in 2015, staff considered allowing properties in an MR-5 zoning as potential sites for transitional housing or shelters. The amendment was not pursued because other solutions emerged and a joint City-County task force on homeless services was just underway. However, the MR-5 district would make available suitable properties close to important services that currently cannot be considered. For the property she is considering, Ms. Lyons would need the transitional housing use to be a listed use in the MR-5 district. The existing use-specific standards would apply, with the required separation potentially reduced during the special use review and approval process. In 2015, staff also proposed that the separation from any single-family zoning district be at least 1,000 feet; however, that may not permit Ms. Lyons to open the transitional housing where she is considering. The biggest challenge is allowing consideration of sites that are supported by transit and other nearby support services, such as clothing, meals, or counseling, medical or dental services, yet sufficiently separated from single-family homes and other group home uses to avoid the real or perceived concentration of group quarters clients. Additional changes in the requested amendment would be needed to allow consideration of transitional housing located in an MR-5 district.

This is the advertised public hearing set for this date and time, the public hearing was opened.

Ms. Sheryl Lyons, 423 Loblolly Court, Fayetteville, NC, appeared in favor and requested Council approve the adoption of the proposed amendment.

There being no one further to speak, the public hearing was closed.

Council Member McDougald stated there are already several group homes and transitional homes in this area, and the community watch group had no knowledge of this item coming before Council. I do not think this is the right fit or the right place.

**MOTION: Council Member McDougald moved to deny the adoption of the proposed amendment to allow consideration of the transitional housing use in the MR-5 district.**  
**SECOND: Council Member Mohn**

**VOTE:**

**UNANIMOUS (10-0)**

**7.05 Public Hearing on June 27, 2016, for Leisure Living Economic Incentives**

Mr. Russ Rogerson, President, Fayetteville Cumberland County Economic Development Corporation, presented this item and stated Realty Link Development in partnership with Bobby and Donny Wellons of Dunn, NC (owners of the land under Leisure Living DGW LLC), have been working on a development plan for the 46.51 acres of land which previously housed an older trailer park. The developer needs to have financing in place over the next month to begin project construction in the fall of 2016. The developer said that they are not able to move forward with their planned project because the original site work costs have increased by \$6 million since the early planning stages and the building costs have increased 10 percent over the same period. The developer has requested incentives from the City and County in the area of \$4 to \$5 million. Consideration is for an award of the following economic development incentives:

1. City uses 75 percent of the increased property taxes over a ten-year period. It is estimated that this would generate \$2 million to the developers that will be used to provide for a portion of the public roadway connecting Cliffdale and Skibo Roads.
2. City also provides a 75 percent grant-back on permit fees on the project that has an estimated value of \$161,250.00.
3. Finally, the City provides a 100 percent grant-back on tree premium fees valued at \$85,000.00.

The City's total incentive contribution is \$2,246,250.00, if approved. The tax grant-back will be used to support the construction of a public road and three signals within the site between Skibo and Cliffdale Roads. The Freedom Town Center would generate an estimated 800 jobs paying an average wage of \$10.62 an hour or some \$17 million a year in payroll to local residents. At least two of the stores that would locate in the park are already in the community so the actual net gain is unknown but would be substantial. Based on a taxable value of \$51.8 million, the project would generate an estimated \$258,000.00 in property taxes a year for the City. This project would also generate an estimated \$900,000.00 a year in sales taxes locally over a ten-year period.

This is the advertised public hearing set for this date and time, the public hearing was opened.

Mr. Phil Wilson, Greenville, South Carolina, stated he is representing Realty Link Development, speaking in favor he requested Council approve the economic development incentives package.

Mr. Clyde Owen, 1100 Clarendon Street # 411, Fayetteville, NC, spoke in opposition and asked what incentives are awarded to small business owners.

Mr. Dave Wilson, 6326 Morganton Road, Fayetteville, NC, spoke in opposition and stated the developer has been working on this project for years and does not need this incentive package and it would be wrong to use taxpayer dollars for this purpose.

Ms. Beverly Hall, 4500 Fox Cove, Fayetteville, NC, spoke in opposition and expressed concerns regarding the traffic congestion and planned infrastructure.

Mr. Joseph Riddle, III, 125 Great Oaks Drive, Fayetteville, NC, spoke in opposition, and stated he had been contacted by a lot of people, all of whom are in opposition to the proposed economic development incentives.

There being no one further to speak, the public hearing was closed.

**MOTION:** Council Member Wright moved to table this item to the August 1, 2016, work session.

**SECOND:** Council Member Jensen

**FRIENDLY AMENDMENT:**

Council Member McDougald made a friendly amendment to allow more time before this item is returned due to the July break.

Council Member Wright accepted the friendly amendment and agreed for this item to be tabled until the September work session.

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

**7.06 Public Hearing on June 27, 2016, for the Springhill Suites Hotel Economic Development Incentives**

Mr. Russ Rogerson, President, Fayetteville Cumberland Economic Development Corporation, presented this item and stated MBM Hospitality has requested incentives for their planned Springhill Suites project. According to MBM Hospitality, the incentives are needed because the BRAC estimated demand has not materialized and their total investment in the Springhill Suites when constructed and the existing Embassy Suites will be more than \$50 million; the addition of the Springhill Suites product adjacent to the Embassy Suites allows for even larger conferences to hold their meetings; and MBM Hospitality has determined that the project will not be built without receiving incentives. Finally, this upscale hotel will also offer a custom layout and modern design that will continue to elevate the hospitality market in the community. This incentive will provide an estimated \$86,000.00 in support of the project. The City has provided property tax grant-backs in support of a similar hotel project. The proposed Springhill Suites Hotel will be 121 suite rooms and represent an investment spend of about \$13 million. It will be an "upscale" hotel with similar décor and quality that exists in the Embassy Suites Hotel next door. The hotel will have 25 full-time employees with an average wage of \$16.00 per hour (that's higher than the County's average wage of \$14.76). They will be hiring 90 percent of their employees from Cumberland County. This project is expected to generate new property tax revenues and sales tax revenues of which the City will receive 50 percent of estimated property tax for the first five years and then 100 percent thereafter.

This is the advertised public hearing set for this date and time, the public hearing was opened.

Mr. Joseph Riddle, III, 125 Great Oaks Drive, Fayetteville, NC, spoke in opposition, and stated he did not understand why MBM Hospitality is asking for incentives again.

There being no one further to speak, the public hearing was closed.

Council Member deViere stated he will be voting against as he does not believe in paying these types of incentives.

**MOTION:** Council Member Arp moved to table the item to the September 2016 work session.

**SECOND:** Council Member McDougald

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

## 8.0 OTHER ITEMS OF BUSINESS

### 8.01 The North Carolina Military Affairs Commission Strategic Plan

Ms. Rebecca Rogers-Carter, Strategic Performance Analytics Director, introduced Brigadier General (Retired) Mabry E. (Bud) Martin, Chair, Military Affairs Commission. BG (Ret) Martin presented the North Carolina Military Affairs Commission Strategic Plan with the aid of a PowerPoint presentation. A copy of the plan was provided to Council and staff.

Council Member Arp stated he applauds the efforts to retain talents in our State.

Council Member Crisp thanked BG (Ret) Martin for a splendid report.

Council Member Wright stated he is excited about partnering with Fort Bragg.

Council Member deViere stated we all want to work in tandem with the Commission.

**MOTION: Council Member Crisp moved to accept the North Carolina Military Affairs Commission Strategic Plan.**

**SECOND: Council Member Arp**

**VOTE: UNANIMOUS (10-0)**

### 8.02 Fiscal Year 2016-2017 Budget Ordinance and Fee Schedule, Fiscal Years 2017-2021 Capital and Technology Improvement Plans, Capital Project Ordinances 2017-1 through 2017-10, and Capital Project Ordinance Amendments 2017-3 through 2017-18

Mr. Douglas Hewett, Interim City Manager, presented this item with the aid of a PowerPoint presentation and stated Council is asked to consider adoption of the Fiscal Year 2016-2017 Budget Ordinance which incorporates changes to the recommended budget as directed by Council at the June 15, 2016, work session. In addition to setting the general ad valorem tax rate at 49.95 cents, the Central Business Tax District rate at 10 cents, and the Lake Valley Drive Municipal Service District ad valorem tax rate at 33.6 cents, the ordinance also levies the stormwater fee at \$3.75 per month and the residential solid waste fee at \$44.00 per year, and adopts the fee schedule presented.

Council is also asked to approve the Fiscal Year 2017-2021 Capital and Technology Improvement Plans which reflect revisions confirmed by Council at the June 15, 2016, work session, and to adopt related capital project ordinances and capital project ordinance amendments to establish project budgets as planned.

The proposed budget ordinance incorporates the following changes to the recommended budget presented by staff:

#### General Fund

#### Community Investment Portfolio

- Economic and Business Development
  - o \$400,000.00 reduction of funding to support the North Carolina Civil War Center
  - o \$50,000.00 reduction of funding to support the FSU Farmers Market

- \$64,500.00 addition for Local/Small Disadvantaged Business Enterprise tracking software (due to the prior transfer of excess funds from multi-year project fund)
- Engineering & Infrastructure
  - \$125,000.00 reduction of funding no longer needed for thoroughfare street lighting improvements
  - \$100,000.00 addition for sidewalk projects (due to the prior transfer of excess funds from multi-year project fund)
  - \$375,000.00 addition for bridge replacement projects (due to the prior transfer of excess funds from multi-year project fund)
  - \$145,000.00 net addition for NCDOT Municipal Agreements, reflecting a \$5,000.00 reduction for the pedestrian study and an increase of \$150,000 for landscaping projects (due to the prior transfer of excess funds from multi-year project fund)

#### Operations Portfolio

- Parks, Recreation and Maintenance
  - \$500,000.00 reduction of funding for the Murchison Road / I-295 Interchange gateway improvement project
  - \$13,000.00 addition to fund leaf season service adjustments
  - \$174,298.00 addition for a pilot project to add three litter crews
  - \$65,000.00 addition for a pilot project to contract specific right-of-way mowing
  - \$494,000.00 reduction of funding for proposed bond projects from funds previously designated for senior recreation
  - \$4,021.00 addition to fund bond projects based upon an increase in revenue projections from the 1.35 cent dedicated tax rate
- Fire and Emergency Management
  - \$30,000.00 addition for compensation adjustments for the command staff

#### Support Services and Administration Portfolio

- City Manager's Office
  - \$40,000 addition for executive recruitment for a City Manager
- Finance
  - \$28,691 addition for a temporary part-time financial analyst

#### Other Appropriations

- \$3,161,300.00 addition for transfers to the Public Works Commission
- \$1,300.00 addition for transfers to the Transit Fund for a share of operating expense increases for bus stop maintenance
- \$30,708.00 reduction from transfers for the Environmental Services Fund due to the elimination of the pilot study for contracted household garbage collection

## Revenues

- Ad Valorem Taxes
  - \$165,712.00 increase in estimated taxes on motor vehicles
- Functional Revenues
  - \$6,500.00 increase in revenues for bus stop maintenance services for the Transit Department
- Interfund Transfers
  - \$3,012,900.00 increase in the transfer to be received from the Public Works Commission Electric Fund
- Loan Proceeds
  - \$180,500.00 reduction in planned vehicle financings, resulting from changes made to CIP and TIP projects and planned funding sources as discussed on June 15, 2016
- Fund Balance Appropriation
  - \$402,210.00 reduction in planned uses of fund balance resulting from the net impact of the expenditure adjustments as discussed on June 15, 2016

## Emergency Telephone System Fund

- Revenues
  - \$705,640.00 increase in Intergovernmental Revenues based upon updated notification of funding from the NC 911 Board
  - \$705,640.00 reduction in Fund Balance Appropriation to offset the Intergovernmental revenue increase

## Transit Fund

- Expenditures
  - \$6,500.00 addition for increase in the bus stop maintenance agreement
- Revenues
  - \$5,200.00 increase in Intergovernmental Revenues and \$1,300 increase in General Fund Transfer for the bus stop maintenance agreement increase

## Environmental Services Fund

- Expenditures
  - \$30,708.00 reduction due to the elimination of the planned pilot study for contracted household garbage collection
- Revenues
  - \$30,708.00 reduction in the Transfer from the General Fund

The FY 2017-2021 Capital and Technology Improvement Plans (CIP and TIP) presented for Council approval reflect the changes distributed and discussed at the June 15, 2016, work session. Capital Project Ordinances 2017-1 to 2017-10 and Capital Project Ordinance Amendments 2017-3 to 2017-18 presented for adoption are consistent with the CIP and TIP funding plans discussed.

Mr. Hewett stated in January 2014 Council acted to make available an After School Bus Pass for students of Cumberland County Schools. Ms. Sherrie Peterson, a social worker at Terry Sanford High School, has contacted Mayor Robertson and Council Member Arp requesting free all day bus passes in order to allow summer school students and students with before school activities to ride the City bus for free. The proposed amendment to the Fee Schedule has been provided to Council.

Mr. Hewett concluded the presentation by stating Council has deliberated the recommended budget and related items at five work sessions since its introduction on May 9, 2016.

Council Member Mohn expressed thanks and appreciation for all the hard work performed by the staff, and also gave thanks to the Council for the many hours of deliberation during the budget process.

**MOTION:** Council Member Mohn moved to adopt the proposed Fiscal Year 2016-2017 Budget Ordinance and Fee Schedule, Fiscal Years 2017-2021 Capital and Technology Improvement Plans, Capital Project Ordinances 2017-1 through 2017-10, and Capital Project Ordinance Amendments 2017-3 through 2017-18 as presented, and to also adopt the amended proposed Fee Schedule to add the language regarding free bus passes for Cumberland County Schools provided to Council and may annually request up to \$5,000.00 in value of the following passes at no charge: Youth (18 and Under) Day Pass (\$2.00 Value), Student Rolling 30 Day Pass (\$30.00 Value), and Summer Fun Pass (18 and Under) (\$15.00 Value).

**SECOND:** Council Member Wright

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

### 8.03 The City of Fayetteville's Strategic Plan FY 2017-2018

Ms. Rebecca Rogers-Carter, Strategic Performance Analytics Director, presented the Targets for Action. Mr. Warren Miller, Consultant, Fountainworks, presented the Strategic Plan. A hard copy of the Strategic Plan for FY 2017-2018 was provided to Council.

**MOTION:** Council Member deViere moved to adopt the City of Fayetteville's Strategic Plan FY 2017-2018.

**SECOND:** Council member Arp

**VOTE:** UNANIMOUS (10-0)

### 8.04 Consideration of a request from the Fayetteville Metropolitan Housing Authority regarding clarification of the City's loan terms for the Grove View Revitalization Project.

This item was removed from the agenda.

## 9.0 ADMINISTRATIVE REPORTS

### 9.01 Revenue and Expenditure reports for the Annual Funds for the Nine-Month Period Ended March 31, 2016.

This item was for information only, no action was taken.

## CLOSED SESSION

**MOTION:** Council Member McDougald moved to reconvene the closed session recessed at the June 27, 2016, discussion of agenda items meeting.

**SECOND:** Council Member Wright

**VOTE:** UNANIMOUS (10-0)

The regular session recessed at 9:32 p.m. The regular session reconvened at 11:05 p.m.

MOTION: Council Member Crisp moved to go into open session.  
SECOND: Council Member Arp  
VOTE: UNNANIMOUS (10-0)

MOTION: Council Member Arp moved to (1) accept Amendment # 4 to Agreement Between the City of Fayetteville and the Public Works Commission of the City of Fayetteville Establishing a Formal Agreement to Fund the Construction of Water and Sanitary Sewer Systems in the Annexed Area referred to as Phase V, and (2) accept an Amended and Restated Agreement Between the City of Fayetteville and the Public Works Commission of the City of Fayetteville Establishing a Formal Operating Transfer.

SECOND: Council Member Wright  
VOTE: UNANIMOUS (10-0)

MOTION: Council Member Hurst moved to adopt 2016-17 Budget Ordinance Amendment Change 2017-1; for the purpose of appropriating \$250,000.00 for Barrett Sports Group amended contract; providing further analysis and feasibility to include environmental study, and to provide for all other things necessary for the proposed baseball stadium at the Prince Charles site.

SECOND: Council Member McDougald  
VOTE: UNANIMOUS (10-0)

MOTION: Council Member McDougald moved to direct the Interim City Manager and the Baseball Committee (as appointed by the Mayor) to execute a letter of intent with the Houston Astros; a non-binding document without conditions or terms.

SECOND: Council Member Wright  
VOTE: UNANIMOUS (10-0)

#### 10.0 ADJOURNMENT

There being no further business, the meeting adjourned at 11:10 p.m.