

FAYETTEVILLE CITY COUNCIL  
AGENDA  
REGULAR MEETING  
APRIL 6, 1992  
7:00 P.M.



The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy auditing of the accounts.

In the second section, the author details the various methods used to collect and analyze financial data. This includes reviewing bank statements, credit card records, and other financial documents. The goal is to identify any discrepancies or irregularities that may have occurred during the reporting period.

The third part of the document provides a comprehensive overview of the company's financial performance. It includes a detailed breakdown of revenue, expenses, and net income. This information is presented in a clear and concise manner, making it easy for stakeholders to understand the company's current financial health.

Finally, the document concludes with a series of recommendations for improving financial management. These suggestions include implementing more robust internal controls, enhancing the accuracy of data collection, and regularly reviewing financial statements to ensure they are up-to-date and accurate.

FAYETTEVILLE CITY COUNCIL  
AGENDA  
REGULAR MEETING  
CITY HALL COUNCIL CHAMBER  
APRIL 6, 1992  
7:00 P.M.

INVOCATION - PLEDGE OF ALLEGIANCE

RECOGNITION: Miss Teen Fayetteville 1992- Wendy Marie Williams

ITEM 1. Approval of Agenda

ITEM 2. Consent:

- A. Approve minutes of regular meeting of March 2, 1992.
- B. Approve minutes of regular meeting of March 16, 1992.
- C. Approve tax refunds for over \$100 (see attached list).
- D. Set public hearing for May 4, 1992, to consider an addition of an MH(O) Manufactured Home Overlay District in an R6 Residential District to allow Class A manufactured homes in an area not otherwise designated by zoning to allow manufactured homes on individual residential lots for an area bordered by Troy Drive to the north, NC Hwy 53-210 to the east, Little Avenue to the west and Oxford Circle to the south. (P91-67)
- E. Set public hearing for May 4, 1992, to consider an application by James M. Kizer for a Special Use Permit as provided for by the City of Fayetteville Code of Ordinances from Chapter 32, Article IV, Section 32-33, Item 1(a) to allow automobile off-street parking in an R5 Residential District for an area located at the southeast corner of the intersection of Mechanic Street and Webb Street and being a portion of the property of Charles E. Warren and wife, Lucile Warren, as evidenced by deed recorded in Deed Book 2272, Page 499, and all of Deed Book 3723, Page 46, Cumberland County Registry. (P92-26)
- F. Set public hearing to consider request for No Parking on Chatham Street from Moore Street to Rowan Street.
- G. Adopt ordinance revising Section 20-106, Traffic Schedule No. 6 - Stop Intersections and Schedule No. 14 - Yield Right-of-Way.
- H. Advertise lease agreement between City of Fayetteville and Amtrak for train station property.
- I. Adopt resolution authorizing sale of City property.
- J. Adopt resolutions concerning Bullock Street:
  - a. Accept Bullock Street between Christian Street and Martin Road.
  - b. Adopt a preliminary resolution setting a public hearing for May 4, 1992, to consider the closing of Bullock Street between Christian Street and Martin Road.
- K. Award contract to Crowell Constructors (Proposal A) and Liles Plumbing, Inc. (Proposal B), low bidders, for Adams Court, Apartments for the Elderly - Utility and Site Development.
- L. Adopt resolution authorizing transfer of surplus property to Cumberland County.

- M. Approve request for fireworks display from Fayetteville Generals.
- N. Adopt ordinance imposing a lien on property located at 415 Kyle Street. (Owner: Roshie Drake)

**ITEM 3. Public Hearings:**

- A. Consideration on Community Development Block Grant (CDBG) funding for Fiscal Year 1992-1993.

**PRESENTED BY: Community Services Director**

**RECOMMENDED ACTION: Approve recommendations of Fayetteville Redevelopment Commission**

- B. Consideration of sidewalk patching assessment rolls and final confirmation on the following streets:

1. East Rowan Street (north side)
2. East Rowan Street (south side)
3. Pittman Street
4. Hay Street (south side)
5. Person Street (north side)

**PRESENTED BY: City Manager**

**RECOMMENDED ACTION: Approval**

- ITEM 4. Consideration of resolution directing the clerk to investigate an annexation petition received under G.S. 160A-31. (Pepper Ridge Mobile Home Park - 1802 Shaw Road - Contiguous Area)

- ITEM 5. Consideration of proposals for containerized trash and garbage collection services.

**PRESENTED BY: City Manager**

**RECOMMENDED ACTION: Approval**

- ITEM 6. Report from Streets and Roads Committee:

- A. Request for traffic signal and turn lane on Village Drive at proposed entrance to Cape Fear Valley Medical Center. (John Carlisle, Administrator, Cape Fear Valley Medical Center, has requested to speak on this item.)

**RECOMMENDED ACTION: See attached minutes**

- B. Review of plans for paving of Pate Drive.

**RECOMMENDED ACTION: See attached minutes**

- C. Review of proposed street standards.

**RECOMMENDED ACTION: Adoption of standards**

- D. Report on Raeford Road and Executive Place traffic signal request.

**RECOMMENDED ACTION: No action**

- E. Report on Owen Drive and All American Expressway traffic operations.

RECOMMENDED ACTION: No action

- F. Discussion of proposed street lighting program.

RECOMMENDED ACTION: Approval of lighting improvement projects

**ITEM 7. Appointments:**

- A. Nominations to fill one vacancy on Appearance Commission.
- B. Nominations to fill two vacancies on Human Relations Commission.

**ITEM 8. Administrative Reports:**

- A. Tax refunds of less than \$100.
- B. Report on City requirements and required funding to comply with Part I of the federally mandated Stormwater Permitting Process.

**POLICY REGARDING NON-PUBLIC HEARING AGENDA ITEMS**

Anyone desiring to address the Council on an item that is not a public hearing must present a written request to the City Manager by 10:00 a.m. on the Wednesday preceding the Monday meeting date.

**POLICY REGARDING PUBLIC HEARING AGENDA ITEMS**

Individuals wishing to speak at a public hearing must register in advance with the City Clerk. The Clerk's Office is located in Room 217, City Hall, 433 Hay Street, and is open during normal business hours. Citizens may also register to speak immediately before the public hearing by signing in with the City Clerk in the Council Chamber between 6:30 and 7:00 p.m.

**POLICY REGARDING CITY COUNCIL MEETING PROCEDURES  
SPEAKING ON PUBLIC AND NON-PUBLIC HEARING ITEMS**

Individuals who have not made a written request to speak on a non-public hearing item may submit written materials to the City Council on the subject matter by providing fifteen (15) copies of the written materials to the Office of the City Manager before 5:00 p.m. on the day of the Council meeting at which the item is scheduled to be discussed.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions.

2. It is essential to ensure that all entries are supported by appropriate documentation and receipts.

3. Regular audits should be conducted to verify the accuracy of the records and to identify any discrepancies.

4. The second part of the document outlines the procedures for handling cash and credit transactions.

5. All cash receipts should be recorded immediately and deposited in a secure bank account.

6. Credit sales should be recorded on an accrual basis, and accounts receivable should be monitored closely.

7. The third part of the document provides guidelines for managing inventory and stock levels.

8. Inventory should be counted regularly to ensure that the recorded quantities match the actual quantities on hand.

9. The fourth part of the document discusses the requirements for financial reporting and tax compliance.

10. Financial statements should be prepared on a regular basis, and all taxes should be paid on time.

11. The fifth part of the document concludes with a summary of the key points and a final statement of intent.

12. It is the policy of this organization to maintain the highest standards of accuracy and integrity in all financial reporting.

13. The sixth part of the document provides a detailed breakdown of the financial data for the current period.

14. The following table shows the total revenue generated from all sources during the reporting period.

15. The seventh part of the document includes a list of references and a bibliography of sources used in the preparation of this report.

16. The eighth part of the document contains a list of appendices and additional information that may be of interest to the reader.

17. The ninth part of the document provides a list of contact information for the authors and the organization.

18. The tenth part of the document includes a list of acknowledgments and a statement of appreciation to those who assisted in the preparation of this report.

19. The eleventh part of the document contains a list of footnotes and a list of references.

20. The twelfth part of the document includes a list of appendices and a list of additional information.

FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
CITY HALL COUNCIL CHAMBERS  
433 HAY STREET  
MONDAY, MARCH 2, 1992  
7:00 P.M.

**DRAFT**

Present: Mayor J. L. Dawkins

Councilmembers Mildred Evans (at-large); Milo McBryde (at-large); Nat Robertson (at-large); Tommy Bolton (District 1); Ida Ross (District 2); Theibert Torrey (District 4); Suzan Cheek (District 5); and Mark Kendrick (District 6)

Members Absent: Joseph Pillow (District 3) - excused

Others Present: John P. Smith, City Manager  
Roger L. Stancil, Assistant City Manager for Operations  
John B. Brown, Jr., Assistant City Manager for Administration and Finance  
Robert C. Cogswell, Jr., City Attorney  
Jimmy Teal, Assistant to the City Manager  
Jason Brady, Public Information Officer  
Mike Walker, Acting City Engineer  
Louis Chalmers, Traffic Engineer  
Walter Haire, Building Inspector  
Kai D. Nelson, Finance Director  
Tim Wood, PWC Manager  
Tom Keith, Citizen  
James M. Bass, II, Citizen  
Members of the Press

(Numbers at the beginning of each item correspond with the meeting agenda and are included for reference purposes.)

INVOCATION - PLEDGE OF ALLEGIANCE

The invocation was offered by Reverend Ken Pritchard, Fayetteville Community Church, Middle Road, followed by the Mayor leading in the Pledge of Allegiance to the American Flag.

RECOGNITION

Mayor Dawkins recognized approximately ten (10) class members from the State and Local Government Class taught by Dr. Suzan Cheek at Methodist College present in the audience to observe the Council meeting.

At this time Mayor Dawkins stated Councilmember Pillow had called to ask to be excused from tonight's meeting. Councilmember Kendrick moved to excuse Councilmember Pillow as requested, seconded by Councilmember Bolton and carried unanimously 8 to 0.

Mayor Pro-Tem Evans requested to speak on the recent property tax evaluations and moved to adopt a resolution to present to County Commissioners requesting discrepancies be checked into. The motion was seconded by Councilmember Robertson. They were advised this would have to be added to the agenda as an item. City Manager John Smith referred to the resolution concerning People Assisting Victims presented to the Mayor at a news conference this morning. Councilmember Cheek moved to add this as Item 13B., seconded by Councilmember Robertson and carried unanimously 8 to 0. Mayor Pro-Tem Evans requested to add the property tax evaluation as Item 13C., seconded by Councilmember Robertson and carried unanimously 8 to 0.

1. Approval of Agenda

Councilmember McBryde moved to approve the agenda with the additions of Items 13B. and C. as requested, seconded by Councilmember Bolton and carried unanimously 8 to 0.

2. Consent:

City Attorney Bob Cogswell made a recommendation that on Item 21., Mr. Rod Gutherie, Attorney with Russ, Worth, Cheatwood and Gutherie, be retained at \$85.00 per hour. Mayor Dawkins presented the Consent Agenda and asked if any items should be removed before calling for action. Councilmember Cheek

**ITEM 2.A.**

requested to pull Item 2A., and Mayor Pro-Tem Evans requested to pull Item 2K. Councilmember Kendrick moved to approve the Consent Agenda with the exception of Items 2A. and K and the recommendation for 2I. After a second from Councilmember Torrey, the Consent Agenda and following items were unanimously approved.

A. (Pulled for discussion)

B. Adopt resolution to acquire an easement (Parcel "C") for Elm Street Drainage Project - Phase II (in the amount of \$2,950.00).

RESOLUTION AUTHORIZING CONDEMNATION TO ACQUIRE CERTAIN PROPERTY.  
RESOLUTION NO. R1992-027.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

G. Adopt resolution to acquire an easement (Parcel "D") for Elm Street Drainage Project - Phase II (in the amount of \$1,100.00).

RESOLUTION AUTHORIZING CONDEMNATION TO ACQUIRE CERTAIN PROPERTY.  
RESOLUTION NO. R1992-028.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

D. Adopt demolition ordinances on the following properties:

1. 720 Weiss Avenue (Owner: Deloris Leflore)

AN ORDINANCE REQUIRING CITY BUILDINGS INSPECTOR TO CORRECT CONDITIONS OR TO DEMOLISH AND REMOVE A STRUCTURE. ORDINANCE NO. NS1992-013.

2. 1107 Clark Street (Owner: John & Pat Russo)

AN ORDINANCE REQUIRING CITY BUILDINGS INSPECTOR TO CORRECT CONDITIONS OR TO DEMOLISH AND REMOVE A STRUCTURE. ORDINANCE NO. NS1992-014.

3. 830 Cumberland Street (Owner: Janie Williams, James E. Williams, Eugene Williams, Sarah Jane Milligan, Clarence Morgan, Jr., Linda Gray Morgan, James & Louis McNeill, County of Cumberland Tax Authority)

AN ORDINANCE REQUIRING CITY BUILDINGS INSPECTOR TO CORRECT CONDITIONS OR TO DEMOLISH AND REMOVE A STRUCTURE. ORDINANCE NO. NS1992-015.

Copies of the foregoing ordinances are on file in the Clerk's Office in Ordinance Book NS1992.

E. Approve Amendment to Supplemental Agreement Number 16 with Wilbur Smith Associates.

This amendment is needed to incorporate changes requested by the FAA and will be in the amount of \$11,360.00.

F. Approve Agreement with Federal Aviation Administration.

This will replace the agreement which expires September 30, 1992.

G. Approve repeal of Section 21-50 of the Fayetteville City Code, "Telephone on streets."

AN ORDINANCE REPEALING SECTION 21-50. ORDINANCE NO. S1992-003.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book S1992.

H. Approve repeal of Section 17-50 of the Fayetteville City Code, "Penalty."

AN ORDINANCE REPEALING SECTION 17-50. ORDINANCE NO. S1992-004.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book S1992.

I. Approve request for legal representation.

Authorized retaining Mr. Rod Gutherie of Russ, Worth, Cheatwood and Gutherie, Attorneys at \$85.00 per hour for Case 92 CVS 723, Gene Gerome Blake & Barbara Blake vs. Shannon Scott Brewer and the City.

J. Adopt Special Revenue Fund Project Ordinance Amendments 92-1 and 92-2.

This is an appropriation of Federal Forfeiture funds in the amount of \$14,000.00 to the Police Athletic League Project to be used to support the Judo instruction.

K. (Pulled for discussion)

L. Adopt Budget Ordinance Amendment 92-11.

To transfer \$23,000.00 from Other Appropriations (Council Contingency) to the Police Department to implement Drug Task Force Recommendation No. 1 (Expand Neighborhood Based Foot and Mounted Patrols in High-Risk Areas) and to appropriate the proceeds of a lease-purchase agreement in the amount of \$15,509.00 and transfer \$2,851.00 from Communications to Information Systems, Finance and Administrative Services for the purchase of computer equipment.

M. Award contract for finished water metering facilities at Glenville Lake Water Treatment Plant to R.D. Braswell Construction Company, low bidder. (PWC)

Bids received were as follows:

*R. D. Braswell Construction Company	\$134,826.00
Cadman Construction Company	\$196,800.00
Nortec Construction Services, Inc.	\$198,000.00
Poquoson Construction Company, Inc.	\$199,980.00
H. V. Allen Construction Company, Inc.	\$203,000.00
Crain and Denbo, Inc.	\$236,614.00

N. Award contract for equipment associated with Reilly Road 230kV switching station, Waters Edge 230-69kV substation and substation structures to Rigby Electric and Clark Corporation, low bidders. (PWC)

Bids received were as follows:

*Rigby Electric	\$ 59,600.00
Mill-Power Supply	\$ 60,474.00

O. Approve Amendment to Consent Judgment for Cross Creek Wastewater Treatment Plant. (PWC) - to extend the dates for completing construction and achieving final compliance.

P. Authorize City Manager to execute lease agreement between City of Fayetteville and Cumberland County for space in property located at 116 Green Street - for one room on second floor of old City Hall for temporary use by the Jobs Training Service Center under the same terms and conditions as their current lease for the first floor space.

2A. Approve minutes of regular meeting of February 18, 1992.

Councilmember Cheek referred to Item 4B. concerning the request from Cape Fear Valley Medical Center for traffic signal on Village Drive. She stated that Mr. Jansen's request also included that the City build a turn lane into the hospital parking area for an additional \$10,000.00 making a total of \$40,000.00. Councilmember Kendrick, Chairman of the Council Streets and Roads Committee, agreed with her on this request. Dr. Cheek then moved to approve the minutes of the February 18 meeting with the amendment, "to include a right turn lane into the hospital parking area for a total of \$40,000.00." The motion was seconded by Councilmember McBryde and carried unanimously 8 to 0.

2K. Adopt Budget Ordinance Amendment 92-10.

This amendment is necessary to transfer \$135,000.00 from the Special Separation Allowance Fund to the E-911 Fund. This represents a temporary "loan" to pay the data preparation charge associated with the implementation

of the E-911 Fund. In addition, the amendment will appropriate the proceeds of a lease-purchase agreement in the amount of \$62,059.00 for dictaphone voice loggers.

Mayor Pro-Tem Evans asked what the total amount is, how much will be added to the taxpayers phone bill and for how long? Finance Director Kai Nelson responded that the \$135,000.00 is the total amount. This would be \$45,000.00 per month to the end of the fiscal year. One dollar (\$1.00) will be added to the taxpayer's bill for two years.

Mayor Pro-Tem Evans moved to approve the budget ordinance amendment as requested, seconded by Councilmember McBryde and carried unanimously 8 to 0.

### 3. Public Hearings:

Mayor Dawkins read the policy for the time limit on the public hearings and non-public hearings.

#### A. Consideration of adoption of an ordinance extending the corporate limits of the City of Fayetteville, N.C. (The Greens, Section 1, Part 1 - Property of Broadwell Land Company [Contiguous Area]) (Continued from February 18, 1992, meeting)

This item was presented by City Manager John Smith stating he had requested a continuance because of some questions he had dealing with the street construction. He reviewed the past situation and stated that this has been an honest misunderstanding between Mr. Broadwell and the City, which was the result of a very complex set of circumstances. Mr. Smith stated Mr. Broadwell had met the DOT standards for the street but feels it is too late to redesign the street for concrete curb, but instead plans to install asphalt curb. Mr. Smith stated another complicating factor is that shortly the City Council will be deciding on a new set of street standards. In order to resolve the current situation, he recommended the City either annex this street and make an exception to the current standard of concrete curb, or delay annexation pending the outcome of the City's review of street standards. This is the advertised public hearing for this date and hour.

The public hearing was opened at 7:26 p.m. and appearing in favor was Mr. Dohn Broadwell stating he feels that he does not need to explain further but was available for any questions by Council. There being none further to be heard on this matter, the public hearing was closed at 7:27 p.m.

#### ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF FAYETTEVILLE. ANNEXATION ORDINANCE NO. 92-03-049.

Councilmember McBryde moved to follow the City Manager's recommendation to annex this area and make exception to the current standard of street paving and accept the street with an effective date of March 2, 1992. The motion was seconded by Councilmember Bolton and carried unanimously 8 to 0.

A copy of the foregoing ordinance is on file in the Clerk's Office in Annexation Ordinance Book 1992.

#### B. Consideration of petition for speed limit reduction on Ruth Street.

This item was presented by City Traffic Engineer Louis Chalmers stating this request was by a petition signed by a majority of residents. This is the advertised public hearing for citizen input.

The public hearing was opened at 7:29 p.m. and appearing in favor was Mr. Steven Moore, 112 Ruth Street. He stated because of a short distance from the front door to the street and for the safety of their families and children, they are requesting the speed limit be reduced to 25 mph. There being none further to be heard on this matter, the public hearing was closed at 7:30 p.m.

#### AN ORDINANCE AMENDING SECTION 20-106, MOTOR VEHICLES AND TRAFFIC (TRAFFIC SCHEDULE NO. 8 - SPEED CONTROL). ORDINANCE NO. NS1992-016.

Councilmember Cheek introduced the foregoing ordinance and moved its adoption, seconded by Councilmember McBryde and carried unanimously 8 to 0.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book No. NS1992.

4. Consideration of appeal of assessment on Southland Drive. (Continued from February 3, 1992)

This item was presented by City Attorney Bob Cogswell stating that from all the literature presented, Council can see that the only concern he has ever had in this matter was whether or not he failed to notify the property owner after we received the deed, about the deed. Mr. Cogswell stated he had a conversation with Attorney Herb Thorp this morning and asked him if he was going to seek a declaratory judgment on this matter and Mr. Thorp responded that he was not. Mr. Cogswell recommended to City Council to deny the request for appeal of assessment on Southland Drive.

Councilmember Kendrick moved to follow the recommendation to deny the request, seconded by Mayor Pro-Tem Evans and carried unanimously 8 to 0.

5. Consideration of adoption of demolition ordinance for property located at 110 Pond Street. (Owner: Thomas J. Keith) (Appearing Tom Keith)

This item was presented by Walter Haire, Building Inspector, requesting demolition of the dilapidated building at 110 Pond Street. He stated the owner had been given additional time but no repairs have been made.

Council recognized the property owner, Tom Keith, requesting Council not adopt this ordinance, but to allow him to rent this building as a commercial storage building to help pay the taxes and cleaning of the lots he has remaining in the area. Mr. Keith stated the Inspections Department had requested him to secure the building, which he had done. Mr. Keith added there were a lot of buildings in that area in the same condition as his, and he requested to be treated fairly.

There followed some discussion and questions and answers of Mr. Keith concerning the condition of his building.

AN ORDINANCE REQUIRING THE CITY BUILDINGS INSPECTOR TO DEMOLISH AND REMOVE A STRUCTURE (110 POND STREET). ORDINANCE NO. NS1992-017.

Mayor Pro-Tem Evans moved to adopt the ordinance to be effective after 90 days unless the work is completed, seconded by Councilmember Kendrick and carried unanimously 8 to 0.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book No. NS1992.

6. Consideration of request to appeal before Council from James Bass regarding demolition permit fees.

Council recognized Mr. James Bass, II, requesting that they reconsider the permit fees for demolition and new construction. He stated the new construction permit fees are \$3.50 per thousand and demolition permit fees are \$4.00 per hundred. He stated he feels there should be a ceiling of \$500.00 for new construction permits. He presented to Council a list of demolition permit fees for surrounding towns and cities and requested that Council reconsider their fee schedule.

City Manager John Smith stated he feels that Mr. Bass has raised a very legitimate issue. Upon checking into this matter, he discovered the fee has been on the books since 1981 and this is exceedingly high. Mr. Smith recommended Council set the demolition fee at the same basis as the new construction fee (\$3.50 per thousand) until all fees have been reviewed. A user fee schedule study is in progress at this time.

Councilmember McBryde moved to follow the recommendation of the City Manager, seconded by Councilmember Bolton and carried unanimously 8 to 0.

Mr. Smith stated that another situation related to this has been brought to his attention, and contractors have asked that the asbestos removal not be considered as part of the demolition. He added this will be added to their user fee study.

7. Consideration of a resolution for acceptance of Brinkley Street from Thad Street (formerly Third Street) to Fourth Street for City maintenance.

This item was presented by City Manager John Smith stating this section of Brinkley Street has never been opened, maintained or accepted and recommends Council not accept the street unless it is brought up to City standards.

Councilmember Bolton moved to follow the recommendation to not accept the street unless it is brought up to City standards, seconded by Councilmember Kendrick and carried unanimously 8 to 0.

8. Consideration of agreement for Enhanced 911 service between City of Fayetteville and Carolina Telephone and Telegraph.

This item was presented by Assistant City Manager for Operations Roger Stancil stating everything is in place, and the City is 60 days away from having Enhanced 911 inside the City of Fayetteville. City Attorney Bob Cogswell stated he had spoken with the telephone company's attorney and they are in agreement that the paragraph dealing with willful and wanton misconduct should be added to the middle paragraph of Section XII. The wording is as follows: "The provisions of this Section XII are not intended to conflict with Chapter 62A, NCGS, in that the company shall only be liable for willful or wanton misconduct in connection with developing, adopting, implementing, maintaining or operating any 911 system."

Councilmember McBryde moved to approve the agreement for the E-911 with the addition of the paragraph recommended by the City Attorney. The motion was seconded by Councilmember Kendrick and carried unanimously 8 to 0.

9. Consideration of adoption of resolution fixing date of public hearing on question of annexation pursuant to G.S. 160A-31, as amended. (Skibo Square - Contiguous area)

This item was presented by Assistant City Manager for Operations Roger Stancil with a request to set the date of the public hearing for March 16th to be in line with the scheduled hearings and proposed initial zoning of this area by the Planning Board in April.

RESOLUTION FIXING DATE OF PUBLIC HEARING (MARCH 16, 1992) ON QUESTION OF ANNEXATION PURSUANT TO GS 160A-31, AS AMENDED (SKIBO SQUARE). RESOLUTION NO. R1992-030.

Councilmember Bolton introduced the foregoing resolution and moved its adoption, seconded by Mayor Pro-Tem Evans and carried 7 to 1 with Councilmember Ross voting in opposition.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

10. Consideration of adoption of resolution identifying an area as being under consideration for future annexation. (Readoption of previously identified area)

This item was presented by Assistant City Manager for Operations Roger Stancil with a recommendation for adoption of the resolution.

RESOLUTION IDENTIFYING THE AREA DESCRIBED HEREIN AS BEING UNDER CONSIDERATION FOR FUTURE ANNEXATION. RESOLUTION NO. R1992-031.

Mayor Pro-Tem Evans introduced the foregoing resolution and moved its adoption, seconded by Councilmember Cheek and carried unanimously 8 to 0.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

11. Consideration of proposals for commercial garbage collection.

This item was presented by City Manager John Smith. He reviewed the information presented as backup in the agenda which included six (6) options. Of the six (6) options, he recommended Option No. 6, which was not included in the bids. It is for the City to allow totally open competition and not regulate the service. This option takes the City totally out of the picture and allows the free market to set standards and prices.

Mayor Pro-Tem Evans moved to follow Option 1 to enter into a 1-year contract with low bidder of ARS. The motion died for a lack of second.

Following lengthy discussion, Council requested the City Manager to provide further information at the next meeting, if possible.

12. Appointments:

A. Nominations to fill two vacancies on Appearance Commission.

Councilmember Cheek nominated Jimmy <sup>KIZER</sup> ~~Kaiser~~, Jr., for the unexpired term to December 1992 in the Engineer Category. Councilmember Robertson nominated Douglas Russell Smith in the At-large Category to fill the term to December 1993.

B. Nominations to fill seven vacancies on Human Relations Commission.

Councilmember Ross nominated Ms. Leslie Kiewra and Dr. Emma Green for first terms and Carrie Malveau for a second 2-year term. Councilmember McBryde nominated Dr. Bruce Pulliam for a second 2-year term. Councilmember Kendrick nominated Judy Lowe to serve a second 2-year term.

Nominations are still needed to fill the vacancies of Mr. R. H. Beatty and Mrs. Mettarene McLean.

13. Administrative Reports:

A. Report on Street Lighting Improvement Program.

Mr. Smith referred to materials in the agenda packet. He specifically referred to the proposed fiscal year 91-92 Street Lighting Improvement Program. No. 1 is the Branson Street area and No. 2 is the Owen Drive/Camden Road area, which are highest priority assigned jointly by the Police Department, Traffic Engineering and PWC. The amount of \$75,000.00 appropriation for lighting enhancements will be included in PWC's fiscal year 1993 budget. Mr. Smith stated the entire list of 1 through 12 would be approximately \$290,000.00 in PWC's budget.

Following some discussion, Mayor Dawkins stated it was the consensus of Council that this be included in PWC's budget because of the importance of the lighting projects.

B. Request for resolution from People Assisting Victims.

Councilmember Bolton moved to have the City Attorney draft a resolution for the next regular Council meeting agenda, seconded by Councilmember Robertson and carried unanimously 8 to 0.

C. Request of Mayor Pro-Tem Evans concerning property tax evaluations.

Mayor Pro-Tem Evans moved to refer (to Cumberland County Commissioners) the concern of the Mayor and City Council as to the fairness of the 1992 property evaluation and with a recommendation that they give this their attention. The motion was seconded by Councilmember Robertson.

Following some discussion, Councilmembers McBryde, Kendrick and Bolton agreed that the City Council as a body should not intervene because there are ways for taxpayers to appeal their assessment values. Following the discussion, Mayor Dawkins called for the vote, and it failed 2 to 6 with Councilmembers Ross, Cheek, McBryde, Bolton, Kendrick and Torrey voting in opposition.

At this time Councilmember Ross was recognized stating she had talked with someone in (Senator) Mr. Rose's office. They are sending a packet of materials down for grant applications and Ms. Ross asked City Manager Smith which grants would be of greatest concern to Council. Mr. Smith responded that, at this point, he could not furnish this information but hoped to be able to give Council a report soon as to the progress on some applications submitted through the Governor's Crime Commission.

There being no further business, the meeting was adjourned at 9:10 p.m.  
upon motion and second.

Respectfully submitted,

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Bobbie A. Joyner, City Clerk

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J. L. Dawkins, Mayor

kblb

FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
CITY HALL COUNCIL CHAMBERS  
433 HAY STREET  
MONDAY, MARCH 16, 1992  
7:00 P.M.

**DRAFT**

Present: Mayor J. L. Dawkins

Councilmembers Mildred Evans (at-large); Milo McBryde (at-large); Nat Robertson (at-large); Tommy Bolton (District 1); Ida Ross (District 2); Joseph Pillow (District 3); Thelbert Torrey (District 4); Suzan Cheek (District 5); and Mark Kendrick (District 6)

Others Present: John P. Smith, City Manager  
Roger L. Stancil, Assistant City Manager for Operations  
John B. Brown, Jr., Assistant City Manager for Administration and Finance  
Robert C. Cogswell, Jr., City Attorney  
Jimmy Teal, Assistant to the City Manager  
Jason Brady, Public Information Officer  
Al Mitchell, Assistant City/County Planning Director  
Mike Walker, Acting City Engineer  
Louis Chalmers, Traffic Engineer  
Tom Ray, Airport Manager  
Jim Konneker, Chairman, Metro Visions Committee  
Members of the Press

(Numbers at the beginning of each item correspond with the meeting agenda and are included for reference purposes.)

INVOCATION - PLEDGE OF ALLEGIANCE

The invocation was offered by Elder Jerry Swinney, New Bethel Pentecostal Holiness Church, 106 Progress Street, followed by the Pledge of Allegiance to the American Flag being led by Boy Scout Justin Johnson of Fort Bragg Troop 776.

RECOGNITION

Mayor Dawkins recognized Scout Leader Carl Johnson and six (6) Scouts from Fort Bragg Troop 776 working on Citizenship Badges.

1. Approval of Agenda

Councilmember Pillow moved to approve the agenda as submitted, seconded by Councilmember Ross and carried unanimously.

2. Consent:

City Attorney Bob Cogswell recommended that he be appointed as legal counsel for Item 2E.

Mayor Dawkins presented the consent agenda and asked if any items should be removed before calling for action. There being none, Councilmember Kendrick moved to approve the consent agenda and appoint the City Attorney as counsel for Item 2E. After a second from Councilmember McBryde, the consent agenda and following items were unanimously approved.

- A. Set public hearing for April 6, 1992, to consider allocation of Community Development Block Grant funding for fiscal year 1992-93.
- B. Set public hearing for April 20, 1992, to consider the rezoning from R6 Residential District to C3 Heavy Commercial District or to a more restrictive zoning classification for an area located on the east side of Distribution Drive (SR 2414), north of Country Club Drive (US 401 Bypass). (P92-16)
- C. Set public hearing for April 20, 1992, to consider the rezoning from R10 Residential District to R5 Residential District or to a more restrictive zoning classification for an area located on the east side of Cain Road, between Woodbine Avenue and Rogers Drive. (P92-17)

- D. Adopt resolution declaring cost and ordering preparation of preliminary assessment roll and setting time and place for public hearing (April 6, 1992) on preliminary assessment roll for sidewalk patching on the following streets:

Person Street (North side)

A RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING (APRIL 6, 1992) ON PRELIMINARY ASSESSMENT ROLL FOR PERSON STREET (NORTH SIDE). RESOLUTION NO. R1992-032.

Hay Street (South side)

A RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING (APRIL 6, 1992) ON PRELIMINARY ASSESSMENT ROLL FOR HAY STREET (SOUTH SIDE). RESOLUTION NO. R1992-033.

East Rowan Street (South side)

A RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING (APRIL 6, 1992) ON PRELIMINARY ASSESSMENT ROLL FOR EAST ROWAN STREET (SOUTH SIDE). RESOLUTION NO. R1992-034.

Pittman Street

A RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING (APRIL 6, 1992) ON PRELIMINARY ASSESSMENT ROLL FOR PITTMAN STREET. RESOLUTION NO. R1992-035.

East Rowan Street (North side)

A RESOLUTION DECLARING COST AND ORDERING PREPARATION OF PRELIMINARY ASSESSMENT ROLL AND SETTING TIME AND PLACE FOR PUBLIC HEARING ON PRELIMINARY ASSESSMENT ROLL FOR EAST ROWAN STREET (NORTH SIDE). RESOLUTION NO. R1992-036.

Copies of the foregoing resolutions are on file in the Clerk's Office in Resolutions Book R1992.

- E. Approve request for legal representation.

City Attorney Bob Cogswell will serve as counsel in the case of Ather Bridges vs City of Fayetteville (Officer Chris Kania) 92 CVS 133.

- F. Adopt ordinance revising Section 20-106, Traffic Schedule Number 11 - Parking Prohibited.

AN ORDINANCE AMENDING SECTION 20-106, MOTOR VEHICLES AND TRAFFIC (TRAFFIC SCHEDULE NO. 11 - PARKING PROHIBITED, HULL ROAD). ORDINANCE NO. NS1992-018.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book NS1992.

- G. Award contract to Crowell Constructors, Inc., low bidder, for Bond Funded Drainage Project - Elm Street (Phase II) in the amount of \$228,444.75.

Bids received were as follows:

*Crowell Constructors, Inc.	\$228,444.75
Nortec Construction Services, Inc.	\$238,306.28
Barnhill Contracting Company	\$245,196.31
City Estimate	\$214,113.38

A copy of the bid tabulation is attached hereto and made a part of these minutes.

3. Public Hearings:

Mayor Dawkins read the policy on the time limit for public hearings and non-public hearings.

A. Consideration of annexation ordinance extending the corporate limits of the City of Fayetteville, NC (Skibo Square).

This item was presented by Assistant City Manager for Operations Roger Stancil submitting a detailed report of the annexation by petition. This is the advertised public hearing for this date and hour.

City Manager John Smith displayed a slide showing where the storm drainage from this property would go because of some questions that had been raised at a previous meeting. It showed that approximately 40 percent of the drainage would be into Buckhead Creek and 60 percent into Beaver Creek. Councilmember Kendrick addressed the flooding problems that we have experienced in the past and expressed concern because he feels nothing has been done to alleviate this problem in the future. Mr. Smith responded to his concerns and added that this property was going to be developed whether it was inside the City or outside the City. The Engineering Department has reviewed the drainage plan and it does meet all the City requirements that currently exist. Mr. Smith also added that he too has some concerns, and that is why a massive storm drain study is being conducted at this time in order to upgrade our ordinance and our requirements. Following some further discussion, Mayor Dawkins opened the public hearing at 7:18 p.m.

Recognized in favor was R. A. Rumbough, 2507 Spring Valley Road, representing the petitioner. Mr. Rumbough responded to Councilmember Kendrick's concern by stating that the storm drainage in that area has been studied extensively, and they went to court trying to stop the Marketfair Mall from plugging water underneath the road and the mall put in a 36-inch pipe. He stated they (petitioner) are taking very little water out of the shopping center into this area. There being none further to be heard on this matter, the public hearing was closed at 7:20 p.m.

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF FAYETTEVILLE (SKIBO SQUARE). ANNEXATION ORDINANCE NO. 92-03-350.

Mayor Pro-Tem Evans moved to adopt the foregoing ordinance, seconded by Councilmember Cheek and carried 8 to 1 with Councilmember Ross voting in opposition.

A copy of the foregoing ordinance is on file in the Clerk's Office in Annexation Ordinance Book 1992.

Councilmember Kendrick requested that a report be brought back to Council on an analysis of the drain in this basin.

4. Consideration of adoption of a resolution affirming the need to protect our youth from exposure to the idolization of violent criminals.

A RESOLUTION AFFIRMING THE NEED TO PROTECT OUR YOUTH FROM EXPOSURE TO THE IDOLIZATION OF VIOLENT CRIMINALS. RESOLUTION NO. R1992-037.

Councilmember Robertson moved to adopt the foregoing resolution, seconded by Mayor Pro-Tem Evans and carried unanimously.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

5. Consideration of request from Jim Konneker, Chairman of the Metro Visions Committee, to address City Council regarding Metro Vision Leadership Summit.

Mr. Konneker distributed a summary of remarks he planned to make in addition to the status of the 23 initiatives that were selected and developed by Metro Visions following a community forum series conducted jointly with the Joint Planning Board as they did their 20-year plan. This forum is scheduled for May 14, 15, and 16. The purpose is to bring together community leaders to renew the visioning and initiative development process, evaluate where we are and where we need to go as a metropolitan area. The cost to attend the forum will be \$50.00 per person.

6. Consideration of lease of Airport property.

This item was presented by City Manager John Smith stating this would be a temporary lease of space to the SPCA for up to one year to allow them time to find a permanent place to operate. Some of the Airport Commission members have discussed this telephonically, and this will be on their agenda for the March 31st meeting. Mr. Smith recommends that Council authorize the City to execute the lease with SPCA and adopt the resolution for the standard lease to include a nominal amount of \$100.00 per year. This is vacant, unused land with a house.

RESOLUTION AUTHORIZING LEASE OF CITY PROPERTY (AIRPORT PROPERTY TO SPCA). RESOLUTION NO. R1992-038.

Mayor Pro-Tem Evans introduced the foregoing resolution and moved its adoption and to execute a lease as recommended, seconded by Councilmember Robertson and carried unanimously.

A copy of the foregoing resolution is on file in the Clerk's Office in Resolutions Book R1992.

7. Consideration of amendment of Rollout Disposal Fee.

This item was presented by City Manager John Smith with a recommendation to reduce the disposal fee for apartments and mobile homes from \$50.00 to \$25.00 following a study of the estimated annual cost for disposal.

Following some discussion, Councilmember McBryde moved to reduce the residential fee as recommended, seconded by Councilmember Kendrick and carried unanimously.

It was established that businesses are generating more garbage and costing more for the same containers.

8. Consideration of amendment to Section 21-30.9(6) of the Fayetteville City Code regarding noise.

This item was presented by City Attorney Bob Cogswell with a recommendation to adopt the ordinance changing the hours of the noise levels because of the special events in parks.

AN ORDINANCE AMENDING SECTION 21-30.6. ORDINANCE NO. S1992-005.

Councilmember McBryde introduced the foregoing ordinance and moved its adoption, seconded by Councilmember Cheek and carried unanimously.

A copy of the foregoing ordinance is on file in the Clerk's Office in Ordinance Book R1992.

9. Appointments:

A. Nominations to fill two vacancies on the Appearance Commission.

Councilmember Robertson withdrew Douglas Russell Smith's name from the nominations and submitted the nomination of Mr. Charlie Singer recommended by the Appearance Commission for the At-large Category to fill the unexpired term of Lonnie Player to December 1993.

Councilmember Bolton moved to elect James M. Kizer, Jr., by acclamation to fill the unexpired term of Gordon Rose to December 1992 in the Engineer Category. The motion carried unanimously.

B. Nominations to fill seven vacancies on the Human Relations Commission.

Councilmember Bolton moved to elect Mrs. Leslie Kiewra (B/M) and Dr. Emma Greene (W/F) for two-year terms and to re-elect for a second term Mr. Bruce Pulliam (W/M), Ms. Judy Lowe (W/F) and Ms. Carrie Malveau (B/F).

Councilmember Evans nominated Colonel (Retired) Irving Barker to the vacancy of Mr. R. H. Beatty, and Councilmember Torrey nominated Mr. Alfonzo McCoy to fill the vacancy of Mettarene McLean. These would be for a two-year term.

10. Administrative Reports:

- A. Statement of taxes collected for the month of February, 1992, from the Cumberland County Tax Collector for a total of \$460,842.92.

Councilmember McBryde moved to refer Items B. and C. to the Council Streets and Roads Committee, seconded by Councilmember Pillow and carried unanimously.

Councilmember Cheek requested that when the Streets and Roads Committee considers the lights on heavily traveled freeways, they pay special attention to such areas as the CBD Loop at Ramsey Street and the merchants' request for lighting at the I-95 Exchange onto Cedar Creek Road.

- B. Report on Raeford Road and Executive Place traffic signal request.  
C. Report on Owen Drive and All American Expressway traffic operations.

Councilmember Ross stated she had been meeting with the African/American community leaders, and they are still waiting for the list of streets for the renaming consideration. Mr. Smith responded that staff is looking at a list of all the major thoroughfares and the next step is to check into names to see what historical significance they may have.

- D. Report on Commercial Solid Waste Collection Services.

Mr. Smith stated a study is still underway on this and recommends it be put on the April 6th Council agenda. Councilmember Cheek requested the cost estimate per year to the City for the proposals we received and an estimate of what it would have been if the City had continued to collect the solid waste. She will call for a public hearing. Mr. Smith suggested that the public hearing be held within the next 30 days.

There being no further business, the meeting was adjourned at 7:50 p.m. upon motion and second.

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Bobbie A. Joyner, City Clerk

---

J. L. Dawkins, Mayor

kblc

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Third block of faint, illegible text, continuing the document's content.

Fourth block of faint, illegible text, showing further lines of the document.

Fifth block of faint, illegible text at the bottom of the page.

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



FINANCE DEPARTMENT  
2ND FLOOR, CITY HALL

433 HAY STREET  
P.O. DRAWER D

FAYETTEVILLE, NC 28302-1746

March 19, 1992

MEMORANDUM

TO: John P. Smith, City Manager  
FROM: Kai Nelson, Finance Director *KN*  
SUBJECT: Tax Refunds

The following tax refunds for over \$100 have been requested:

<u>Taxpayer's Name</u>	<u>Nature of Clerical Error</u>	<u>Property Description</u>	<u>Amount</u>
Wing Air Lease, Inc.	1990 Acura located and registered in the State of Ohio.	1990 Acura	\$118.03
Arnold, William T., Jr., & wife Peg	Mercedes failed to be deleted during data entry.	Personal property only	\$117.28
Fett, Kevin M. & Sherry J.	Listed vehicles by mistake in 91--not registered in NC.	Lt 97 Ascot Sec 4 Rt 1 (0.27 acres)	\$110.05
Goble, Dale Elwood	Illegal tax: Military non-resident.	Personal property only	\$126.55
Tucker, Edryce N. & Ricky	Illegal tax: Military non-resident. LES filed late.		\$116.67
Townsend, William Frank	Building in process of being moved, 40 percent functional applied.	Res 513 Westmont Drive, .39 acres	\$215.40
Azama, Wesley J.	Illegal tax: Military exemption. Not given, LES received 1-92.		\$273.94

KN/kb1  
FIN-183

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.C.

TAXPAYER'S NAME: WING AIR LEASE INC  
MAILING ADDRESS 2294 MCGILL DR  
FAYETTEVILLE NC 28305-5144  
BILL NUMBER 4550259  
SOCIAL SECURITY/FEDERAL ID # 56-1427692  
PROPERTY DESCRIPTION 1990 ACURA

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 142.03 AND CITY/TOWN OF FAYETTEVILLE TAXES IN THE AMOUNT OF \$ 118.03. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF FAYETTEVILLE FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: 1990 ACURA LOCATED AND REGISTERED IN THE STATE  
OF OHIO.

SINCERELY,

[Signature] SIGNATURE  
Jan 6, 1992 DATE

\*\*\*\*\*

ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: [Signature] DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: [Signature] DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: [Signature] DATE: MAR 11 1992

VERIFIED BY THE CLERK TO THE BOARD: [Signature]

DATE: 3/4/92

TAXPAYER'S NAME Arnold, William T Jr  
MAILING ADDRESS 128 Bryce Creek Ln  
Fayetteville NC 28303-490  
BILL NUMBER 3436253  
SOCIAL SECURITY/FEDERAL ID # 226-60-7079  
PROPERTY DESCRIPTION General Property Only

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 141.08 AND CITY/TOWN OF Fayetteville TAXES IN THE AMOUNT OF \$ 117.28. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF Fayetteville FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: MERCEDES FAILED TO BE DELETED DURING DATA ENTRY.

SINCERELY,

William T. Arnold Jr SIGNATURE  
1-31-92 DATE

\*\*\*\*\*

ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: Stephen T. Hays Jr DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: Robert S. Smith DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: Telesia Jarrell DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - R. Davis  
DATE: 3/4/92

TAXPAYER'S NAME Felt, Kevin Mc Henry

MAILING ADDRESS 5579 Ashgrove Dr  
Fayetteville NC 28311-0253

BILL NUMBER 1004586

SOCIAL SECURITY/FEDERAL ID # 092-52-7188

PROPERTY DESCRIPTION Ac 99 Acct Sec # 091  
(0.27 acres)

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 125.71 AND CITY/TOWN OF Fayetteville TAXES IN THE AMOUNT OF \$ 110.05. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF Fayetteville FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: listed vehicle by mistake  
in 91 - not registered in NC

SINCERELY,

See Attached etc SIGNATURE  
2-3-91 DATE

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ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: Stephen T. Horn Jr DATE: FEB 2 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: Robert Sanders DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: Jessica Jarrell DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - J. Davis  
DATE: 3/4/92

TAXPAYER'S NAME Goble, Dale Elwood

MAILING ADDRESS 1614 Hickory Ridge Ct  
Fayetteville NC 28304

BILL NUMBER 4513710

SOCIAL SECURITY/FEDERAL ID # 110-3577

PROPERTY DESCRIPTION personal property only

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 146.45 AND CITY/TOWN OF FAYETTEVILLE TAXES IN THE AMOUNT OF \$ 126.55. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF FAYETTEVILLE FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: ILLEGAL TAX: MILITARY NON-RESIDENT.

SINCERELY,

Dale A. Goble

SIGNATURE

1-29-92

DATE

\*\*\*\*\*

ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: Stephen T. Hames Jr. DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: Robert [unclear] DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: Jessica [unclear] DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - P. Davis

DATE: 3/4/92

TAXPAYER'S NAME TUCKER, EDRYCE N & RICKY

MAILING ADDRESS 5594 LINKWOOD DR

FAYETTEVILLE NC 28311-0289

BILL NUMBER 4089616

SOCIAL SECURITY/FEDERAL ID # ✓ 231-80-4238

PROPERTY DESCRIPTION \_\_\_\_\_

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 146.59 AND CITY/TOWN OF FAYETTEVILLE TAXES IN THE AMOUNT OF \$ 116.67. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF FAYETTEVILLE FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: ILLEGAL TAX: MILITARY NON-RESIDENT. LES FILED L

SINCERELY

*Ricky Tucker* ✓ SIGNATURE  
04 February 92 ✓ DATE

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ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: *Stephen T. Hone* DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: *Robert Sanders* DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: *Jessica Jarrell* DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - R. Davis

DATE: 3/4/92

TAXPAYER'S NAME Townsend, William Frank

MAILING ADDRESS P.O. Box 53406 (53406)

Fayetteville, NC 28305-9406

BILL NUMBER 2449667

~~SOCIAL SECURITY~~/FEDERAL ID # 244.94.1634

PROPERTY DESCRIPTION Res 513 Westmont Dr.  
.39 acc.

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
C/O COUNTY ASSESSOR  
PO DRAWER 449  
FAYETTEVILLE NC 28302

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO A CLERICAL ERROR IN THE YEAR(S) 1991, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 295.65 AND CITY/TOWN OF Fayetteville TAXES IN THE AMOUNT OF \$ 215.40. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND THE CITY/TOWN OF Fayetteville FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: bldg. in process of being moved  
40% functional applied.

SINCERELY,  
William Frank Townsend SIGNATURE  
2.3.92 DATE

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ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: Stephen T. Horney DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: Robert Sanders DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: APPROVED

SIGNATURE: Teresia Jarroll DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - J. Davis

DATE: 3/4/92

CITY REFUND

1988 = 101.64  
1989 = 92.38  
1990 = 79.92

TAXPAYER'S NAME Lyana, Wesley J

MAILING ADDRESS 612 Newwood St

Fayetteville NC 28305-4886

BILL NUMBER 2434139

SOCIAL SECURITY/FEDERAL ID # 575-58-0634

PROPERTY DESCRIPTION \_\_\_\_\_

CUMBERLAND COUNTY  
SPECIAL BOARD OF E & R  
PO DRAWER 449  
FAYETTEVILLE NC 28302-0449

DEAR BOARD MEMBERS AND CITY/TOWN COUNCIL MEMBERS:

DUE TO AN ERROR IN THE YEAR(S) 1988-1990, I OVERPAID COUNTY TAXES IN THE AMOUNT OF \$ 371.99 AND CITY/TOWN OF Fayetteville TAXES IN THE AMOUNT OF \$ 273.94. I AM MAKING A WRITTEN DEMAND TO THE SPECIAL BOARD OF EQUALIZATION AND REVIEW AND TO THE CITY/TOWN OF FAYETTEVILLE FOR A REFUND OF OVERPAYMENT AS REQUIRED UNDER GENERAL STATUTE 105-381(b)(1).

NATURE OF CLERICAL ERROR: illegal tax - Military exemption  
Not given, L&S received 1-92

SINCERELY,

Wesley J Lyana SIGNATURE  
17 January 1992 DATE

\*\*\*\*\*

ASSESSOR'S RECOMMENDATION: OK

SIGNATURE: Stephen T. Howe, Jr DATE: FEB 20 1992

COUNTY ATTORNEY'S RECOMMENDATION: OK

SIGNATURE: Robert Sanders DATE: FEB 20 1992

ACTION TAKEN BY THE BOARD: **APPROVED**

SIGNATURE: Jessica Jarrell DATE: MAR 03 1992

VERIFIED BY THE CLERK TO THE BOARD: OK - D. Davis

DATE: 3/4/92

# PLANNING DEPARTMENT

Post Office Box 1829  
Fayetteville, NC 28302  
Telephone (919) 483-8131

## CUMBERLAND COUNTY JOINT PLANNING BOARD

John Britt  
CHAIRMAN

George Vaughan  
PLANNING DIRECTOR

April 1, 1992

MEMO TO: FAYETTEVILLE CITY COUNCIL  
FROM: CUMBERLAND COUNTY JOINT PLANNING BOARD  
SUBJECT: CONSENT ITEMS FOR THE APRIL 6, 1992  
CITY COUNCIL MEETING

### PUBLIC HEARING ITEMS TO BE SET:

D. CASE NO. P91-67. THE ADDITION OF AN MH(O) MANUFACTURED HOME OVER-LAY DISTRICT IN AN R6 RESIDENTIAL DISTRICT TO ALLOW CLASS A MANUFACTURED HOMES IN AN AREA NOT OTHERWISE DESIGNATED BY ZONING TO ALLOW MANUFACTURED HOMES ON INDIVIDUAL RESIDENTIAL LOTS FOR AN AREA BORDERED BY TROY DRIVE TO THE NORTH, NC HWY 53-210 TO THE EAST, LITTLE AVENUE TO THE WEST AND OXFORD CIRCLE TO THE SOUTH. (FAYETTEVILLE ORDINANCE)

PLANNING BOARD MEETING DATE: MARCH 17, 1992  
PLANNING BOARD ACTION: RECOMMENDED APPROVAL  
CITY COUNCIL MEETING DATE SUGGESTED: MAY 4, 1992

E. CASE NO. P92-26. AN APPLICATION BY JAMES M. KIZER FOR A SPECIAL USE PERMIT AS PROVIDED FOR BY THE CITY OF FAYETTEVILLE CODE OF ORDINANCES FROM CHAPTER 32, ARTICLE IV, SECTION 32-33, ITEM 1(a) TO ALLOW AUTOMOBILE OFF-STREET PARKING IN AN R5 RESIDENTIAL DISTRICT FOR AN AREA LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF MECHANIC STREET AND WEBB STREET AND BEING A PORTION OF THE PROPERTY OF CHARLES E. WARREN AND WIFE, LUCILLE WARREN, AS EVIDENCED BY DEED RECORDED IN DEED BOOK 2272, PAGE 499, AND ALL OF DEED BOOK 3723, PAGE 46, CUMBERLAND COUNTY REGISTRY. (FAYETTEVILLE ORDINANCE)

PLANNING BOARD MEETING DATE: MARCH 17, 1992  
PLANNING BOARD ACTION: RECOMMENDED APPROVAL  
CITY COUNCIL MEETING DATE SUGGESTED: MAY 4, 1992

bs

ITEM 2.D-2.F.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. This is essential for ensuring the integrity of the financial statements and for providing a clear audit trail.

2. The second part of the document outlines the various methods used to collect and analyze data. These methods include interviews, surveys, and the analysis of financial records.

3. The third part of the document describes the results of the data collection and analysis. It shows that there is a significant correlation between the variables being studied, and that the data supports the hypotheses of the study.

4. The fourth part of the document discusses the implications of the findings. It suggests that the results of the study could be used to inform policy decisions and to improve the efficiency of the system being studied.

5. The fifth part of the document concludes the study and provides a summary of the key findings. It also identifies some of the limitations of the study and suggests areas for future research.

6. The sixth part of the document provides a detailed description of the methodology used in the study. This includes information about the sample size, the data collection process, and the statistical methods used for analysis.

7. The seventh part of the document discusses the ethical considerations of the study. It explains how the researchers ensured that the study was conducted in a responsible and ethical manner.

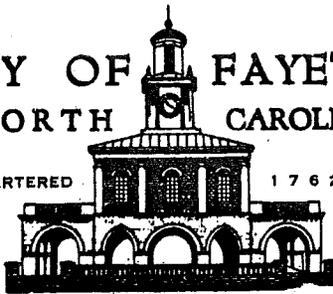
8. The eighth part of the document provides a list of references for the sources used in the study. This includes books, articles, and other documents that are relevant to the research.

9. The ninth part of the document provides a list of appendices. These include additional data, tables, and figures that are not included in the main text of the document.

10. The tenth part of the document provides a list of footnotes. These include additional information about the study and the authors.

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL: (919) 433-1660

SIGNS AND MARKINGS DIVISION 433-1795  
SIGNALS DIVISION 433-1796  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

March 31, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E.  
Director, Traffic Services Department *LAC*

REFERENCE: Petition for No Parking  
Chatham Street - From Moore Street to Rowan Street

We have received a petition signed by a majority of residents (51%) on Chatham Street requesting no parking on their street.

We would suggest that City Council hold a public hearing at their April 20, 1992 meeting to receive public input on this request for no parking.

LAC/psc

Enclosures  
Petition  
Map

cc: Roger L. Stancil, Assistant City Manager - Operations  
William H. Melvin, Signs and Markings Supervisor

An Equal Opportunity



Affirmative Action Employer

ITEM 2.F

ALBERT J. MCCLAIN  
429 CHATHAM ST.  
FAYE., NC 28301  
(919) 483-3737



03/06/92

PAMELA S. CLARK/OFFICE SUPERVISOR  
CITY OF FAYETTEVILLE/TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301

RE: PETITION TO PROHIBIT PARKING ON CHATHAM  
STREET WITH ENFORCEMENT OF A STIFF PENALTY

DEAR MS. CLARK,

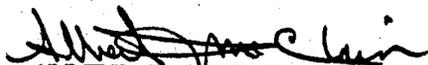
WE THE RESIDENTS OF CHATHAM STREET HAVE BEEN GREATLY PLAGUED BY TOTAL CHAOS AND NUISANCE: COUPLES PULLING INTO DRIVEWAYS, ALONG SIDES OF STREET AND ONTO VACANT LOTS USING THEM AS "LOVER'S LANES"; MEN AND WOMEN URINATING IN PUBLIC; EXTREMELY LOUD MUSIC AT TWO AND THREE O'CLOCK IN THE MORNING; DISRESPECT FOR THE RESIDENTS; REFUSING TO REMOVE VEHICLES BLOCKING THE DRIVEWAYS; MOUNDS OF ALCOHOLIC BEVERAGE CONTAINERS AND FOOD WRAPPERS STREWN EVERYWHERE EACH MORNING; AND PEOPLE SELLING DRUGS IN PLAIN VIEW OR FROM PARKED CARS.

CALLING THE POLICE DOES NOT HELP BEACUSE WHEN THE MARKED CARS SHOW UP, EVERYONE SCATTERS INTO THE ESTABLISHMENTS OR THEIR CARS AND THE DRUGS ARE SOMETIMES HIDDEN UNDER ROCKS BY THE TRAIN TRACKS. THESE PEOPLE ARE CLIENTS OF MOORE STREET CORNER STORE AND CHEIF'S CORNER CAFE. THE OWNERS NOR THEIR CLIENTELE ARE RESIDENTS OF THE AREA.

WE THE PEOPLE OF CHATHAM STREET AND THE SURROUNDING AREA HAVE BEEN HERE FOR MANY YEARS. WE ARE TALKING ABOUT THIRTY TO FIFTY YEARS, NOT FOUR OR FIVE YEARS. SENIOR CITIZENS AND CHILDREN LIVE HERE AND SOME RESIDENTS HAVE FAMILY MEMBERS WHO ARE SCARED TO VISIT THEM OR LEAVE AT NIGHT BECAUSE OF FEAR OF BEING MUGGED OR RAPED.

YOUR CONSIDERATION AND INVESTIGATION INTO THIS MATTER WOULD BE DEEPLY AND GREATLY APPRECIATED. ENCLOSED IS THE SIGNED PETITION OF ELEVEN OF OUR RESIDENTS. THERE IS A TOTAL OF SIXTEEN HOUSES ON THE ENTIRE STREET; TWO ARE VACANT AND THREE NO RESPONSE. WE FEEL A FINE OF \$25.00 OR MORE IS NEEDED TO ENFORCE NO PARKING ON CHATHAM STREET. ANY LESSER FINE WILL NOT PHASE THESE PEOPLE DUE TO THE LARGE VOLUME OF DRUG TRAFFICKING.

SINCERELY,

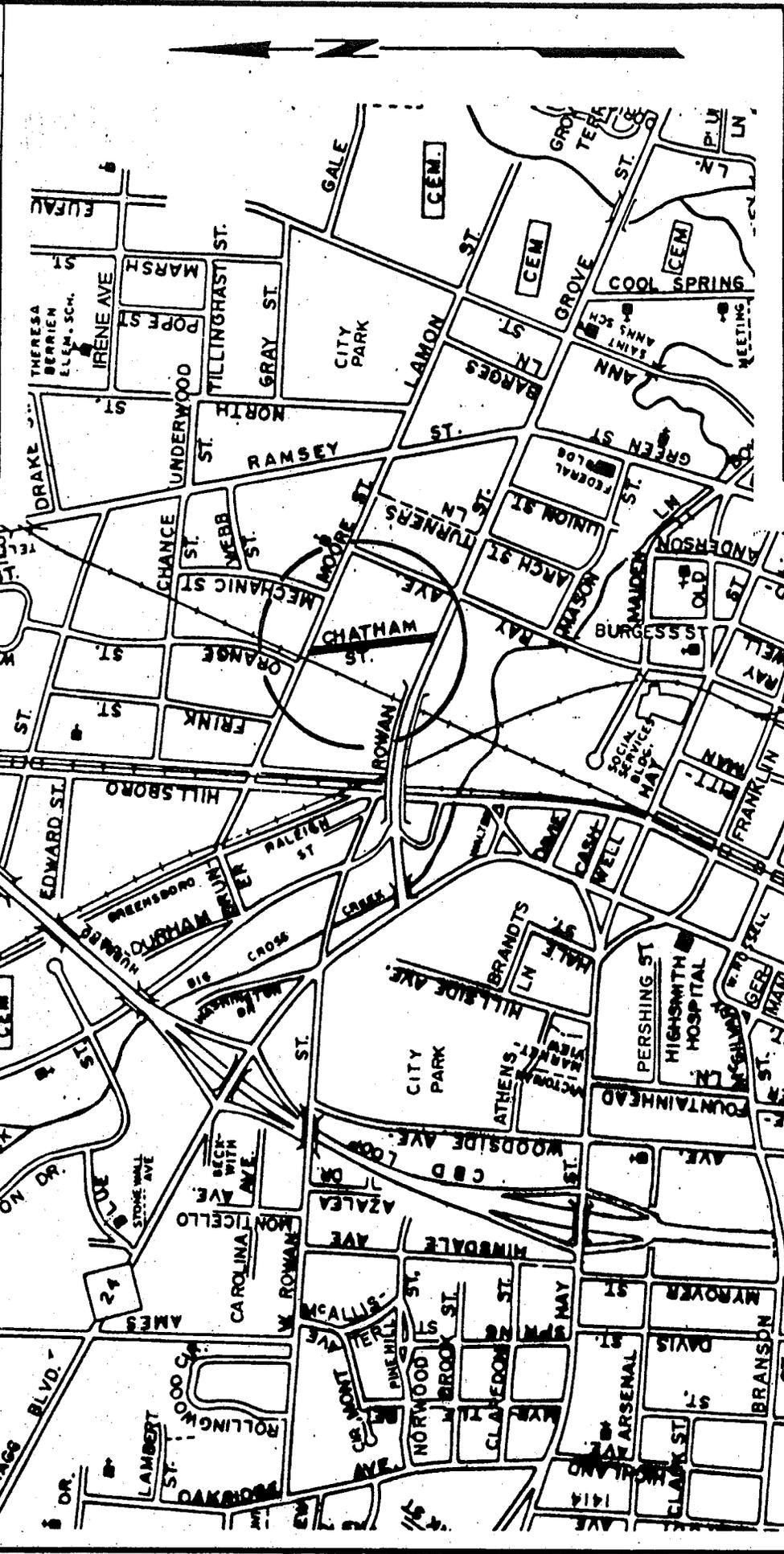
  
ALBERT J. MCCLAIN  
DESIGNATED REPRESENTATIVE

ENCLOSURE: SIGNED PETITION

CF CAPT 600K FPD



REVISION	DATE	BY



**CITY OF FAYETTEVILLE**  
**TRAFFIC SERVICES DEPARTMENT**

**CHATHAM STREET**  
**AREA MAP**

APPROVED:  CITY TRAFFIC ENGINEER

DESIGNED BY: DRAWN BY: (S)

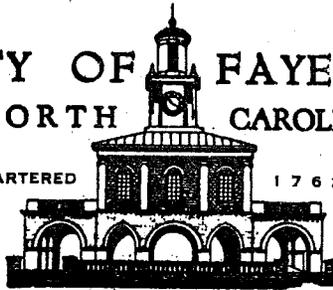
SCALE: 1" = 1000'

DATE: 4-1-52

NO.	FIELD BOOK

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



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FAYETTEVILLE, NC 28301-5797

March 31, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E.  
Director, Traffic Services Department *LAC*

REFERENCE: Revision to Section 20-106  
Traffic Schedule # 6 - Stop Intersections  
Traffic Schedule # 14 - Yield Right-of-Way

We recommend adoption of the attached ordinances which will establish traffic control in accordance with the Manual on Uniform Traffic Control Devices at these intersections.

LAC/psc

Attachments  
Ordinances

cc: Roger L. Stancil, Assistant City Manager - Operations

An Equal Opportunity



Affirmative Action Employer

**ITEM 2.G.**

AN ORDINANCE AMENDING CHAPTER 20, MOTOR VEHICLES AND TRAFFIC  
OF THE CITY OF FAYETTEVILLE CODE OF ORDINANCES

BE IT ORDAINED by the City Council of the City of Fayetteville,  
North Carolina that Chapter 20, "Motor Vehicles and Traffic", is  
hereby amended to read as follows:

Sec. 20-106. Traffic Schedule Number 6 - Stop Intersections.

There is hereby rescinded from said schedule the following:

STREET

SHALL STOP AT

Deep Creek Road

Sapona Road

There is hereby added to said schedule the following:

STREET

SHALL STOP AT

Anarine Road (Southbound)

McKimmon Road

Hartford Place

Mirror Lake Drive

Melba Avenue

Florida Drive

Sapona Road (Westbound)

Deep Creek Road

This ordinance shall be in full force and effective April 10, 1992.

ADOPTED this the 6th day of April, 1992.

CITY OF FAYETTEVILLE

BY:

J.L. Dawkins, Mayor

ATTEST:

Bobbie A. Joyner, City Clerk

AN ORDINANCE AMENDING CHAPTER 20, MOTOR VEHICLES AND TRAFFIC  
OF THE CITY OF FAYETTEVILLE CODE OF ORDINANCES

BE IT ORDAINED by the City Council of the City of Fayetteville,  
North Carolina that Chapter 20, "Motor Vehicles and Traffic", is  
hereby amended to read as follows:

Sec. 20-106. Traffic Schedule Number 14 - Yield Right-of-Way

There is hereby added to said schedule the following:

<u>TRAFFIC PROCEEDING ON</u>	<u>SHALL YIELD RIGHT-OF-WAY AT</u>
Sapona Road (Northwest bound)	Deep Creek Road

This ordinance shall be in full force and effective April 10, 1992.

ADOPTED this the 6th day of April, 1992.

CITY OF FAYETTEVILLE

BY: \_\_\_\_\_  
J.L. Dawkins, Mayor

ATTEST:

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

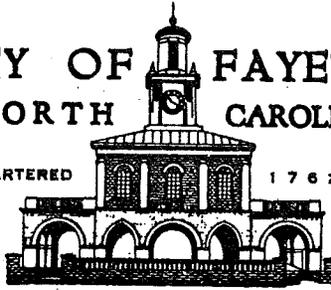
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THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

April 2, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Roger L. Stancil, Assistant City Manager for Operations *RCS*

SUBJECT: Lease With National Railroad Passenger Corporation (AMTRAK)

Attached is a proposed lease with AMTRAK for the Hay Street Station property. We have negotiated this agreement over several years. We are requesting that Council authorize the advertising of this lease for upset bids. Because the lease is in excess of ten (10) years, it is treated procedurally as a sale.

In summary, the lease accomplishes the following:

1. Cancels the current lease with CSXT (formerly Seaboard Coastline). They concur with that action.
2. Provides City staff time to design interior renovations to the station. This design is almost complete and ready for bid.
3. Commits AMTRAK to paying for the cost of those renovations. They have budgeted those funds this fiscal year.
4. Provides for the relocation of AMTRAK's operations to the rear of the building once renovations are complete, leaving the front space available for lease. Any proceeds from that lease would come to the City.

Under the current agreement with CSXT, they make no payments to the City. Our agreement with them would expire in 1996. Under the proposed lease with AMTRAK, the City would, in effect, continue the no payment agreement for another ten (10) years (until 2006) in return for AMTRAK's investment in the renovation of the building.

We recommend that Council authorize the advertising of the lease.

RSL/kbla

Attachment

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.4.

NOTICE OF SALE

NOTICE IS HEREBY GIVEN that National Railroad Passenger Corporation (hereinafter Amtrak) has made an offer to the City of Fayetteville to lease the property described below for use by Amtrak as a railroad passenger terminal for a term of 15 years. The annual rental shall be the sum of \$1.00 plus any and all ad valorem taxes. The property offered for lease and sublease is more particularly described as follows:

NORTH CAROLINA  
CUMBERLAND COUNTY  
CROSS CREEK TOWNSHIP

That certain parcel of real property located in Cumberland County, North Carolina, and located on the northeast corner of Hay Street and Hillsboro Street in the City of Fayetteville, more particularly described in Exhibit "A", dated March 15, 1990, and attached to the proposed lease and made part thereof.

Additional terms of the lease to be satisfied by Amtrak or any Lessee are as follows:

1. Relocation of the existing Amtrak passenger terminal within the terminal located on the demised premises at the expense of Lessee; and

2. Participation in the cost of the renovation/construction of the demised premises in an estimated amount of \$183,700.00 which shall include the original contract award amount and subsequent change orders, and to provide the City of Fayetteville with all technical design requirements specific to Amtrak's operational requirements.

A copy of the proposed lease is available in the Office of the City Attorney for inspection.

Anyone interested in purchasing said property may do so by filing within ten days of the publication of this notice, an upset bid of not less than 10 percent of the first \$1,000.00 and 5 percent of the remainder with the City Clerk.

The City Council reserves the right at any time to reject any and all offers. Any offer must be for cash payment, and comply with all terms and conditions of the proposed lease.

CITY OF FAYETTEVILLE

By:

Robert C. Cogswell, Jr., City Attorney

Publish:

0033.3

STATE OF NORTH CAROLINA

CANCELLATION OF LEASE

COUNTY OF CUMBERLAND

THIS CANCELLATION OF LEASE, made and entered into this the \_\_\_\_\_ day of \_\_\_\_\_, 1992, by and between the CITY OF FAYETTEVILLE, a municipal corporation organized under the laws of the State of North Carolina (hereinafter referred to as the "LESSOR"), and CSX TRANSPORTATION, formerly Seaboard Coastline Railroad Company (hereinafter referred to as the "LESSEE");

THAT WHEREAS, on the 15th day of June, 1981, the parties hereto entered into a lease agreement as recorded in Book 2824, Page 441, of the Cumberland County Registry, and the parties are desirous of cancelling said lease contingent upon the approval of that certain lease agreement of even date herewith between LESSOR and the National Rail Passenger Service Corporation, known as Amtrak, in order for the cost of certain improvements to be funded by LESSOR and reimbursed by Amtrak, and as a result thereof the LESSEE no longer desires the use and occupation of the premises described in said lease agreement recorded in Book 2824, Page 441, of the Cumberland County Registry;

WITNESSETH:

1. That for and in consideration of the lease between LESSOR and Amtrak of even date herewith, LESSEE hereby relieves LESSOR of any and all rights, duties, responsibilities and other requirements of that certain lease agreement recorded in Book 2824, Page 441, of the Cumberland County Registry, and

further releases all right, title, interest, term of years, property, claim and demand whatsoever in and to the described premises therein arising out of said lease;

2. That from or after the date of this cancellation of lease, LESSEE shall be relieved of any rent payments under the previously existing lease, and LESSOR shall have and hold said land and all privileges and appurtenances thereto belonging to itself, its assigns and successors, forever and that LESSEE warrants that said premises are free and clear of all encumbrances, except as stated herein, and will forever warrant and forever defend the interest conveyed herein to the City of Fayetteville against the lawful claims of all persons whatsoever.

WHEREFOR, the parties hereto have set their hands and seals this the \_\_\_\_\_ day of \_\_\_\_\_, 1992.

CITY OF FAYETTEVILLE  
NORTH CAROLINA

By: \_\_\_\_\_

J. L. Dawkins, Mayor

ATTEST:

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

SEABOARD SYSTEMS

By: \_\_\_\_\_

ATTEST:

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

LEASE

THIS LEASE AGREEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1991, by and between the City of Fayetteville, a municipal corporation, organized under the laws of the State of North Carolina, hereinafter referred to as the "Lessor"; and National Railroad Passenger Corporation, a corporation organized under the Rail Passenger Service Act of 1970 and the laws of the District of Columbia, hereinafter referred to as "Lessee";

W I T N E S S E T H:

1. EXISTING LEASE AGREEMENT. An existing lease agreement between Lessor and Seaboard Coastline Railroad Company as dated effective April 14, 1981, and for a term to expire April 30, 1996, and recorded in Book 2824, Page 441 at the Cumberland County Register of Deeds office shall be mutually terminated by Lessor and Seaboard Coastline Railroad Company upon execution of this lease agreement. The termination of the existing lease agreement and the execution of this lease agreement shall be recorded sequentially. The terminated lease agreement shall become Exhibit "D" of this lease agreement and is attached hereto and hereby incorporated herein.

2. LEASED PROPERTY. The Lessor hereby leases to the Lessee, subject to the terms and conditions herein expressed, that certain parcel of real property located in Cumberland County, North Carolina, more particularly described in Exhibit "A", attached hereto and hereby incorporated herein (hereinafter referred to as the "Demised Property "A").

The Lessee hereby agrees to remove and relocate its operations, personnel and equipment from the Demised Property "A" to another portion of the same building, more particularly

described in Exhibit "B", attached hereto and hereby incorporated herein (hereinafter referred to as "Demised Property "B"). Specific relocation conditions are described in Paragraph "3. RELOCATION TO DEMISED PROPERTY "B"."

3. RELOCATION TO DEMISED PROPERTY "B".

(a) The Lessor and Lessee hereby agree to jointly participate in the Renovation/Construction of the Demised Property "B" which is located at the Northern end of the same building of the Demised Property "A" and further described in Exhibit "B" attached herein.

(b) The Lessor hereby agrees to provide design and contract administration services for the renovation/construction of the Demised Property "B" based on the interior/exterior conceptual plan, mutually developed by the Lessor and Lessee, more particularly described in Exhibit "C", attached hereto and hereby incorporated herein. The Lessor hereby agrees to provide funding for this renovation project, contingent on the Lessee's agreement to reimbursement conditions further described below.

(c) The Lessee hereby agrees to provide the Lessor with all technical design requirements specific to the Lessee's operational requirements and reimbursement funding to the Lessor for all renovation/construction costs to include the original contract award amount and subsequent change orders which are not uncommon to renovation projects. The estimated amount of renovation/construction costs is \$183,700.00. The Lessee hereby agrees to issue reimbursement payments to the Lessor within thirty (30) days of receipt of Lessor's invoice, in the amount equal to the invoice which shall be the amount expended by the Lessor toward the renovation project.

(d) In the event that the initial contract bid amount shall exceed \$183,700.00, the Lessee may either approve additional

reimbursement funds equal to the bid amount or consult with the Lessor on methods for reduction of project costs prior to bid award.

(e) The Lessor and Lessee hereby agree to complete the renovation/construction of Demised Property "B" on or before April 30, 1996, at midnight.

(f) The Lessee hereby agrees to relocate its operations, equipment and personnel to the renovated Demised Property "B" within fifteen (15) days after Lessor's acknowledgment of receipt of Lessee's final project reimbursement payment.

4. POSSESSION BY TENANT. Possession of the Demised Property "A" shall be delivered to Lessee not later than the commencement date of this lease. The Lessee's relocation to the Demised Property "B", during the active term of this lease and subject to the terms and conditions expressed herein, shall occur upon availability of the property as described in Paragraph "3. RELOCATION TO DEMISED PROPERTY "B".".

5. TERM. The term of this lease shall be fifteen (15) years, and no (0) months, beginning on April 30, 1991, at midnight and ending at midnight on April 30, 2006.

6. LESSOR'S WARRANTIES. The Lessor represents that it owns the demised property in fee simple and that the property is free from encumbrances except as referred to elsewhere in this lease. The Lessor represents that it has the full right, power and authority to enter into this lease for the term herein granted and the demised property may be used by the Lessee during the entire term for the purposes herein set forth.

7. OPTION TO TERMINATE. Lessee may elect to terminate this lease prior to April 30, 2006, by giving the Lessor six (6) months prior written notice to that effect and performing all of

its obligations hereunder through such termination date, including the surrender of the demised property in good repair, ordinary wear and tear excepted, on or before that date.

8. RENT. The rent for the term of the lease shall be One Dollar (\$1.00) per year.

9. TAXES. The Lessor agrees that it will list in its name for taxation the demised premises and all improvements and buildings placed thereon, and that Lessee will pay all ad valorem property taxes, both real and personal, assessed against the demised premises to include any special assessments levied and permitted by law.

Provided further, that in the event the Lessor shall register the demised property for historic preservation purposes, the Lessee shall be entitled to any tax benefits accruing as a result of said registration, but shall not be relieved of any other taxes upon the property demised and Lessee shall continue to pay upon its personal property located on, in, under or about the demised property any and all franchise, corporate, income, or any other taxes imposed upon it and/or attributable to it during the term of the lease.

10. USE. The Lessee shall use and occupy the demised property for its terminal and passenger operations. The Lessee shall not use or knowingly permit any part of the demised property to be used for any other purpose without the express approval of the Lessor, nor shall it be used for any unlawful purpose.

11. QUIET ENJOYMENT. The Lessee, upon the payment of the rent herein reserved and upon the performance of all the terms of the lease, shall at all times during the lease term and during any extension or renewal term peaceably and quietly enjoy the demised property without any disturbance from the Lessor or from any other person claiming through the Lessor.

12. REPAIRS, ALTERATIONS AND IMPROVEMENTS.

(a) That the Lessee shall notify Lessor of any and all damage or appearance of disrepair to the demised property within 24 hours of its detection.

(b) That no alteration and no physical or structural change and no change in the color or surfacing shall be made to the exterior or interior of those portions of the building located on the premises and used by the Lessee without the written approval of the Lessor which will not unreasonably be withheld, nor shall any additional structure be constructed or permitted to be built upon the premises unless the Plans and exterior designs for such structure have likewise been approved in writing by Lessor.

(c) The Lessor shall be responsible for the maintenance and repair of all common areas adjacent to the leased property as shown on the leased property exhibit attached hereto, as well as the exterior of the building. The Lessee agrees to allow the Lessor access to the demised premises at any reasonable hour in order for Lessor to make necessary repairs. Without in any way limiting the maintenance responsibilities of Lessor, Lessor shall be responsible for the following maintenance and repair of the demised premises in accordance with its standard policies: maintenance of all common areas, landscaping and exterior walls; snow removal from all public driveways, sidewalks and parking lots within the common areas; and maintenance and repair of the mechanical, structural and electrical systems inherent to the building.

(d) That the Lessee shall be responsible for restoring, to original condition, any and all damage not to include normal wear and aging, to the demised property and common areas which results from the use of these premises by the Lessee's agents and patrons within 45 days of detection of such damage.

(e) Any improvements, alterations and/or repairs of a permanent nature that would constitute real property improvements, including the heating plant, shall become the property of the Lessor and upon termination of this lease shall remain on the demised premises.

(f) Lessor shall retain ownership of the historic waiting room benches during this agreement and in the event of the Lessee's departure from the premises for any reason.

13. LESSEE'S COMPLIANCE WITH THE LAWS. The Lessee, at its sole expense, shall comply with all laws, orders and regulations of federal, state and municipal authorities and with any direction of any public officer, pursuant to laws, which shall impose any duty upon the Lessor or the Lessee with respect to the demised property. The Lessee, at its sole expense, shall obtain all licenses or permits which may be required for the conduct of its business within the terms of this lease, or for the making of repairs, alterations, improvements, or additions, and the Lessor, where necessary, will join with the Lessee in applying for all such permits or licenses.

14. SURRENDER. The Lessee shall vacate the demised property in the good order and repair in which such property now is, ordinary wear and tear and casualties by accidental fire not occurring through the Lessee's negligence alone excepted, and shall remove all its personal property and such other property not specified in Paragraph 12(e) above therefrom so that the Lessor can repossess the demised property not later than noon on the day upon which this lease or any extension thereof ends, whether upon notice or by holdover or otherwise. The Lessor shall have the same rights to enforce this covenant by ejectment and for damages or otherwise as for the breach of any other condition or covenant of this lease. The Lessee may at any time prior to or upon the termination of this lease or any renewal or extension thereof remove from the demised property all materials,

equipment and personal property of every other sort or nature placed upon the demised premises by the Lessee and not considered to be real property, provided that such property is removed without substantial injury to the demised property. No injury shall be considered substantial if it is promptly corrected by restoration to the condition prior to the installation of such property, if so requested by the Lessor. Any such property not removed shall become the property of the Lessor.

15. UTILITIES AND JANITORIAL SERVICE. The Lessee shall pay all charges for gas, electricity, light, heat, power and telephone or other communication service or utility service used or rendered, or supplied upon or in connection with the demised property and shall indemnify the Lessor against any liability or damages on such account. For these purposes, a separate meter shall be established by the Fayetteville Public Works Commission solely for the demised premises. The Lessee shall further pay all charges for janitorial services for the general care and cleaning of the demised premises.

16. DEFAULT. If the demised property shall be deserted or vacated, or if proceedings are commenced against the Lessee in any court under bankruptcy act or for the appointment of a trustee or receiver of the Lessee's property either before or after the commencement of the lease term, or if there shall be a default in the payment of any additional rent or any part thereof for more than thirty (30) days after written notice of such default by the Lessor, or if there shall be default in the performance of any other covenant, agreement, condition, rule or regulation herein contained or hereafter established on the part of the Lessee for more than thirty (30) days after written notice of such default by the Lessor, this lease (if the Lessor so elects) shall thereupon become null and void and forfeited and the Lessor shall have the right to re-enter or repossess the demised property, and remove therefrom the Lessee, or other occupants thereof, and their efforts, without being liable to any

prosecution therefor. In such case, the Lessor may, at its option, re-let the demised property or any part thereof, as the agent of the Lessee.

17. LESSOR'S RIGHT TO PERFORM. If the Lessee shall default in the performance of any covenant or condition in this lease required to be performed by the Lessee, the Lessor may, after thirty (30) days notice to the Lessee, or without notice if in the Lessor's opinion an emergency exists, perform such covenant or condition for the account and at the expense of the Lessee and the Lessee shall reimburse the Lessor for the amount of such expense. Should the Lessee, pursuant to this lease, become obligated to reimburse or otherwise pay the Lessor any sum of money in addition to the specific rent, the amount thereof shall be deemed additional rent, in which event the Lessor shall have the remedies for default in the payment thereof provided by this lease. The provisions of this paragraph shall survive the termination of this lease.

18. LESSOR'S RIGHT OF ENTRY. The Lessor and its representatives may enter the demised property, at any reasonable time, provided notice is given for the purpose of inspecting the demised property, performing any work which the Lessor elects to undertake made necessary by reason of the Lessee's default under the terms of this lease, exhibiting the demised property for sale, lease, or mortgage, financing, or posting notices of responsibility under any mechanic's lien law.

19. FIRE OR OTHER CASUALTY. In case of damage by fire or other casualty to the building located on the demised property, if the damage is so extensive as to amount practically to the total destruction of the demised property or of such building, and if a general contractor licensed in North Carolina shall certify that six (6) months or more shall be required to repair the damage, the Lessee may elect to terminate this lease by written notice to the Lessor within sixty (60) days from the date

of the fire or other casualty; and if the Lessee shall elect to terminate as above provided, this lease shall terminate, the Lessor shall be entitled to the proceeds of all extended coverage policies provided for under Paragraph 20(a) below, and the rent shall be apportioned to the date of the damage. In all other cases where the demised property is damaged by fire or other casualty, the Lessor shall repair the damage with reasonable dispatch, provided, however, that Lessor's obligation to repair shall be limited to the amount of insurance proceeds available therefor. If the damage has rendered the demised property untenable, in whole or in part, there shall be an apportionment of the rent until the damage has been repaired. In determining what constitutes reasonable dispatch, consideration shall be given to delays caused by strikes, adjustment of insurance and other causes beyond the Lessor's control.

**20. INSURANCE.**

(a) **LIABILITY AND PROPERTY DAMAGE.** Lessee is a self-insurer and shall indemnify and hold the Lessor, its agents, officers and employees harmless against any claims for injury or damage to persons or property including but not limited to any computer or other operations equipment arising on the demised premises by reason of the negligence or carelessness of the Lessee, its agents, servants, employees, invitees, licensees or contractors.

(b) **FIRE AND EXTENDED COVERAGE.** At all times during the terms of this lease, Lessor shall insure the demised premises against the casualty of fire in an amount not to exceed the reproducible value of the property.

**21. RELOCATION; CONDEMNATION.**

The following conditions do NOT pertain in any way to the anticipated relocation of the Lessee from the Demised

Property "A" to the Demised Property "B", as referred to in Paragraphs "2.", "3.", and "4." of this lease agreement.

(a) If the whole of the demised property, or such portion thereof as will make the demised property unsuitable for the purposes herein leased, is needed by the Lessor or any other public or private condemnor as permitted by law and, except for business relocation expenses, Lessee hereby waives any rights it may have under the laws of eminent domain and this lease shall cease from the time when possession is taken by such public or private authority and rental shall be accounted for between the Lessor and the Lessee as of the date of the surrender of possession.

(b) In the event that the Lessee has to relocate as a result of a taking of the demised premises under authority of eminent domain, Lessee shall be responsible for the cost of any employee benefits or claims made by employees of the Lessee, that may accrue as a result of said relocation including but not limited to termination, loss of wages, or moving expenses and Lessee expressly waives any claims it may have against Lessor for said costs or claims pursuant to any federal or state law or regulation.

22. ASSIGNMENT AND SUBLETTING. The Lessee shall not assign, mortgage, or encumber this lease, nor sublet or permit the demised property or any part thereof to be used by others, without the prior written approval of the Lessor, which will not be unreasonably withheld.

23. NOTICE. Any notice under this lease must be in writing and must be sent by registered or certified mail to the last address of the party to whom the notice is to be given, as designated by such party in writing. The Lessor hereby designates its address as City Hall, 433 Hay Street, Fayetteville, NC 28301. The Lessee hereby designates its

address as National Railroad Passenger Corporation, 60 Massachusetts Avenue, N.E., Washington DC 20002, ATTN: Real Estate.

24. RIGHT TO ERECT SIGNS. All signs erected, placed or maintained by Lessee, or allowed to be erected, placed or maintained by it, on the demised premises must be first approved by the Lessor and shall relate to the business conducted by Lessee on the demised premises; and Lessee shall not erect, place or maintain or permit to be erected, placed or maintained any signs on the demised premises containing advertising materials not directly related to the business conducted by Lessee on the demised premises in a good state of repair and to save the Lessor harmless from any loss, cost, or damage resulting from the erection, maintenance, existence, or removal of any of Lessee's signs. Lessee shall not erect, place, or maintain any sign on the demised premises in violation of any applicable law or ordinance or rule of any governmental agency.

25. ENTIRE AGREEMENT. This lease contains the entire agreement between the parties, and any executory agreement hereafter made shall be ineffective to change, modify, or discharge it in whole or in part, unless such executory agreement is in writing and signed by the party against whom enforcement of the change, modification, or discharge is sought.

26. THIS AGREEMENT shall inure to the benefit of and be binding upon the heirs, legal representatives, successors and assigns of the parties hereto. Wherever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders as the context may require.

**CITY OF FAYETTEVILLE**

**BY:** \_\_\_\_\_ **(SEAL)**  
**J. L. Dawkins, Mayor**

**ATTEST:**

\_\_\_\_\_  
**(SEAL)**  
**Bobbie A. Joyner, City Clerk**

**NATIONAL RAILROAD PASSENGER CORPORATION**

**BY:** \_\_\_\_\_ **(SEAL)**  
**Tony DeAngelo, Vice President**  
**Real Estate and Operations Development**

**ATTEST:**

\_\_\_\_\_  
**(SEAL)**  
**Secretary**

---

SEAL-STAMP NORTH CAROLINA, \_\_\_\_\_ County.

I, \_\_\_\_\_ a Notary Public in and for said County and State do certify that Bobbie A. Joyner personally appeared before me this day and acknowledged that she is City Clerk for the City of Fayetteville, a North Carolina Municipal Corporation, and that by authority duly given and as the act of the City of Fayetteville, the foregoing instrument was signed in its name by its Mayor, J. L. Dawkins, sealed with its corporate seal and attested by Bobbie A. Joyner as its City Clerk.

WITNESS my hand and Notarial Seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

SEAL-STAMP NORTH CAROLINA, \_\_\_\_\_ County.

I, \_\_\_\_\_ a Notary Public in and for said County and State do certify that \_\_\_\_\_ personally appeared before me this day and acknowledged that he/she is the \_\_\_\_\_ of NATIONAL RAILROAD PASSENGER CORPORATION, organized under the Rail Passenger Service Act of 1970 and the laws of the District of Columbia, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Vice President, Tony DeAngelo, sealed with its corporate seal and attested by herself/himself as its \_\_\_\_\_.

WITNESS my hand and Notarial Seal, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

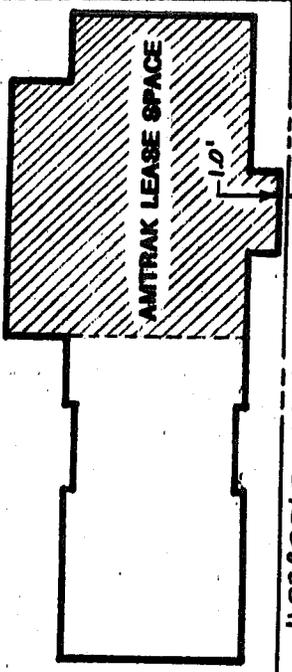
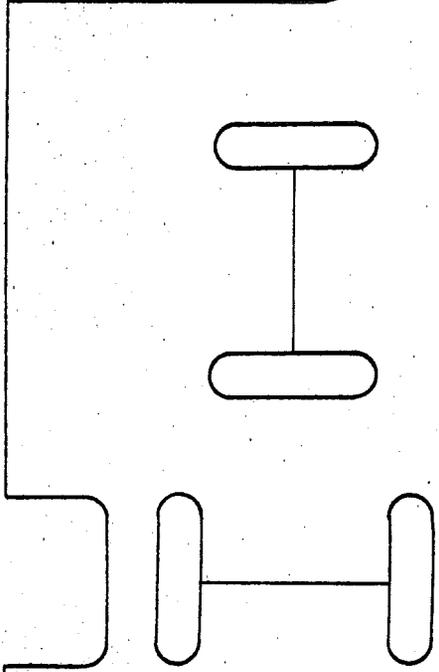
\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

- Attachment: Exhibit "A"  
Exhibit "B"  
Exhibit "C"  
Exhibit "D"

HAY STREET

5 670 15' N



N 23° 25' E 145'

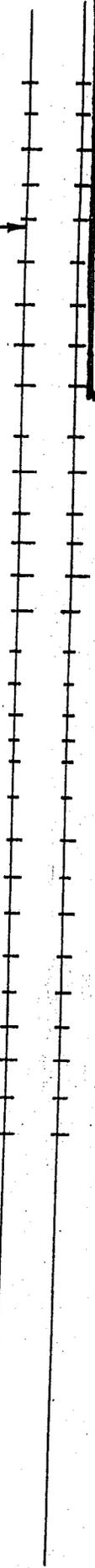
5 670 15' N

N 23° 25' E

CSX PROPERTY

52'

10' R/W



CITY OF FAYETTEVILLE  
ENGINEERING DEPARTMENT

AMTRAK LEASE EXHIBIT "A"

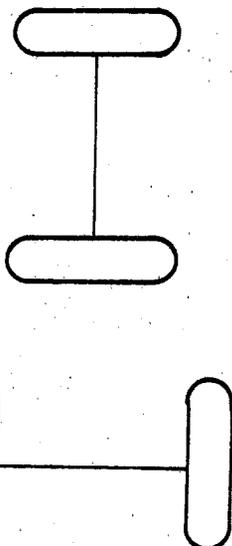
REV. DATE: BY:

SCALE: 1" = 40'  
DATE: 3-15-90  
DRAWN BY: JAB  
CK'D BY:

FIELD BK:

HAY STREET

S 67° 15' E



AMTRAK LEASE PARKING  
30 SPACES



AMTRAK LEASE SPACE  
N 23° 25' E 145'

32'  
TO R/W

S 67° 15' E  
201'

N 23° 25' E

CSX PROPERTY

32'

CITY OF FAYETTEVILLE  
ENGINEERING DEPARTMENT

AMTRAK LEASE EXHIBIT "B"

SCALE: 1" = 10'  
DATE: 3-15-20  
DRAWN BY: BAR  
CHK'G: CK'E

REV. DATE: BY:

HILLSBORO STREET

FIELD BK:

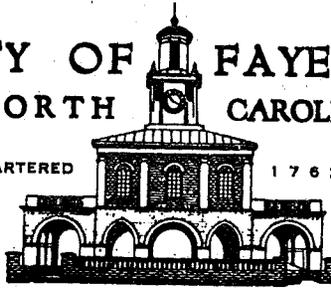


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THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

March 25, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager  
THROUGH: Roger L. Stancil, Assistant City Manager  
FROM: Carol A. Doherty, Paralegal CAD  
SUBJECT: Consideration of Adoption of a Resolution Accepting the Bid for the Sale of Surplus City Property Located S/Mar Christian Street - E/Mar Deep Creek Road - P.I.N. 0446-06-39-6035

The bid opening for the sale of subject property was held at 2:00 P.M., March 16, 1992 and the following bid was submitted by Fred Bethune, D/B/A Triple B Builders:

BID  
\$800.00

DEPOSIT  
\$ 40.00

Subject property was advertised for sale with no minimum bid per City Council Resolution 1992-005. The adjacent property owners, as well as a number of other interested parties, were notified in writing of the proposed sale prior to the bid opening, followed by a telephone call reminder several days before the scheduled bid opening.

Because of the City's reservation of more than 1/4 of the original square footage of subject tract for the widening of Christian Street and the future widening of Deep Creek Road, the remainder of the tract (3,971.56 sq. ft.) has been left unbuildable, rendering the land useful only as additional square footage for an adjoining property owner for use as additional parking space, garden space or some similar purpose. The current taxable value of the original tract is \$1,200 (\$.22/sq. ft. for 5,461.80 sq. ft.). The value of the remaining portion (3,971.56 sq. ft. at \$.22/sq. ft.) is \$873.74.

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.I.

MEMORANDUM

Mr. John P. Smith  
Page Two  
March 25, 1992

The \$800.00 bid offer appears to be within reasonable expectations. Therefore, we recommend adoption of the attached resolution for acceptance of the bid offer.

CAD/mak

Enclosures: Resolution  
Map

cc: Michael L. Walker, P.E., Acting City Engineer

**RESOLUTION AUTHORIZING THE SALE  
OF  
CITY OF FAYETTEVILLE PROPERTY**

**WHEREAS**, the City of Fayetteville owns a certain tract of land, zoned R-6, P.I.N. 0446-06-39-6035, located at the intersection of the southern margin of Christian Street and the eastern margin of Deep Creek Road, more particularly described as Lots 13 and 14, J. W. Hollingsworth property, 2nd Cedar Rose Addition, Plat Book 7, Page 137, at the Cumberland County Registry.

The City of Fayetteville reserves from the aforementioned tract the following:

**BEGINNING** at the point of intersection of the eastern margin of Deep Creek Road (60 foot right-of-way) with the old southern margin of Christian Street, and running thence with said southern margin of Christian Street South 76 degrees 30 minutes East about 115.0 feet to the western margin of Bullock Street (30 foot right-of-way); thence with the western margin of Bullock Street South 13 degrees 30 minutes West 26.0 feet to a point; thence a new line North 31 degrees 30 minutes West 28.28 feet to a point in the new right-of-way margin of Christian Street; thence with said new right-of-way margin North 76 degrees 30 minutes West 73.28 feet to a point; thence South 52 degrees 30 minutes West 8.43 feet to a point in the new right-of-way margin of Deep Creek Road; thence with said new right-of-way margin South 01 degree 30 minutes West 38.29 feet to a point in the southern line of Lot 14, Plat Book 7, Page 137, Cumberland County Registry; thence with aforesaid line North 76 degrees 30 minutes West 13.29 feet to a point in the old right-of-way margin of Deep Creek Road; thence with said old margin North 01 degree 30 minutes East about 51.0 feet to the point of **BEGINNING**. . .containing 1,490.24 square feet, more or less.

The above-described property is subject to the reservation noted above, as well as easements, rights-of-way and conditions of record.

**AND WHEREAS**, the City Council authorized the advertisement for sale of said property by the sealed-bid method;

**AND WHEREAS,** said bid opening was duly advertised pursuant to North Carolina General Statutes, Chapters 160A-268 and 143-129;

**AND WHEREAS,** on the 16th day of March 1992, Mr. Fred Bethune, d/b/a Triple B Builders, submitted the following bid to the City of Fayetteville to purchase said property:

**TRACT-CHRISTIAN STREET/DEEP CREEK \$ 800.00**

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fayetteville, North Carolina, that said offer to purchase is hereby accepted and that said property shall be conveyed to Triple B Builders, a North Carolina partnership, for the sum of \$800.00.

**ADOPTED** this 6th day of April, 1992.

**CITY OF FAYETTEVILLE**

**BY:** \_\_\_\_\_  
J. L. Dawkins, Mayor

**ATTEST:**

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

THIS DEED, made and entered into this the \_\_\_\_\_ day of \_\_\_\_\_, 1992, by and between the City of Fayetteville, a municipal corporation, hereinafter referred to as GRANTOR, party of the first part, and Triple B Builders, hereinafter referred to as GRANTEE, party of the second part;

WITNESSETH:

THAT the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee, his heirs and assigns, all that certain lot or parcel of land situated in the City of Fayetteville, Cross Creek Township, Cumberland County, North Carolina, and more particularly described as follows:

Being Lots 13 and 14, J. W. Hollingsworth property, 2nd Cedar Rose Addition, Plat Book 7, Page 137, Cumberland County Registry, P.I.N. 0446-06-39-6035.

The City of Fayetteville reserves from the above-described tract the following:

**BEGINNING** at the point of intersection of the eastern margin of Deep Creek Road (60 foot right-of-way) with the old southern margin of Christian Street, and running thence with said southern margin of Christian Street South 76 degrees 30 minutes East about 115.0 feet to the western margin of Bullock Street (30 foot right-of-way); thence with the western margin of Bullock Street South 13 degrees 30 minutes West 26.0 feet to a point; thence a new line North 31 degrees 30 minutes West 28.28 feet to a point in the new right-of-way margin of Christian Street; thence with said new right-of-way margin North 76 degrees 30 minutes West 73.28 feet to a point; thence South 52 degrees 30 minutes West 8.43 feet to a point in the new right-of-way margin of Deep Creek Road; thence with said new right-of-way margin South 01 degree 30 minutes West 38.29 feet to a point in the southern line of Lot 14, Plat Book 7, Page 137, Cumberland County Registry; thence with aforesaid line North 76 degrees 30 minutes West 13.29 feet to a point in the old right-of-way margin of Deep Creek Road; thence with said old margin North 01 degree 30 minutes East about 51.0 feet to the point of **BEGINNING**. . .containing 1,490.24 square feet, more or less.

The above-described property is subject to the reservation noted above, as well as easements, rights-of-way and conditions of record.

The property hereinabove described was acquired by Grantor by instrument recorded in Deed Book 3573, Page 719, Cumberland County Registry.

**TO HAVE AND TO HOLD** the aforesaid tract of land and all privileges and appurtenances thereto belonging to the party of the second part, its heirs and assigns, to their only use and behoof forever.

Wherever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders as the context may require.

**IN WITNESS WHEREOF**, said party of the first part has hereunto set its hand and seal the day and year first above written.

**CITY OF FAYETTEVILLE**

BY: \_\_\_\_\_ (SEAL)  
J. L. Dawkins, Mayor

**ATTEST:**

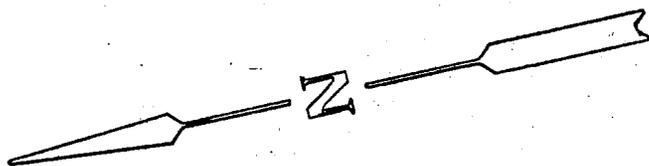
BY: \_\_\_\_\_ (SEAL)  
Bobbie A. Joyner, City Clerk

**SEAL-STAMP STATE OF NORTH CAROLINA, COUNTY OF CUMBERLAND**

I, \_\_\_\_\_, a Notary Public of said County and State, certify that **BOBBIE A. JOYNER** personally appeared before me this date and acknowledged that she is the Clerk of the City of Fayetteville, and that by authority duly given and as the act of the City Council, the foregoing instrument was signed in its name by **J. L. DAWKINS**, Mayor, sealed with its seal, and attested by her as its City Clerk.

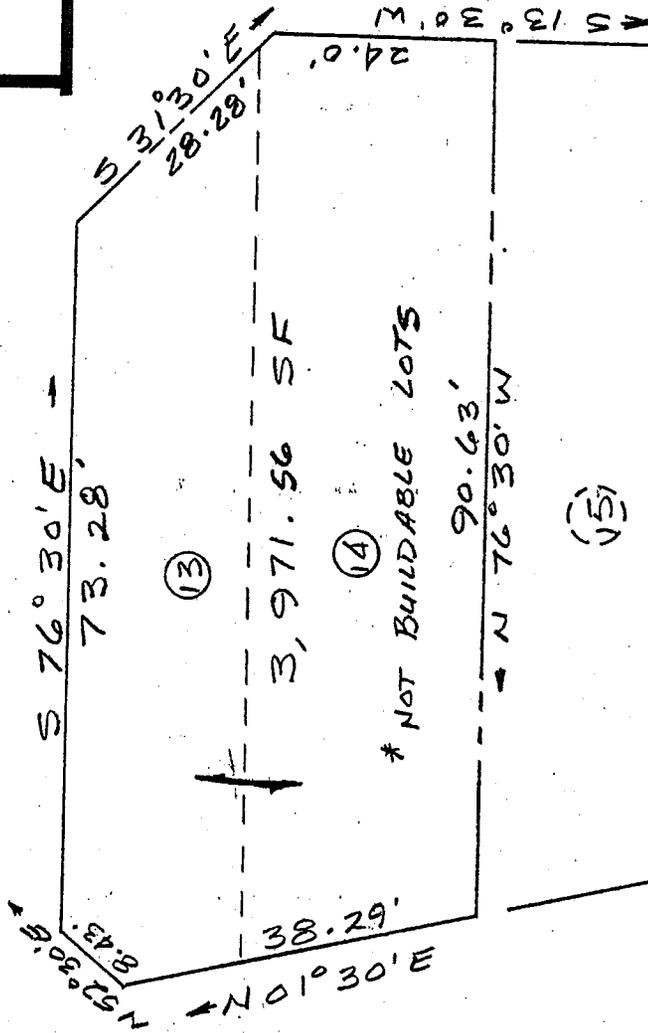
Witness my hand and Notarial Seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 1992.

My Commission Expires: \_\_\_\_\_ Notary Public

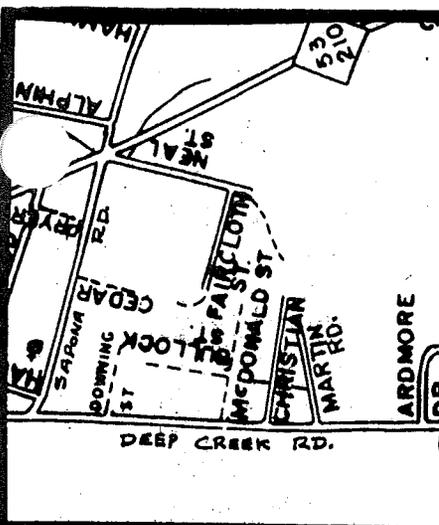


DEEP CREEK ROAD

CHRISTIAN STREET  
42' R/W



\* NOT BUILDABLE LOTS



BULLOCK STREET  
30' R/W

CITY OF FAYETTEVILLE  
ENGINEERING DEPARTMENT  
CITY OF FAYETTEVILLE

D.B. 3573-719

DATE 12-31-91 DRAWN BY Gordon  
SCALE 1" = 20' CK'D BY

REF: PLAT 7/137

REVISION  
DATE

FIELD BK:

11/11/2011

11/11/2011

11/11/2011

11/11/2011

11/11/2011

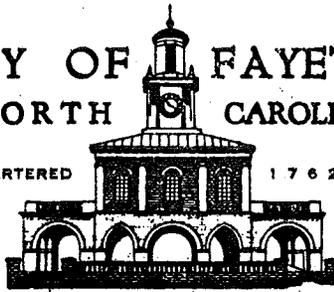
11/11/2011

11/11/2011



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

March 25, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager

THROUGH: Roger L. Stancil, Assistant City Manager

FROM: Agnes P. Bundy, Real Estate Specialist *APB*

SUBJECT: Resolution to accept Bullock Street between Christian Street and Martin Road and Resolution to Consider Closing Bullock Street between Christian Street and Martin Road

On March 11, 1992 the Engineering Department received a petition from one of the property owners requesting the City to close subject street portion. There are a total of four property owners, including the City of Fayetteville, on this section of street.

Bullock Street is shown as a 30 foot right-of-way on a map of the J. W. Hollingsworth property dated January 1924 and recorded in Plat Book 7, Page 137, Cumberland County Registry. This section of the street is impassable and has not been accepted or maintained by the City or by N. C. Department of Transportation prior to the City annexing the area in 1988. We foresee no public need for the street to be accepted or maintained. In order to officially close a street that has never been accepted by the City of Fayetteville, the Council must first adopt a resolution accepting the street and then set a public hearing to consider closing the street.

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.1

M E M O R A N D U M

Mr. John P. Smith  
Page Two  
March 25, 1992

The appropriate resolutions are attached. We recommend adoption of both resolutions.

APB/mak

Enclosures: Petition  
Map  
Resolution Accepting Bullock Street  
Resolution Closing Bullock Street

cc: Michael L. Walker, P.E., Acting City Engineer

NORTH CAROLINA  
CUMBERLAND COUNTY.

PETITION

TO: The Mayor and Members of the City Council of  
Fayetteville, North Carolina

hereby files its petition as follows:

I

That under date of January 1, 1924 a plat was recorded in the office of the Register of Deeds for Cumberland County, 2nd Cedar Rose Addition plat being recorded in Plat Book 7, Page 137, Cumberland County Registry.

II

That there was dedicated certain streets in said subdivision by the recordation of the plat, one of which is denominated Bullock Street and is more particularly described as follows:

Bullock Street from Christian Street to Martin Road

III

That the Petitioners Fred Bethune/Triple B Builders are the owners of the property adjoining said street and are desirous of closing the same, pursuant to North Carolina General Statute 160A-299.

IV

That said street designated as a Bullock Street although dedicated by the heretofore mentioned plat is not now used as a street, that as your Petitioner is advised and so believes, it would be to the best interests of all parties that said street be closed and that your Petitioner is advised and so believes the closing of said street would not deprive anyone of reasonable means of egress and ingress to their property and that the closing of said street will not do any harm to any persons known to your Petitioner.

V

That said designated Bullock Street is in no way a part of the North

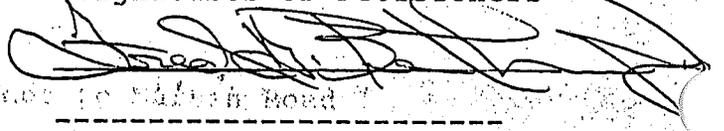
Carolina State Highway Commission System and/or City of Fayetteville Street System.

YOUR PETITIONER therefore prays the Council as follows:

(1) That the street designated as Bullock Street on Plat Book 7, Page 137, Cumberland County Registry, be closed pursuant to the authority of North Carolina General Statutes 160A-299.

(2) That a hearing be held pursuant to North Carolina General Statute 160A-299 after appropriate notification of all parties as set forth in the said statute.

Signatures of Petitioners



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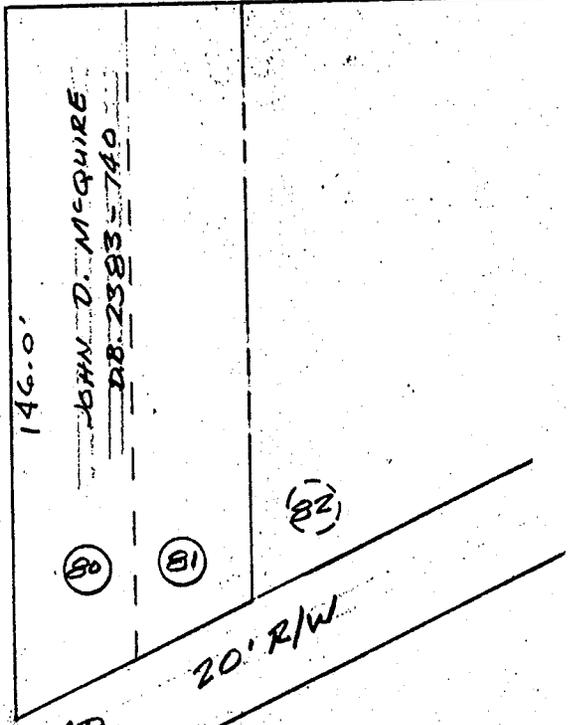
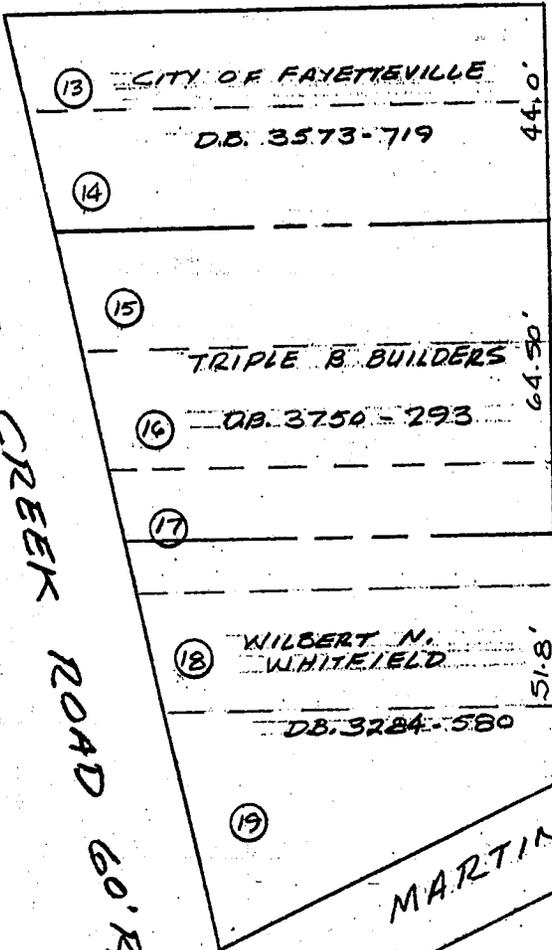
...owners  
...closing the  
...although dedicated  
...as a street, that as  
...to the case of  
...and that your  
...said street would not  
...their property

CHRISTIAN STREET

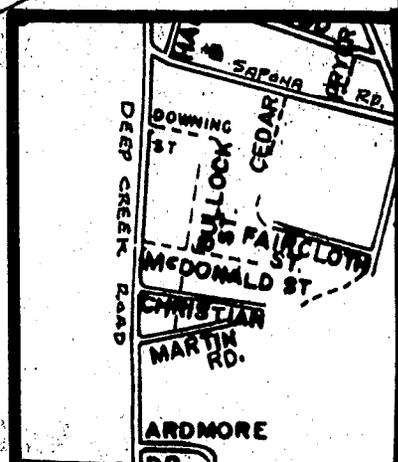
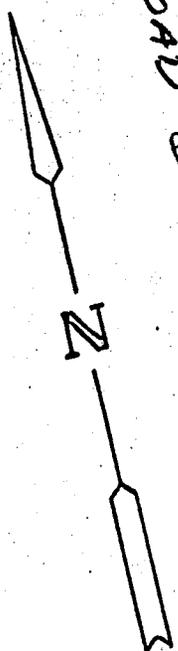
42' R/W

DEEP CREEK ROAD 60' R/W

BULLOCK STREET 30' R/W



MARTIN ROAD 20' R/W



REF: PLAT 7/137

REVISION \_\_\_\_\_

DATE \_\_\_\_\_ BY \_\_\_\_\_

CITY OF FAYETTEVILLE, N.C.  
ENGINEERING DEPARTMENT  
PROPOSED CLOSING  
BULLOCK STREET  
FROM: CHRISTIAN ST. TO: MARTIN RD.  
DATE 3-12-92 DRAWN BY GORWIN  
SCALE 1" = 40' CK'D BY \_\_\_\_\_

**RESOLUTION BY THE  
FAYETTEVILLE CITY COUNCIL  
AUTHORIZING ACCEPTANCE  
OF A PORTION OF  
BULLOCK STREET**

**WHEREAS**, a plat of the J. W. Hollingsworth property dated January 1924 and recorded in Plat Book 7, Page 137, Cumberland County Registry shows a street denominated as Bullock Street;

**AND WHEREAS**, the section of Bullock Street which runs between Christian Street and Martin Road has never been accepted by the City of Fayetteville.

**NOW THEREFORE, IT IS HEREBY RESOLVED THAT:**

The portion of Bullock Street between Christian Street and Martin Road be accepted by the City of Fayetteville.

**ADOPTED** this 6th day of April, 1992, by the City Council of the City of Fayetteville, North Carolina.

**CITY OF FAYETTEVILLE**

**BY:** \_\_\_\_\_  
J. L. Dawkins, Mayor

**ATTEST:**

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

**NORTH CAROLINA  
CUMBERLAND COUNTY  
CITY OF FAYETTEVILLE**

**PRELIMINARY RESOLUTION AND NOTICE  
OF INTENT TO CLOSE A PORTION OF  
BULLOCK STREET**

The City Council of the City of Fayetteville, North Carolina hereby gives notice that pursuant to N.C.G.S. 160A-299, at its regular meeting at 7:00 p.m. on the 4th day of May, 1992, it will consider the matter of the closing a portion of Bullock Street, more particularly described as follows:

That portion of Bullock Street between Christian Street and Martin Road.

The City of Fayetteville reserves an all purpose, underground and overhead utility easement in and over the entire area of Bullock Street as described above.

The above described street portion is located within the corporate limits of the City of Fayetteville, North Carolina. The purpose of this Preliminary Resolution and Notice of Intent is to comply with N.C.G.S. 160A-299, and the City Council hereby directs that this Preliminary Resolution and Notice of Intent to Close shall be published once a week for four successive weeks prior to the hearing, a copy of which shall be sent by certified mail to all owners of property adjoining the street portion as shown on the County tax records, and a Notice of the Closing and Public Hearing shall be promptly posted in at least two (2) places along the

street. At the conclusion of such hearing, the City Council either will or will not order the closing of said street as a public street. All persons interested in the closing or non-closing of said street are notified and invited to appear and be heard at such meeting of the City Council at said time in the City Hall, Fayetteville, North Carolina. Individuals desiring to speak at this public hearing shall sign up with the City Clerk, by name and home address (in writing or in person) before 5:00 p.m. on the scheduled public hearing date, at City Hall/2nd floor, or between 6:30 and 7:00 p.m. on the public hearing date at City Hall Council Chambers.

ADOPTED, this 6th day of April, 1992, by the City Council of the City of Fayetteville, North Carolina.

**CITY OF FAYETTEVILLE**

BY: \_\_\_\_\_  
J. L. Dawkins, Mayor

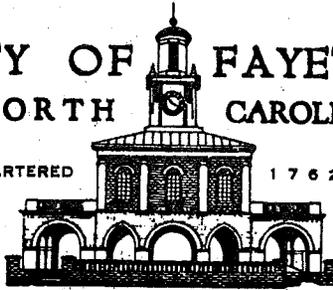
**ATTEST:**

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

**PUBLISH:** April 10th, 17th & 24th and May 1st, 1992

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

April 1, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager  
THROUGH: Roger L. Stancil, Assistant City Manager  
FROM: Michael L. Walker, P.E., Acting City Engineer *MW*  
SUBJECT: Adams Court, Apartments for the Elderly - Engineering  
Project No. 09-407-91

Bids were received for the second time for this project on March 26, 1992. This project will provide site development for the mentioned housing project as funded and programmed by the Community Development Department.

Bids were received as follows:

Proposal A - General Construction

Total of 4 bids received with three low bids listed below:

1. Crowell Constructors	\$162,830
2. Triangle Paving	\$176,036
3. Barnhill Construction	\$177,777

Consultant Estimate \$131,162

Proposal B - Sanitary Sewer & Water Construction

Total of 3 bids received, as listed below:

1. Liles Plumbing, Inc.	\$ 40,000
2. McDonald Grading	\$ 51,200
3. Triangle Paving	\$ 51,492

Consultant Estimate \$ 52,820

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.K

MEMORANDUM

Mr. John P. Smith  
Page Two  
April 1, 1992

Proposal C - Irrigation Installation

No valid bids received

Proposal D - Seeding & Landscape Planting

No valid bids received

We recommend adoption of the attached resolution awarding the contract to the low bidders, Proposal A - Crowell Constructors, Inc. and Proposal B - Liles Plumbing, Inc., based on the contract unit prices as submitted in their above referenced bids. The original work of this project is to be completed within 45 calendar days. The original work consists of all grading, drainage work and concrete work. The secondary work will be completed at a later date. The secondary work consists of parking lot paving, fine grading, seeding and landscaping. The liquidated damages are as follows:

One hundred fifty dollars (\$150.00) per day plus an additional fifty cents (\$0.50) per day per one thousand dollars (\$1,000.00) of contract bid amount for each calendar day from the written notice to proceed and after the total number of days as listed as contract time that the project is not fully completed.

MLW/mak

Enclosures: Bid Tabulation  
Resolutions (2)

ADAMS COURT - APARTMENTS FOR THE ELDERLY  
 COMMUNITY DEVELOPMENT DEPARTMENT/CITY ENGINEERING DEPARTMENT  
 ENGINEERING PROJECT NO. 09-407-91  
 BID OPENING 2:00 PM, MARCH 26, 1992

PROPOSAL "A" - GENERAL CONSTRUCTION

ITEM	DESCRIPTION	QTY.	CITY'S ESTIMATE	BARNHILL CONST.	CROWELL CONST.	MCDONALD GRADING	TRIANGLE PAVING
1.	MOBILIZATION	1 LS	\$ .	\$ 14,940.00	\$ 7,730.00	\$ 16,000.00	\$ 7,650.00
2.	EROSION CONTROL	1 LS	\$ .	\$ 8,885.00	\$ 11,540.00	\$ 19,500.00	\$ 5,958.00
3.	CLEARING/GRUBBING	1 LS	\$ .	\$ 2,122.00	\$ 11,250.00	\$ 5,500.00	\$ 4,710.00
4.	EXCAVATION	1 LS	\$ .	\$ 34,070.00	\$ 37,350.00	\$ 47,375.00	\$ 30,742.00
5.	HAULING (CITY PROP.)	1 LS	\$ .	\$ 9,280.00	\$ 4,500.00	\$ 3,800.00	\$ 17,025.00
6.	CONCRETE C&G	1 LS	\$ .	\$ 12,650.00	\$ 14,450.00	\$ 24,750.00	\$ 15,428.00
7.	CONCRETE SIDEWALK	1 LS	\$ .	\$ 36,255.00	\$ 21,570.00	\$ 29,700.00	\$ 21,013.00
8.	ASPHALT PVMT.	1 LS	\$ .	\$ 17,670.00	\$ 15,200.00	\$ 26,150.00	\$ 24,681.00
9.	STORM SEWER	1 LS	\$ .	\$ 25,405.00	\$ 32,000.00	\$ 48,000.00	\$ 42,670.00
10.	TIMBER WALLS	1 LS	\$ .	\$ 16,500.00	\$ 7,240.00	\$ 4,800.00	\$ 6,159.00
ALTERNATE:							
1.	HAULING (CONTRACTOR)	1 LS	\$ .	\$ <12,205.00>	\$ <5,000.00>	\$ <3,800.00>	\$ <19,847.00>
SUBTOTAL (BASE BID)			\$ .	\$ 177,777.00	\$ 162,830.00	\$ 225,575.00	\$ 176,036.00

ADAMS COURT - APARTMENTS FOR THE ELDERLY  
 COMMUNITY DEVELOPMENT DEPARTMENT/CITY ENGINEERING DEPARTMENT  
 ENGINEERING PROJECT NO. 09-407-91  
 BID OPENING 2:00 PM, MARCH 26, 1992

PROPOSAL "B" - SANITARY SEWER AND WATER CONSTRUCTION

ITEM	DESCRIPTION	QTY.	CITY'S ESTIMATE	MCDONALD GRADING	TRIANGLE PAVING	LILES PLUMBING
1.	MOBILIZATION	1 LS	\$ .	\$ 2,450.00	\$ 4,800.00	\$ 2,000.00
2.	SEWER AND WATER	1 LS	\$ .	\$ 48,750.00	\$ 46,692.00	\$ 38,000.00
SUBTOTAL			\$ .	\$ 51,200.00	\$ 51,492.00	\$ 40,000.00

ADAMS COURT - APARTMENTS FOR THE ELDERLY  
 COMMUNITY DEVELOPMENT DEPARTMENT/CITY ENGINEERING DEPARTMENT  
 ENGINEERING PROJECT NO. 09-407-91  
 BID OPENING 2:00 PM, MARCH 26, 1992

PROPOSAL "C" - IRRIGATION INSTALLATION

ITEM	DESCRIPTION	QTY.	CITY'S ESTIMATE	*(NO BIDS ACCEPTED)	
1.	MOBILIZATION	1 LS	\$ .	\$ .	\$ .
2.	IRRIGATION	1 LS	\$ .	\$ .	\$ .
SUBTOTAL			\$ .	\$ .	\$ .

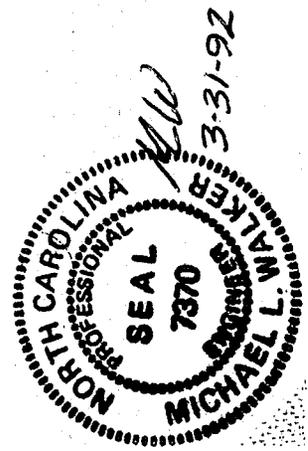
ADAMS COURT - APARTMENTS FOR THE ELDERLY  
 COMMUNITY DEVELOPMENT DEPARTMENT/CITY ENGINEERING DEPARTMENT  
 ENGINEERING PROJECT NO. 09-407-91  
 BID OPENING 2:00 PM, MARCH 26, 1992

PROPOSAL "D" - SEEDING AND LANDSCAPE PLANTING

ITEM	DESCRIPTION	QTY.	CITY'S ESTIMATE	*(NO BIDS ACCEPTED)
1.	MOBILIZATION	1 LS	\$ .	\$ .
2.	GRADING	1 LS	\$ .	\$ .
3.	SEEDING	1 LS	\$ .	\$ .
4.	PLANTING	1 LS	\$ .	\$ .
SUBTOTAL			\$ .	\$ .

The above tabulation is an accurate listing of all bids received.

*Michael L. Walker*  
 Michael L. Walker, P.E.  
 Acting City Engineer



AWARD OF CONTRACT  
EXERPT OF MEETING OF THE CITY COUNCIL  
CITY OF FAYETTEVILLE, NORTH CAROLINA

At a regular meeting of the Mayor and City Council of the City of Fayetteville, North Carolina, duly held on the 6th day of April, 1992, in City Hall, pursuant to due and lawful notice, the following action was taken:

The acceptance of proposals and the award of a contract incorporated in the INVITATION FOR BIDS, PROPOSAL, ETC., contained in the CONTRACT DOCUMENTS FOR Adams Court,  
Engineering Project #09-407-91

---

The bids on the aforementioned work, having been received and opened in public, were recorded in the minutes of the City Council of the City of Fayetteville; thereupon, after consideration of the bids by the City Council in consultation with the Engineer and/or the City Manager, it was determined that the acceptance of the proposal and bid of Crowell Constructors, Inc. (hereinafter CONTRACTOR) would be in the best interest of the City of Fayetteville, and consequent upon which the following action was proposed by \_\_\_\_\_ and seconded by \_\_\_\_\_.

All of the bids duly and regularly made on the parts of several works specifically referred to in the Proposal were duly opened, read, tabulated and canvassed, and after due consideration, it was determined that the acceptance of the Bid of CONTRACTOR would best conserve the interests of the City of Fayetteville. Therefore, be it known that the City of Fayetteville does award the Contract for all of said parts of said work to said CONTRACTOR at and for the rates and prices set out in said Proposal, said award being subject to all conditions and stipulations set out in the Contract Documents above mentioned and the Mayor and City Clerk are hereby authorized and directed to execute said contract on behalf of the City of Fayetteville.

Council Persons voting aye, \_\_\_\_\_

Council Persons voting no, \_\_\_\_\_

Council Persons absent or abstaining \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

Approved as to form and legal sufficiency:

\_\_\_\_\_  
CITY ATTORNEY

AWARD OF CONTRACT  
EXERPT OF MEETING OF THE CITY COUNCIL  
CITY OF FAYETTEVILLE, NORTH CAROLINA

At a regular meeting of the Mayor and City Council of the City of Fayetteville, North Carolina, duly held on the 6th day of April, 1992, in City Hall, pursuant to due and lawful notice, the following action was taken:

The acceptance of proposals and the award of a contract incorporated in the INVITATION FOR BIDS, PROPOSAL, ETC., contained in the CONTRACT DOCUMENTS FOR Adams Court,  
Engineering Project #09-407-91

---

The bids on the aforementioned work, having been received and opened in public, were recorded in the minutes of the City Council of the City of Fayetteville; thereupon, after consideration of the bids by the City Council in consultation with the Engineer and/or the City Manager, it was determined that the acceptance of the proposal and bid of Liles Plumbing & Htg. Co., Inc. (hereinafter CONTRACTOR) would be in the best interest of the City of Fayetteville, and consequent upon which the following action was proposed by \_\_\_\_\_ and seconded by \_\_\_\_\_.

All of the bids duly and regularly made on the parts of several works specifically referred to in the Proposal were duly opened, read, tabulated and canvassed, and after due consideration, it was determined that the acceptance of the Bid of CONTRACTOR would best conserve the interests of the City of Fayetteville. Therefore, be it known that the City of Fayetteville does award the Contract for all of said parts of said work to said CONTRACTOR at and for the rates and prices set out in said Proposal, said award being subject to all conditions and stipulations set out in the Contract Documents above mentioned and the Mayor and City Clerk are hereby authorized and directed to execute said contract on behalf of the City of Fayetteville.

Council Persons voting aye, \_\_\_\_\_

Council Persons voting no, \_\_\_\_\_

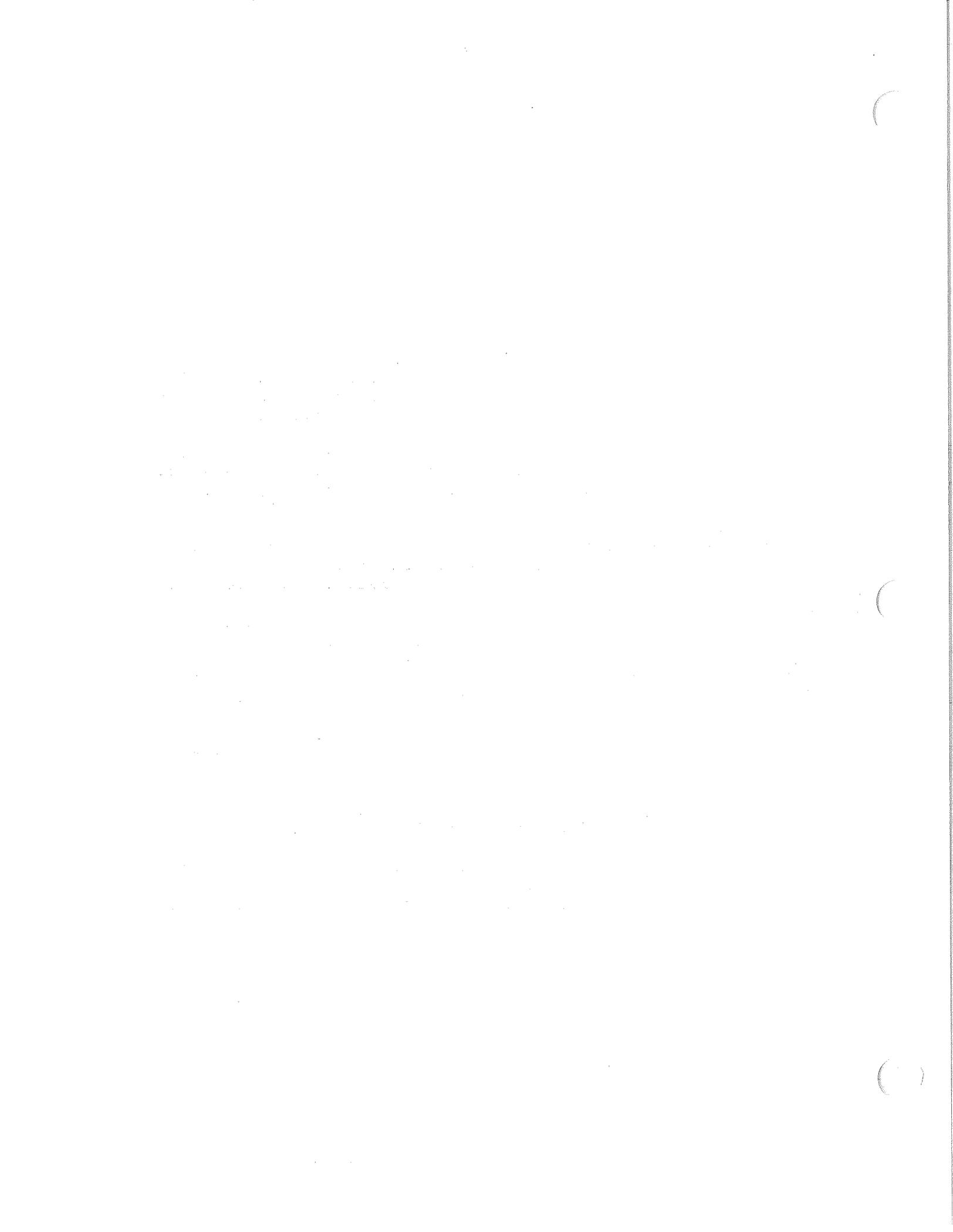
Council Persons absent or abstaining \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

Approved as to form and legal sufficiency:

\_\_\_\_\_  
CITY ATTORNEY





**COUNTY OF CUMBERLAND  
OFFICE OF THE COUNTY MANAGER**

CLIFFORD G. STRASSENBURG  
COUNTY MANAGER

P.O. BOX 1829 • FAYETTEVILLE, NORTH CAROLINA 28302-1829  
TELEPHONE: 919-678-7723 • 678-7726  
FAX: 919-678-7717

JUANITA PILGRIM  
ASSISTANT COUNTY MANAGER

CLIFF SPILLER  
ASSISTANT COUNTY MANAGER

March 9, 1992

MEMORANDUM

TO: JOHN P. SMITH, CITY MANAGER

FROM: CLIFFORD G. STRASSENBURG, COUNTY MANAGER *CCS*

SUBJECT: REQUEST FOR INTER-GOVERNMENTAL TRANSFER OF EQUIPMENT FOR THE  
COUNTY FIRE MARSHAL'S OFFICE

The County Fire Marshal has advised me that the Fayetteville Fire Department has declared four Motorola Monitor II pagers and two chargers as surplus equipment (see attached). I further understand these items were purchased with HAZMAT funds which means the county has a 50% interest in the equipment. I am requesting that an inter-governmental transfer be authorized to transfer the equipment to the county for use by the County Fire Marshal. Please advise me of your feelings regarding this matter.

/md

Attachment

cc: Ricky Strickland, County Fire Marshal

ITEM 21

COUNTY OF CUMBERLAND  
OFFICE OF THE FIRE MARSHAL

P.O. DRAWER 1829  
FAYETTEVILLE, N.C. 28302-1829

J. RICHARD STRICKLAND  
FIRE MARSHAL

(919) 678-7000

March 3, 1992

TO: Cliff Strassenburg  
FROM: Ricky Strickland  
REF: Request For Inter-Governmental Transfer  
of Equipment

The Fayetteville Fire Department, Haz-Mat Division, has declared 4 Motorola Minitor II pagers and 2 chargers as surplus equipment. These pagers were purchased with funds from the 50/50 split of Haz-Mat funds, making the County half owner. They are listed with the City as assets of the Fire Department. Under law if such equipment is declared surplus by a government body it can be transferred to another body of government by request.

This office is in need of these pagers. The ones we have are in need of repair and according to estimates by a radio repair shoppe are not worth the money it will take to repair them due to there age. We have also added to our staff and currently have employees without a pager.

Mr. Bill McGugan of the City Administrative Services has advised this office the proper way to transfer the pagers is for the County Manager to request in writing to the City Manager to make an inter-governmental transfer. Mr. Smith would then make this request to the City Council for approval of the transfer to the County Fire Marshal's Office.

If you need any further information concerning this please feel free to call myself or Mr. McGugan with the City. Thank you for your cooperation in this matter.

cc: file

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE  
AUTHORIZING TRANSFER OF INTER-GOVERNMENTAL PROPERTY  
TO THE COUNTY OF CUMBERLAND, NORTH CAROLINA

THAT WHEREAS, the City of Fayetteville and the County of Cumberland jointly own four Motorola II pagers and two chargers of which the City of Fayetteville is in possession as surplus to the needs of the City of Fayetteville;

THAT WHEREAS, the County of Cumberland has requested the City of Fayetteville to transfer its 50 percent interest to the County of Cumberland for use by the County Fire Marshal;

THEREFORE BE IT RESOLVED that the four Motorola II pagers and two chargers are hereby declared surplus property of the City of Fayetteville and pursuant to NCGS § 160A-274, William McGugan, City of Fayetteville Administrative Director, is hereby authorized to transfer the same to Cumberland County for use by County Fire Marshal.

Adopted this \_\_\_\_\_ day of April, 1992.

CITY OF FAYETTEVILLE

By:

J. L. Dawkins, Mayor

ATTEST:

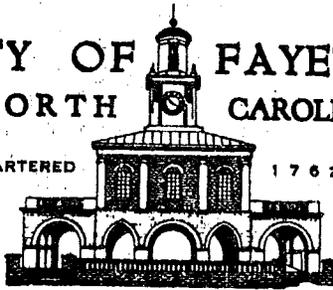
Bobbie A. Joyner, City Clerk

0028



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



FAYETTEVILLE FIRE  
DEPARTMENT  
OFFICE OF THE CHIEF

155 BOW STREET

FAYETTEVILLE, NC 28301

March 26, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Duke J. Piner, Fire Chief *DJP.*

SUBJ: Request for Fireworks Display Permit by Fayetteville  
Generals for April 12, 1992 or Alternate Date

I have received a request for a fireworks display permit from the Fayetteville Generals. I apologize for the delay, but it appears that their first request did not reach us.

I request that this item be placed on the Council's agenda for the April 6, 1992 meeting. My recommendation is that the request be approved.

DJP:smf

Enclosures

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 2.M.

LOCAL FIREWORKS DISPLAY PERMIT

APPLICANT: Fayetteville Generals  
ADDRESS: 2823 Legion Road  
CITY, STATE & ZIP: Fayetteville NC 28306  
AREA CODE: 919 PHONE: 424-6500

Request is hereby submitted to obtain your approval to conduct a Fireworks Display.

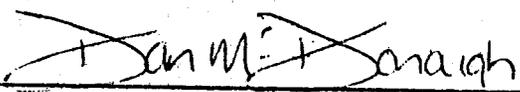
SPONSOR: Fayetteville Generals

DATE OF DISPLAY: Sunday April 12<sup>th</sup>, 19 92 or alternate date

APPROXIMATE STARTING TIME: 9:00 P.M.

LOCATION OF DISPLAY: J.P. Riddle Stadium

DISPLAY OPERATOR: Southern International Fireworks, Inc.  
P.O. Box 1  
Woodstock, GA 30188  
404/924-1771

APPLICANT SIGNATURE: 

DATE SIGNED: \_\_\_\_\_, 19 92

Permission has been granted for Southern International Fireworks, Inc. to conduct a Fireworks Display in accordance with the above.

APPROVED BY: \_\_\_\_\_  
Fire Prevention or Fire Chief

Agency \_\_\_\_\_

Date Approved: \_\_\_\_\_

PLEASE SEND PERMIT TO SPONSOR AND TO SOUTHERN INTERNATIONAL FIREWORKS, INC.

# AGRID. CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

3/24/92

**INSURED**  
 WILLIS CORROON CORPORATION OF  
 NEW YORK  
 7 HANOVER SQUARE  
 NEW YORK, NEW YORK 10004-2594

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW

## COMPANIES AFFORDING COVERAGE

- COMPANY LETTER **A** United Capital
- COMPANY LETTER **B**
- COMPANY LETTER **C**
- COMPANY LETTER **D**
- COMPANY LETTER **E**

**INSURED**  
 Southern International Fireworks, Inc.  
 P.O. Box One  
 Woodstock, GA 30188

### COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	ALL LIMITS IN THOUSANDS	
					EACH OCCURRENCE	AGGREGATE
A	GENERAL LIABILITY	GLA1000737	3/21/92	3/21/93	GENERAL AGGREGATE	\$ 3,000.
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR. OWNER'S & CONTRACTOR'S PROT.				PRODUCTS-COMP/OPS AGGREGATE	\$ 3,000.
					PERSONAL & ADVERTISING INJURY	\$ N/A
					EACH OCCURRENCE	\$ 3,000.
					FIRE DAMAGE (Any one fire)	\$ N/A
					MEDICAL EXPENSE (Any one person)	\$ N/A
					COMBINED SINGLE LIMIT	\$
					BODILY INJURY (Per person)	\$
					BODILY INJURY (Per accident)	\$
					PROPERTY DAMAGE	\$
	EXCESS LIABILITY					
	OTHER THAN UMBRELLA FORM					
	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY	
	OTHER				\$	(EACH ACCIDENT)
					\$	(DISEASE-POLICY LIMIT)
					\$	(DISEASE-EACH EMPLOYEE)

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

Event Date(s) - APRIL 12TH, 1992 OR ALTERNATE DATE

Rain Date

Coverage applies to Insured for dates indicated on this certificate

**CERTIFICATE HOLDER**  
 FAYETTEVILLE GENERALS  
 FAYETTEVILLE, NC

**COINSURED:**  
 1. FAYETTEVILLE GENERALS  
 2. CITY OF FAYETTEVILLE, NC  
 3. CUMBERLAND COUNTY

**CANCELLATION**  
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE  




THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

REPORT OF THE COMMITTEE ON THE PHYSICS DEPARTMENT



PHYSICS DEPARTMENT



1954

AN ORDINANCE OF THE CITY COUNCIL  
IMPOSING A LIEN  
CITY OF FAYETTEVILLE, NORTH CAROLINA

FROM: The Housing Inspector  
TO: The City Council  
DATE: The 6th day of April, 1992  
RE: Board of Appeals on Dwellings and Buildings

Docket No. \_\_\_\_\_

And

City Council Ordinance adopted the 2nd day of December, 1991, ordering the Housing Inspector to accomplish certain work on certain real property which is described as follows:

415 Kyle Street (0437-43-0053)

And

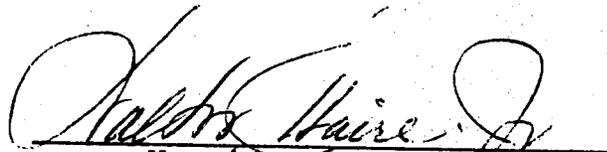
As to which the property owners are:

Roshie Drake  
281 Revere Avenue  
Union, NJ 07083-4238

Report:

- (1) Said work had been accomplished.
- (2) The cost of such work was \$1,125.00.
- (3) There were no saleable materials resulting from said work.
- (4) Crediting said sale price against said cost, there was an excess of price of \$ 0, or
- (5) Crediting said sale price against said cost, there was a deficiency of price of \$ 0.

I so certify.

  
Housing Inspector

The above report coming on to be considered, the City Council has considered it and finds it true and orders one copy of this proceeding filed in the minutes of the City Council and another copy certified and delivered by the City Clerk to the Deputy Tax Collector, and orders that the Deputy Tax Collector shall, thereupon, enter \$1,125.00 as cost above certified and found upon the Tax Books of the City against the above described property.

ITEM 2.N.

Adopted and so ordered by the City Council this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. Dawkins, Mayor

ATTEST:

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

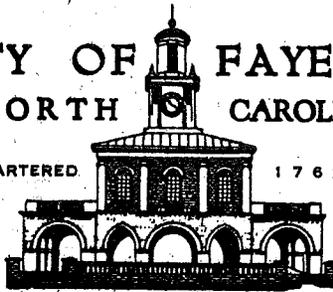
FROM: Deputy Tax Collector  
TO: City Clerk

I have fully complied with the cost listing order of this proceeding upon the City Tax Books, and now deliver this completed proceeding to you to file with the related City Council records.

\_\_\_\_\_  
Deputy Tax Collector

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



COMMUNITY DEVELOPMENT DEPARTMENT  
FAYETTEVILLE REDEVELOPMENT COMMISSION  
CITY HALL (Handicapped Accessible)  
433 HAY STREET, ROOM 320  
TELEPHONE (919) 433-1590 (Voice)  
(919) 486-3323 (TDD)

POST OFFICE BOX 635  
FAYETTEVILLE, NORTH CAROLINA  
28302

April 1, 1992

MEMORANDUM

TO: THE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: Richard Herrera, Executive Director 

SUBJECT: Public Hearing on Community Development Block Grant (CDBG)  
Funding for Fiscal Year 1992-1993

Attached for your information is a list of projects suggested for funding which are a result of a series of three public hearings and numerous newspaper ads. The projects being recommended for funding by the Fayetteville Redevelopment Commission, your Community Development Advisory Board, meet the basic requirements of the Department of Housing and Urban Development (HUD) in that the proposed projects either (1) benefit low to moderate income families, or (2) aid in the prevention of slum and blight.

The Commission's funding recommendations are included in this package and the rationale for the recommendations is as follows:

1. On June 30, 1988, the city annexed the University Estates subdivision and provided water and sewer in the main streets of the subdivision. We feel that housing rehabilitation for low and moderate income persons is a good accompanying activity, especially since hook-ups can be included as rehabilitation costs.
2. Last year we funding housing rehabilitation in the Deep Creek Road area, however, we understood that the amount of money being placed into the target area could not complete a program of rehabilitation. We are respectfully suggesting that another infusion of funds be placed into the area.

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

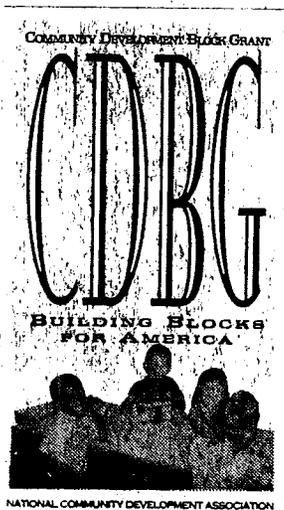
ITEM 3.A

April 1, 1992

3. Due to the great demand for housing rehabilitation specifically for senior citizens, we are suggesting that an infusion of \$300,000 be placed in this program.
4. Over the years, we have received numerous inquiries about a home repair program which would not need the maximum of \$10,000 normally attributed to a housing rehabilitation program. We are respectfully suggesting that funds be placed into a city-wide deferred loan program for emergency home repair which would have a maximum funding of \$3,000 per unit and would address such issues as leaking roofs, faulty heating or any other such code violations where a structure would not require total rehabilitation.
5. We are enclosing a proposal by the City of Fayetteville Parks and Recreation requesting CDBG funds for materials, equipment, installation and labor to light two basketball courts and we are suggesting that this be funded.
6. We request that \$230,000 be allocated for administration. This amount of money is near the 20% allowed for administration of the program.

If you have any questions, I would appreciate it if you would contact me prior to the final public hearing of April 6, 1992, so that we may discuss these projects and/or funding amounts.

RH:lcy  
Attachments



FAYETTEVILLE REDEVELOPMENT COMMISSION  
March 11, 1992

SPECIAL MEETING

The Board of Commissioners of the Fayetteville Redevelopment Commission met in special meeting in City Council Chambers, First Floor, City Hall, 433 Hay Street, Fayetteville, North Carolina, on March 11, 1992, at 3:00 PM. The place, hour and date duly established for holding such a meeting.

PUBLIC HEARING FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR FISCAL YEAR 1992-93

Mrs. Farris, Vice-Chairman, opened the public hearing and welcomed all of those in attendance. She turned the public hearing over to Mr. Herrera who explained that this was the third in a series of four public hearings being held for citizen input on suggestions for funding from the U. S. Department of Housing and Urban Development (HUD) in the amount of \$1,152,000. After briefly explaining the eligible and ineligible activities, he announced that the final public hearing will be held April 6, 1992, before the City Council at 7:00 PM. The City Council will make the final funding determination. Mr. Herrera reported that many funding suggestions had already been received from the previous public hearings and from mailed-in suggestions and, therefore, the Fayetteville Redevelopment Commission staff was prepared to make a funding recommendation to the Commission today. He then opened the floor for suggestions.

<u>Name</u>	<u>Suggestion</u>
Rose Grant 1332 Essex Place	Requested housing rehabilitation.
Willie Johnson 1309 Deep Creek Road	Requested housing rehabilitation.
Sam Edge 1905 Southern Avenue Massey Hill Area	Requested housing rehabilitation.
Juanita Howze 1243 Essex Place	Requested housing rehabilitation.
Zula Mae Thames 1019 Deep Creek Road	Requested housing rehabilitation.
Lillie Robinson 1220 Deep Creek Road	Requested housing rehabilitation.
Pearlin Burnett 1100 Deep Creek Road	Requested housing rehabilitation.
Doris Foy 909 Spellman Drive	Requested housing rehabilitation.
Magalene Thames 1508 Deep Creek Road	Requested housing rehabilitation.
Mareather Thames 1013 Deep Creek Road	Requested housing rehabilitation.

After all suggestions were received, Mr. Herrera closed the public hearing.

CITY OF FAYETTEVILLE CDBG PUBLIC HEARING  
CITY COUNCIL CHAMBERS  
CITY HALL  
433 Hay Street  
February 19, 1992  
7:00 PM

The staff of the Fayetteville Redevelopment Commission held a public hearing in the City Council Chambers, City Hall, 433 Hay Street, Fayetteville, North Carolina, on February 19, 1992, at 7:00 PM. The place, hour and date established and advertised in advance for holding such meeting. Mr. Richard Herrera, Executive Director, called the meeting to order. He stated that this was the second in a series of four public hearings to be held for citizen input on suggestions for funding from the U. S. Department of Housing and Urban Development (HUD). Mr. Herrera explained that each year we get many, many more requests for assistance than we are able to fund. He announced the date, place and time for future public hearings. Mr. Herrera stated briefly the eligible and ineligible activities after which he opened the floor for suggestions:

<u>Name</u>	<u>Suggestion</u>
Ann Morrison 1021-A Deep Creek Rd.	Requested the following improvements for the residents Deep Creek Road: street improvements (paving, curbing, guttering and lights), extend water and sewer lines, housing rehabilitation, and playground.
Bengie M. Hair 214 Myrover Street	<ul style="list-style-type: none"><li>• Submitted a letter as his endorsement of support for the efforts of the Museum of the Cape Fear to obtain federal community development monies to complete land acquisition for Arsenal Park.</li><li>• Requested funding for police sub-station in the Savoy Heights/Arsenal Avenue area.</li><li>• Requested funding for street paving for Davis Street.</li></ul>
Rose Mary Owens 814 Deep Creek Rd.	Requested housing rehabilitation.
Flora T. Williams 817 Deep Creek Rd.	Requested housing rehabilitation.

After some discussion and there being no further suggestions, the meeting was adjourned.

lcg

CITY OF FAYETTEVILLE CDBG PUBLIC HEARING  
CITY COUNCIL CHAMBERS  
CITY HALL  
433 Hay Street  
February 4, 1992  
7:00 PM

The staff of the Fayetteville Redevelopment Commission held a public hearing in the City Council Chambers, City Hall, 433 Hay Street, Fayetteville, North Carolina, on February 4, 1992, at 7:00 PM. The place, hour and date established and advertised in advance for holding such meeting. Mr. Richard Herrera, Executive Director, called the meeting to order. He stated that this was the first in a series of four public hearings to be held for citizen input on suggestions for funding from the U. S. Department of Housing and Urban Development (HUD). Mr. Herrera announced the date, place and time for future hearings:

2/19/92	City Council Chambers	7:00 PM
3/11/92	City Council Chambers	3:00 PM
4/6/92	City Council Chambers	7:00 PM

The last public hearing on 4/6/92 will be held before the City Council and prior to that time the Fayetteville Redevelopment Commission staff will have made a funding recommendation to the City Council. The City Council makes the final funding determination.

The Community Development Block Grant Program (CDBG), as funded by HUD, has to generally meet what federal legislation has designated to be one of three broad national objectives of the Community Development legislation. First of all, it has to meet a primary benefit to low and moderate income people or it has to address the elimination of slum and blight, or it must address a community need that is a particular urgency because existing conditions will not allow it to be treated. Those are guidelines established by HUD. Mr. Herrera then stated briefly the eligible and ineligible activities. He then opened the floor for suggestions.

Name

Lula McDonald  
744 Eufaula Street

Suggestion

Landfill-Ann Street. Requested relocation of individuals living in the Eufaula Street area or relocation of the landfill in this area.

Fred Hill  
1845 Stanberry

Requested housing rehabilitation for rental property as well as owner-occupied property located in the Deep Creek Road area.

Elbert Adams  
405 Deep Creek Road

Requested housing rehabilitation.

Fannie Mae Thames 615 Deep Creek Rd.	Requested housing rehabilitation for mother-in-law at 802 Deep Creek Road.
Leroy Robinson 1220 Deep Creek Rd.	Requested housing rehabilitation.
James Richardson 224 "C" Street	Requested housing rehabilitation for Wilmington Road/Scarborough Area.
Coreatha B. Thames 804 Deep Creek Rd.	Requested housing rehabilitation and playground for neighborhood.
McMiller Hickman 749 Eufaula Street	Requested housing rehabilitation.
Pearline Burnett 1100 Deep Creek Rd.	Requested housing rehabilitation.
Margie Holmes 1543 Troy Drive	Requested housing rehabilitation for the Deep Creek Road area.
Docia Hawks 1609 Murchison Road	Requested housing rehabilitation.
Lillie Melvin 925 Deep Creek Rd.	Requested housing rehabilitation.
Clara Lyons 514 Deep Creek Rd.	Requested housing rehabilitation.
Gladys Taylor 1017½ Deep Creek Rd.	Requested housing rehabilitation.
Frances Locke 1018 Deep Creek Rd.	Requested housing rehabilitation.
Rosa Whitted 1105 Deep Creek Rd.	Requested housing rehabilitation.
Marie Lawrence 913 Fiske Street	Requested playground for University Estates neighborhood.
Cheryl Thompson 747 Eufaula Street	Landfill-Ann Street. Requested relocation of individuals in the Eufaula Street area or the landfill.
Queen E. Evans 1111½ Deep Creek Rd.	Requested housing rehabilitation.

Lois Moses  
1201 Simpson Street

Requested funding for police sub-station;  
van for transportation for youth; and  
Geraldine-Myers Recreation Center.

Jessie Broadnax  
1111 Morgan Street

Requested housing rehabilitation.

Irene Powell  
314 Bradford Avenue

Requested housing rehabilitation.

Ruth Maynard  
617 Deep Creek Rd.

Requested housing rehabilitation and asked  
if rehab limit amount could be raised.

Mae L. Bland  
520 Moore Street

Requested housing rehabilitation.

Roberta Cross  
522 Moore Street

Requested funds for drug elimination program  
and clean-up of vacant lots in area.

After some discussion and there being no other suggestions, the meeting  
was adjourned.

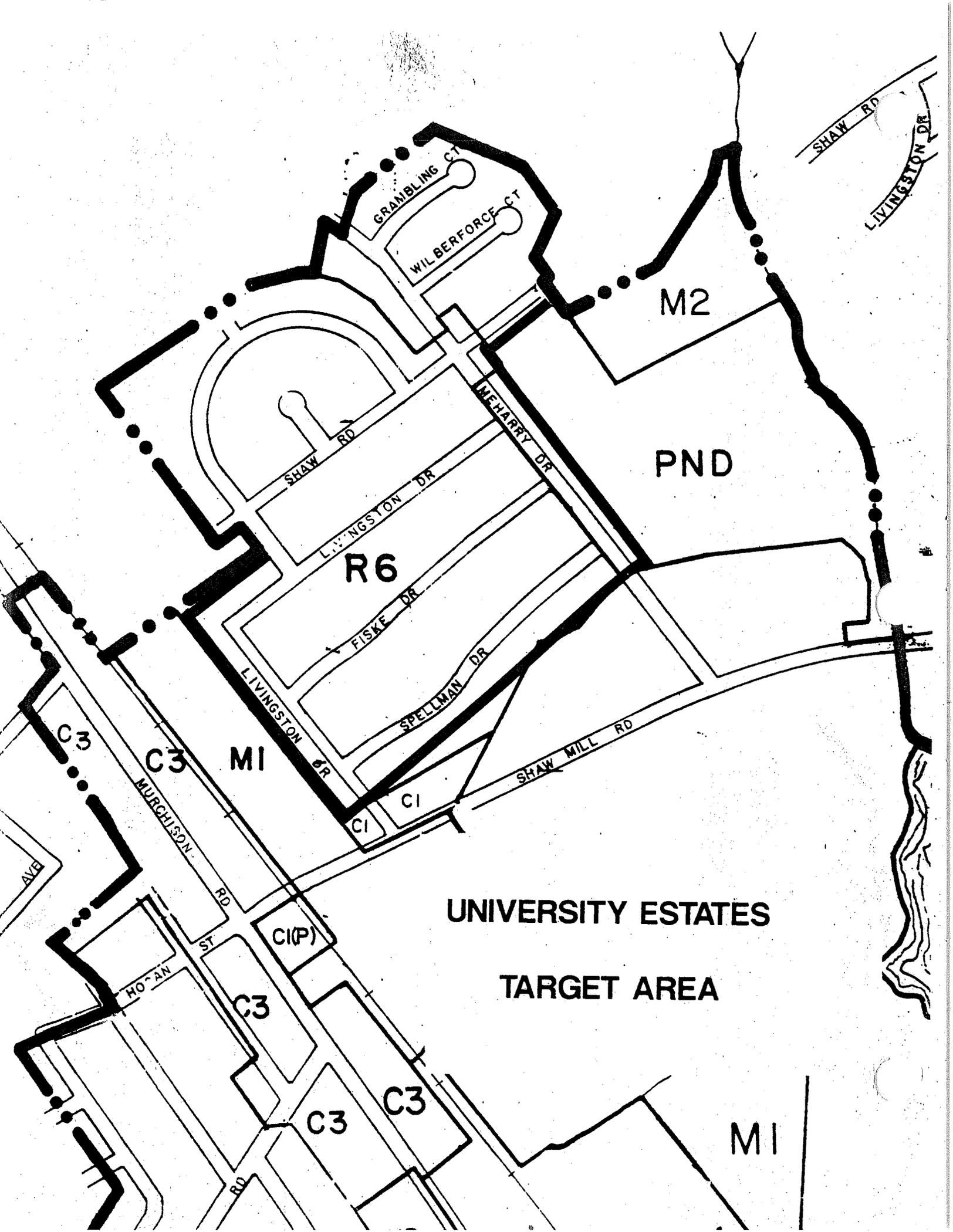
lcg

MAILED - IN SUGGESTIONS

1. Funding for sidewalks, enforcement of restrictive covenants and use of inmates to clean up streets and vacant lots.
2. Continue acquisition of property for Arsenal Park.
3. Strict laws on the number of dogs per household and strict fines on barking dogs.
4. Care of disabled; better housing, food and heat for senior citizens. Maintenance for schools and buses: air conditioning in all classrooms. Better streets, roads and stop lights at all busy street corners.
5. Improvements for Seabrook Recreation Center; lighted basketball courts, improved air conditioning system, improvements to swimming pool and additional playground equipment.
6. A "21 Jump Street" type of unit in local law enforcement to seek out juvenile drug dealers on the streets and in the schools.
7. Improvements along the Cape Fear River banks and downtown; emphasis on recycling projects.
8. Replacement of some street signs. The cement post signs changed the green and white metal signs.
9. Need for affordable rental housing and sidewalks in neighborhoods.
10. A plan to use skills of retired people as supervisors of crews of employed and persons in jail.
11. Building addition to Myers Recreation Center for athletic functions, dances, neighborhood meetings, etc.
12. Request for funding of open ditch and water drainage problems North Street Extension.
13. Funding of Fair Housing Specialist. - \$30,000
14. Transportation for handicapped and elderly on a regular basis.

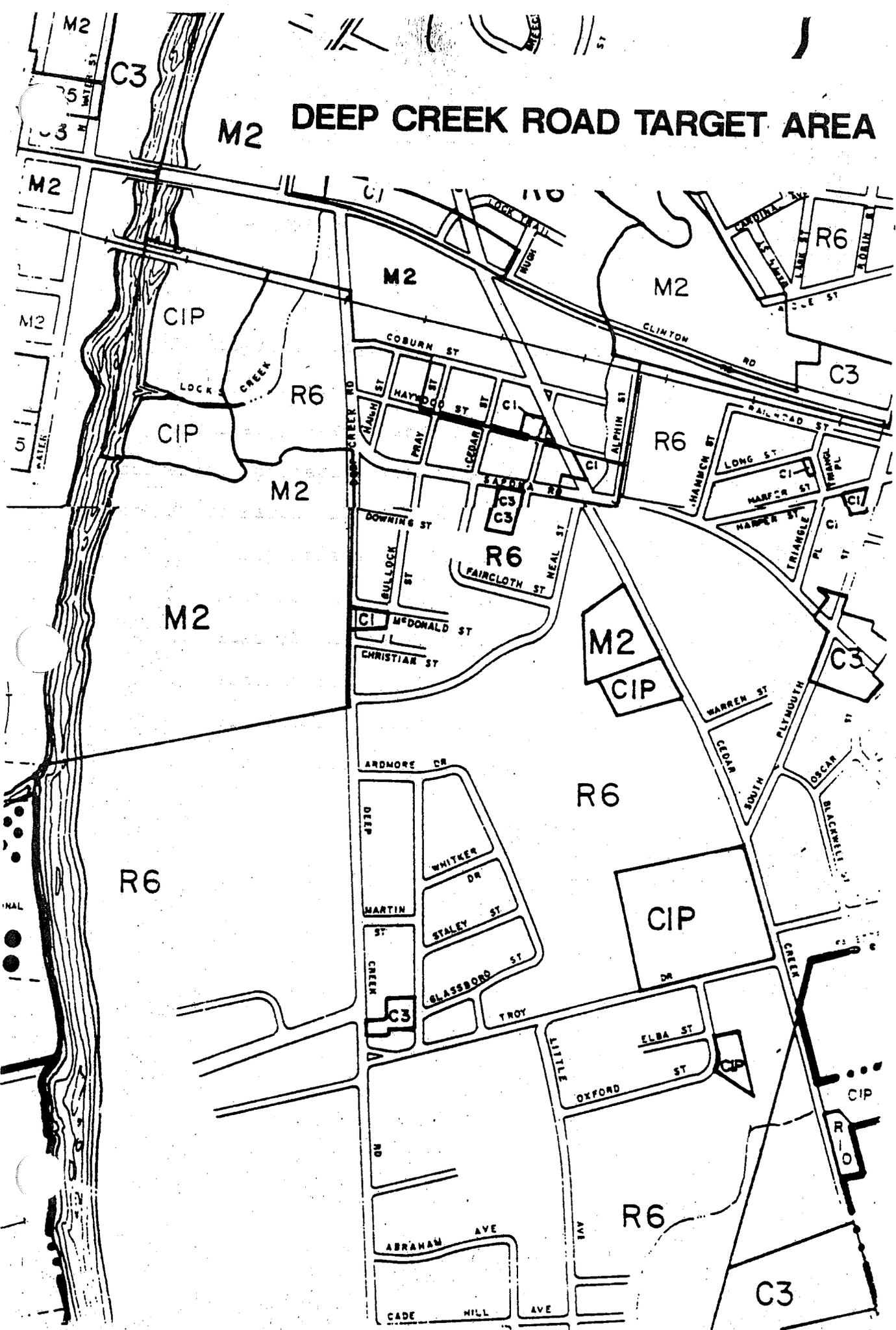
**FAYETTEVILLE REDEVELOPMENT COMMISSION**  
**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**  
**FUNDING RECOMMENDATIONS FOR FY 1992-1993**

1. Housing Rehabilitation - (University Estates)	\$ 214,500
2. Housing Rehabilitation - (Deep Creek Road Area)	300,000
3. Housing Rehabilitation - Senior Citizen (City-wide Deferred Loan Program)	300,000
4. Emergency Home Repair Program (City-wide Deferred Loan Program)	100,000
5. Seabrook Recreation Center (Basketball Court Lighting)	7,500
6. Administration	230,000
	<hr/>
	\$1,152,000



**UNIVERSITY ESTATES  
TARGET AREA**

# DEEP CREEK ROAD TARGET AREA



CITY OF FAYETTEVILLE  
PARKS AND RECREATION

Community Development Block Grant  
Project Requests

II. Seabrook Park - Basketball Court Lighting

Seabrook Park is located on the corner of Langdon Street and Slater Avenue. This is in a low to moderate income neighborhood and services a predominately low income clientele. This project would allow night basketball which would provide a drug-free alternative. The Mayor's Task Force on Drugs identified expanded recreational opportunities as one way to combat drug abuse.

PROJECT SCOPE

Basketball Court Lights: Sufficient material and labor to install appropriate outdoor lights for two basketball courts at one location.

Estimated cost: Materials and equipment	\$ 5,000
Installation/labor	\$ 2,500
<b>TOTAL PROJECT AND CDBG REQUEST:</b>	<b>\$ 7,500</b>

PUBLIC HEARING - SPEAKERS

SUBJECT: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

DATE: April 6, 1992

CITIZEN INPUT

(Name - Print)

(Address - Print)

1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____
7.	_____	_____
8.	_____	_____
9.	_____	_____
10.	_____	_____

PUBLIC HEARING - SPEAKERS

SUBJECT: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

DATE: April 6, 1992

PROPONENT (In Favor)

(Name - Print)

(Address - Print)

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_
- 4. \_\_\_\_\_
- 5. \_\_\_\_\_
- 6. \_\_\_\_\_
- 7. \_\_\_\_\_

- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

OPPONENT - (Against)

(Name - Print)

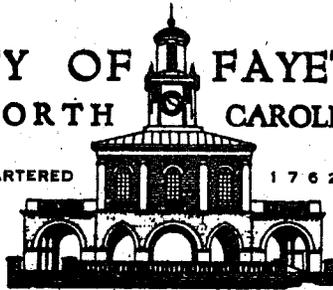
(Address - Print)

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_
- 4. \_\_\_\_\_
- 5. \_\_\_\_\_
- 6. \_\_\_\_\_
- 7. \_\_\_\_\_

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- \_\_\_\_\_
- \_\_\_\_\_

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY ATTORNEY  
P.O. BOX 1513  
FAYETTEVILLE, NC 28302-1513

ROOM 211, CITY HALL  
433 HAY STREET  
(919) 433-1985  
FAX # (919) 433-1980

March 23, 1992

MEMORANDUM

TO: John P. Smith  
City Manager

FROM: Robert C. Cogswell, Jr.   
City Attorney

SUBJECT: Confirmation of Assessment Rolls

Please place the following sidewalk patching assessment rolls for public hearings and final confirmation at the April 6, 1992, City Council meeting:

1. East Rowan Street (North Side)
2. East Rowan Street (South Side)
3. Pittman Street
4. Hay Street (South Side)
5. Person Street (North Side)

RCC/jkp

0007.12

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

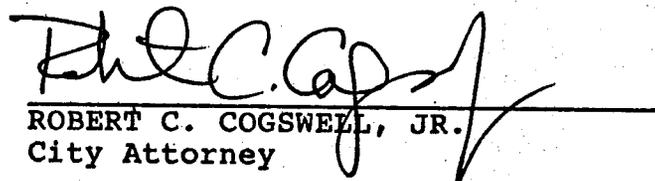
ITEM 3.B.

CERTIFICATE SHOWING NOTICES OF THE HEARINGS ON  
PRELIMINARY ASSESSMENT ROLLS WERE MAILED TO  
OWNERS OF PROPERTY SHOWN ON THE ROLLS

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF  
FAYETTEVILLE:

I, Robert C. Cogswell, Jr., City Attorney of the City of Fayetteville, North Carolina, do hereby certify that notices of the preliminary Assessment Rolls for the following sidewalk improvement projects were mailed by first class mail on the 25th day of March, 1992, to the owners of the property shown on the preliminary Assessment Rolls.

1. East Rowan Street (North Side)
2. East Rowan Street (South Side)
3. Pittman Street
4. Hay Street (South Side)
5. Person Street (North Side)

  
ROBERT C. COGSWELL, JR.  
City Attorney

CERTIFY.4

Resolution No. R1992-

RESOLUTION CONFIRMING ASSESSMENT ROLL  
AND LEVYING ASSESSMENTS

WHEREAS, the City Council of the City of Fayetteville has on April 6, 1992, held a public hearing, after due notice as required by law, on the Assessment Roll for the improvement of East Rowan Street (North Side) for sidewalk patching;

WHEREAS, the City Council has heard all those present who requested to be heard, and has found the said Assessment Roll to be proper and correct;

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Fayetteville, that:

1. The Assessment Roll for the improvement of East Rowan Street (North Side) for sidewalk patching in the City of Fayetteville, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.
2. The City Council of the City of Fayetteville, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll, attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
3. The City Attorney is hereby directed to deliver to the Deputy Tax Collector the said Assessment Roll.
4. Pursuant to the policy of the City Council of the City of Fayetteville adopted on September 21, 1987, a thirty percent (30%) discount shall be applied to any assessments paid before the expiration of thirty (30) days from the date that notice is published of confirmation of the Assessment Roll pursuant to Chapter 160A, Section 229, of the General Statutes of North Carolina.
5. The Deputy Tax Collector is hereby charged with the collection of said assessments in accordance with the procedure established by Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina.

6. The Deputy Tax Collector is hereby further directed to publish once on the 6th day of May, 1992, the notice required by Chapter 160A, Section 229, of the General Statutes of North Carolina.

This the 6th day of April, 1992, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. DAWKINS, MAYOR

ATTEST:

\_\_\_\_\_  
BOBBIE A. JOYNER, CITY CLERK

The following City Councilmembers voted for the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

The following City Councilmembers voted against the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

CONFIRM.11

Property Length = 644.0'  
 Construction Length = 644.0'  
 Construction Cost = \$16,531.95  
 3.5% Engineering Cost = 578.62  
 Total Cost = \$17,110.57  
 Assessment Rate = \$5.00/Foot

EAST ROWAN STREET (NORTH SIDE)  
 ASSESSMENT ROLL FOR SIDEWALK PATCHING

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

Construction Approved by City Council - 4/15/91

Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
Southern National Bank of North Carolina c/o Avtax, Inc. P.O. Box 11737 Charlotte, NC 28228-1737	0437-11-56-6381 300 Rowan Street 1.38 Acres Land	2389-523	88.0'	\$440.00
Curtis E. Martin Mortgage Company P.O. Box 1240 Fayetteville, NC 28302-1240	0437-11-56-9148 222 Rowan Street	908-537	63.0'	\$315.00
William A. Maxwell, Jr., and M. Hugh Hinton, Jr., and wife P.O. Box 53688 Fayetteville, NC 28305-3688	0437-11-66-0221 214 Rowan Street	3552-608	26.0'	\$130.00
North Carolina Natural Gas Corp. P.O. Box 909 Fayetteville, NC 28302-0909	0437-11-66-1104 208 Rowan Street	3447-806	95.0'	\$475.00
North Carolina Natural Gas Corp. P.O. Box 909 Fayetteville, NC 28302-0909	0437-11-66-2141 150 Rowan Street	2725-29	45.0'	\$225.00
First Citizens Bank & Trust, Trustee P.O. Box 151 Raleigh, NC 27602-0151	0437-11-66-3180 134 Rowan Street 1.1 Acres	3668-780	75.0'	\$375.00

Property Length = 644.0'  
 Construction Length = 644.0'  
 Construction Cost = \$16,531.95  
 3.5% Engineering Cost = 578.62

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

EAST ROMAN STREET (NORTH SIDE)  
 ASSESSMENT ROLL FOR SIDEWALK PATCHING

Total Cost = \$17,110.57  
 Assessment Rate = \$5.00/Foot

Construction Approved by City Council - 4/15/91

PER COUNCIL ACTION DATED 5-18-88

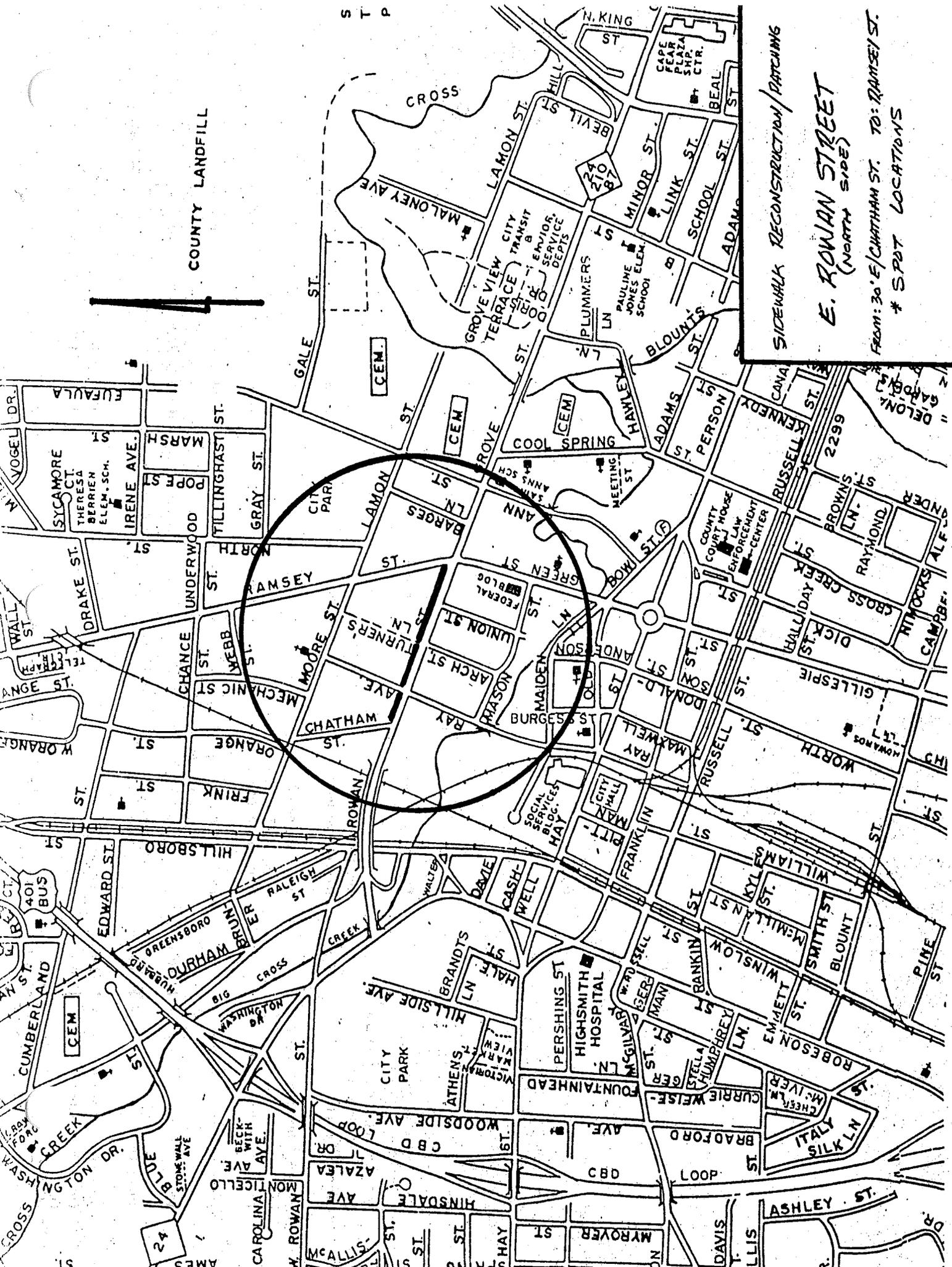
Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
D. R. Allen & Son, Inc. P.O. Box 1867 Fayetteville, NC 28302-1867	0437-11-66-5158 417 Ramsey Street	3362-74	80.0'	\$400.00
William R. West, Sr. P.O. Box 2038 Fayetteville, NC 28302-2038	0437-11-65-5947 114-116 Rowan Street	3433-20	22.0'	\$110.00
Holt Oil Company, Inc. P.O. Box 53157 Fayetteville, NC 28305-3157	0437-11-65-6877 104 Rowan Street Service Station corner of Rowan and Ramsey Streets	2331-20	150.0'	\$750.00

COST TO CITY = \$13,890.57 (81.18%)  
 COST TO OWNERS = 3,220.00 (18.82%)

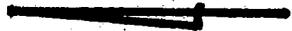
TOTAL = \$17,110.57

Sidewalk to be assessed at the rate of \$5.00 per foot upon the lots and parcels of land abutting upon the improved sidewalk portion according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at eight percent (8%), payable annually.

Robert C. Cogswell, Jr.  
 City Attorney



COUNTY LANDFILL

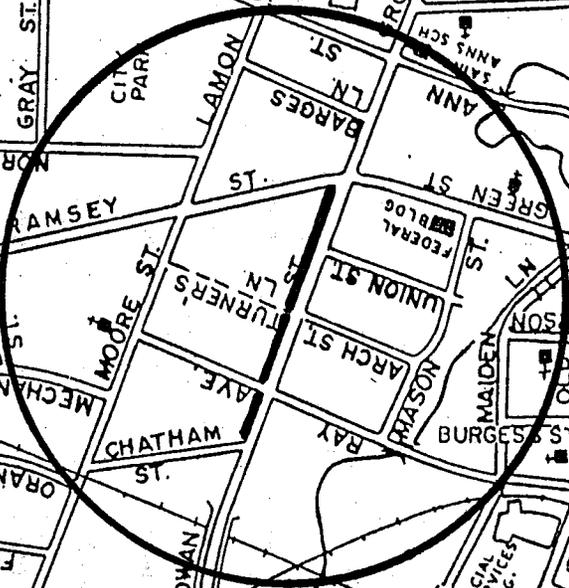


S T P

SIDEWALK RECONSTRUCTION/PATCHING

**E. ROWAN STREET**  
(NORTH SIDE)

FROM: 30' E/CHATHAM ST. TO: RAMSEY ST.  
\* SPOT LOCATIONS



Resolution No. R1992-

RESOLUTION CONFIRMING ASSESSMENT ROLL  
AND LEVYING ASSESSMENTS

WHEREAS, the City Council of the City of Fayetteville has on April 6, 1992, held a public hearing, after due notice as required by law, on the Assessment Roll for the improvement of East Rowan Street (South Side) for sidewalk patching;

WHEREAS, the City Council has heard all those present who requested to be heard, and has found the said Assessment Roll to be proper and correct;

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Fayetteville, that:

1. The Assessment Roll for the improvement of East Rowan Street (South Side) for sidewalk patching in the City of Fayetteville, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.
2. The City Council of the City of Fayetteville, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll, attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
3. The City Attorney is hereby directed to deliver to the Deputy Tax Collector the said Assessment Roll.
4. Pursuant to the policy of the City Council of the City of Fayetteville adopted on September 21, 1987, a thirty percent (30%) discount shall be applied to any assessments paid before the expiration of thirty (30) days from the date that notice is published of confirmation of the Assessment Roll pursuant to Chapter 160A, Section 229, of the General Statutes of North Carolina.
5. The Deputy Tax Collector is hereby charged with the collection of said assessments in accordance with the procedure established by Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina.

6. The Deputy Tax Collector is hereby further directed to publish once on the 6th day of May, 1992, the notice required by Chapter 160A, Section 229, of the General Statutes of North Carolina.

This the 6th day of April, 1992, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. DAWKINS, MAYOR

ATTEST:

\_\_\_\_\_  
BOBBIE A. JOYNER, CITY CLERK

The following City Councilmembers voted for the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

The following City Councilmembers voted against the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

CONFIRM.19

Property Length = 143.00'  
 Construction Length = 143.00'  
 Construction Cost = \$3,670.91  
 3.5% Engineering Cost = 128.48

EAST ROMAN STREET (SOUTH SIDE)  
 ASSESSMENT ROLL FOR SIDEWALK PATCHING

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

Total Cost = \$3,799.39  
 Assessment Rate = \$5.00/Foot

PER COUNCIL ACTION DATED 5-18-88

Construction Approved by City Council - 4/15/91

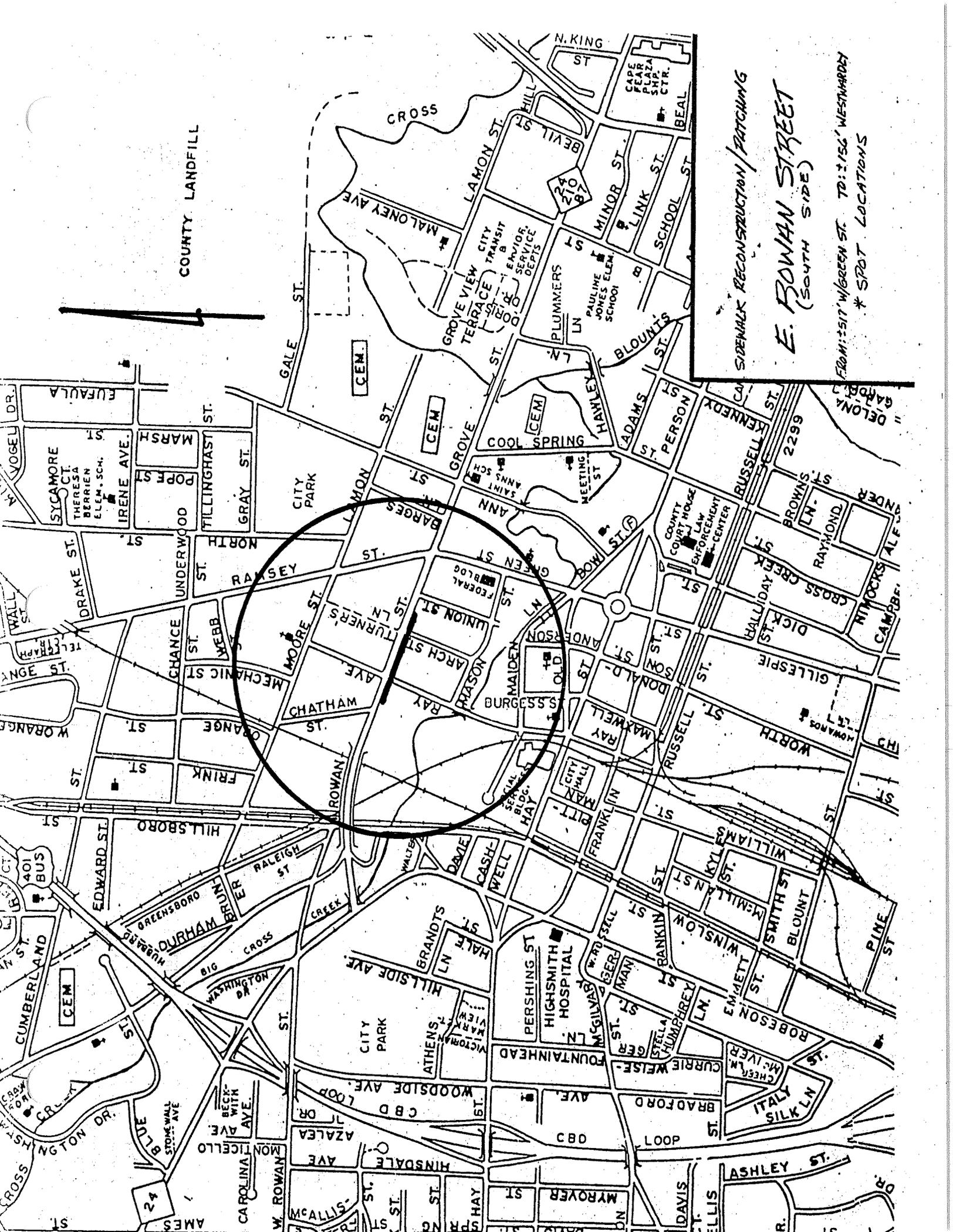
Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
Parkton Nurseries, Inc. P.O. Box 204 Parkton, NC 28371-0204	0437-11-65-1610 2.64 Acres Corner of Rowan Street and Arch Street	3004-115	45.0'	\$225.00
Thurston Callahan 2522 Huntington Road Fayetteville, NC 28303-5248	0437-11-65-0879 203 Rowan Street	3562-267	23.0'	\$115.00
M. M. Fowler, Inc. P.O. Box 1090 Durham, NC 27702-1090	0437-11-55-8944 225 Rowan Street	3621-522	16.0'	\$80.00
Estelle Furman 10177 Canoe Brook Circle Boca Raton, FL 33498-4652	0437-11-56-5077 301 Rowan Street	3157-166	33.00'	\$165.00
Southeastern Building Corp. P.O. Box 26447 Raleigh, NC 27611-6447	0437-11-56-4142 325 Rowan Street	673-219	26.0'	\$130.00

COST TO CITY = \$3,084.39 (81.18%)  
 COST TO OWNERS = 715.00 (18.82%)

TOTAL = \$3,799.39

Sidewalk to be assessed at the rate of \$5.00 per foot upon the lots and parcels of land abutting upon the improved sidewalk portion according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at eight percent (8%), payable annually.

Robert C. Cogswell, Jr.  
 City Attorney



COUNTY LANDFILL

SIDEWALK RECONSTRUCTION/PATCHING

E. ROWAN STREET  
(SOUTH SIDE)

FROM: 517 W. GREEN ST. TO: 2156 WESTWARDY  
\* SPOT LOCATIONS



Resolution No. R1992-

RESOLUTION CONFIRMING ASSESSMENT ROLL  
AND LEVYING ASSESSMENTS

WHEREAS, the City Council of the City of Fayetteville has on April 6, 1992, held a public hearing, after due notice as required by law, on the Assessment Roll for the improvement of Pittman Street for sidewalk patching;

WHEREAS, the City Council has heard all those present who requested to be heard, and has found the said Assessment Roll to be proper and correct;

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Fayetteville, that:

1. The Assessment Roll for the improvement of Pittman Street for sidewalk patching in the City of Fayetteville, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.
2. The City Council of the City of Fayetteville, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll, attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
3. The City Attorney is hereby directed to deliver to the Deputy Tax Collector the said Assessment Roll.
4. Pursuant to the policy of the City Council of the City of Fayetteville adopted on September 21, 1987, a thirty percent (30%) discount shall be applied to any assessments paid before the expiration of thirty (30) days from the date that notice is published of confirmation of the Assessment Roll pursuant to Chapter 160A, Section 229, of the General Statutes of North Carolina.
5. The Deputy Tax Collector is hereby charged with the collection of said assessments in accordance with the procedure established by Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina.

6. The Deputy Tax Collector is hereby further directed to publish once on the 6th day of May, 1992, the notice required by Chapter 160A, Section 229, of the General Statutes of North Carolina.

This the 6th day of April, 1992, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. DAWKINS, MAYOR

ATTEST:

\_\_\_\_\_  
BOBBIE A. JOYNER, CITY CLERK

The following City Councilmembers voted for the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

The following City Councilmembers voted against the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

CONFIRM.13

Property Length = 383.0'  
 Construction Length = 383.0'  
 Construction Cost = \$ 9,831.89  
 3.5% Engineering Cost = 344.12

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

Total Cost = \$10,176.01  
 Assessment Rate = \$5.00/Foot

Construction Approved by City Council - 4/15/91

PER COUNCIL ACTION DATED 5-18-88

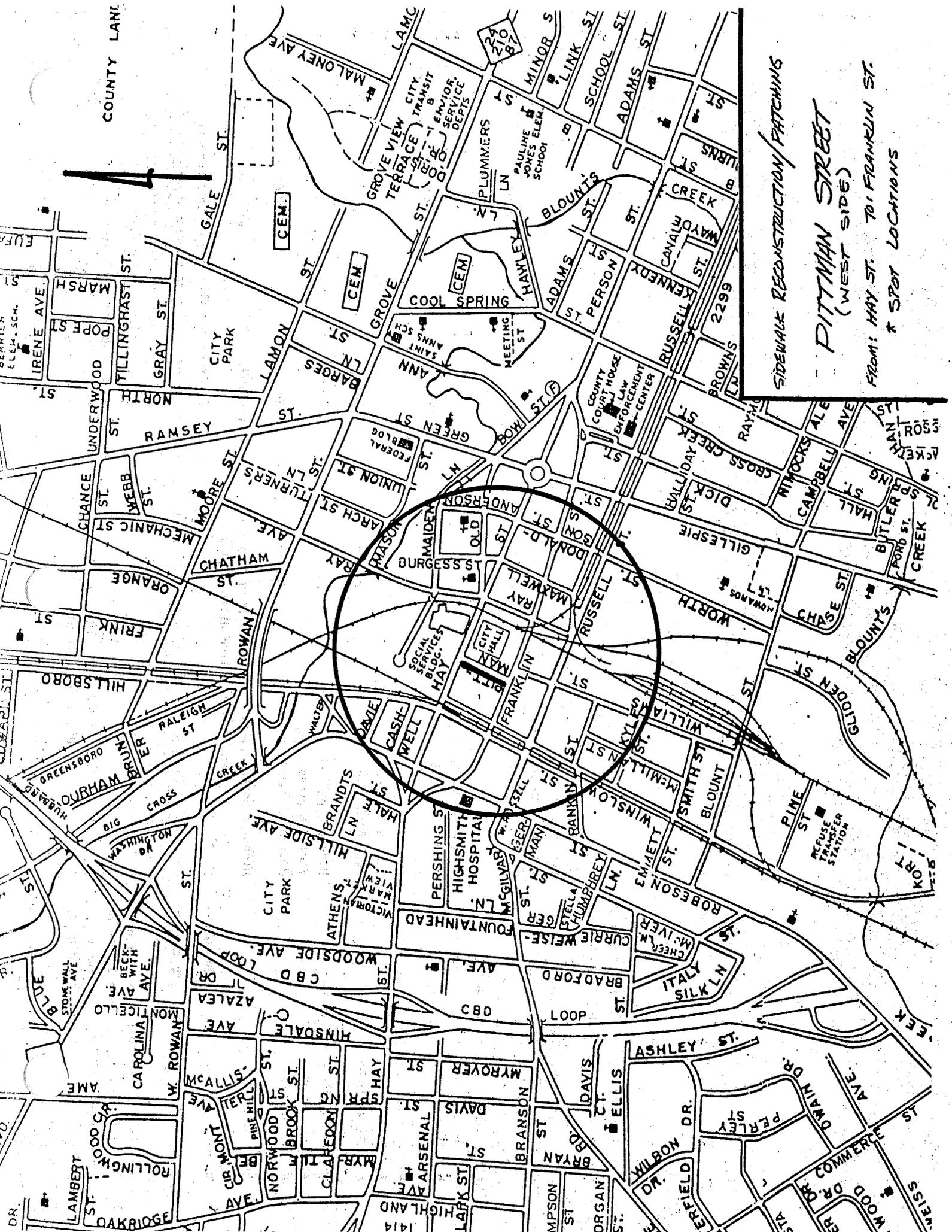
Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
Raymond Clifton Parker, Trustee 323 Beach Road North Wilmington, NC 28405	0437-14-44-6531 443 Hay Street Carolina Theatre	3211-163	242.70'	\$1,213.50
Raymond Clifton Parker, Trustee 323 Beach Road North Wilmington, NC 28405	0437-14-44-5355 142 Pittman Street/Franklin Street	3211-163	140.30'	\$701.50

COST TO CITY = \$ 8,261.01 (81.18%)  
 COST TO OWNERS = 1,915.00 (18.82%)  
 TOTAL = \$10,176.01

Sidewalk to be assessed at the rate of \$5.00 per foot upon the lots and parcels of land abutting upon the improved sidewalk portion according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at eight percent (8%), payable annually.

Robert C. Cogswell, Jr.  
 City Attorney

COUNTY LANE



SIDEWALK RECONSTRUCTION/PATCHINGS

PITTMAN STREET  
(WEST SIDE)

FROM: HAY ST. TO: FRANKLIN ST.  
\* SPOT LOCATIONS

Resolution No. R1992-

RESOLUTION CONFIRMING ASSESSMENT ROLL  
AND LEVYING ASSESSMENTS

WHEREAS, the City Council of the City of Fayetteville has on April 6, 1992, held a public hearing, after due notice as required by law, on the Assessment Roll for the improvement of Hay Street (South Side) for sidewalk patching;

WHEREAS, the City Council has heard all those present who requested to be heard, and has found the said Assessment Roll to be proper and correct;

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Fayetteville, that:

1. The Assessment Roll for the improvement of Hay Street (South Side) for sidewalk patching in the City of Fayetteville, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.
2. The City Council of the City of Fayetteville, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll, attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
3. The City Attorney is hereby directed to deliver to the Deputy Tax Collector the said Assessment Roll.
4. Pursuant to the policy of the City Council of the City of Fayetteville adopted on September 21, 1987, a thirty percent (30%) discount shall be applied to any assessments paid before the expiration of thirty (30) days from the date that notice is published of confirmation of the Assessment Roll pursuant to Chapter 160A, Section 229, of the General Statutes of North Carolina.
5. The Deputy Tax Collector is hereby charged with the collection of said assessments in accordance with the procedure established by Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina.

6. The Deputy Tax Collector is hereby further directed to publish once on the 6th day of May, 1992, the notice required by Chapter 160A, Section 229, of the General Statutes of North Carolina.

This the 6th day of April, 1992, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. DAWKINS, MAYOR

ATTEST:

\_\_\_\_\_  
BOBBIE A. JOYNER, CITY CLERK

The following City Councilmembers voted for the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

The following City Councilmembers voted against the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_

CONFIRM.15

HAY STREET (SOUTH SIDE)  
ASSESSMENT ROLL FOR SIDEWALK PATCHING

Submitted to City Council \_\_\_\_\_  
Final Approval By City Council \_\_\_\_\_  
To City Finance Department \_\_\_\_\_  
To City Clerk \_\_\_\_\_

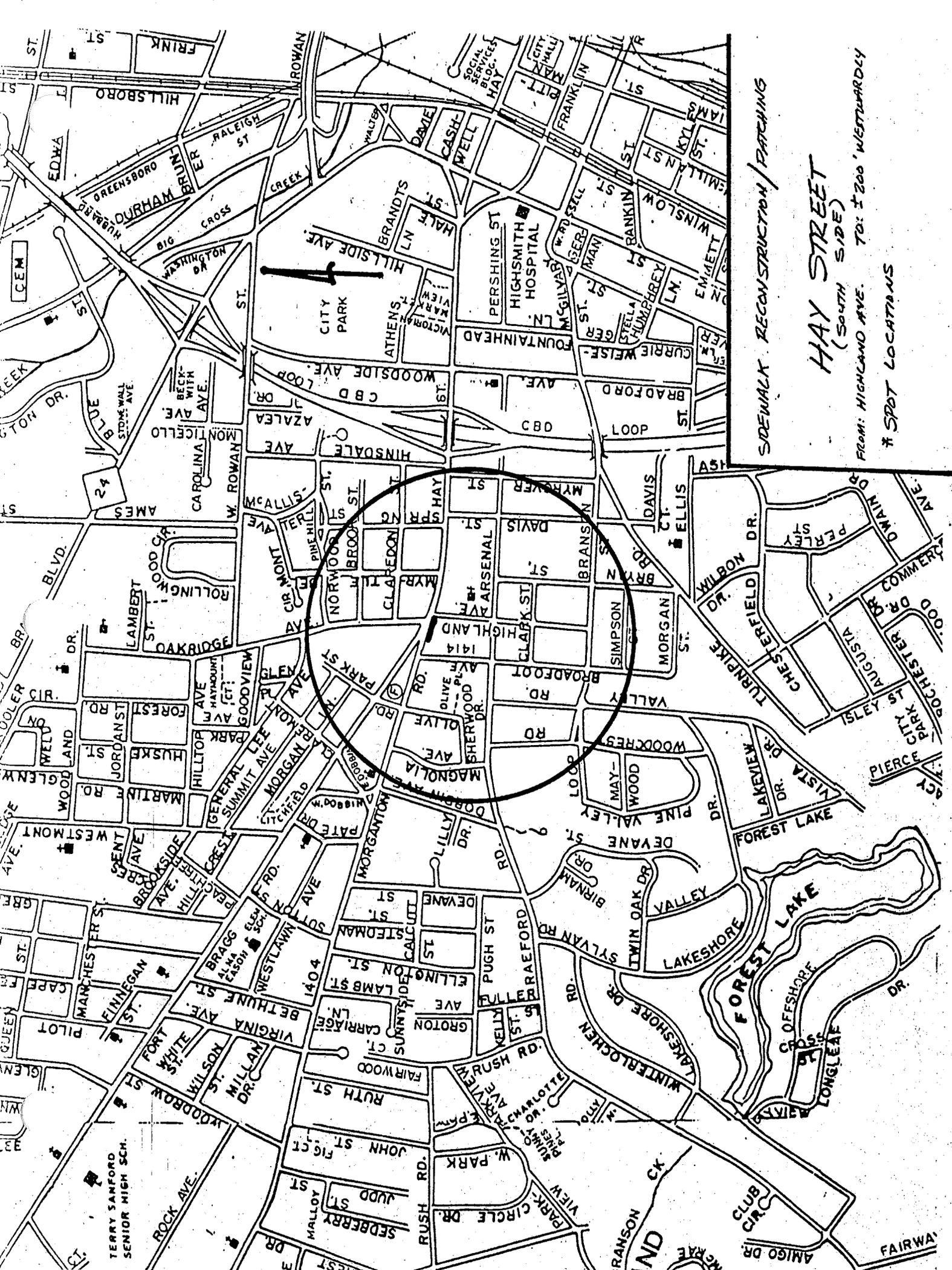
Property Length = 155.0'  
Construction Length = 155.0'  
Construction Cost = \$3,978.96  
3.5% Engineering Cost = 139.26  
Total Cost = \$4,118.22  
Assessment Rate = \$5.00/Foot

Construction Approved by City Council - 4/15/91

Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
Mrs. J. W. Glass P.O. Box 53002 Fayetteville, NC 28305-3002	0437-09-05-0396 1201 Hay Street and Highland Avenue	385-165	30.0'	\$150.00
Mrs. J. W. Glass P.O. Box 53002 Fayetteville, NC 28305-3002	0437-09-05-0367 1203 Hay Street and 1205 Hay Street	385-165	40.0'	\$200.00
Mrs. J. W. Glass P.O. Box 53002 Fayetteville, NC 28305-3002	0437-09-05-0327 1207 Morganton Road	385-165	45.0'	\$225.00
Theresa P. Clark 500 Forest Lake Road Fayetteville, NC 28305-5207	0427-12-95-9481 1211 Morganton Road and 1213 Morganton Road	2817-639	40.0'	\$200.00
COST TO CITY = \$3,343.22 (81.18%)				
COST TO OWNERS = 775.00 (18.82%)				
TOTAL = \$4,118.22				

Sidewalk to be assessed at the rate of \$5.00 per foot upon the lots and parcels of land abutting upon the improved sidewalk portion according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at eight percent (8%) payable annually.

Robert C. Cogswell, Jr.  
City Attorney



*SIDEWALK RECONSTRUCTION / PATCHING*

**HAY STREET**  
(SOUTH SIDE)

FROM: HIGHLAND AVE. TO: ± 200' WESTWARDLY

\* SPOT LOCATIONS

TERRY SANFORD  
SENIOR HIGH SCH.

HIGHSMITH  
HOSPITAL

CITY  
PARK

CLUB  
CIRC

FAIRWA

Resolution No. R1992-

RESOLUTION CONFIRMING ASSESSMENT ROLL  
AND LEVYING ASSESSMENTS

WHEREAS, the City Council of the City of Fayetteville has on April 6, 1992, held a public hearing, after due notice as required by law, on the Assessment Roll for the improvement of Person Street (North Side) for sidewalk patching;

WHEREAS, the City Council has heard all those present who requested to be heard, and has found the said Assessment Roll to be proper and correct;

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Fayetteville, that:

1. The Assessment Roll for the improvement of Person Street (North Side) for sidewalk patching in the City of Fayetteville, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with Chapter 160A, Section 228, of the General Statutes of North Carolina.
2. The City Council of the City of Fayetteville, pursuant to authority conferred by Chapter 160A, Section 216, of the General Statutes of North Carolina, and following sections, does hereby levy assessments as contained in the said Assessment Roll, attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.
3. The City Attorney is hereby directed to deliver to the Deputy Tax Collector the said Assessment Roll.
4. Pursuant to the policy of the City Council of the City of Fayetteville adopted on September 21, 1987, a thirty percent (30%) discount shall be applied to any assessments paid before the expiration of thirty (30) days from the date that notice is published of confirmation of the Assessment Roll pursuant to Chapter 160A, Section 229, of the General Statutes of North Carolina.
5. The Deputy Tax Collector is hereby charged with the collection of said assessments in accordance with the procedure established by Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina.

6. The Deputy Tax Collector is hereby further directed to publish once on the 6th day of May, 1992, the notice required by Chapter 160A, Section 229, of the General Statutes of North Carolina.

This the 6th day of April, 1992, at \_\_\_\_\_ p.m.

\_\_\_\_\_  
J. L. DAWKINS, MAYOR

ATTEST:

\_\_\_\_\_  
BOBBIE A. JOYNER, CITY CLERK

The following City Councilmembers voted for the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_  
The following City Councilmembers voted against the passage of the above resolution:

\_\_\_\_\_  
\_\_\_\_\_  
CONFIRM.17

PERSON STREET (NORTH SIDE)  
 ASSESSMENT ROLL FOR SIDEWALK PATCHING

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

Property Length = 233.0'  
 Construction Length = 233.0'  
 Construction Cost = \$5,981.28  
 3.5% Engineering Cost = 209.34  
 Total Cost = \$6,190.62  
 Assessment Rate = \$5.00/Foot

Construction Approved by City Council - 4/15/91

PER COUNCIL ACTION DATED 5-18-88

Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
C.O.A. Investments 127 Cool Spring Street Fayetteville, NC 28301	0437-16-83-3350 403 and 403 1/2 Person Street	3547-504	17.0'	\$85.00
Cyrus J. Faircloth P.O. Box 1883 Fayetteville, NC 28302-2038	0437-16-83-4228 411 and 415 Person Street 0.34 Acre	2838-431	86.0'	\$430.00
William C. and Maxine Toman and Maurice L. and Virginia T. Suggs Route 9, Box 463 Fayetteville, NC 28302-0463	0437-16-83-5205 Lot on Person Street 0.19 Acre	2648-731	50.0'	\$250.00
L. H. Bramble, Jr., and wife, Katherine Bramble 602 Andrews Road Fayetteville, NC 28311-1112	0437-16-83-5244 421 Person Street	967-527	14.0'	\$70.00
Eunice S. Berry c/o Sunlite Retirement Home 60 Carolina Avenue Lumberton, NC 28358-6026	0437-16-83-5294 425, 425 1/2, and 429 Person Street	2664-214	18.0'	\$90.00
Eunice S. Berry c/o Sunlite Retirement Home 60 Carolina Avenue Lumberton, NC 28358-6026	0437-16-83-6222 429 Person Street	2540-891	31.0'	\$155.00

Property Length = 233.0'  
 Construction Length = 233.0'  
 Construction Cost = \$5,981.28  
 3.5% Engineering Cost = 209.34  
 Total Cost = \$6,190.62  
 Assessment Rate = \$5.00/Foot

PERSON STREET (NORTH SIDE)  
 ASSESSMENT ROLL FOR SIDEWALK PATCHING

Submitted to City Council  
 Final Approval By City Council  
 To City Finance Department  
 To City Clerk

Construction Approved by City Council - 4/15/91

PER COUNCIL ACTION DATED 5-18-88

Property Owner	Property Description	Deed Book/Page	Frontage	Assessment
Eunice S. Berry c/o Sunlite Retirement Home 60 Carolina Avenue Lumberton, NC 28356-6026	0437-16-83-7272 433 Person Street 1.4 Acres	2933-469	17.0'	\$85.00
COST TO CITY = \$5,025.62 (81.18%)				
COST TO OWNERS = 1,165.00 (18.82%)				
TOTAL = \$6,190.62				

Sidewalk to be assessed at the rate of \$5.00 per foot upon the lots and parcels of land abutting upon the improved sidewalk portion according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at eight percent (8%), payable annually.

Robert C. Cogswell, Jr.  
 City Attorney



PUBLIC HEARING - SPEAKERS

SUBJECT: SIDEWALKS - ASSESSMENT ROLLS

DATE: April 6, 1992

PROPONENT (In Favor)

(Name - Print)

(Address - Print)

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_
- 4. \_\_\_\_\_
- 5. \_\_\_\_\_
- 6. \_\_\_\_\_
- 7. \_\_\_\_\_

- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

OPPONENT - (Against)

(Name - Print)

(Address - Print)

- 1. \_\_\_\_\_
- 2. \_\_\_\_\_
- 3. \_\_\_\_\_
- 4. \_\_\_\_\_
- 5. \_\_\_\_\_
- 6. \_\_\_\_\_
- 7. \_\_\_\_\_

- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

PUBLIC HEARING - SPEAKERS

SUBJECT: ASSESSMENT ROLLS - SIDEWALKS

DATE: April 6, 1992

CITIZEN INPUT

(Name - Print)

(Address - Print)

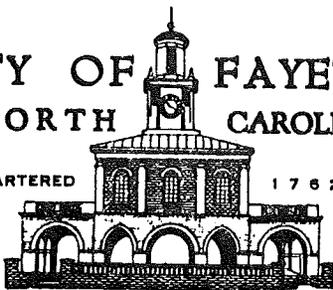
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- 8. \_\_\_\_\_
- 9. \_\_\_\_\_
- 10. \_\_\_\_\_

#9c

Beryl to pick up

# THE CITY OF FAYETTEVILLE NORTH CAROLINA

CHARTERED 1762



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

APRIL 3, 1992

MEMORANDUM

TO: The Mayor and Members of City Council

FROM: John P. Smith, City Manager

SUBJECT: Addendum to Agenda for April 6, 1992

Please add the following items to your agenda for Monday, April 6. We inadvertently left them out during preparation.

**PWC MATTERS:**

- A. Award contract for purchase of a 50-Ton Low Boy Equipment Trailer to Feree Trailer Co., low bidder.
- B. Award contract for purchase of Programmable Logic Controller to General Electric Supply Company, sole source supplier/bidder.
- C. Award contract for fire suppression system at Butler-Warner Generation Plant to Atlantic Fire Systems, low bid meeting specifications.
- D. Award contract for purchase of one 48,800 pound GW Truck with 12 cubic yard dump body to LaFayette Motor Sales, low bid.
- E. Award contract for Auxiliary Cooling Water Heat Exchanger to Yuba Heat Transfer, sole bidder.
- F. Award contract for removal and disposal of off-site excess soil, to Barnhill Contracting Co., low bidder.
- G. Award contract for purchase of 306 transformers of varying sizes. (See attached memo for bid tabulations. [#7])
- H. Award of contract for purchase of water and wastewater treatment chemicals to low bidders meeting specifications. (See attached memo for bid tabulations. [#8])

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

Mayor and Council  
Agenda Addendum  
Page 2  
April 3, 1992

- I. Award of contract for purchase of three single phase substation voltage regulators to Eastern Electric Supply, low evaluated bid.
- J. Award contract for tubular steel structures to Power Structures, Inc., and to Hughes Brothers for davit arms, low bidders.
- K. Award contract for purchase of concrete pole transmission structures to Bayshore Concrete Products, low bid.
- L. Award contract for Meter Test/Calibration System to Dowty Control Tech., low bid.

These items will be presented by PWC staff.

ITEM: Consideration of amendments to Chapter 20 of the Code of Ordinances.

PRESENTED BY: City Manager

RECOMMENDED ACTION: Adoption

JPS:ssm



ROBERT C. WILLIAMS, CHAIRMAN  
 W. LYNDO TIPPETT, VICE CHAIRMAN  
 WILLIAM H. OWEN, SECRETARY  
 ROBERT O. McCOY, TREASURER  
 TIMOTHY WOOD, GENERAL MANAGER

**PUBLIC WORKS COMMISSION**  
 OF THE CITY OF FAYETTEVILLE

508 PERSON STREET  
 P.O. DRAWER 1089  
 FAYETTEVILLE, NORTH CAROLINA 28302-1089  
 TELEPHONE (AREA CODE 919) 483-1401  
 FAX (AREA CODE 919) 483-1429

**ELECTRIC & WATER UTILITIES**

March 27, 1992

MEMO TO: John P. Smith, City Manager  
 FROM: Tim Wood, General Manager *Wood*  
 SUBJECT: PWC Items For City Council Agenda of April 6, 1992

1. Approval of bid award in the amount of \$26,941.00, low bid, to Feree Trailer Co., for purchase of a 50-Ton Low Boy Equipment Trailer. Bids were received March 9, 1992, as follows:

Feree Trailer Co.	\$26,941.00
North Carolina Equipment Company	\$28,973.00
A. E. Finley & Associates	\$29,732.00
A. E. Finley & Associates (Alternate)	\$32,520.00
Case Power Equipment Co.	\$32,950.00
Primeco, Inc.	\$33,850.00
Gregory Poole Equipment	\$35,921.00
Southland Rental & Supply	\$35,926.54
R. W. Moore Equipment Co.	\$35,997.00
Mitchell Distributing Co.	\$40,924.00

2. Approval of bid award in the amount of \$68,200.00 to General Electric Supply Company, sole source supplier/bidder, for purchase of Programmable Logic Controller. Bids were received March 9, 1992.

3. Approval of bid award in the amount of \$49,910.00, low bid meeting specifications, to Atlantic Fire Systems for Carbon Dioxide System Upgrade (fire suppression system at Butler-Warner Generation Plant). Bids were received March 9, 1992, as follows:

Atlantic Fire Systems	\$49,910.00
Atlantic Fire Systems (Alternate)	\$66,770.00
T & S Fire & Security, Inc.	\$26,500.00



4. Approval of bid award in the amount of \$44,588.00, low bid, to LaFayette Motor Sales, for purchase of one 48,800 Pound GVW Truck with 12 Cubic Yard Dump Body. Bids were received March 9, 1992, follows:

LaFayette Motor Sales	\$44,588.00
Patrick Ford	\$44,717.00
Bennett's Inc.	\$46,282.00
Smith International	\$47,153.54.

5. Approval of bid award to Yuba Heat Transfer, sole bidder, in the amount of \$202,020.00, for Auxiliary Cooling Water Heat Exchanger. Bids were received March 9, 1992, (re-bid).

6. Approval of bid award in the amount of \$192,411.50, plus Alternate bid item #19 of additional \$4,800 to remove and dispose of off-site excess soil, for a **total bid award of \$197,211.50**, to Barnhill Contracting Co., for PWC Operations Complex Water/Sewer Outside Storage Yard. Bids were received February 27, 1992, as follows:

Barnhill Contracting Co.	\$192,411.50
Crowell Contractors	\$196,364.50
E S & J Enterprises	\$199,495.50
Billy Bill Grading	\$208,578.36
Ellis-Walker Builders	\$219,601.50
Triangle Paving	\$224,566.15
McDonald Grading	\$288,262.25.

7. Approval of the following **low, evaluated** bids for purchase of 306 transformers of varying sizes. Bids were received February 18, 1992 (see attached bid tabulations).

Mill-Power Supply Company:

Four (4) 750 kVa Padmount Transformers	\$ 8,848.00
Twenty (20) 25 kVa Padmount Transformers	\$ 19,280.00

Eastern Electric Supply Company:

Thirty (30) 10kVa CSP Transformers	\$ 12,840.00
Fifty (50) 75kVa Padmount Transformers	\$ 71,400.00

WESCO:

200, 25kVa CSP Transformers	\$120,600.00
Two (2) 1500kVa Power Transformers	\$ 61,890.00

8. Approval of following bid awards to low bidders meeting specifications for purchase of water and wastewater treatment chemicals . Bids were received February 11, 1992 (see attached bid tabulations).

	<u>Est. Quantity</u>	<u>Bid/CWT</u>
<u>Holtrachem, Inc.</u>		
Caustic Soda	2,750,000 lbs.	\$ 8.06
<u>Jones Chemicals</u>		
Liquid Ferric Chloride	135 Tons	\$13.25
Liquid Chlorine	180 Tons	\$ 8.84
<u>Koch Sulfer Products</u>		
Liquid Aluminum Sulfate	5,000,000 lbs.	\$ 3.08
<u>APG Lime</u>		
Hydrated Lime (50# bags)	150 Tons (50# bags)	\$ 5.542
<u>LCI</u>		
Hydrofluosilicic Acid	140 Tons	\$ 5.755
<u>Prillaman Chemical</u>		
Powdered Activated Carbon	100,000 lbs.	\$35.20
White Sodium Silicofluoride	12,000 lbs	\$26.66
<u>Virginia Lime</u>		
Hydrated Lime (bulk)	780 Tons (bulk)	\$ 3.705
<u>Technical Products</u>		
Corrosion Inhibitor	50 Tons	\$27.00

10. Approval of bid award in the amount of \$54,939.00, low evaluated bid, to Eastern Electric Supply for purchase of three (3) single phase substation voltage regulators. Bids were received January 21, 1992, as follows:

Eastern Electric Supply	\$54,939.00
HESCO	\$52,194.00
Robert W. Chapman	\$110,500.00

11. Approval of bid awards to Power Structures, Inc., in the amount of \$62,828.00, low bid meeting specifications, for Tubular Steel Structures; and to Hughes Brothers in the amount of \$5,029.50, low bid, for Davit Arms. Bids were received February 25, 1992, as follows:

	<u>Tubular Steel</u>	<u>Davit Arms</u>
Hughes Brothers	-----	\$ 5,029.50
Power Structures, Inc.	\$62,828.00	\$ 5,511.00
Meyer Industries	\$66,975.00	\$13,602.00
Valmont Industries, Inc.	\$69,959.00	\$12,237.00
Summitt Manufacturing, Inc.	\$57,266.20	-----

12. Approval of bid award in the amount of \$119,092.00, low bid, to Bayshore Concrete Products for purchase of concrete pole transmission structures. Bids were received March 5, 1992, as follows:

Bayshore Concrete Products	\$119,092.00
Sherman International	\$123,950.00
Baldwin Utility Structures	\$147,460.00

13. Approval of bid award in the amount of \$34,515.00, low bid, to Dowty Control Tech., for Meter Test/Calibration System. Bids were received March 18, 1992, as follows:

Dowty Control Tech.	\$34,515.00
Rigby Electric Supply	\$34,891.00

TW:gm  
attachments







**PUBLIC WORKS COMMISSION**

BID DATE: 2-18-92 TIME: 2:30 p.m.

OPENED BY: Kenneth W. Horne

RECORDED BY: Jeanette Strickland

TRANSFORMER EVALUATION FOR:

Stock No: 1-295-640

Quantity: 50

Description: Transformer, PONT,  
75 KVA, 14.4X7.2-120/240

BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:
<del>BB</del>	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB
EASTERN ELECTRIC SUPPLY INC.	HESCO INC.	HILL POWER SUPPLY COMPANY	NATIONAL TRANS-FORMER SALES, INC.	POWER AND TELEPHONE SUPPLY COMPANY INC.	RIGBY ELECTRIC SUPPLY	TENNESSEE VALLEY ELECTRIC SUPPLY	WESTING-HOUSE ELECTRIC SUPPLY COMPANY	GENERAL ELECTRIC SUPPLY COMPANY	SOUTH EASTERN TRANS-FORMER COMPANY			
BB	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB	BB
Proposed Manufacturer	General	Howard Corp. No.	Emeco	NB	GE	NB	ABB	NB	NB			
Manufacturer's Catalog Number												
No Load (Core) Losses in watts	136	115	136	108	40		104					
Load (Winding) Losses in watts	738	635	756	960	885		914					
Breaker/Auxiliary Losses in watts		66	60	75	35							
Warranty												
Delivery	9 wk	11-12 wk	10-12 wk	8-10 wk	14-16 wk		7-10 wk					
Terms	Net 30	4-11-30	Net 30	7-10-30	7-10-30		7-8 wk					
Bid Price Per Unit	142809	148400	146100	142500	1765		146800					
Total Price												

add \$100.00  
per unit.  
of manufacturer



**PUBLIC WORKS COMMISSION**

BID DATE: 2-18-92 TIME: 2:30 P.M.

OPENED BY: Kenneth W. Horne

RECORDED BY: Jeannette Strickland

TRANSFORMER EVALUATION FOR:

Stock No: 1-299-887

Quantity: 2

Description: Transformer, Power  
1500 KVA, 25 X 12-4-16Y2.4

BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:	BIDDER:
EASTERN ELECTRIC SUPPLY INC.	HESCO INC.	HILL POWER SUPPLY COMPANY	NATIONAL TRANS-FORMER SALES, INC.	POWER AND TELEPHONE SUPPLY COMPANY INC.	RIGBY ELECTRIC SUPPLY	TENNESSEE VALLEY ELECTRIC SUPPLY	WESTING-HOUSE ELECTRIC SUPPLY COMPANY	GENERAL ELECTRIC SUPPLY COMPANY	SOUTH EASTERN TRANS-FORMER COMPANY		
<i>bb</i>											
Proposed Manufacturer	Copper	NB		NB	GE	NB	ABB	NB			NB
Manufacturer's Catalog Number											
No Load (Core) Losses in watts	2110				2.9		2000				
Load (Winding) Losses in watts	2942				6.4		10,000				
Breaker/Auxilliary Losses in watts	NA				.5						
Warranty											
Delivery	2340K				34 WK		17WK				
Terms	Net 30				Net 30		Net 30				
Bid Price Per Unit	29,453.00				57,300 <sup>00</sup>		30,945.00				
Total Price											

*Net 30*  
*Start*

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.A. CAUSTIC SODA (SODIUM HYDROXIDE 50%)

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
HOLTRACHEM, INC.	.0806/LB. \$55,412.50	.0806/LB. \$110,825.00	.0806/LB. \$221,650.00	FORMOSA PLASTICS	YES	NET 30 DAYS	*DID NOT QUOTE PER CMT
PRILLAMM CHEMICAL	8.625 \$59,296.88	8.625 \$118,593.75	8.975 \$246,812.50	VARIOUS	YES	NET 30 DAYS	
JONES CHEMICAL	8.70 \$59,812.50	8.70 \$119,625.00	8.70 \$239,250.00	OLIN CHEM./ SUNNY SOL	YES	NET 30 DAYS	
VAN WATERS & ROGERS	8.553 \$58,801.87	9.31 \$128,012.50	10.69 \$293,975.00	DOM-PPG- VULCAN	NO	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.B. LIQUID CHLORINE

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
JONES CHEMICAL	8.84 \$7,956.00	8.84 \$15,912.00	8.84 \$31,824.00	LINDEN, OLIN, PRG/SUNNY SOL	YES	NET 30 DAYS	
PRILLAMAN CHEMICAL	9.80 \$8,820.00	9.80 \$17,640.00	9.80 \$35,280.00	PRILLAMAN	YES	NET 30 DAYS	
VAN WATERS & ROGERS	17.50 \$15,750.00	17.50 \$31,500.00	17.50 \$63,000.00	PRG-DOM- OCCIDENTAL	ON REQUEST	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.C. 8.3% LIQUID ALUMINUM SULFATE

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
KOCH SULFUR PROD.	NO	NO	3.08 \$154,000.00	KOCH SULFUR AMERICAN CYANAMID	YES	NET 30 DAYS	
AMERICAN CYANAMID	3.0906577 \$38,633.22	3.0906577 \$77,266.44	3.0906577 \$154,532.88	AMERICAN CYANAMID	YES	NET 30 DAYS	
GENERAL CHEMICAL	NO	NO	6.5405 \$163,512.50	GENERAL CHEMICAL	YES	NET 30 DAYS	NSF?
PERIDOT CHEMICAL	7.04 \$44,028.13	7.04 \$88,056.25	7.04 \$176,112.50	PERIDOT CHEMICAL	YES	NET 30 DAYS	
PRILLAMAN CHEMICAL	7.98 \$99,750.00	7.98 \$199,500.00	7.98 \$399,000.00	GENERAL	YES	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.D. HYDRATED LIME, 50# BAGS

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
ARG LIME CORP.	NQ	NQ	5.542 \$16,627.50	AFG LIME	YES	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11 1992  
 OPENED BY: KENNETH HOYNE  
 RECORDED BY: GLORIA WRENCH

I.E. HYDROFLUOSILICIC ACID

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
LCI	5.755 \$4,028.50	5.755 \$8,057.00	5.755 \$16,114.00	VARIOUS	YES	NET 30 DAYS	*PRICED AT 23%. SEE FORMULA
PRILLAMAN CHEMICAL	5.85 \$4,095.00	5.85 \$8,190.00	5.85 \$16,380.00	TEXAS GULF	YES	NET 30 DAYS	
CHEMTECH INDUSTRIES	6.45 \$4,515.00	6.45 \$9,035.00	6.45 \$18,060.00	TEXAS GULF	YES	NET 30 DAYS	*PRICED AT 23%. SEE FORMULA *NSF?
JONES CHEMICAL	6.90 \$4,830.00	6.90 \$9,660.00	6.90 \$19,320.00	VARIOUS	YES	NET 30 DAYS	*PRICE VARIES. SEE FORMULA

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.F. POWDERED ACTIVATED CARBON

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
FRILLMANN CHEMICAL	34.80 \$8,700.00	34.80 \$17,400.00	35.20 \$35,200.00	ACTICARB	YES	NET 30 DAYS	
VAN WATERS & ROGERS	.3944 \$9,860.00	.3944 \$19,720.00	.3944 \$39,440.00	AMERICAN- NORIT	ON REQUEST	NET 30 DAYS	*QUOTED BY LB.

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HOJNE  
 RECORDED BY: GLORIA WRENCH

I.G. LIQUID FERRIC CHLORIDE

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
* PRILLAMON CHEMICAL	4.35 \$2,871.00	4.35 \$5,829.00	4.35 \$11,745.00	PVS	YES	NET 30 DAYS	*COST VARIES. SEE FORMULA. *COST VARIES. SEE FORMULA. *PRICED DRY WT.
JONES CHEMICAL	13.25 \$8745.00	13.25 \$17,755.00	13.25 \$36,775.00	PVS	YES	NET 30 DAYS	

*Prillamon Bid Wet weight. Did not bid total quantity*

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.H. HYDRATED LIME (BULK)

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
VIRGINIA LIME	3.705 \$14,449.50	3.705 \$28,899.00	3.705 \$57,798.00	VIRGINIA LIME	YES	NET 30 DAYS	*NSF?
APG LIME			3.894 \$60,746.00	APG	YES	NET 30 DAYS	*NSF?
TENN LUTTRELL			4.724 \$73,694.40	TENN- LUTTRELL	YES	NET 10 DAYS	
FRILLAWAN CHEM.	4.95 \$19,305.00	4.95 \$38,610.00	4.95 \$77,220.00	VIRGINIA LIME	YES	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HORNE  
 RECORDED BY: GLORIA WRENCH

I.I. WHITE SODIUM SILICOFLUORIDE

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
FRILLAMPN CHEMICAL			26.66 \$3,199.20	KAISER	YES	NET 30 DAYS	
VAN WATERS & ROGERS			31.00 \$3,720.00	GARDINIER	ON REQUEST	NET 30 DAYS	

PUBLIC WORKS COMMISSION  
 BID FOR WATER/WASTEWATER CHEMICALS  
 BID DATE: FEBRUARY 11, 1992  
 OPENED BY: KENNETH HERNE  
 RECORDED BY: GLORIA WRENCH

I.J. CORROSION INHIBITOR

VENDOR	90 DAYS	6 MONTHS	1 YEAR	MFG/BRAND	ANALYSIS	TERMS	NOTES
DABCO	29.00 \$7,250.00	27.00 \$13,500.00	25.00 \$25,000.00	DABCO	YES	NET 30 DAYS	
TECHNICAL PRODUCTS	27.00 \$6,750.00	27.00 \$13,500.00	27.00 \$27,000.00	TECHNICAL PRODUCTS	YES	NET 30 DAYS	

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

APRIL 3, 1992

MEMORANDUM

TO: The Mayor and Members of City Council

FROM: John P. Smith, City Manager

SUBJECT: Amendment to Picketing Ordinance

The attached amendment is proposed for addition to the City's current picketing ordinance. This amendment simply requires 24 hour notice prior to commencing picketing.

The purpose of this amendment is to allow the Police Department sufficient time to ensure that police protection can be provided so that the rights of people to peacefully assemble and demonstrate can be protected. The ordinance will not require any permit or fee.

JPS:ssm

Attachment

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE  
AMENDING CHAPTER 20 OF THE CODE OF  
ORDINANCES OF THE CITY OF FAYETTEVILLE

THAT WHEREAS the City Council has determined that citizens have a right to demonstrate and picket certain causes, but that reasonable access for traffic and pedestrians for entry onto public ways or public property is also a governmental concern, and in order that traffic and pedestrians be protected from unexpected or nonordinary interruption of reasonable access to public ways or public property, it is necessary and in the best interest of the public health, safety, and welfare, that advance notice of peaceful picketing be given to the appropriate governmental authority;

BE IT ORDAINED, by the City Council of the City of Fayetteville, North Carolina, that:

Section 1. That Section 20-160, is amended by deleting the fourth paragraph thereof and substituting the following:

The terms "picket," "pickets" and "picketing" as used herein are deemed to include "demonstrators," persons participating in vigils and any action primarily promoting or objecting to a policy upon those portions of the public ways or public property not used primarily for vehicular parking and moving traffic and not constituting a parade.

Section 2. Section 20-173, a new section is created as follows:

Sec. 20-173. Notice.

Peaceful picketing shall be permitted in the city provided the same is done under the following conditions:

1. No picketing shall be conducted on the public ways or public property of this city and no person shall participate in the same unless notice of intent to picket has been given to the Chief of Police or his designated representative, and unless a receipt of such notice has been issued.
2. Notice of intent to picket shall be given in writing and shall contain the following information:
  - a. The name, if any of the organization or group sponsoring or proposing to picket;
  - b. The location or locations in the city where the pickets propose to assemble and demonstrate;
  - c. The date on which the picketing is to occur;

- d. The name of the person and organization giving notice of intent to picket;
  - e. Whether or not persons below the age of eighteen (18) years are expected to participate; and
  - f. The person or persons to be in charge of the activity and who will accompany it and carry any receipt of notice at all times.
3. It is unlawful for any person to engage in picketing before or about the residence or dwelling of any individual.
  4. Upon the giving of notice of intent to picket, properly completed as hereinabove set out the Chief of Police or his designated representative shall immediately issue a receipt of notice. The receipt shall contain all information stated in the notice. Notice shall be given by the holder of a receipt of notice to the Chief of Police or his designated representative immediately upon the cessation of such picketing for a period of twenty-four (24) hours or more. Before resumption of picketing interrupted for any such period, a new notice shall be given and a new receipt issued.

Section 3. It is the intention of the City Council, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of Ordinances, City of Fayetteville, North Carolina, and the sections of this ordinance may be renumbered to accomplish such intention.

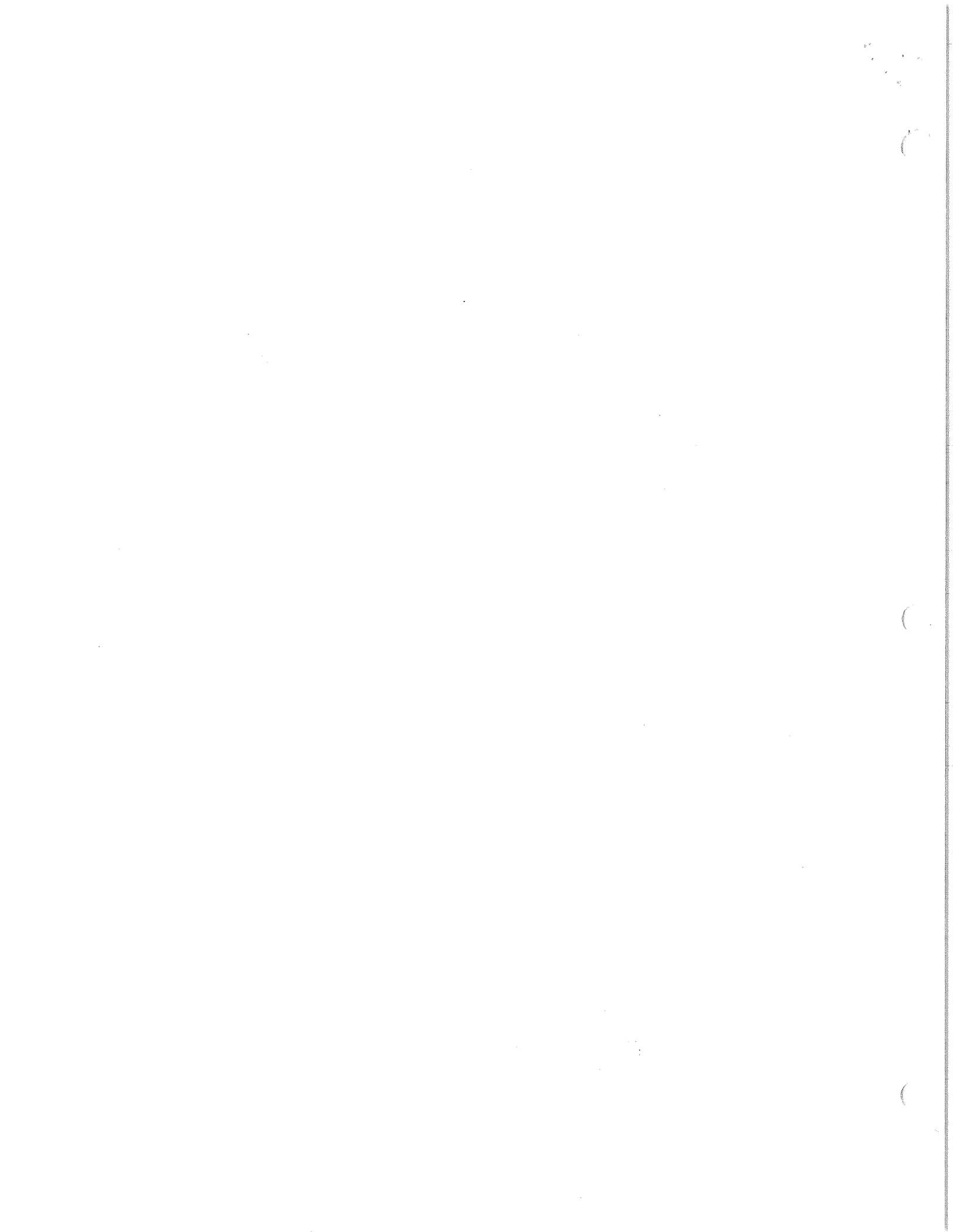
Adopted this the \_\_\_\_\_ day of \_\_\_\_\_, 1992.

**CITY OF FAYETTEVILLE**

BY: \_\_\_\_\_  
**J. L. DAWKINS, MAYOR**

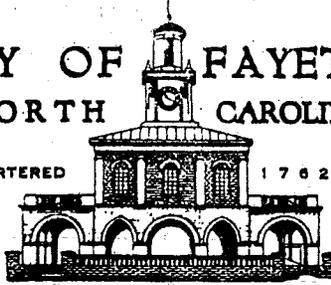
**ATTEST:**

\_\_\_\_\_  
**BOBBIE A. JOYNER, CITY CLERK**



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

April 1, 1992

MEMORANDUM

TO: Roger L. Stancil, Assistant City Manager for Operations

FROM: David M. Nash, Annexation Studies Coordinator *DMN*

SUBJECT: Agenda Item - Annexation Petition - Pepper Ridge Mobile Home Park  
(Contiguous Area)

On March 13, 1992, the City staff received a new annexation petition. The petition was signed by John Melcher Hurt, individually. The petition requests annexation of Pepper Ridge Mobile Home Park located at 1802 Shaw Road in the Shaw Heights area. The property is contiguous to the City. (See Map A, Vicinity Map.)

The mobile home park, which contains 43 lots, was previously shut down by the Health Department because of repeated septic tank failures (the park is located within the City's watershed area). Mr. Hurt has recently purchased the park. He plans to rehabilitate the park and reopen it. Mr. Hurt is now in the process of extending sewer to the park; the Health Department requires that the park be connected to sewer before it can reopen.

There is a policy which states that property owners/developers requesting water and sanitary sewer extensions to areas immediately adjacent or contiguous to the City must file a petition for annexation as a prerequisite to utility extensions. The City Council has the freedom to approve or reject the petition. The purpose of the policy is to enable the City to enforce City development standards on developing property contiguous to the City. Pursuant to this policy, the owner has submitted a petition for annexation.

The first step in the process is for the petition to be presented to City Council. The Council can then consider adopting a Resolution Directing the City Clerk to Investigate the Sufficiency of a Petition. (To investigate the sufficiency of a petition means to verify that the person signing the petition actually owns the property.)



Roger L. Stancil  
Page 2  
April 1, 1992

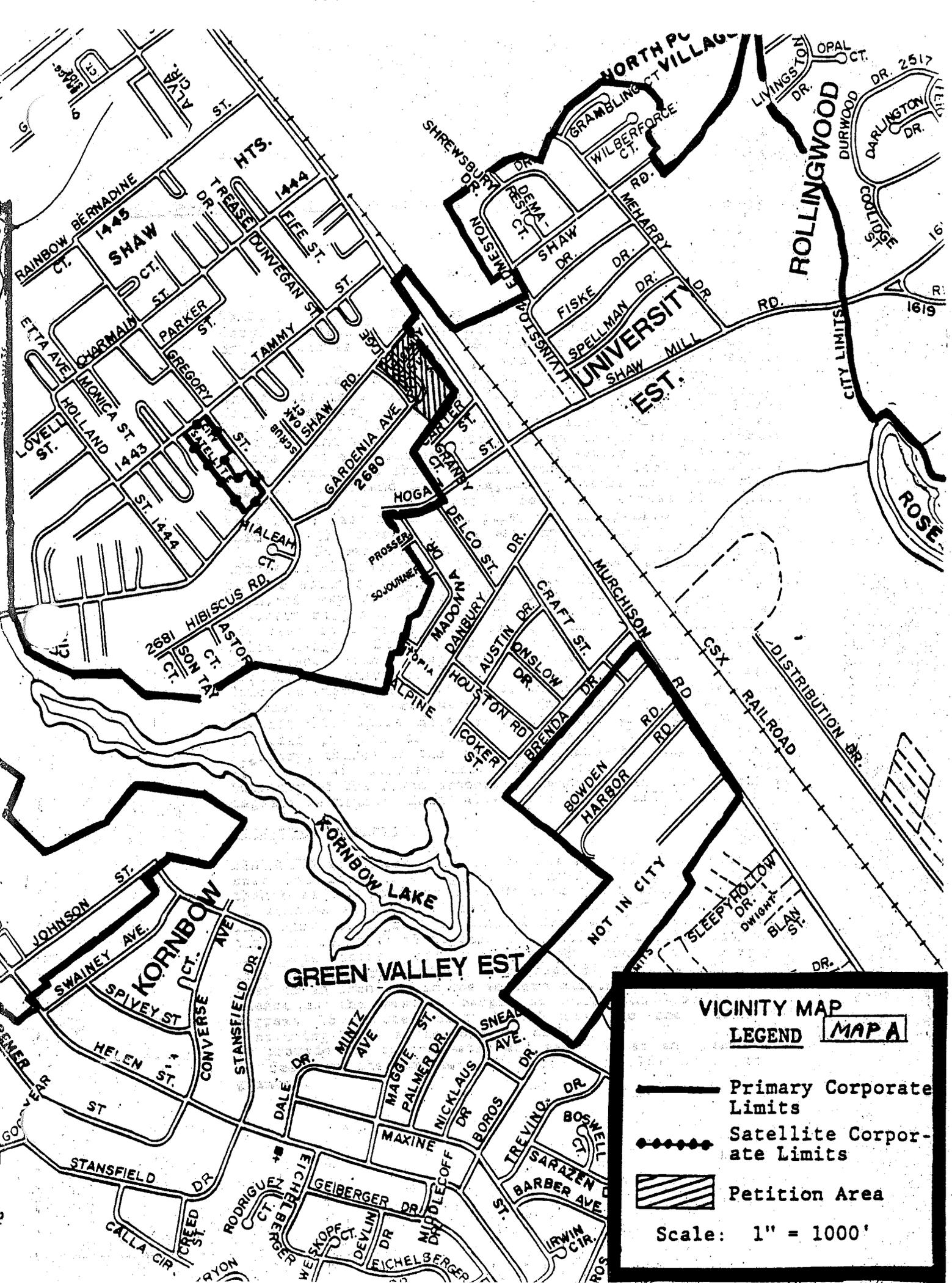
The following materials are submitted for the April 6 City Council meeting:

1. Map A - Vicinity Map
2. Copy of Letter of Transmittal (from Moorman & Kizer, Engineers for the Petitioner)
3. Copy of annexation petition (Map submitted with petition was too large to reproduce for agenda.)
4. Copy of legal description submitted with petition
5. Map B - Legal Description Map (prepared by City Engineering Department staff)
6. Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31

The City staff recommends that the annexation petition process be started for this property. The City staff recommends that the City Council adopt the attached resolution.

DMN/p

Attachments



**VICINITY MAP**  
**LEGEND** MAP A

- Primary Corporate Limits
- Satellite Corporate Limits
- Petition Area

Scale: 1" = 1000'

**MOORMAN & KIZER, INC.**  
 Engineers, Planners and Surveyors  
 115 Broadfoot Avenue  
 Post Office Box 53774  
 FAYETTEVILLE, NORTH CAROLINA 28305

(919) 484-5191  
 FAX (919) 484-0388

**LETTER OF TRANSMITTAL**

TO CITY OF FAYETTEVILLE  
ANNEXATION COORDINATOR

DATE	<u>3-13-92</u>	JOB NO.	
ATTENTION	<u>MR. DAVID NASH</u>		
RE:	<u>PEPPER RIDGE</u> <u>MOBILE HOME PARK</u>		

WE ARE SENDING YOU  Attached  Under separate cover via \_\_\_\_\_ the following items:

- Shop drawings     Prints     Plans     Samples     Specifications  
 Copy of letter     Change order     \_\_\_\_\_

COPIES	DATE	NO.	DESCRIPTION
<u>2</u>			<u>PRINTS SHOWING PROPERTY</u>
<u>2</u>			<u>PETITION REQUESTING ANNEX.</u>

THESE ARE TRANSMITTED as checked below:

- For approval     Approved as submitted     Resubmit \_\_\_\_\_ copies for approval  
 For your use     Approved as noted     Submit \_\_\_\_\_ copies for distribution  
 As requested     Returned for corrections     Return \_\_\_\_\_ corrected prints  
 For review and comment     \_\_\_\_\_  
 FOR BIDS DUE \_\_\_\_\_ 19 \_\_\_\_\_  PRINTS RETURNED AFTER LOAN TO US

REMARKS DEAR SIR,  
IF WE CAN BE OF FURTHER  
ASSISTANCE, PLEASE CALL ON US  
ANYTIME.

COPY TO \_\_\_\_\_  
 SIGNED: T. Hawks  
David A. Matthews

Received 3-13-92

PETITION REQUESTING ANNEXATION  
(CONTIGUOUS AREA)

Date March 12, 1992

To the Mayor and City Council of the City of Fayetteville, North Carolina.

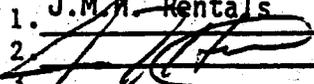
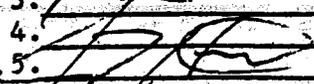
1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the City of Fayetteville, North Carolina.

2. The area to be annexed is contiguous to the City of Fayetteville, and the boundaries of such territory are as follows:

(Insert Metes and Bounds Description of Boundaries)

See Attached Description

3. A map is attached showing the area proposed for annexation in relation to the primary corporate limits of the City of Fayetteville.

<u>NAME</u>	<u>ADDRESS</u>
1. J.M.H. Rentals	P.O. Box 53807, Fayetteville, NC 28305
2. 	Phone No. 483-3595
3. _____	_____
4. _____	_____
5. 	_____
6. John Melcher Hurt, Individually	_____
7. _____	_____

JAN-24-'92 FRI 17:17 LD:THORP AND CLARKE

TEL NO:919 483 1247

H485 P02

BK374 | PGO159

## EXHIBIT "A"

TRACT 1: All of that certain tract or parcel of land in Carver's Creek Township, Cumberland County, North Carolina, and bounded as follows: BEGINNING at a point in the western margin of the Murchison Road where the same is intersected by the southern boundary line of the A. E. Dixon property of which this is a party (see Plat Book 9, Page 9, Cumberland County Registry); and runs as the western margin of the Murchison Road North 31 degrees 37 seconds West 398.68 feet to the point where said right-of-way margin is intersected by the southern boundary line of Lot Number 12 of the A. E. Dixon property as shown on plat recorded in Book of Plats 9, Page 9, Cumberland County Registry, thence as the southern boundary of the Lot Number 12 South 58 degrees 31 minutes West 198.5 feet to an iron pipe, the southwestern corner of said Lot 12; thence as the western boundary of Lot Number 12, Lot Number 11 and Lot Number 10 as shown on the aforesaid Plat North 31 degrees 18 minutes West 210.87 feet to the southern margin of the Shaw Mill Road (allowing a right-of way of 80 feet for said road); thence as the southern margin of the Shaw Mill Road South 44 degrees West 368 feet to a point which is 60 feet North of Section 1, Julie Heights Subdivision (see Plat Book 28, Page 47, Cumberland County Registry); thence parallel with the northern boundary of Section 1, Julie Heights Subdivision South 46 degrees East 450 feet; thence South 44 degrees West 60 feet to the southwestern corner of Lot Number 32 of Section 11, Julie Heights Subdivision as shown on plat recorded in Book of Plats 29, Page 4, Cumberland County Registry; thence as the northern boundary of said Lot Number 32 South 46 degrees East 189.29 feet to the southern boundary of the Dixon property; thence as said line North 44 degrees 04 minutes East 447.44 feet to the BEGINNING.

## EXCEPTING THEREFROM:

BEGINNING at an iron pin in the western margin of Murchison Road and being the beginning corner of the above tract, thence as the southern line of said tract South 44 degrees 11 minutes West 186.00 feet to an iron pin; thence a new line North 31 degrees 28 minutes West 450.14 feet to an iron pin; thence North 58 degrees 31 minutes East 2.50 feet to an iron pipe, being a corner of the above tract; thence as the line of said tract North 58 degrees 31 minutes East 177.70 feet to an iron pin in the western margin of Murchison Road; thence as the western margin of Murchison Road South 31 degrees 28 minutes East 404.12 feet to the BEGINNING, containing 1.767 acres more or less. To provide for future water and sewer lines an easement of 10 feet on the southern line of the 1.767 acre lot is granted.

01/23/92 18:10

Z 919 433 2436

DOWNING, DAVID

P.03

JAN-24-'92 FRI 17:18 ID:THORP AND CLARKE

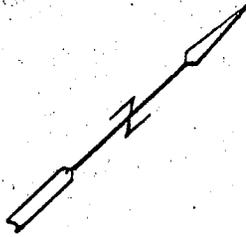
TEL NO:919 483 1247

#485 P03

**BK374 | PG0160**

Being the same property as described in Book 2706, Page 312,  
Cumberland County Registry.

TRACT II: Included in this conveyance is a ten foot sewer  
line easement running parallel to the southern line of the  
tract herein described with an offset of ten feet running  
from the western line of the excepted 1.767 acre tract to  
the western margin of Murchison Road.



SHAW ROAD. 30' R/W

ANNEX # 197  
(7-25-77)  
60' R/W

N 44° 46' 07" E 367.22' (COMPUTED)  
N 44° 00' E 368.0' (DEED)

PLAT 22/47

(2) (1)

PLAT 29/4

(20) (31)

GARDENIA AVE.  
60' R/W

N 44° 00' E

PLAT 29/4

(33) (32)

N 46° 00' W  
189.29'

263.22'

CITY LIMIT LINE → S 44° 04' W

PEPPER RIDGE DRIVE

CANDY TUFT

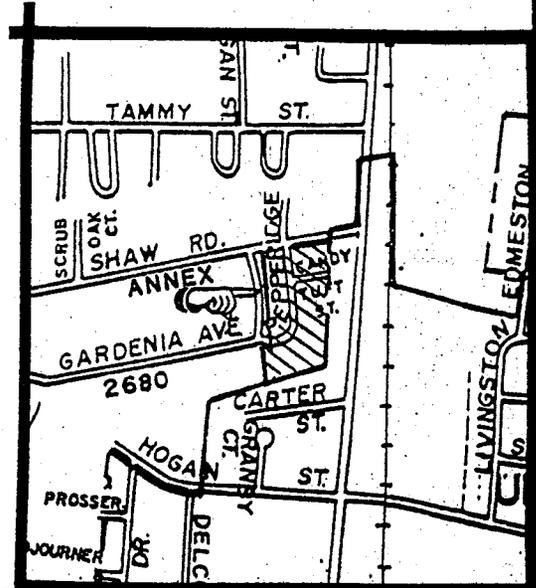
STREET

ANNEX # 193  
(5-23-77)

MURCHISON ROAD

S 65° 51' 31" E  
310.78'

CITY LIMIT LINE



ANNEX # 193  
(5-23-77)

MAP B

REVISION

DATE \_\_\_\_\_ BY \_\_\_\_\_

FIELD BK

CITY OF FAYETTEVILLE, N.C.  
ENGINEERING DEPARTMENT

PROPOSED ANNEXATION  
PEPPER RIDGE

4.43 ACRES MOBILE HOME PARK

DATE 3-20-92 DRAWN BY GODWIN

SCALE 1" = 100' CK'D BY \_\_\_\_\_

PEPPER RIDGE  
MOBILE HOME PARK

**RESOLUTION DIRECTING THE CLERK TO INVESTIGATE**  
**A PETITION RECEIVED UNDER G.S. 160A-31**

WHEREAS, a petition requesting annexation of an area described in said petition has been received on April 6, 1992, by the City Council; and

WHEREAS, G.S. 160A-31 provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

WHEREAS, the City Council of the City of Fayetteville deems it advisable to proceed in response to this request for annexation;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fayetteville:

That the City Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the City Council the result of her investigation.

ADOPTED this 6th day of April, 1992.

\_\_\_\_\_  
J. L. Dawkins, Mayor

ATTEST:

\_\_\_\_\_  
Bobbie A. Joyner, City Clerk

1942

... ..  
... ..  
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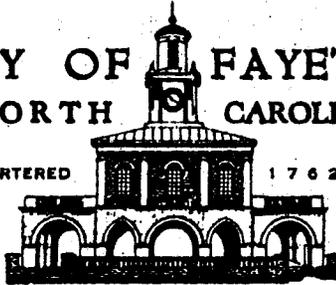
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THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



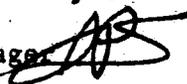
CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

February 26, 1992

MEMORANDUM

TO: The Mayor and Members of City Council  
FROM: John P. Smith, City Manager   
SUBJECT: Commercial Garbage Collection

Attached for your information are the following documents:

1. Memo to members of the User Committee outlining options for fiscal year 92-93.
2. Spreadsheet on proposals received from ARS, Waste Industries and BFI.
3. Copy of the request for proposals.

On February 19, 1992, City staff met with Mr. Lonnie Player and Mr. Tommy Bradford to discuss the six options outlined in the attached memo. (The third member of the User Committee was unable to attend). At that meeting we discussed the short and long term ramifications of each of the six options on the City and the commercial garbage customers. The first four options were included in the bids. Options five and six are limited franchises and free competition. Mr. Player and Mr. Bradford both recommend either option five or option six, which would allow for open competition among haulers. Both felt that open competition was better and would provide for better pricing and service in the long run, than City subsidized service with one hauler. They both felt that some City regulation might be desirable, however, regulation might interfere with competition among haulers and be counter productive.

Having heard the recommendations of the User Committee, it is my recommendation that the City adopt option six, which is to allow haulers to compete openly and freely for business in the City, just as they do throughout the rest of the county. If open competition creates problems in the future, there is nothing to preclude the City from stepping in with regulations and granting non-exclusive franchises. The Committee believes that any action by

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 5

The Mayor and Members of City Council

Page 2

February 26, 1992

the City that limits the choice by customers will be detrimental to the cost and quality of service in the long run. I agree, and therefore recommend that the City reject the bids and allow the free market to operate beginning July 1, 1992.

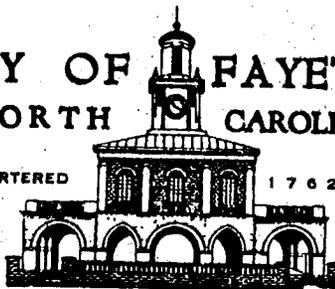
JPS/kbla

Attachments

cc: Members of User Committee

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

February 13, 1992

MEMORANDUM

TO: Commercial Garbage User Committee

FROM: John P. Smith, City Manager *JPS*

SUBJECT: Committee Meeting

The Committee is scheduled to meet on Wednesday, February 19, at 3:30 p.m. in the City Manager's Conference Room. The purpose of the meeting will be to discuss the bids received for service beginning July 1, 1992. A summary of those bids is attached.

Under alternatives 1 and 2, the City would award an exclusive contract and continue to pay for one pick-up per week. Under alternatives 3 and 4, the City would award an exclusive franchise but would not pay for any pick-ups. Under each option the customer would pay the disposal fee based upon the current 80 pounds per cubic yard.

There are other options to consider which were not part of the bid package. One option is to simply allow open competition among haulers with no City involvement. Another option is for the City to issue non-exclusive franchises setting forth certain standards for service and/or specifying maximum fees. Under a non-exclusive franchise any hauler agreeing to abide by the terms of franchise could compete for business in the City.

In summary, the Committee should be prepared to discuss the following options:

1. City enters into a one-year contract with ARS with the City paying the collection cost of one pick-up per week. Customers would pay the disposal fee. Customers would also pay a collection fee of 54 cents per cubic yard for additional collection beyond once per week. The advantage of this arrangement is a fixed price. The disadvantage is the elimination of competition.

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

Commercial Garbage User Committee

Page 2

February 13, 1992

2. The second option is the same as the first except for the length of the term of the contract and a slightly lower fee.
3. The City awards an exclusive franchise for five years. The hauler pays the City a franchise fee. The City regulates but does not subsidize the service.
4. This is the same as option three except the hauler does not pay a fee to the City.
5. An option not included in the bids is for the City to grant non-exclusive franchises by setting standards for service. The advantage of this option is that the City sets standards but allows for competition.
6. Another option not included in the bids is for the City to allow totally open competition and not regulate the service. This option takes the City totally out of the picture and allows the free market to set standards and prices.

All of these options will be presented to the City Council. I hope to include in the Council material any recommendations or input from the user committee.

Please feel free to call either me or Roger Stancil (433-1990) if you have any questions before your meeting on February 19.

JPS/kbli

Attachment

COMMERCIAL GARBAGE PROPOSALS

Alternative 1: One year annual contract with City providing subsidy for collection.

	ARS	Waste	BFI
City pay once-a-week	.51	.579	.62
Customer pays additional	.54	.579	.66

Alternative 2: City shall award franchise for five years and provide subsidy for collection.

	ARS	Waste	BFI
City pays once-a-week	.49	.568	.59
Customer pays additional	.52	.568	.66

Alternative 3: City shall award franchise for five years and franchisee shall pay the City for the franchise.

	ARS	Waste	BFI
Franchisee bills customer	.55	.598	.72

Alternative 4: City shall award franchise for five years.

	ARS	Waste	BFI
Franchisee bills customer	.52	.568	.62

ESTIMATE 600,000 CUBIC YARDS COLLECTED PER YEAR. UNDER ALTERNATIVES 1 & 2 IN WHICH THE CITY PROVIDES A SUBSIDY THE ANNUAL COST UNDER EACH PROPOSAL WOULD BE AS FOLLOWS:

ALTERNATIVE 1	ARS	WASTE	BFI
	\$ 306,000	\$ 347,400	\$ 372,000
ALTERNATIVE 2	ARS	WASTE	BFI
	\$ 294,000	\$ 340,800	\$ 354,000

COST ANALYSIS  
CONTAINERIZED GARBAGE COLLECTION OPTIONS  
FOR FISCAL YEAR 1992-93

OPTION #1 - One year exclusive contract with ARS

Cost to City \$306,000/year

Cost to Customer:

1 pickup per week \$ 416/year

2 pickup per week \$1,056/year

3 pickup per week \$1,697/year

OPTION #2 - Five year exclusive contract with ARS

Cost to City \$294,000/year

Cost to Customer

1 pickup per week \$ 416/year

2 pickup per week \$1,048/year

3 pickup per week \$1,680/year

OPTION #3 - Exclusive franchise with ARS with franchise fee

Cost to City <\$20,000>

Cost to Customer

1 pickup per week \$ 645/year

2 pickup per week \$1,290/year

3 pickup per week \$1,935/year

OPTION #4 - Exclusive franchise with ARS without franchise fee ↵ ?

OPTIONS #5 & #6 - Non-exclusive franchise or open competition

Cost to City -0-

Cost to Customer - Negotiated with haulers by each customer

OPTION #7 - City resume collection \*

Cost to City \$550,000/year

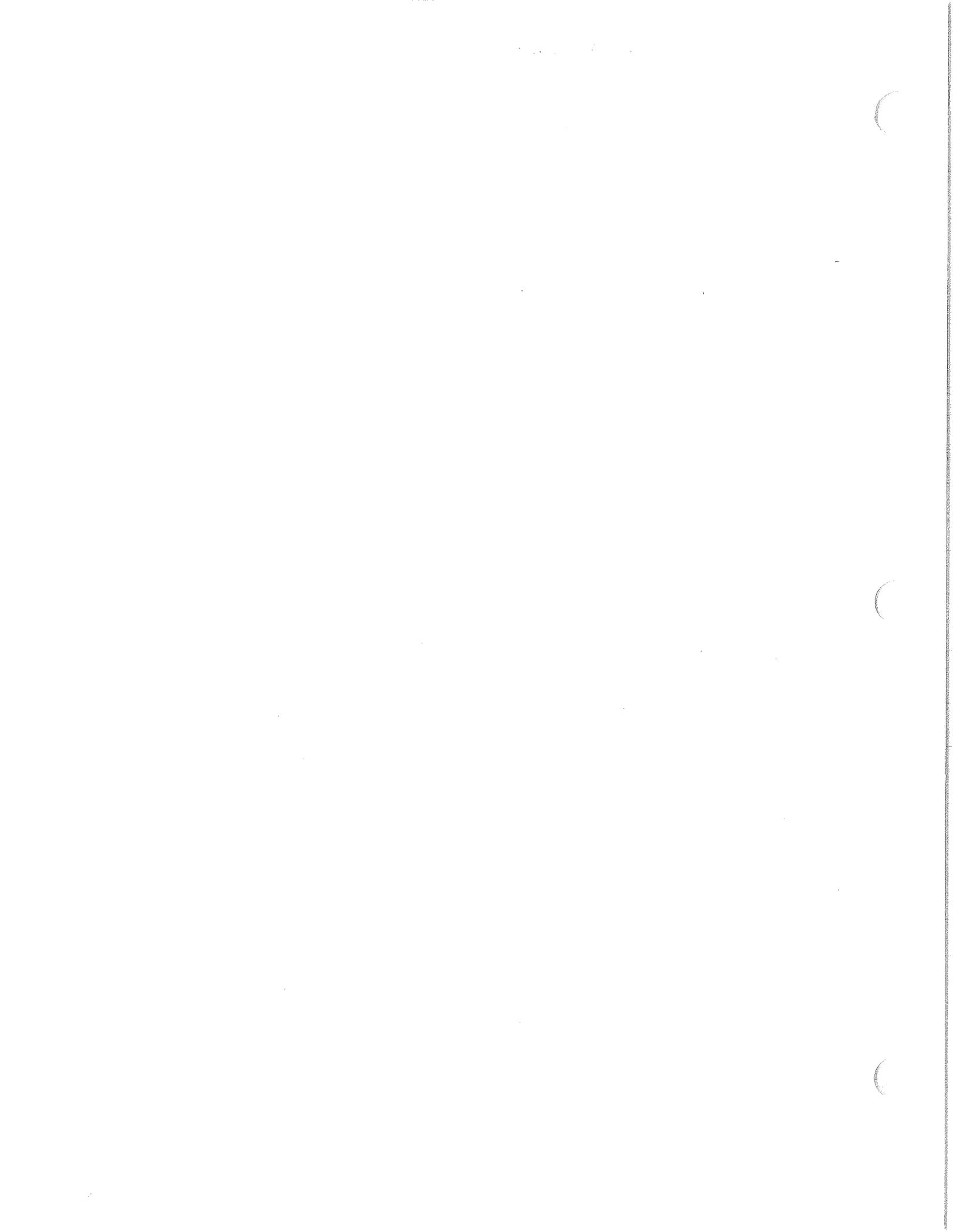
Cost to Customer

1 pickup per week \$ 416/year

2 pickup per week \$1,056/year

3 pickup per week \$1,697/year

\* Based upon lease purchase of equipment, plus operating cost less fees for extra collections beyond once per week.



MINUTES  
STREETS, ROADS AND TRANSPORTATION COMMITTEE  
MARCH 31, 1992

Members Present: Mark Kendrick, Chairman  
Thelbert Torrey

Members Absent: Tommy Bolton

Others Present: Suzan Cheek, Councilmember  
John P. Smith, City Manager  
John B. (Ben) Brown, Assistant City Manager for  
Administration and Finance  
Robert C. Cogswell, Jr., City Attorney  
Jimmy Teal, Assistant to the City Manager  
Louis Chalmers, City Traffic Engineer  
Mike Walker, Acting City Engineer  
Members of the Press and Public

Chairman Kendrick called the meeting to order at 7:00 p.m. in the City Council Conference Room in City Hall.

The first item of business was a request for a traffic signal and turn lane on Village Drive at the proposed entrance to Cape Fear Valley Medical Center. Mr. Smith stated both the City and Cape Fear Valley Medical Center had agreed on the location of the proposed entrance off Village Drive. This entrance would line up with Conover Drive and Cape Fear Valley would pay 100 percent of the cost for this drive, which Mr. Smith estimated to be between \$5,000 to \$10,000. Mr. Smith stated the difference came in the funding of the traffic signal as requested by Cape Fear Valley. The estimated cost for the installation of the traffic signal is \$30,000. Chairman Kendrick expressed concern over the City funding the installation of the signal and the possibility of traffic increase through the Bordeaux neighborhood. After further discussion, the Committee recommended to accept the staff's recommendation with the option for the City to participate in the funding of the signal installation and to have a public hearing on the item.

The second item was a review for the paving of Pate Drive. Mr. Smith stated there has been confusion over the paving of Pate Drive for several years. The concerns included safety, right-of-way acquisition, preservation of the trees, curbing and the flow of traffic. After some discussion, which included the possibility of strip paving and side ditches, the Committee recommended the installation of a standard constructed street but with asphalt curbing. The Committee recommended this action to preserve the trees along the roadway and to provide adequate drainage.

The third item was a review of the proposed street standards. Louis Chalmers stated that he and other members of City staff have been working with developers, engineers and public utilities for several months to develop these standards. Chairman Kendrick questioned the proposal which allows asphalt curbing on minor residential and residential streets. Both Mr. Smith and Mr. Chalmers stated they preferred concrete curbing on all streets and that asphalt curbing was included as a compromise item. The Committee accepted the proposals within the report, but recommended that all curbing be concrete except in unusual situations such as Pate Drive.

ITEM 6

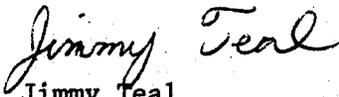
The fourth item was a report on the requested traffic signal at Raeford Road and Executive Place. Mr. Chalmers stated that NCDOT had reviewed the request. Although traffic conditions met several standards for a traffic signal, NCDOT could not recommend a signal because of the location of other signals along Raeford Road. In addition, traffic on Executive Place can detour via McGill Drive to the signalized intersection at McPhee Drive and Raeford Road. The Committee took no action.

The fifth item was a report on Owen Drive and All-American Expressway traffic operations. Mr. Chalmers stated that the night time accident rate at this intersection was below the average of the 1990 Accident Investigation Listing. The primary type of accident at this location is rear-end collision. Mr. Chalmers felt accidents at this intersection were related more to speed than to street lighting.

The last item was a discussion of the proposed street lighting program. Mr. Smith stated that the problem primarily was a lack of uniform lighting within the City. Along a street you may drive several blocks with sufficient street lighting and then go through an area that has insufficient lighting. In addition, Mr. Smith stated this problem could not be corrected in one year. He suggested that the street lighting problem would take multiyear funding. The Committee recommended the proposal from staff to upgrade the lighting at the twelve locations that warranted immediate attention and to continue to work on this problem in succeeding years.

There being no further business, the meeting was adjourned at 8:15 p.m.

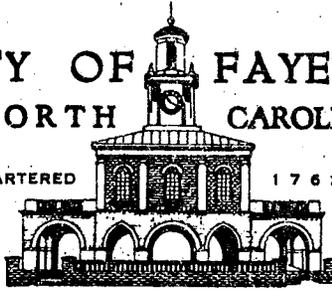
Respectfully submitted,



Jimmy Teal  
Assistant to the City Manager

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY MANAGER

FAYETTEVILLE, NC 28301-5537

433 HAY STREET

MARCH 27, 1992

MEMORANDUM

TO: Members of the Streets and Roads Committee  
FROM: John P. Smith, City Manager *JPS*  
SUBJECT: Meeting

The Streets and Roads Committee will meet Tuesday, March 31, 1992, in the First Floor Multi-Purpose Room, City Hall, at 7:00 p.m. The agenda is as follows:

1. Request for traffic signal and turn lane on Village Drive at proposed entrance to Cape Fear Valley Medical Center.
2. Review of plans for paving of Pate Drive.
3. Review of proposed street standards.
4. Report on Raeford Road and Executive Place traffic signal request.
5. Report on Owen Drive and All American Expressway traffic operations.
6. Discussion of proposed street lighting program.

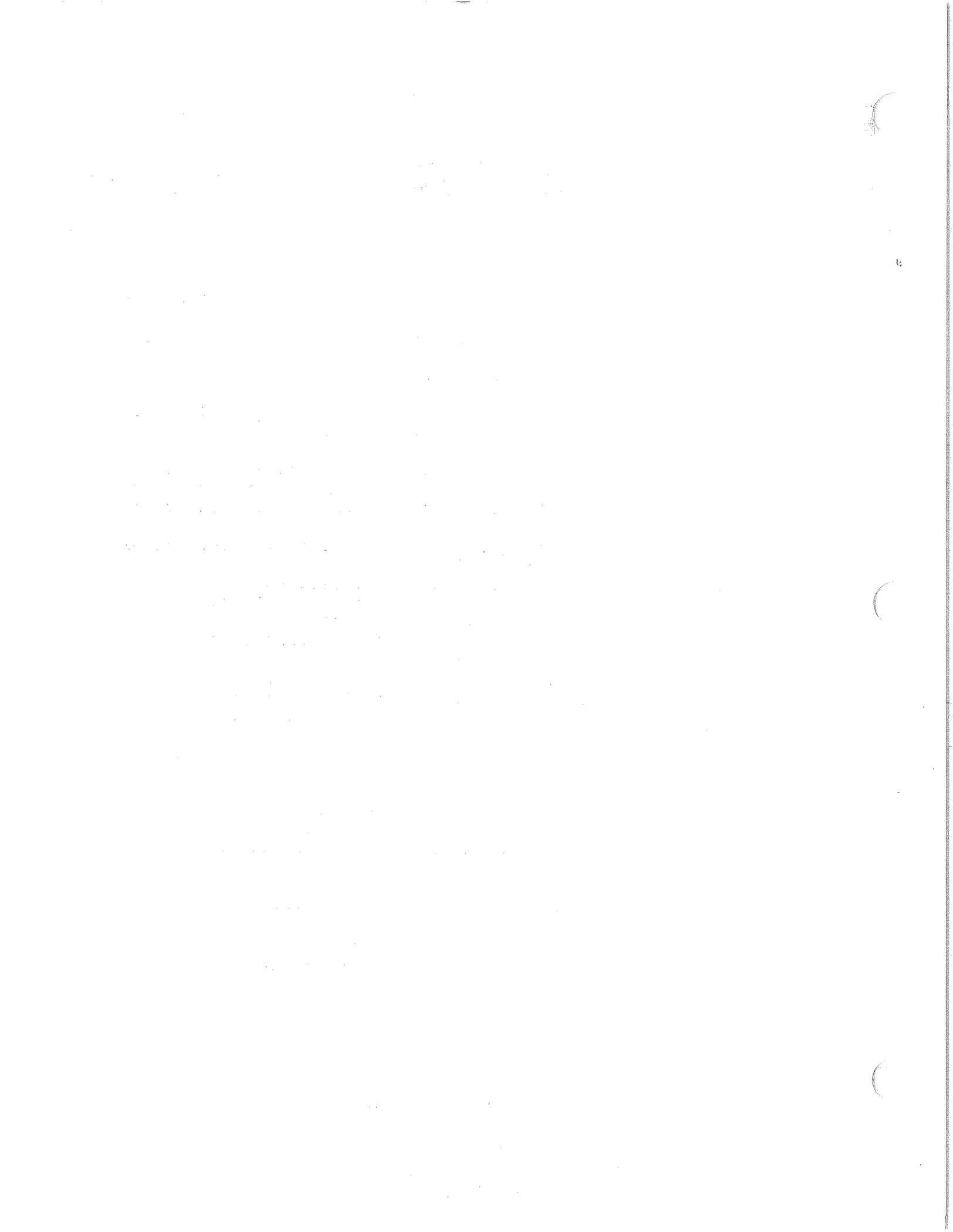
JPS:ssm

cc: Mayor and Members of City Council

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods





John T. Carlisle, FACHE, Administrator

P.O. Box 2000  
1638 Owen Drive  
Fayetteville, NC 28302-2000  
Telephone 919-323-6151

Rueben N. Rivers, M.D., Chief of Staff

April 1, 1992

Via Facsimile

John Smith, City Manager  
City of Fayetteville  
City Hall Building  
Hay Street  
Fayetteville, NC 28301

Dear Mr. Smith:

Thank you for assisting me in understanding the proper way to proceed requesting a presentation to the City Council. Consistent with your guidance, I am requesting the opportunity to appear and present the Medical Center's request for a traffic signal to be located at the intersection of Conover and Village Drives. A portion of this request envisions a main entrance to the Medical Center which is to be located at this site. Our anticipated date for activation of this project is late February 1993 and our plans must be finalized in concert with engineers, contractors and the city in order to accomplish this within the anticipated time constraints. I look forward to meeting with you and the Council on Monday, April 6.

Sincerely,

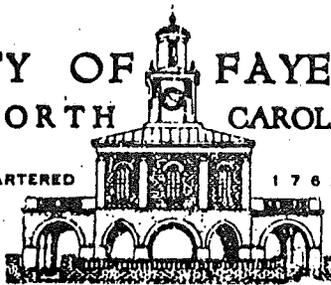
A handwritten signature in cursive script that reads "John T. Carlisle".

John T. Carlisle  
Administrator/CEO

JTC:adm

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1660

PAINT/SIGN DIVISION 433-1638  
SIGNALS DIVISION 433-1639  
333 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

July 23, 1991

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E., City Traffic Engineer *LAC*

REFERENCE: Cape Fear Valley Hospital Request for New Driveway  
and Traffic Signal on Village Drive at Conover Drive

We have reviewed the above referenced request and met with Mr. John Carlyle, Administrator and Harry Lipps, Director of Engineering to review our study of the area.

We advised Mr. Carlyle and Mr. Lipps that:

- 1) The hospital should submit a driveway application to the City Engineer for the proposed new driveway and a right turn lane in accordance with the attached preliminary plan.
- 2) The hospital will construct the right turn lane in conformance with City specifications, at their expense, and dedicate the proposed utility and pole easement.
- 3) The hospital may request the installation of a traffic signal upon submittal of the driveway application. Based on our traffic projections at this intersection, we can recommend installation of the traffic signal if the hospital will agree to pay the estimated \$30,000 materials and labor charges.
- 4) Should the hospital not request a traffic signal upon submittal of the driveway application, the City will monitor traffic and recommend a traffic signal when traffic volumes meet Manual on Uniform Traffic Control Devices warrants - subject to availability of funds.

An Equal Opportunity  
City of



Affirmative Action Empl  
Dogwoods

John P. Smith  
Page two  
July 23, 1991

Mr. Carlyle advises that the hospital is currently reviewing local subdivision covenant restrictions to make certain they will not prohibit this new driveway. We should expect further action of this new driveway within 60 - 90 days.

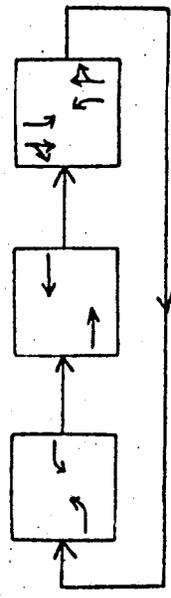
LAC/psc

Enclosure  
Preliminary Plan

cc: Roger L. Stancil, Assistant City Manager - Operations  
Robert M. Bennett, P.E., City Engineer

REVISION	DATE	BY

**PROPOSED PHASING**

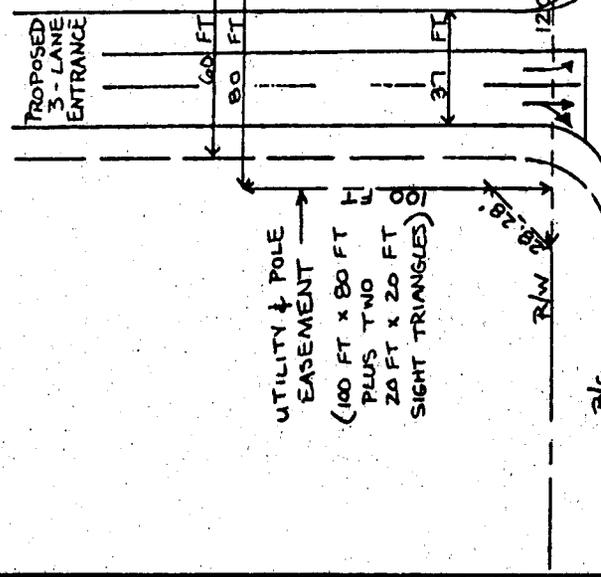


CLOSE EXISTING DRIVEWAY AT PROPERTY LINE OF CAPE FEAR VALLEY OF MEDICAL CENTER.

FUTURE 5-LANE ENTRANCE

PROPOSED 3-LANE ENTRANCE

UTILITY & POLE EASEMENT  
 (100 FT x 80 FT PLUS TWO 20 FT x 20 FT SIGHT TRIANGLES)



12 FT (RIGHT TURN) LANE

200 FT

120 FT

150 FT TAPER

VILLAGE DRIVE

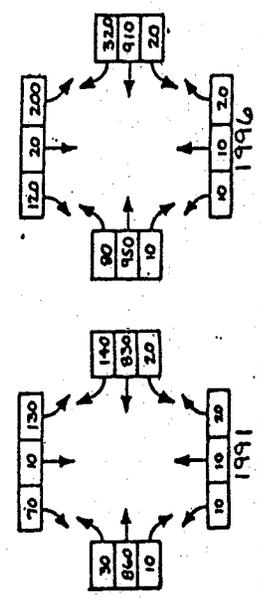
CONOVER DRIVE

**PRELIMINARY PLAN**

CITY OF FAYETTEVILLE  
 TRAFFIC SERVICES DEPARTMENT

PROPOSED CAPE FEAR VALLEY  
 MEDICAL CENTER ENTRANCE  
 VILLAGE DRIVE AT CONOVER DRIVE

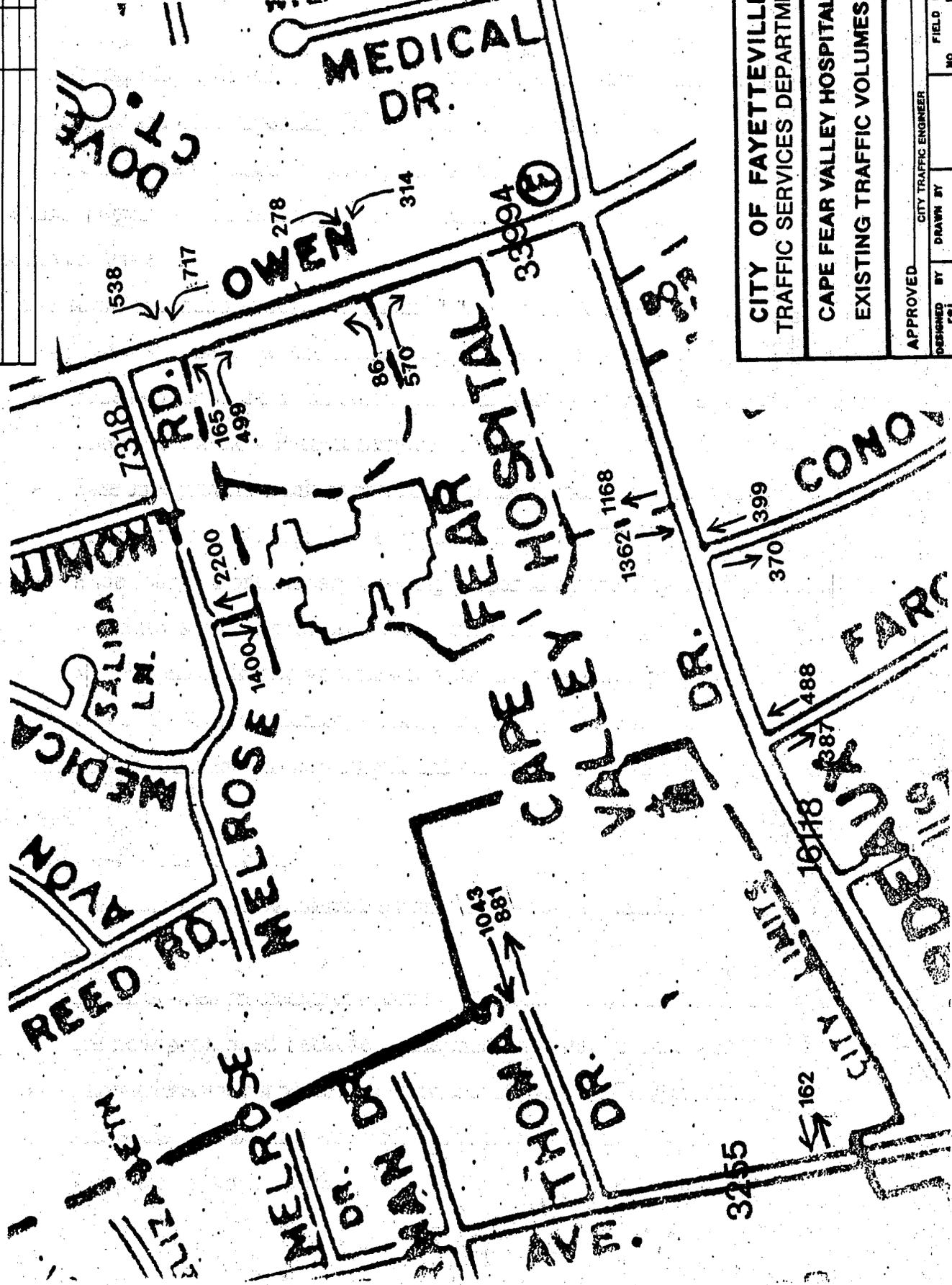
APPROVED BY	DATE	JOB NO.	SHEET	OF
LAC	7-15-84			
CITY TRAFFIC ENGINEER				
DRAWN BY	CHECKED BY	FIELD BOOK NO.	PE	
IN				
SCALE				



PREDICTED PM PEAK HOUR TRAFFIC VOLUMES  
 1991  
 1996

REVISION	DATE	BY

8070



CITY OF FAYETTEVILLE TRAFFIC SERVICES DEPARTMENT	
CAPE FEAR VALLEY HOSPITAL EXISTING TRAFFIC VOLUMES	
APPROVED	CITY TRAFFIC ENGINEER
DESIGNED BY	DRAWN BY
RS	
SCALE	DATE
	JUNE 1981
	FIELD BOOK NO.
	SHEET OF



John T. Carlisle, FACHE, Administrator

P.O. Box 2000  
1638 Owen Dr.  
Fayetteville, NC 28302-2000  
Telephone 919-323-6151

Rueben N. Rivers, M.D., Chief of Staff

February 24, 1992

The Honorable J. L. Dawkins  
Mayor of the City of Fayetteville  
234 Green Street  
Fayetteville, North Carolina 28301

Dear Mayor Dawkins:

Thank you for the opportunity to address you and members of the City Council, on Tuesday, February 18, 1992, concerning Cape Fear Valley Medical Center's need for a traffic signal at the intersection which is to be created on Village Drive opposite Conover Drive.

The Council's agenda was full, and I appreciate your willingness to add us to the activities of an already busy evening. Although I attempted to include all of the salient points regarding the Medical Center's request for City funding of the traffic signal and associated road improvements on the City-owned right of way, I was not fully able to complete my presentation in the allotted time. For future reference, and for further action by the Building and Roads Committee, I have enclosed a copy of my remarks before the Council and copies of the slides which were displayed on Tuesday evening.

Please advise us of the date, time, and place of the meeting of the Building and Roads Committee where this item will be addressed. We would like to be present to help committee members better understand the nature of our request and to be able to answer any questions they may have.

In view of the recent donation by Cumberland County to the City of Fayetteville of over 31,200 square feet which was used for rights of way along Melrose Road and Owen Drive, the Medical Center is asking the City of Fayetteville to bear the full cost of installing the traffic signal at the requested location. We will bear the costs associated with building the new roadway from the Medical Center campus out to Village Drive.

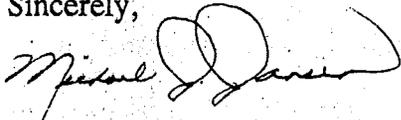
As you may remember from my response to the question from Dr. Cheek, time is of the essence in this project. Due to internal sequencing of closing Medical Center campus roadways and reconstructing some of them, it is important for us to resolve this issue not later than May 1, 1992.

We look forward to working in collaboration with members of the City Council and the staff of the Traffic Services and Engineering Division to help ensure we provide hospital services in a most convenient way to the public and citizens of the City of Fayetteville and Cumberland County.

Page 2  
February 24, 1992

Please do not hesitate to contact us if you have questions or desire additional information.

Sincerely,



Michael J. Jansen  
Senior Associate Administrator  
and Chief Operating Officer

MJJ/kg

Enclosures

cc: Tommy Bolton  
John Carlisle  
Louis Chalmers  
Juanita Gonzalez  
Mark Kendrick  
John Smith  
Clifford Strassenburg  
Thelbert Torrey

## Presentation to the Fayetteville City Council

February 18, 1992

Good evening, Mayor Dawkins, and members of the Council. I am Michael Jansen, Senior Associate Administrator and Chief Operating Officer of Cape Fear Valley Medical Center. On behalf of the Medical Center, I am pleased you have given us this opportunity to present information about our building program and the resulting need for a traffic signal at the intersection of Village Drive with Conover Drive.

I have some overhead slides to acquaint you with more details concerning this request.

- ▶ The first slide shows the roads as they currently exist on the Medical Center campus.
- ▶ Slide two shows the modification in internal roadways which will be required to complete access to the new Patient Services Tower.
- ▶ Slide three provides a little bit more detail on the proposed new roadway which will form an intersection at Village Drive opposite Conover Drive.
- ▶ Slide four is a preliminary drawing prepared by the City Traffic Engineer's office
  - ▶ Shows creation of deceleration/right turn lane
  - ▶ Projected traffic volumes at peak hours for this proposed intersection

Cape Fear Valley Medical Center is asking the City of Fayetteville to assume full financial responsibility for installing this traffic signal and making the associated road improvements on City property.

This request is based upon:

- ▶ The need to provide an alternate entrance and exit to the Medical Center campus from Village Drive.
- ▶ Left turns when proceeding in a northerly direction on Owen Drive into the existing entrances are now prohibited because of the median installed on Owen Drive.
- ▶ Although this will not be the only entrance to the Medical Center campus, it will provide key access and help facilitate smoother traffic flow when the new Patient Services Tower is complete in April, 1993.

We feel it is appropriate to ask the City to install this traffic light and make the associated road improvements at its expense because:

- ▶ The Medical Center provides excellent health care to the residents of the City of Fayetteville.
- ▶ It is the second largest major office employer in the area with approximately 2,200 employees (ranking behind DOD civilians at 8,500). Kelly Springfield has 2,950 employees, and Cape Fear Valley Medical Center ranks second if it were in the industrial category also.
- ▶ Health care is provided at a reasonable cost when compared with the national average. Based on an index created by the Fayetteville State University Center for Economic Education and the American Chamber of Commerce Research Association, the index showed the cost of health care in Fayetteville to be 4.3% less than the national average for similar services.
- ▶ Cape Fear Valley Medical Center is a not-for-profit institution. That means any revenue received in excess of expenses is reinvested in the Medical Center for continued growth in services and facilities to serve the community. No money is paid to any stockholder as dividends.
- ▶ The Medical Center does not deny admission based solely upon an individual's inability to pay. During the fiscal year ending September 30, 1991, the amount of charity care provided to our patients was slightly more than 3.4 million dollars.

The Medical Center has been asked to pay an amount estimated at \$30,000 to cover installation of this traffic signal.

[Slide showing rights of way]

- ▶ On January 25, 1991, Cumberland County granted an easement for right-of-way and utilities access to the City of Fayetteville "for \$1.00."
- ▶ A 250 feet long by 23 feet wide easement was granted to permit the construction of a right turn lane from Melrose Road onto Owen Drive.
- ▶ A 26 feet wide by 1,006 feet long strip was granted along the Medical Center's side of Owen Drive to permit its expansion.
- ▶ The City Engineering Department calculated the square footage for the right-of-way as 31,203.

- ▶ Similar land in the immediate vicinity was sold for \$4.00 per square foot within the last year. Applying this value to the 31,203 square foot right-of-way yields a total value for that property of \$124,812. Again for emphasis, Cumberland County deeded the easement on this property to the City essentially free of charge in January, 1991. This has contributed to marked improvement of traffic flow on Owen Drive in front of the Medical Center.

### SUMMARY

In summary, the Medical Center feels it should receive favorable treatment on the request for installation of the traffic signal with timing of the installation to correspond to the development and opening of the proposed new road to form an intersection on Village Drive opposite Conover Drive. While precedent may have been set in the past to ask a for-profit business to bear the expense of making road and traffic signal improvements which would enhance that business, the Medical Center, as a governmental entity operating on a not-for-profit basis, feels it warrants special consideration. The Medical Center is positioned to serve the needs of all citizens of the City of Fayetteville. We are not a developer (in the commercial sense of the word), and we are proposing these changes for the convenience and safety of our patients. Thus, there is a "public need" created by the citizens of Fayetteville and the surrounding area to quickly and safely gain access to the Medical Center. This need is created, at least in part, due to the growth of facilities which are designed to accommodate the increasingly intense needs of our patients. It is also critical for the Council's full understanding of this request that you understand the changes on Owen Drive have certainly helped make traffic flow more efficient there, but they have hampered access to a very busy Medical Center. Without the proposed new road access, movement into and out of the Medical Center campus would be difficult, at best. We believe it is in the best interest of a progressive city to help ensure access to the Medical Center in a well planned, more expeditious way.

I shall be pleased to try to answer questions you may have. Thank you for the opportunity to brief you, and I request your favorable consideration.

Commissioner Gonzalez would also like to speak in support of this request.

OWEN DRIVE

VILLAGE DRIVE

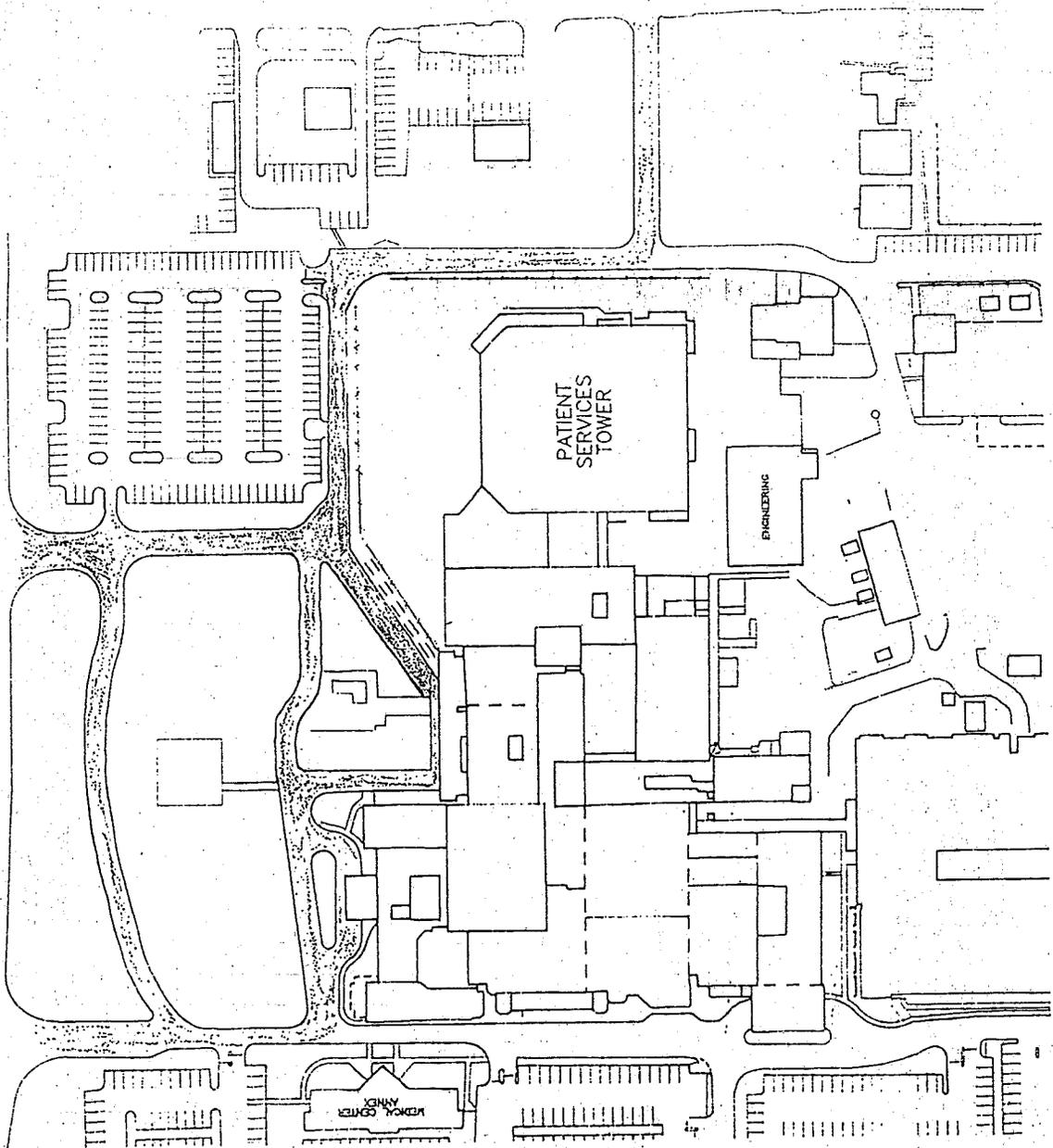


Diagram Number 1

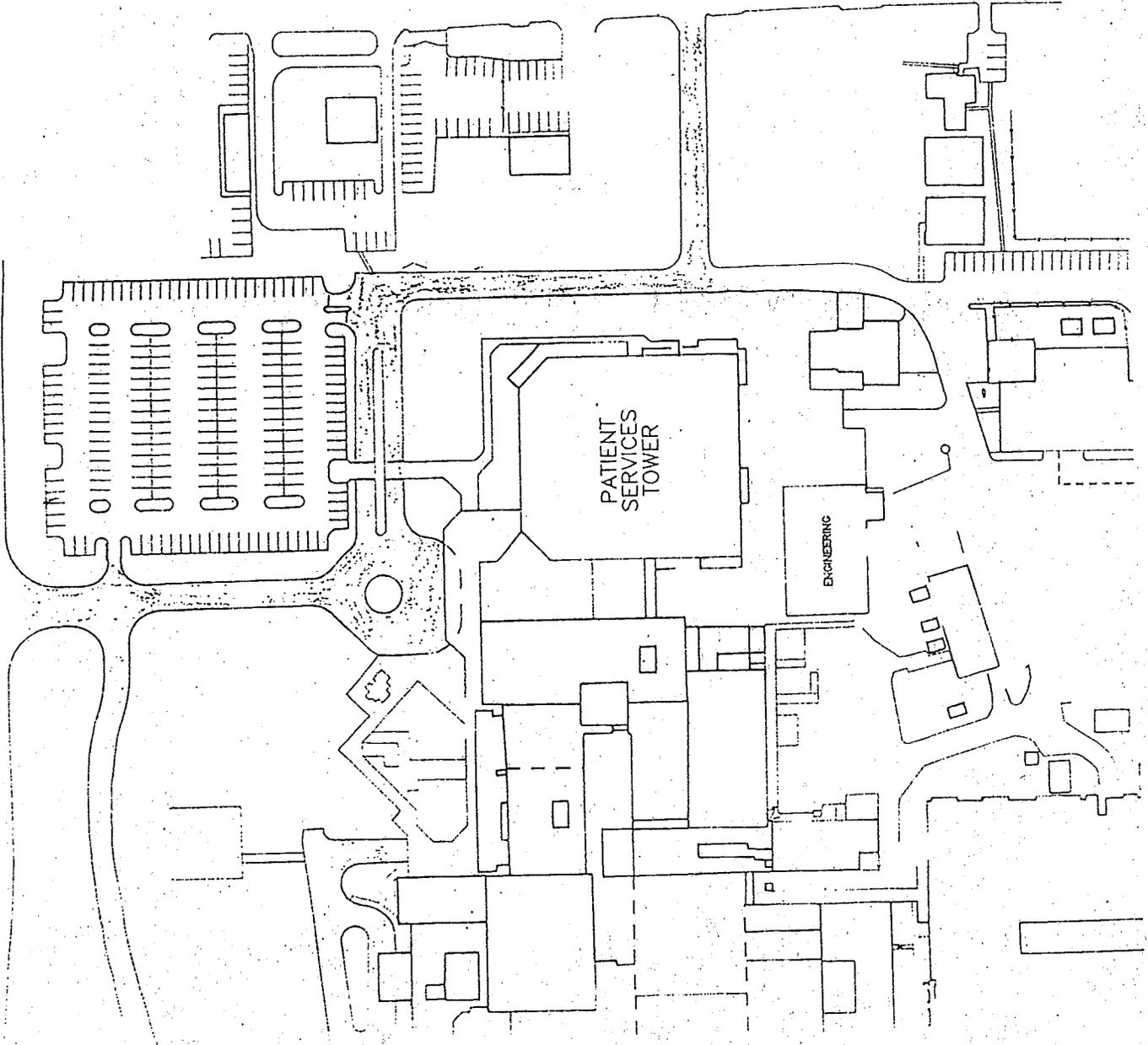
OWEN DRIVE

VILLAGE DRIVE

PATIENT SERVICES TOWER

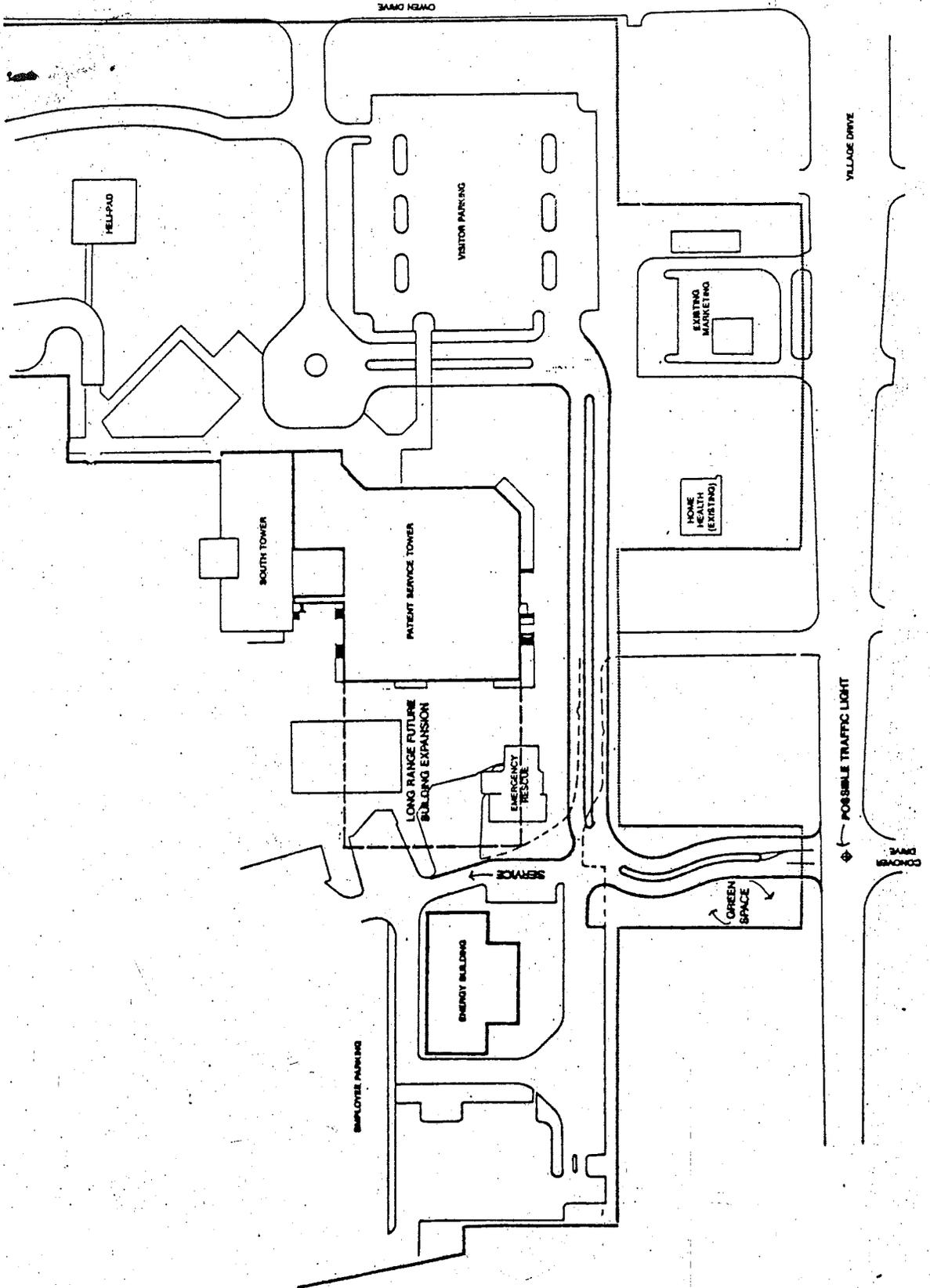
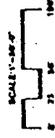
ENGINEERING

Diagram Number 5



# CAPE FEAR VALLEY MEDICAL CENTER ENTRANCE DRIVE STUDY

ODELL





MELROSE ROAD

757.89'

N 69° 03' E →

250.0'

N 86° 14' 39" W  
55.03'

144.0'

S 69° 03' W

42.41'

7.01'

N 20° 55' W → 953.77' 5' SLOPE ESMT.

← S 30° 55' E 1006.77'

OWEN DRIVE

CAPE FEAR VALLEY MEDICAL CENTER

TOTAL AREA - 1,829,955 ± sq ft - 42.01 AC  
R/W ROAD - 31,203 - .72 AC  
REMAINING - 1,798,752 sq ft - 41.29 AC

← S 73° 58' W

502'

CITY OF FAYETTEVILLE, N.C.  
ENGINEERING DEPARTMENT

COUNTY OF CUMBERLAND  
CAPE FEAR VALLEY MED. CTR. SITE  
DB 608 P 254  
2363 839  
3341 232

REVISION \_\_\_\_\_  
DATE \_\_\_\_\_ BY \_\_\_\_\_

DATE 5-22-90 DRAWN BY D. Lee  
SCALE 1" = 100' CK'D BY \_\_\_\_\_

FIELD BK

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is crucial for ensuring the integrity of the financial statements and for providing a clear audit trail. The text also mentions that proper record-keeping is essential for identifying trends and anomalies in the data.

2. The second part of the document focuses on the role of internal controls in preventing fraud and errors. It highlights that a strong internal control system is necessary to ensure that all transactions are properly authorized and recorded. The text also discusses the importance of segregation of duties and regular monitoring of the system.

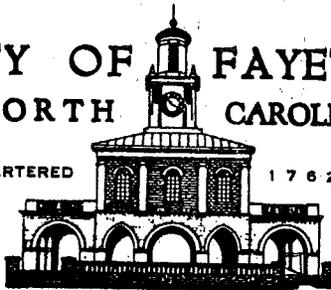
3. The third part of the document addresses the need for transparency and accountability in financial reporting. It states that providing clear and concise information to stakeholders is essential for building trust and confidence in the organization. The text also mentions that transparency is a key factor in attracting investment and financing.

4. The fourth part of the document discusses the impact of technology on financial reporting. It notes that the use of advanced software and systems can significantly improve the accuracy and efficiency of the reporting process. The text also mentions that technology can help to reduce the risk of errors and fraud.

5. The fifth part of the document concludes by emphasizing the importance of ongoing monitoring and evaluation of the financial reporting process. It states that regular reviews and updates are necessary to ensure that the system remains effective and relevant. The text also mentions that continuous improvement is a key to long-term success.

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

April 1, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager  
THROUGH: Roger L. Stancil, Assistant City Manager  
FROM: Michael L. Walker, P.E., Acting City Engineer *MW*  
SUBJECT: Paving of Pate Drive from Morganton Road to Ft. Bragg Road

The above referenced street was approved for paving by Council in May 1987. After this approval by Council, the Engineering Department began right-of-way acquisition, completed all design work and made plans to add this street to a contract for paving.

Construction on the street was never started because various property owners began complaining about proposed street width, proposed horizontal location of the street, potential damage to various existing trees and various other complaints.

As a result, almost five full years have now passed and the street is still an unpaved street. At the March 31, 1992 Streets and Roads Committee meeting, this matter was discussed and it was agreed that the street would be paved under the following special conditions:

1. Back-of-curb to back-of-curb width is to be eighteen (18') feet.
2. The street will be centered within the existing variable width right-of-way (right-of-way varies from 23 feet to 26 feet).

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

MEMORANDUM

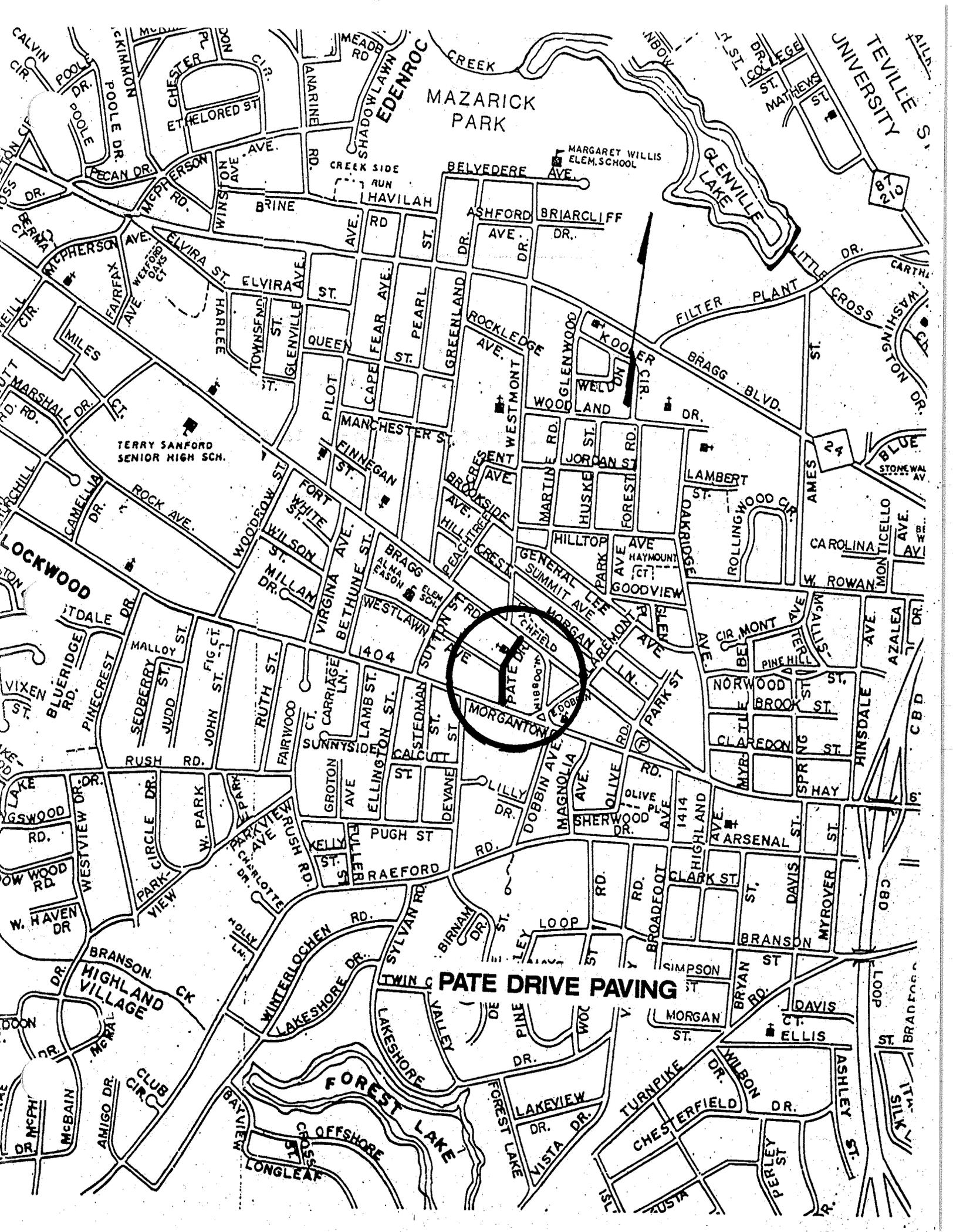
Mr. John P. Smith  
Page Two  
April 1, 1992

3. Asphalt wedge curb will be installed instead of our City standard concrete roll back curb. The asphalt curb does not require as much vertical excavation to install as does the concrete curb. This reduced excavation will minimize possible damage to existing tree roots. However, we wish to point out that we cannot absolutely guarantee that no root damage will occur.

We recommend approval of the above special conditions so that this street may finally be placed under contract for paving. As with all capital improvement projects, the Engineering Department will make every reasonable effort to resolve any undesirable conditions or property owner complaints which may arise from this project.

MLW/mak

Enclosures: Street Location Map  
Typical Street Section



MAZARICK PARK

EDENROC

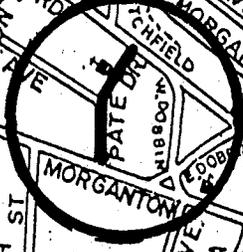
FOREST LAKE

HIGHLAND VILLAGE

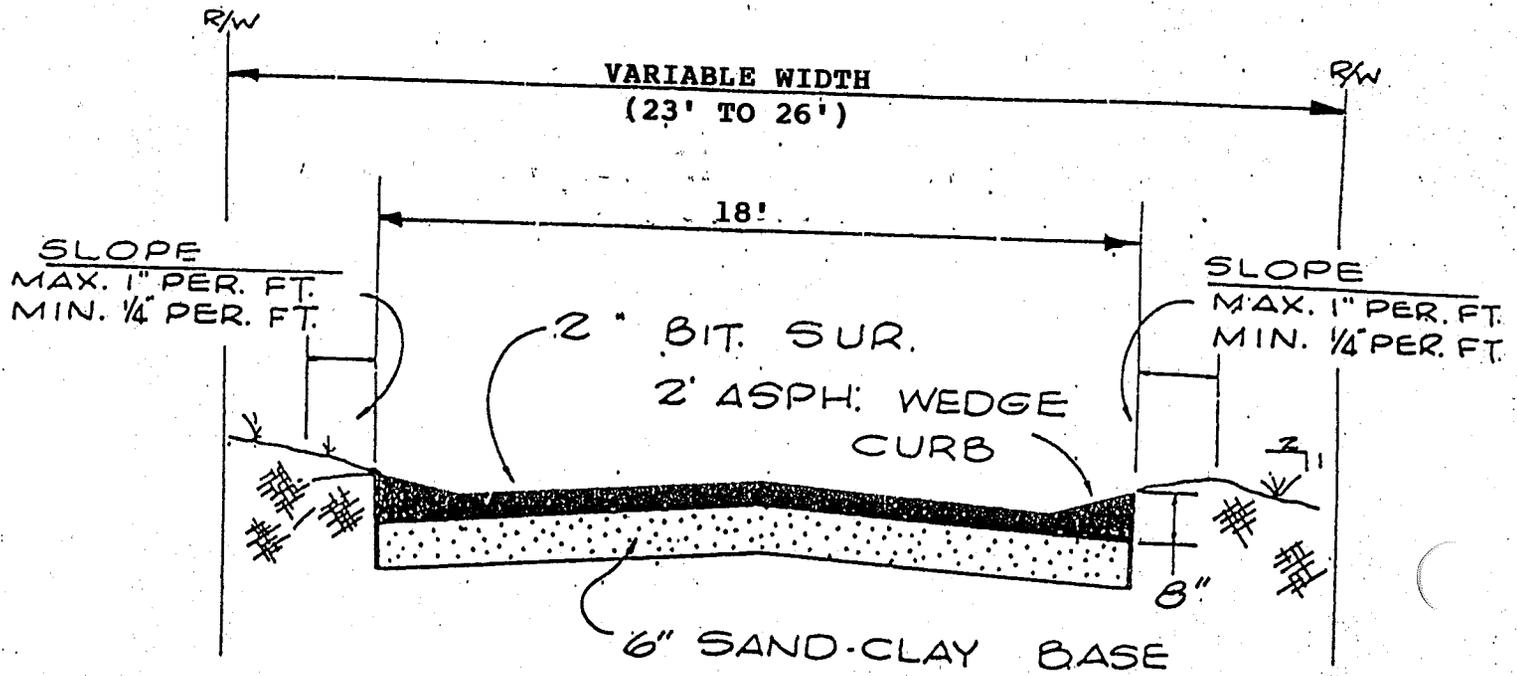
**PATE DRIVE PAVING**

MARGARET WILLIS ELEM. SCHOOL

TERRY SANFORD SENIOR HIGH SCH.



Map labels include: CALVIN POOL DR., CHIMMON POOLE DR., CHESTER ET. HELORED ST., ANARINE RD., MEAD RD., SHADOWLAWN, CREEK, BELVEDERE AVE., ASHFORD DR., BRIARCLIFF DR., MARGARET WILLIS ELEM. SCHOOL, UNIVERSITY S., TEVILLE S., GLENVILLE, GLENVILLE LAKE, BRAGG BLVD., FILTER PLANT, LITTLE CROSS, CARROLLINGWOOD DR., WASHINGTON DR., BRAGG BLVD., AMES ST., CAROLINA TICELLO AVE., MONTECELLO AVE., W. ROWAN, HINSDALE AVE., AZALEA DR., CBD, HAY, MYR, CLAREDON, NORWOOD, BELMONT AVE, PINHILL, MONT ST, AVE, GLENVIEW, SHERWOOD, OLIVE, DOBBIN AVE, MAGNOLIA, LILLY, DEYANE ST, CASTEDMAN ST, ELLINGTON ST, GROTON AVE, SUNNYSIDE, CARRIAGE LN., RUTH ST, FAIRWOOD, JOHN ST, JUDG ST, SEDBERRY, MALLOY ST, PINECREST, BLUERIDGE, VIXEN ST, RUSH RD, W. PARK, W. HAVEN DR, WESTVIEW DR, CIRCLE DR, PARKVIEW, CHARLOTTE DR, HOLLY LN, BRANSON, HIGHLAND VILLAGE, WINTERLOCHEN DR, LAKE SHORE DR, SYLVAN RD, BIRNAY DR, LLEY LOOP, BROADFOOT, CLARK ST, HIGHLAND AVE, 1414 AVE, ARSENAL ST, DAVIS ST, MYROYER, BRANSON, SIMPSON ST, BRYAN DR, DAVIS ST, MORGAN ST, MORGAN ST, ELLIS ST, MILBON DR, CHESTERFIELD DR, TURNPIKE DR, VISTA DR, LAKEVIEW DR, FOREST LAKE, AMIGO DR, MCBAIN DR, OFFSHORE, LONGLEAF, BAYVIEW, PERLEY ST, ASHLEY ST, SILK, TWIN C, BRADFORD, LOOP, CBD, HINSDALE AVE, AZALEA DR, W. ROWAN, CAROLINA TICELLO AVE, MONTECELLO AVE, AMES ST, ROLLINGWOOD CIR, OAKRIDGE, LAMBERT ST, HILLTOP, HUSKE, JORDAN ST, MARTINE RD, WESTMONT, WESTMONT, ROCKLEDGE AVE, GREENLAND DR, GLENWOOD, WOODLAND, WELDON CIR, KOOKER, BRAGG BLVD, FILTER PLANT, LITTLE CROSS, CARROLLINGWOOD DR, WASHINGTON DR, AMES ST, CAROLINA TICELLO AVE, MONTECELLO AVE, W. ROWAN, HINSDALE AVE, AZALEA DR, CBD, HAY, MYR, CLAREDON, NORWOOD, BELMONT AVE, PINHILL, MONT ST, AVE, GLENVIEW, SHERWOOD, OLIVE, DOBBIN AVE, MAGNOLIA, LILLY, DEYANE ST, CASTEDMAN ST, ELLINGTON ST, GROTON AVE, SUNNYSIDE, CARRIAGE LN, RUTH ST, FAIRWOOD, JOHN ST, JUDG ST, SEDBERRY, MALLOY ST, PINECREST, BLUERIDGE, VIXEN ST, RUSH RD, W. PARK, W. HAVEN DR, WESTVIEW DR, CIRCLE DR, PARKVIEW, CHARLOTTE DR, HOLLY LN, BRANSON, HIGHLAND VILLAGE, WINTERLOCHEN DR, LAKE SHORE DR, SYLVAN RD, BIRNAY DR, LLEY LOOP, BROADFOOT, CLARK ST, HIGHLAND AVE, 1414 AVE, ARSENAL ST, DAVIS ST, MYROYER, BRANSON, SIMPSON ST, BRYAN DR, DAVIS ST, MORGAN ST, MORGAN ST, ELLIS ST, MILBON DR, CHESTERFIELD DR, TURNPIKE DR, VISTA DR, LAKEVIEW DR, FOREST LAKE, AMIGO DR, MCBAIN DR, OFFSHORE, LONGLEAF, BAYVIEW, PERLEY ST, ASHLEY ST, SILK, TWIN C, BRADFORD, LOOP, CBD



TYPICAL STREET SECTION

PROJECT: PATE DRIVE

OWNER: CITY OF FAYETTEVILLE

DATE: APRIL 1992

**F I N A L D R A F T**  
**STREET IMPROVEMENT STANDARDS POLICY**



**CITY OF FAYETTEVILLE, NORTH CAROLINA**

**FEBRUARY 7, 1992**

**STREET STANDARDS TASK FORCE**

**David Averette, P.E., Averette Engineering Company**  
**Mike Walker, P.E., Acting City Engineer**  
**Jerome Brown, F.A.S.T. Director**  
**Louis A. Chalmers, Jr., P.E., City Traffic Engineer**  
**Bill Rosser, Division Engineer, NCDOT**  
**Walter Moorman, P.E. Moorman & Kizer, Inc.**  
**George Vaughan, Director, Cumberland County Joint Planning Board**

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I. GENERAL:

The standards published in this policy set forth the minimum design improvements for streets within the jurisdiction of the City of Fayetteville. The standards included in this policy do not cover storm drainage or other utility designs which are covered in other policies of the City of Fayetteville.

These standards are published to clearly define "Good Engineering Practice" for improvements to streets as outlined in Section 27-10 of the Fayetteville City Code. The standards contained in this policy are a compilation of existing City Standards and Technical Standards published by the American Association of State Highway and Transportation officials.

The review of any variance requested from these standards will be processed in accordance with Section 27-10-h of the Fayetteville City Code.

II. DEFINITIONS:

Commercial/Industrial Collector:

A public vehicular way maintained by the City of Fayetteville to provide access both to abutting Commercial/Industrial property and surrounding Collector or Thoroughfare Streets; and identified on the Collector Street Plan of the City of Fayetteville.

## II. DEFINITIONS (CONTINUED)

### Cul-De-Sac:

A public vehicular way to abutting property which terminates with a circular or "T" turn-around.

### Minor Residential Street:

A public vehicular way maintained by the City of Fayetteville to provide access to no more than twenty (20) abutting parcels which is not identified on either the Collector Street or Thoroughfare Street Classification Plans of the City of Fayetteville.

### Minor Thoroughfare:

A public vehicular way maintained by the City of Fayetteville or North Carolina Department of Transportation to provide access to major thoroughfares; and identified on the thoroughfare plan of the Fayetteville Urban Area as a minor thoroughfare street.

### Private Street:

A vehicular way not maintained by the City of Fayetteville or the North Carolina Department of Transportation, properly platted and certified in accordance with Section \_\_\_\_, Private Streets. Private Streets will be built in conformance with street standards determined appropriate and approved during review of the private development site plan.

## II. DEFINITIONS (CONTINUED)

### Residential Streets:

A public vehicular way maintained by the City of Fayetteville to provide direct access to more than 20 parcels which are not identified on either the Collector Street or Thoroughfare Street Classification Plans of the City of Fayetteville.

### Residential Collector Streets:

A public vehicular way maintained by the City of Fayetteville to provide access both to abutting residential property and surrounding Collector or Thoroughfare Streets; and identified on the Collector Street Plan of the City of Fayetteville.

## III. STREET IMPROVEMENT STANDARDS:

The design standards for street improvements are shown in Table A. These street design standards define Good Engineering Practice to insure public health and safety. Minimum standards, where defined, may be approved for use in situations where area topography and existing streets make use of these design standards impractical. Where minimum street standards are approved, in lieu of design standards; Traffic Control Devices in conformance with the Manual on Uniform Traffic Control Devices will be installed.

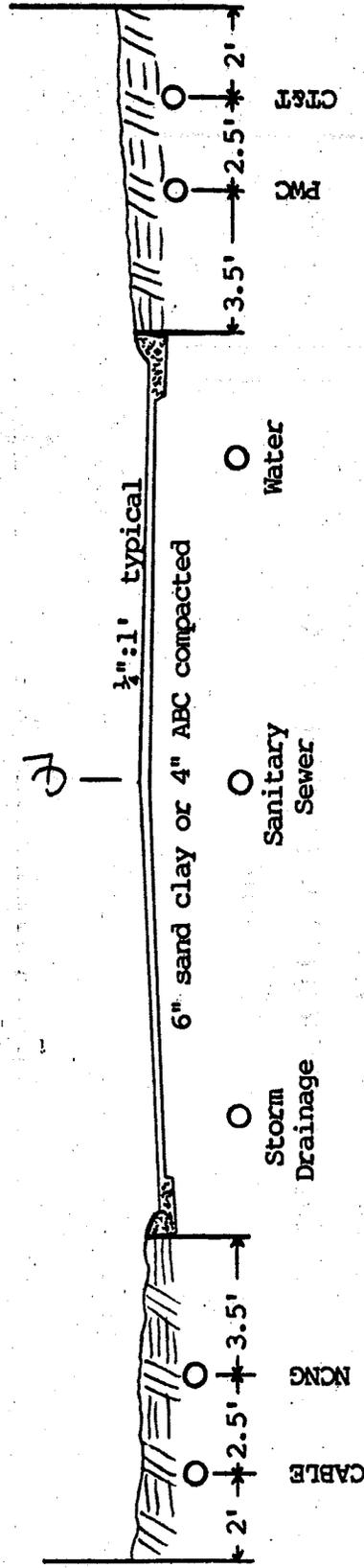
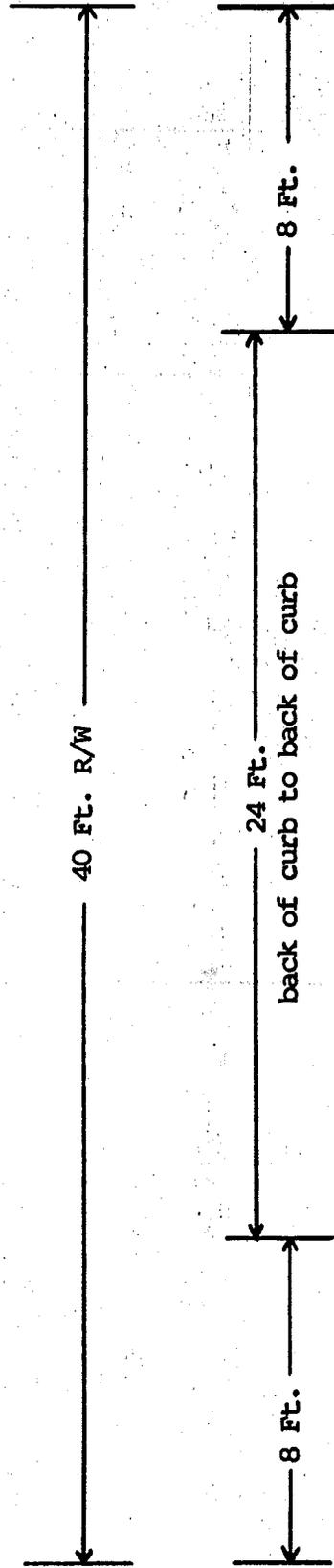
STREET IMPROVEMENT STANDARDS  
CITY OF FAYETTEVILLE, NORTH CAROLINA

STREET	RIGHT-OF-WAY	STREET (B/R C&G)	PAVEMENT DESIGN BASE SURFACE (INCHES) (INCHES)	MAXIMUM VERTICAL GRADE %	DESIGN SPEED (MPH)	RATE OF VERTICAL CURVATURE		HORIZONTAL CURVES CENTER LINE RADII (FEET)	
						CREST (K)	SAG	DESIRABLE	MINIMUM
Minor Residential	40	24	6 Sandclay 2 OR 4 ABC	15	25	20	30	185	100
Cul-de-Sac	40 (50 Circle)	24 (39.5 Circle)	6 Sandclay 2 OR 4 ABC	15	30	30	40	300	100
Residential	50	29	6 Sandclay 2 OR 4 ABC	15	30	30	40	300	100
Residential Collector	60 <sup>4</sup> 90 <sup>4</sup>	38 <sup>4</sup> 65 <sup>4</sup>	5 ABC 3 HB	10	40	60 <sup>2</sup>	60 <sup>2</sup>	575 <sup>3</sup>	300 <sup>3</sup>
Commercial/Industrial Collector	60 - 90 <sup>5</sup>	38 - 65 <sup>5</sup>	5 ABC 3 HB	7	50	110 <sup>2</sup>	90 <sup>2</sup>	1000 <sup>3</sup>	575 <sup>3</sup>
Minor Thoroughfare	90	65	5 ABC 3 HB	7	50	110 <sup>2</sup>	90 <sup>2</sup>	1000 <sup>3</sup>	575 <sup>3</sup>

- 1) L = KA; L = Length of Vertical Curve, A = Algebraic difference of grades (%).
- 2) 100 feet minimum distance between vertical curves.
- 3) Use superelevation - 0.04 feet/feet.
- 4) At intersections with other collectors and thoroughfares.
- 5) To be determined through analysis of area traffic.

# MINOR RESIDENTIAL OR CUL-DE-SAC

## STREET CROSS SECTION



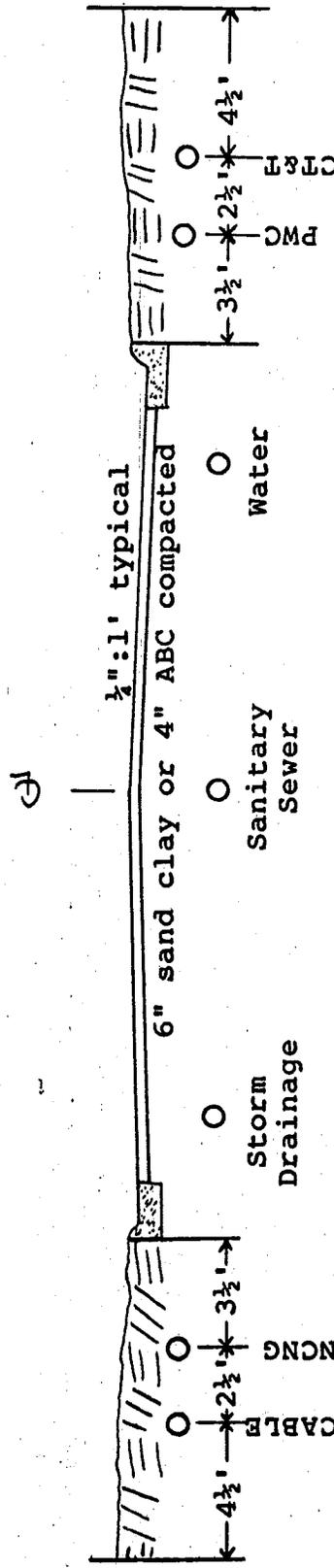
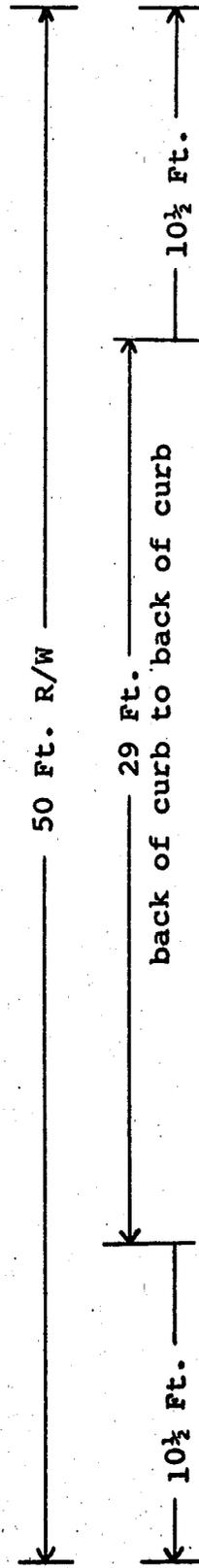
2 Ft. rolled concrete curb & gutter

2 traffic lanes

3 Ft. minimum utility set back from back of curb

Figure 1

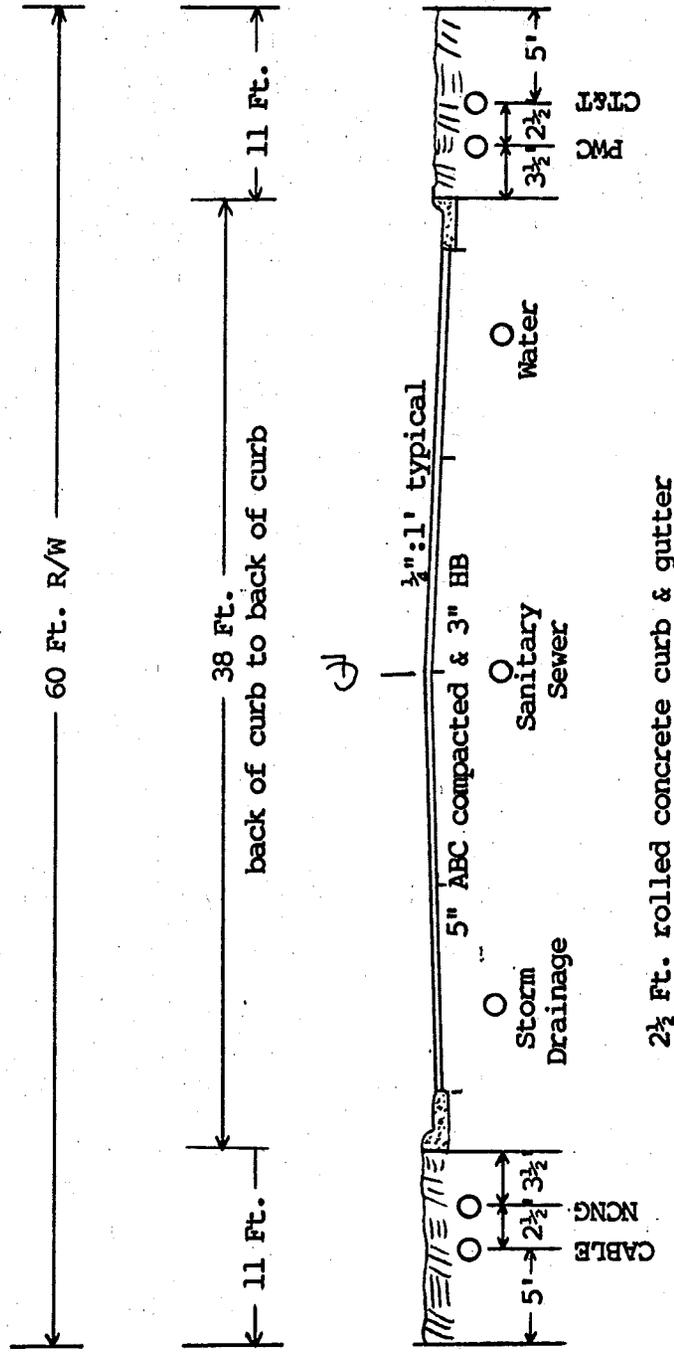
# RESIDENTIAL STREET CROSS SECTION



- 2 Ft. rolled concrete curb & gutter
- 2 traffic lanes
- 4 Ft. graded sidewalk
- 3 Ft. minimum utility set back from back of curb

Figure

# RESIDENTIAL COLLECTOR STREET CROSS SECTION



2 1/2 Ft. rolled concrete curb & gutter

Two 11 Ft. traffic lanes with two 8 Ft. parking lanes  
or three 11 Ft. traffic lanes

4 Ft. graded sidewalk

3 Ft. minimum utility set back from back of curb

Figure 3

# TYPICAL RESIDENTIAL COLLECTOR STREET

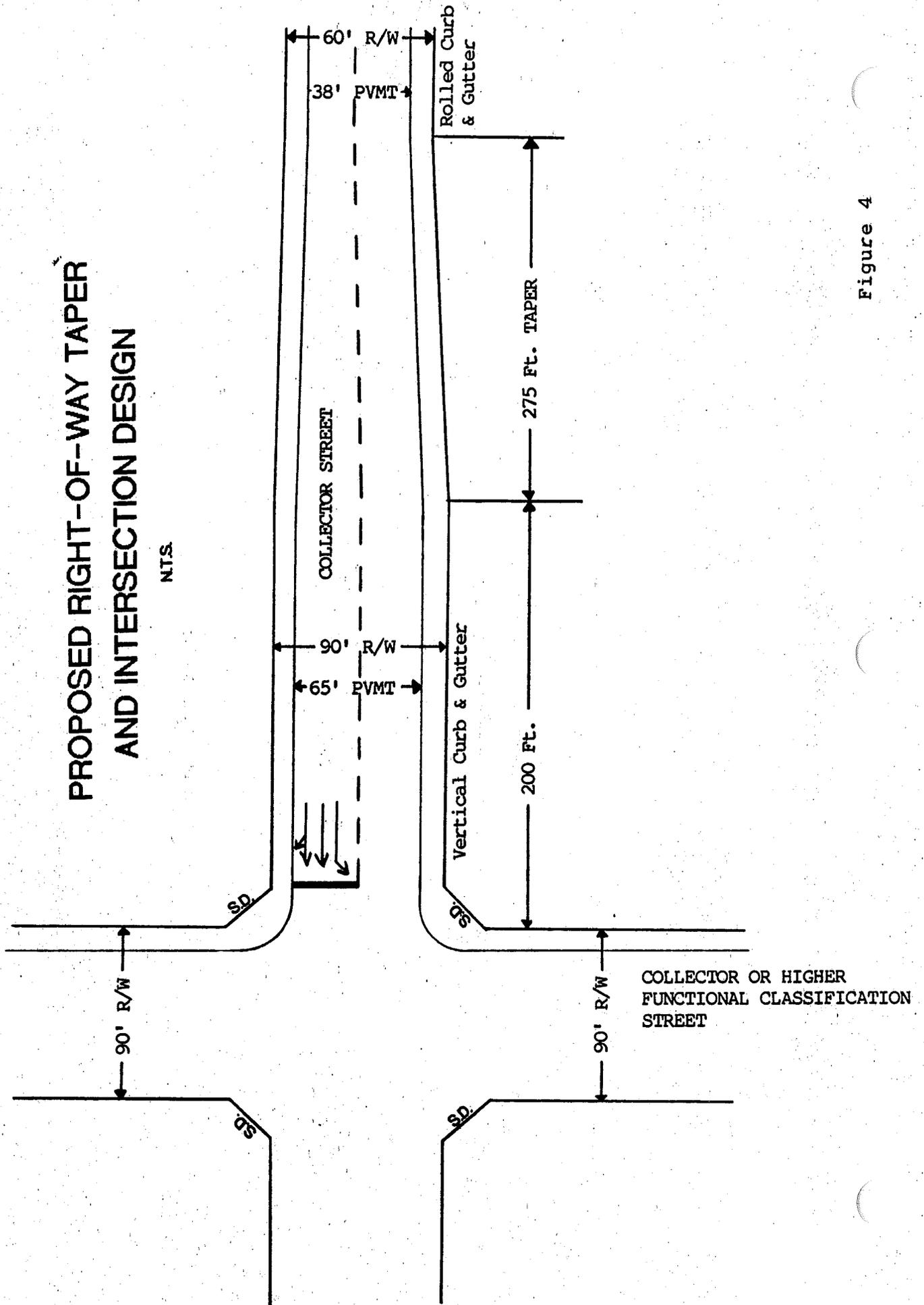


Figure 4



MOORMAN & KIZER, INC.

Engineers, Planners and Surveyors

115 BROADFOOT AVENUE • POST OFFICE BOX 53774  
FAYETTEVILLE, NORTH CAROLINA 28305

TELEPHONE: (919) 484-5191

FAX: (919) 484-0388

January 31, 1992



Mr. Louis A. Chalmers, Jr., P.E.  
City Traffic Engineer  
Traffic Services Department  
339 Alexander Street  
Fayetteville, NC 28301

re: Street Standards

Dear Louis:

Following your request that we submit our proposal for a private street ordinance, I researched various existing documents and copied and modified some. I have included comments made at our meetings and the thoughts of other engineers, developers and those of mine. Please review my draft and let me have your thoughts.

You asked for a detail of the asphalt wedged curb we use in the County. Enclosed is a copy of an old street section that could be modified to fit your proposed street sections.

Also, I revised your definition of "Private Street" to reflect the proposal I have enclosed for private streets.

I hope you can agree with us on these requests and those made at the meeting of Thursday, January 23rd.

I am sure you realize that if this is to become an ordinance, there will be numerous changes required in the Zoning and Subdivision Ordinances. Adopting this as a policy will require some of these changes in ordinances. There are already numerous conflicts in our ordinances.

Call me if you want me to come to your office to discuss this.

Yours truly,

MOORMAN & KIZER, INC.

*Walter C. Moorman*

Walter C. Moorman, P.E.

WCM:boa

cc: Mr. John P. Smith, City Manager

CF MLW  
psc

## PRIVATE STREETS

### Section \_\_\_\_\_ General

Private streets will be permitted to serve as access within residential developments; however, reservation of corridors for thoroughfares and utilities may be required if such are indicated on official plans as adopted by the City Council of the City of Fayetteville. Private streets may be used in residential developments to provide for security, privacy, and the use of a variety of construction materials and signage that tend to influence character of a community.

~~Properties adjacent to private streets may be deeded to the center of the street with the reservation of the required street easements or may be deeded to the margin of the designated right-of-way. All areas not deeded with individual properties will be a part of the Common Area and will be owned and maintained by the homeowners' association. Setbacks required for the zone in which the property is located will be measured from the margin of the right-of-way or street easements, unless the development is designated as "Zero Lot Line", in which case the requirements for "Zero Lot Line" will be used, which does not require any designated setback; however, in no case will the front setback be less than 25 feet from the edge of the traveled way or 20 feet from the margin of the street right-of-way or easement, whichever is greater will be used.~~

In residential developments, where properties are intended for sale to individuals, a right-of-way or easement shall be designated and shown on the record plat. Minimum width for right-of-ways or easements shall be ~~five~~ <sup>five</sup> feet each side of the ~~traveled way or curb, if a curb is provided.~~

- a. Maintenance: All subdivisions and residential developments in which properties are intended to be sold and which contain private streets shall create a homeowners association for maintenance of such streets. The homeowners documents must provide for adequate enforcement and funding to insure maintenance and must be approved by the City Attorney.

In developments that are to be retained under single ownership and units or lots will be for rental purposes only, maintenance of private streets shall be provided, the same as for open space or other facilities for the purpose of common use. Upon determination by the City Council that such private streets are not in a proper state of maintenance, the City Council may, in addition to other remedies, prevent re-occupancy of any structure

to which such streets provide access until such streets are in a proper state of maintenance as determined by the City Council.

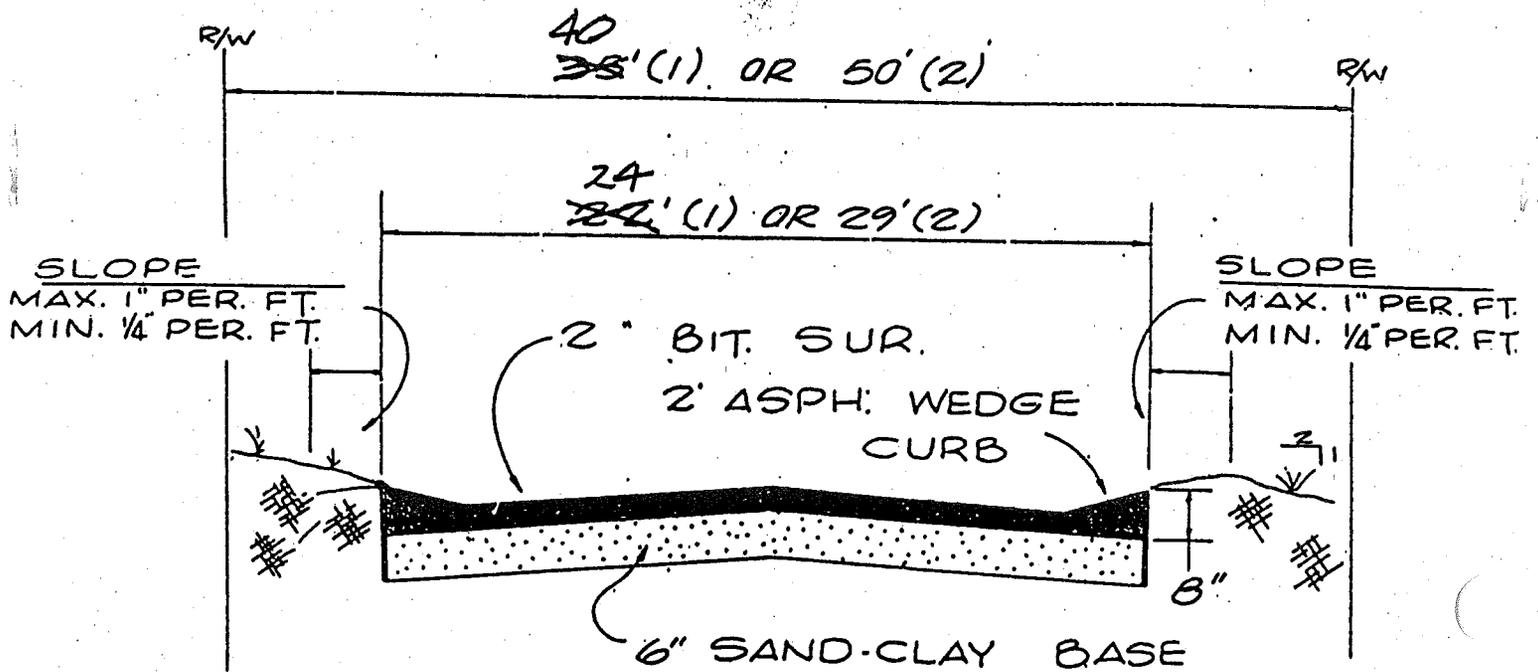
- b. Access to government agency: In any development where private streets are provided, the developer shall prepare for ~~planning department~~<sup>CITY</sup> approval and record in the Office of the Cumberland County Register of Deeds, a plat of such development indicating all private streets. It shall be indicated on such plat that any governmental agency or personnel or equipment thereof shall be granted perpetual access over all such private streets to accomplish or fulfill any service or function for which the agency is responsible and that any agency or organization designated by a governmental agency to perform a designated function shall also retain access the same as any governmental agency. It shall be indicated on such plat that any agency exercising its access rights shall have the same rights and only such liabilities as it would have on any public lands, rights-of-way or easements.

c. Design:

1. Width: All private streets and drives, intended for two way traffic, shall have a minimum width of the traveled way of eighteen feet with an additional two feet of horizontal clearance on each side. Streets and drives intended for one way traffic must have a minimum width of traveled way of twelve feet with an additional two feet of horizontal clearance on each side.
2. Driveway surfacing: A variety of surfacing and materials will be permitted, <sup>SUBJECT TO APPROVAL OF THE CIVIL ENGINEER</sup> for the construction of private streets; however in all cases, the design shall be such that the load bearing capacity and wearing surface shall be equal to or exceed that of a City of Fayetteville "Residential Street".
3. Corner turning radii: Minimum <sup>THIRTY</sup> ~~twenty five~~ feet.
4. Cul-de-sac: Where looped streets are not provided, a cul-de-sac or "T" backing space shall be provided at the ends of all dead end streets.
5. Parking bays: Parking bays are permitted on private streets, however, the bays shall be designed so that they do not encroach into the ~~horizontal clearance required in C.1. above.~~ Prot.  
*st R/W or EASEMENT.*

- d. Certification of construction: Upon completion of construction of private streets and related facilities including drainage systems, the developer shall provide for an inspection of all such facilities by a Registered Engineer, who shall provide in writing a statement that all private streets and related facilities are constructed in accordance with the requirements of this ordinance and the approved plans. Such statement shall be affixed with the engineer's seal and submitted to the Planning Board and approved prior to the recording of a final plat.
- e. Signage: Street signs, direction signs, stop signs, and other signage may vary <sup>in make</sup> from the standard City of Fayetteville signs; however, the signs must be of ~~proper~~ <sup>size</sup> size, and ~~clarity to adequately convey the intended message or direction.~~ <sup>IN CONFORMANCE WITH THE</sup> ~~intended~~ <sup>SHALL</sup> message or direction. The City <sup>ENGINEER</sup> Engineer will make the determination of the adequacy of signage; however, in no case will the requirements exceed those of the City of Fayetteville standards.
- f. Disclosures: In every case where residential developments contain private streets and where there is a sale of properties within the development, proper disclosures and certifications must be made as follow:
- (1) A disclosure must be made by the seller, acknowledged by the buyer, and recorded with the deed that the streets are private and are not maintained by any public or governmental agency.
  - (2) All plats on which private streets are located shall include the above disclosure regarding maintenance and a notice regarding "Access to government agency" described in b. above.

\* (PER NC GS 136-30)



TYPICAL STREET SECTION

N.T.S.

- (1) MINOR RESIDENTIAL OR CUL-DE-SAC
- (2) RESIDENTIAL STREETS

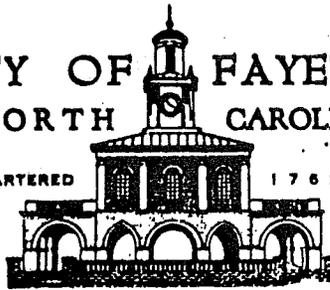
PROJECT: \_\_\_\_\_

OWNER: \_\_\_\_\_

DATE: \_\_\_\_\_

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1660

SIGNS AND MARKINGS DIVISION 433-1785  
SIGNALS DIVISION 433-1796  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

March 10, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E.,  
Director, Traffic Services Department

LAC

REFERENCE: Raeford Road and Executive Place  
Traffic Signal Request

Councilmember Robertson has inquired reference status of traffic signal request at Raeford Road and Executive Place.

We advised NCDOT in March 1990 of our traffic signal investigation and City Council's request that NCDOT consider installing a traffic signal at this intersection.

North Carolina Department of Transportation replied in June 1990 that although traffic conditions meet several of the Manual on Traffic Control Devices warrants for a traffic signal, they could not recommend a signal because Executive Place is located between traffic signals at Purdue Street and McPhee Drive which should afford adequate gaps in Raeford Road traffic for egress from Executive Place. In addition, traffic on Executive Place can detour via McGill Drive to the signalized intersection at McPhee Drive and Raeford Road.

We are enclosing a copy of NCDOT's reply for your information.

LAC/psc

cc: Roger L. Stancil, Assistant City Manager - Operations

Enclosure  
NCDOT Letter

An Equal Opportunity



Affirmative Action En



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

Fayetteville, North Carolina 28302  
June 11, 1990

JAMES G. MARTIN  
GOVERNOR

THOMAS J. HARRELSON  
SECRETARY

DIVISION OF HIGHWAYS

GEORGE E. WELLS, P.E.  
STATE HIGHWAY ADMINISTRATOR

Ref: Fayetteville  
Cumberland Co.

Mr. Louis A. Chalmers, Jr., P.E.  
City Traffic Engineer  
339 Alexander Street  
Fayetteville, NC 28302-5797

Dear Mr. Chalmers:

*FWS*  
This is in further regard to your request that we conduct a traffic signal warrant study at the intersection of US 401 Bus. (Raeferd Road) and Executive Place. Our staff has recently completed a traffic engineering investigation at this location.

Justification for signals is based on warrants contained in the Manual on Uniform Traffic Control Devices (MUTCD) published by the Federal Highway Administration. These warrants are based on traffic volume, correctable accident experience and physical characteristics of the intersection. Conditions at the subject intersection were compared against these warrants.

An analysis of the traffic counts taken at this intersection on 4/3/90 indicated that several volume warrants have been met (# 2, 9, and 11). However, we do not feel that a traffic signal should be installed at this intersection for the following reasons:

1. US 401 Bus. is a major arterial serving over 25,000 vehicles daily. With the main street traffic volume this high, there are probably many other side streets similar to Executive Place with an entering traffic volume high enough to meet one or more of the volume warrants. It would not be practical to install a signal at each of these locations.

*CF. RLS*

Mr. Louis A. Chalmers, Jr., P.E.  
June 11, 1990  
Page 2

2. Executive Place is located about midway between two signalized intersections, US 401 Bus. at Purdue Street and US 401 Bus. at McPhee Street. The spacing of these signals should provide adequate gaps for motorists to egress safely onto US 401 Bus.

3. A couple of years ago, the island on US 401 Bus. was removed and the six existing lanes were narrowed up to provide a shared left turn lane. The center turn lane provides safe storage for vehicles waiting to turn off US 401 Bus. onto the side streets. This treatment has reduced the accident frequency.

4. Adequate sight distance exists at the intersection to provide safe ingress and egress onto US 401 Bus., if motorists practice safe driving habits.

5. A review of the accident history from 12/31/86 through 1/1/90 indicated that eight (8) accidents had occurred at this intersection. Only four (4) of these may be considered correctable by a traffic signal. This falls far below the fifteen (15) correctable accidents required by the MUTCD. Also, compared with accident histories at other intersections along Raeford Road, this is a very low accident frequency.

6. Contrary to popular belief, a traffic signal does not always decrease the accident problems at an intersection. Certain types of accidents may be reduced by installing a traffic signal but other types may be increased. Very often the installation of a signal results in the rear-end and sideswipe accident rate increase because more motorists are required to stop at an intersection. Because of this, we feel that installing a traffic signal at an intersection with such a low frequency would only increase the accident potential. Therefore, we do not recommend that a signal be installed at this time.

Mr. Louis A. Chalmers, Jr., P.E.  
June 11, 1990  
Page 3

A field investigation was made to see if any geometric or traffic control modifications could be made to improve driving conditions at the subject intersection. US 401 Bus. westbound has an exclusive right turn lane and short taper. The existing through-right combination arrow painted in this lane should be revised to an exclusive right turn arrow to discourage motorists from using it as a through lane. We will have this work completed as soon as our schedule permits.

US 401 Bus. was recently restriped and the pavement marking arrows repainted. All other signing and traffic control devices are in good condition.

Executive Place is striped with an exclusive right turn lane and a 175 foot full left turn lane. This allows right turning motorists to egress more readily and reduces congestion at the intersection.

While making the investigation, we discovered that McGil Drive is a connector between Executive Place and McPhee Street. This provides direct access to the intersection of US 401 Bus. and McPhee Street, which has traffic signal protection. Motorists should be encouraged to use this route to access onto US 401.

Considering the above facts, we do not recommend that a traffic signal be installed at this intersection at this time. If we may be of any further assistance in this or any other traffic related matter, please advise.

Yours very truly,

D. R. Dupree  
Acting Division Engineer

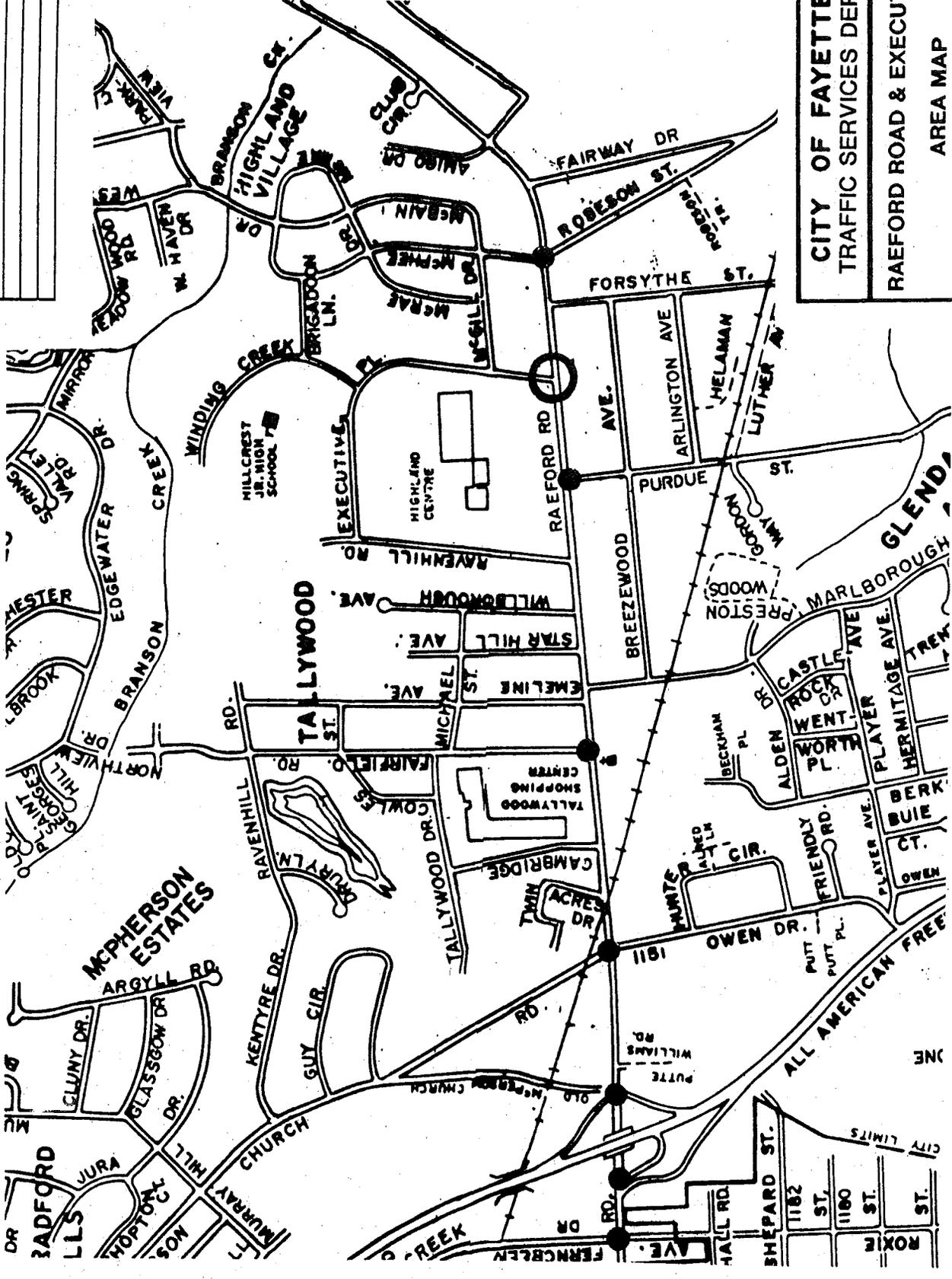
*E. R. Goff*

By: E. R. Goff  
Division Traffic Engineer

DRD:ERG:la

cc: Mr. T. A. Harris  
Mr. B. B. Isom  
Mr. Roger L. Stancil  
Mr. L. K. Langdon

REVISION	DATE	BY



**CITY OF FAYETTEVILLE**  
**TRAFFIC SERVICES DEPARTMENT**

**RAEFORD ROAD & EXECUTIVE PLACE**  
**AREA MAP**

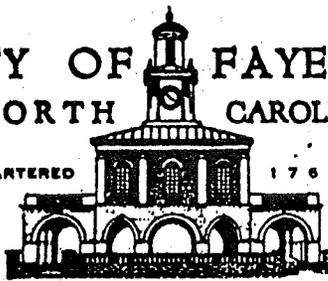
APPROVED	CITY TRAFFIC ENGINEER
DESIGNED BY	DRAWN BY
SCALE	DATE
1"=1000'	3-27-92
FIELD BOOK NO.	SHEET OF

● EXISTING TRAFFIC SIGNALS



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1660

SIGNS AND MARKINGS DIVISION 433-1795  
SIGNALS DIVISION 433-1796  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

March 10, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E.,  
Director, Traffic Services Department *LC*

REFERENCE: Owen Drive and All American Expressway  
Traffic Operations

Councilmember Kendrick has requested a review of accident experience at Owen Drive and the All American Expressway, especially in regard to nighttime accidents and the need for roadway lighting improvements.

A review of our 1990 Accident Investigation Listing reveals that this intersection has both an average accident frequency and severity index - indicating that based on traffic volumes and accident experience throughout the city, accidents are at an expected frequency. Nighttime conditions account for 23% of the accidents at this location between 1988 and 1991. The nighttime accident rate at this intersection is below the average of our 1990 Accident Investigation Listing.

Our proposed 1992 - 1993 Street Lighting Improvement Program includes areas in need of both crime and nighttime accident reduction. Of the 12 locations on this program, Bragg Boulevard and Hay Street is the ONLY intersection related improvement. The nighttime accident rate at Bragg Boulevard and Hay Street is 5 times greater than that at Owen Drive and the All American Expressway. Since the nighttime accident experience at Owen Drive and All American Expressway is below the citywide average, it could be many years before an intersection lighting improvement could advance on a priority listing.

An Equal Opportunity



Affirmative Action E

John P. Smith  
Page two  
March 10, 1992

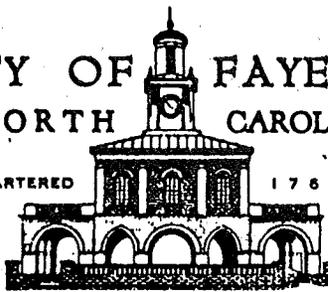
A review of area street lighting does raise a policy issue that City Council may wish to raise with the Public Works Commission. That issue being the lack of roadway lighting on freeways within the city. Neither the All American Expressway nor the CBD Loop have roadway lighting. The lack of roadway lighting on Owen Drive may contribute to nighttime vehicle accidents as motorists travel from Owen Drive with roadway lighting to the unlighted All American Expressway. These freeways would both be good candidates for high mast roadway lighting in conformance with Illumination Engineering Society Standards adopted by Public Works Commission and the City Council.

LAC/psc

cc: Roger L. Stancil, Assistant City Manager - Operations

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1680

SIGNS AND MARKINGS DIVISION 433-1795  
SIGNALS DIVISION 433-1796  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

February 11, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E., *LAC*  
Director, Traffic Services Department

REFERENCE: Street Lighting Improvement Program

City staff has been meeting with Public Works Commission (PWC) Staff during the past year to develop a city wide Street Lighting Improvement Program. This program development has included identification of areas for proposed lighting improvements, maintenance of CBD lighting fixtures, and city wide street lighting maintenance.

The Traffic Services Department has worked with the Fayetteville Police Department to develop a list of 12 areas in need of immediate street lighting improvements to assist in reduction of crime activity and traffic accident experience. Public Works Commission's Electrical Engineering has prepared an estimate of \$290,000 to make street lighting improvements in these 12 areas. It is our understanding that PWC budgets \$50,000 per year to improve street lighting in the City including new subdivisions and annexed areas.

Public Works Commission staff has advised that they are unable to maintain street lighting fixtures in the CBD because they feel the National Electrical Code requires a licensed electrician to perform maintenance work on street lights. In response to PWC's inability to maintain our CBD Street Lighting, we have drafted a Street Lighting Maintenance Contract for advertisement with our local electrical contractors. We estimate the annual cost of contracted street lighting maintenance in the CBD to be \$10,000. In addition, the City would have to maintain a \$60,000 inventory of street lighting fixtures to maintain these over 300 light fixtures of 19 varieties.

An Equal Opportunity



Affirmative Action Emp

John P. Smith  
Page two  
February 11, 1992

Our review of city wide street lighting maintenance focused on improving the quality of existing street lighting around the city through an annual re-lamping program and trimming tree limbs that block street lighting fixtures. PWC staff advises that 8 to 10 years ago they abandoned street light re-lamping in favor of retrofitting mercury vapor fixtures with high pressure sodium fixtures - but they will now re-evaluate the need for systematic re-lamping. PWC staff advises that they are unable to trim tree limbs reported blocking street lighting fixtures as part of their 5 year power line tree trimming program. PWC recommends that the Parks and Recreation Department take on trimming tree limbs blocking street lighting fixtures.

In summary, we note the following issues which need to be resolved prior to implementing our Street Lighting Improvement Program:

- 1) Funding necessary to improve street lighting around the city to Illuminating Engineer's Society Standards adopted by the City Council and PWC Commission.
- 2) Funding for maintenance and inventory of CBD lighting fixtures.
- 3) Annual re-lamping of street lighting fixtures.
- 4) Trimming limbs blocking street lighting fixtures.

LAC/psc

Enclosures

Proposed Street Lighting Improvement Program (01/17/92)  
Street Lighting Map

cc: Roger L. Stancil Assistant City Manager - Operations



ROBERT C. WILLIAMS, CHAIRMAN  
W. LYNDO TIPPETT, VICE CHAIRMAN  
WILLIAM H. OWEN, SECRETARY  
ROBERT C. MCCOY, TREASURER  
TIMOTHY WOOD, GENERAL MANAGER

**PUBLIC WORKS COMMISSION**  
OF THE CITY OF FAYETTEVILLE

508 PERSON STREET  
PO. DRAWER 1089  
FAYETTEVILLE, NORTH CAROLINA 28302-1089

TELEPHONE (AREA CODE 919) 483-1401

**ELECTRIC & WATER UTILITIES**

January 28, 1992



MEMO TO: Louis Chalmers

FROM: James D. Martin *JDM*  
Director of Electrical Systems

SUBJECT: Street Lighting Improvement Estimates

PWC's Electrical Engineering Department has prepared the enclosed preliminary estimates on the roadway lighting improvement projects outlined in your January 17, 1992 letter. Our estimates are based on \$4.00 per linear street foot for residential streets, \$6.00 for intermediate streets and \$8.00 per foot for commercial thoroughfares. Special requirements could change the figures considerably.

I have reviewed your proposed contract for Central Business District Lighting Maintenance. The contract looks good and is certainly an appropriate method of providing this maintenance. I did make a safety related notation on Section Three.

Sam Stryker and I are available for further discussion with you on both these items before you meet with the City Manager.

JDM/gb

enclosure

CF RLS

Sgt. Dalton FPD

PSC



## STREET LIGHTING IMPROVEMENT ESTIMATES

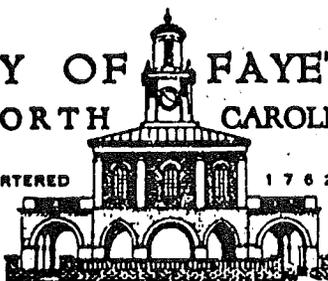
1	Branson/Bryan/Broadfoot Street Area	\$58,200
2	Owen Drive	\$27,200
3	Murchison Road	\$15,000
4	Person Street/Clinton Road	\$84,800
5	Cool Spring Street	\$14,800
6	Country Club Drive	\$25,200
7	Preston Avenue	\$9,200
8	Eastern Boulevard	\$20,800
9	McDaniel/Harrison Street Area	\$12,800
10	Cooper Street	\$4,000
11	Barrett Street	\$2,000
12	Bragg Boulevard/Hay Street Intersection	\$16,000

PWC Electrical Engineering Department  
1-28-92

THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED

1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1660

PAINT/SIGN DIVISION 433-1638  
SIGNALS DIVISION 433-1639  
333 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

January 17, 1992

Mr. James Martin  
Director of Electrical Services  
Public Works Commission  
P. O. Drawer 1089  
Fayetteville, NC 28302

Dear Mr. Martin:

REFERENCE: Proposed FY 91 - 92  
Street Lighting Improvement Program

We have reviewed our proposed FY 91 - 92 Street Lighting Improvement Program of September 24, 1991 and revised items 3 and 4 in accordance with the findings of a street lighting survey performed November 5, 1991:

- 1) Branson Street Area - (Including Broadfoot Avenue, Bryan Street, Clark Street, Davis Street and Turn Pike Road).
- 2) Owen Drive - Camden Road to Eastern Boulevard.
- 3) Murchison Road - Filter Plant Road to Jasper Street; Shaw Road to City limits.
- 4) Person Street/Clinton Road - North Water Street to City limits.
- 5) Cool Spring Street - Russell Street South to End.
- 6) Country Club Drive - Lakecrest Road to Rosehill Road.
- 7) Preston Avenue - Southwest of Murchison Road.
- 8) Eastern Boulevard - Owen Drive to East Mountain Drive.
- 9) McDaniel/Harrison Street Area (South of Russell Street).
- 10) Cooper Street - Fayhart Street to Gillespie Street.
- 11) Barrett Street - Winslow Street to Hedgepeth Street.
- 12) Bragg Boulevard and Hay Street (Intersection).

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

James Martin  
Page two  
January 17, 1992

We have included a summary of our street lighting survey on Person Street and Murchison Road for your information. This survey indicates that our major street lighting need on these streets is to improve the uniformity of lighting by improving fixture spacing and mounting height. Many studies indicate that poor uniformity in street lighting can contribute to nighttime accident experience because drivers are unable to see obstructions in darkended street areas.

We are requesting that your staff review these 12 street lighting project areas and prepare preliminary estimates for bringing street lighting levels into conformance with IES Standards.

Once these preliminary estimates are prepared, we would like to review both our proposed FY 91 - 92 Street Lighting Improvement Program and the past year's accomplishments with the City Manager.

Sincerely,



Louis A. Chalmers, Jr., P.E.  
Director, Traffic Services Department

LAC/psc

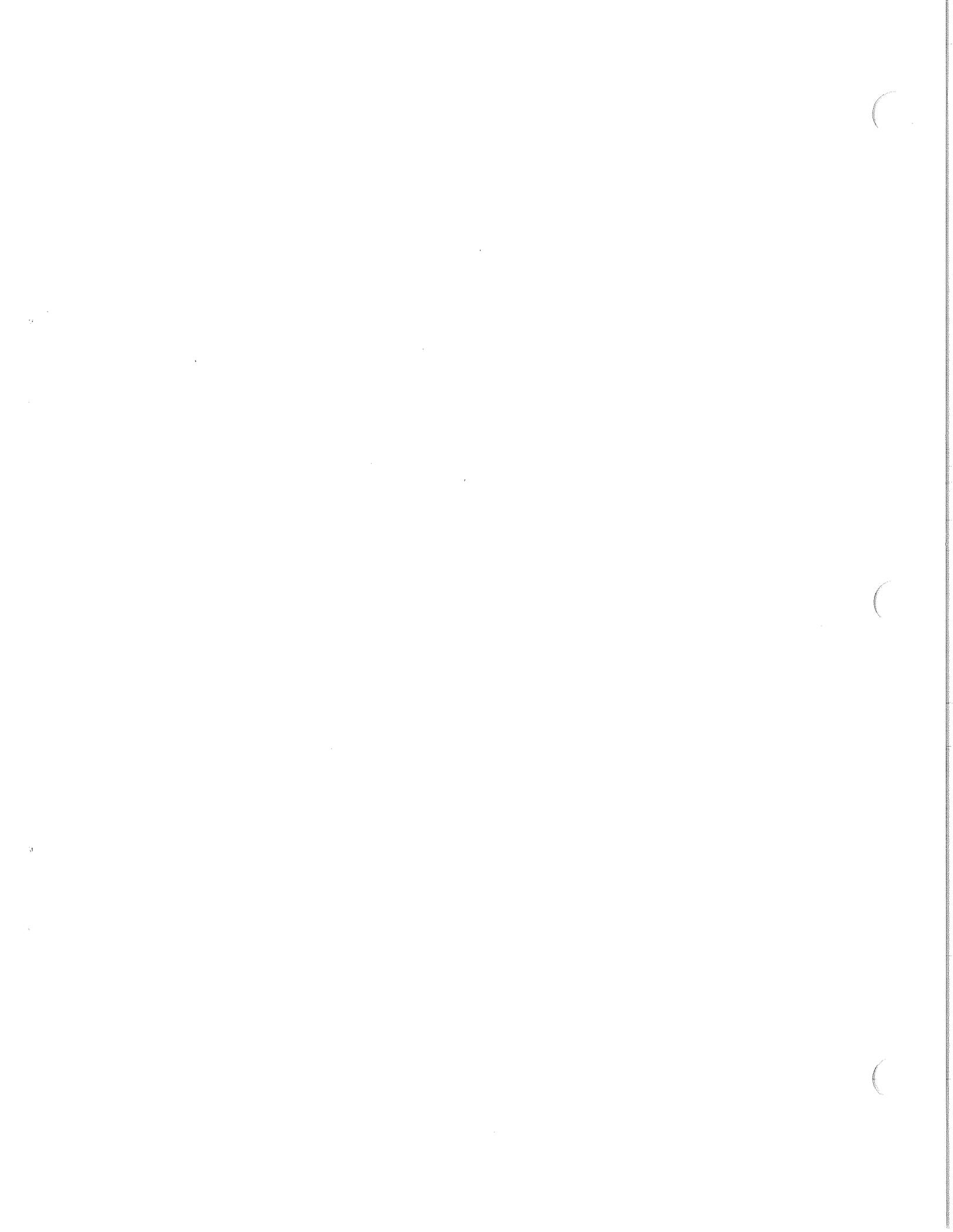
Enclosures  
Summary  
Map

cc: Roger L. Stancil, Assistant City Manager - Operations  
Sgt Dalton, Fayetteville Police Department

SUMMARY  
STREET LIGHTING SURVEY  
NOVEMBER 5, 1991

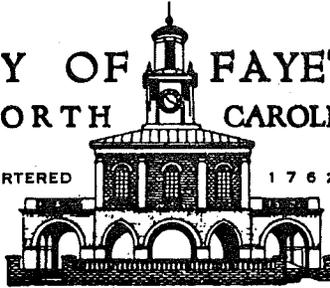
<u>STREET</u>	<u>FROM</u>	<u>TO</u>	I.E.S.		OBSERVED FOOTCANDLE AVG. · MAX/MIN
			RECOMMENDED FOOTCANDLE AVG.	MAX/MIN	
Person Street					
10 accidents	Franklin Street	Eastern Boulevard	2.0	3:1	4.0 20:1
6 accidents	Eastern Boulevard	North Water Street	2.0	3:1	2.4 5:1
6 accidents	North Water Street	City Limits	1.4	3:1	0.4 *
Murchison Road					
2 accidents	West Rowan Street	Blue Street	2.0	3:1	2.7 8:1
8 accidents	Blue Street	Filter Plant Road	2.0	3:1	1.5 7:1
11 accidents	Filter Plant Road	Langdon Street	2.0	3:1	3.1 23:1
12 accidents	Langdon Street	Jasper Street	1.4	3:1	3.2 110:1
	Jasper Street	Preston Avenue	2.0	3:1	4.0 24:1
	Preston Avenue	US 401 Bypass	2.0	3:1	3.6 45:1
	US 401 Bypass	Bowden Street	2.0	3:1	2.1 30:1
	Bowden Street	Shaw Mill Road	2.0	3:1	1.9 45:1
	Shaw Mill Road	Shaw Road	2.0	3:1	1.0 20:1
	Shaw Road	City Limits	2.0	3:1	0 *

\* Undefined - 0 Footcandle Observations



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



CITY CLERK  
433 HAY STREET

(919) 433-1989  
FAX (919) 433-1780

FAYETTEVILLE, NC 28301-5537

March 25, 1992

**MEMORANDUM**

TO: John P. Smith, City Manager  
FROM: Bobbie A. Joyner, City Clerk  
SUBJECT: **AGENDA ITEM APRIL 6, 1992 CITY COUNCIL MEETING -  
NOMINATIONS TO BOARDS AND COMMISSIONS**

**A. APPEARANCE COMMISSION - 1 Vacancy**

Meets 4th Tuesday, 5:45 p.m., City Hall

Nominations are still open to fill the unexpired term of Lonnie M. Player (W/M), at large category, term to December 1993. **Mr. Charlie Singer (W/M)** was nominated at the last meeting by Councilmember Robertson.

**B. HUMAN RELATIONS COMMISSION - 2 Vacancies**

Meets 2nd Thursday, 7:00 p.m., City Hall Council Chambers

Nominations are still open to fill the following:

- (1) R.H. Beatty (B/M) - Not eligible - served two terms. Councilmember Evans nominated **Col. (Ret) Irving Barker (W/M)** at the last meeting.
- (2) Mettarene McLean (B/F) - Unable to serve a second term. Councilmember Torrey nominated **Mr. Alphonzo McCoy (B/M)** at the last meeting.

Information sheets are attached for A and B1 and 2.

Blank Nomination Forms are also attached for your use.

NOTE: There will be one vacancy on the Board of Appeals in May.

Attachments

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 7

*Recommended by Chairman Judy Masters*

NOMINATION FORM  
BOARDS, COMMITTEES AND COMMISSIONS  
CITY OF FAYETTEVILLE

(PLEASE PRINT OR TYPE)

*At Large*

NOMINATION FOR VACANCY ON THE APPEARANCE COMMISSION

BY COUNCILMEMBER N. Robertson

DATE: 3-16-92

Mr./Mrs./Ms. CHARLIE SINGER

DOES LIVE IN CITY LIMITS AND IS NOT SERVING ON ANOTHER BOARD OR COMMISSION

ADDRESS 3911 Eastdale St.  
(Street and/or P.O. Box)

ZIP: 28311

TELEPHONE: HOME 488-8665

BUSINESS 396-2736

BUSINESS H. Bragg

JOB TITLE: Master Planner

RACE \_\_\_\_\_

SEX \_\_\_\_\_

ACTIVITIES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER INFORMATION: Helped establish park systems in San Francisco Bay area... Has experience in planning, including environmental planning.

Received by City Clerk Bj

3-16-92  
(date)

Elected: YES \_\_\_\_\_

NO \_\_\_\_\_

Letter: \_\_\_\_\_

A

**NOMINATION FORM**  
**BOARDS, COMMITTEES AND COMMISSIONS**  
**CITY OF FAYETTEVILLE**

(PLEASE PRINT OR TYPE)

NOMINATION FOR VACANCY ON THE Human Services Commission  
BY COUNCILMEMBER Mildred Evans DATE: \_\_\_\_\_  
Mr./Mrs./Ms. Colonel Irving Becker, Retired DOES LIVE IN CITY LIMITS AND IS  
NOT SERVING ON ANOTHER BOARD OR  
COMMISSION

ADDRESS 2539 N. Edge water Dr ZIP: 28303  
(Street and/or P.O. Box)

TELEPHONE: HOME 485-6777 BUSINESS \_\_\_\_\_

BUSINESS \_\_\_\_\_ JOB TITLE: \_\_\_\_\_

RACE w/m SEX m

ACTIVITIES: \_\_\_\_\_  
Capable, willing to participate in  
activities and has time to do this

OTHER INFORMATION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Received by City Clerk \_\_\_\_\_ (date)

Elected: YES \_\_\_\_\_ NO \_\_\_\_\_ Letter: \_\_\_\_\_

B

NOMINATION FORM  
BOARDS, COMMITTEES AND COMMISSIONS  
CITY OF FAYETTEVILLE

(PLEASE PRINT OR TYPE)

NOMINATION FOR VACANCY ON THE HUMAN RELATIONS COMMISSION

BY COUNCILMEMBER T. Jorrey DATE: 3-16-92

Mr./Mrs./Ms. Alphonso McCoy DOES LIVE IN CITY LIMITS AND IS NOT SERVING ON ANOTHER BOARD OR COMMISSION

ADDRESS 804 Rosewood Ave ZIP: 28301  
(Street and/or P.O. Box)

TELEPHONE: HOME (919) 822-4751 BUSINESS N/A

BUSINESS N/A JOB TITLE: N/A

RACE Black SEX Male

ACTIVITIES: Civic Organizations, Social Organizations and College Heights Presbyterian Church.

OTHER INFORMATION: Would desire serving on the Planning Board when vacancy occurs.

Received by City Clerk BQ 3-16-92  
(date)

Elected: YES  NO  Letter:

B

**NOMINATION FORM**  
**BOARDS, COMMITTEES AND COMMISSIONS**  
**CITY OF FAYETTEVILLE**

(PLEASE PRINT OR TYPE)

NOMINATION FOR VACANCY ON THE \_\_\_\_\_

BY COUNCILMEMBER \_\_\_\_\_ DATE: \_\_\_\_\_

Mr./Mrs./Ms. \_\_\_\_\_ DOES LIVE IN CITY LIMITS AND IS  
NOT SERVING ON ANOTHER BOARD OR  
COMMISSION

ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
(Street and/or P.O. Box)

TELEPHONE: HOME \_\_\_\_\_ BUSINESS \_\_\_\_\_

BUSINESS \_\_\_\_\_ JOB TITLE: \_\_\_\_\_

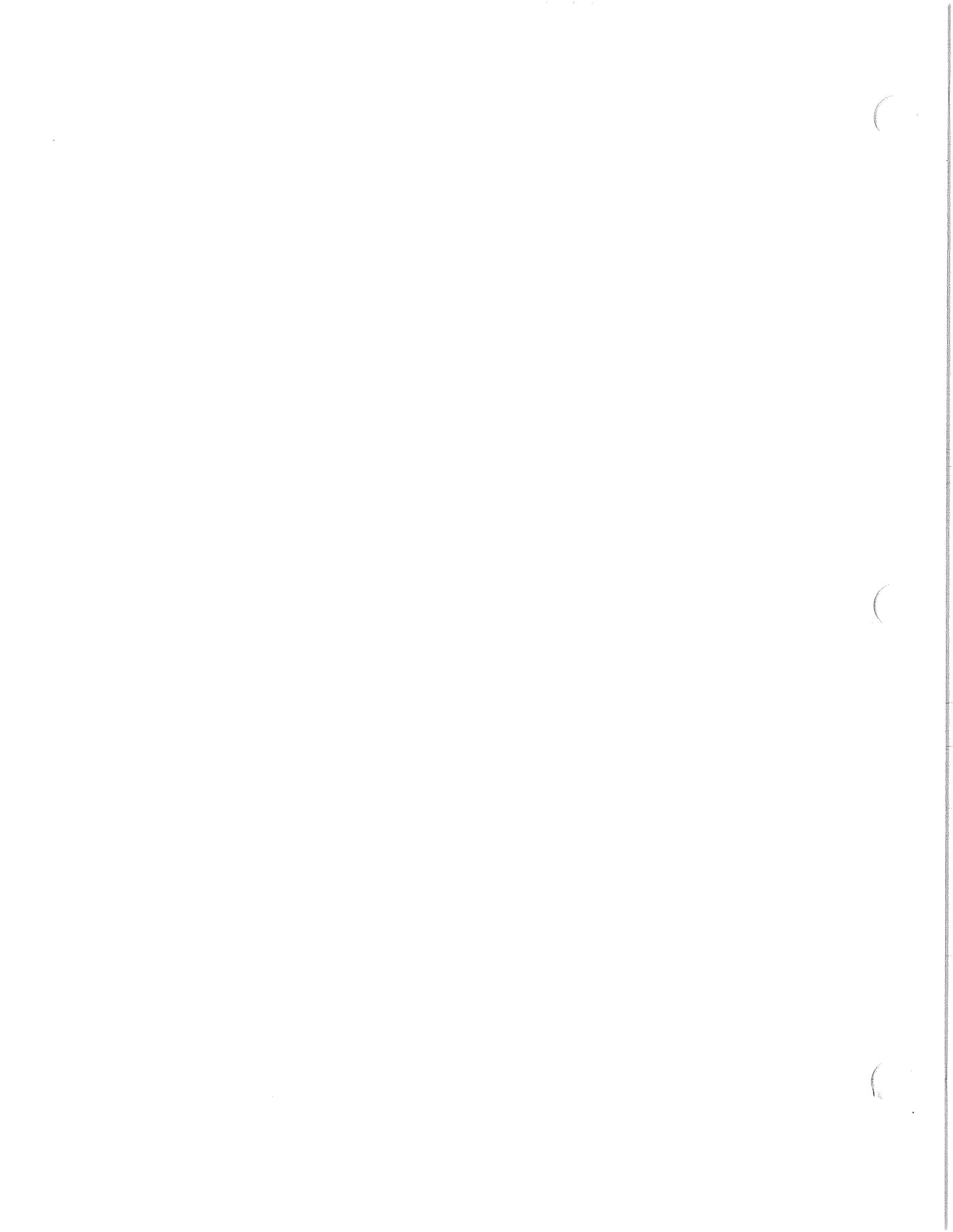
RACE \_\_\_\_\_ SEX \_\_\_\_\_

ACTIVITIES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER INFORMATION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Received by City Clerk \_\_\_\_\_ (date)

Elected: YES \_\_\_\_\_ NO \_\_\_\_\_ Letter: \_\_\_\_\_



**NOMINATION FORM**  
**BOARDS, COMMITTEES AND COMMISSIONS**  
**CITY OF FAYETTEVILLE**

(PLEASE PRINT OR TYPE)

NOMINATION FOR VACANCY ON THE \_\_\_\_\_

BY COUNCILMEMBER \_\_\_\_\_ DATE: \_\_\_\_\_

Mr./Mrs./Ms. \_\_\_\_\_ DOES LIVE IN CITY LIMITS AND IS  
NOT SERVING ON ANOTHER BOARD OR  
COMMISSION

ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
(Street and/or P.O. Box)

TELEPHONE: HOME \_\_\_\_\_ BUSINESS \_\_\_\_\_

BUSINESS \_\_\_\_\_ JOB TITLE: \_\_\_\_\_

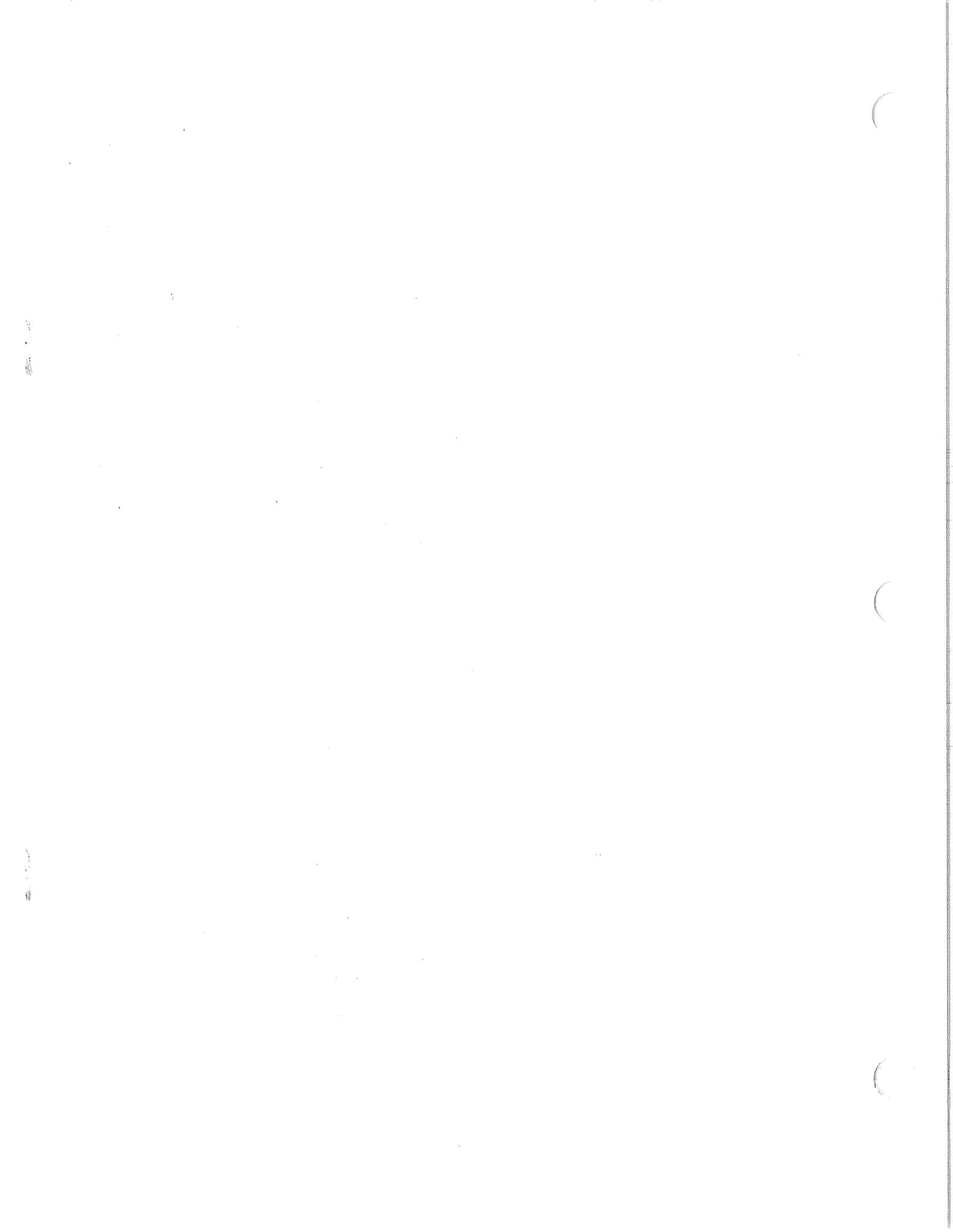
RACE \_\_\_\_\_ SEX \_\_\_\_\_

ACTIVITIES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER INFORMATION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

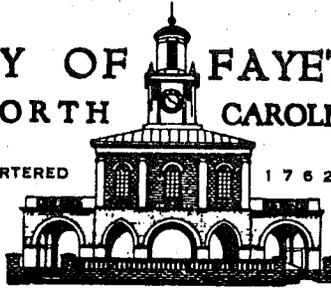
Received by City Clerk \_\_\_\_\_ (date)

Elected: YES \_\_\_\_\_ NO \_\_\_\_\_ Letter: \_\_\_\_\_



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



FINANCE DEPARTMENT  
2ND FLOOR, CITY HALL

433 HAY STREET  
P.O. DRAWER D

FAYETTEVILLE, NC 28302-1746

March 19, 1992

MEMORANDUM

TO: John P. Smith, City Manager  
FROM: Kai Nelson, Finance Director *KN*  
SUBJECT: Tax Refunds of Less Than \$100

The following tax refunds of less than \$100 were approved for the months of October and November:

<u>Taxpayer's Name</u>	<u>Nature of Clerical Error</u>	<u>Property Description</u>	<u>Amount</u>
Cranfill, Lee T. & Dorothy	1987 Toyota charged on Bill #2802324 in the name of World Omni.	1987 Toyota	\$50.80
Cole, Mary Lee & Mark E.	Illegal tax: Military non-resident. LES mailed late.	Lt 1, Ascot Sec 3 Pt 1 and personal property	\$75.74
Bentley, Billy Jr.	Discovered in error. 1968 Ashkos charged on Bill #1256232.	1991 discovered vehicle, 1968 Ashkos F338	\$31.53
Bator, Jadwiga	Equipment disposed of in 1989 and 1990 failed to be removed from equipment figures.	T/A J B's Jewelry LOC: 3308 Bragg Boulevard	\$27.42
Ellis, Cecil M. & wife	1981 Dodge pickup double listed on #1398169 under Ellis, Robert, J.	Lt 7 Josephine Lee Estates, 510 Cude Street & .03 AC Street	\$18.04



John P. Smith  
Page 2  
March 19, 1992

<u>Taxpayer's Name</u>	<u>Nature of Clerical Error</u>	<u>Property Description</u>	<u>Amount</u>
Crockett, Antonio Deshon & Felicia	Illegal tax: Military non-resident. LES received 12-30-91.	Lot 64, McArthur Place Sect 2 & personal property	\$42.50
Ferguson, Carl T.	Billed in error for 1990 Chevy van. Should be 1989 per DMV.		\$14.75
Fuller, Donald C. & Deborah	Per Bill of Sale - car valued too high.	517 N/S McDaniel Street	\$10.98
Marshburn, Ervin Brian	Correct tax district to Vander.		\$67.81
Patterson, Ernest Heirs	1956 Olds charged on Bill #1250315.	4.70 acres Cumb Nat Bank, 1110 Deep Creek Road and personal	\$40.69
Jones, Donald Franklin & wife Sandra Williams	87 BMW valued incorrectly per NADA	Lot 16, Cambridge Sec 3 Pt 2 1709 Bixey Street	\$58.28
Heisler, Robert C. & & Patti D.	Illegal tax: Military non-resident. (1/2 tax)		\$21.74
Heisler, Ida	QA exemptionn not given.	Took frontage off property on side when Cain Road was widened. Plus from front of property.	\$69.24
Hart, Philip S. & wife	Taxpayer listed a 1989 Honda not owned.	Lt 5 Blk G MacPherson Estates 607 Argyll Road	\$81.10
Haire, Kenneth A.	Adjust for OA exemption per timely application.	231 Pinecrest Drive 49 Walker Sub.	\$69.24
Graves, John H.	Motor charged in error. Boat is an inboard/ outboard.		\$10.10
Mitchell, Pauline Arthur, III	Taxpayer listed a 1980 Olds not owned.		\$9.36

John P. Smith  
Page 3  
March 19, 1992

<u>Taxpayer's Name</u>	<u>Nature of Clerical Error</u>	<u>Property Description</u>	<u>Amount</u>
Monroe, Owen B., Jr. & wife	Taxpayer listed a 1976 Ford F150. Did not own on 1-1-90.	Lt 13 Blk B Pine Lake Est	\$8.65
Nice, Roger S. & Sun Cha	Illegal tax: Military non-resident. LES received late.	Lt 152 College Lakes Sec 12 Pt 2 and personal	\$67.17
Santoriello, Kathy Ann	Taxpayer listed a 1990 Saab that is leased by Saab-Scania Financial Services and listed on Bill #4067825.		\$94.55
Scarff, John B. & Heather	Adjust value of boat and trailer per type.		\$7.45
Watkins, Thomas D. & Barbara	Vehicle failed to be deleted during data entry.		\$12.96
White, Charles Julius	Taxpayer listed a 1977 Buick not owned.		\$13.97
Wood, Christopher & Judith	Charged with late listing penalty in error.		\$2.16
Wing Air Lease, Inc.	1986 Acura located and listed in Horry County, South Carolina.	1986 Acura	\$64.60
Wing Air Lease, Inc.	1987 Chry Five was sold to Patricia Glist in February 1987.	1989 vehicle discovery	\$71.66

KN/kb1

1000

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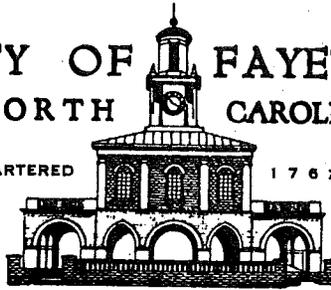
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THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

April 1, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager

THROUGH: Roger L. Stancil, Assistant City Manager

FROM: Michael L. Walker, P.E., Acting City Engineer *MW*

SUBJECT: Clean Water Act of 1987 - National Pollutant Discharge Elimination System (NPDES) Permit - Part I

One purpose of this memorandum is to inform both City Council and management as to what is being required of our City in order to comply with the above referenced storm water regulations. An additional purpose of this memo is to inform both Council and management as to the estimated funding which will be required from the City in the near future.

As a result of the Clean Water Act of 1987, all storm water discharges from a municipal separate storm water system serving a population of 100,000 or more requires a permit which will regulate such discharges. Initially, the City of Fayetteville was exempt from this law; however, Cumberland County was required by the State of North Carolina to submit a permit application. In February 1991, Cumberland County selected an engineering firm and initiated their permit application process. One of their first submissions was a map of the county, showing population concentrations and "probable areas of pollution." Early in their review of the Cumberland County preliminary submission, the state concluded that the most heavily populated area of the county was the City of Fayetteville.

At that point (November 1991), the state considered two options:

- Option (1) - Requiring a joint City/County permit.
- Option (2) - Require two separate permits - one from the County and another from the City.

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

ITEM 8.B.

## MEMORANDUM

Mr. John P. Smith  
Page Two  
April 1, 1992

These permits are very complex documents to prepare and the following tasks must be completed in considerable detail. Specifically, the following data must be provided in the Part I submittal:

- (1) Source Identification  
This effort will involve the location of all storm drainage outfalls in the City, and establishing the following parameters for each: land use, soil type, drainage area, extent of piping, location of storm water controls, and other data. This effort is best done through office research, map analysis and field reconnaissance.
- (2) Discharge Characterization  
This is the measurement of common pollutants in 250 locations of the City and the complete analysis of the test results. This testing is to establish a general picture of the magnitude of pollution problems in the City.
- (3) Legal Authority  
This task requires that the consultant research the City ordinances and the State general statutes to determine what legal authority currently exists for the control of pollutant discharges in the City.
- (4) Describe Controls  
This task requires the consultant to research and assess all state, federal and local programs that serve on some level as storm water controls. Many common practices function on some level as controls. Examples: street sweeping, litter control, sediment/erosion control programs.
- (5) Fiscal Resources  
This task is to evaluate the municipality's ability to finance the increased program that will eventually be required under NPDES and to determine how current storm water programs are funded.

MEMORANDUM

Mr. John P. Smith  
Page Three  
April 1, 1992

Based on probable cost savings by having the City and County combine their efforts, the respective staffs are recommending to their governing bodies that a joint City/County permit be prepared and submitted. The following data is pertinent:

A.	Estimated Cost of a separate City Permit for Phase I	\$581,000
	Estimated Cost of a separate County Permit for Phase I	\$581,000
B.	Estimated Cost of a Joint City/County Permit	\$834,000
	The City would be required to fund one-half of this amount, or	\$417,000
	Savings to be realized by the City by having a joint permit	\$164,000
	Savings to be realized by the County by having a joint permit	\$164,000

The above funding will complete all tasks required for the Part I submittal to the state which is due by September 18, 1992. The required funding for a joint permit has been included in our department's budget request for FY 92-93.

A first draft of an interlocal agreement between the City and County has been prepared and is currently being reviewed by the City staff. This agreement, when finalized, will be presented to the Council for approval.

In mid-1993, a Phase II submittal will be required in which a comprehensive program to control discharges and pollutants must be presented to the State. At this time, the City staff cannot accurately estimate the cost of this Phase II portion of the permitting process. The law is so new that no historical data exists.

MLW/mak

100-100000-100000

100-100000-100000

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THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

April 1, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager  
THROUGH: Roger L. Stancil, Assistant City Manager  
FROM: Michael L. Walker, P.E., Acting City Engineer *MLW*  
SUBJECT: Status Report on Winslow Street Bridge Project  
City Engineering Department Project 03-336-86

We are very pleased to announce that construction has now begun on the Winslow Street Bridge.

Work on this project began the second week in March and our contractor, C. C. Mangum, Inc. of Raleigh is currently proceeding on schedule.

We intend to keep both the City Council and management closely informed on the status of this project in the upcoming weeks.

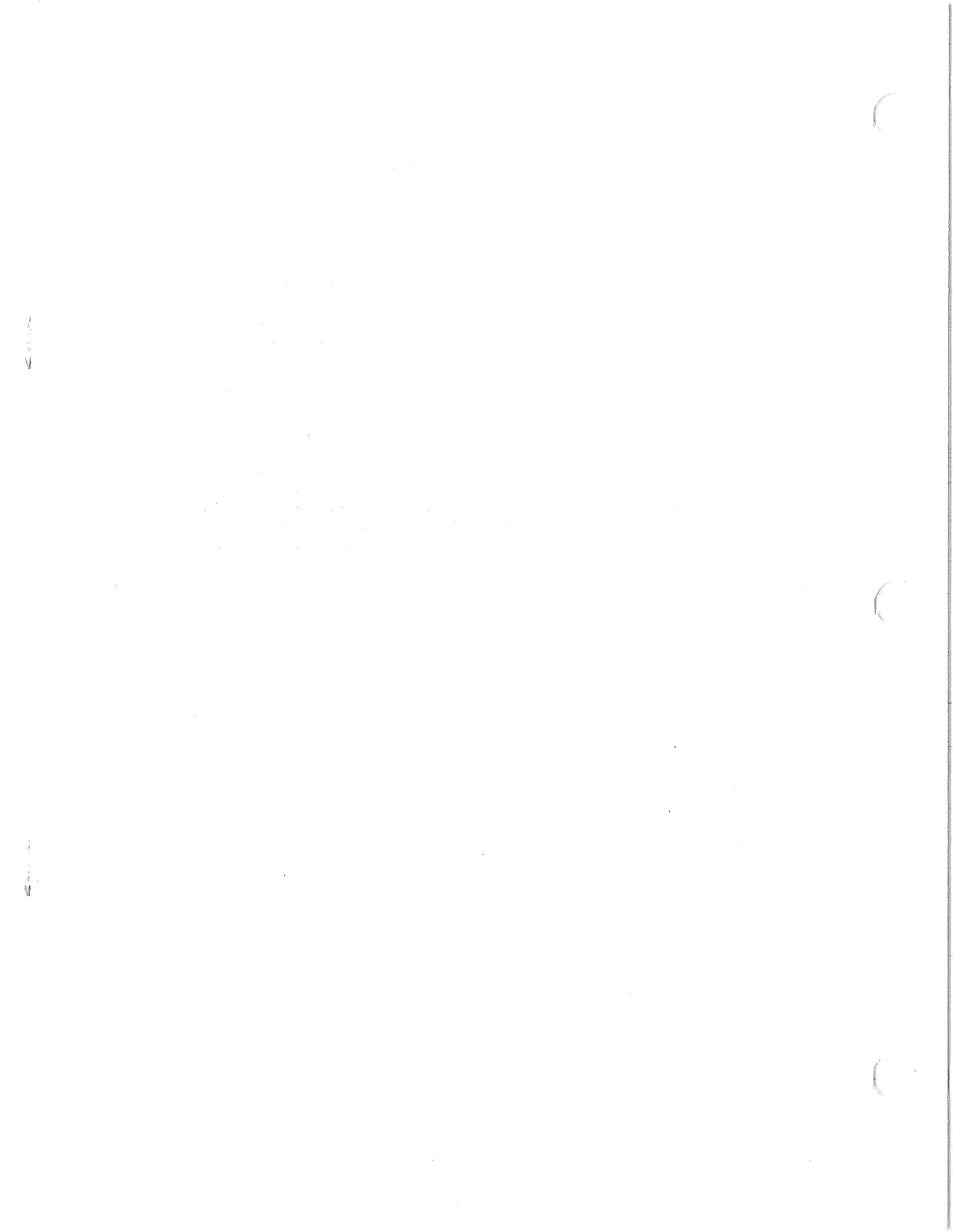
The scheduled completion date is August 30, 1992 and we have included a clause in the contract which rewards the contractor for completing the project earlier than the scheduled completion date.

MLW/mak

An Equal Opportunity  
City of

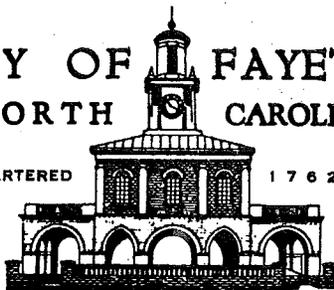


Affirmative Action Employer  
Dogwoods



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



ENGINEERING DEPARTMENT  
433 HAY STREET

FAYETTEVILLE, NC 28301-5537  
(919) 433-1656

April 1, 1992

MEMORANDUM

TO: Mr. John P. Smith, City Manager

THROUGH: Roger L. Stancil, Assistant City Manager

FROM: Michael L. Walker, P.E., Acting City Engineer *MW*

SUBJECT: Effect of K-Mart/Lowes Project on Buckhead Creek in the Vicinity of Montclair Subdivision

At the March 16, 1992 Council meeting, Councilmember Kendrick raised concern over the stormwater effects downstream caused by the recent K-Mart/Lowes development on Skibo Road. He was particularly concerned about the effects of this development on the residents of Montclair Subdivision and surrounding area.

The staff has reviewed our topographic maps of the conditions in this area and we also contacted the consulting engineering firm (OGDEN Environmental) who is currently conducting the stormwater study of our City. We have asked OGDEN to analyze and compare the peak flows prior to the above development and peak flows to be expected after completion of this development. Their findings are as follows:

Storm Runoff Quantity <u>before</u> the K-Mart/Lowes Development downstream near Montclair Subdivision and Raeford Road	1641 cubic ft./sec.
Storm Runoff Quantity <u>after</u> the K-Mart/Lowes Development near Montclair Subdivision and Raeford Road	1671 cubic ft./sec.
Net Increase	30 cubic ft./sec.
% Increase	1.8%

An Equal Opportunity  
City of



Affirmative Action Employer  
Dogwoods

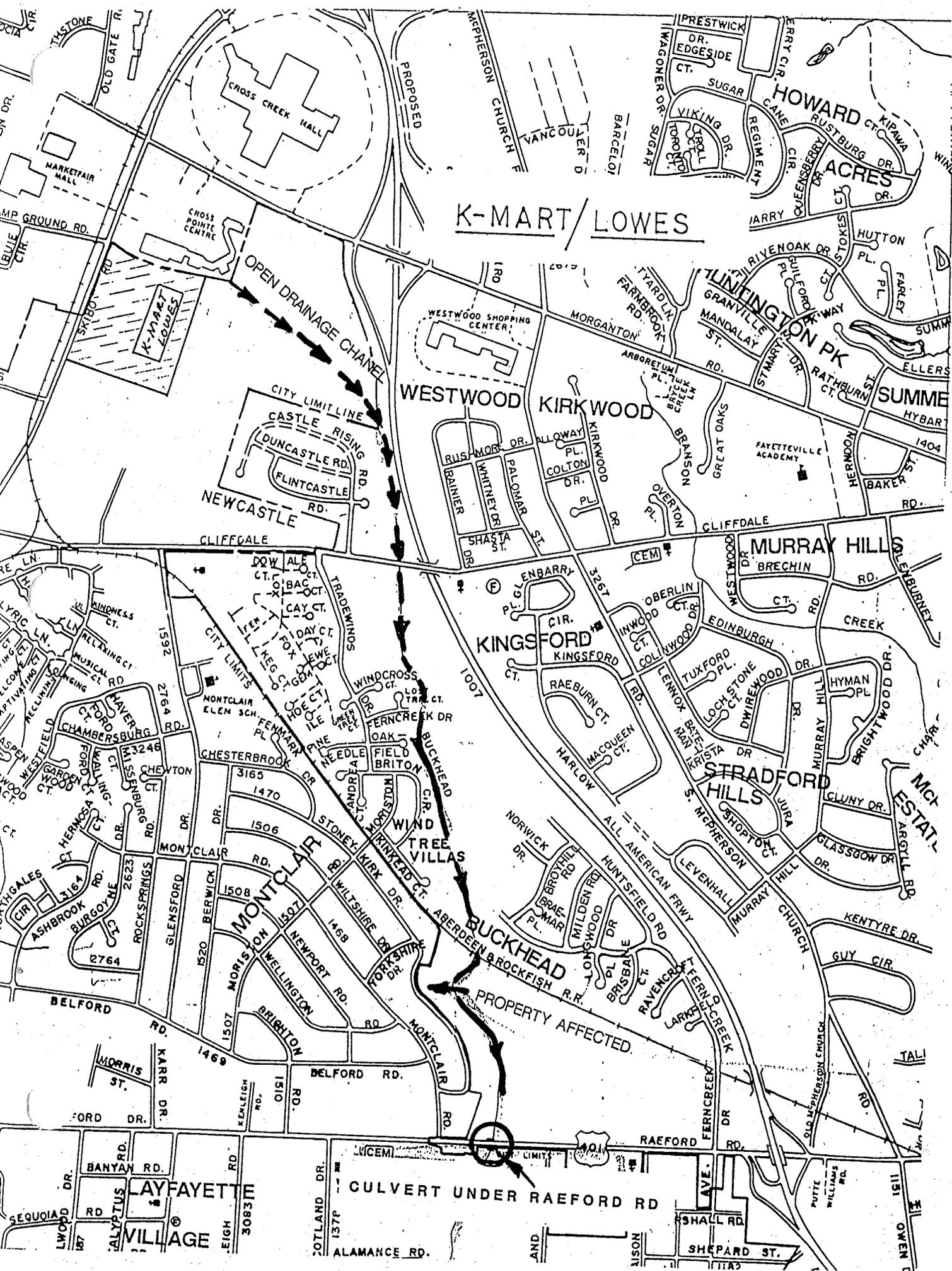
MEMORANDUM

Mr. John P. Smith  
Page Two  
April 1, 1992

Based on the consultant's findings, we have concluded that the K-Mart/Lowes project contributes very little additional runoff to the total quantity of water in the Montclair/Raeford Road watershed as a result of the 10-year design storm.

We do, however, wish to point out that with or without this K-Mart/Lowes development, the consultant's findings and our own experience in this area does indicate that some flooding would occur around the Montclair Subdivision area in the event of the 10-year design storm. There is a high degree of probability that the first floors of several houses will be flooded in the event of the design storm occurring in this watershed. (The City's design criteria is the 10-year storm.) These houses would most probably experience flooded conditions even if the K-Mart/Lowes development had not occurred.

MLW/mak



K-MART/LOWES

OPEN DRAINAGE CHANEL

WESTWOOD

KIRKWOOD

KINGSFORD

STRADFORD HILLS

BUCKHEAD

CULVERT UNDER RAEFORD RD

PROPERTY AFFECTED

MONTCLAIR

LAYFAYETTE VILLAGE

NEWCASTLE

MURRAY HILLS

HOWARD ACRES

CLIFFDALE

SUMMER

MCT ESTAT

THYSTONE

MARKETFAIR HALL

CROSS POINT CENTRE

K-MART/LOWES

WINDNESS CT

CHAMBERSBURG

ASHBROOK

BELFORD

WYOMING

SEQUOIA

WINDCROSS

CHESTERBROOK

MONTCLAIR

BELFORD

WELLINGTON

ALAMANCE

WINDCROSS

WINDCROSS

MONTCLAIR

BELFORD

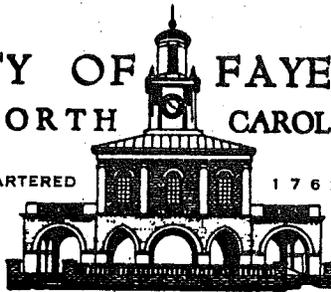
WELLINGTON

ALAMANCE



THE CITY OF FAYETTEVILLE  
NORTH CAROLINA

CHARTERED 1762



TRAFFIC SERVICES DEPARTMENT  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797  
TEL. (919) 433-1880

SIGNS AND MARKINGS DIVISION 433-1795  
SIGNALS DIVISION 433-1796  
339 ALEXANDER STREET  
FAYETTEVILLE, NC 28301-5797

March 31, 1992

MEMORANDUM

TO: John P. Smith, City Manager

FROM: Louis A. Chalmers, Jr., P.E.,  
Director, Traffic Services Department *LAC*

REFERENCE: Traffic Operations  
Morganton Road and Northview Drive

We have reviewed traffic operations at Morganton Road and Northview Drive in response to a request from Councilmember Nat Robertson.

Morganton Road has a traffic volume of 14,500 vehicles per day. Northview Drive daily traffic volume is 1,400 vehicles per day. Traffic volumes at this intersection meet none of the 11 Manual on Uniform Traffic Control Devices warrants for installation of a traffic signal.

There have been ten traffic accidents at this location in the past three years. Both accident rate and severity are below our city wide average. Rear end and angle accidents account for 60% of this accident experience. Citations were issued to two drivers for exceeding safe speed.

We would recommend that the Fayetteville Police Department add this location to their High Visibility Enforcement Program to encourage drivers to observe the 35 mph speed limit and discourage unsafe movements by motorists.

LAC/psc

Attachment  
Map

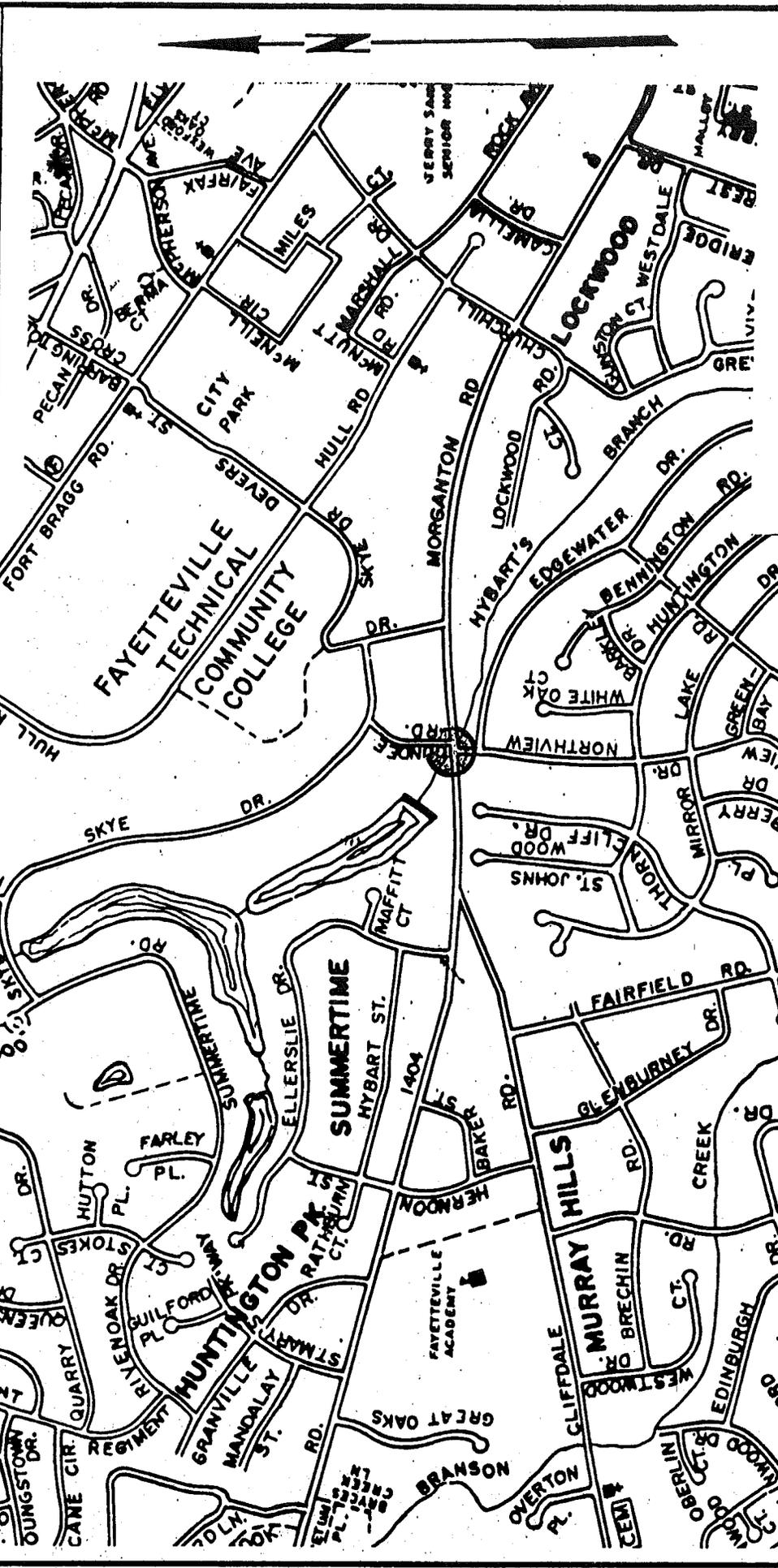
cc: Roger L. Stancil, Assistant City Manager - Operations  
CPT Cook, Special Enforcement Division, Fayetteville Police  
Department

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REVISION	DATE	BY



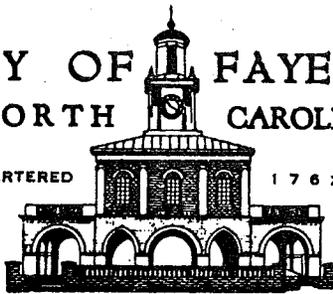
**CITY OF FAYETTEVILLE**  
**TRAFFIC SERVICES DEPARTMENT**

**MORGANTON RD. & NORTHVIEW DR.**

APPROVED:  CITY TRAFFIC ENGINEER  
DESIGNED BY: DRAWN BY: NO. FIELD BOOK  
1-1000 4-1-92 151 4-1-92 151

**THE CITY OF FAYETTEVILLE**  
**NORTH CAROLINA**

CHARTERED 1762



OFFICE OF THE CHIEF OF POLICE  
SUITE 124, 131 DICK STREET

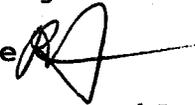
FAYETTEVILLE, N. C. 28301-5798  
TELEPHONE: (919) 433-1819

16 March 1992

MISSION STATEMENT

PERFORM OUR DUTIES AND FULFILL OUR RESPONSIBILITIES OF ENFORCING THE LAW, PRESERVING THE PEACE AND PROVIDING POLICE SERVICES SO THAT IT IMPROVES THE QUALITY OF LIFE FOR ALL CITIZENS WITHIN OUR JURISDICTION CONSISTENT WITH THE GOALS AND MISSIONS OF THE CITY OF FAYETTEVILLE.

**MEMORANDUM**

**TO :** Roger Stancil, Assistant City Manager  
**FROM :** Ronald E. Hansen, Chief of Police   
**SUBJECT:** Inquiry by Councilperson Robertson--Accident Reports

We indicate to the public that accident reports require a three working day turn around for a number of reasons.

1. People arrive at the Law Enforcement Center within minutes of an accident requesting their report unless they are informed otherwise.
2. Reports must be checked by a Supervisor for accuracy.
3. Accidents happening at the end of a shift require overtime to complete unless we tell the citizen about the three day wait and the officer is available the following day.
4. We have a considerable problem with officers completing accident report before the officers go on leave (2 to 4 days) which sometimes results in overtime.
5. In our world officers seldom have the time to complete an accident before their next call, they generally complete the reports between calls.
6. The majority of accident reports are for insurance purposes, those with personal injury take additional time, normally we do not have complaints about the serious accidents. We do receive limited complaints from citizens who want immediate service (about 1 to 3 complaints a year come to my attention).

122nd **NATIONALLY ACCREDITED**



**LAW ENFORCEMENT AGENCY**

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**INFORMATION**

Roger Stancil, Assistant City Manager  
16 March 1992  
Page Two

We have found that establishing a three day policy is prudent. We do the report quicker when a legitimate reason exists. If a citizen presents a reasonable request we react appropriately.

REH:lof

cc: Major Cannady

# Fayetteville

*North Carolina*

CHAMBER OF COMMERCE

METROVISIONS

## LEADERSHIP SUMMIT

### PURPOSE:

Bring together Community Leaders to:

1. Renew the Visioning and initiative development process.
2. Evaluate where we are and where we need to go.
3. Refocus our efforts and build the community consensus necessary to move the process forward.

### EXPECTED OUTCOMES:

1. Provide a forum for the leaders in the Fayetteville metropolitan area to meet and discuss our future.
2. Review and modify Metrovision's 23 initiatives as required.
3. Build a consensus among those attending on the leading initiatives for immediate focus.
4. Identify leaders for those initiatives.

### WHO IS INVITED?

1. Any resident of Cumberland County who views themselves as a leader.

COST: \$50.00 per person

### WHEN:

Thursday, May 14th	-	5:30 PM	-	9:00 PM
Friday, May 15th	-	8:30 AM	-	4:00 PM
Saturday, May 16th	-	8:30 AM	-	11:30 AM

WHERE: Fayetteville State University

---

\*LEADERSHIP SUMMIT\*

INFORMATION

