

DRAFT

FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER, CITY HALL
DECEMBER 11, 2023
7:00 P.M.

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Malik Davis (District 2); Mario Benavente (District 3); D. J. Haire (District 4); Lynne Greene (District 5); Derrick Thompson (District 6); Brenda McNair (District 7) (via zoom); Courtney Banks-McLaughlin (District 8); Deno Hondros (District 9)

Others Present: Douglas Hewett, City Manager
Lachelle Pulliam, Interim City Attorney
Adam Lindsay, Assistant City Manager
Kelly Olivera, Assistant City Manager
Jeffrey Yates, Assistant City Manager
Jodi Phelps, Chief of Staff
Kemberle Braden, Police Chief
Mike Hill, Fire Chief
Toney Coleman, Airport Director
Loren Bymer, Marketing & Communications Director
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order.

2.0 INVOCATION

The invocation was offered by Dr. Lionel Cartwright.

3.0 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Colvin and City Council.

4.0 ANNOUNCEMENTS AND RECOGNITIONS

Mayor Colvin presented the Key and Coin of the City to Mr. Michael Hill, Fire Chief, in recognition of his retirement after serving the Fire Department for 30 years.

Mayor Colvin presented the Key and Coin of the City to Dr. Toney Coleman, Airport Director, in recognition of his retirement after serving at the Airport for over 20 years.

5.0 CITY MANAGER REPORT

Mr. Douglas Hewett, City Manager, stated his weekly report is posted on the City's web site, and thanked the Mayor and City Council for their recognition and presentation of the Key to the City for Mr. Michael Hill, Fire Chief, and Dr. Toney Coleman, Airport Director.

6.0 APPROVAL OF AGENDA

MOTION: Council Member Banks McLaughlin moved to approve the agenda with the addition of Consent Item 7.08, Authorizing the City Manager to execute a settlement agreement with prior Police Chief Gina Hawkins.

SECOND: Council Member Thompson

VOTE: PASSED by a vote of 8 in favor to 2 in opposition (Council Members Benavente and Hondros)

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7.0 CONSENT AGENDA

MOTION: Council Member Haire moved to approve the consent agenda except for Items 7.01 and 7.07; pulled for separate votes.
SECOND: Council Member Greene
VOTE: PASSED by a vote of 8 in favor to 2 in opposition (Council Members Benavente and McNair)

7.01 Pulled for separate vote

7.02 Adoption of Capital Project Ordinance 2024-10 and Capital Project Ordinance Amendment 2024-8 to Appropriate Grant Award for Wayland Drive Drainage Improvements

The City has been awarded a FEMA Building Resilient Infrastructure and Communities (BRIC) Grant for the Wayland Drive Drainage Improvement Project. The total project amount is \$479,017.00. This includes a total grant of \$342,155.00 and a local match of \$136,862.00. Council is asked to authorize the acceptance of the grant award and to adopt Capital Project Ordinance (CPO) 2024-10 to appropriate the funding. Council is also asked to adopt Capital Project Ordinance Amendment (CPOA) 2024-8 (CPO 2024-6) to appropriate funding to cover the local match amount.

7.03 Adoption of Budget Ordinance Amendment 2024-7 (Carryover of Encumbered, Assigned and Donated Funds from Fiscal Year 2023 and Other Items)

Budget Ordinance Amendment (BOA) 2024-7 will appropriate \$3,283,912.00 across several annually budgeted funds for outstanding purchase orders and contracts at the close of fiscal year 2022-2023 (FY23). These appropriations will be funded through fund balance or net asset appropriations for the various funds.

The BOA will appropriate \$3,218,912.00 for specific items for which funding was assigned (designated) for the General Fund on financial statements at the close of FY23. Included is \$2,485,339.00 for Fire Department vehicle replacements, which was pre-paid during FY23 and will be recorded as an expenditure in FY24. Funding for this expenditure was included in the General Fund FY23 budget. This appropriation will be funded by an appropriation from the General Fund balance.

In addition, the BOA includes \$35,000.00 for replacement equipment for the Fayetteville Airport to be funded from the Airport Operating Fund and \$30,000.00 for the continuation of the Water and Sewer Extension Program to be funded from the Stormwater Operating Fund, which was pre-paid during FY23 and will be recorded as expenditures in FY24. Funding for these expenditures was included or available in the FY23 budget. These appropriations are to be funded by an appropriation from the fund balance of the respective funds.

7.04 Professional Service Contract Execution Recommendation - Phase 1 Watershed Study for Beaver Creek 1

Authorize the execution of an engineering service contract for professional services for \$690,100.00 for Phase 1 Watershed Study for Beaver Creek 1 as part of the Watershed Master Plan program to the consulting firm Arcadis G&M of North Carolina, Inc (Arcadis).

This qualification-based selection of Arcadis is utilizing the City's On-Call Professional Engineering Services for Comprehensive Stormwater Watershed Studies.

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7.05 Bid Recommendation and Resolution of Tentative Award - Adam Street Drainage Improvements Project

RESOLUTION OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA FOR TENTATIVE AWARD OF THE ADAM STREET DRAINAGE IMPROVEMENT PROJECT. RESOLUTION NO. R2023-055

7.06 MOTIVA First Responder Grant Award-Fayetteville Police Department Project Ordinance 2023-4 for the FY24

The City has been awarded grant funding for fiscal year 2023-2024 for the Fayetteville Police Department through the MOTIVA First Responder Grant Program. Council is asked to accept the grant funding in the amount of \$5,000.00 needed for first aid kits, fire extinguishers, and collapsible cones used to improve safety of officers and the community during emergency situations for fiscal year 2023-2024.

7.07 Pulled for separate vote.

7.08 Authorizing the City Manager to execute a settlement agreement with former Police Chief Gina Hawkins

7.01 Approval of Meeting Minutes:

November 6, 2023 - Work Session

November 13, 2023 - Discussion of Agenda Items

November 13, 2023 - Special

November 13, 2023 - Regular

November 27, 2023 - Discussion of Agenda Items

November 27, 2023 - Regular

MOTION: Council Member Benavente moved to approve the minutes.

SECOND: Council Member Hondros

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

7.07 Downtown Social District Pilot Review and Next Steps

MOTION: Council Member Benavente moved to approve the Downtown Social District.

SECOND: Council Member Banks-McLaughlin

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

8.0 PUBLIC FORUM

Mr. Shaun McMillian, 6024 Goldenrain Drive, Fayetteville, NC, expressed the need for transparency and accountability for DeMarcus Brodie and urged hiring a Director for the Office of Community Safety.

Mr. Alber Treadwell, 1837 Broadell Drive, Fayetteville, NC, requested Council hold on the demolition of 4903 Murchison Road.

Ms. Tammy Terrell-Garcia, 6421 Whitehall Drive, Fayetteville, NC, expressed concerns about the Police not responding to a burglary call.

Mr. Joel Cook 6816 Torrance Lane, Fayetteville, NC, requested City Council adopt a resolution advocating for a ceasefire in Palestine.

Mr. Samer Allan (no address provided) requested City Council adopt a resolution advocating for a ceasefire in Palestine.

Ms. Lisette Rodriguez, 1701 Cherokee Drive, Fayetteville, NC expressed concerns regarding the recent Police-involved shooting and urged hiring a Director for the Office of Community Safety.

Ms. Mackenzie Smith (no address provided) advocated for ceasefire in Palestine.

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Mr. Sulaiman Kabia, 289 Sonora Drive, Lillington, NC, expressed concerns about the situation in Palestine and advocated for a ceasefire.

11.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:02 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk
121123

MITCH COLVIN
Mayor