

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER, CITY HALL, 433 HAY STREET  
MAY 23, 2022  
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Antonio Jones (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8) (arrived at 8:10 p.m.); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager  
Karen McDonald, City Attorney  
Telly Whitfield, Assistant City Manager  
Adam Lindsay, Assistant City Manager  
Jay Toland, Assistant City Manager  
Gina Hawkins, Police Chief  
Mike Hill, Fire Chief  
Gerald Newton, Development Services Director  
Robert Stone, Construction Management Director  
Kelly Olivera, Budget and Evaluation Director  
Chris Cauley, Economic and Community Development  
Jodi Phelps, Corporate Communications Director  
Jennifer Baptiste, Planning and Zoning Manager  
Craig Harmon, Senior Planner  
Robert Van Geons, FCEDC President/CEO  
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 Rabbi Dov Goldberg, Beth Israel Congregation.

**3.0 PLEDGE OF ALLEGIANCE**

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

**4.0 ANNOUNCEMENTS AND RECOGNITIONS**

Council Member Ingram announced "Momma's Village" has a milk-bank, please call (910) 764-8314, and there is no cost or time limit for how long it is available for those in need.

Mayor Colvin presented Colonel Scott Pence with the Key to the City in appreciation for his service, dedication, and contributions to the City of Fayetteville, North Carolina, while serving as the Fort Bragg Garrison Commander.

Mayor Colvin presented Ms. Cheyanne and Ms. Cali Rai Campos individual Keys to the City for their dedication and contributions to the community.

**5.0 CITY MANAGER REPORT**

Mr. Douglas Hewett, City Manager, stated he does not have a report for this meeting.

## 6.0 APPROVAL OF AGENDA

MOTION: Mayor Pro Tem Jensen moved to approve the agenda, with the exception of Items 7.01 and 10.03; tabled to the June 27, 2022, City Council meeting agenda.  
SECOND: Council Member Wright  
VOTE: UNANIMOUS (9-0)

## 7.0 CONSENT AGENDA

MOTION: Council Member Wright moved to approve the consent agenda, with the exception of Item 7.04 for presentation and separate vote.  
SECOND: Council Member Haire  
VOTE: UNANIMOUS (9-0)

## 7.0 CONSENT AGENDA

7.01 This item was tabled to June 27, 2022.

7.02 SUP22-03. Order of Approval - Findings of Fact: Special Use Permit for the expansion of a veterinary clinic to allow dog kennels in a Limited Commercial (LC) zoning district, to be located at 2921 Ramsey Street (REID # 0439604923000), totaling 0.84 acres ± and being the property of Dale Brown, JBDB Investments LLC.

### 7.03 Uninhabitable Structures Demolition Recommendations

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY COUNCIL. 310 Ingram Street. PIN 0438-71-6779. ORDINANCE NO. NS2022-014

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY COUNCIL. 522 School Street. PIN 0437-93-7343. ORDINANCE NO. NS2022-015

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY COUNCIL. 4830 Belford Road. PIN 0407-91-0869. ORDINANCE NO. NS2022-016

7.04 This item was pulled for presentation and separate vote.

### 7.05 Glenville Lake Walking Trail/Murchison Addition

Stewart Engineering made the revision to the Center City Parks & Trail Master Plan to include a trail that will provide access to Mazarick Park/Glenville Lake and Murchison Corridor. Recommendation is to approve the updates to the Center City Parks & Trail Master Plan.

### 7.06 Request for Legal Representation of City Employees

Authorization from the City Council to provide legal representation for City employees Gina V. Hawkins and Nicholas Wrench in the matter of *Regine Monigold and Normalita Andres v. Nicholas Scott Wrench, Gina V. Hawkins and City of Fayetteville*. The employees were acting within the scope and course of their employment with the City when the alleged incident(s) occurred.

#### **7.04 Approval of Grant Subrecipient Agreements with Mid-Carolina Council of Governments and Hoke County for Federal Transit Administration (FTA) Section 5310 Funding**

Mr. Randy Hume, Transit Director, presented this item and stated on October 11, 2021, City Council adopted Special Revenue Fund Project Ordinance 2022-7 to appropriate FTA Grant NC-2021-054-00 for Enhanced Mobility for Seniors and Individuals with Disabilities Programs. That grant provided funding to be passed through to Mid-Carolina Council of Governments (MCCOG) for Cumberland County's Community Transportation Program (\$200,000.00), and to Hoke County for the construction of bus stops and installation of bus shelters (\$81,400.00) as grant sub-recipients to the City.

The City as the primary grant recipient is required to ensure sub-recipients also comply with applicable FTA grant requirements for Section 5310 funding. The City receives \$15,000.00 of the FTA funds for administration and oversight of the grant. The sub-recipient agreements establish the relationship between the City and these two entities as well as set forth the requirements that must be met for reimbursement from these grants.

Council is requested to approve the agreements and authorize the City Manager to execute the contract documents.

**MOTION:** Council Member Wright moved to approve the agreements and authorize the City Manager to execute the contract documents.

**SECOND:** Council Member Ingram

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

#### **8.0 STAFF REPORTS**

##### **8.01 2022 Fayetteville Fire Department - 1st Quarter Report**

Mr. Mike Hill, Fire Chief, presented the Fire Department 2022 1st Quarter Report. Chief Hill presented information on personnel highlights, diversity, call volume, response times, fire responses, EMS/Rescue, hazardous materials, fire prevention, community engagement, new fire trucks, Fire Station No. 4, and recruitment announcements.

Discussion ensued.

**MOTION:** Council Member Ingram moved to accept the Fire Department 2022 1st Quarter Report.

**SECOND:** Council Member Kinston

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

##### **8.02 Fayetteville Police Department 2022 1st Quarter Report**

Ms. Gina Hawkins, Police Chief, presented the Police Department 2021 4th Quarter Report. Chief Hawkins presented information on crime statistics, crime trend analysis, community engagement, electronic monitoring, offender charts, Federal partnerships, violent crime case study, firearm seizures, narcotic unit investigations, traffic fatalities, response times, internal affairs, staffing, and commitment to our Core Values, Vision Statement and Mission Statement.

Discussion ensued.

**MOTION:** Council Member Wright moved to accept the Police Department 2022 1st Quarter Report.

**SECOND:** Council Member Kinston

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

## 9.0 LEGISLATIVE HEARINGS

### 9.01 P22-14. Conditional rezoning from Community Commercial (CC) to Community Commercial/Conditional Zoning (CC/CZ), to expand an area used for mobile classrooms, located at 505 Forsythe Street (REID #s 0426493841000 and 0426499537000), containing 0.9 acres ± and being the property of Shoppes at Village Green, LLC and Dark Branch Properties II, LLC. (Appealed April 29, 2022)

Mr. Craig Harmon, Senior Planner, presented this item and stated in November of 2017, City Council conditionally rezoned 0.66 acres of property adjacent to this property to allow tractor-trailer parking. The tractor-trailers are used in conjunction with the existing OVGII office building along Village Drive. These trucks are used for research and development related to Army training, which coincides with the lease of the building. The trucks will only park at this proposed site. All training, research and development will take place at remote locations all over the country.

According to the owner, the truck parking area will be used by CACI, a defense contractor, which has a lease in the building at 1990 Fordham Drive. As part of the lease to CACI, the owner is providing a site that can store the mobile classrooms. The trucks are used for research and development training at various locations throughout the United States. When the mobile classrooms are needed, they will leave the proposed parking area between the hours of 8:00 a.m. and 5:00 p.m. and would typically return anywhere from one to three weeks later. The movement of these vehicles will not be an everyday occurrence. The use of these mobile classrooms will occur off site. While parked in this proposed parking lot, the trucks will not be running.

On April 12, 2022, the Zoning Commission held a Legislative Hearing regarding this case. There was one speaker in favor and none in opposition. The Commission voted 4 to 0 to recommend approval.

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

Mr. Jared Fryer, 505 Forsythe Street, Fayetteville, NC, appeared in favor.

Mr. Franklin Clark, 505 Forsythe Street, Fayetteville, NC, appeared in favor.

Mr. Robert Van Geons, 201 Hay Street, Suite 401-A, Fayetteville, NC, appeared in favor.

Mr. Jonathon Charleston, 201 Hay Street, Fayetteville, NC, appeared in favor.

Ms. Karese Whaley, 504 Forsythe Street, Fayetteville, NC, appeared in opposition.

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

Discussion ensued.

**MOTION:** Council Member Dawkins moved to approve the conditional zoning to include limiting the movement from 8:00 a.m. to 5:00 p.m. and additional screening.  
**SECOND:** Council Member Ingram  
**VOTE:** UNANIMOUS (10-0)

**9.02 P22-16. Rezoning of several properties located in and around downtown Fayetteville from various zoning districts to newly written districts Downtown 1 and 2 (DT-1 and DT-2), represented by the City of Fayetteville.**

Mr. Craig Harmon, Senior Planner, presented this item and stated that created through the Revitalization and Economic Development Grant and officially adopted February 24, 2020, the Downtown Urban Design Plan is designed to guide development and investment in Downtown Fayetteville for the coming years.

Staff has studied the Downtown Plan's recommendations and will utilize a phased approach to implementation. This first phase focuses on two of the articulated Urban Design Initiatives: (1) Create a Downtown District and (2) Foster Downtown Living. To achieve these Initiatives, the Plan outlines several action items, including update development and zoning standards. These updates are guided by specific recommendations contained in the Plan.

At the work session held on December 6, 2021, City Council directed Planning staff to draft proposed changes to the Unified Development Ordinance (UDO), as the first phase of implementation of the Downtown Urban Design Plan. On January 20, 2022, Planning staff held a virtual public meeting (via Zoom) to engage stakeholders and solicit feedback on the Plan implementation.

The proposed changes under the Downtown Urban Design Plan include both text amendments and map amendments (rezonings). The text amendments went before the Planning Commission on March 15, 2022. After their review, the Commission voted to recommend that the text amendments proceed to Council as written.

On April 12, 2022, the Zoning Commission held a Legislative Hearing regarding this case. The Commission had questions regarding how these new districts would affect existing businesses and specially what would happen to areas zoned Heavy Industrial (HI). Staff responded that the HI zoning is very limited in the proposed DT-2 district (none in DT-1). Of the two areas currently zoned HI, there appears to only be one business affected due to its use and as long as that business does not close for more than one year they would be able to continue to operate as they currently are. The Commission voted 3 to 0 (with one member recusing himself from the case) to recommend approval.

In preparation of presenting the proposed Text Amendments and the Rezoning of the Downtown area, staff has posted first class mailing to affected property owners and property owners within a 500 foot radius. Staff has also posted signage in the affected area. Lastly, staff submitted a quarter page legal advertisement for both cases which ran in The Fayetteville Observer on May 11 and 18, 2022.

This is the advertised public hearing set for this date and time. There being no one present to speak, the public hearing was opened and closed.

Discussion ensued.

**MOTION: Council Member Ingram moved to approve.**  
**SECOND: Council Member Kinston**  
**VOTE: UNANIMOUS (10-0)**

**10.0 PUBLIC HEARINGS**

**10.01 TA22-01: Text Amendments to Article 30 of the Unified Development Ordinance to implement the Downtown Urban Design Plan, Phase 1**

Mr. Craig Harmon, Senior Planner, presented this item and stated that created through the Revitalization and Economic Development Grant

and officially adopted February 24, 2020, the Downtown Urban Design Plan is designed to guide development and investment in Downtown Fayetteville for the coming years.

Staff has studied the Downtown Plan's recommendations and will utilize a phased approach to implementation. This first phase focuses on two of the articulated Urban Design Initiatives: (1) Create a Downtown District and (2) Foster Downtown Living. To achieve these Initiatives, the Plan outlines several action items, including update development and zoning standards. These updates are guided by specific recommendations contained in the Plan.

At the work session held on December 6, 2021, the City Council directed Planning staff to draft proposed changes to the Unified Development Ordinance (UDO), as the first phase of implementation of the Downtown Urban Design Plan. On January 20, 2022, Planning staff held a virtual public meeting (via Zoom) to engage stakeholders and solicit feedback on the Plan implementation.

On March 15, 2022, the Planning Commission, by a 5 to 0 vote, moved to recommend that the City Council approve the text amendments as written.

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

Mr. Tyrone Williams, 203 Wall Street, Fayetteville, NC, appeared in favor.

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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING ARTICLE 30-3, ZONING DISTRICTS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-007**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING VARIOUS SECTIONS OF SECTION 30-4.C., USE SPECIFIC STANDARDS, OF ARTICLE 30-4, USE STANDARDS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-008**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING VARIOUS SECTIONS OF ARTICLE 30-5, DEVELOPMENT STANDARDS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-009**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING VARIOUS SECTIONS OF ARTICLE 30-6, SUBDIVISIONS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-010**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING SECTION 30-9.C., TABLE OF ABBREVIATIONS, OF ARTICLE 30-9, DEFINITIONS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-011**

**MOTION:** Council Member Ingram moved to adopt the proposed text amendments as presented.

**SECOND:** Council Member Jones

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

**10.02 TA22-03: Proposed Text Amendments to the Unified Development Ordinance to allow the adaptive reuse of hotels/motels into**

**multi-family dwellings, requested by David Mitchell of GoodHomesCo.**

Ms. Jennifer Baptiste, Planning and Zoning Manager, presented this item with the aid of a PowerPoint presentation and stated according to the applicant, the national demand for housing is on the rise. This Text Amendment Application has been submitted by the GoodHomesCo, LLC. The applicant is requesting a change to the City's Unified Development Ordinance (UDO) to allow the conversion of existing hotels/motels into multi-family residential developments.

According to the applicant, the proposed text amendments will allow for the adaptive reuse of older, dilapidated hotels by transforming them into vibrant multi-family housing, which is critically needed in Fayetteville for the work force and military residents. This is the second request of this type to be made to the City. The first request was completed as a Conditional Rezoning request, P21-42, on Owen Drive. Currently, the UDO only allows the conversion of hotels to multi-family residential uses if the site complies with all the development standards of a multi-family residential use or by Conditional Use.

The applicant is requesting a change to the City's Unified Development Ordinance (UDO) to allow the conversion of existing hotels/motels into multi-family residential developments without having to obtain a Conditional Use zoning.

The City of Fayetteville's UDO defines a "hotel or motel" as a building or a group of buildings in which sleeping accommodations are offered to the public and intended primarily for rental for temporary occupancy by persons on an overnight basis, not including bed and breakfast establishments or a rooming house. Such uses may include microwaves and refrigerators for each guest unit. The City of Fayetteville's UDO defines a "dwelling, multi-family" as a building containing five or more individual dwelling units, with the units often stacked one above the other in a vertical configuration, sharing common vertical walls and/or horizontal floors and ceilings. In the UDO, the proposed changes include the following sections:

- Section 30-4.B.e. Adaptive Reuse
- Section 30-5-H.4. Multi-family Design Standards

This is the advertised public hearing set for this date and time. There being no one present to speak, the public hearing was opened and closed.

Discussion ensued.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING ARTICLE 30-4, USE STANDARDS, UNDER CHAPTER 30, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2022-012**

**MOTION: Council Member Ingram moved to adopt the proposed text amendments as presented.**

**SECOND: Council Member Jones**

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

Mayor Colvin recessed the meeting at 9:41 p.m., and reconvened the meeting at 9:51 p.m.

**10.03 AX22-003: Annexation area located within Kings Grant subdivision, along the western side of Shawcroft Road between Kimsey and Gregg Court (REID # 0530484847000). Consisting of approximately 5.22 acres and being the property of Tumbleweed Holdings, LLC. Case related to P22-13, Initial Zoning.**

This item was tabled to the June 27, 2022, City Council regular meeting agenda.

**10.04 Adoption of 2022-2023 Housing and Urban Development Annual Action Plan for Community Development Block Grant, HOME Investment Partnerships Program, and Housing Opportunities for People with HIV/AIDS and Amendment to the Consolidated Plan**

Mr. Chris Cauley, Economic and Community Development Director, presented this item with the aid of a PowerPoint presentation and stated Council is asked to conduct a public hearing and approve the proposed Housing and Urban Development (HUD) Annual Action Plan (AAP) to implement the Community Development Block Grant (CDBG), the Home Investment Partnership Program (HOME), and Housing Opportunities for People with HIV/AIDS (HOPWA). The AAP provides a concise summary of the actions, activities, and the specific federal resources that will be used each year to address the priority needs and specific goals identified by the Five-Year Consolidated Plan. The AAP is developed by staff and recommended by the Fayetteville Redevelopment Commission (FRC). Council was presented this plan at the May 2, 2022, Council work session.

The current Five-Year Consolidated Plan was adopted by City Council for the program year period from 2020 to 2024. The Consolidated Plan is designed to help states and local jurisdictions to assess their affordable housing and community development needs and market conditions, and to make data-driven, place-based investment decisions. The consolidated planning process serves as the framework for a community-wide dialogue to identify housing and community development priorities that align and focus funding from CDBG and HOME. This Plan requires amendment to include new annual resources for HOPWA.

The Annual Action Plan describes projects and activities that implement the Consolidated Plan. It sets forth a description of activities for the use of funds that are expected to become available in the upcoming fiscal year. The 2022-2023 AAP is based on priorities, goals, and objectives of the 2020-2024 Consolidated Plan. The plan contains goals, objectives, and implementation strategies for each of the activities to be funded or implemented.

To provide an opportunity for community feedback, four in-person meetings were held throughout the month of March. A press release, social media campaign, and YouTube were used to promote awareness. The City translated the public notices into Spanish and published them in a local Spanish newspaper, continuing a trend towards greater inclusivity. A draft copy of the plan was made available online and in various locations throughout the City for review and comments for 30 days from March 1 through 31, 2022.

The City's CDBG allocation for next year is \$1,607,129.00 compared to \$1,622,224.00 for the current year. The HOME allocation for next year is \$1,081,233.00 compared to \$937,431.00 for the current year. This results in an increase of \$128,707.00 for both programs. Program Income is anticipated in the amount of \$1,387,431.00. The inclusion of HOPWA adds \$757,245.00 to the total budget and is a new grant for the City.

This is the advertised public hearing set for this date and time. There being no one present to speak, the public hearing was opened and closed.

**MOTION:** Council Member Wright moved to adopt the 2022-2023 Housing and Urban Development Annual Action Plan for Community Development Block Grant, HOME Investment Partnerships Program, and Housing Opportunities for People with HIV/AIDS and Amendment to the Consolidated Plan.

**SECOND:** Council Member Haire

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



**10.05 Amendment to 21-22 HUD Action Plan to Include HOME Investment Partnership funds authorized through the American Rescue Plan (HOME-ARP)**

Mr. Chris Cauley, Economic and Community Development Director, presented this item and stated Council is asked to conduct a public hearing and approve the proposed Amendment to the Housing and Urban Development (HUD) 2021 - 2022 Annual Action Plan (AAP) to include HOME Investment Partnership funds authorized through the American Rescue Plan (HOME-ARP) in the amount of \$3,397,564.00. Council was presented this amendment at the May 2, 2022, Council work session.

The American Rescue Plan appropriated \$5 billion to help communities provide housing, shelter, and services for people experiencing homelessness and other qualifying populations. These HOME-ARP funds are in addition to the city's regular HOME formula allocation. This one-time funding creates a significant opportunity for the City to meet the housing and service needs of our community's most vulnerable populations. HOME-ARP funding gives jurisdictions significant new resources to address their homeless assistance needs by creating affordable housing or non-congregate shelter units and providing tenant-based rental assistance or supportive services.

To provide an opportunity for community feedback, the City consulted with area agencies and service providers to identify unmet needs and gaps and housing or service delivery systems. The required public notice was posted in The Fayetteville Observer and on the City's website for 15 days from May 8 through 22, 2022.

At least 70 percent of the total allocation is required to benefit qualifying populations such as persons experiencing homelessness. Eligible activities as defined under the HOME-ARP legislation are as follows: Production or preservation of affordable housing; Tenant Based Rental Assistance; Supportive Services; and purchase and development of non-congregate shelters. The City will post a Request for Projects in July to solicit both nonprofit and for profit developers to create affordable housing projects under these requirements.

This is the advertised public hearing set for this date and time. There being no one present to speak, the public hearing was opened and closed.

**MOTION:** Council Member Ingram moved to approve the proposed Amendment to the 2021 - 2022 Housing and Urban Development Annual Action Plan.

**SECOND:** Council Member Jones

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

**10.06 Public Hearing on a Proposed Installment Financing Agreement for a New Fire Station for the City, Resolution Making Certain Findings, and Request the Local Government Commission to Approve the Financing**

Mr. Jay Toland, Assistant City Manager, presented this item and stated City Council will conduct the public hearing on an installment financing agreement in an amount not to exceed \$10,500,000.00. The purpose of the financing will be to pay the costs of constructing and equipping a new fire station (Fire Station No. 4) for the City.

In addition to holding the public hearing, City Council is requested to consider adoption of the resolutions as follows:

1. Resolution Accepting the Proposal of Truist Bank in Connection with an Installment Financing Agreement for the City of Fayetteville, North Carolina
2. Resolution Making Certain Findings and Determinations Regarding the Proposed Financing by the City of

Fayetteville, North Carolina for the Construction and Equipping of a New Fire Station for the City of Fayetteville, North Carolina, and Requesting the Local Government Commission to Approve the Financing Arrangement

3. Resolution Authorizing the Execution and Delivery of an Installment Financing Agreement, a Deed of Trust, a Project Fund Agreement, a Wire Transfer Agreement and Related Documents in Connection with the Financing of a New Fire Station for the City of Fayetteville, North Carolina.

This is the advertised public hearing set for this date and time. There being no one present to speak, the public hearing was opened and closed.

**RESOLUTION ACCEPTING THE PROPOSAL OF TRUIST BANK IN CONNECTION WITH AN INSTALLMENT FINANCING FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA. RESOLUTION NO. R2022-020**

**MOTION:** Council Member Davis moved to adopt the resolution accepting the proposal of Truist bank in connection with an installment financing for the City of Fayetteville, North Carolina.

**SECOND:** Council Member Wright

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

**RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS REGARDING THE PROPOSED FINANCING BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA FOR THE CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA, AND REQUESTING THE LOCAL GOVERNMENT COMMISSION TO APPROVE THE FINANCING ARRANGEMENT. RESOLUTION NO. R2022-021**

**MOTION:** Council Member Haire moved to adopt the resolution making certain findings and determinations regarding the proposed financing by the City of Fayetteville, North Carolina for the construction and equipping of a new fire station for the city of Fayetteville, North Carolina, and requesting the local government commission to approve the financing arrangement.

**SECOND:** Council Member Wright

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

**RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING AGREEMENT, A DEED OF TRUST, A PROJECT FUND AGREEMENT, A WIRE TRANSFER AGREEMENT AND RELATED DOCUMENTS IN CONNECTION WITH THE FINANCING OF A NEW FIRE STATION FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA. RESOLUTION NO. R2022-022**

**MOTION:** Council Member Wright moved to adopt the resolution authorizing the execution and delivery of an installment financing agreement, a deed of trust, a project fund agreement, a wire transfer agreement and related documents in connection with the financing of a new fire station for the city of Fayetteville, North Carolina.

**SECOND:** Council Member Haire

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

**11.0 OTHER ITEMS OF BUSINESS**

**11.01 Presentation of the Recommended Fiscal Year 2022-2023 Annual Operating Budget and Setting of the Budget Public Hearing**

Mr. Douglas Hewett, City Manager, presented this item and provided an overview of the recommended annual operating budget for fiscal year 2022-2023. Mr. Hewett stated budget issues will be discussed and deliberated during scheduled workshops on three consecutive Thursdays--May 26, June 2, and June 9, 2022.

**MOTION:** Council Member Davis moved to set the public hearing on the budget for June 13, 2022.  
**SECOND:** Council Member Wright  
**VOTE:** UNANIMOUS (10-0)

#### **10.0 ADJOURNMENT**

There being no further business, the meeting adjourned at 10:33 p.m.