



# City of Fayetteville

433 Hay Street  
Fayetteville, NC  
28301-5537  
(910) 433-1FAY (1329)

## Meeting Agenda - Final City Council Regular Meeting

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Monday, June 9, 2025

6:30 PM

Council Chamber

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1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 ANNOUNCEMENTS AND RECOGNITIONS

5.0 CITY MANAGER REPORT

6.0 APPROVAL OF AGENDA

7.0 PUBLIC FORUM

8.0A CONSENT AGENDA

- 8.0A1** Approval of Meeting Minutes:  
May 21, 2025 - Agenda Brief  
May 22, 2025 - Budget Work Session  
May 27, 2027 - Discussion of Agenda Items  
May 27, 2025 - Regular

**Attachments:**      [052125 Agenda Brief](#)  
                              [052225 Budget WKS](#)  
                              [052725 DOAI](#)  
                              [052725 Regular](#)

**8.0A2** City Council Policies Review Committee Recommendations

**Attachments:**      [115-14](#)  
                              [115-14A - Economic Development](#)  
                              [115-14B - Community Development](#)  
                              [115-18](#)  
                              [115.18 Recommended Edits](#)

**8.0A3** Adopt a Resolution of the City Council of the City of Fayetteville Confirming the Non-Inclusion of Hill Street in the City of Fayetteville Street Plan

**Attachments:**      [Letter from Attorney for Petitioner](#)  
[Proposed Withdrawal from Dedication](#)  
[Plat Book 7 Page 98](#)  
[Hill Street GIS Map](#)  
[Hill Street Picture](#)  
[Hill Street Resolution](#)

**8.0A4** Authorize the City Manager, upon legal approval, to amend the ground lease with the Airborne and Special Operations Museum Foundation

**Attachments:**      [CITY AMENDED GROUND LEASE 2004.pdf](#)  
[ASOM request for receipt payment relief.pdf](#)  
[2005 Building Proffer.pdf](#)  
[Gen. Lindsay Proffer Letter Building to Army.pdf](#)

**8.0A5** Adoption of the Recommended FY 2026 Strategic Plan

**Attachments:**      [FY26 Strategic Plan Presentation\\_Recommended](#)

**8.0B** ITEMS PULLED FROM CONSENT

## 9.0 PUBLIC HEARINGS (Public & Legislative Hearings)

- 9.01** P25-13: Notice of Appeal of a request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000, and a portion of 0530120415000) owned by Paul Thompson Development Corp. (Appeal of a Zoning Commission Denial)

**Attachments:**      [P25-13 Application](#)  
                              [P25-13 Aerial Notification Map](#)  
                              [P25-13 Zoning Map](#)  
                              [P25-13 Land Use Map](#)  
                              [p25-13 subject property](#)  
                              [p25-13 surrounding properties](#)  
                              [McArthur & Stacy Weaver - Concept](#)  
                              [P25-13 Consistency and Reasonableness Statements](#)  
                              [P25-13 Notice of Appeal](#)  
                              [P25-13 ZC Draft Meeting Minutes](#)  
                              [P25-13 CC PowerPoint](#)

- 9.02** Public Hearing to Award Round 1 Can Do Performance Financing Program Funding

**Attachments:**      [Project Summaries for City Council](#)  
                              [Can Do Public Hearing Presentation - final](#)

## 10.0 OTHER ITEMS OF BUSINESS

- 10.01** Proposed Nuisance Party Ordinance

**Attachments:**      [Nuisance Party Ordinance](#)

- 10.02** Adoption of the Fiscal Year 2025-2026 Budget Ordinance, the FY 2025-2026 Fee Schedule, FY 2025-2026 Capital and Special Project Ordinances, Amendments, and Close-Outs

**Attachments:**      [FY 2026.Budget Adoption.06092025](#)  
                              [FY26 Budget Ordinance for Adoption](#)  
                              [FY26 Capital Project Ordinance 1-28](#)  
                              [Special Revenue Ordinances 2026 1-4](#)  
                              [FY26 Capital Project Ordinance Amendment 1-39](#)  
                              [Special Revenue Ordinance Amendment 2026-1](#)  
                              [FY26 Fee Schedule](#)  
                              [Capital Project Closeouts](#)

- 10.03** Youth Protection Safety Ordinance - Implementation Strategy

**Attachments:**      [Youth Protection Safety Ordinance - Implementation Strategy Presentation](#)

## 11.0 ADJOURNMENT

### **POLICY REGARDING PUBLIC HEARING AGENDA ITEMS**

Citizens wishing to provide testimony in response to a notice of public hearing or to participate in the public forum can obtain instructions to submit a statement by emailing [cityclerk@fayettevillenc.gov](mailto:cityclerk@fayettevillenc.gov) or by calling 910-433-1989 for assistance. Individuals desiring to testify on a quasi-judicial public hearing must contact the City Clerk by 5:00 p.m. the day of the meeting to sign up to testify; instructions will be provided on how to appear before Council to provide testimony.

### **CLOSING REMARKS**

### **POLICY REGARDING CITY COUNCIL MEETING PROCEDURES** **SPEAKING ON A PUBLIC AND NON-PUBLIC HEARING ITEM**

Individuals who have not made a written request to speak on a nonpublic hearing item may submit written materials to the City Council on the subject matter by providing thirteen (13) 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.

### **COUNCIL MEETING WILL BE AIRED**

**June 9, 2025 - 6:30 p.m.**

**Cable Channel 7 and streamed "LIVE" at FayTV.net**

Notice Under the Americans with Disabilities Act (ADA):

The City of Fayetteville will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Any person who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in any City program, service, or activity, should contact the office of Human Relations at [yamilenazar@fayettevillenc.gov](mailto:yamilenazar@fayettevillenc.gov), 910-433-1696, or the Office of the City Clerk at [cityclerk@fayettevillenc.gov](mailto:cityclerk@fayettevillenc.gov), 910-433-1989, as soon as possible but no later than 72 hours before the scheduled event.







# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4676**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Consent

**Agenda Number:** 8.0A1

**TO: Mayor and Members of City Council**

**THRU: Jodi Phelps, Assistant City Manager**

**FROM: Jennifer Ayre, MMC, City Clerk**

**DATE: June 9, 2025**

**RE:**

**Approval of Meeting Minutes:**

**May 21, 2025 - Agenda Brief**

**May 22, 2025 - Budget Work Session**

**May 27, 2027 - Discussion of Agenda Items**

**May 27, 2025 - Regular**

**COUNCIL DISTRICT(S):**

ALL

**Relationship To Strategic Plan:**

Develop and maintain strong community connections.

**Executive Summary:**

The Fayetteville City Council conducted meetings on the referenced date during which they considered items of business as presented in the draft.

**Background:**

The draft minutes are from the meeting held on the above mentioned dates.

**Issues/Analysis:**

N/A

**Budget Impact:**

N/A

**Options:**

1. Approve draft minutes
2. Amend draft minutes and approve draft minutes as amended
3. Do not approve the draft minutes and provide direction to staff.

**Recommended Action:**

Approve the draft minutes.

**Attachments:**

Draft minutes

# DRAFT

**FAYETTEVILLE CITY COUNCIL  
AGENDA BRIEF MINUTES  
TEAMS  
MAY 21, 2025  
5:00 P.M.**

Present: Council Members Brenda McNair (District 7); Deno Hondros (District 9)

Absent: Mayor Mitch Colvin; Council Members Katherine K. Jensen (District 1); Malik Davis (District 2); D. J. Haire (District 4); Derrick Thompson (District 6); Mario Benavente (District 3); Lynne Greene (District 5); Courtney Banks-McLaughlin (District 8)

Others Present: Douglas Hewett, City Manager  
Lachelle Pulliam, City Attorney  
Kelly Strickland, Assistant City Manager  
Adam Lindsay, Assistant City Manager  
Jodi Phelps, Assistant City Manager  
Dereke Planter, Code Enforcement  
Administrator Supervisor (Departed at 5:30 p.m.)  
Gerald Newton, Development Services Director  
David Steinmetz, Assistant Development  
Services Director  
Craig Harmon, Planner II  
Kimberly Leonard, Budget & Evaluation  
Director  
Loren Bymer, Marketing & Communications  
Director  
Brook Redding, Senior Assistant to the City  
Manager  
Jennifer Ayre, City Clerk

## **1.0 CALL TO ORDER**

The meeting was called to order, and it was noted a quorum was not present.

## **2.0 AGENDA BRIEFING - Review of Items for the May 27, 2025, City Council Meeting**

Mr. Dereke Planter, Code Enforcement Administrator Supervisor, presented Item 7.0A10 - Uninhabitable Structures: Demolition Recommendations: 6438 Applecross Avenue District 7, 3121 Fort Bragg Road District 9, and 4907 Schmidt Street District 9. One commercial building was deemed dangerous, and two residential buildings were identified as blighted.

Council Member Hondros asked about the demolition process. Mr. Planter stated this initiates the process and typically, from initial inspection to demolition, takes between ten months to a year. Discussion ensued.

Dr. Gerald Newton, Development Services Director presented Item 7.0A12 - Adopt Revised Historic Resources Commission Charter and stated it is to update the charter to reference North Carolina General Statute 160D and update the quorum requirement.

Mr. Craig Harmon, Planner II, presented an overview of the rezoning Items 7.0A2 - 7.0A9. Discussion ensued about requiring Item 7.0A9 - P25-24: A request to rezone 3.63 acres from CC to CC/CZ for an apartment complex at 6256 & 6270 Yadkin Rd (REID #0409311723000 & 0409219874000) owned by RS & JB, LLC & KEEFE ENTERPRISES INC to be

# DRAFT

pulled in order to recuse Mayor Pro Tem Jensen and then hold a vote for approval.

Dr. Newton presented Item 8.01 - P25-13 Notice of Appeal of a request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000, and a portion of 0530120415000) owned by Paul Thompson Development Corp. (Appeal of a Zoning Commission Denial). Mr. Harmon stated the applicant has come to the Technical Review Committee to add a gas station to the property. There were speakers in opposition at the Zoning Commission hearing. The Commission voted 3-2 in denial. The future land use map calls for neighborhood mixed use and high-density residential. Discussion ensued.

Dr. Newton provided a high-level overview of the evidentiary hearing Items 9.01 - 9.03, which are all to reduce separation requirements. These must go through presented evidence and meet the standards.

Council Member Hondros stated Item 10.02 - Unified Development Ordinance (UDO) Council Committee Biannual Report will be a report from the Committee to Council. It will cover what the Committee has done and provide recommendations.

Dr. Newton stated Item 11.01 - Temporary Use Standards for Special Events (30-4.E.7) is a temporary use standard for special events. It recommends as an additional step to receive a permit, applicants will also have to work with the Fire Department and the Police Department.

Discussion ensued regarding Item 10.03 - Adopt Youth Protection Safety Ordinance. Dr. Douglas Hewett, City Manager, stated that some of the information will be presented at the Budget Work Session.

### 3.0 ADJOURNMENT

There being no further business, the meeting adjourned at 5:58 p.m.

Respectfully submitted,

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JENNIFER L. AYRE  
City Clerk  
052125

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MITCH COLVIN  
Mayor

# DRAFT

**FAYETTEVILLE CITY COUNCIL  
BUDGET WORK SESSION MINUTES  
COUNCIL CHAMBER, CITY HALL  
MAY 22, 2025  
10:00 A.M.**

Present: Mayor Mitch Colvin (arrived at 10:09 a.m., departed at 12:30 p.m.)

Council Members Katherine K. Jensen (District 1) (departed at 12:18 p.m.); Malik Davis (District 2); Mario Benavente (District 3) (arrived at 10:33 a.m., departed at 1:00 p.m.); D. J. Haire (District 4); Lynne Greene (District 5); Derrick Thompson (District 6) (departed at 12:45 p.m.); Brenda McNair (District 7) (arrived at 10:26 p.m., departed at 12:30 p.m.); Courtney Banks-McLaughlin (District 8) (via TEAMS); Deno Hondros (District 9)

Others Present: Douglas Hewett, City Manager  
Adam Lindsay, Assistant City Manager  
Jodi Phelps, Assistant City Manager  
Kelly Strickland, Assistant City Manager  
Todd Joyce, Interim Police Chief  
Kevin Dove, Fire Chief  
Lisa Harper, Senior Assistant City Attorney  
Loren Bymer, Marketing & Communications Director  
Jerry Clipp, Human Resource Development Director  
Sheila Thomas-Ambat, Public Services Director  
Brian McGill, Assistant Public Services Director  
Willie Johnson, Chief Information Officer  
Nichelle Gaines, Community Safety Manager  
Byron Reeves, Assistant Public Services Director  
Gerald Newton, Development Services Director  
Michael Gibson, Parks and Recreation Director  
Brook Redding, Senior Assistant to the City Manager  
Albert Baker, Assistant Economic & Community Development Director  
Kimberly Leonard, Budget & Evaluation Director  
Sarah Loewen, Budget Analyst  
Pricilla Xayaphet, Budget Analyst  
Amena Mitchell, Budget Analyst  
Jerome Coaxum, Budget Analyst  
Jennifer Ayre, City Clerk  
Members of the Press

## 1.0 CALL TO ORDER

Mayor Pro Tem Jensen called the meeting to order at 10:00 a.m.

## 2.0 INVOCATION

The invocation was offered by Council Member Haire.

## 3.0 PLEDGE OF ALLEGIANCE

The Mayor Pro Tem and City Council led the Pledge of Allegiance.

## 4.0 APPROVAL OF THE AGENDA

**MOTION:** Council Member Haire moved to approve the agenda  
**SECOND:** Council Member Greene  
**VOTE:** UNANIMOUS (7-0)

## 5.0 ITEMS OF BUSINESS

### 5.1 Budget Chronicles Questions and Answers

Ms. Kimberly Leonard, Budget and Evaluation Director, reviewed the questions and responses for the twenty-one Budget Chronicles questions

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from the last meeting and stated the Budget Chronicles are on the City website.

Discussion ensued regarding court resurfacing, the pedestrian plan, sidewalks, bike lanes, street markings, repaving, and stormwater drainage projects.

Recommendations and questions from City Council included: an additional \$100,000.00 funding for street markings from Council Member Haire; additional funding for neighborhood doorbell cameras from Council Member Haire; \$200,000.00 for microgrants from Council Member Haire; additional technology funds for the Police Department once the new Police Chief has had an opportunity to review from Mayor Colvin; and Council Member Benavente requested a bell curve chart for the property value changes based on the revaluation.

Mayor Colvin requested answers to questions asked today be provided before the next meeting for Council to review.

### **5.2 Discussion of Public Safety Budget**

Mr. Brook Redding, Senior Assistant to the City Manager, stated the City Manager's Office and the Office of Community Safety (OCS) has spent the last several months reviewing and analyzing information to consolidate the programs to build the OCS framework. The Fiscal Year (FY) 2026 OCS budget is structured around five core areas: mental health response and diversion, community-based violence prevention and intervention, homelessness risk reduction, youth opportunities, and administrative needs and over the next fiscal year the office will continue to build capacity, strengthen partnerships, and implement pilot initiatives that reflect Council's strategic direction for the OCS.

Ms. Nichelle Gaines, OCS Program Manager, provided an overview of the plans for FY26. For mental health response, OCS is preparing to initiate a co-response/alternate response study in partnership with the Police Department that is expected to begin in the second or third quarter of FY26. The study will evaluate the best-fit models for field-based mental health responses and help guide future implementation. In community-based intervention, OCS is working with the National Institute for Criminal Justice Reform (NICJR) to develop a long-term community violence intervention strategy to shape the foundation of the violence intervention pillar. OCS continues to work with community partners to come up with targeted, data-driven solutions. Within the homeless risk reduction pillar, OCS is working to launch the impact reduction program framework while rebranding the CARES engagement team into a street engagement team. OCS is currently leading the coordination for 90-day summer youth program, as part of the broader implementation strategy to support the Youth Protection Safety Ordinance.

Discussion ensued.

Mr. Todd Joyce, Interim Police Chief, presented the Police Department's FY26 operations budget, which includes field operations, business operations, emergency communications, and specialized operations. Discussion ensued regarding the Police Activities League (PAL) and opportunities to increase participation and funding.

Mr. Kevin Dove, Fire Chief, presented the Fire Department's FY26 operations budget and stated it includes almost \$36 million for salary as well as funding for three new fire inspectors and one new plans examiner. Discussion ensued regarding the fire inspectors and plans examiner positions. Chief Dove stated historically the Fire Inspector's Office has been understaffed and overwhelmed, the new plans examiner will make it so two will be in the office examining plans and three out in the field.

Mr. Jerry Clipp, Human Resources Department Director, presented an overview on public safety compensation compression. In the last few months, there has been a noticeable change for employees being promoted



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from the step plan to the pay range plans. The ranges and step plans are competitive based on market data, but the issue is non-step employees are not positioned correctly in their pay grade, creating compression in the non-step plans for Assistant Chief and above.

Discussion ensued regarding the public safety compression issues and possible solutions. Staff recommend completing the public safety compensation study at the cost of \$75,000.00, and set aside \$1.52 million to fix the issues, with implementation in January 2026.

**MOTION:** Council Member Hondros moved to include funding up to \$450,000.00 for the Police Department and \$75,000.00 for the study.

**SECOND:** Council Member Benavente

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

**MOTION:** Council Member Haire moved to excuse Mayor Colvin and Mayor Pro Tem Jensen

**SECOND:** Council Member Thompson

**VOTE:** UNANIMOUS (8-0)

**MOTION:** Council Member Hondros moved to excuse Council Member McNair

**SECOND:** Council Member Thompson

**VOTE:** UNANIMOUS (7-0)

Chief Joyce presented the locations of the current cameras and license plate readers (ALPR) deployed throughout the City. Current limitations include no current disaster recovery systems in place for network failures, single point failure issues with the current wireless radio network, bandwidth limitations with the wireless radio infrastructure, lack of integrated AI on cameras and systems, and limited coverage in the west, northwest, and southwest areas of the City.

Staff provided a summary of needs which include a 162 non-ALPR and 128 ALPR camera expansion, with over 542 sensors, eleven high-capacity recording servers that have a 60-day retention, additional FUSUS cores, BriefCam servers, and network and server upgrades to support the streaming and storage. Analytics and AI needs include BriefCam integration and advanced searches for video summarization and pattern recognition, and on-camera object detection. Infrastructure needs include network upgrades Spectrum and PWC Fiber, new independent fiber or cellular links at each camera site, and disaster recovery.

The initial target areas would include the downtown core, major corridors such as Morganton, Reilly, Cliffdale, Raeford, Owen, Bragg, Skibo, and Ramsey. It would require, at minimum, a 12-month process for procurement and deployment; however, Murchison Road would be delayed until FY27 due to project timelines with the North Carolina Department of Transportation. Council Member Benavente requested that legal review the legalness of using AI. Dr. Douglas Hewett, City Manager, stated Information Technology, Legal, and the Police Department will review if there are additional societal concerns when reviewing new technology.

Discussion ensued.

**MOTION:** Council Member Hondros moved to excuse Council Member Thompson

**SECOND:** Council Member Davis

**VOTE:** UNANIMOUS (6-0)

**MOTION:** Council Member Hondros moved to fund additional cameras not to exceed \$100,000.00

**SECOND:** Council Member Benavente

**VOTE:** PASSED by a vote of 5 in favor to 1 in opposition. (Council Member Davis)

Chief Joyce stated full expansion that would cover the entire City and additional concentration in the downtown corridor would cost \$8.2 million. The server room expansion is the first need in order to ensure

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recovery systems are in place and will cost \$1.6 million, which includes mobile cameras and three additional mobile trailers that would allow for additional coverage.

Mr. Byron Reeves, Assistant Public Services Director, stated Council requested information on the stormwater fees credit manual for non-residential rate payers. Commercial facilities can get retention credit for up to 30 percent reduction, based on 25 percent for a 10-year storm event and 5 percent for a 25-year storm event. There is also a water quality credit for up to 30 percent. Treated run off for the first 1 inch of rain and the discharge of a 1-year, 24-hour storm must be less than the pre-development discharge. Industrial sites that have an Industrial NPDES Discharge permit can receive up to a 20 percent reduction. Credits are cumulative for up to 80 percent reduction in stormwater fees.

Mr. Reeves stated 92 percent of rate payers are residential and 8 percent are commercial. Four municipalities were used as benchmarks: Durham, Greensboro, Raleigh, Winston-Salem, and Columbia, South Carolina. The three options for the creation of the Tier Structure that were provided at the April Work Session were reviewed. The same presentation was given to the Stormwater Advisory Board in May, and they recommended residential tiered structure #3. Discussion ensued.

**MOTION: Council Member Hondros moved to approve residential tiered rate structure 3 to commence in Fiscal Year 2027.**

**SECOND: Council Member Benavente**

**VOTE: UNANIMOUS (6-0)**

**MOTION: Council Member Hondros moved to earmark \$100,000.00 from the Stormwater enterprise fund for stormwater quality improvement.**

The motion died for lack of a second, and it was placed in the parking lot.

### 5.3 Parking Lot

The following items are currently in the parking lot: entrance sign additional funding for \$200,000.00, additional microgrant funding of \$100,000.00, Police and Fire Compression issues \$1,517,366.00, Community Engagement Leader/Public Records for \$100,000.00, Youth Council engagement for \$41,400.00, Boards and Commissions recruitment for \$2,000.00, Fayetteville NEXT funding for \$4,000.00, Unified Development Ordinance consultant for \$500,000.00, 24-hour recreation centers, parking study for \$150,000.00, additional public safety cameras for \$1,610,470.00, BriefCAM AI software for \$500,000.00, Festival Park security upgrades, right-of-way maintenance temp staffing for \$500,000.00, splashpad at Tokay Fitness Center for \$450,000.00 then \$35,000.00-\$45,000.00 annually, and code enforcement staffing for \$261,483.00.

Council Member McNair requested \$5,000.00-\$10,000.00 funding for United Way.

Council Member Hondros' motion added the request to include funding up to \$450,000.00 for the Police Department and \$75,000.00 for the study.

Council Member Hondros' next motion added the request to fund additional cameras not to exceed \$100,000.00.

Council Member Hondros requested the addition of \$100,000.00 of Stormwater Enterprise Fund for stormwater quality improvements, such as litter and debris removal and filtering.

Council Member Haire requested the addition of all the Police Department expansion recommendations.

6.0    **ADJOURNMENT**

          There being no further business, the meeting adjourned at 1:13 p.m.

Respectfully submitted,

\_\_\_\_\_  
JENNIFER L. AYRE  
City Clerk  
052225

\_\_\_\_\_  
MITCH COLVIN  
Mayor

DRAFT

# DRAFT

**FAYETTEVILLE CITY COUNCIL  
DISCUSSION OF AGENDA ITEMS MEETING MINUTES  
ST. AVOLD CONFERENCE ROOM, CITY HALL  
MAY 27, 2025  
5:30 P.M.**

Present: Mayor Mitch Colvin;

Council Members Malik Davis (District 2); Mario Benavente (District 3); D.J. Haire (District 4); Lynne Greene (District 5); Brenda McNair (District 7); Courtney Banks-McLaughlin (District 8); Deno Hondros (District 9)

Absent: Council Members Katherine K. Jensen (District 1); Derrick Thompson (District 6)

Others Present: Douglas Hewett, City Manager  
Lachelle Pulliam, City Attorney  
Adam Lindsay, Assistant City Manager  
Jodi Phelps, Assistant City Manager  
Jeffery Yates, Assistant City Manager  
Kelly Strickland, Assistant City Manager  
Lisa Harper, Senior Assistant City Attorney  
Todd Joyce, Interim Police Chief  
Gerald Newton, Development Services Director  
David Steinmetz, Development Services Assistant  
Director  
Sheila Thomas-Ambat, Public Services Director  
Loren Bymer, Marketing & Communications Director  
Joshua Hall, Police Attorney  
Erin Swinney, Police Attorney  
Brook Redding, Special Assistant to the City Manager  
Albert Baker, Economic and Community Development  
Assistant Director  
Dereke Planter, Code Enforcement Administrator  
Supervisor  
Willie Johnson, Chief Information Officer  
Willie Henry, Incoming Chief Information Officer  
Jennifer Ayre, City Clerk

Mayor Colvin called the meeting to order at 5:30 p.m.

Mayor Colvin asked the Council to review the regular agenda for the May 27, 2025, meeting.

Ms. Lachelle Pulliam, City Attorney, stated Mayor Pro Tem Jensen is expected to arrive late. If she is not in attendance for the Consent Agenda, specifically Item 7.0A9 - P25-24: A request to rezone 3.63 acres from CC to CC/CZ for an apartment complex at 6256 & 6270 Yadkin Rd (REID #0409311723000 & 0409219874000) owned by RS & JB, LLC & KEEFE ENTERPRISES INC., Council may approve the Consent Agenda as normal, but if she has arrived, a motion to recuse her from Item 7.0A9 will be required.

Council asked for an explanation on what is being updated in Item 7.0A12 - Adopt Revised Historic Resources Commission Charter. Mr. Craig Harmon, Senior Planner, stated these are the last few changes resulting from the recodification of local planning and redevelopment statutes in Chapter 160D and an update to match a previous change for what is considered a quorum. Council Member Banks-McLaughlin asked how much the Historic Resource Commission budget is. Mr. Harmon stated that part has not changed, and they are only allotted funds every once in a while, when a project requires funds.

Council Member Hondros asked who on staff is ICMA certified for Item 7.0A13 - Authorization to Apply for ICMA Economic Mobility and Opportunity Special Assistants (EMO SA) Grant. Dr. Douglas Hewett, City Manager, stated, Assistant City Manager Jeffrey Yates and himself are certified, and Assistant City Manager Adam Lindsay is working on his certification.

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Mr. Harmon stated there has been a request to pull Item 8.01 - P25-13: Notice of Appeal of a request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000, and a portion of 0530120415000) owned by Paul Thompson Development Corp. (Appeal of a Zoning Commission Denial) at the request of the applicant and it be moved to the June 9, 2025, Regular Council meeting. Discussion ensued.

Council Member McNair asked if Item 7.0A10 - Uninhabitable Structures: Demolition Recommendations, 6438 Applecross Avenue, is one unit. Mr. Dereke Planter, Code Enforcement Supervisor, stated it is one building but multiple units.

Dr. Gerald Newton stated the applicant for Item 9.01 - SUP25-03: Special Use Permit request to reduce the separation requirement for an Automotive Wrecker Service in a CC Zoning District at 3003, 3005, 3009 MURCHISON RD (REID# 0428597115000, 0428596376000, 0428597350000) owned by Ali Abdo, CITY PROPERTY LLC.SUP25-03 is out of the country and has requested the item be moved to the June 23, 2025, Regular Council Meeting.

Council Member Hondros stated he will have a presentation and supporting documents for Council on the dais regarding Item 10.02 - Unified Development Ordinance (UDO) Council Committee Biannual Report.

Council Member Benavente asked Dr. Hewett about the task force that is reviewing Item 10.03 - Adopt Youth Protection Safety Ordinance, and what is the process. Dr. Hewett stated the plans are not finalized at the moment, but will be presented at the June 9, 2025, Regular Council Meeting. Mr. Brook Redding, Senior Assistant to the City Manager, provided an overview on implementation, youth programming, crime stoppers, a review of Charlotte's ordinance, Special Event Bag Policy, and the Police Department technology components. Ms. Pulliam stated Council can choose their effective date, but it is currently set for today. Discussion ensued.

Council Member Benavente requested Item 11.01 - Temporary Use Standards for Special Events (30-4.E.7) be moved to a work session.

There being no further business, the meeting adjourned at 6:06 p.m.

Respectfully submitted,

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JENNIFER L. AYRE  
City Clerk  
052725

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MITCH COLVIN  
Mayor

# DRAFT

**FAYETTEVILLE CITY COUNCIL  
REGULAR MEETING MINUTES  
COUNCIL CHAMBER, CITY HALL  
MAY 27, 2025  
6:30 P.M.**

Present: Mayor Mitch Colvin;

Council Members Katherine K. Jensen (District 1) (arrived at 8:17 p.m.); Malik Davis (District 2); Mario Benavente (District 3); D. J. Haire (District 4); Lynne Greene (District 5); Derrick Thompson (District 6) (via TEAMS); Brenda McNair (District 7); Courtney Banks-McLaughlin (District 8); Deno Hondros (District 9)

Others Present: Douglas Hewett, City Manager  
Lachelle Pulliam, City Attorney  
Kelly Strickland, Assistant City Manager  
Jeffrey Yates, Assistant City Manager  
Jodi Phelps, Assistant City Manager  
Adam Lindsay, Assistant City Manager  
Todd Joyce, Interim Police Chief  
David Richtmeyer, Assistant Fire Chief  
Gerald Newton, Development Services Director  
Shelia Thomas-Ambat, Public Services Director  
Willie Johnson, Chief Information Officer  
Willie Henry, Incoming Chief Information Officer  
Loren Bymer, Marketing and Communications Director  
Albert Baker, Assistant Economic and Community Development Director  
Craig Harmon, Planner II  
Joshua Hall, Police Department Attorney  
Erin Swinney, Police Department Attorney  
Brook Redding, Senior Assistant to the City Council  
Jennifer Ayre, City Clerk  
Members of the Press

## **1.0 CALL TO ORDER**

Mayor Colvin called the meeting to order at 6:34 p.m.

## **2.0 INVOCATION**

The invocation was offered by Pastor Brett Johnson of Galatia Presbyterian Church.

## **3.0 PLEDGE OF ALLEGIANCE**

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

## **4.0 ANNOUNCEMENTS AND RECOGNITIONS**

Ms. Rylen Mack, Fayetteville-Cumberland Youth Council (FCYC) President, and members of FCYC presented the FCYC Year in Review, a short video was presented, and recognized the outgoing FCYC seniors.

Council Member Greene recognized the Terry Sanford High School Art Club members, Kimani Montgomery, Sandy Jung, Amin-ah Rice, Keesha Holsey, Anna Milewild, and Erica Oliver led by Ms. Tiara Siner, that created the City Hall mural honoring those that have served in the armed forces, and a short video was presented.

Miss Abby Dries presented her platform BRAVE - "Building Respect and Values for Everyone" and Raise your Hand as Ms. North Carolina High School America and stated she is preparing for nationals in Little Rock, Arkansas.

Mayor Colvin presented a proclamation to Ms. Shimaine Holley in honor of National Foster Care Month.

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Council Member Greene read a proclamation in honor of ALS Awareness Month.

Mayor Colvin presented the Key to the City to J. Harrison Ghee, in grateful recognition of their devoted interest and untiring commitment to the Community while representing the City on a National and Global level.

Council Member Haire announced the 8th Annual HBCU College Fair Experience will take place on August 16, 2025, at the Crown Expo Center, 1960 Coliseum Drive, from 12:00 p.m. – 5:00 p.m.

Council Member Greene announced on Saturday, May 31, 2025, at Seabrook Park, there will be a park clean-up and a family fun day beginning at 8 a.m. The cookout will begin at 11 a.m.

Mayor Colvin requested everyone keep Kingdom Global Impact Ministries, Apostle Ford, in their thoughts for the recent passing of First Lady Glendora Ford and recognized their impact in the community and the Murchison Road corridor.

### 5.0 CITY MANAGER REPORT

Dr. Douglas Hewett, City Manager, introduced Mr. Willie Henry, the new Chief Information Officer, and recognized Ms. Willie Johnson, who will be retiring as the Chief Information Officer after many years at the City. Mr. Henry is coming from Gaston County, and the transition will take place over the next 30-days. Ms. Johnson's last day is June 30, 2025.

### 6.0 APPROVAL OF AGENDA

**MOTION:** Council Member Hondros moved to approve the agenda.  
**SECOND:** Council Member Banks-McLaughlin  
**VOTE:** UNANIMOUS (9-0)

### 7.0A CONSENT AGENDA

**MOTION:** Council Member Hondros moved to approve the consent agenda  
**SECOND:** Council Member Haire  
**VOTE:** UNANIMOUS (9-0)

#### 7.0A1 Approval of Meeting Minutes:

May 5, 2025 – Work Session  
May 5, 2025 – Special – Public Safety  
May 5, 2025 – Special – Evaluation  
May 12, 2025 – Special – Evaluation  
May 12, 2025 – Discussion of Agenda Items  
May 12, 2025 – Regular  
May 15, 2025 – Budget Work Session

**7.0A2 P25-12: A request to rezone from SF-6 to MR-5 at 2721 & 2717 Ramsey St., & 106 Northwest Ave. (READ# 0438695890000, 0438695780000) owned by Cresfund Investments LLC.**

The City Council approved the rezoning request for .68 acres located at 2721 & 2717 Ramsey Street, & 106 Northwest Avenue from Single Family Residential 6 (SF-6) to Mixed Residential 5 (MR-5). Much of the area surrounding the subject property is already zoned Single Family Residential 6. Because of the size of these properties, the proposed MR-5 zoning district is in keeping with the surrounding area and the Future Land Use Plan.

**7.0A3 P25-14: A request to rezone 2022 & 2026 Progress Street (REID 0436032534000 & 0436031348000), owned by King Construction & Development Company Inc, from Single Family Residential 6 (SF-6) to Mixed Residential 5 (MR-5).**

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The City Council approved the rezoning request for .42 acres located at 2202 and 2026 Progress Street from Single Family Residential 6 (SF-6) to Mixed Residential 5 (MR-5). The rezoning request aligns with the Future Land Use Plan and Neighborhood Improvement designation, specifically encourages higher-density redevelopment.

**7.0A4 P25-15: A request to rezone 211 Rankin Street (REID 0437532039000), owned by 211 Rankin Street, LLC, from Heavy Industrial (HI) to Downtown 2 (DT-2)**

The City Council approved the rezoning request for .24 acres located at 211 Rankin Street from Heavy Industrial (HI) to Downtown 2 (DT-2). The rezoning request aligns with the Future Land Use Plan as the subject property is in an area with diverse zoning, including commercial, industrial, and core business districts, and rezoning to DT-2 would allow for more varied uses.

**7.0A5 P25-19: A request to rezone 439 Moore Street (REID 0437478289000) from Mixed Residential 5 (MR-5) to Office and Institutional (OI), submitted by Lynn Vick and owned by Michael P. Vick, Lynn R. Vick, and Herbert W. Vick Jr.**

The City Council approved the rezoning request for .20 acres located at 439 Moore Street from Mixed Residential (MR-5) to Office and Institutional (OI). The rezoning request aligns with the Future Land Use Plan and promotes infill redevelopment, neighborhood-scaled institutional uses, and community reinvestment without introducing incompatible patterns of development.

**7.0A6 P25-21: A request to rezone 116 Broadfoot Avenue (REID 0427956296000) from Office and Institutional (OI) to Neighborhood Commercial (NC). The property is owned by Stew-Fox, LLC and is represented by George Regan, Jr. of Thorp and Clarke, PA.**

The City Council approved the rezoning request for .35 acres at 116 Broadfoot Avenue from Office and Institutional (OI) to Neighborhood Commercial (NC). The rezoning request aligns with the Future Land Use Plan and promotes orderly development patterns. It supports mixed-use compatibility, aligns with surrounding zoning and land use, and contributes to the revitalization of Haymount as a vibrant urban node.

**7.0A7 P25-22: A request to rezone an unaddressed parcel on Glensford Drive and five unaddressed parcels on Morris Street (0417114319000, 0417111485000, 0417111176000, 0417019333000, 0417019444000, and 0417017428000), owned by John & Helen Sykes, from Single Family Residential 10 (SF-10) to Community Commercial (CC).**

The City Council approved the rezoning request for 6.68 acres at one unaddressed parcel on Glensford Drive and five unaddressed parcels on Morris Street from Single Family Residential 10 (SF-10) to Community Commercial (CC). The rezoning request aligns with the Future Land Use Plan. Given the expansion of the LaFayette Ford site, the presence of medium- to high-intensity uses in the vicinity, and the broader community's need for retail, service, and office spaces, the rezoning would provide an opportunity for growth that is consistent with the City's strategic goals. This change is reasonable and appropriate, supporting both the development of the area and the needs of the community.

**7.0A8 P25-23: A request to rezone 6.7 acres from BP/CZ to BP/CZ for condition changes at Unaddressed Coalition Blvd (REID #0419014924000) owned by DEFENSE ASSET GROUP LLC.**

The City Council approved the rezoning request for 6.7 acres at one unaddressed parcel on Coalition Boulevard from Business Park Conditional Zoning (BP/CZ) to Business Park Conditional Zoning (BP/CZ) for the following specific conditions: Add multi-family dwellings, mixed use development, and grocery store to the permitted uses allowed



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within the BP/CZ for the 6.76 acre Lot 51 in the MBP and that current dimensional and development standards that apply for Mixed Residential 5 (RM-5) District as found in Chapter 30-3.d.5 and 30-5.H shall be applicable for the multi-family dwelling development within the MBP BP/CZ. The rezoning request does not directly align with the Future Land Use Plan, however the uses will be of a size and scale that is complementary to the area and the existing business park.

**7.0A9 P25-24: A request to rezone 3.63 acres from CC to CC/CZ for an apartment complex at 6256 & 6270 Yadkin Rd (REID #0409311723000 & 0409219874000 ) owned by RS & JB, LLC & KEEFE ENTERPRISES INC.**

The City Council approved the rezoning of 3.63 acres located at 6256 and 6270 Yadkin Road from Community Commercial (CC) to Community Commercial Conditional (CC/CZ). The rezoning request aligns with the Future Land Use Plan and the City Council's designated priority Redevelopment Areas, both of which encourage higher density residential in this area of the City.

### **7.0A10 Uninhabitable Structures: Demolition Recommendations**

<b>6438 Applecross Avenue</b>	<b>District 7</b>
<b>3121 Fort Bragg Road</b>	<b>District 9</b>
<b>4907 Schmidt Street</b>	<b>District 9</b>

The demolition ordinances are for one commercial building deemed dangerous, two residential buildings identified as blighted.

**6438 Applecross Avenue      District 7**

**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 OF FAYETTEVILLE, NC, 6438 APPLECORSS AVENUE, PIN 0406-18-5037. ORDINANCE NO. NS2025-014**

**3121 Fort Bragg Road      District 9**

**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 OF FAYETTEVILLE, NC, 3121 FORT BRAGG ROAD, PIN 0428-11-2619. ORDINANCE NO. NS2025-015**

**4907 Schmidt Street      District 9**

**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 OF FAYETTEVILLE, NC, 4907 SCHMIDT STREET, PIN 0418-27-9917. ORDINANCE NO. NS2025-016**

### **7.0A11 Authorize Settlement and Final Payment to Sfl+a Architects for work completed on the Senior Center East Project**

The City Council authorized the settlement and final payment to Sfl+a Architects for the work completed on the Senior Center East Project. The City owed \$211,079 for work completed. The remaining balance in the project is \$91,477, resulting in a shortfall of \$119,602 needed to close this contract. Capital Project Ordinance Amendment (CPOA) 2025-48 will appropriate the \$119,602 from the Parks & Recreation Bond Fund unassigned fund balance.

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### **7.0A12 Adopt Revised Historic Resources Commission Charter**

The City Council adopted minor changes to the Historic Resources Commission Charter resulting from the recodification of local planning and development statutes into North Carolina General Statutes Chapter 160D. Additionally, the charter will be updated to match the previous change on what constitutes a quorum.

### **7.0A13 Authorization to Apply for ICMA Economic Mobility and Opportunity Special Assistants (EMO SA) Grant**

The City Council authorized the Economic and Community Development Department to apply for a competitive grant through the International City/County Management Association's (ICMA) Economic Mobility and Opportunity Special Assistants (EMO SA) Program. If awarded, the City would receive up to \$250,000 in salary support over 30 months, as well as up to \$100,000 in supplemental program and engagement resources. The grant would support the creation or reclassification of a senior-level Special Assistant to the City's Executive Leadership Team who will lead, coordinate, and accelerate cross-departmental and cross-sector strategies that advance economic mobility for Fayetteville residents.

### **7.0A14 PWC - Bid Recommendation - Approve Purchase Award Recommendation for the Annual Contract for Sodium Hypochlorite**

The City Council approved the bid recommendation to award the purchase of the annual contract for Sodium Hypochlorite to Oltrin Solutions, LLC, of Hamlet, NC, the lowest, responsive, responsible bidder and in the best interests of PWC, in the total amount of \$1,433,750.00 and authorize the CEO/General Manager of the Fayetteville Public Works Commission to execute for that purpose the contract for its purchase.

### **7.0A15 PWC - Bid Recommendation - Approve Purchase Award Recommendation for the Annual Contract for Magnesium Hydroxide**

The City Council approved the bid recommendation to award the purchase of the annual contract for Magnesium Hydroxide to Premier Magnesia, LLC, of Waynesville, NC, the lowest responsive, responsible bidder and in the best interests of PWC, in the total amount of \$629,000.00 and authorize the CCEO/General Manager of the Fayetteville Public Works Commission to execute for that purpose the contract for its purchase.

### **7.0B ITEMS PULLED FROM CONSENT**

There were no items pulled from consent.

## **8.0 PUBLIC HEARINGS**

### **8.01 P25-13: Notice of Appeal of a request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000, and a portion of 0530120415000) owned by Paul Thompson Development Corp. (Appeal of a Zoning Commission Denial)**

Mr. Craig Harmon, Planner II stated the applicant requested this item be tabled to the Monday, June 9, 2025, Regular Meeting.

**MOTION:** Council Member Hondros moved to table this item to the June 9, 2025, Regular Meeting  
**SECOND:** Council Member Haire  
**VOTE:** UNANIMOUS (9-0)

### **8.02 Public Hearing on the Proposed Fiscal Year 2025-2026 Annual Operating Budget and Capital and Technology Improvement Plans**

Mr. Jeffery Yates, Assistant City Manager, presented this item with the aid of a PowerPoint Presentation and stated this is the last legal requirement before Council is allowed to adopt the Fiscal Year 2026 budget.

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Mr. Yates provided an overview of the key principles for the budget and City Council priorities. The recommended tax rate is a \$0.13 tax reduction, which is the lowest rate in the last thirty years at .4495. There is more than \$114 million invested in public/community safety, the Stormwater and Solid Waste rates remain the same, a four percent merit increase and one percent 401K increase for non-step employees has been included, while honoring the steps for the others, and \$3.5 million has been invested to address changing community and organizational needs.

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

Pastor Rita McMillian, 1929 Ashridge Drive, Fayetteville, NC, spoke in favor of this item and requested funding be added for a splashpad at the North Street Park.

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

Discussion ensued regarding the next Budget Work Session. Mayor Colvin stated Council may need an additional meeting.

**MOTION: Council Member Benavente moved to direct City staff to select another date for a public hearing on the budget**

**Motion died for lack of a second.**

### **9.0 EVIDENTIARY HEARINGS**

**9.01 SUP25-03: Special Use Permit request to reduce the separation requirement for an Automotive Wrecker Service in a CC Zoning District at 3003, 3005, 3009 MURCHISON RD (REID# 0428597115000, 0428596376000, 0428597350000) owned by Ali Abdo, CITY PROPERTY LLC.**

Mr. Craig Harmon, Planner II stated the applicant requested this item be tabled to the Monday, June 23, 2025, Regular Meeting.

**MOTION: Council Member Hondros moved to table this item to the June 23, 2025, Regular Meeting**

**SECOND: Council Member Haire**

**VOTE: UNANIMOUS (19-0)**

**9.02 SUP25-04 - Special Use Permit (SUP) to allow for the reduction in the separation requirement between public street right-of-way and an Ice House, located at 2726 Raeford Rd (REID # 0427217637000) and being the property, WIN-KAS NC LLC and project owner Davance Locklear Two Cams.**

Mr. Craig Harmon, Planner II presented this item with the aid of PowerPoint presentation and stated this special use permit request is for a separation reduction between an ice house that is in the Harris Teeter Parking lot on Raeford Road beside Hunan Garden and the right-of-way. When the structure was input, the measurement was taken from the ice house to the center of the road instead of the right-of-way. The ice house is 86 feet from the right-of-way therefore, needing a 14-foot reduction. Ice houses must go through the building permit process, but not through the Technical Review Committee. They receive a Certificate of Occupancy just like any building. Because of the section of ordinance the item is in, it does not allow for a setback, just separation.

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

Mr. Bill Allen, 4101 Coventry Road, Fayetteville, NC, spoke in favor of this item.

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

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**MOTION:** Council Member Greene moved to approve the Special Use Permit to allow the reduction of the separation requirement between an Ice House and public right-of-way and subject to the submitted site plans and conforming to the current Unified Development Ordinance standards as depicted on the attached site plan, as presented by staff, based on the standards of the City's development code and the evidence presented during this hearing. And that the application is consistent with applicable plans because: (1) the development is located in a Community Commercial (CC) zoning district and (2) that this use complies with the findings listed and (3) the proposed permit is in the public interest because the proposed SUP does fit with the character of the area.

If approved, this Special Use Permit shall become effective with the approval of the Order of Findings by the City Council. The SUP shall expire one year from its effective date if a building permit is not issued within that time.

\*For a motion to approve, all six findings below must be met:

1. The special use complies with all applicable standards, conditions, and specifications in this Ordinance, including in Section 30-4.C, Use-Specific Standards because the ice house is 14 feet too close to the right-of-way;
2. The special use will be in harmony with the area in which it is located because the ice house is located in a commercial parking lot and in a retail area;
3. The special use will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved because it has been operational in the location for seventeen months;
4. The special use is in general conformity with the City's adopted land use plans and policies because it conforms with the land use plan of commercial property and vending machine as an ice house;
5. The special use will not substantially injure the value of the abutting land, or the special use is a public necessity because the ice house does not injure the value of the surrounding properties; and
6. The special use complies with all other relevant City, State, and Federal laws and regulations because it complies with all ordinances as specified;

**SECOND:** Council Member Haire

**VOTE:** UNANIMOUS (8-0)

**9.03 SUP25-05 - Special Use Permit (SUP) to allow for the reduction in the separation requirement between Animal Care Uses and adjoining property lines, located at 4417 RAMSEYST (REID # 0439598207000) and being the property, RIDDLE PROPERTIES LLC.**

Mr. Craig Harmon, Planner II, presented this item with the aid of a PowerPoint presentation and stated a new business is looking to use the location near Ramsey Street and Francam Drive near the Zaxby's in Ramsey Commons. It is zoned Community Commercial and all surrounding properties are all commercial. The applicant is looking to create an animal daycare with the original drive-through area a fenced in area. According to Unified Development Ordinance a dog run requires a separation of 75 feet from any surrounding property and they are 23 feet from the closest property.

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

Ms. Kristi Bennett, 4417 Ramsey Street, Fayetteville, NC, presented a PowerPoint presentation and spoke in favor of this item.

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

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**MOTION:** Council Member Benavente moved to approve the Special Use Permit to allow the reduction of the separation requirement between an Animal Care use and an adjoining lot line subject to the submitted site plans and conforming to the current Unified Development Ordinance standards as depicted on the attached site plan, as presented by staff, based on the standards of the City's development code and the evidence presented during this hearing. And that the application is consistent with applicable plans because: (1) the development is located in a Community Commercial (CC) zoning district and (2) that this use complies with the findings listed and (3) the proposed permit is in the public interest because the proposed SUP does fit with the character of the area.

If approved, this Special Use Permit shall become effective with the approval of the Order of Findings by the City Council. The SUP shall expire one year from its effective date if a building permit is not issued within that time.

\*For a motion to approve, all six findings below must be met:

1. The special use complies with all applicable standards, conditions, and specifications in this Ordinance, including in Section 30-4.C, Use-Specific Standards, because it complies with standards because of fencing requirements sufficient square footage per dog that were presented;
2. The special use will be in harmony with the area in which it is located because it is a CC zone and evidence was shared regarding soundproofing and cleanliness standards;
3. The special use will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved because it is not adjacent to any residential areas and cleanliness standards were outlined and animals will be monitored while using the outdoor area.
4. The special use is in general conformity with the City's adopted land use plans and policies because of the screened fence is being adhered to;
5. The special use will not substantially injure the value of the abutting land, or the special use is a public necessity because existing components of the building will continue to be utilized; and
6. The special use complies with all other relevant City, State, and Federal laws and regulations because experts were consulted for federal and legal standards.

**SECOND:** Council Member Greene

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

### 10.0 OTHER ITEMS OF BUSINESS

#### 10.01 Approval of Quarterly Report of Downtown Municipal Service District from Cool Spring Downtown District, Inc.

Ms. Ashanti Bennett, Cool Spring Downtown District (CSDD) Interim President and CEO presented this item with the aid of a PowerPoint presentation and stated they welcomed five new businesses to downtown in the third quarter for a total of seventeen new businesses in the district for the current fiscal year, with two large businesses coming soon. There are two projects underway, the Ammons Infill Project, which is expected to be completed soon, and the County Performing Arts Center, for a total of 263,400 square feet, representing \$183.1 million in investment. Visitation numbers are increasing, but currently 4 percent under pre-covid. CSDD continues the "Clean & Safe" management program, which is a shared waste management program that utilizes trash compactors and recycling, creating less need for individual roll carts. A new compactor was placed on the Otis Jones Parkway that creates containment for an additional 120,000 pounds of waste annually. The Safety and Engagement Ambassadors are working with one full-time and one part-time employee, with the part-time member transitioning to full-time next quarter. Ms. Bennet presented the different publications that the CSDD

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advertises in as well as the social media platforms utilized. There is a current executive search happening, and CSDD expects to announce the candidate next week to begin working in July.

Discussion ensued regarding enhancing the ambassador program and clear bag/security measures.

**MOTION:** Council Member Benavente moved to funding for Cool Spring Downtown District additional ambassador training and 3 full-time ambassador employees.

**Motion died for lack of a second.**

**MOTION:** Council Member McNair moved to receive the report.

**SECOND:** Council Member Davis

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

### **10.02 Unified Development Ordinance (UDO) Council Committee Biannual Report**

Council Member Hondros presented this item and stated for the last six months the UDO Committee has had presentations on PWC water and sanitary tap fees, Stormwater requirements, received a demonstration on the IDT Portal, reviewed the sign ordinance with a peer city comparison, reviewed standards for duplexes, triplexes, and quadraplexes which led to the adoption of an ordinance in April, reviewed peer city comparisons of high-density zoning classifications, and most recently reviewed developments standards for sidewalks and development incentives based on a peer city comparison.

Council Member Hondros presented two recommendations, the first is to received the staff presentation on development incentives at the June 2, 2025, Work Session and the second recommendation is to send text amendments for development standards for sidewalks to the Planning Commission for public hearing for June 17, 2025, and if approved by the Planning Commission it be added to the June 23, 2025 City Council Regular Agenda for a public hearing.

Discussion ensued regarding how the IDT portal works and staff members are available to assist in walking through the system as well as answer questions.

**MOTION:** Council Member Hondros moved to receive the report and approve recommendations of the Committee as presented.

**SECOND:** Council Member Jensen

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

### **10.03 Adopt Youth Protection Safety Ordinance**

Mayor Colvin stated this item is on the agenda tonight because State Statute does not allow an ordinance with a criminal component to be adopted on the date of introduction. Council moved to draft an ordinance based on the Charlotte ordinance during the Special Meeting on May 5, 2025. Then at the May 12, 2025, Regular Meeting, the proposed ordinance was introduced.

Ms. Erin Swinney, Police Attorney, presented this item with the aid of a PowerPoint presentation and provided a brief overview of the Youth Protection Safety Ordinance and definitions found within the ordinance. The ordinance will be in City Code 17-23, create a curfew of 11 p.m.-6 a.m. for juveniles 16 years of age and under. It will create five criminal offenses: When a juvenile is in a public space without a legal basis during restricted hours; when a parent or guardian knowingly permits or allows a juvenile to remain in a public place during the restricted hours without a legal basis; when an owner/operator/employer of an establishment knowingly permits a juvenile to remain on the premises during the restricted hours; when someone 17 years of age or older aids and abets a juvenile to be out in a public space without a

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legal basis during the restricted hours; or when a parent or guardian refuses to take custody of the juvenile during the restricted hours.

Discussion ensued regarding exemptions to the ordinance such as when a juvenile with a parent or guardian; accompanied by an adult 21 or older with permission of the parent; running an errand of the parent if they are on a direct route until 11:30 p.m.; in a motor vehicle with parental consent traveling through the city; traveling in a motor vehicle with an adult 21 years of age or older with parental consent for a designated period of time and purpose within a specified area; engaged in lawful employment or getting to and from work using a direct route; reacting to an emergency; attending or traveling along a direct route to and from an official school, religious, or recreational activity supervised by adults and sponsored by either a school, city, other governmental agency, or civil organization; exercising their First Amendment Rights; married or emancipated; received permission from the Chief of Police through a written permit, or the Chief of Police temporarily authorizes extending the curfew for no longer than an hour after the activity that needed the extension is over.

Discussion ensued regarding how officers would enforce the ordinance. If there is a legal basis for the juvenile to be out during the restricted hours, no action will be taken; however, if a juvenile is in violation they are subject to being adjudicated as a delinquent, and any other person is subject to a class three misdemeanor and a fine not to exceed \$500.00.

Discussion ensued.

**MOTION:** Council Member McNair moved to adopt the Youth Protection Safety Ordinance, approve additional funding for youth programs and activities, increase marketing for awareness and education campaign, and provide free transportation to and from the activities.

**SECOND:** Council Member Haire

Council Member McNair withdrew her motion.

Mr. Brook Redding, Senior Assistant to the City Manager, presented a brief on what staff will present at the June 9, 2025, Council meeting.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING CHAPTER 17, OFFENSES AND MISCELLANEOUS PROVISIONS, OF THE CODE OF ORDINANCES FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2025-011**

**MOTION:** Council Member Thompson moved to adopt the Youth Protection Safety Ordinance

**SECOND:** Council Member Banks-McLaughlin

**VOTE:** PASSED by a vote of 6 in favor to 4 in opposition (Council Members Benavente, Greene, McNair, and Hondros)

### 11.0 ADMINISTRATIVE REPORTS

#### 11.01 Temporary Use Standards for Special Events (30-4.E.7)

Consensus of Council was to have this item presented at a future work session.

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12.0 ADJOURNMENT

There being no further business, the meeting adjourned at 10:00 p.m.

Respectfully submitted,

\_\_\_\_\_  
JENNIFER L. AYRE  
City Clerk  
052725

\_\_\_\_\_  
MITCH COLVIN  
Mayor

DRAFT





# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4666**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Consent

**Agenda Number:** 8.0A2

**TO: Mayor and Members of City Council**

**THRU: Jodi Phelps, Assistant City Manager**

**FROM: Jennifer Ayre, MMC, City Clerk**

**DATE: June 9, 2025**

**RE:**

**City Council Policies Review Committee Recommendations**

**COUNCIL DISTRICT(S):**

ALL

**Relationship To Strategic Plan:**

Goal VI - Citizen Engagement and Partnerships

**Executive Summary:**

The City Council Policies Review Committee reviewed four City Council Policies at the May 20, 2025 meeting. From those meetings the Committee unanimously approved revisions to the Council policies.

The Committee Members are Council Member Derrick Thompson (Chair), Mayor Pro Tem Kathy Jensen, and Council Member D.J. Haire. Staff serving this Committee are Lachelle Pulliam, Interim City Attorney, Jeffrey Yates, Assistant City Manager, Jodi Phelps, Chief of Staff, and Pamela Megill, City Clerk.

**Background:**

At the May 20, 2025, Committee Meeting, discussion ensued regarding the Consideration of Policy # 115.14 - Economic Development, and Policy # 115.18 - Key to the City.

Consensus of the committee was to split Policy #115.14 into Policy #115.14A - Economic Development and Policy# 115.14B - Community Development.

Policy # 115.14A - Economic Development creates general program parameters under which the City of Fayetteville will consider a project for economic development incentives. It is set to be reviewed by the City Council Policies Review Committee each year to ensure continued alignment with the Council's priorities and strategic plan.

Policy #115.14B - Community Development ensures that public resources are used effectively to improve the quality of life for all residents, particularly those in areas with the greatest needs and provides a comprehensive framework to guide Fayetteville's

investments in people, places, and partnerships.

Consensus of the committee was to make the following changes to Policy 115.18 - Key To the City:

**Add at the beginning of section 1:** It shall be at the Mayor's discretion who is issued...

**Add at the end of section 1:** If the Mayor is unavailable to present, the order of presentation shall be as followed: Mayor Pro Tem, District Council Member, then the most Senior Council Member.

Remove all of section 2.

**Issues/Analysis:**

N/A

**Budget Impact:**

N/A

**Options:**

1. Council accept all recommended revisions as attached to this CCAM (as presented).
2. Council do not accept all recommended revisions and provide direction to Council Policy Committee and staff

**Recommended Action:**

Council accepts all recommended revisions as presented.

**Attachments:**

City Council Policies:

115.14A - Economic Development

115.14B - Community Development

115.18 - Key to the City

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Cumberland County and the City of Fayetteville have determined that it is in the best interests of their residents and constituents to implement an economic development program to attract and support private investment to:

- Expand the tax base;
- Redevelop economically challenged areas of the community;
- Increase employment opportunities, wages, and personal incomes;
- Improve the quality of life available to their residents; and
- Increase wealth in the community.

The ultimate objective of this work is to develop a healthy and diverse tax base able to provide the resources necessary for Cumberland County and Fayetteville to provide high quality public services consistent with their missions at a reasonable cost to their residents.

This effort will be coordinated and lead by the Fayetteville-Cumberland County Chamber of Commerce (FCCCC). The purpose of this document is to establish the composition and boundaries of that program.

**Organization:**

FCCCC will serve as the primary point of contact for candidates under consideration for this program throughout the process of Application, Review, and Evaluation (except as otherwise noted below). The FCCCC will manage and coordinate the receipt of application materials and when appropriate make a written recommendations and/or oral presentations to the City Council and Cumberland County Commission as to the eligibility and suitability of each proposal. The FCCCC will not only serve as the initial point of contact for those interested in accessing this incentive program, but will also promote the program.

The FCCCC will pre-screen applicants for preliminary eligibility and provide early notification to the offices of the City and County Managers at the point it appears a potentially viable candidate has begun their due diligence process for sites in Fayetteville and Cumberland County. All proprietary information is to be retained by the FCCCC until such point as the developer authorizes public dissemination of the subject information.

The final decision as to eligibility and suitability leading to a decision to apply any of the development incentives herein to any particular project rests with the City Council of the City of Fayetteville and the Cumberland County Commission.

While the FCCCC will have primary responsibility for project review and incentive plan development, they will do so in coordination with the City and County managers' offices and with technical support from relevant City and County subject matter experts.

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Projects eligible for assistance may receive a combination of the incentives described herein dependent on the project's documented need for assistance, and the projected benefit to the community's economy and quality of life.

The FCCCC may also provide development assistance for eligible projects, including, but not limited to:

- Providing meeting space during planning, negotiation and construction process; and
- Providing project management personnel for local resource guidance, workforce development, facility assistance and government/community interface

The FCCCC is also expected to seek support for economic development projects through federal, state, and other local agencies not inconsistent herewith.

**Public Purpose:**

All projects supported by economic development incentives recommended by FCCCC must serve a Public Purpose. The Public Purposes to be served through the application of this program will include:

- Expanding the tax base by increasing the value of taxable property;
- Increasing employment opportunities, wages, and personal incomes;
- Diversifying the economic base of the community improving economic stability;
- Redeveloping economically challenged areas of the community and removing blight in key corridors identified by one of the jurisdictions;
- Supporting the development of facilities necessary to fill the needs identified by the BRAC RTF Comprehensive Regional Growth Plan for the Fort Bragg Region (September 2008); and
- Improving the quality of life available to Fayetteville and Cumberland County residents.

**Economic Justification:**

The FCCCC will review all requests for incentives to evaluate eligibility of the type and amount of assistance requested. This will include identification of the public purpose(s) to be served by the project and must be supported by evidence that without the assistance requested the project could not be developed with the attributes and benefits necessary to serve the identified Public Purpose.

This will include scrutiny of the gap analysis provided by the applicant's independent financial analysis. The economic impact analysis will forecast the projected outcomes from a particular project, including, but not limited to, job generation, and direct and indirect economic impacts in the community for ongoing operation of the facility. The analysis will be used in consideration of approval of the project as well as in drafting

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potential terms of the Economic Development Incentive Agreement if approved for the program. The FCCCC will provide a written

recommendation to the City and County regarding project eligibility and level and type of assistance.

**General Eligibility Criteria:**

Projects must be:

- located within the City limits of Fayetteville (for City incentive programs) and/or Cumberland County (for all programs);
- permitted under existing zoning and land-use regulations applicable to the subject property without subsequent action by the City Council or County Commission; and
- subject to property tax.

**Programs:**

Without precluding exploration of unique or evolving economic development projects, economic development activities will focus on meeting the needs of potential projects through the following programs:

**Property Tax Grantback Program (City & County)**

The Property Tax Grantback program provides a successful applicant a series of grants based upon ad valorem taxes actually paid and is subject to the following:

Property Tax Grantback benefits will only be paid for completed, operational projects meeting the terms of the Economic Development Incentive Agreement (“EDIA”) and that remain in compliance with all applicable codes, regulations, and requirements including but not limited to those associated with environmental, building, zoning, property maintenance, and specific terms or standards established in the EDIA.

The Property Tax Grantback benefits will be determined based on the documentation of financial need and the Property Tax Grantback Incentive Program Table (Attachment A). The Grantback benefit will be a function of the increased property value over the initial land value as determined by the County Tax Administrator for each year of eligibility. In order for projects to remain eligible, all property taxes must be paid on time in accordance with standard City and County requirements. Eligible projects will receive a Property Tax Grantback payment in accordance with the terms set out in the EDIA.

**Tax Increment Funded Public Infrastructure Program (City & County)**

Public infrastructure required to support a privately financed project may be funded through the dedication of future ad valorem tax revenue (Synthetic “TIF”). The funding provided shall not exceed the amount that can be retired by a dedication of fifty percent (50%) of the projected increase in ad valorem revenue of the property supported by the public infrastructure project over a period of

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twenty (20) years. Any funding for the public infrastructure project not covered by this program must be secured to the satisfaction of the City and/or the County prior to commitment of public resources.

Examples of eligible public infrastructure projects include transportation, stormwater, recreation, and parking improvements. In all cases, the resulting improvement must be dedicated to the City or County for public benefit, use and operation upon completion. The design of the public improvement project must be approved in advance and estimated cost must exceed \$3 million. Any ongoing operational or maintenance requirement for developed improvements must be addressed in the EDIA. Required conditions precedent and other guarantees that may be required to ensure the anticipated tax revenue is generated will also be set out in the EDIA. The project applicant must not seek any other incentive that could result in reducing the tax revenue available to support repayment of the debt incurred to support the construction of the public infrastructure project.

#### **Property Price Grantback (City & County)**

City and/or County owned property acquired and prepared for development or redevelopment may be made available for a price established by market appraisal. The purchase price may, however, be granted back to the developing entity or purchase payments forgiven based upon job creation and other Public Purposes as defined and consistent with terms established in the EDIA.

#### **Support Programs: (City)**

The FCCCC will promote the following programs, but will refer applications to the Community Development Department of the City of Fayetteville for processing.

#### **Downtown Loan Program**

This program is designed to recruit small businesses to the downtown Fayetteville Renaissance Plan area. Loans are available for existing or expanding small businesses to purchase, renovate or construct a downtown commercial property. The minimum loan is \$50,000 and the maximum is \$300,000. The City partners with six banks to fund this loan pool. The City puts in 40% of each loan and offers an attractive fixed interest rate of 4% and the banks share the other 60% at variable prime.

#### **Business Assistance Loan Program**

This program is available to small businesses investing anywhere within the City limits. It offers assistance with gap financing or down payment assistance. The business owner would first make application to a bank for a primary loan and after being approved and identifying a gap in financing, can then make application to this program. The City's loan can be up to \$125,000 or up to 25% of the total loan funds needed. The City offers a low fixed interest rate of 5% and an even lower rate of 3% if the business is located within one of the City's redevelopment plan areas.

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### **Façade Improvement Grant Program**

This program encourages downtown businesses as well as those located within any of the City’s redevelopment plan areas to improve the exteriors of their commercial property. The City will provide a 50% matching reimbursement grant up to a maximum of \$5,000 for each project.

### **Urban Progress Zones**

This incentive program provides economic incentives to stimulate new investment and job creation in economically distressed areas. The designation of these zones offers an enhancement to the Article 3J state tax credits that are available to eligible taxpayers. The City of Fayetteville has two Urban Progress Zones that are effective beginning January 1, 2010 through December 31, 2011.

### **Development Eligibility & Review/Evaluation Criteria:**

To be eligible for this program, the proposed project must identify:

- the financial and technical capacity of the development team as demonstrated by past participation/responsibility for projects of the type proposed;
- the location, site characteristics and preliminary sketch site design;
- the proposed LEED elements to be incorporated into the development, construction and operation of the facility;
- number and type of FTE jobs to be created;
- the preliminary project budget;
- the physical and operational/service elements that will result in the project being eligible for this program;
- the type(s) and fiscal impact estimates of the proposed incentives;
- unique benefits or public contributions to be provided by the project in excess of regulatory requirements;
- a professional independent financial analysis that will determine whether financial gaps exist justifying participation in the incentive program. The entity chosen for the financial analysis must be pre-approved by the City or County Manager; and
- any other information that may be requested by the City or County.

### **Economic Development Incentive Agreement:**

In the event that preliminary approval of a project for this program is provided, an Economic Development Incentive Agreement (“EDIA”) will be drafted providing further detail of the physical and operational attributes of the entire scope of development. In addition, the responsibilities of the Developer and City and/or County will be clearly defined along with appropriate timelines for performance and remedies for breach of contract. Public funds will not be expended for any project specific improvements until a current and favorable market feasibility analysis is completed by an independent,



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nationally recognized third party expert demonstrating the viability of the proposed project and the developer demonstrates the irrevocable financial commitments necessary to carry out the project as agreed upon.

Additionally, once an incentive package has been approved, construction on a project must commence within one year and begin operations within three years. Extensions may be granted only upon approval of the City and County.

The EDIA will also include specific provisions to recapture the value of incentives provided should the project fail to provide the negotiated for public benefit as defined in the EDIA and as demonstrated by specific performance objectives established in the EDIA.

### **Property Tax Grantback Incentive Program Table**

The following table provides grantback eligibility guidelines based upon the scoring categories provided below:

<b>Minimum Score</b>	<b>50</b>	<b>60</b>	<b>70</b>	<b>80</b>	<b>90</b>
<b>Year</b>	<b>Level 1</b>	<b>Level 2</b>	<b>Level 3</b>	<b>Level 4</b>	<b>Level 5</b>
1	50%	60%	70%	80%	90%
2	50%	60%	65%	70%	80%
3	50%	55%	60%	60%	70%
4	50%	55%	55%	55%	60%
5	50%	50%	50%	50%	50%

The maximum value from each scoring category is provided below:

- |    |  |           |
|----|--|-----------|
| 1. | Jobs (Number, Quality, Hiring Residents) | 40 points |
| 2. | Project Location                         | 25 points |
| 3. | Capital Investment:                      | 20 points |
| 4. | Environmental Impact:                    | 10 points |
| 5. | Industry Cluster/Business Type:          | 10 points |
| 6. | Public Benefit:                          | 10 points |

Depending on the score, new companies and existing company expansions will be eligible to qualify for, but not guaranteed, a financial incentive based on the percentages of annual property taxes paid for each year for a five year period as outlined above. With the exception of a 50 point minimum requirement for program eligibility, the table above and the point system below are important, but not controlling elements of the decision making process. Other qualitative criteria identified elsewhere in this document will be used in the process of considering, approving, rejecting, and/or modifying the incentive amount.

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<b>Number of New Jobs Above the Median Wage</b>	<b>Points</b>
1-9	1
10-20	2
21-50	5
51-75	7
76-100	9
101-150	12
150-200	15
200+	20
<b>Total Possible Points</b>	<b>20</b>
<b>Quality of New Jobs</b>	<b>Points</b>
Partial Employer Paid Health Insurance	1
Entire Employer Paid Health Insurance	3
Retirement Benefits	2
Profit Sharing	2
Employer Paid Vacation	2
Employee-Owned Company	3
<b>Total Possible Points</b>	<b>10</b>
<b>Number of Existing County Residents Hired</b>	<b>Points</b>
1-9	1
10-20	2
21-50	3
51-75	5
76-100	7
101-200	9
200+	10
<b>Total Possible Points</b>	<b>10</b>
<b>Project Location</b>	<b>Points</b>
Adopted Revitalization Zone	25
City or County Business/Industrial Park	10
Military Business Activity Zone	10
<b>Total Possible Points</b>	<b>25</b>
<b>Level of Capital Investment</b>	<b>Points</b>
Under \$500,000	1
\$500,000-\$4,999,999	5
\$5,000,000-\$14,999,999	10
\$15,000,000-\$24,999,999	15
\$25,000,000 and Above	20
<b>Total Possible Points</b>	<b>20</b>

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<b>Environmental Impact</b>	<b>Points</b>	
Reuse of Existing Building	4	
Location in LEED Certified Building	4	
Other sustainable features (recycling, water reuse, etc.)	2	
<b>Total Possible Points</b>	<b>10</b>	
<b>Industry Cluster/Business Type</b>	<b>Points</b>	
Defense Industry Cluster	6	
Company Headquarters	6	
Verified Supply-Chain/Sourcing Relationship with Cumberland County	4	
<b>Total Possible Points</b>	<b>10</b>	
<b>Public Benefit</b>		
Dedication in excess of statutory requirements	5	
Public infrastructure in excess of statutory requirements	5	
Creation of 5 or more jobs for residents within 2 miles	10	
<b>Total Possible Points</b>	<b>10</b>	

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## **ECONOMIC DEVELOPMENT**

The following sets forth the general program parameters under which the City of Fayetteville and Cumberland County will consider a project for economic development incentives. However, nothing herein shall limit the City's or County's ability to consider alternative inducements, provided they are in compliance with NCGS § 158-7.1 or any other governing statute. The City Council Policies Committee will review this policy every one year and make necessary revisions to ensure continued alignment with the Council's priorities and strategic plan. Proposed changes as a result of the review will be provided to the Fayetteville-Cumberland Economic Development Corporation for proposal to Cumberland County.

Cumberland County and the City of Fayetteville have determined that it is in the best interests of their residents and constituents to implement an economic development program to attract and support private investment to:

- Expand the tax base;
- Redevelop economically challenged areas of the community;
- Increase employment opportunities, wages, and personal incomes;
- Improve the quality of life available to their residents; and
- Increase wealth in the community.

The ultimate objective of this work is to develop a healthy and diverse tax base able to provide the resources necessary for Cumberland County and Fayetteville to provide high quality public services consistent with their missions at a reasonable cost to their residents.

This effort will be coordinated and led by the Fayetteville-Cumberland Economic Development Corporation (FCEDC). The purpose of this document is to establish the composition and boundaries of that program.

### **Organization:**

FCEDC will serve as the primary point of contact for economic development projects under consideration for this program throughout the process of Application, Review, and Evaluation (except as otherwise noted below). The FCEDC will manage and coordinate the receipt of application materials and when appropriate make written recommendations and/or oral presentations to the City Council and Cumberland County Commission as to the eligibility and suitability of each proposal.

The FCEDC will pre-screen applicants for preliminary eligibility and provide early notification to the offices of the City and County Managers at the point it appears a potentially qualifying project has begun its due diligence process for sites in Fayetteville and Cumberland County. All proprietary information is to be retained by the FCEDC until such point as the developer authorizes public dissemination of the subject information.

The final decision as to eligibility and suitability leading to a decision to apply any of the development incentives herein to any project rests with the City Council of the City of Fayetteville and the Cumberland County Commission.

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While the FCEDC will have primary responsibility for project review and incentive plan development, they will do so in coordination with the City and County Managers' offices and with technical support from relevant City and County subject matter experts.

Projects eligible for assistance may receive a combination of the incentives described herein dependent on the project's documented need for assistance, and the projected benefit to the community's economy and quality of life.

The FCEDC may also provide development assistance for eligible projects, including, but not limited to:

- Providing meeting space during planning, negotiation and construction process; and
- Providing project management personnel for local resource guidance, workforce development, facility assistance and government/community interface

The FCEDC is also expected to seek support for economic development projects through federal, state, and other local agencies.

#### **Public Purpose:**

All projects supported by economic development incentives recommended by FCEDC must serve a Public Purpose. The Public Purposes to be served through the application of this program will include:

- Expanding the tax base by increasing the value of taxable property;
- Increasing or retaining employment opportunities, wages, and personal incomes;
- Diversifying the economic base of the community improving economic stability;
- Redeveloping economically challenged areas of the community and removing blight in key corridors identified by one of the jurisdictions;
- Improving the quality of life available to Fayetteville and Cumberland County residents.

#### **Economic Justification:**

The FCEDC will review all requests for incentives to evaluate the type and amount of assistance requested. This will include identification of the public purpose(s) to be served by the project and must be supported by evidence that without the assistance requested the project could not be developed with the attributes and benefits necessary to serve the identified Public Purpose. This review will include an economic impact analysis forecasting the projected outcomes from a particular project, including, but not limited to, job generation, tax revenue generated, as well as the direct and indirect economic impacts in the community generated by ongoing operation of the facility. The analysis will be used in consideration of approval of the project as well as in drafting potential terms for an Economic Development Incentive Agreement. The FCEDC will provide a written recommendation to the City and County regarding the project and the requested assistance.

#### **General Eligibility Criteria:**

Projects must be:

- located within the City limits of Fayetteville (for City incentive programs) and/or Cumberland County (for all programs);
- permitted under existing zoning and land-use regulations applicable to the subject property without subsequent action by the City Council or County Commission; and subject to property tax.

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### **Programs:**

While open to the exploration of unique or innovative public-private partnerships, at a minimum, economic development activities will focus on meeting the needs of potential projects through the following programs:

#### **Incentive Grant Program (City & County)**

Each project will be considered on a case-by-case basis in order to determine what, if any, incentives will be offered. The Incentive Grant Program provides a successful applicant a series of grants based in part upon the increased ad valorem taxes paid by the Company and subject to the following:

Incentive Grants will only be paid for completed, operational projects meeting the terms of the Economic Development Incentive Agreement (“EDIA”) and that remain in compliance with all applicable codes, regulations, and requirements including but not limited to those associated with environmental, building, zoning, property maintenance, and specific terms or standards established in the EDIA.

The Incentive Grant benefits will be determined based on multiple factors, including:

- The number of jobs created or retained
- Average wage, median wage, and wage distribution
- Investment in Real and Personal Property
- Industry and/or operational sector (i.e. technology, defense, advanced manufacturing, etc.)
- Environmental and soci-economic impacts
- Prospects for future growth and industry cluster
- Any other factors deemed relevant

The Incentive Grant will be funded by the increased real and personal property taxes collected when compared to the value prior to initiation of the proposed project. These values shall be provided by the Cumberland County Tax Administrator for each year of eligibility. In order for projects to remain eligible, all property taxes must be paid prior to any disbursement of funds. Eligible projects will receive an Incentive Grant payment in accordance with the terms set out in the EDIA.

EDIA agreements typically run between three to seven years, providing an annual grant ranging between 35-90% of the increased property tax revenue generated by the project. At no time shall the annual incentive grant exceed the new tax revenue generated.

Due to the lengthy time frame of the EDA, it is recommended that projects creating less than 15 jobs or investing less than \$1.5 million in real or personal property, meet with staff to evaluate alternative support programs.

#### **Property Price Reduction (City & County)**

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City and/or County owned property acquired and prepared for development or redevelopment may be made available for a price established by market appraisal or as authorized by N.C.G.S. 158-7.1. The purchase price may, however, be granted back to the developing entity or purchase payments forgiven based upon job creation and other Public Purposes as defined and consistent with terms established in the EDIA.

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## **COMMUNITY DEVELOPMENT**

The City of Fayetteville is committed to encouraging intelligent growth by investing in housing, economic development, public infrastructure, and community engagement. This policy ensures that public resources are used effectively to improve the quality of life for all residents, particularly those in areas with the greatest needs. It aligns with the City’s vision to build stronger neighborhoods, create economic opportunities, and enhance the overall well-being of our community. This Community Development Policy provides a comprehensive framework to guide Fayetteville’s investments in people, places, and partnerships. By aligning local priorities with federal compliance standards and engaging community stakeholders at every step, the City can create a stronger, more vibrant, and more connected Fayetteville for all residents.

### **Guiding Principles**

- **Access & Opportunity for All**  
Ensure that all Fayetteville residents—especially in neighborhoods facing the most significant challenges—have meaningful access to safe housing, economic mobility, and essential services.
- **Sustainable & Responsible Development**  
Invest in projects and programs that protect natural resources, strengthen infrastructure, and promote long-term neighborhood stability.
- **Transparency & Fiscal Responsibility**  
Uphold strong financial oversight and ensure all community development efforts meet local, state, and federal requirements—especially those tied to HUD programs.
- **Community Voice & Partnerships**  
Engage directly with residents, neighborhood groups, nonprofits, and businesses to co-create development solutions that reflect local priorities and lived experiences.
- **Public Purpose**  
All projects support under this community development policy must serve a Public Purpose. The Public Purposes to be served through the application of this program will include:
  - Expanding the tax base by increasing the value of taxable property;
  - Increasing or retaining employment opportunities, wages, and personal incomes;
  - Diversifying the economic base of the community improving economic stability;
  - Redeveloping economically challenged areas of the community and removing blight in key corridors;
  - Improving the quality of life available to Fayetteville residents.

### **Implementation & Accountability**

- **Departmental Leadership**  
The City’s *Economic & Community Development Department* will lead policy implementation, working collaboratively with other departments and external partners.
- **Annual Reporting to City Council**  
An annual report will be presented to City Council highlighting key accomplishments, funding outcomes, and program adjustments.
- **Ongoing Public Engagement**  
Resident input will be actively solicited through community meetings, surveys, and advisory groups—ensuring policies remain grounded in the needs and aspirations of Fayetteville residents.



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These efforts align with the city's practice of engaging the public through forums such as the Annual Action Plan and Consolidated Plan development.

- **Alignment with City Council's Strategic Plan & Priorities**

The City Council Policies Committee will review this policy every one years and make necessary revisions to ensure continued alignment with the Council's priorities and strategic plan.

## **Programmatic Focus Areas**

### **1. Housing Affordability & Quality**

- **Affordable Housing Development**

Support the creation and preservation of affordable housing through incentives for developers and partnerships with nonprofits. The City's efforts to develop more single- and multi-family housing plays a key role in expanding access to safe, affordable units while the City's robust homebuyer assistance programs connect residents to asset building opportunities.

- **Homeowner Rehabilitation Assistance**

Expand home repair and rehabilitation programs to help low-income homeowners maintain safe living conditions and prevent displacement, helping residents remain in their homes and communities that residents can remain in their homes and communities.

- **Blight Removal**

Focus on the removal or rehabilitation of blighted properties that contribute to deteriorating neighborhood conditions. This includes partnering with developers, nonprofit organizations, and community groups to transform vacant and underutilized properties.

- **Anti-Displacement Strategies**

Develop policies to prevent displacement caused by rapid market changes, ensuring long-term residents can remain in their communities.

### **2. Economic Development & Job Creation**

- **Small Business Support**

Provide grants, low-interest loans, and technical assistance to small- and disadvantaged business enterprises. High impact small business programs are central to this effort.

- **Workforce Development**

Partner with local businesses and educational institutions to provide job training programs that align with in-demand skills and regional economic needs.

- **Incentivizing Investment**

Utilize federal, state, and local tools such as the *Section 108 Loan Guarantee Program* to attract large-scale investments in underserved communities, including Opportunity Zones.

- **HUD Section 3 Compliance**

Ensure economic development projects meet HUD Section 3 requirements, providing employment and contracting opportunities to low-income residents.

### **3. Neighborhood Revitalization & Community Safety**

- **Neighborhood Connectivity & Beautification**

Invest in sidewalks, lighting, green spaces, and street improvements to create safer, healthier, and more accessible neighborhoods.

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- **Revitalization Strategies**

Focus on neighborhood-wide revitalization efforts to transform distressed communities by improving housing, infrastructure, and access to essential services. These efforts emphasize resident involvement and neighborhood cohesion.

- **Community Safety Initiatives**

Support public safety through neighborhood organizations, youth engagement, and violence prevention programs.

- **Responsible Environmental Stewardship**

Ensure HUD-funded projects meet the environmental review standards outlined by the National Environmental Policy Act (NEPA), including required assessments and impact statements. These measures help safeguard natural resources and promote responsible development practices in alignment with federal guidelines.

#### **4. Nonprofit & Community Partnerships**

- **Funding Community Services**

Provide funding to nonprofit organizations providing critical support to residents with limited incomes, including housing assistance, food security, behavioral health support, youth mentoring, and homelessness services. Funding is provided collaboratively, in close coordination with the local Continuum of Care (CoC) and other community stakeholders to ensure that the most pressing needs are addressed comprehensively and effectively.

- **Resident Engagement & Advisory Boards**

Involve residents in shaping development decisions through structured, transparent engagement mechanisms guided by the City’s HUD-required Citizen Participation Plan and the Fayetteville Redevelopment Commission (FRC), which serves as the City Council-appointed advisory body for Community Development. The FRC holds open public meetings, evaluates proposed projects, and provides recommendations to City Council.

- **Collaborative Community Outreach**

Expand outreach by partnering with faith-based organizations, grassroots coalitions, neighborhood associations, the Continuum of Care, and the Fayetteville Metropolitan Housing Authority. Planning for Community Development programs will incorporate participatory approaches that incorporate resident input and local expertise to shape priorities and guide decision-making.

#### **5. Funding & Compliance Oversight**

- **Strategic Use of Funds**

Leverage federal, state, and local funding—including *CDBG*, *HOME*, *ESG*, and *HOPWA*—to maximize programmatic impact and address local priorities.

- **Robust Compliance Systems**

Implement comprehensive internal controls and oversight mechanisms to prevent audit findings and ensure responsible stewardship of funds.

- **Evaluation & Impact Measurement**

Conduct annual impact assessments and use data to adjust strategies, report outcomes, and inform future investments.

<b>SUBJECT – CITY COUNCIL</b> <b>Key to the City</b>	<b>Number</b> <b>115.18</b>	<b>Revised</b> 05-08-23	<b>Effective</b> <b>Date</b> 09/28/15	<b>Page 1 of 1</b>
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## **I. PURPOSE**

The purpose of this policy is to provide guidance to Council on presenting the “Key to the City” as recognition and a gesture of goodwill to recognize deserving individuals, organizations, or entities as “Ambassadors-at-Large”.

## **II. GUIDELINES**

1. The Mayor shall be allowed to present the “Key to the City” as he/she deems appropriate. Council will be notified when a Key to the City is to be initiated and presented.
2. Council members shall be allowed to nominate persons to receive a “Key to the City”. Nominations need not be made in writing and may be presented during Council dinner meetings, work sessions, and as allowed by N.C.G.S. § 143-318.11. Nominations by Council members must be approved by majority vote of the Council.
3. The presentation of the “Key to the City” will be presented during a Council meeting whenever practical.

<b>SUBJECT – CITY COUNCIL</b> <b>Key to the City</b>	<b>Number</b> <b>115.18</b>	<b>Revised</b> 05-08-23 XX-XX-25	<b>Effective</b> <b>Date</b> 09/28/15	<b>Page 1 of 1</b>
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## **I. PURPOSE**

The purpose of this policy is to provide guidance to Council on presenting the “Key to the City” as recognition and a gesture of goodwill to recognize deserving individuals, organizations, or entities as “Ambassadors-at-Large”.

## **II. GUIDELINES**

1. It shall be at the Mayor’s discretion who is issued the “Key to the City” as he/she deems appropriate. Council will be notified when a Key to the City is to be initiated and presented. If the Mayor is unavailable to present, the order of presentation shall be followed: Mayor Pro Tem, District Council Member, then the most Senior Council Member.
- 2.
3. The presentation of the “Key to the City” will be presented during a Council meeting whenever practical.



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4651**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Consent

**Agenda Number:** 8.0A3

**TO: Mayor and Members of City Council**

**THRU: Lachelle H. Pulliam, City Attorney**

**FROM: Kecia Parker, NCCP, Real Estate Manager**

**DATE: June 9, 2025**

**RE: Adopt a Resolution of the City Council of the City of Fayetteville  
Confirming the Non-Inclusion of Hill Street in the City of Fayetteville Street Plan**

**COUNCIL DISTRICT(S): 2**

**Relationship To Strategic Plan:**

Desirable Place to Live, Work and Recreate

**Executive Summary:**

The right of way known as Hill Street is depicted on a map entitled “Map of Bevill’s Alfalfa Field” dated November 1922 and recorded in Plat Book 7, Page 98 of the Cumberland County Registry. The property was owned by the Bevill Estate. Hill Street is a “paper street” that has never been constructed or opened. The Petitioner has asked if the City has any interest in this street as a part of a future street plan and it has been determined that it is neither a part of the current street plan nor part of any future street plan.

**Background:**

The right of way known as Hill Street depicted in Plat Book 7, Page 98 and recorded in 1922 was never constructed and is known as a “paper street”. The Petitioner and successor of the surrounding property has requested that the City withdraw the street per N.C.G.S. §136-96. Hill Street was dedicated to the public by plat but was never accepted by the City. Since the dedication, the neighborhood has changed significantly. Currently the portion of the property that is depicted as Hill Street is a portion of a gravel lot that has been utilized for parking by the Sandpiper Restaurant. The Petitioner has asked that the City provide a resolution to attach to the “Withdrawal of Dedication” that they plan to record in the Register of Deeds for Cumberland County. Hill Street is not currently on any City Street Plan, nor is it a part of any future City Street Plan as indicated in N.C.G.S. §136-66.2.

**Issues/Analysis:**

- The street identified as Hill Street is not part of any current or future street plan.
- The Petitioner is the owner of all the property abutting the paper street.
- A public hearing is not required for this action.

**Budget Impact:**

There is no impact on the budget for this action.

**Options:**

- Approve the attached Resolution of the City Council of the City of Fayetteville Confirming the Non-Inclusion of Hill Street in the City of Fayetteville Street Plan.
- Do not approve the attached Resolution.

**Recommended Action:**

Staff recommends approval of the attached Resolution of the City Council of the City of Fayetteville Confirming the Non-Inclusion of Hill Street in the City of Fayetteville Street Plan.

**Attachments:**

Letter from Petitioner  
Proposed Withdrawal from Dedication  
Hill Street Plat Book 7, Page 98  
Hill Street GIS Map  
Hill Street Picture  
Resolution



NARRON WENZEL, P.A.

SMITHFIELD OFFICE  
102 SOUTH THIRD STREET  
POST OFFICE BOX 1567  
SMITHFIELD, NC 27577  
(919) 934-0049

RALEIGH OFFICE  
3737 GLENWOOD AVENUE  
SUITE 200  
RALEIGH, NC 27612  
(919) 977-8018

Matthew C. Phillips  
mphillips@narronwenzel.com

April 16, 2025

City of Fayetteville  
Attn: Kecia Parker  
433 Hay Street  
Fayetteville, NC 28301

RE: Request to Declare Hill Street to Not Be Part of a Street Plan or to Close Hill Street

To whom it may concern:

We represent Sandpiper Buffet, LLC with regard to a request to close Hill Street, a road located on our client's land. We respectfully request that the City of Fayetteville issue a resolution declaring Hill Street to not be part of a street plan under N.C. Gen. Stat. § 136-66.2 as outlined in N.C. Gen. Stat. § 136-96(e)(2), and, therefore, not under the control of the City of Fayetteville. If the City of Fayetteville has accepted the road, then we respectfully request that Hill Road be permanently closed under N.C. Gen. Stat. § 160A-299.

As demonstrated by the attached map, Hill Road was dedicated to the public by a plat recorded in November 1922. Since that time, the street and the neighborhood have undergone significant changes. The attached map shows the streets depicted on the plat. I have highlighted the portion that our client wishes to close.

As you know from our previous conversations, the city does not maintain Hill Road. A review of the pictures of the section of Hill Street that we wish to close shows that for all practical purpose there is no road on the western side of US-301. The section that we wish to close appears to have been a gravel lot for over twenty years. Google Street View pictures show that it has been in that state since at least August 2007. Overhead photography on the GIS maps website shows that it was used as a gravel lot since at least 2001. The oldest available overhead photographs from the GIS website from 1968 show no evidence of Hill Street ever being maintained by the city. All available evidence shows that Hill Street was never accepted and maintained by the City of Fayetteville. We would request that the city provide us with a resolution that the section of Hill Street that we wish to close is not city property so that we may



NARRON WENZEL, P.A.

attach it to the back of the enclosed Withdrawal of Dedication when we record it with the Cumberland County Register of Deeds.

If the city does determine that it accepted the dedication of Hill Street, then we request that the city permanently close it pursuant to N.C. Gen. Stat. § 160A-299. As mentioned above, the city has neither maintained nor used the road in decades. It has been used as a gravel lot since at least 2001, so the city closing the street would simply be recognizing the de facto closure.

I have enclosed a check for \$500 payable to the City of Fayetteville along with the various maps and plats referred to in this letter. Please contact our office if there is anything further that we can provide.

Sincerely,

NARRON WENZEL, P.A.

A handwritten signature in blue ink, appearing to read "Matthew C. Phillips", is written over the typed name.

Matthew C. Phillips

Prepared by & return to: Matthew C. Phillips, P.O. Box 1567, Smithfield, NC 27577

NORTH CAROLINA

WITHDRAWAL OF DEDICATION

CUMBERLAND COUNTY

This WITHDRAWAL OF DEDICATION made this \_\_\_\_ day of \_\_\_\_\_  
2025 by SANDPIPER BUFFET, LLC a North Carolina limited liability company ("Declarant"),  
formerly known as Bland Properties, LLC.

WITNESSETH:

WHEREAS, there appears on a plat recorded in Plat Book 7, page 98, Cumberland  
County Registry a certain strip, piece or parcel of land identified as Hill Street; and

WHEREAS, the said Hill Street was dedicated as a public right of way by virtue of said  
recorded plat; and

WHEREAS, this Withdrawal of Dedication only deals with the portion of Hill Street to  
the west of US-301; and

WHEREAS, the Declarant wishes to withdraw the Hill Street dedication to the west of  
US-301 from public dedication pursuant to N.C.G.S. § 136-96; and

WHEREAS, the Declarant is the successor in title to The Bevill Estate, the original  
dedicator in title to Hill Street.

NOW THEREFORE, in consideration of the above the Declarant hereby certifies that  
Hill Street to the west of US-301 has never been actually opened for public use and has not been  
used by the public within fifteen (15) years from and after the date of dedication.

The recitals contained above are contractual in nature and are fully incorporated herein  
by reference.

IN WITNESS WHEREOF, the Declarant has set its hand and seal the day and year first  
written above.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK;  
SEPARATE SIGNATURE PAGE TO FOLLOW

SANDPIPER BUFFET, LLC,  
a North Carolina limited liability company

By: \_\_\_\_\_(SEAL)

Name: \_\_\_\_\_

Title: \_\_\_\_\_

NORTH CAROLINA  
\_\_\_\_\_ COUNTY

I, \_\_\_\_\_, a Notary Public, in and for said County and State do  
certify that \_\_\_\_\_, as the Managing Member of SANDPIPER  
BUFFET, LLC, a North Carolina limited liability company, personally appeared before me this  
day and acknowledged the due execution of the foregoing instrument on behalf of the company.

Witness my hand and notarial seal/stamp, this \_\_\_\_ day of \_\_\_\_\_ 2025.

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

My Commission expires: \_\_\_\_\_

MAP OF  
**BEVILL'S ALFALFA FIELD**  
IN FAYETTEVILLE, N. C.

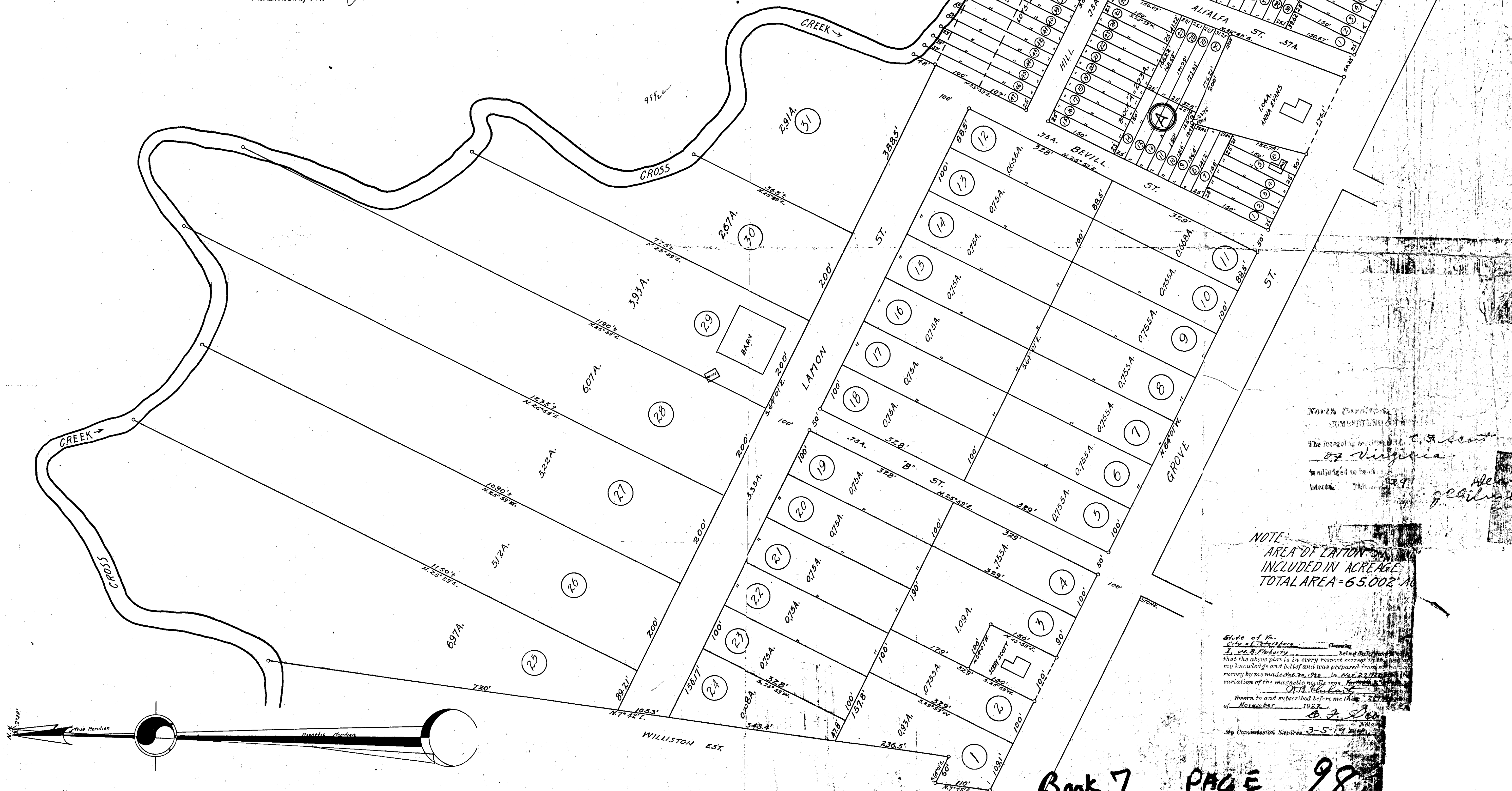
OWNED BY  
**THE BEVILL ESTATE.**

SUBDIVIDED BY  
**ATLANTIC COAST REALTY CO.**

PETERSBURG VA. WINSTON-SALEM, N.C. GREENVILLE, N.C.  
SCALE, 1-INCH=100 FT.  
NOV. 1922.

W.B. Flukarty, C.P.E.  
PETERSBURG, VA.

Dec 29 1922  
a v 98  
D.L. Downing



North Carolina  
Commissioner of the General Land Office  
The foregoing map of C.A. Bevill  
of Virginia  
is subject to be  
interceded by the  
State of Virginia

NOTE:  
AREA OF LAMON ST.  
INCLUDED IN ACREAGE  
TOTAL AREA=65.002 AC.

State of Va.  
City of Petersburg  
I, W.B. Flukarty, C.P.E., being duly sworn, depose and say that the above plan is in every respect correct in the showing of my knowledge and belief and was prepared from a true and correct survey by me made on the 22nd day of November 1922. The variation of the magnetic needle 1922-1923 is 12° 15' E. Witness my hand and subscribed before me this 24th day of November 1922.  
G. F. Jones, Notary Public  
My Commission Expires 3-5-1924





Cross Creek

528

423

HILL ST

BEVIL ST

411

N EASTERN BLVD

195 BUS S

195 BUS N

N KING ST

445

ALFALFA ST

432

430

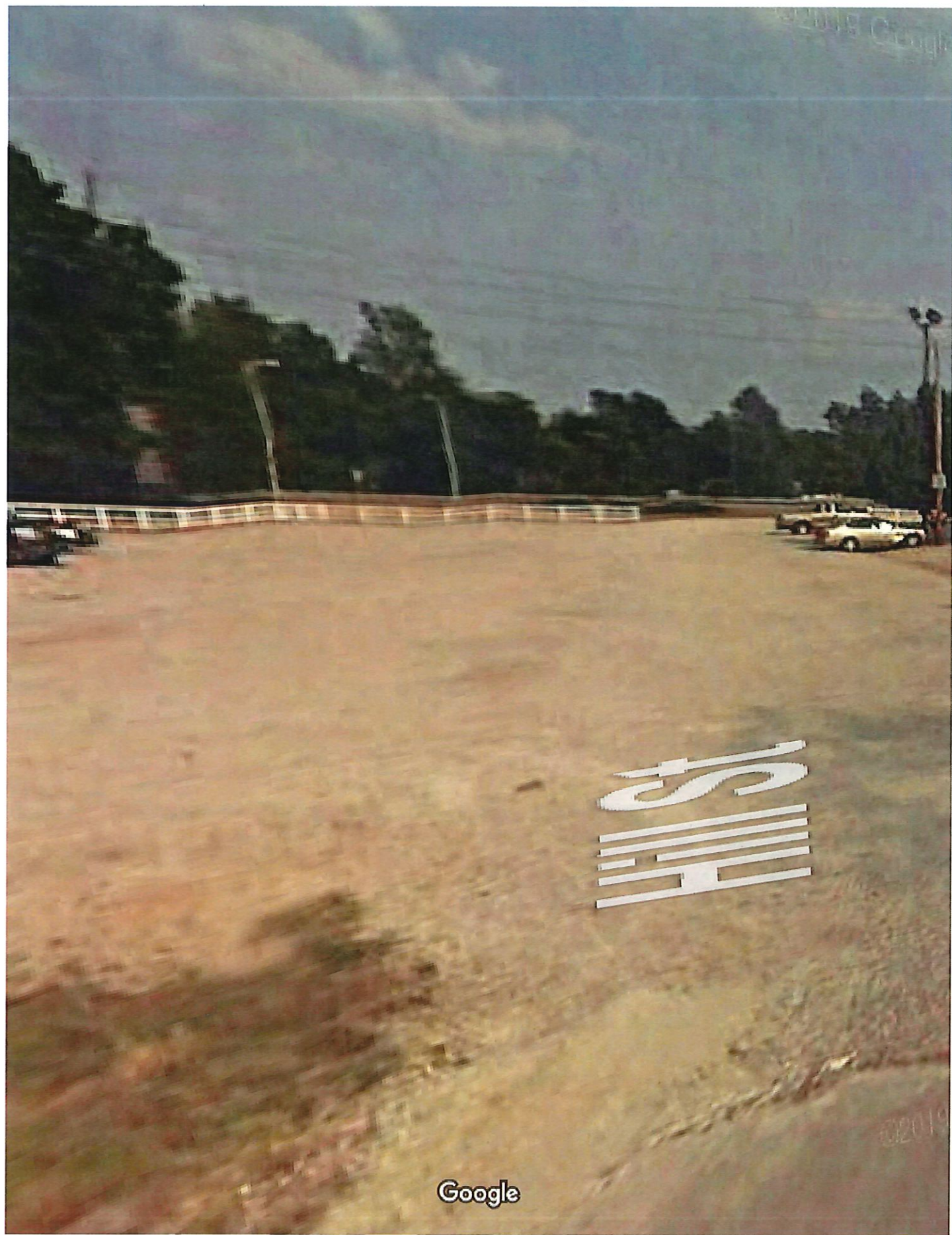
1,172.619408 Feet

N EASTERN BLVD

CCGIS \ ESRI Charlotte CCGIS

POWERED BY  
esri





A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE CONFIRMING  
NON-INCLUSION OF HILL STREET IN THE CITY OF FAYETTEVILLE STREET PLAN

WHEREAS, the City of Fayetteville, NC, has requested that a determination be made of whether Hill Street, as shown on the plat map entitled “Map of Bevill’s Alfalfa Field” recorded in Plat Book 7, Page 98 of the Cumberland County Registry, is shown as a future street on a street plan adopted by the City of Fayetteville pursuant to N.C.G.S. §136-66.2; and

WHEREAS, the City of Fayetteville has examined its records, and has determined that its street plan does not include the unopened street shown as Hill Street as depicted on said map and as described below:

BEGINNING at the eastern right of way margin of Bevill Street and continuing thence approximately 225 feet to the western margin of what was previously known as King Street and now known as N. Eastern Boulevard, shown on plat entitled “Map of Bevill’s Alfalfa Field” recorded in Plat Book 7, Page 98 of the Cumberland County Registry.

NOW THEREFORE, BE IT RESOLVED on behalf of the people of Fayetteville, the City Council finds the above-described Hill Street has not been included in a street plan adopted pursuant to N.C.G.S. §136-66.2.

IN WITNESS WHEREOF, the City of Fayetteville has caused this instrument to be signed in its name by its Mayor, attested by its City Clerk, and its corporate seal hereto affixed, all by order of its City Council.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 9th day of June, 2025; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

(SEAL)

By: \_\_\_\_\_  
MITCH COLVIN, Mayor

ATTEST:

\_\_\_\_\_  
JENNIFER L. AYRE, City Clerk



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4656**

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**Agenda Date:** 6/9/2025

**Version:** 2

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Consent

**Agenda Number:** 8.0A4



**TO: Mayor and Members of City Council**

**THRU: Dr. Douglas J. Hewett City Manager, ICMA-CM**

**FROM: Jeffrey Yates, Assistant City Manager**  
**Adam Lindsey, Assistant City Manager**

**DATE: May 27, 2025**

**RE:**

**Authorize the City Manager, upon legal approval, to amend the ground lease with the Airborne and Special Operations Museum Foundation**

**COUNCIL DISTRICT(S):**

District 2

**Relationship To Strategic Plan:**

Goal IV: The City of Fayetteville will be a highly desirable place to live, work and recreate.

Goal V: The City of Fayetteville will be a financially sound city providing exemplary city services.

**Executive Summary:**

The City, starting in 2000, leases the land to the Airborne and Special Operations Museum (ASOM) Foundation. The land that is leased is currently the location of the ASOM. As part of this agreement, and as consideration for rent, the ASOM Foundation pays 2% of the gross sales from operations, including gift shop, simulator, and theater. This amounts to about \$3,000 to \$5,000 annually. The ASOM Foundation requests that the City Council amend the lease and eliminate the 2% requirement, in an effort to reduce the operating cost.

**Background:**

See Summary

**Issues/Analysis:**

The City receives about \$3,000 to \$5,000 annually from this agreement. The loss of revenue will not have a significant impact, but may help improve the operations at ASOM.

**Budget Impact:**

\$3,000 - \$5,000 Annually

**Options:**

Authorize the City Manager to execute an amendment, as discussed, to the current ground lease, upon approval of the City Attorney. Or direct staff to another course of action.

**Recommended Action:**

Authorize the City Manager to execute an amendment, as discussed, to the current ground lease, upon approval of the City Attorney.

**Attachments:**

1. 2004 Amended Ground Lease
2. ASMO Request for Relief
3. 2005 Building Proffer
4. Gen. Lindsay Proffer Letter Building to Army

39461

11  
RECEIVED  
8-10-2004 AM 11:24:40  
J. LEE WARREN JR.  
REGISTER OF DEEDS  
CUMBERLAND CO., N.C.

STATE OF NORTH CAROLINA

AMENDED LEASE

COUNTY OF CUMBERLAND *RETURN TO CITY OF FAYETTEVILLE*  
*Return to Cleland P. Reese, ENCL. MAIN. DEPT. 433 HOY ST*  
*FAYETTEVILLE*

THIS AMENDED LEASE (hereinafter the "Lease") is made and entered into as of the 23rd day of February, 2004, by and between the CITY OF FAYETTEVILLE, North Carolina, hereinafter referred to as "LESSOR", and the AIRBORNE AND SPECIAL OPERATIONS MUSEUM FOUNDATION, a North Carolina nonprofit corporation, hereinafter referred to as "LESSEE". This Lease is an amendment to the Ground Lease Agreement entered into between the parties hereto on or about the 1st day of October, 2000, and is recorded in Book 5360, page 425, Cumberland County, North Carolina, Registry (hereinafter referred to as the "Original Lease"). It is the intent of the parties hereto that this Amended Lease shall supercede and replace the Original Lease in its entirety. The LESSOR and LESSEE are herein sometimes separately referenced as "Party" and jointly referenced as "Parties" and agree as follows:

1. DEFINITIONS

(a) Demised Premises. The real property described in Exhibit "A" attached hereto and incorporated herein by reference, together with all permanent and nonpermanent improvements and fixtures constructed on or affixed to such land, but excluding the Museum Building as hereinafter defined.

(b) Museum Building. That area within the footprint of the Airborne and Special Operations Museum building located at 100 Bragg Boulevard, Fayetteville, North Carolina, containing 59,000 square feet, more or less, of interior heated/air conditioned space, canopies, and loading docks constructed and operated as a part of the Airborne and Special Operations Museum. In addition thereto, the term "Museum Building" shall include an area extending five feet (5') from and parallel to the exterior of the building described immediately above.

(c) Permanent Improvements. Shall include any and all buildings and fixtures, trade or otherwise, that are permanently affixed to the ground or any structure, building, or other improvement on the Demised Premises, and cannot be removed without destroying the use for which said buildings and fixtures, trade or otherwise, were originally intended to be used.

80

(d) Nonpermanent Improvements. Shall include any fixtures, trade or otherwise, or items of personal property that can be removed from the Demised Premises without destroying the use for which fixtures, trade or otherwise, were originally intended to be used.

(e) Agreement. That certain Agreement entered into between CITY, as LESSOR, and FOUNDATION, as LESSEE, dated the 10th day of December, 1998, which is incorporated by reference. To the extent this Lease and the Agreement are inconsistent, the terms of this Lease shall prevail.

(f) U.S. Government Properties. Shall mean any items of personal property including, but not limited to, exhibits, artifacts, or displays, on loan or display at the Museum, which have been purchased with United States government funds, donated or on loan to the United States government, which are not the property of LESSEE.

(g) LESSEE's Accountant. A Certified Public Accountant, licensed to do business in North Carolina, which LESSEE shall be required to employ and maintain at all times during the term of this Lease, and which shall be required to provide those financial records at all times as set forth in § 2(j).

(h) Conveyance. The transfer of all title, right, and interest to the Museum Building which includes all real and personal fixtures therein.

## **2. DEMISE OF PREMISES; ANNUAL RENTAL; IMPOSITIONS; FINANCIAL RECORDS; BUDGETS.**

(a) Demise of Premises. LESSOR, for and in consideration of the Annual Rental, covenants, and conditions herein contained to be kept, performed and observed by LESSEE, does hereby lease and demise to LESSEE, and LESSEE does hereby accept from LESSOR, the Demised Premises excepting therefrom any right-of-way previously granted or to be granted to the North Carolina Department of Transportation.

(b) Warranty of Title. LESSOR hereby represents and warrants that LESSOR is the owner of the Demised Premises in fee simple absolute, subject to the covenants, conditions, restrictions, easements and other matters of record.

(c) Warranty of Quiet Enjoyment. LESSOR covenants and agrees that LESSEE, upon payment of the Annual Rental and other charges herein provided, and upon observance and performance of the covenants, conditions, and terms of this Lease, shall peaceably hold and enjoy the Demised Premises for the term hereby demised without hindrance or interruption by LESSOR or any other person or persons claiming under LESSOR, except as herein expressly provided.

(d) Lease Term. This Lease shall continue for so long as the Airborne and Special Operations Museum remains in operation, unless terminated as otherwise provided herein.

## (e) Rental.

✓ (1) **Annual Rental.** LESSEE shall pay to LESSOR Annual Rental in an amount equal to two percent (2%) of gross sales from the operation of the AIRBORNE AND SPECIAL OPERATIONS MUSEUM (hereinafter referred to as the "ASOM") gift shop, simulator, and theatre (hereinafter referred to as the "Museum Operations"). The Annual Rental shall be calculated on the basis of LESSEE's fiscal year which begins October 1. The Annual Rental shall first be calculated on the financial statement(s) provided by LESSEE's certified public accountant and it shall be payable on or before November 1 of each year. Upon LESSEE's receipt of its Annual Audit, which shall be within 120 days of the end of each fiscal year, the Annual Rental shall be adjusted based on the Museum Operations reflected in the Annual Audit. Any deficit shall be paid no later than fifteen (15) days of LESSEE's receipt of the Annual Audit. Any credit shall be offset against the next rental installment. The first year's Annual Rental shall be prorated from the effective date of this Lease and shall be paid on or before November 1, 2004, subject to adjustments as stated above.

✓ The LESSEE shall have the option of paying the Annual Rental on a quarterly basis. The calculations of the quarterly payments shall be based on the financial statement(s) provided by LESSEE's certified public accountant. Any adjustments shall be made upon receipt of the Annual Audit as provided above.

(2) **Late Charges.** If LESSEE fails to pay any Annual Rental payment by the 15th day of the month following the due date, LESSEE shall pay a late payment charge equal to four percent (4%) of the past due payment, which shall become due and payable to the LESSOR as liquidated damages for the administrative costs and expenses incurred by the LESSOR by reason of LESSEE's failure to make prompt payment. The Late Charges shall be payable by LESSEE on demand. No failure by the LESSOR to insist upon strict performance by LESSEE of its obligation to pay Late Charges shall constitute a waiver by the LESSOR of its right to enforce the provisions of this section. In no event shall the amount of penalties authorized herein exceed the maximum allowable by law for late payment.

(f) **Holdover.** Any holding over by the LESSEE after the end of the term shall subject the LESSEE to a penalty of Five Hundred and 00/100 Dollars (\$500.00) per day.

(g) **Impositions, Taxes, Fees, Utility Charges.** LESSEE shall pay or cause to be paid all of the following items, if any ("Impositions"):

(1) Any ad valorem property taxes, special taxes, and assessments on all capital improvements made by LESSEE on the Demised Premises;

(2) Any personal property and inventory taxes;

(3) Water, water meter and sewer installments, rates and charges;

(4) License and permit fees;

- (5) Service charges for lighting, sanitary sewer sanitation and water supply;
- (6) Gross receipts, excise or similar taxes imposed or levied upon installment payments;
- (7) All excise, sales, value added, use, occupancy and similar taxes;
- (8) Charges for utilities, communications and other services rendered or used on or about the Demised Premises;
- (9) Payments in lieu of each of the foregoing, whether or not expressly so designated;
- (10) Fines, penalties and other similar or like charges applicable to any of the foregoing, and any interest or cost with respect thereto; and
- (11) Any and all other federal, state, county and municipal governmental and quasi-governmental levies, fees, installments, assessments or taxes, penalties and charges, general and special, ordinary and extraordinary, foreseen and unforeseen, of every kind and nature whatsoever, and any interests or costs with respect thereto, which at any time during or after (but attributable to a period falling within) the Lease Term are:
  - (i) Assessed, levied, confirmed, imposed upon or would become due and payable out of or in respect of, or would be charged with respect to, the Demised Premises, the use and occupancy of the Demised Premises by LESSEE, any document or agreement to which LESSEE is a party, transferring as interest in LESSEE's estate in the Demised Premises, and this transaction; and
  - (ii) Encumbrances or liens upon the Demised Premises permitted by law.

Each such Imposition, or installment thereof, during the Lease Term shall be paid before the last day the same may be paid without fine, penalty, interest or additional cost; provided, however, that if, by law or agreement, any Imposition may, at the option of the payor, be paid in installments (whether or not interest shall accrue on the unpaid balance of such Imposition), LESSEE may exercise the option to pay the same in such installments and shall be responsible for the payment of such installments only, provided that all such installment payments relating to periods prior to the expiration of the Lease Term are required to be made prior to the expiration of the Lease Term.

LESSEE, from time to time upon request of the LESSOR, shall furnish to the LESSOR an official receipt or other evidence reasonably satisfactory to the LESSOR evidencing the payment of any Imposition. If at any time during the Lease Term, a tax or excise on installment or the right to receive installments or other tax, however described is levied or assessed against the LESSOR as a substitute in whole or in part for any Impositions heretofore payable by LESSEE, LESSEE shall pay and discharge such tax or excise on installment before interest or penalties accrue, and the same shall be deemed an Imposition levied against the Demised Premises in accordance with this section.

(h) Proration of Impositions. Any Imposition relating to a fiscal period of the imposing authority, a part of which period is included within the Lease Term, and a part of which is included within the period of time before or after the Lease Term, shall be apportioned between the LESSOR and LESSEE as of the beginning and ending dates of the Lease Term so that LESSEE shall pay that portion of such Imposition for that part of such fiscal period which is within the Lease Term.

(i) Contest of Impositions. LESSEE shall have the right to contest the amount or validity, in whole or in part, of any Imposition by appropriate proceedings diligently conducted in good faith. Upon termination of such proceedings, it shall be the obligation of LESSEE to pay the amount of such Imposition or part thereof as finally determined in such proceedings, together with any costs, fees, interest, penalties or other liabilities in connection therewith. LESSEE shall have the right to seek a reduction in the assessed valuation of the Demised Premises for ad valorem property tax purposes, and to prosecute any action or proceeding in connection therewith.

(j) Books and Financial Records. All books and financial records of the LESSEE shall be maintained by the LESSEE in accordance with generally accepted accounting principles for nonprofit corporations and shall be made available to the LESSOR at its request. The LESSEE shall use tape-recording cash registers or other sales-recording devices commonly used in lieu thereof, if such other devices make a permanent written record of each sale. The LESSEE shall record on such cash register or other recording device all amounts received from sales of merchandise, services, and fees. The LESSOR may, at all times during business hours, take readings of such cash register or other recording devices and observe the operation of the recording of sales thereon, and examine the books and financial records of LESSEE. The LESSEE shall have the books and financial records annually audited at its expense by LESSEE's Accountant. A copy of the report of each such audit shall be transmitted to the LESSOR within 120 days of the end of the LESSEE's fiscal year. The LESSOR may, at its expense, order an additional audit of LESSEE's books, and financial, operational, and maintenance records for any fiscal year. If such additional audit shows an amount owed to the LESSOR which is one percent (1%) or more greater than that shown in LESSEE's audit, the LESSEE shall pay such additional amount to LESSOR, together with the costs of the additional audit, or if a one percent (1%) or more difference in any other gross category, such as maintenance expenses, personnel costs, management fees, then LESSEE shall pay the cost of the audit. LESSEE shall be required to keep at all times during the term of this Lease, and for three (3) years after the termination of this Lease, all financial records required herein to be kept and provided to the LESSOR.

(k) Inspection of Books and Financial Records. LESSEE shall be required, subject to reasonable notice, to permit the City Manager of LESSOR, or his/her designee, to examine the books and financial records of LESSEE for the purpose of maintaining compliance with the terms of this Lease. Additionally, during the term of this Lease, LESSEE shall provide to LESSOR such other monthly financial reports and data in such detail as may be required by the LESSOR's Chief Financial Officer in accordance with acceptable accounting reporting standards.

### **3. USE OF PREMISES**

Throughout the Lease Term, LESSEE shall use the Demised Premises in keeping with its function of being a part of the "ASOM" and for the display of artifacts, memorabilia, audio-visual

presentations, unit memorials, memorial pavers, static displays, live demonstrations and other related functions and activities of the LESSEE and the ASOM.

(a) All improvements constructed on the Demised Premises shall conform to all laws, rules, regulations and ordinances applicable to safety and accessibility of the physically handicapped; and

(b) Roads and Parking. Paved parking areas to accommodate a minimum of 141 cars shall be provided in close proximity to the Museum Building. Paved access and entrance road to the above-mentioned parking areas and Museum Building shall also be provided.

Throughout the Lease Term, LESSEE shall make or cause to be made all repairs, decoration, revisions, alterations and improvements to the Demised Premises, including capital improvements as shall be necessary or appropriate and shall purchase such equipment and supplies as shall be necessary and appropriate for the operation of the Demised Premises in a clean, safe, lawful, high quality, state-of-the-art manner, for grounds surrounding a public museum.

#### **4. OPERATION**

LESSEE shall operate the Demised Premises in a manner consistent with the operation of other grounds surrounding public museums similar in function. Such operations and maintenance shall be in accordance with all applicable health and safety regulations.

#### **5. TERMINATION IF USE BECOMES UNLAWFUL, IMPOSSIBLE, OR IMPRACTICAL**

(a) If it is or becomes unlawful for LESSEE to perform its intended obligations under this Lease, or, if the U.S. Army, or anyone holding under it, for any reason, ceases to operate the ASOM, or if all of the Demised Premises is condemned or changed by public authority so that it becomes impossible or impractical to use the Demised Premises in the manner described in § 3, Use of Premises, then LESSEE shall have the right at any time thereafter to terminate this Lease by giving LESSOR sixty (60) days notice in writing of such termination upon the following terms and conditions:

(i) LESSEE shall vacate the premises within ninety (90) days of any notice required herein; and

(ii) Except for U.S. Government Properties, or properties on loan to LESSEE for purposes of display under the Agreement, LESSEE shall not be permitted to remove any permanent or nonpermanent improvements or any other property belonging to LESSOR from the Demised Premises or the Museum Building, and LESSEE shall be required to transfer title to any motor vehicles or other tangible items bearing registered titles to LESSOR prior to vacation of the Demised Premises.

(b) In the event of any condemnation of the Demised Premises in which less than the entire demised premises is taken, this Lease shall continue in full force and effect.



**6. SIGNS**

Subject to compliance with the LESSOR's sign ordinance, the LESSOR shall permit the LESSEE to install and maintain on the improvements, and at locations mutually agreeable on the Demised Premises, entrance and directional signs of sufficient number and size to adequately advertise the ASOM.

**7. ALCOHOLIC BEVERAGES**

Alcoholic beverages shall not be sold, consumed, or otherwise permitted on the Demised Premises without the consent of LESSOR.

**8. ALTERATIONS AND IMPROVEMENTS BY LESSEE**

**(a) LESSEE's Right to Alter and Improve.**

(1) Major alterations or improvements the LESSEE may wish to make must be with the written consent of the LESSOR which shall not be unreasonably withheld or delayed. The LESSEE must submit construction or landscaping plans of the proposed alterations or improvements to the LESSOR for its review.

(2) The Demised Premises shall at all times be kept free of mechanics' and materialmen's liens as well as any other encumbrance, easement, license, right, interest or privilege which the LESSOR has not consented to in writing, as hereinafter more specifically provided.

(3) The LESSEE agrees that all contracts for construction work shall be made in accordance with applicable law. All construction on the Demised Premises shall be in accordance with all applicable LESSOR codes and ordinances; all required permits shall be obtained and all required permit and inspection fees shall be paid by LESSEE. Upon the execution of a contract(s) with the general contractor/subcontractor(s) who will construct the capital improvements, LESSEE shall provide performance and labor and materials bonds as required by applicable law naming LESSOR and LESSEE as Co-Owners as security and for the full and faithful performance of said contracts.

(4) The LESSOR shall be notified at the time of commencement of any work on the Demised Premises except for normal, routine maintenance and operations of the Demised Premises in keeping with its intended use.

(b) Easements and Dedications. In order to provide for the more orderly development of the Demised Premises as a public museum, it may be necessary, desirable, or required that street, water, sewer, drainage, gas power lines, and other easements and dedications, and similar rights be granted or made on or within portions of said Demised Premises. As part of the consideration to LESSEE for the execution of this Lease, LESSOR shall, upon request of LESSEE, join with LESSEE in executing and delivering such documents, from time to time, and throughout the term of this Lease, as the LESSOR deems appropriate or necessary for the several governmental agencies, public utilities, and companies for the purposes of granting such easements and

dedications. The location of such easements, dedications and similar sights shall be mutually agreeable to the LESSOR and the LESSEE. Any and all costs for providing such easements and dedications shall be borne solely by LESSEE.

(c) Ownership of Improvements, Fixtures, and Equipment. It is expressly understood and agreed that title to any and all permanent and nonpermanent improvements, whatsoever nature at any time constructed, placed, or maintained upon any part of the Demised Premises, except for U.S. Government properties, or properties on loan to LESSEE for purposes of display shall be and remain vested in the LESSOR free and clear of any and all liens and encumbrances permitted herein; provided that any motor vehicle or other tangible item required to bear a registered title, shall be permitted to be registered in the name of LESSEE during the term of this Lease. During the term of this Lease, LESSEE shall be required to maintain at all times an accurate written inventory of all permanent and nonpermanent improvements whatsoever nature at any time constructed, placed, or maintained upon any part of the Demised Premises.

## **9. ENVIRONMENTAL**

(a) LESSEE shall comply with all Environmental Laws (as hereinafter defined). LESSEE may handle, store, and use Hazardous Materials (as hereinafter defined), limited to the types, amounts and uses as reasonably necessary for the operation of the ASOM on the Demised Premises, provided that:

(1) LESSEE's operations and activities on the Demised Premises, and more specifically its handling, storage use and disposal of Hazardous Materials, shall at all times comply with all Environmental Laws;

(2) LESSEE shall secure and abide by any and all permits required under applicable Environmental Laws for LESSEE's handling, storage, use and disposal of any such Hazardous Materials; and

(3) LESSEE shall give or post all notices required by any and all applicable Environmental Laws pertaining to such Hazardous Materials. LESSEE shall provide the LESSOR with copies of all manifests, schedules, correspondence, reports and other documents of all types and kinds, when filed or provided to any governmental or quasi-governmental agency having jurisdiction or enforcement authority regarding Environmental Laws.

(b) Liability. LESSEE shall reimburse, defend, indemnify and save the LESSOR, and its employees, agents, contractors, independent contractors, volunteers and elected and appointed officials, harmless from and against any and all claims, losses, liabilities, and attorneys' fees and costs, arising out of or in any way concerned with the presence of Hazardous Materials on or beneath the Demised Premises or the violation of any Environmental Laws by LESSEE or its agents, employees, contractors or invitees, including, without limitation, the costs of any required or necessary investigation, repair, cleanup or detoxification in the preparation of any enclosure or other required plans or remedies in connection therewith, whether voluntary or compelled by governmental authority. The indemnity obligations of LESSEE under this section shall survive the termination or expiration of this Lease.

(c) **Definitions.** For purposes of this section, the terms used herein shall be defined as follows:

(1) "*Environmental Laws*" shall mean and include all federal, state and local statutes, ordinances, regulations and rules and any amendments thereof from time to time in effect relating to environmental quality, health, safety, contamination and clean-up, including, without limitation, the Clean Act, 42 U.S.C. §§ 7401, et seq.; the Clean Water Act, 33 U.S.C. §§ 1251, et seq., and the Water Quality Act of 1987; the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA"), 7 U.S.C. §§ 136, et seq.; the Marine Protection, Research, and Sanctuaries Act, 33 U.S.C. §§ 1401, et seq.; the National Environmental Policy Act, 42 U.S.C. §§ 4321, et seq.; The Noise Control Act, 42 U.S.C. §§ 4901, et seq.; the Occupational Safety and Health Act ("OSHA"), 29 U.S.C. §§ E.51, et seq.; the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. §§ 6901, et seq., as amended by the Hazardous and Solid Waste Amendments of 1984; the Safe Drinking Water Act, 42 U.S.C. §§ 300f et seq.; the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. §§ 9601, et seq., as amended by the Superfund Amendments and Reauthorization Act, the Emergency Planning and Community Right-to-Know Act, and Radon Gas and Indoor Air Quality Research Act; the Toxic Substances Control Act ("TSCA"), 15 U.S.C. §§ 2601 et seq.; the Atomic Energy Act 42 U.S.C. §§ 2011, et seq.; and the Nuclear Waste Policy Act of 1982, 42 U.S.C. §§ 10101, et seq., and state superlien and environmental clean-up statutes, with implementing regulations and guidelines. Environmental Laws shall also include any and all state, regional, county, municipal, and other local laws, regulations, and ordinances insofar as they are equivalent or similar to the federal laws recited above, purport to regulate Hazardous Materials, or in any way or manner relate to environmental quality, contamination or clean-up.

(2) "*Hazardous Materials*" shall mean any hazardous substance, pollutant, contaminant, or waste regulated under CERCLA; oil and petroleum products and natural gas, natural gas liquids, liquefied natural gas, and synthetic gas usable for fuel; pesticides regulated under the HFRA; asbestos, PCBs and other substances regulated under the TSCA; source materials, special nuclear material, by product materials, and any other radio active materials or radioactive wastes, however produced, regulated under the Atomic Energy Act or the Nuclear Waste Policy Act; chemicals subject to the OSHA Hazard Communication Standard, 29 C.F.R. §§ 1910.1200, et seq. and industrial process and pollution control wastes, whether or not hazardous within the meaning of RCRA or any other hazardous substance, pollutant, contaminant, or waste regulated or defined under any federal, state, or local law not otherwise specified herein.

(d) If required by law or regulation, LESSEE will pay the expense to obtain all environmental permits. All environmental permits will be issued in the name of the City of Fayetteville. LESSOR will assist LESSEE in the process of obtaining the permits, but shall not be required to expend any funds for those purposes. If required by the United States or the United States Army, prior to the conveyance, LESSEE will advance to LESSOR funds to complete a Phase I Environmental Review of the Demised Premises in accordance with ASTM standards. LESSOR will reimburse LESSEE for the actual cost of the Phase I review in an amount not to exceed Three Thousand and 00/100 Dollars (\$3,000.00). If further testing is required, the parties shall negotiate a sharing of that cost.

#### **10. MAINTENANCE, INSPECTION AND EMPLOYMENT**

(a) **LESSEE's Duty to Maintain.** LESSEE, at LESSEE's own cost and expense at all times during the Lease Term, shall keep and maintain, or cause to be kept and maintained, the Demised Premises in a clean, safe, high quality and good state of appearance and repair, without noticeable wear and tear.

(b) **Inspection.** LESSEE shall permit the LESSOR and the LESSOR's agents or representatives to enter the Demised Premises at all reasonable times for the purpose of:

(1) Inspecting the Demised Premises and construction work and improvements thereon;

(2) Performing the LESSOR's obligations or enforcing the LESSOR's rights hereunder;

(3) Determining whether or not the LESSEE is in compliance with its obligations hereunder; and

(4) In the case of emergency (i.e., a condition presenting imminent danger to the health or safety of any person or to property), making any necessary repairs to the Demised Premises and improvements thereon, provided that the LESSOR shall make a reasonable attempt to communicate with LESSEE to alert LESSEE to the repairs necessary.

#### **11. INDEMNIFICATION OF LESSOR**

(a) LESSEE shall not do or permit any willful or negligent act or thing to be done upon the Demised Premises which may subject the LESSOR to any liability or responsibility for injury, damage to persons or property, or to any liability by reason of a violation of any law or of any requirement of a governmental authority, and shall exercise such control over the Demised Premises so as to fully protect the LESSOR against any such liability. The LESSEE shall indemnify and hold the LESSOR and any agents, contractors, independent contractors, volunteers, employees, and elected and appointed officials of the LESSOR (each an "Indemnified Party") harmless from and against any and all liabilities, suits, obligations, fines, damages, penalties, claims, costs, charges and expenses, including, without limitation, expert witnesses', engineers', architects' and attorneys' fees, court costs and disbursements, which may be imposed upon or incurred by or asserted against any Indemnified Party by reason of any of the following occurring during or after (but attributable to a period of time falling within) the Lease Term, including:

(1) Any demolition, earth work or construction, or any other work or thing done, permitted or allowed by LESSEE, its agents and contractors, in, on or about the Demised Premise or any part thereof;

(2) Any use, non-use, possession, occupation, alteration, repair, condition, operation, maintenance or management done or permitted by LESSEE or its agents, employees, contractors or invitees of the Demised Premises or any part thereof;

(3) Any accident, injury (including death at any time resulting there from) or damage to any person of any person, firm, or corporation or property of any person, firm, or corporation occurring in, on or about the Demised Premises or any part thereof caused by the negligence of LESSEE, its officers, agents, or employees;

(4) Any failure on the part of LESSEE to pay an Annual Rental payment as required herein, to purchase insurance policies required by this Lease, or to perform or comply with any covenants, agreements, terms of conditions contained within this Lease which LESSEE is to perform or comply with;

(5) Any lien or claim which may be alleged to have arisen against or on the Demised Premises, or any lien or claim which may be alleged to have arisen out of this Lease and created or permitted to be created by LESSEE against any assets of the LESSOR under the Laws of the State of North Carolina or of any other governmental authority, or any liability which may be asserted against the LESSOR with respect thereto;

(6) Any failure on the part of LESSEE to keep, observe and perform any other terms, covenants, agreements, provisions, conditions or limitations contained in this Lease and any construction, equipment, or other contracts and agreements affecting the Demised Premises or LESSEE's activities thereon which LESSEE is to keep, observe or perform; and

(7) Any contest of Impositions permitted pursuant to § 2.(i), Contest of Impositions.

(b) Absence of Insurance. The obligations of LESSEE under this section shall not be affected in any way by the absence in any case of covering insurance or by the failure or refusal of any insurance carrier to perform any obligation on its part under insurance policies affecting the Demised Premises or any part thereof.

(c) Defense of Claims. If any claim, action or proceeding is made or brought against any Indemnified Party against which it is indemnified pursuant to this section, then, upon demand by the LESSOR, LESSEE shall resist or defend such claim, action or proceedings in the LESSOR's name, if necessary, by attorneys for LESSEE's insurance carrier (if such claim, action or proceeding is covered by insurance), otherwise by such attorneys as the LESSOR shall approve. The foregoing notwithstanding, the LESSOR may engage its own attorneys to defend it or to assist in its defense, and LESSEE shall pay the reasonable fees and disbursements of such attorneys or any other attorney specified herein.

(d) The provisions of this article, INDEMNIFICATION OF LESSOR, shall survive the expiration of the Lease Term with respect to any liability, suit, obligation, fine, damage, penalty, claim, cost, charge or expense arising out of or on connection with any matter which is the subject of indemnification under this article.

## 12. INSURANCE

(a) Required Insurance. The following insurance shall be secured by LESSEE and the premiums thereon paid by LESSEE with respect to the Demised Premises and its operations at all times during the Lease Term, and as a condition to the commencement thereof:

(1) Comprehensive general liability insurance covering property damage, bodily injury, and personal injury, automobile liability insurance (including owned, non-owned and leased vehicles and automobiles), products liability insurance, and innkeeper's liability insurance, per event (if alcoholic beverages are served at the ASOM), in an amount equal to not less than Five Million and 00/100 Dollars (\$5,000,000.00) single limit per occurrence, except that the amount of liquor liability insurance shall only be Five Hundred Thousand and 00/100 Dollars (\$500,000.00);

(2) Statutory worker's compensation insurance; and

(3) "All risk" property insurance to include flood insurance with minimum limits of Five Hundred Thousand and 00/100 Dollars (\$500,000.00) on the Demised Premises and related facilities in an amount equal to the full replacement value thereof.

The amount of the minimum coverage in the above clauses may be lowered if an umbrella policy is furnished covering any excess of the liabilities described in said clauses with a limit of liability of not less than Five Million and 00/100 Dollars (\$5,000,000.00) per occurrence. Furthermore, the LESSOR may, from time to time, require LESSEE to increase the amounts of such coverages in order to account for inflation or to provide coverages consistent with coverages for similar museums.

(b) Responsibility to Maintain. LESSEE will procure and maintain the above insurance policies during the Lease Term.

(c) Requirements. All policies of insurance shall be written on an "occurrence" basis, if possible, and if any policy is written on a "claims made" basis, then such policy shall be written so that it can be continued in effect for a period of three (3) years following expiration of the Lease Term.

(d) Policies. All insurance provided for under § 12(a), Insurance: Required Insurance, shall be affected by policies issued by insurance companies rated by Best Reporting Service as A. VI or better and that shall be licensed to do business in North Carolina. The LESSEE shall promptly deliver to the LESSOR certificates of insurance with respect to all the policies of insurance so procured, including existing, additional and renewal policies not less than thirty (30) days prior to the respective dates of expiration. Upon request, the LESSEE shall annually deliver a copy of any or all such insurance policies to the LESSOR.

(e) Endorsements. All policies of insurance provided for under this section shall have attached thereto.

(1) An endorsement that such policy shall not be canceled or materially changed without at least thirty (30) days' prior written notice to LESSEE and the LESSOR; and

(2) An endorsement to the effect that no act or omission of LESSEE or the LESSOR shall affect the obligations of the insurer to pay the full amount of any loss sustained.

(f) Named Insured. All policies of insurance required by this section shall be carried in the name of LESSEE and the LESSOR, and all policies shall show LESSOR as certificate holder.

(g) Use of Casualty Insurance Proceeds. If all or any part of the Demised Premises or any buildings and improvements thereon are destroyed or damaged in whole or in part by fire or other casualty (whether or not insured), of any kind or nature, LESSEE shall give the LESSOR immediate notice thereof, and notice of whether or not such damage or destruction had been insured, and whether or not insurance proceeds, if any, will be sufficient for such repairs, alterations, restorations, replacements and rebuilding as may be necessary to put such property in the condition it was in immediately prior to such damage or destruction. LESSEE shall make all insurance claims necessary and appropriate to procure such funds as are needed to carry out such repairs, alterations, restorations, replacements and rebuilding. Proceeds from all insurance claims shall be deposited in a bank account jointly held by LESSEE and the LESSOR in a bank upon the approval of the LESSOR and, unless the LESSOR and LESSEE agree otherwise, be used first to pay in full the costs of restoration before using any part of the same for any other purpose. LESSEE shall restore the destroyed or damaged Demised Premises, buildings, improvements or fixtures thereon to the extent of the value and as nearly as practicable to the character of the improvement existing immediately prior to such occurrence. If LESSEE shall fail or neglect to restore with reasonable diligence or, having so commenced such restoration, shall fail to complete the same with reasonable diligence, the LESSOR may complete such restoration with the moneys in the joint account. If the moneys in the joint account are insufficient to complete restoration, LESSEE, on demand, shall pay the deficiency to the LESSOR. LESSEE shall give the LESSOR notice of completion of the restoration within ten (10) days thereafter. If the LESSOR makes no claim or objection with respect to the use of insurance proceeds or the disposition within sixty (60) days after receipt of LESSEE's notice, then LESSEE may obtain the unapplied proceeds remaining in the joint account. All restoration work shall be completed within forty-five (45) days from the time of the casualty, which time may be extended due to unavoidable delays. When any provision of this section shall require payment from the joint account described herein to either party, the non-recipient party shall join in the execution of the check or withdrawal within seventy-two (72) hours, unless a good faith objection is made in writing to the recipient party within the same period of time. If the parties cannot agree to a resolution of the objection, then the objection shall be immediately submitted to a third-party certified mediator of the Cumberland County Superior Court as agreed between the parties for resolution.

(h) Neither LESSEE nor anyone claiming by, through, under or in LESSEE's behalf shall have any claim, right of action or right of subrogation against the LESSOR for or based upon any loss or damage caused by fire, explosion or other casualty (not limited to the foregoing) relating to the Demised Premises or to any property upon, in, or about the Demised Premises, whether such fire, explosion or other casualty shall arise from the negligence of the LESSOR, its agents, officers, or employees, or otherwise.

**13. MECHANICS' LIENS**

(a) Prohibition of Liens on Fee or Leasehold Interest. LESSEE shall not suffer or permit any mechanics' liens or other liens to be filed against the fee of the Demised Premises, nor against LESSEE's leasehold interest in the land, nor any buildings or improvements on the Demised Premises by reason of any work, labor, services, or materials supplied or claimed to have been supplied to LESSEE or anyone holding the Demised Premises or any part thereof through or under LESSEE.

(b) Removal of Liens by LESSEE. If any such mechanics' liens or materialman's liens shall be recorded against the Demised Premises, or any improvements thereof, LESSEE shall cause the same to be removed or, and in the alternative, if LESSEE in good faith desires to contest the same, LESSEE shall be privileged to do so, but in such case LESSEE hereby agrees to indemnify and save the LESSOR harmless from all liability for damages occasioned thereby and shall, in the event of a judgment of foreclosure upon said mechanics' liens, cause the same to be discharged and removed prior to the execution of such judgment. LESSEE shall pay any costs and attorney's fees incurred by LESSOR as a result of said contest by LESSEE.

(c) LESSOR Discharge of Liens. If LESSEE shall fail to cause a mechanics' or materialman's lien to be discharged and removed from any record then, in addition to any other right or remedy, LESSOR may discharge the same of record. Any amount so paid by the LESSOR, including all costs, expenses, and attorney's fees incurred by the LESSOR in connection therewith, shall constitute rental payable by the LESSEE under this Lease and shall be paid by LESSEE to the LESSOR on demand.

**14. DEFAULT AND REMEDIES**

(a) If (i) the Demised Premises shall be deserted or vacated for more than ninety (90) days by LESSEE, (ii) proceedings are commenced against the LESSEE in any court under a bankruptcy act or for the appointment of a trustee or receiver of the LESSEE's property, (iii) any interest of LESSEE permitted to be encumbered herein is subjected to any execution, levy, or sale pursuant to any order or decree entered against the LESSEE in any legal proceeding, any such order or decree shall not be vacated or any lien attendant thereto extinguished or cancelled within fifteen (15) days of entry thereof, or (iv) there shall be default in the performance of any other covenant, agreement condition, rule, or regulation herein contained on the part of the LESSEE required herein, LESSEE shall be declared in default.

(b) Time for Curing Default. In the event of LESSEE's default, the rights of LESSOR may not be exercised until written notice of such default is delivered to the LESSEE. Except for a default under §§ 2(f) or 14(a)(iii), LESSEE shall have right to cure any default within thirty (30) days with respect to any default that can be cured by the payment of money, or within ninety (90) days with respect to any other covenant or condition or term of this Lease; and, if such default is of such nature that it cannot be remedied within said time despite LESSEE's good faith efforts, then LESSEE shall have such additional time as is reasonably necessary to cure such default, subject to



the approval of LESSOR's City Manager, or his/her designee, and LESSEE thereafter diligently continues the curing of same.

(c) Remedies. Should LESSEE fail to cure the default during the grace period as provided in § 14(b) above, or as provided in §§ 2(f) or 14(a)(iii), the LESSOR shall have the right to terminate the Lease, in which event the provisions of Termination and Surrender, §§ 15(a)-(e), shall apply. Alternatively, the LESSOR may proceed by appropriate judicial proceedings, either at law or in equity, to enforce the performance or observance by LESSEE of the applicable provisions of this Lease and/or to recover damages for breach thereof.

#### **15. TERMINATION AND SURRENDER**

(a) Purchase Obligation/Leasehold Improvements. Except for U.S. Government Properties or properties on loan to LESSEE for purposes of display and as provided in § 15(e), upon expiration of the Lease Term, the LESSOR shall have and hold all rights, title and interest in the Demised Premises and all Buildings, permanent and nonpermanent improvements and fixtures thereon, without being subject to any claim, lien or interest of LESSEE.

(b) Conveyance of Equipment, Inventory. Except as provided in § 15(e), upon termination of this Lease or expiration of the Lease Term, except for U.S. Government Properties, or properties on loan to LESSEE for purposes of display, LESSEE shall convey to the LESSOR title to and possession of all equipment, vehicles, supplies, furnishings, inventory and other personalty, including any motor vehicle or other tangible personal property requiring a registered title of ownership, owned by LESSEE at the Demised Premises and ASOM, free and clear of all claims, liens and mortgages, together with an assignment of all rights and obligations under any lease contract for such. From time to time as reasonably requested by LESSOR, LESSEE shall provide the LESSOR with an inventory list of all equipment, vehicles, supplies, furnishings, inventory and other personalty, including any motor vehicle or other tangible personal property requiring a registered title of ownership, owned by LESSEE at the ASOM. Said inventory list shall include the type, model, serial number if any, and cost of each item.

(c) No Obligation Beyond Term of the Lease. During the term of this Lease, LESSEE shall not be permitted to enter into any agreement, financing as permitted herein or otherwise purchase any permanent or nonpermanent improvements that will obligate LESSEE to make any payments for the same beyond a five (5) year obligation without the consent of LESSOR.

(d) Surrender of Possession. Except as provided in § 15(e), unless otherwise mutually agreed by the parties, LESSEE shall deliver possession of the Demised Premises and all buildings, if any improvements and fixtures thereon to LESSOR on the last day of the Lease Term.

(e) Conveyance Documents. Throughout the Lease Term, except for U.S. Government Properties, or properties on loan to LESSEE for purposes of display, the LESSOR shall be deemed the owner of all buildings, permanent and nonpermanent improvements, and fixtures on and to the Demised Premises, except for any motor vehicle or other tangible personal property requiring a registered title of ownership. Prior to the termination of the Lease Term, upon the request of the LESSOR, LESSEE shall prepare and convey such deeds and bills of sale for buildings, permanent

or nonpermanent improvements and fixtures on and to the Demised Premises as the LESSOR deems necessary to document its ownership thereof, except for any motor vehicle or other tangible personal property requiring a registered title of ownership.

#### 16. CONVEYANCE; COVENANTS

(a) It is the intent of this Lease that the Museum Building plus any necessary rights of ingress and egress will be conveyed first to the LESSEE which in turn shall convey it to the United States Department of the Army (the "Conveyance"). The conveyance of the Museum Building shall include all heating, air conditioning, ventilation, electric, plumbing systems and equipment, security systems and equipment, and all other such components normally included within the conveyance of a building. Such Conveyances will be subject to the following covenants (the "Covenants") which shall be covenants upon the Museum Building to run with the land, to inure to the benefit of the LESSOR and shall be made a condition of any subsequent conveyance of the Museum Building, or any portion thereof, binding upon any future grantee(s), or any subsequent grantee(s), successor(s) or assign(s), who shall agree to the same in writing prior to the conveyance and failure of the grantee(s), or any subsequent grantee(s), successor(s) or assign(s) to comply with the following Covenants shall cause the Museum Building to automatically revert in fee simple absolute to the LESSOR:

(1) The Museum Building shall be used and operated at all times as a world-class Airborne and Special Operations Museum which shall be a part of the U.S. Department of the Army Museum system and subject to the benefits thereof and subject to its regulations; and

(2) The liability of the U.S. Army for injuries to person or property will be established as provided in the Federal Tort Claims Act [28 U.S.C. §§ 1346(b), 1402, 2401(b), and 2671-2680].

#### 17. CONVEYANCE; CONDITIONS

(a) LESSEE to Pay Cost. The LESSEE shall pay all costs and settlement charges in connection with the Conveyance including, but not limited to, title examination, conveyance charges, notary fees, lien certificates, title insurance, documentary stamps, transfer taxes and recording charges;

(b) Title to Conveyances. Title to the Conveyances shall be by North Carolina General Warranty Deed, free of any liens or encumbrances except usual utility and access easements which do not interfere with the intended use of the Museum Building;

(c) Ownership of Improvements, Fixtures, and Equipment. Upon conveyance of the Museum Building to the U.S. Army Museum System, it is expressly understood and agreed that title to any and all permanent and nonpermanent improvements, real and personal fixtures, equipment and all other personal property of whatsoever nature and at any time constructed, placed, or maintained within the ASOM gallery and conservation area, except for properties on loan to LESSEE for purposes of display, shall be and remain vested in the U.S. Army Museum System free and clear of any and all liens and encumbrances. All nonpermanent fixtures such as, but not limited to, the simulator, and all other personal property located in the Museum Building other than in the

ASOM gallery and conservation area and the exhibits in the lobby shall remain the property of LESSEE and shall, upon default by LESSEE under the terms and conditions of this Lease, become the property of LESSOR. Upon the request of the LESSEE, LESSOR shall prepare and convey such bills of sale for said items of personalty as the LESSEE deems necessary to document its ownership thereof.

(d) The Conveyance shall be subject to any existing easements for sewer, water, and such other utility lines as exist of record, and such restrictive covenants, applicable government regulations and ordinances relating to said Museum Building that affect its use, improvement, enjoyment and maintenance;

#### 18. GENERAL PROVISIONS

(a) No Waiver of Breach. No failure by either LESSOR or LESSEE to insist upon the strict performance by the other of any covenant, agreement, term, or condition of this Lease, or to exercise any right or remedy consequent upon a breach thereof, shall constitute a waiver of any such breach or such covenant, agreement, term, or condition. No waiver of any breach shall affect or alter this Lease, but each and every covenant, condition, agreement, and term of this Lease shall continue in full force and effect with respect to any other then-existing or subsequent breach.

(b) Time of Essence. Time is of the essence of this Lease and of each provision.

(c) Computation of Time. The time in which any act provided by this Lease is to be done is computed by excluding the first day and including the last, unless the last day is a Saturday, Sunday, or legal holiday, and then it is also excluded.

(d) Unavoidable Delay; Force Majeure. If either party shall be delayed or prevented from the performance of any act required by this Lease by reason of labor disputes, inability to procure materials, unanticipated weather conditions, or circumstances without fault and beyond the reasonable control of the party obligated (financial inability excepted), performance of such act shall be excused for the period of delay; and the period for the performance of any such act shall be extended for a period equivalent to the period of such delay; provided, however, nothing in this Section shall excuse LESSEE from the prompt payment of any installment and/or other charge required of LESSEE except as may be expressly provided elsewhere in this Lease.

(e) Successors in Interest. Each and all of the covenants, conditions, and restrictions in this Lease shall inure to the benefit of and shall be binding upon the successors in interest of the LESSOR, and subject to the restrictions of the conveyances, the authorized encumbrances, assignees, transferees, subtenants, licensees, and other successors in interest of LESSEE.

(f) Entire Lease. This Lease contains the entire agreement of the parties with respect to the matters covered by this Lease, and no other agreement, statement, or promise made by any party, or to any employee, officer, or agent of any party, which is not contained in this Lease shall be binding or valid.

(g) Partial Invalidity. If any term, covenant, condition, or provision of this Lease is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be effected, impaired, or invalidated.

(h) Relationship of Parties. Nothing contained in this Lease shall be deemed or construed by the parties or by any third person to create the relationship of principal and agent or of partnership or of joint venture or of any association between LESSOR and LESSEE and neither the method of computation of installment, nor any other provisions contained in this Lease, nor any acts of the parties shall be deemed to create any relationship between LESSOR and LESSEE, other than the herein-described relationship of LESSOR and LESSEE.

(i) Interpretation and Definitions. The language in all parts of this Lease shall in all cases be simply construed according to its fair meaning and not strictly for or against LESSOR or LESSEE. Unless otherwise provided in this Lease, or unless the context otherwise requires, the following definitions and rules of construction shall apply to this Lease:

(1) Number and Gender. In this Lease the neuter gender includes the feminine and masculine, and the singular number includes the plural, and the word "person" includes a corporation, partnership, firm, or association wherever the context so requires.

(2) Mandatory and Permissive. "Shall", "will", and "agrees" are mandatory; "may" is permissive.

(3) Captions. Captions of the articles, sections, and paragraphs of this Lease are for convenience and reference only, and the words contained therein shall in no way be held to explain, modify, amplify, or aid in the interpretation, construction, or meaning of the provision of this Lease.

(4) Parties. Parties shall include the LESSOR and LESSEE named in this Lease.

(j) Attorneys' Fees. Unless otherwise specified in the Lease, in the event either LESSOR or LESSEE shall bring any action or proceeding for damages for an alleged breach of any provision of this Lease, to recover installments, or to enforce, protect, or establish any right or remedy of either party, the prevailing party shall be entitled to recover as a part of such action or proceedings reasonable attorneys' fees, which shall be limited to the usual and customary hourly rate for attorneys in the attorney's geographical area and shall be limited to the hours actually expended for these services, and court costs.

(k) Modification. This Lease is not subject to modification except in writing and with approval of the LESSOR and LESSEE.

(l) Delivery of Notices--Method and Time.

(1) All notices, demands, or requests from one party to another may be personally delivered or sent by mail, certified or registered, postage prepaid, to the address stated in this

Section. If notice is given by certified or registered mail, notice shall be deemed given on the third day following mailing.

(2) *Notices to LESSOR.* All notices, demands, or requests from LESSEE to LESSOR shall be given to LESSOR at:

City Manager  
433 Hay Street  
Fayetteville, NC 28301

All copies of insurance certificates or other documents required to be provided by LESSEE to LESSOR shall be sent to:

City Attorney  
P.O. Box 1513  
Fayetteville, NC 28302

(3) *Notices to LESSEE.* All notices, demands or requests from LESSOR to LESSEE shall be given to LESSEE at:

President, Vice President, or Designee  
AIRBORNE AND SPECIAL OPERATIONS MUSEUM FOUNDATION  
P.O. Box 89  
Fayetteville, NC 28302-0089

(4) All copies of audits and financial records, requested by LESSOR from LESSEE and all Annual Rental payments shall be delivered to the City of Fayetteville, Chief Financial Officer, Drawer D, Fayetteville, NC 28302.

(5) *Change of Address.* Each party shall have the right, from time to time, to designate a different address by notice given in conformity with this Article.

(6) *Multiple Parties.* If more than one LESSOR or LESSEE is named in this Lease, service of any notice on any of the LESSEEs or LESSORs shall be deemed service on all of the LESSEEs or LESSORs, respectively.

(m) *Brokers' Commissions.* Each of the parties represents and warrants that there are no claims for brokers' commissions or finders' fees in connection with the execution of this Lease and each of the parties agrees to indemnify the other against all liabilities arising from any such claim.

(n) *Non-collusion.* No officer, agent, director, or employee of LESSEE shall become an undertaker, or make any contract for his or her benefit, under such authority, or be in any manner concerned or interested in making such contract, or in the profits thereof, either privately or openly, singly or jointly with another.

(o) Nondiscrimination. During the term of this Lease, the LESSOR and the LESSEE shall require any contract or subcontractor to comply with any and all state and federal laws, regulations, or Executive Orders of either the President of the United States or the United States Secretary of Labor, concerning equal employment opportunity and minority business enterprises.

**19. EXECUTION AND INCORPORATION BY REFERENCE**

(a) Counterparts. This Lease, consisting of 22 pages, plus one (1) Exhibit has been executed by the parties in several counterparts, each of which shall be deemed to be an original copy.

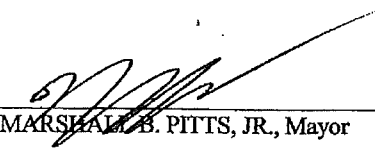
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(b) Exhibits. Exhibit A is attached and hereby made a part of this Lease, and incorporated by reference as if fully set forth herein.

(c) Execution. This Lease has been executed at Fayetteville, NC, on the day and year first above written.

LESSOR: CITY OF FAYETTEVILLE

By:

  
MARSHALL B. PITTS, JR., Mayor

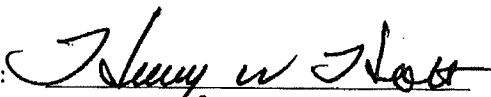
ATTEST:



LESSEE: AIRBORNE AND SPECIAL  
OPERATIONS MUSEUM FOUNDATION

By:


Title:

  
V. Pres.

ATTEST:

  
Secretary

This instrument has been pre-audited in the  
manner required by the Local Government  
Budget and Fiscal Control Act

  
LISA T. SMITH  
Chief Financial Officer

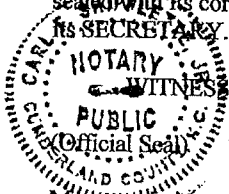
Approved for Legal Sufficiency

  
KAREN M. MCDONALD  
City Attorney

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

I, CARL F. Shifflette Jr., a Notary Public for said County and State, do hereby certify that CARROLL BEARD personally appeared before me this day and acknowledged that he/she is the SECRETARY of the AIRBORNE AND SPECIAL OPERATIONS MUSEUM FOUNDATION, a North Carolina nonprofit corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its <sup>off. vice</sup> PRESIDENT, Henry W. Holt, sealed with its corporate seal and attested by CARROLL BEARD as its SECRETARY.



WITNES my hand and official seal this the 15th day of April, 2004.

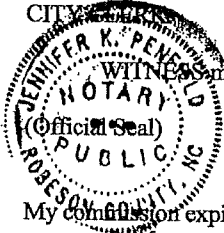
Carl F. Shifflette Jr.  
NOTARY PUBLIC

My commission expires 29 March 2006

STATE OF NORTH CAROLINA

COUNTY OF CUMBERLAND

I, Jennifer K. Penfield, a Notary Public for said County and State, do hereby certify that JANET C. JONES personally appeared before me this day and acknowledged that she is the 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, MARSHALL B. PITTS, JR., sealed with its corporate seal and attested by JANET C. JONES as its CITY CLERK.



WITNES my hand and official seal this the 30th day of April, 2004.

Jennifer K. Penfield  
NOTARY PUBLIC

My commission expires 6/28/2007

The foregoing Certificate(s) of

Carl F. Shifflette Jr., Jennifer K. Penfield

I/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

By J. LEE WARREN, JR. REGISTER OF DEEDS FOR CUMBERLAND COUNTY,  
Petronia Nichols Deputy/Assistant - Register of Deeds



EXHIBIT "A"  
TO THE AMENDED LEASE BY AND BETWEEN  
THE CITY OF FAYETTEVILLE  
AND  
THE AIRBORNE AND SPECIAL OPERATIONS MUSEUM  
ENTERED INTO AS OF FEBRUARY 23, 2004

BEING ALL OF TRACT-B (DEMISED PROPERTY) as shown on that certain plat entitled "PROPERTY OF CITY OF FAYETTEVILLE, AIRBORNE AND SPECIAL OPERATIONS MUSEUM SITE" as recorded in PLAT BOOK 111, PAGE 172, Cumberland County, North Carolina Registry.

Specifically EXCLUDED from the above described property is all of the Airborne and Special Operations Museum building which is that area within the footprint of the Airborne and Special Operations Museum shown as "TRACT-A (MUSEUM BUILDING)" as shown on the aforementioned plat and an area extending five feet (5') from and parallel to the exterior of the Museum Building, the eastern property line of which extends to and is contiguous to the western right-of-way margin of Hillsboro Street.

F:\DATA\RICHARD\ASOM\Amd Lse Descrip

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**[EXTERNAL]ASOM Foundation Receipt Payments**

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**From** Executive Director - ASOMF <execdir@asomf.org>  
**Date** Wed 5/14/2025 10:11 AM  
**To** Adam Lindsay <AdamLindsay@FayettevilleNC.gov>  
**Cc** Elizabeth A. Morin <ElizabethMorin@FayettevilleNC.gov>

 2 attachments (73 KB)

Gen. Lindsay Proffer Letter Building to Army.pdf; 2005 Building Proffer.pdf;

Adam,

In January 2005, the Airborne and Special Operations Museum became Army property, a process initiated in early 2004 by the ASOM Foundation's late Gen. James Lindsay, who oversaw the \$22 million fundraising for its downtown construction. Despite the Army's debt being forgiven, the City of Fayetteville has required a 2% quarterly gift shop revenue payment since September 2004, which as of today totals \$198,123.20. While the Foundation leases the grounds and parking lot from the city, it covers all exterior maintenance costs: grounds maintenance, statue conservation, tribute pavers, Liberty Tree, benches, flags and flag poles lining the parade field, and signage among other things. Facing reduced funding and declining revenue despite attracting over 100,000 annual visitors, the Foundation requests the City Council terminate the 2% quarterly payment to alleviate significant operational budget constraints.

Let me know if you need any other information.

Thanks,

Renee



**Renee Lane**  
**Executive Director**  
Airborne & Special Operations  
Museum Foundation  
(910) 643-2778, ext. 102  
[www.asomf.org](http://www.asomf.org)

Follow us on social media: @asomf

*The Airborne & Special Operations Museum Foundation is a 501 (c)(3) nonprofit organization which provides community outreach and conducts private and public fundraising to sustain the Museum's mission, ongoing programs and future innovative exhibit development. Located in*

*downtown Fayetteville, the U.S. Army Airborne & Special Operations Museum is part of the Army Museum Enterprise and is managed by the U.S. Army Center of Military History.*

**\*\* CAUTION:** External email. Do not click links or open attachments unless sender is verified. Send all suspicious email as an attachment to [ITSecurity@fayettevillenc.gov](mailto:ITSecurity@fayettevillenc.gov) **\*\***



SECRETARY OF THE ARMY

WASHINGTON

JAN 14 2005

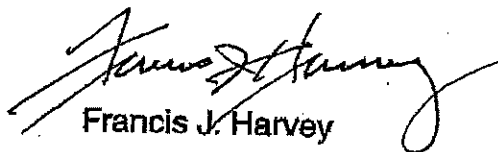
General James L. Lindsay, U. S. Army, Retired  
President  
Airborne & Special Operations Museum  
Board of Directors  
P.O. Box 89  
Fayetteville, North Carolina 28302-0089

Dear General Lindsay:

On behalf of the United States Army, I am pleased to accept your proffer to donate to the U.S. Army the building that houses the U.S. Army Airborne and Special Operations Museum located approximately 9 miles from Fort Bragg in Fayetteville, North Carolina.

Please accept my sincere appreciation for this most generous and thoughtful gift.

Sincerely,



Francis J. Harvey



## AIRBORNE & SPECIAL OPERATIONS MUSEUM FOUNDATION

*...Experience the Legend*

February 25, 2004

Secretary of the Army  
101 Army Pentagon  
Washington, DC 20310-0101

Dear Mr. Secretary;

In accordance with the provisions of Army Regulations 1-100 and 870-20, the Airborne & Special Operations Museum Foundation Board of Directors is proud to offer the building that houses the U.S. Army Airborne & Special Operations Museum to the Department of the Army. The museum building was constructed with a mixture of private and public funds to preserve and exhibit important collections of historical artifacts pertaining to U.S. Army airborne and special operations history, 1940 to the present.

The museum is located at 100 Bragg Boulevard, Fayetteville, North Carolina. It is a world-class structure designed specifically for museum use at a cost of construction of \$22.5 million. Pursuant to the provisions of a Memorandum of Understanding between the Foundation and XVIII Airborne Corps, the building serves as the Airborne & Special Operations Museum and is a part of the U.S. Army Museum System. General Henry H. Shelton, Chairman of the Joint Chiefs of Staff, formally opened the museum to the public on 16 August 2000. The 59,000 square foot building contains major exhibit, theater and artifact conservation space devoted to the preservation of Army History.

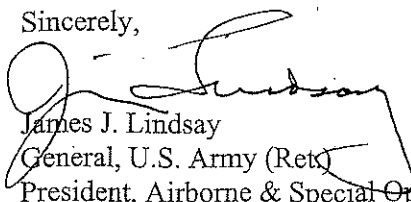
Over twenty thousand square feet of exhibit space tell the story of intrepid Army paratroopers, glider soldiers, and special operations forces from World War II to the present. Fort Bragg's unique role as the birthplace of five airborne divisions and as home of the nation's airborne and special operations units is part of the chronicle presented in extraordinary exhibits that include a World War II glider, C-47 transport and other one-of-kind artifacts.

Nearly 700,000 people have toured the museum since 2000. Tens of thousands of soldiers have attended professional development sessions at the museum, as well as promotion and re-enlistment ceremonies. Moreover, thousands of school children have learned about the unique role played by Fort Bragg in the national defense since 1940. Of special significance is the unique role that the museum plays in the community, where it serves as a major cultural attraction that serves not only the Army but also an extensive local, regional and national audience.

The new museum was created by a unique public-private partnership that includes Fort Bragg, the State of North Carolina, the City of Fayetteville and Cumberland County. That partnership continues to guide the museum's enormously important role as an educational institution.

As General Shelton said in his remarks about the museum, "Great nations need reminders, reminders of what made them great in the first place." We hope that you will accept our offer of this very visible reminder.

Sincerely,



James J. Lindsay  
General, U.S. Army (Ret)

President, Airborne & Special Operations Museum Board of Directors

P.O. Box 89 • Fayetteville, NC 28302-0089 ★ 100 Bragg Blvd. • Fayetteville, NC 28301 ★ (910) 483-3003 • FAX (910) 485-2024

[www.asomf.org](http://www.asomf.org)



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4665**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Consent

**Agenda Number:** 8.0A5

**TO: Mayor and Members of City Council**

**THRU: Douglas J. Hewett, ICMA-CM, City Manager**  
**Jeffrey Yates, Assistant City Manager**

**FROM: Chris Lowery, Strategic & Performance Analytics Manager**

**DATE: June 9, 2025**

**RE:**  
**Adoption of the Recommended FY 2026 Strategic Plan**

**COUNCIL DISTRICT(S):**

All

**Relationship To Strategic Plan:**

As the City of Fayetteville continues to grow and thrive, the City Council and staff look to move forward together with a strategic plan which articulates a vision for our community's future that will ensure vitality and sustainability and provides direction for the City's programmatic performance expectations. Commitment to strategic planning and performance management strengthens the City of Fayetteville, ensuring excellent services and a high quality of life for residents.

**Executive Summary:**

The Fayetteville City Council has worked very diligently to commit this organization to high performance and to use data and stakeholder input to create a strategic plan for the City that is forward thinking, relevant and outcome based.

The Mayor, City Council, and staff share a duty to ensure that the actions of public officials, employees, contractors, and volunteers of the City are carried out in the most responsible manner possible and that City policy, budgets, goals, and objectives are fully implemented.

In February 2025, the City Council met for a two-day strategic planning retreat to refine the City's strategic plan by reviewing goals, focusing on past accomplishments, and agreeing on five strategic priorities for FY 2026. The strategic planning consultant returned to the April 14th City Council regular meeting and debriefed Council of the outcomes of the retreat as well as received consensus of the agreed upon priorities for FY 2026.

The City Manager's Office has directed the Office of Strategy and Performance Analytics (SPA) to meet regularly with teams to advance the Council's Priorities and to report progress to City Council on a quarterly basis during a City Council Meeting. SPA will work closely with stakeholders to ensure that these priorities are tracked and report on any

changes in timelines or performance measures.

Commitment to performance management and strategic planning strengthens the operations of the City of Fayetteville, ensuring excellent services and a high quality of life for residents. It allows for long range planning at the organizational level with alignment to departmental operations and performance expectations. With this system in place, the City is able to allocate resources appropriately and build strategies for continuous improvement.

**Background:**

The City of Fayetteville desires to be data driven and results-focused with a robust strategic plan and performance framework. The City believes that better policy is developed through proactively encouraging resident, employee, and business participation in government and by providing diverse engagement opportunities with easy and open access to public data and information.

**Issues/Analysis:**

None

**Budget Impact:**

Impacts will be determined during the budgetary process.

**Options:**

- 1) City Council accepts and adopts the recommended FY 2026 Strategic Plan as presented.
- 2) City Council rejects the recommended FY 2026 Strategic Plan as presented and provides additional direction to the City Manager.

**Recommended Action:**

City Council accepts and adopts the recommended FY 2026 Strategic Plan as presented.

**Attachments:**

FY26 Strategic Plan Presentation\_Recommended.pdf



# FY26 Strategic Plan – Recommended –

City of Fayetteville, NC

*June 9<sup>th</sup>, 2025  
FayettevilleNC.gov*

**Office of Strategic & Performance Analytics (SPA)**

Chris Lowery – Strategic & Performance Manager  
Andrew Brayboy – Sr. Corporate Performance Analyst



# City Council



Mitch Colvin, Mayor



Kathy Jensen, Mayor Pro Tem



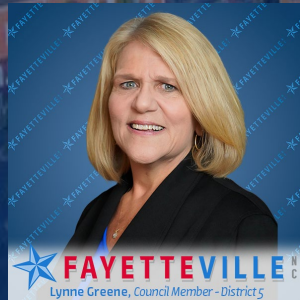
Malik Davis, Council Member - District 2



Mario Benavente, Council Member District 3



D.J. Haire, Council Member - District 4



Lynne Greene, Council Member - District 5



Derrick Thompson, Council Member District 6



Brenda McNair, Council Member District 7



Courtney Banks-McLaughlin, Council Member - District 8



Deno Hondros, Council Member - District 9



## MISSION

The City of Fayetteville provides quality and sustainable public services for our communities to thrive and businesses to grow.

## VISION

An attractive, culturally diverse and inclusive city that is safe, prosperous, innovative and unified.

# Table of Contents



**Message from the City Manager**



**Strategic Planning Process**



**Strategic Framework**



**Council's FY26 Strategic Priorities & Action Plans**



**Next Steps & Conclusion**





## *Safety and Opportunity*



As we step into Fiscal Year 2026, I am inspired by the collective vision of our City Council, staff, and residents, reflected in our strategic plan and priorities. These equally important goals guide us in building a Fayetteville where safety and opportunity empower every resident to thrive.

### **Strategic planning priorities:**

- Ongoing commitment to a comprehensive approach to community safety.
  - Continue the City's commitment to revitalization efforts and housing needs.
  - Increase Parks and Recreation opportunities for youth engagement and interaction.
  - Evaluate and expand transportation and other connectivity for residents.
  - Enhance economic growth throughout the City.
- Working with optimism, determination, and commitment to our action plans.
  - Striving to achieve a prosperous and vibrant future for the City of Fayetteville.

**Thank you for your dedication and contribution** to our strategic planning endeavors.



# Strategic Planning Process

## ROADMAP TO SUCCESS!



Goal	Objective	KPI <sup>1</sup>	Stakeholders   Collaborators   Partners
<b>GOAL 1:</b> <b>Safe &amp; secure community</b>	1.1: To fully prepare for emergency and disaster response.	<ul style="list-style-type: none"> <li>• Fire Department's Average Actual Dollar Loss/Save Ratio Percentage.</li> <li>• 90th percentile for Fire Department first unit emergency response travel time (in seconds).</li> <li>• # of total Fire Department calls for service.</li> <li>• % satisfaction with overall quality of fire protection and rescue services.</li> <li>• # of traffic collisions within the city.</li> <li>• Total # of Part I Crimes.</li> <li>• Average Police Department response time for priority 1 calls (in seconds).</li> <li>• % satisfaction with how quickly police respond to emergencies.</li> <li>• # of active residential community watch groups.</li> <li>• % satisfaction with overall police relationship with your community.</li> <li>• % satisfaction with police efforts to prevent crime.</li> </ul>	<ul style="list-style-type: none"> <li>• Residents</li> <li>• Businesses</li> <li>• Faith Based Organizations</li> <li>• Non-profits</li> <li>• Community Watch Groups</li> <li>• Department of Justice</li> <li>• Emergency Medical Services Response</li> <li>• Cumberland County Emergency Management</li> </ul>
	1.2: To ensure traffic and pedestrian safety.		
	1.3: To ensure low incidence of property and violent crime.		
	1.4: To engage citizens in community watch and safety events.		

<sup>1</sup> City Council does not formally adopt performance measures. As part of ongoing evaluation, staff may revise measures as appropriate

Goal	Objective	KPI	Stakeholders   Collaborators   Partners
<b>GOAL 2:</b> <b>Responsive city government supporting a diverse &amp; viable economy</b>	2.1: To ensure a diverse City tax base.	<ul style="list-style-type: none"> <li>% increase in tax base (Residential, commercial, industrial).</li> <li># of jobs created by ECD programs.</li> <li>% vacancy rate in city (Office, Industrial, Retail).</li> <li>% satisfaction with overall quality of businesses, services, and retail in Fayetteville.</li> <li>% satisfaction with overall availability of employment opportunities in Fayetteville.</li> <li>% satisfaction with overall strength of Fayetteville's economy.</li> <li>% satisfaction with overall downtown Fayetteville experience.</li> <li>% satisfaction with overall quality of life in the City.</li> <li>% satisfaction with overall appearance of major corridors.</li> </ul>	<ul style="list-style-type: none"> <li>Residents</li> <li>Businesses</li> <li>Faith Based Organizations</li> <li>Non-profits</li> <li>Fayetteville and Cumberland Economic Development Corporation Center for Economic Empowerment and Development</li> <li>Public Works Commission</li> <li>Fayetteville Technically Community College</li> <li>Fayetteville State University</li> <li>Greater Fayetteville Chamber of Commerce</li> </ul>
	2.2: To invest in community places to ensure revitalization and increase quality of life.		
	2.3: To leverage partnerships for job creation and retention, with a focus on the local and regional workforce to increase per capita income.		
	2.4: To sustain a favorable development climate to encourage business growth.		
<b>GOAL 3:</b> <b>City investment in today &amp; tomorrow</b>	3.1: To enhance City street connectivity, traffic flow and stormwater systems.	<ul style="list-style-type: none"> <li>\$ value of completed stormwater projects.</li> <li>Miles of Streets Resurfaced.</li> <li>% of streets rated with an excellent or good pavement condition rating.</li> <li>% of traffic signal intersection equipment meeting NCDOT standards of inspection biannually.</li> <li>\$ value of residential permits issued (Residential / Commercial).</li> <li># of building trades inspections (Residential / Commercial).</li> <li>% of building trades inspections completed within the established deadline.</li> <li>% of construction plan reviews completed within the established deadline.</li> <li># of code enforcement violation cases opened by type.</li> <li>% of code enforcement cases opened proactively.</li> <li>% uptime of network connected devices and applications.</li> <li>% of departments with IT strategic plans with smart city focus.</li> <li>% of city properties with Wi-Fi Access.</li> <li>% of residents indicating they have internet access.</li> <li>% satisfaction with overall preparedness to manage development and growth</li> <li>% satisfaction with overall enforcement of codes and ordinances.</li> </ul>	<ul style="list-style-type: none"> <li>Residents</li> <li>Businesses</li> <li>Faith Based Organizations</li> <li>Non-profits</li> <li>Fayetteville Regional Association of Realtors</li> <li>Homeowners Associations</li> <li>Council of Government,</li> <li>Developers</li> <li>Community Watch Groups</li> <li>Internet / Broadband providers</li> <li>Community College School System</li> </ul>
	3.2: To manage the City's future growth and strategic land use.		
	3.3: To sustain a favorable development and business climate through timely and accurate construction review and building inspection.		
	3.4: To revitalize neighborhoods with effective code enforcement and violations abatement.		
	3.5: To increase our smart city capacity.		

Goal	Objective	KPI	Stakeholders   Collaborators   Partners
<b>GOAL 4:</b> Desirable place to live, work, & recreate	4.1: To maintain public transportation investments with high quality transit and airport services.	<ul style="list-style-type: none"> <li>• Average load factor percentage for airport.</li> <li>• # of enplaned/deplaned passengers for airport.</li> <li>• # of fixed route transit passengers.</li> <li>• # of FASTTRAC! Passengers.</li> <li>• % of bus stops with shelter and/or benches.</li> </ul>	<ul style="list-style-type: none"> <li>• Residents</li> <li>• Businesses</li> <li>• Faith Based Organizations</li> <li>• Non-profits</li> <li>• Greater Fayetteville United</li> <li>• Millennial Council</li> <li>• Sustainable Sandhills</li> <li>• Fayetteville Beautiful</li> <li>• Cumberland County Landfill and Solid Waste</li> <li>• Community Watch Groups</li> <li>• Fayetteville State University</li> <li>• Fayetteville Metropolitan Housing Authority</li> <li>• Habitat for Humanity</li> <li>• Kingdom Community Development Corporation</li> <li>• Pathways for Prosperity</li> <li>• Continuum of Care</li> </ul>
	4.2: To enhance diverse recreation, leisure and cultural opportunities.	<ul style="list-style-type: none"> <li>• # of recreation participants.</li> <li>• # of athletic program participants.</li> <li>• Acres of publicly accessible open space.</li> <li>• # of linear feet of sidewalk installed.</li> <li>• % increase in green space.</li> </ul>	
	4.3: To improve mobility and connectivity through sidewalk, trail, and bike lane investments.	<ul style="list-style-type: none"> <li>• # of curb lane miles swept.</li> <li>• Diversion rate for recycling as a percentage.</li> <li>• % of successful collections for solid waste.</li> <li>• # of residential waste collection points serviced.</li> <li>• # of tons' yard waste collected.</li> <li>• # of illegal dump sites identified and mitigated.</li> </ul>	
	4.4: To provide a clean and beautiful community with increased green spaces.	<ul style="list-style-type: none"> <li>• Litter index.</li> <li>• # of affordable housing units provided via ECD funding.</li> <li>• % of affordable housing to total city housing inventory.</li> <li>• Point-in-Time (PIT) homeless count.</li> <li>• # of beds available for the homeless.</li> </ul>	
	4.5: To ensure a place for people to live in great neighborhoods.	<ul style="list-style-type: none"> <li>• % of residents living in poverty.</li> <li>• % satisfaction with the condition and usability of the airport.</li> <li>• % satisfaction with the availability of public transportation (Transit).</li> <li>• % satisfaction overall quality of Parks and Recreation programs and services.</li> </ul>	
	4.6: To reduce poverty and homelessness.	<ul style="list-style-type: none"> <li>• % satisfaction with overall diversity of city recreation opportunities.</li> <li>• % satisfaction with overall condition of sidewalks.</li> <li>• % satisfaction with overall yard waste collection.</li> <li>• % satisfaction with overall quality of solid waste services.</li> <li>• % satisfaction with overall affordability of housing in Fayetteville.</li> <li>• % satisfaction with overall quality of life in your neighborhood.</li> </ul>	



# Strategic Framework (cont.)

Goal	Objective	KPI	Stakeholders   Collaborators   Partners
<b>GOAL 5:</b> <b>Financially sound city providing exemplary city services</b>	5.1: To ensure strong financial management with fiduciary accountability and plan for future resource sustainability by aligning resources with City priorities.	<ul style="list-style-type: none"> <li>• # of financial compliance findings reported in prior year annual audit.</li> <li>• % of fleet orders that require re-work.</li> <li>• PO Timeliness.</li> <li>• % of projects on time.</li> <li>• % unassigned fund balance.</li> <li>• General obligation bond rating.</li> <li>• Retention Rate.</li> <li>• Mean response of employees satisfied with their job.</li> <li>• Days Away, Restricted, or Transferred (DART) score.</li> <li>• % satisfaction with overall quality of services provided by the City.</li> </ul>	<ul style="list-style-type: none"> <li>• Residents</li> <li>• Businesses</li> <li>• Faith Based Organizations</li> <li>• Non-profits</li> <li>• City of Fayetteville's Boards and Commission members</li> </ul>
	5.2: To identify and achieve efficiencies through innovation and technology utilization, by increasing data driven decisions and using business intelligence strategies.		
	5.3: To promote an organizational climate that fosters an exceptional, diverse, engaged, and healthy workforce that delivers excellent services.		
<b>GOAL 6:</b> <b>Collaborative citizen &amp; business engagement base</b>	6.1: To ensure collaborative relationships with the business community, local governments, military, and stakeholders.	<ul style="list-style-type: none"> <li>• % of city contracts award to Local Small Disadvantaged Business Enterprises (LSDBE).</li> <li>• # and type of FayFixIT Tickets.</li> <li>• # and type of call center interactions.</li> <li>• # of public records requests.</li> <li>• Average wait time per call for the 1FAY call center.</li> <li>• # of followers on Facebook.</li> <li>• # of unique website visits.</li> <li>• # of Boards and Commission Members.</li> <li>• % satisfaction level of public involvement in local decisions.</li> <li>• % of residents who felt the city is moving in the right direction.</li> <li>• % satisfaction with overall customer service.</li> <li>• % satisfaction with the availability of Information about city programs and services.</li> <li>• % satisfaction with overall effectiveness of communication with the public.</li> </ul>	<ul style="list-style-type: none"> <li>• Residents</li> <li>• Businesses</li> <li>• Faith Based Organizations</li> <li>• Non-profits</li> <li>• Fort Liberty</li> <li>• Military Host Cities Coalition</li> <li>• Regional Land Use Advisory Commission (RULAC)</li> <li>• What Works Cities (Harvard Government Performance Lab)</li> <li>• City of Fayetteville's Boards and Commission members</li> </ul>
	6.2: To ensure trust and confidence in City government through transparency and high-quality customer service.		
	6.3: To inform and educate about local government by enhancing public outreach and increasing community dialog, collaboration and empowerment.		

## COUNCIL'S FY26 PRIORITY 1:

*Ongoing commitment to a comprehensive approach to community safety.*



ALIGNS TO GOAL 1

### ACTIONS

- Address compensation compression issues in FPD and FFD through proposed compensation study (dependent on budget approval).
- Introduction of new Police Chief and OCS director.
- Incorporate Pedestrian Safety Plan and related projects into FY26 Budget, based on funding sources.
- Evaluate feasibility of assigning FPD officers to Park Patrol.
- Evaluate the feasibility of assigning FPD officers to Transit operations.
- Ensure full compliance with our NPDES Permit and enforcement of applicable Ordinances.
- Execute Proactive Maintenance Aligned with the City's Stormwater Management Plan.
- Leverage grant funding to support infrastructure projects aimed at mitigating stormwater and flooding.
- Open WAY2REAL Community Center.
- Sustain funding for NCHRC, community partners, and FPD diversion program.
- Administer Micro Grants (Rounds 7 and 8).
- Implement OCS Street Engagement program and community outreach in partnership with OCS.
- Conduct E-911 co-response study through OCS.
- Decision on moving forward with 911 consolidation.
- Restart and retool Resident Academy.
- Present Gun Violence Study, ShotSpotter study, and "Safe Streets for All" draft report to Council for discussion.
- Provide \$3.4M Homeless Housing Council update.
- Conduct "Community Partner Grant Training Sessions" through ECD.
- Expand Community Violence Interrupters (CVI) strategy.
- Update community safety initiatives based on FY26 Budget decisions.

## Performance Measures (KPI's)<sup>1</sup>

- % of NPDES compliance tasks completed
- # of microgrants awarded
- \$ of microgrant awarded
- # of Resident Academy attendees
- # of CVI outreach events or interventions conducted
- \$ Grant Funds Secured for Stormwater and Infrastructure Projects
- # of community outreach events held by OCS
- # of grant training sessions conducted
- % of homeless housing funds expended

## COUNCIL'S FY26 PRIORITY 2:

*Enhance economic growth throughout the City.*

### ACTIONS

- Enhance small business programming through partnerships with Carolina Small Business Development Fund, retail, and community-based lenders.
- Create and implement marketing plan for development finance incentives, focusing on opportunity zones.
- Secure funding to sustain job skills training and workforce development, maintain relationships with educational institutions and non-profits, and participate in NextGen workforce plan with external consultants (Workforce Development).
- Identify root causes of generational poverty and develop programs to enhance economic mobility.
- Coordinate collaborative efforts across City departments, aligning ongoing work and conducting risk analysis (verify scope).
- Municipal tax collection office – feasibility and implementation review.
- Work with FCEDC to develop a Defense Innovation Program.
- Update Council policy on economic development, strengthening FCEDC and ECD partnership.
- Evaluate support opportunities for Fayetteville/Cumberland County Sports Commission (FCSC), through Distinctly Fayetteville.
- Assess Tier 1 status: analyze requirements to exit Tier 1, maximize available benefits, implement and evaluate Tier 1 Plan if necessary, and plan long-term strategies.
- Aligning economic growth with transportation strategies and infrastructure (roads, stormwater), utilizing Master GIS Connectivity Overlay Map (from Priority 4).
- Explore Public/Private/Partnerships (P3) opportunities through ECD.
- Identify revenue-generating opportunities at Fayetteville Airport, including corporate hangar development, and update Airport Master Plan with Airport Layout Plan Narrative and the feasibility of an International Arrivals Facility.



ALIGNS TO GOAL 2

## Performance Measures (KPI's)<sup>1</sup>

- # of small businesses supported through City-partner programs
- # of job training participants placed in employment
- # of cross-departmental economic development initiatives aligned
- # of job training participants placed in employment
- \$ amount of workforce development funding secured
- % of revenue-generating opportunities advanced at Airport
- # of new P3 projects initiated or under evaluation
- \$ amount of private investment leveraged in Opportunity Zones
- # of outreach or promotional events held focused on Opportunity Zones
- # of inquiries or proposals received for Opportunity Zone incentives

## COUNCIL'S FY26 PRIORITY 3:

*Continue the City's commitment to revitalization efforts and housing needs.*



ALIGNS TO GOAL 2 & 3

### ACTIONS

- Allocate funding to expand housing opportunities, including the allocation of ~\$1M to homeowner rehab partners and support for single-family home (SFH) developers.
- Promote Homebuyer Assistance Program, commercial exterior improvement, gap financing, and technical assistance programs to boost homeownership, economic growth, and business expansion.
- Develop and utilize finance tools to support key revitalization projects.
- Implement neighborhood revitalization efforts in accordance with City Council plans including:
  - designating blighted areas,
  - demolishing deteriorated structures, and
  - expanding the neighborhood sign program with new initiatives.
- Partner with local nonprofits to improve quality of life and economic mobility.
- Explore MetroNET Wi-Fi deployment in low-income areas.
- Issue RFQ for the CAO to handle lien collection.
- Expand Home Buyer HERO program.
- Implement "focused" code enforcement plan, targeting specific code sections, with input/recommendations from Development Services, CAO, City Council, and residents.
- Engage stakeholders/community and present ECD Annual Action Plan (AAP) to Council.
- Discuss and present density ordinance (UDO) options with Council, including related density conversations.
- Release RFP for multi-family housing (MFH) development.
- Resubmit application for Choice Neighborhood Initiative.
- Identify 1-2 properties for receivership.

### Performance Measures (KPI's)<sup>1</sup>

- \$ allocated to homeowner rehab programs
- # of homeowners receiving rehab assistance
- # of new single-family home (SFH) units proposed or approved
- # of new multi-family housing (MFH) units proposed or approved
- # of households assisted through Homebuyer Assistance Program
- # of commercial properties improved through exterior grants
- # of blighted areas formally designated
- # of deteriorated structures / blight demolished
- \$ of general fund used for demolition
- % of general fund \$ allocated for demolition used
- # of properties served through expanded HERO program
- # of properties identified for receivership

## **COUNCIL'S FY26 PRIORITY 4:**

*Evaluate and expand transportation and other connectivity for residents.*



**ALIGNS TO GOAL 4**

### **ACTIONS**

- Implement Transit Title 6 Study - Fare/Equity Service Analysis recommendation at Council's discretion.
- Develop SOP/Best Practice for how departments manage/input/update data for Master Connectivity Overlay Map (GIS).
- Market transportation connectivity options (MarComm).
- Identify and confirm all City connectivity plans necessary for Master Connectivity Overlay Map (GIS).
- Public/private/partnerships (PPP) in conjunction with Council's recent \$400K Air Service Development Incentive.
- Increase transit frequency for Council approved routes.
- Explore and Develop Master Connectivity Overlay Map (GIS) with real time data:
  - Transit routes,
  - Trails,
  - Bike lanes,
  - Multi-Use lanes,
  - Sidewalks.
- Evaluate Master Connectivity Overlay Map for congruence, efficacy and interdepartmental collaborative opportunities (Yearend).
- Consult and partner with FAST and public services on targeted neighborhood revitalization.

## **Performance Measures (KPI's)<sup>1</sup>**

- # of Title VI recommendations implemented
- # of outreach campaigns promoting transportation options
- % of City transportation and connectivity plans incorporated into GIS Master Overlay Map
- # of public-private partnerships (PPP) initiated around air service or transit.
- # of targeted revitalization projects coordinated with FAST and Public Services
- # of transit routes with increased frequency
- % increase in ridership on routes with enhanced frequency
- # of new connectivity plans created or revised across departments
- Transit service reliability rate (% of on-time trips)



## **COUNCIL'S FY26 PRIORITY 5:**

*Increase Parks and Recreation opportunities for youth engagement and interaction.*



**ALIGNS TO GOAL 4**

### **ACTIONS**

- Finalize and adopt FCPR interlocal agreement with Cumberland County, including meetings to amend/update terms and funding (FCPR).
- Expand youth engagement program to foster skill-building, leadership, and community engagement through partnerships with Parks & Rec and ECD, supporting programs like:
  - ACE Academy (Airport)
  - PALs program (FPD)
  - Junior Officials Program (FCPR)
  - ICON intern program (HRD)
  - Fayetteville-Cumberland Youth Council (FCPR)
  - Counselor in Training program (FCPR)
- Explore partnership opportunities with Parks & Rec and ECD to expand youth engagement activities, such as Orange St. school STEM programming – empowering youth with skills in science, technology, engineering, and mathematics (STEM).
- Develop and support activities and programming for youth engagement through OCS, including:
  - Youth Engagement under the Community Safety Curfew Initiative
  - Youth Violence Prevention and Program Development
  - Youth Programming Landscape Analysis
  - Youth Program Communications Hub
- Complete Parks & Rec infrastructure projects, including:
  - Tennis Center
  - Mable C. Smith recreation center
- Complete groundbreakings for:
  - McArthur Road
  - Cape Fear River
  - Veterans Park II

### **Performance Measures (KPI's)<sup>1</sup>**

- # of active youth engagement programs supported citywide
- # of youth participants enrolled across ACE, PALs, Junior Officials, FCYC, and CIT programs
- % increase in youth program enrollment from previous year
- # of departments actively partnering to support youth engagement programs
- # of students served through Orange St. STEM or similar school-based initiatives
- # of youth-focused public-private or nonprofit partnerships formed
- # of Parks & Rec infrastructure projects completed
- # of groundbreaking events conducted
- # of interns placed through the ICON program
- % of Parks & Rec facilities rated as "good" or "excellent" by users

# Next Steps & Conclusion

## Implementation Phase:

- Execute action plan tasks according to set timeline and milestones.
- Assign responsibilities, allocate resources, and establish clear communication channels for smooth execution.

## Monitoring and Evaluation:

- Establish mechanisms to monitor progress and evaluate effectiveness.
- Regularly track KPIs and conduct periodic reviews to assess objectives and adjust, as needed.

## Reporting and Communication:

- Provide regular updates on implementation progress to stakeholders, including quarterly performance reports to City Council and an annual performance scorecard.
- Communicate successes, challenges, and changes to the action plan transparently, addressing stakeholder concerns promptly.

## Adaptation and Adjustment:

- Remain flexible and responsive to changing circumstances affecting the strategic plan.
- Adjust the action plan to address emerging priorities, challenges, and stakeholder feedback.

## Celebrating Achievements:

- Recognize and celebrate milestones and successes attained during plan implementation.
- Highlight achievements to boost morale and motivation among stakeholders and the community.

## Continuous Improvement:

- Actively seek opportunities for improvement and innovation throughout the implementation process.
- Learn from both successes and failures to refine strategies and approaches for future initiatives.



**Options:**

- 1) City Council accepts and adopts the recommended FY 2026 Strategic Plan as presented.
- 2) City Council rejects the recommended FY 2026 Strategic Plan as presented and provides additional direction to the City Manager.

**Recommended Action:**

City Council accepts and adopts the recommended FY 2026 Strategic Plan as presented.





[FayettevilleNC.gov](http://FayettevilleNC.gov)



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4672**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Public Hearing  
(Public & Legislative)

**Agenda Number:** 9.01

**TO: Mayor and Members of City Council**

**THRU: Kelly Strickland - Assistant City Manager  
Dr. Gerald Newton, AICP - Development Services Director**

**FROM: Craig Harmon - Senior Planner**

**DATE: June 9, 2025 (Tabled from the May 27, 2025 agenda)**

**RE:**

**P25-13: Notice of Appeal of a request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000, and a portion of 0530120415000) owned by Paul Thompson Development Corp. (Appeal of a Zoning Commission Denial**

**COUNCIL DISTRICT(S):**

1 - Kathy Jensen

**Relationship To Strategic Plan:**

Goal II: Responsive City Government Supporting a Diverse and Viable Economy

Goal III: City Invested in Today and Tomorrow

**Executive Summary:**

Property owners are seeking to rezone a 2.1-acre parcel in the northwest corner of the intersection of McArthur Road and Stacy Weaver Drive from Single-Family Residential 10 (SF-10) to Limited Commercial (LC) to facilitate redevelopment of the property.

On April 8, 2025, the City of Fayetteville's Zoning Commission held a legislative hearing regarding this case. There were two speakers in favor and two in opposition. At the conclusion of the hearing, the Commission voted to recommend denial of this application 3-2.

At the City Council's May 27, 2025 meeting this item was tabled at the applicants request to the June 9 regular Council meeting.

**Background:**

Owners: PAUL THOMPSON DEVELOPMENT CORP

Applicant: Patrick Budronis & Ashley Ballard, Deaco Group

Requested Action: SF-10 to LC

REID #: 0530028255000 & a portion of 0530120415000

Council District: 1 - Kathy Jensen

Status of Properties: Single Family Residential (formally used as commercial)

Size: 2.1 acres ±

Adjoining Land Use and Zoning:

North: SF-10 - Vacant & Single Family Residential

South: OI - McArthur Road and Library

East: SF-10 - Residential

West: LC - Vacant

- Annual Average Daily Traffic 2022  
McArthur Rd: 15,000 & 12,500 Stacy Weaver Dr
- Postcards Mailed: 125

#### 2040 Comprehensive Land Use Plan and Map:

Comprehensive plans and future land use maps are essential tools for guiding long-term development decisions. Fayetteville's 2040 Comprehensive Plan, adopted in May 2020, is a product of extensive community engagement and outlines the city's vision for future growth.

The plan designates the subject property for NMU - Neighborhood Mixed-Use development, allowing for a blend of residential and commercial uses within a walkable environment. This designation supports a mix of housing types, including multi-family, attached, and single-family homes, with varying building heights up to three stories. Lower-density development is encouraged at the area's periphery.

#### Issues/Analysis:

History: Cumberland County GIS records indicate the property has had a single-family home on it since at least 1968. Small scale commercial activity started on the property sometime prior to 1995.

Rezoning Request: This proposal seeks to rezone a 2.1-acres from Single-Family Residential 10 (SF-10) to Limited Commercial (LC) to accommodate a proposed 7-Eleven gas station as shown on the attached concept plan. However, please keep in mind that once rezoned all uses allowed in the LC district could be built there.

The LC zoning district permits a range of moderate-intensity commercial activities serving multiple neighborhoods, including grocery stores, gas stations, restaurants, and retail shops. This zoning category prioritizes compatibility with residential areas, discouraging high-impact commercial uses. Mixed-use development, with residential units above commercial spaces, is encouraged. The property is connected to public water and sewer infrastructure and has not been recently annexed.

The project is anticipated to promote logical and orderly growth by expanding existing commercial uses within a designated area. This rezoning would complete the land use plans designation for all four corners of this intersection to become commercial.

Straight Zoning: This request is for a direct rezoning of the property from Single-Family Residential 10 (SF-10) to Limited Commercial (LC) without any conditions. Rezoning reclassifies the land, allowing for the uses specified in the Unified Development Ordinance's (UDO) Use Table for the LC zoning category. The City Council cannot impose additional restrictions or requirements on permitted uses, building size, or other development standards.

#### Land Use Plan Analysis:

The proposed rezoning aligns with the Future Land Use Plan's (FLUP) vision for a mixed-use neighborhood by introducing moderate-intensity commercial development. To fully realize the FLUP's goals, careful planning is essential to balance commercial activity with residential compatibility, address traffic concerns, and incorporate residential

components. The Technical Review Committee will play a critical role in ensuring that any future development aligns with these principles.

**Alignment with the 2040 Future Land Use Plan:**

The proposed rezoning is consistent with the goals and strategies outlined in the 2040 Future Land Use Plan.

**Strategic, Compatible Growth:**

- **Infrastructure Focus:** The site's location along McArthur Road, is in an area with established infrastructure, aligns with the plan's emphasis on growth in well-served locations.
- **Economic Development:** The proposed gas store supports the plan's goal of promoting economic development by providing services to multiple neighborhoods.
- **Commercial Corridor Revitalization:** The project contributes to the revitalization of underutilized commercial areas by introducing a new business to the corridor.

**Safe, Stable, and Attractive Neighborhoods:**

- **Quality Neighborhoods:** The LC zoning district's emphasis on compatibility with surrounding areas supports the creation of a stable and attractive neighborhood.
- **Diverse Housing Options:** While the immediate proposal focuses on commercial use, the potential for future residential development above commercial space aligns with the plan's goal of promoting a mix of housing types.

**Environmental Stewardship:**

- **Open Space Preservation:** The proposal can incorporate open space elements, exceeding the plan's minimum requirement and contributing to the overall green space network.
- **Connected Greenways:** Future planning efforts can integrate pedestrian pathways to connect the site to existing or planned greenways.
- **Resiliency and Sustainability:** By incorporating advanced stormwater management techniques and considering Low Impact Development (LID) strategies, the project can significantly reduce its environmental impact and contribute to the city's resiliency goals.

**Budget Impact:**

No immediate budgetary issues are seen, related to this rezoning.

**Options:**

1. City Council moves to approve the map amendment to LC as presented, finding it consistent with the Future Land Use Plan as demonstrated in the attached consistency and reasonableness statement.
2. City Council moves to approve the map amendment to a more restrictive zoning district, finding it consistent with the Future Land Use Plan as demonstrated in the amended consistency statement.
3. City Council moves to deny the map amendment request, finding it inconsistent

with the Future Land Use Plan.

**Recommended Action:**

The Zoning Commission denied the map amendment to LC. That decision was based on the following:

- According to the motion to deny by the Zoning Commission “the proposed zoning change is not consistent with the Future Land Use Plan (FLUP). because it does not encourage growth in the area well-served by infrastructure, and urban services, including roads, utilities, parks, schools, police, fire, and emergency services, because several gas stations are already in the area, and building another one would not help the community. It does not encourage intense uses, greater mix uses, and denser residential types in key focal areas, because although Fayetteville is 500 houses short, they are building a gas station. It does not meet goals #1 and #4 because building another gas station does not make the area attractive. It is inconsistent with the proposed land use and does not align with the Future Land Use Plan. The designation as requested would permit uses that are incongruous to those existing on adjacent tracts. And it does not align with the consistency and reasonable statements”.

**Attachments:**

1. Plan Application
2. Aerial Notification Map
3. Zoning Map
4. Land Use Plan Map
5. Subject Properties
6. Surrounding Properties
7. Concept Plan
8. Consistency and Reasonableness Statement
9. Notice of Appeal
10. Draft Minutes
11. PowerPoint

**Project Overview****#1596412****Project Title:** 7-11 1056458**Jurisdiction:** City of Fayetteville**Application Type:** 5.1) Rezoning (Map Amendment)**State:** NC**Workflow:** Zoning Commission Hearing**County:** Cumberland**Project Location****Project Address or PIN:****Zip Code:** 28311

- 549 STACYWEAVER DR (0530028255000)
- 0 ? DR (0530120415000)

**Is it in Fayetteville? If you're not sure, click this link:** [Cumberland County Tax Office GIS system](#)

**GIS Verified Data****Project Address:**

- 549 STACYWEAVER DR
- 0 ? DR

**General Project Information****Has the land been the subject of a map amendment application in the last five years?:** No**Previous Amendment Approval Date:****Previous Amendment Case #:****Proposed Zoning District:** LC**Acreage to be Rezoned:** 2.1**Is this application related to an annexation?:** No**Water Service:** Public**Sewer Service:** Public**A) Please describe all existing uses of the land and existing structures on the site, if any:****B) Please describe the zoning district designation and existing uses of lands adjacent to and across the street from the subject site.:**

Small commercial building to be removed.

Adjacent zoning is SF10 and across the street is LC &amp; OI.

**Amendment Justification - Answer all questions on this and all pages in this section (upload additional sheets as needed).**

**A) State the extent to which the proposed amendment is consistent with the comprehensive plan and all other applicable long-range planning documents.:**

Proposed development of new convenience store with fuel sales to encompass REID: 0530028255000 &amp; a portion of 0530120415000. They are both currently zoned SF10, and City staff recommended rezone to allow for this use.

**B) Are there changed conditions that require an amendment? :**

No



**C) State the extent to which the proposed amendment addresses a demonstrated community need.:**

Proposed development of new construction of convenience store with fuel sales to encompass REID: 0530028255000 & a portion of 0530120415000.

**D) State the extent to which the proposed amendment is compatible with existing and proposed uses surrounding the subject land, and why it is the appropriate zoning district for the land.:**

REID: 0530022660000

**E) State the extent to which the proposed amendment results in a logical and orderly development pattern.:**

The existing parcel west is zoning LC and the rezone of this parcel will tie in with the zoning around.

**F) State the extent to which the proposed amendment might encourage premature development.:**

Rezone of REID 0530028255000 will allow for more services to be provided to the nearby residential communities of the City.

**G) State the extent to which the proposed amendment results in strip-style commercial development.:**

N/A

**H) State the extent to which the proposed amendment results in the creation of an isolated zoning district unrelated to adjacent and surrounding zoning districts.:**

N/A: The zoning districts abutting the above property are north is SF-10, south is zoning OL, east is SF-10 and west is LC.

**I) State the extent to which the proposed amendment results in significant adverse impacts on the property values of surrounding lands.:**

N/A

**J) State the extent to which the proposed amendment results in significantly adverse impacts on the natural environment.:**

N/A

**Primary Contact Information**

**Contractor's NC ID#:**

**Project Owner**

Patrick Budronis

1646 W. Snow Ave, Suite 63

Tampa, FL 33606

P:813.495.6536

[pbudronis@encore-re.com](mailto:pbudronis@encore-re.com)

**Property Owner Email:**

**Project Contact - Agent/Representative**

Ashley Ballard

Deaco Group

402 Burl Moore Rd

Ennis, TX 75119

P:8175841911

[ashley@deacogroup.com](mailto:ashley@deacogroup.com)

**As an unlicensed contractor, I am aware that I cannot enter into a contract that the total amount of the project exceeds \$40,000. :**

**NC State General Contractor's License Number:**

**NC State Electrical Contractor #1 License Number:**

**NC State Electrical Contractor #2 License Number:**

**NC State Electrical Contractor #3 License Number:**

**NC State Mechanical Contractor's #1 License Number:**

**NC State Mechanical Contractor's #2 License Number:**

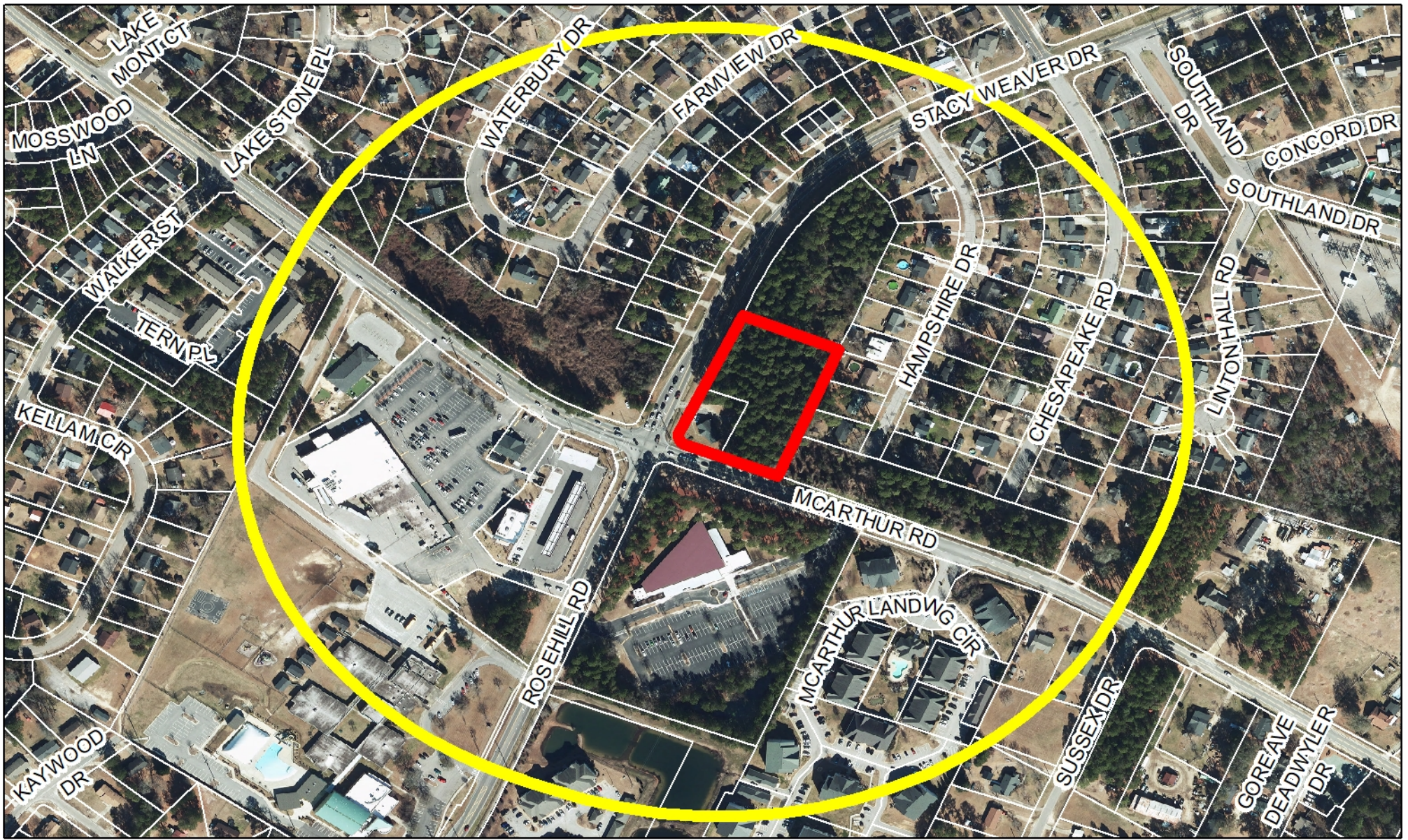
**NC State Mechanical Contractor #3 License Number:**

**NC State Plumbing Contractor #1 License Number:**

**NC State Plumbing Contractor #2 License Number:**

**Indicate which of the following project contacts should be included on this project:**





Aerial

Case #: P25-13

REQUEST: Rezoning SF-10 to LC

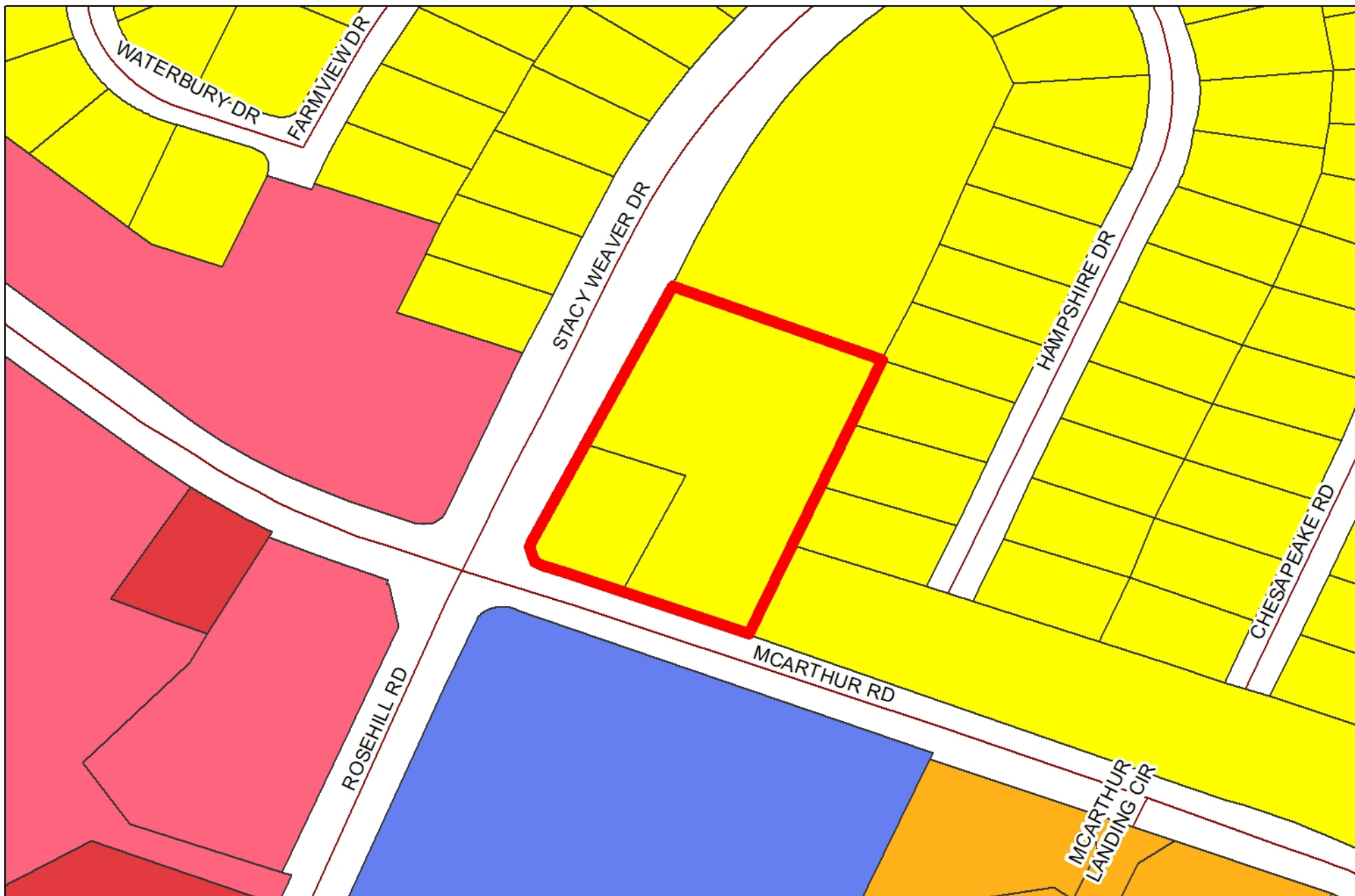
LOCATION: 549 STACYWEAVER DR

 1,000 Foot Notification Area

Letters are being sent to all property owners within the 1,000' buffer. Subject property is shown in the hatched pattern.







## Zoning Map

Case #: P25-13

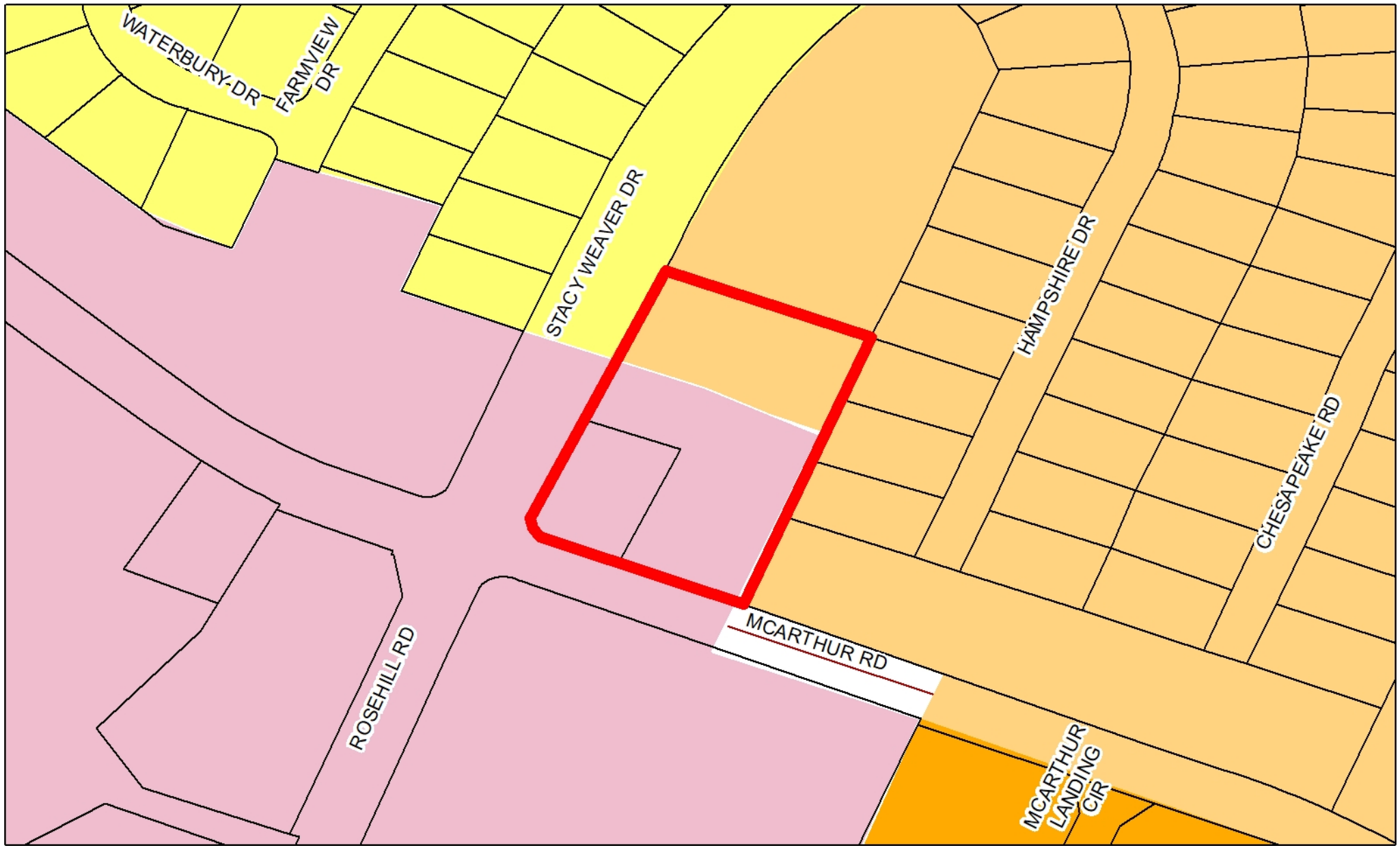
REQUEST: Rezoning SF-10 to LC

LOCATION: 549 STACYWEAVER DR

### Legend

- LC - Limited Commercial
- MR-5 - Mixed Residential 5
- NC - Neighborhood Commercial
- OI - Office & Institutional
- SF-10 - Single-Family Residential 10





## Land Use Map

Case #: P25-13





**REQUEST:** Rezoning SF-10 to LC

**LOCATION:** 549 STACY WEAVER DR

## Legend

### Land Use Plan 2040

#### Character Areas

-  LDR - LOW DENSITY
-  MDR - MEDIUM DENSITY
-  HDR - HIGH DENSITY RESIDENTIAL
-  NMU - NEIGHBORHOOD MIXED USE



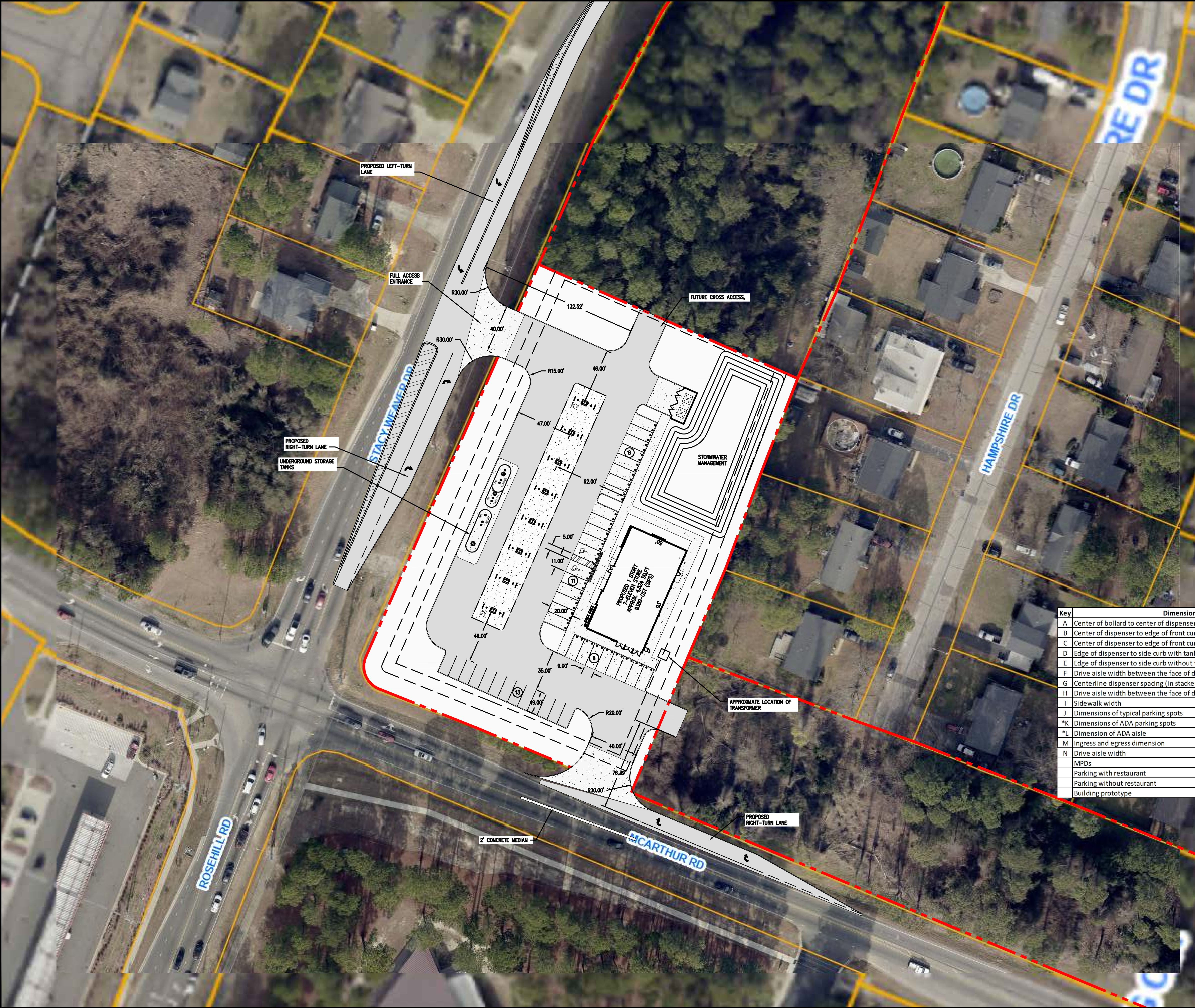












SITE NOTES:

1. PROPOSED COMMERCIAL ENTRANCE LOCATIONS ARE SUBJECT TO CITY AND NCDOT APPROVAL AND MAY REQUIRE A TIA TO BE PREPARED BY A TRAFFIC ENGINEER. FURTHER INVESTIGATION INTO THE PROPOSED ENTRANCE LOCATIONS IS RECOMMENDED PRIOR TO PROCEEDING WITH SITE DESIGN DRAWINGS.
2. A CONVENIENCE STORE WITH FUEL IS A PERMITTED USE WITHIN THE LC ZONING DISTRICT, A PORTION OF THE PARCEL TO BE AQUIRED WILL NEED TO BE REZONED FROM SF10 TO LC.
3. THIS PLAN ASSUMES THAT THE PROPOSED STORMWATER MITIGATION REQUIREMENTS WILL BE ACHIEVED ON-SITE AND THAT AN ADEQUATE OUTFALL IN LOCATED IMMEDIATELY ADJACENT TO THE PARCEL BOUNDARY.
4. PROPERTY LINES ARE BASED OFF OF THE COUNTY GIS AND SHOULD BE VIEWED AS APPROXIMATE. ONCE SURVEY INFORMATION IS AVAILABLE THE SITE LAYOUT SHOULD BE REEVALUATED.

SITE SUMMARY

TOTAL PARCEL AREA = 6.4 AC.±  
7-11 PARCEL AREA = 2.1 AC.±

PARCEL ID(S) : 0530028255000, 0530120415000

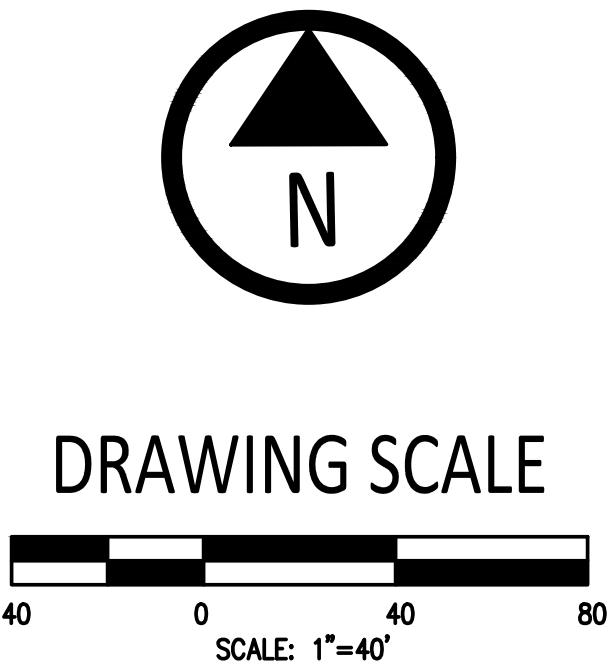
PROPOSED ZONING = LC

PARKING CALCULATIONS  
REQUIRED = 19 SPACES (1/250SF)  
PROPOSED = 40 SPACES

BUILDING SETBACKS  
FRONT = 25'  
SIDE(SOUTH) = 25'  
SIDE (NORTH) = 3'  
REAR = 20'

LANDSCAPE BUFFERS  
FRONT = 15'  
SIDE(SOUTH) = 15'  
SIDE (NORTH) = 0'  
REAR = 10'

Key	Dimension Element	7-Eleven Standard	Store
A	Center of bollard to center of dispenser	62'	62'
B	Center of dispenser to edge of front curb with tanks	47'	n/a
C	Center of dispenser to edge of front curb without tanks	39'	46'
D	Edge of dispenser to side curb with tanks	54'	n/a
E	Edge of dispenser to side curb without tanks	46'	46'
F	Drive aisle width between the face of dispensers (in stacked position)	34'	n/a
G	Centerline dispenser spacing (in stacked position)	27'	n/a
H	Drive aisle width between the face of dispensers (in starting gate position)	25'	25'
I	Sidewalk width	8'	8'
J	Dimensions of typical parking spots	9'x20'	9'x20'
*K	Dimensions of ADA parking spots	11'x20'	11'x20'
*L	Dimension of ADA aisle	5'	5'
M	Ingress and egress dimension	40'	40'
N	Drive aisle width	35'	35'
MPDs		6 MIN.	8
Parking with restaurant		40	N/A
Parking without restaurant		25	40
Building prototype		select option	93x50 (SIPS)



DATE

DESCRIPTION

REV.

1

2

3

4

5

6

7

8

9

10

11

DEVELOPMENT SERVICES GROUP  
1210 PROGRESSIVE DR.  
CHESAPEAKE, VA 23320  
PH: 757-472-2719  
EMAIL: GFRANKS@DSGVA.COM

PROJECT NAME/LOCATION ID  
STACY WEAVER DR

SHEET TITLE  
CONCEPTUAL SITE PLAN

PROJECT LOCATION  
549 STACY WEAVER DR.  
FAYETTEVILLE, NC

SITE #  
1056458

3

CONCEPT PLAN



# Consistency and Reasonableness Statement

## Map Amendments

Pursuant N.C.G.S. Sections 160D-604 and -605, the Zoning Commission finds that the proposed zoning map amendment in case P25-13 is consistent with the City of Fayetteville's Future Land Use Map and Plan (Comprehensive Plan). The following analysis examines the proposed amendment relative to the goals and land-use policies and strategies of the Comprehensive Plan:

### Consistency

#### 1. GOALS

GOAL(S)	CONSISTENT	INCONSISTENT
GOAL #1: Focus value and investments around infrastructure and strategic nodes	<b>X</b>	
GOAL #4: Foster safe, stable, and attractive neighborhoods	<b>X</b>	

#### 2. LAND USE POLICES AND STRATEGIES:

LAND USE POLICIES AND STRATEGIES	CONSISTENT	INCONSISTENT
<b>LUP 1: Encourage growth in areas well-served by infrastructure and urban services, including roads, utilities, parks, schools, police, fire, and emergency services.</b>	<b>X</b>	
1.2: Encourage more intense uses, greater mix of uses and denser residential types in key focal areas.	<b>X</b>	
<b>LUP 3: Encourage redevelopment along underutilized commercial strip corridors and reinvestment in distressed residential neighborhoods</b>	<b>X</b>	
3.2: Identify potential barriers for redevelopment and reinvestment and provide flexibility through modifications to development regulations while maintaining high standards.	<b>X</b>	
<b>LUP 4: Create well-designed and walkable commercial and mixed use districts.</b>	<b>X</b>	
4.1: Ensure new development meets basic site design standards	<b>X</b>	

3. The proposed amendment is consistent with the Future Land Use Map as follows:

<b>X</b>	The proposed land use is consistent and aligns with the area's designation on the FLU Map.	OR		The proposed land use is inconsistent and does not align with the area's designation on the FLU Map.
<b>X</b>	The proposed designation, as requested, would permit uses that are complimentary to those existing on adjacent tracts.	OR		The proposed designation, as requested, would permit uses that are incongruous to those existing on adjacent tracts.

### **Reasonableness**

The proposed zoning amendment is reasonable and in the public interest because it supports the policies of the Comprehensive Plan as stated above and the Strategic Plan as stated in the Staff Report, and because: [select all that apply]

  X   The size, physical conditions, and other attributes of the proposed use(s) will benefit the surrounding community.

       The amendment includes conditions that limit potential negative impacts on neighboring uses.

  X   The proposed uses address the needs of the area and/or City.

  X   The proposal adapts the zoning code to reflect modern land-use trends and patterns.

The amendment is also in the public interest because it: [select all that apply]

  X   improves consistency with the long-range plan.

  X   improves the tax base.

       preserves environmental and/or cultural resources.

  X   facilitates a desired kind of development.

  X   provides needed housing/commercial area.

Additional comments, if any (write-in):

  March 11, 2025    
Date

\_\_\_\_\_  
Chair Signature

\_\_\_\_\_  
Print



Please remit payment to:  
433 Hay Street  
Fayetteville, NC 28301

Checks should be made out to:  
"City of Fayetteville" and include the project number and  
what payment is for.

## RECEIPT

Bill To	
Company	THE CHARLESTON GROUP
Contact	Catherine R. Iwashita Bamba
Address	201 Hay Street 2000 FAYETTEVILLE, NC 283015582
Phone	9104852500
Email	cbamba@charlestongroup.com

Order Details	
Order ID	196719
Project No.	1697113
Reference No.	027317
Paid On	4/17/25 2:43 PM
Paid By	American Express **** * 1313
Transaction ID	145716
Paid By	

### Plan Review Fees

Project	review no.	Description	Fee	Qty	Total
7-11 1056458 (549 Stacy Weaver Drive, NEC of Stacy Weaver Drive and McArthur Road)	1	Notice of Appeal - to City Council	\$300.00	1	\$300.00
Sub-Total:					\$300.00

Order Grand Total

\$300.00

ATTEST:

  
CITY CLERK APRIL 17



**Project Overview****#1697113**

**Project Title:** 7-11 1056458 (549 Stacy Weaver Drive, NEC of Stacy Weaver Drive and McArthur Road) **Jurisdiction:** City of Fayetteville

**Application Type:** 5.5) Notice of Appeal **State:** NC

**Workflow:** Staff Review **County:** Cumberland

**General Information**

**Type of Decision, interpretation, or action, being appealed:** Denial of Map Amendment (Rezoning) **City Project Identification Number of action being appealed:** P25-13

**Decision-making body responsible for the decision, interpretation, or action being appealed:** Zoning Commission **Date of action that is being appealed::** 04/08/2025

**Has an appeal been filed for this property within the last year?:** No

**Written Description of Request**

Please identify what you are appealing. Provide supporting information you believe supports your opinion (supporting information may be attached on separate sheets and uploaded on the following application pages).



**Written Description of Request:**

Appellant is appealing the Zoning Commission's denial of P25-13 which requests a map amendment of the subject property from single family 10 (SF-10) to limited commercial (LC).

Appellant alleges the following errors by the Zoning Commission:

1. The Zoning Commission stated the proposed map amendment was inconsistent with the Land Use Plan.

RESPONSE: The City's Planning and Development Staff found that the proposed map amendment is consistent with the Future Land Use Map and Plan (Comprehensive Plan) pursuant to N.C.G.S. Sections 160-D-604 and 605. (See City Council Action Memo in the presentation packet attached to the April 8, 2025, Zoning Commission Agenda (the "CCAM").)

Further, the reference to a "Land Use Plan," and not the "Future Land Use Map and Plan (Comprehensive Plan)," is deceptive and incorrect. The current plan of the City is the Future Land Use Map and Plan (Comprehensive Plan), as reflected on the City's Development Services webpage. (See <https://www.fayettevillenc.gov/City-Departments/Development-Services/Planning-Zoning/Studies-and-Plans>.)

2. The Zoning Commission stated that the proposed map amendment does not meet the Land Use Policies 1 (LUP 1) goals to "encourage growth in areas well-served by infrastructure and urban services" and to "encourage more intense uses, greater mix of uses and denser residential types in key focal areas."

RESPONSE: The City's Planning and Development Staff found that the map amendment is consistent with the LUP 1 goals, including infrastructure focus, economic development, and commercial corridor revitalization. (See CCAM.)

3. The Zoning Commission stated that the proposed map amendment does not meet the Land Use Policies 4 (LUP 4) goals to "ensure well-designed and walkable commercial and mixed use districts" and to "ensure new development meets basic site design standards."

RESPONSE: The City's Planning and Development Staff found that the map amendment is consistent with the LUP 4 goals, including quality neighborhoods, diverse housing options, and environmental stewardship. (See CCAM.)

4. The Zoning Commission stated that the proposed map amendment does not encourage residential developments to address the housing shortage in the City.

RESPONSE: No evidence was presented, and no speaker appeared, to support that the owner or any other interested buyer has proposed to build allowable SF-10 residential homes on the subject property. Further, the SF-10 zoning classification does not preclude that non-residential establishments could be developed on the property, including but not limited to green space, parks and recreation developments, cemeteries, group homes, and certain telecommunications developments.

5. The Zoning Commission stated that the proposed map amendment would permit uses that are incongruous to those existing on adjacent tracts.

RESPONSE: The tracts directly west, southwest, and south are zoned either as commercial or office and institutional. Article 30-9.D of the Unified Development Ordinance defines adjacent as "a lot or parcel of land that shares all or part of a common lot line or boundary with another lot or parcel of land or that is directly across a public street or right-of-way." Therefore, the Zoning Commission's statement is factually incorrect. The requested map amendment is, in fact, congruous to those existing on adjacent tracts.

6. The Zoning Commission stated that the proposed map amendment is inconsistent with the proposed land use and does not align with the Future Land Use Map and Plan (Comprehensive Plan).

RESPONSE: No evidence was presented to support the Zoning Commission's statement. Adversely, the City's Planning and Development Staff found that (1) "the proposed zoning change aligns with the Future Land Use Plan (FLUP) and the Unified Development Ordinance (UDO);" (2) "permitted uses and development standards for the LC district are appropriate for the site given surrounding zoning and land uses;" and (3) "there are no anticipated negative impacts to public health, safety, morals, or general welfare." The City's Planning and Development Staff further recommended that the Zoning Commission approve the map amendment to LC. (See CCAM.)

## Primary Point of Contact

### Project Contact - Primary Point of Contact

R. Jonathan Charleston, Esq.

The Charleston Group

201 Hay Street, Suite 2000

Fayetteville, NC 28301

P:910-485-2500

F:910-485-2599

[jcharleston@charlestongroup.com](mailto:jcharleston@charlestongroup.com)

**MINUTES  
CITY OF FAYETTEVILLE  
ZONING COMMISSION MEETING  
FAST TRANSIT CENTER COMMUNITY ROOM  
APRIL 8, 2025 @ 6:00 P.M.**

**MEMBERS PRESENT**

Kevin Hight, Chair  
Stephen McCorquodale, Vice-Chair  
Tyrone Simon  
Justin Herbe  
Roger Shah

**STAFF PRESENT**

Craig Harmon, Senior Planner  
Heather Eckhardt, Planner II  
Demetrios Moutos, Planner I  
Lisa Harper, City Attorney  
Catina Evans, Office Assistant II

The Zoning Commission Meeting on Tuesday, April 8, 2025, was called to order by Chair Kevin Hight at 6 p.m. The members introduced themselves.

**LEGISLATIVE HEARINGS**

**P25-13.** A request to rezone from SF-10 to LC at 549 Stacy Weaver Drive (REID #0530028255000) owned by Paul Thompson Development Corp.

Craig Harmon presented case P25-13. He described the surrounding area including existing commercial developments. The Future Land Use Plan calls for the area to be designated as mixed-use neighborhood, which allows for commercial development. The structure on the property has been used for a variety of commercial uses over the years. A single-family neighborhood resides behind the property, and a library and commercial property exists on the opposite side of the road. The applicant met with the Technical Review Committee and is considering building a gas station on the property. Staff recommended approval of the rezoning.

Mr. Hight opened the legislative hearing for case P25-13.

Speakers in favor:

Crawford McKeathan, 2814 Sky Drive, Fayetteville, NC 28303

- Mr. McKeathan represented the landowner, who developed the College Lakes subdivision. The owner is requesting to rezone only a 2-acre portion of the larger 6-acre tract.

Patrick Budronis, 1646 W. Snow Avenue, Suite 63, Tampa, FL 33606

- Mr. Budronis stated there is a proposal for a 7-Eleven convenience store.

Speakers in Opposition:

Tawanda Peterson, 5027 Hampshire Drive, Fayetteville, NC 28311

- Ms. Peterson asked if there would remain a buffer between her yard and the subject property. She said the trees close to her property are marked, and she wants to maintain the buffer of trees. She wants to know if there will be a fence to block off her property from the subject property.

Mr. Budronis said a buffer is required, and Mr. Harmon said it was a type D buffer. They said it would take six to seven months to complete construction. The fence would be placed on the property line. Mr. Budronis said there would be a retention pond on the property. Mr. Simon asked the staff who would manage the fence, and Mr. Harmon said the property owners would maintain it.

Carlos Hance, 5043 Chesapeake Road, Fayetteville, NC 28311

- Mr. Hance said he lives on Chesapeake Road and there are several gas stations in the area. He is concerned that the development would cause an increase in accidents in the area.

Mr. Shah asked Mr. Budronis if the residents were notified about the project, and he said no. Mr. Budronis said anything within the proposed zoning district that is allowable can be built. Traffic patterns can change. Mr. Shah noted that residents should be informed about these developments.

Mr. Hight closed the hearing for case P25-13, and the board deliberated.

**MOTION:** Tyrone Simon motioned to deny the map amendment because it is not consistent with the Land Use Plan because it does not encourage growth in the area well-served by infrastructure, and urban services, including roads, utilities, parks, schools, police, fire, and emergency services, because several gas stations are already in the area, and building another one would not help the community. It does not encourage intense uses, greater mix uses, and denser residential types in key focal areas, because although Fayetteville is 500 houses short, they are building a gas station. It does not meet goals #1 and #4 because building another gas station does not make the area attractive. It is inconsistent with the proposed land use and does not align with the Future Land Use Plan. The designation as requested would permit uses that are incongruous to those existing on adjacent tracts. And it does not align with the consistency and reasonable statements.

**SECOND:**  
**VOTE:**

The motion failed for lack of a second vote. Then, Mr. Herbe decided to second the motion, so Mr. Hight asked for another motion and Mr. Simon restated this motion.

**MOTION:** Tyrone Simon moved that the motion be denied as previously stated.

**SECOND:** Justin Herbe

**VOTE:** 3-2 (Roger Shah and Stephen McCorquodale opposed.)



# CITY COUNCIL



## ZONING CASE P25-13 – Notice of Appeal

May 27, 2025





# Appeal - CASE NO. P25-13

Owner: PAUL THOMPSON DEVELOPMENT CORP

Applicant: Patrick Budronis & Ashley Ballard, Deaco Group

Request: SF-10 to LC

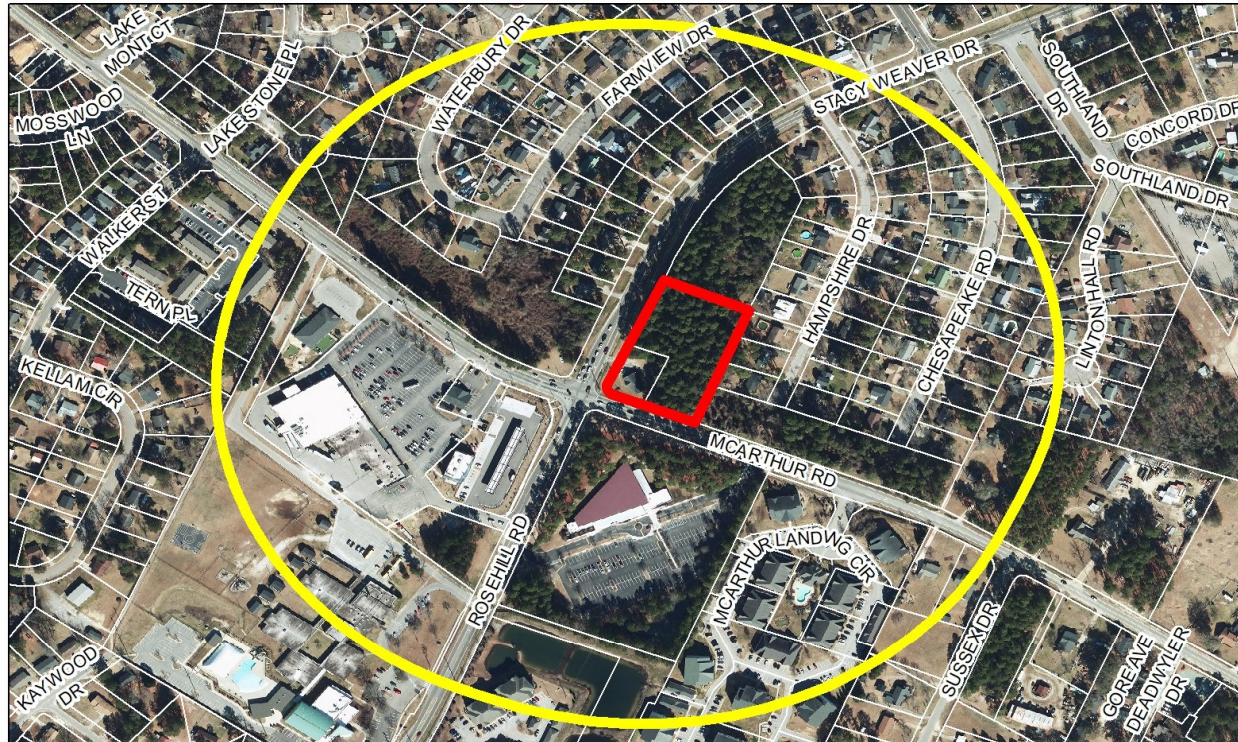
Location: 549 Stacy Weaver Drive

Acreage: 2.1 acres +/-

District: 1 – Kathy Jensen

REID #: 0530028255000, and a portion of 0530120415





**Aerial**

Case #: P25-13

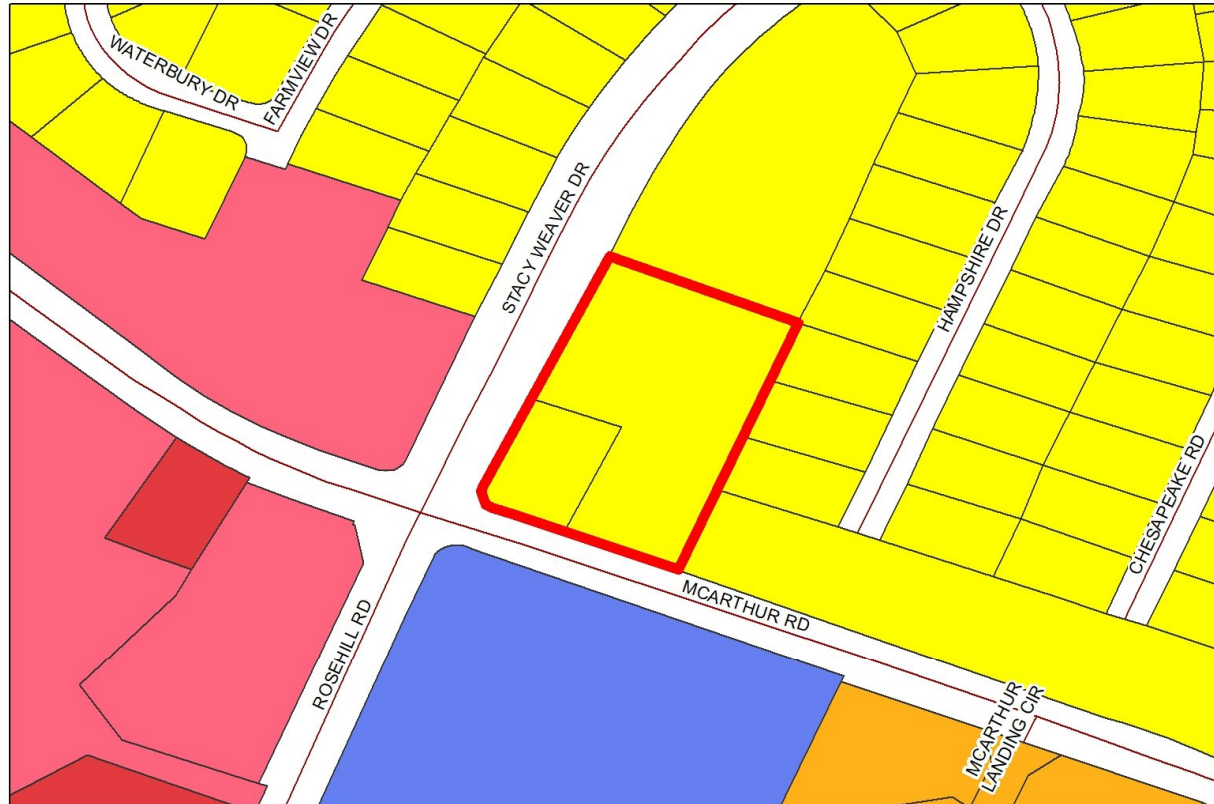
**REQUEST:** Rezoning SF-10 to LC

**LOCATION:** 549 STACYWEAVER DR

 1,000 Foot Notification Area

Letters are being sent to all property owners within the 1,000' buffer. Subject property is shown in the hatched pattern.





## Zoning Map

Case #: P25-13

REQUEST: Rezoning SF-10 to LC

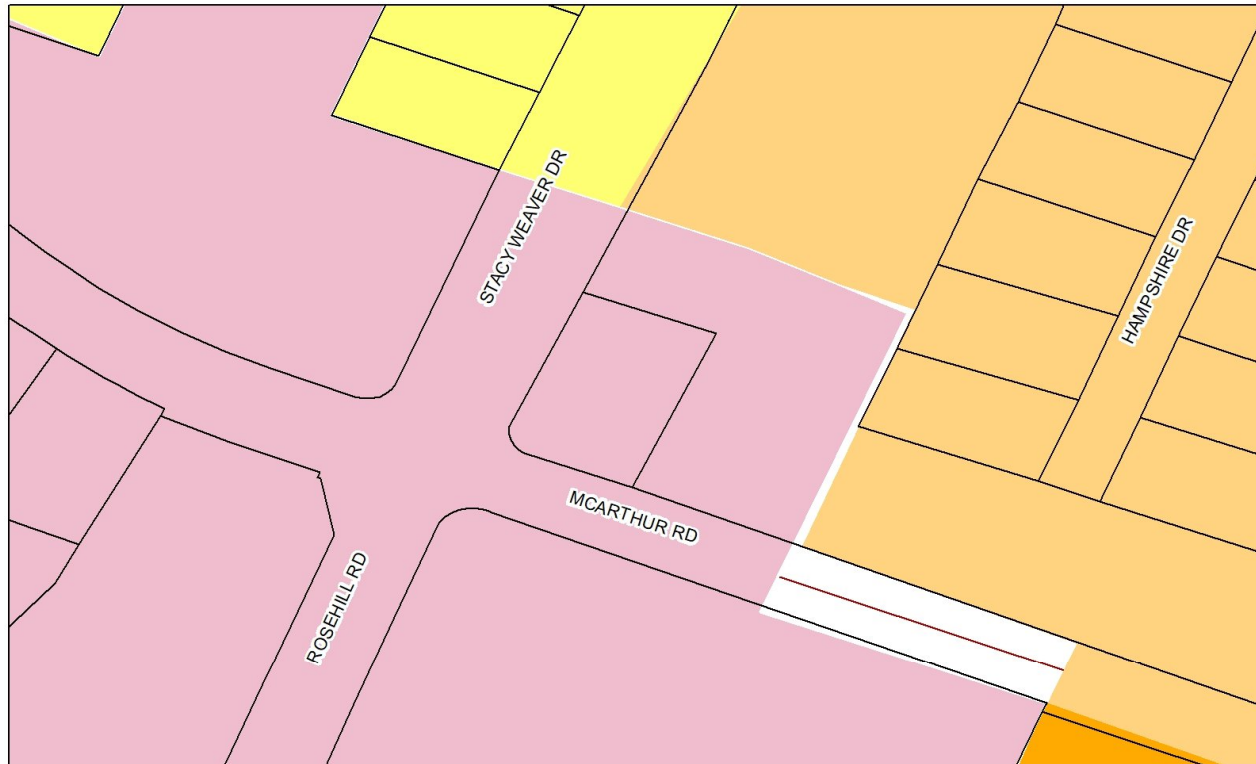
LOCATION: 549 STACYWEAVER DR

## Legend

- LC - Limited Commercial
- MR-5 - Mixed Residential 5
- NC - Neighborhood Commercial
- OI - Office & Institutional
- SF-10 - Single-Family Residential 10







## Land Use Map

Case #: P25-13

**REQUEST:** Rezoning SF-10 to LC

**LOCATION:** 549 STACY WEAVER DR

## Legend

### Land Use Plan 2040

#### Character Areas

- LDR - LOW DENSITY
- MDR - MEDIUM DENSITY
- HDR - HIGH DENSITY RESIDENTIAL
- NMU - NEIGHBORHOOD MIXED USE









# Surrounding Properties



The proposed rezoning aligns with the Future Land Use Plan's (FLUP) vision for a mixed-use neighborhood by introducing moderate-intensity commercial development. To fully realize the FLUP's goals, careful planning is essential to balance commercial activity with residential compatibility, address traffic concerns, and incorporate residential components. The Technical Review Committee will play a critical role in ensuring that any future development aligns with these principles.







## Zoning Commission Recommendation

The Zoning Commission recommends that the City Council deny the map amendment to LC. This recommendation is based on the following findings:

- The proposed zoning change is not consistent with the Land Use Plan because it does not encourage growth in the area well-served by infrastructure, and urban services, including roads, utilities, parks, schools, police, fire, and emergency services, because several gas stations are already in the area, and building another one would not help the community. It does not encourage intense uses, greater mix uses, and denser residential types in key focal areas, because although Fayetteville is 500 houses short, they are building a gas station. It does not meet goals #1 and #4 because building another gas station does not make the area attractive..

Note: This case was denied by the Zoning Commission and is coming to City Council as an appeal case.

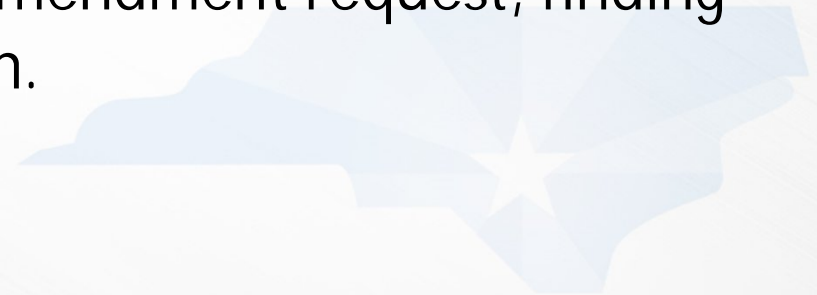
# Staff Recommendation

The Professional Planning Staff recommends that the City Council approve the map amendment to LC. This recommendation is based on the following findings:

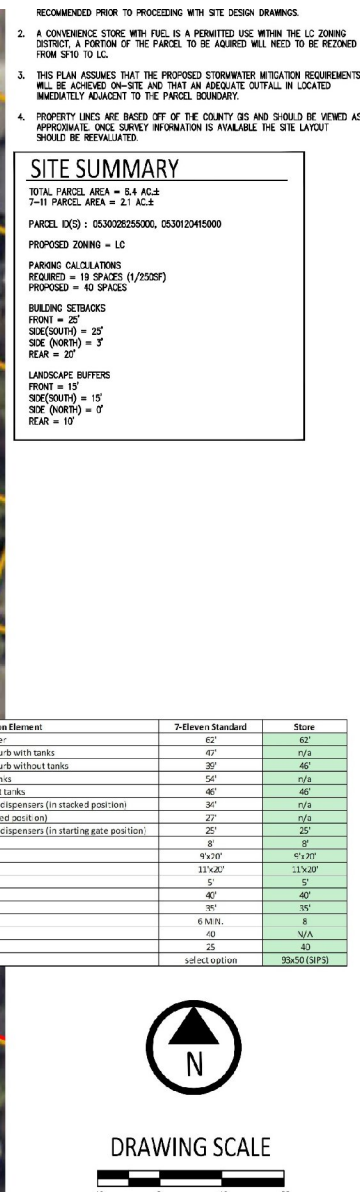
- The proposed zoning change aligns with the Future Land Use Plan (FLUP) and the Unified Development Ordinance (UDO).
- Permitted uses and development standards for the LC district are appropriate for the site given surrounding zoning and land uses.
- There are no anticipated negative impacts to public health, safety, morals, or general welfare.

Note: This case was denied by the Zoning Commission and is coming to City Council as an appeal case.

1. City Council moves to approve the map amendment to LC as presented, finding it consistent with the Future Land Use Plan as demonstrated in the attached consistency and reasonableness statement.
2. City Council moves to approve to a more restrictive zoning district, finding it consistent with the Future Land Use Plan as demonstrated in the amended consistency statement.
3. City Council moves to deny the map amendment request, finding it inconsistent with the Future Land Use Plan.



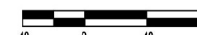




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MPDs		6 MPH	8
	Parking with restaurant	40	40
	Parking without restaurant	25	40
	Parking activities	self-assessment	93x50 (SPS)

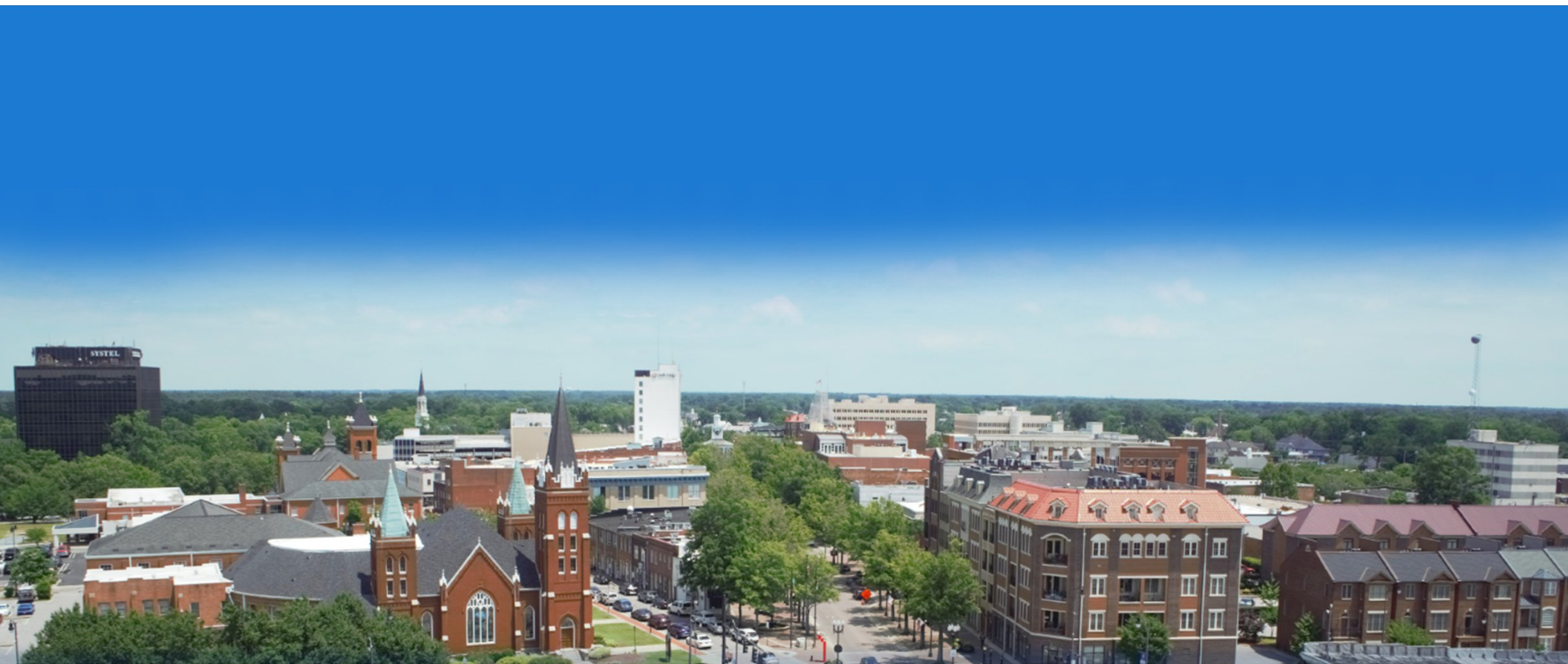


DRAWING SCALE



STACY WEAVER DR SHEPHERD, WV 25452 MAP 15 1017		CONCEPTUAL SITE PLAN SHEPHERD, WV 25452		SHEPHERD, WV 25452 643 STACY WEAVER DR. FAIRVIEW, NC 28648	
				DEVELOPMENT SERVICES GROUP 210 HIGHLAND DR. CHESAPEAKE, VA 23120 PH: 757 472 4773 EMAIL: OFFICE@DEVELOPMENTSG.COM	
REV.		DESCRIPTION			
1					
2					
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[FayettevilleNC.gov](http://FayettevilleNC.gov)



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4684**

---

**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Public Hearing  
(Public & Legislative)

**Agenda Number:** 9.02

**TO: Mayor and Members of City Council**

**THRU: Kelly Strickland, Assistant City Manager**

**FROM: Robert Van Geons, President and CEO of Fayetteville-Cumberland  
Economic Development Corporation**

**DATE: June 9, 2025**

**RE:**

**Public Hearing to Award Round 1 Can Do Performance Financing Program  
Funding**

**COUNCIL DISTRICT(S):**

All

**Relationship To Strategic Plan:**

Goal 2 - The City of Fayetteville will have a Responsive City Government supporting a diverse and viable economy.

Goal 3 - The City of Fayetteville will be a city invested in Today and Tomorrow

Goal 4 - Continue the City's Commitment to revitalization efforts.

**Executive Summary:**

FCEDC launched the Can Do Performance Financing Program in partnership with the City of Fayetteville and the Community Development Foundation (CDF) in January 2025. This program addresses historical barriers to capital that has limited the growth of sustainable businesses within Fayetteville's low- to moderate-income census tracts, especially those that are minority-, veteran-, and woman-owned. This program supports many of the City's goals, including supporting a diverse procurement pool and a viable economy.

Two companies have qualified to receive funds from the Can Do Performance Financing Program in the initial application cycle. Ashley Johnson of A & A Holdings Corporation has requested \$125,000 to create five jobs. Latisha Perkins of Maybridge Development LLC has requested \$300,000 to create twelve jobs in two phases. We respectfully submit these two requests for City Council approval. Upon approval, the candidates will enter into an Incentive Agreement detailing project terms and performance conditions. If all requirements are met, the company will have no repayment obligations.

**Background:**

The Can Do Performance Financing Program was established with \$2.5 million from the

City of Fayetteville and \$2.5 million from the State of North Carolina. The program offers patient financing for eligible businesses operating within a Qualifying Census Tract (QCT) in the City of Fayetteville. If program requirements are met by awarded businesses, the funds may not have to be repaid.

To qualify, businesses must have 15 or fewer employees and demonstrate viable plans for job creation and capital uses. The program places particular emphasis on supporting minority-, veteran-, and women-owned businesses that add to the local procurement base. Additionally, priority consideration is extended to companies operating within the aerospace, technology, defense, and cybersecurity sectors.

Program requirements include:

- Operation as an established, for-profit business in a QCT
- Creation of at least five full-time jobs
- Pay full-time wages at least 10% above the local average for the classification
- At least 60% of new hires must be from low- to moderate-income households
- Achievement of 50% of job creation within 18 months, and 100% within five years
- Maximum of \$25,000 per job and \$750,000 per project

Funds may be used for capital expenses, including equipment, technology, facility improvements, vehicles, and real estate. Businesses that fail to meet job creation benchmarks are subject to pro-rated repayment based on the number of jobs that were not created. Awarded companies are required to provide regular project updates and progress towards their committed employment targets.

After confirming that applicants meet initial eligibility requirements, projects are evaluated using the adopted rubric. Selection is based on how well each project scores against this rubric, which considers costs per job created, the potential to support local institutional partners through procurement, and overall business viability. Bonus points were given to minority-, veteran-, and women-owned businesses, and those in priority sectors. Scores for viability and the potential to support institutional partnership were awarded by the Investment Committee during candidate presentations.

The Can Do Performance Finance Investment Committee is comprised of six members with professional expertise in small business planning, finance, and banking who do not have conflicts of interest or existing relationships with likely applicants. Members were selected by the City of Fayetteville (4), FCEDC (1), and the CDF (1).

The community response to the Can Do Performance Financing Program has been overwhelmingly positive. We received more than 140 project requests in less than a month. Referral sources included community partners, local stakeholders, and the broader business community, like the Fayetteville ECD, FSU HUB, CEED, Fayetteville PWC, FTCC, and the Chamber of Commerce. Our next application window will include a targeted advertising campaign and an information session for prospective candidates.

#### **By the Numbers:**

- **111 unique businesses** submitted interest forms, requesting a combined \$11.96



million in funding.

- Non-qualifying applicants were informed of their status as it was determined and were referred to community partners for further assistance and support.
- **18 non-qualifying applicants** enrolled in FCEDC-sponsored programming at the HUB that helps businesses strengthen foundations, scale operations, and create plans for sustainable growth.
- **61 candidates** met basic program criteria and were asked to complete a Project Summary Form.
- **49** of those candidates chose to complete the Project Summary Form. The forms were scored quantitatively by FCEDC staff using the Project Rubric
- **16 projects** were submitted to the Can Do Performance Financing Investment Committee for consideration.
- **5 committee-selected finalists** were referred to CEED for vetting. Four of those presented their projects for consideration, with one withdrawing from the process prior to the presentation. During these presentations, the Committee added their scores for viability and institutional partner support.
- **2 projects** met the minimum 70-point scoring requirement for first-round awards and are being presented to the City Council for final approval.

The two projects qualifying for 1st Round Funding are:

- **Ashley Johnson of A & A Holdings Corporation**

- Commercial construction business focusing on renovations, remodeling, and new construction
- Requesting **\$125,000** to create **5 jobs**
- Minority- and woman-owned business
- Capital is being used for the purchase of a commercial truck, a side-by-side UTV, a dual-axle equipment trailer, technology upgrades, the refurbishment of tools and equipment, and repairing/maintaining her current fleet of construction equipment

- **Latisha Perkins of Maybridge Development LLC**

- Offers government construction services (licensed for projects up to \$350,000), tiny houses, historic preservation, project management, natural disaster cleanup, and park renovations
- Requesting **\$300,000 over two phases** to create **12 jobs**
- Minority- and woman-owned business
- In Phase 1, Maybridge Development expects to create 8 jobs. \$200,000 in funding is being used to purchase a commercial vehicle and utility trailer, field tablets and technology, marketing and branding, essential equipment and PPE, a storage solution, and the lease and buildout of more appropriate office space.
- In Phase 2, Maybridge Development will create 4 jobs for the creation and mobilization of a disaster response team. No funds will be disbursed until Phase 1 job requirements are met.

**Issues/Analysis:**

Historically, minority-, veteran-, and woman-owned businesses have faced significant barriers to accessing capital for growth. The Can Do Performance Financing Program provides an innovative solution to this challenge, using patient, non-interest-bearing capital to empower small businesses to scale, create jobs, and participate in local procurement opportunities.

These two recommended projects scored highly on program criteria, were thoroughly vetted by CEED, and aligned with the City's goals of economic inclusion and community revitalization. Denying this request would be inconsistent the City Council's goals for the program.

**Budget Impact:**

There is no additional impact on the City budget. The program was previously funded with \$2.5 million from the State of North Carolina and \$2.5 million from the City of Fayetteville. All funds are currently being held by the Community Development Foundation in a designated account, as agreed.

**Options:**

There are three options for consideration:

1. Approve Ashley Johnson of A & A Holdings Corporation and Latisha Perkins of Maybridge Development LLC for Can Do Performance Financing funding of \$125,000 and \$300,000, respectively.
2. Approve one of the two candidates.
3. Deny the request for both candidates.

**Recommended Action:**

Approve Ashley Johnson of A & A Holdings Corporation for Can Do Performance Financing funding in the amount of \$125,000 and Latisha Perkins of Maybridge Development LLC for phased Can Do Performance Financing funding totaling \$300,000, and authorize the CDF to release the funds, subject to the candidates entering into an incentive agreement.

**Attachments:**

Project Summaries for Ashley Johnson of A & A Holdings Corporation and Latisha Perkins of Maybridge Development, LLC

## A and A Holdings Corporation – Project Summary

A and A Holdings Corporation is a privately owned, for-profit construction, remodeling, and renovation company owned solely by Ashley Johnson. The business is minority- and woman-owned, and supports local procurement with key community stakeholders, including the City of Fayetteville and the Department of Defense.

**Owner:** Ms. Ashley Johnson (100% ownership)

**SOSID:** 1895430

**Date of Incorporation:** 9/25/2019

**Facility/Project Address:** 1207 Murchison Road, Suite C, Fayetteville, NC 28301

**Project Description:** Through this program, A&A Holdings Corporation will be able to more nimbly respond to procurement requests from community stakeholders and municipal partners by having access to its own fleet of machinery and equipment. Mrs. Johnson will hire skilled painters and drywall technicians whose capabilities complement her existing workforce. Her request includes:

**Job Creation:** Ms. Johnson believes she will create all required jobs within 12 months. Per program regulations, at least half of the jobs must be created within 18 months of the agreement, with all 5 created and maintained over 5 years.

- Number of Jobs created in total: 5
- Number of Jobs required to be created within Eighteen Months: 3
- Average wage: \$49,280
- All 5 will be created within a 5-year period of the incentive agreement, with all new positions maintained through the life of the program. Ms. Johnson expects to create all five jobs within 12 months of receiving the funds.
- The wages paid per position will be at least 10% above the average annual wage for the job classification in the Fayetteville MSA

JOB CLASSIFICATIONS		NEW FULL-TIME PROJECT RELATED JOBS				
EMPLOYEE TYPES	WAGES PAID PER POSITION	Year 1	Year 2	Year 3	Year 4	Year 5
Painter	\$44,000.00	3				
Drywaller	\$57,200.00	2				
New Jobs Created - By Year		5	0	0	0	0
Total Jobs Created & Maintained - By Year		5	5	5	5	5
		Year 1	Year 2	Year 3	Year 4	Year 5
New Wages Paid - By Year		\$ 246,400	\$ -	\$ -	\$ -	\$ -
Average Wages Paid - By Year		\$ 49,280				
Total Wages Paid - By Year		\$ 246,400	\$ 246,400	\$ 246,400	\$ 246,400	\$ 246,400

**Incentive Payment:** \$125,000 award, which will be invested back into the business in the following way:

- (1) Commercial Truck (\$40,000)
- (1) Side-by-side UTV or compact utility truck (\$20,000)
- (1) Dual-Axle Equipment Trailer (\$15,000)
- Vehicle & Equipment Maintenance/Repair for Current Fleet (\$25,000)
- Technology Upgrades (\$14,500)
  - Office computers, printers, routers
  - Cloud-based project management software
  - Field tablets/laptops for foremen and site staff
  - GFP tracking and fleet telematics
- Tool & Equipment Refurbishment (\$10,500)
  - Replacing essential jobsite tools
  - Safety gear updates/battery replacements
  - Equipment repainting and updated safety/jobsite signage
  - Branded vehicle wraps and decals

The committee recommends creating a progress draw schedule for incremental funding. The committee recommends filing a UCC-1 against any property purchased with Can Do Performance Financing funds to protect the organization's best interest in the case of default.

#### **Terms of Funding**

- 5 jobs created/maintained for 5 years at a business that is operational within a Qualifying Census Tract (QCT) in the City of Fayetteville
- If positions are created and maintained per the term of the agreement, all grant funds will be forgiven
- If jobs are not created/maintained as agreed, then the funds must be paid back for every job that was not created, at a rate of \$25,000 per job. Repayment terms will be determined at the end of the five year period, based on a fair market rate

**Per the Can Do Performance Financing Investment Committee, Ms. Johnson must:**

- Continue to work with a CPA to prepare annual certified tax returns
- Provide regular progress updates to the Can Do Performance Financing Investment Committee
- Serve as a Program Ambassador for future rounds of Can Do Performance Financing Program funding

## Maybridge Development, LLC – Project Summary

Maybridge Development, LLC is a privately owned, for-profit company owned solely by Latisha Perkins that specializes in construction services, historic preservation, and project management. The business is minority- and woman-owned, and supports local procurement with key community stakeholders, including the City of Fayetteville and the Department of Defense

**Owner:** Ms. Latisha Perkins (100% ownership)

**SOSID:** 2636001

**Date of Incorporation:** 5/9/2023

**Facility/Project Address:** 109 Hay Street, Fayetteville, NC 28301

**Project description:** This project was presented to the committee in two phases. Phase 1 is for \$200,000, creating eight (8) jobs. Phase one includes workforce expansion and operational strengthening. It will equip the Maybridge Development, LLC team with the tools, spaces, and systems necessary to execute projects efficiently and safely. Phase two creates a comprehensive, community-based natural disaster response team capable of deploying within 24-48 hours of an event. The effort will enable coordinated debris clearance, emergency aid distribution, and volunteer management, while supporting long-term recovery planning. Funds for Phase 2 will not be drawn down until all requirements for Phase 1 investment have been met.

**Job Creation:** Ms. Perkins has submitted a two-phase project proposal

- Number of Jobs Created in **Phase 1:** 8
- Number of Jobs Created in **Phase 2:** 4
- Number of Jobs Created within Eighteen Months: 6
- Average wage: \$56,917
- New positions must be maintained throughout the life of the program
- Wages paid per position must be at least 10% above the average annual wage for the job classification in the Fayetteville MSA

JOB CLASSIFICATIONS		NEW FULL-TIME PROJECT RELATED JOBS				
EMPLOYEE TYPES	WAGES PAID PER POSITION	Year 1	Year 2	Year 3	Year 4	Year 5
Operations Manager	\$95,000.00	1				
Field Estimator	\$78,000.00	1				
Bookkeeper	\$48,000.00	1				
Site Supervisor	\$65,000.00	1				
HR Coordinator	\$52,000.00	1				
Skilled Laborer	\$40,000.00	3	2			
Disaster Recovery Specialist	\$75,000.00		1			
Safety & Quality Officer	\$70,000.00		1			
New Jobs Created - By Year		8	4	0	0	0
Total Jobs Created & Maintained - By Year		8	12	12	12	12
		Year 1	Year 2	Year 3	Year 4	Year 5
New Wages Paid - By Year		\$ 458,000	\$ 225,000	\$ -	\$ -	\$ -
Average Wages Paid - By Year		\$ 57,250	\$ 56,917			
Total Wages Paid - By Year		\$ 458,000	\$ 683,000	\$ 683,000	\$ 683,000	\$ 683,000

**Incentive Payment:** \$300,000 phased award, which will be invested back into the business in the following way:

- PHASE 1 Request: \$200,000 award, which will be invested back in the business in the following way:
  - 5-year Office Lease and related buildout expenses (\$130,000)
  - (1) Ford F-150 for Field Director (\$44,000)
  - (1) Utility Trailer (\$5,500)
  - Field tablets, software, and licenses for communication, digital operations, and time tracking (\$5,000)
  - Marketing and Branding (\$2,000)
  - Essential Equipment and PPE (\$8,000)
  - Storage Solution – either (1) Shipping Container or (1) Storage Unit (\$5,500)
- PHASE 2 Request: \$100,000 award, which will be invested back in the business in the following way:
  - Storage & Base of Operations (\$7,000)
  - Communications & Coordination (\$8,000)
  - Safety Gear and PPE (\$14,000)
  - Cleanup and Recovery Tools (\$16,000)
  - Tents, Shelter, and Temporary Infrastructure for (\$13,000)
  - Power & Lighting Systems (\$8,000)
  - Emergency Food and Water for 3-5 people for 60 days (\$6,000)
  - Admin Operations Support (\$4,000)
  - (1) Flatbed Trailer, and (1) Leased Transport Vehicle (\$24,000)

The committee recommends creating a progress draw schedule for incremental funding in each phase. To move on to Phase 2 of the project, all job creation requirements must be completed for Phase 1. The committee recommends filing a UCC-1 against any property purchased with Can Do Performance Financing funds to protect the organization's best interest in the case of default.

#### **Terms o Forgiveness**

- 12 jobs created/maintained for 5 years at a business that is operational within a Qualifying Census Tract (QCT) in the City of Fayetteville
- If the positions are created and maintained per the term of the agreement, all grant funds will be forgiven
- If jobs are not created/maintained as agreed, then the funds must be paid back for every job that was not created, at a rate of \$25,000 per job. Repayment terms will be determined at the end of the five year period, based on a fair market rate

**Per the Can Do Performance Financing Investment Committee, Ms. Perkins must:**

- Utilize a CPA to prepare and certify her tax returns moving forward
- It is recommended that she enlist the services of a financial advisor
- Provide regular progress updates to the Can Do Performance Financing Investment Committee
- Serve as a Program Ambassador for future rounds of Can Do Performance Financing Program funding



# Can Do Performance Financing Program

Round 1 Candidate Approval

*June 9, 2025*





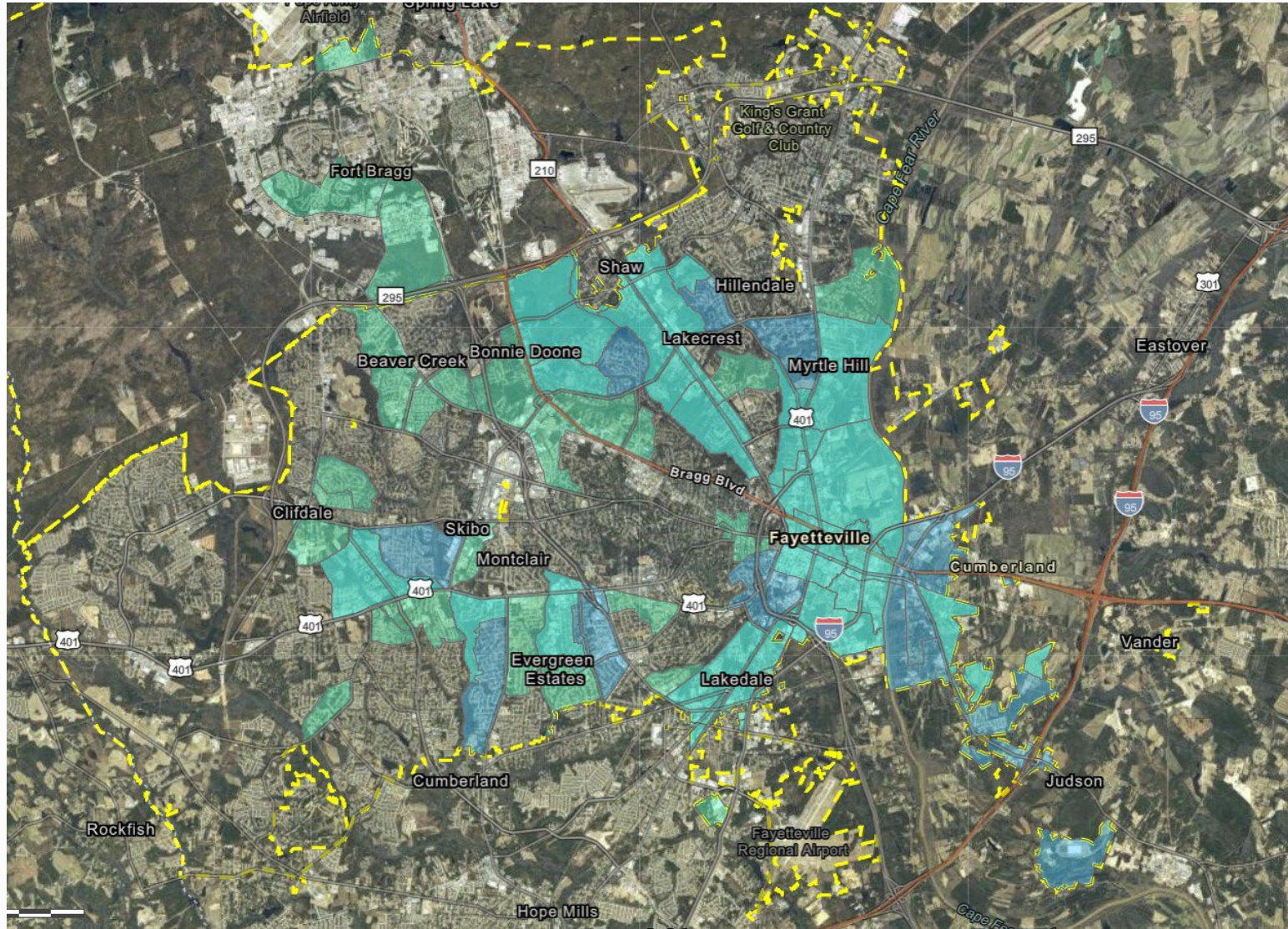
- Developed to advance the City's goal of increasing the number and diversity of local service providers while creating quality employment opportunities
- Addresses barriers to capital that have significantly impeded the creation of sustainable minority-, veteran-, and woman-owned businesses.
- Designed to overcome the hurdles of traditional lending models to provide patient, non-interest-bearing funding in exchange for job creation.
- Administered by the 501c3 Community Development Foundation (CDF)
- Engages our network of community partners to offer resources and support to all program candidates, regardless of qualification status, including:
  - Center for Economic Empowerment & Development (NCCEED),
  - FTCC Center for Innovation and Entrepreneurship,
  - Fayetteville State University Regional Entrepreneur & Business Hub (FSU),
  - North Carolina Small Business Technical Development Center (NCSBTDC),
  - Volunteers from locally owned private sector companies

- Launched the \$5 million fund in January 2025 with \$2.5 million from the City of Fayetteville and \$2.5 million from the State of North Carolina.
- Job-creating businesses can apply for up to \$750,000 of funding.
- Companies may receive up to \$25,000 per job created.
- If the company creates the required jobs, the awarded funds are treated as a grant.
- If the company does not create the required jobs, they must repay the funds, pro-rated, based on the percentage of jobs they are short.
- Awarded companies are required to provide regular project updates and progress towards their committed employment targets.

- **111 unique businesses** submitted interest forms, requesting a combined \$11.96 million in funding.
- Non-qualifying applicants were informed of their status as it was determined and were referred to community partners for further assistance and support.
- **18 non-qualifying applicants** enrolled in FCEDC-sponsored programming at the HUB that helps businesses strengthen foundations, scale operations, and create plans for sustainable growth.
- **61 candidates** met basic program criteria and were asked to complete a Project Summary Form.
- **49** of those candidates successfully completed Project Summary Forms, which were scored quantitatively by FCEDC staff using the Project Rubric.
- **16 projects** were submitted to the Can Do Performance Financing Investment Committee for consideration.
- **5 committee-selected finalists** were referred to CEED for vetting. Four of those presented their projects for consideration, with one withdrawing from the process prior to the presentation. During these presentations, the Committee added their scores for viability and institutional partner support.
- **2 projects** met the minimum 70-point scoring requirement for first-round awards and are being presented to the City Council for final approval today.



# Qualifying Areas



[Link](#) to Qualifying Census Tracts and Block Groups



- Targets existing businesses that provide goods or services that are in demand by institutional partners (City, County, PWC, FSU, CFVH, Methodist, FTCC).
- Special consideration given to minority-, veteran-, or woman-owned businesses, and those operating in aerospace, cybersecurity, technology and defense sectors
- Proceeds shall support investments in capital equipment, real estate, or other fixed assets.

Program requirements include

1. Be an existing, for-profit business with 15 employees or fewer
2. Operate in a Qualifying Census Tract within the City of Fayetteville
3. Support local procurement efforts
4. Create and maintain at least five full-time jobs:
  - a) Receive no more than \$25k per position created
  - b) Pay full-time wages, with benefits, at least 10% above the local average for the classification
  - c) At least 60% of new hires must be from low- to moderate-income households
  - d) Achieve 50% of job creation within 18 months, and 100% within five years

Ashley Johnson  
A & A Holdings Corporation



Latisha Perkins  
Maybridge Development, LLC





# A&A HOLDINGS CORPORATION

doing business as



## BUSINESS OVERVIEW

A&A Holdings Corporation, DBA BKS Construction, is a minority, woman-owned construction company based in Fayetteville, NC. With an unlimited general contractor license, we specialize in commercial government construction projects and have successfully completed 39 prime contracts since 2019.

We are an active participant in local procurement opportunities, with a proved track record of success. Our business is certified and well-positioned to support Fayetteville's infrastructure goals through competitive, high-quality project delivery.

## FUNDING REQUEST

We are requesting \$125,000 in capital support from the Can Do Performance Financing Program.

We will create 5 new skilled trade positions within the next 12 months, supporting economic growth and workforce development in Cumberland County.

## USE OF FUNDS

- Purchasing a commercial truck to transport materials and crew
- Acquiring a utility trailer and essential construction equipment
- Upgrading company technology systems for field operations and back-office efficiency

# Maybridge Development



## Who We Are

Maybridge Development LLC is a licensed general contractor specializing in equitable development, disaster recovery, and sustainable community infrastructure. We are committed to revitalizing underserved communities through values-driven construction, targeted investment, and resilient redevelopment that drives long-term socio-economic impact.

## Job Creation

📍 12 Jobs | 🛠️ 2 Phases | ⌚ Within 1 Year

## Funding Request

- Phase 1: \$200,000
- Phase 2: \$100,000

## Use of Funds

- 🏢 Office Setup
- 🚚 Company Vehicles
- 💻 Tech & Systems
- 🧰 Disaster Response Tools & Equipment

## Local Procurement Commitment

- ✅ Recently awarded a City contract for affordable housing development on two vacant lots
- 📊 Actively bidding on additional City projects
- 📄 Registered vendor with Fayetteville PWC
- 💛 Prioritizing local subcontractors, vendors, and suppliers
- 👥 Engaged in local supplier and procurement events

## Approve funding for:

- Ashley Johnson of A & A Holdings Corporation in the amount of \$125,000 to create 5 jobs
- and
- Latisha Perkins of Maybridge Development LLC for phased funding totaling \$300,000 to create 12 total jobs



## CAN DO INFORMATION SESSION

**WHERE:** FAYETTEVILLE-CUMBERLAND REGIONAL  
ENTREPRENEUR & BUSINESS **HUB**

1073 Murchison Road, Fayetteville, NC 28301

**WHEN:**



**WEDNESDAY, JUNE 25<sup>TH</sup>**



**6:00 P.M. - 7:00 P.M.**



Interested business owners are highly encouraged to attend the Information Session to learn more about program qualifications and creating viable project requests prior to submitting their applications.

**APPLICATION PERIOD OPEN:**  
**JUNE 26, 2025 - JULY 11, 2025**

**SUBMIT ALL APPLICATIONS AT**  
**[WWW.CANDOFUNDING.COM](http://WWW.CANDOFUNDING.COM)**

# Thank you for your support!



[FayettevilleNC.gov](http://FayettevilleNC.gov)



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4703**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Other Items of  
Business

**Agenda Number:** 10.01



**TO: Mayor and Members of City Council**

**THRU: Lachelle H. Pulliam, City Attorney**

**FROM: Joshua Hall, Police Attorney**

**DATE: June 9, 2025**

**RE:**

**Proposed Nuisance Party Ordinance**

**COUNCIL DISTRICT(S):**

All

**Relationship To Strategic Plan:**

Goal I: The City of Fayetteville will be a safe and secure community.

**Executive Summary:**

The Fayetteville City Code of Ordinances do not address nuisance parties and such parties have been an issue in the City. The proposed nuisance party ordinance would allow the City to impose penalties for nuisance parties as defined in the proposed ordinance.

**Background:**

The City has encountered problems with parties being held on private property that have negatively impacted neighborhoods and other areas surrounding said parties due to a lack of security, adequate parking, etc. Historically, the City has been limited to only enforcing the noise ordinance, unless other crimes were committed, as it relates to calls for service about parties. The proposed ordinance would fill a gap in the City Code and provide an enforcement mechanism necessary to ensure the health and safety of Fayetteville residents. The draft ordinance was introduced at the June 2, 2025 work session. On that date, Council provided consensus to pass the ordinance for its first reading, pursuant to N.C.G.S. 160A-175. As such, this item is on the agenda tonight for its second/final reading and adoption.

**Issues/Analysis:**

Nuisance parties are increasingly becoming a threat to the health and safety of others. The City's Code of Ordinances do not currently include a provision under which the City could regulate nuisance parties. Therefore, the City has encountered difficulties with exercising its general police powers/enforcement powers when issues arise at such

parties.

**Budget Impact:**

None

**Options:**

1. Move to adopt the nuisance party ordinance.
2. Move to reject the nuisance party ordinance.

**Recommended Action:**

Move to adopt the nuisance party ordinance.

**Attachments:**

Nuisance Party Ordinance

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING CHAPTER 17, OFFENSES AND MISCELLANEOUS PROVISIONS, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA**

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

Section 1. Chapter 17, Offenses and Miscellaneous Provisions is amended by adding Section 17-35, Nuisance Party, and the following, at the end of the Chapter:

1. Nuisance Party.

(a) Definition.

A nuisance party is a party or other social gathering conducted in the *City* and which, by reason of the conduct of those *persons* in attendance, results in any one (1) or more of the *following* conditions or occurrences: unlawful public possession or consumption of alcohol, unlawful drunken and disruptive conduct; public urination or defecation; the unlawful sale, furnishing, or consumption of alcoholic beverages; the unlawful deposit of trash or litter on public or private *property*; the unlawful destruction of public or private *property*; the generation of pedestrian or vehicular traffic caused by those invited to or allowed to attend which obstructs the free flow of residential traffic or interferes with the ability to provide emergency services; excessive, unnecessary or unusually loud noise which disturbs the repose of the neighborhood; public disturbances, brawls, fights or quarrels; or any other activity resulting in conditions that annoy, injure or endanger the safety, health, comfort or repose of the neighboring residents, or results in any obscene conduct, or results in any immoral exhibition or indecent exposure by *persons* at the gathering.

(b) Any *person* being the *owner*, occupant, tenant, or otherwise having any possessory control of any degree of any premises who either sponsors, conducts, hosts, invites, suffers, permits, or continues to allow a gathering to continue which is or becomes a nuisance as described in subsection (a) above is in violation of this section and *may* be punished by any of the criminal or civil enforcement penalties available to municipalities. Any person who remains in attendance at a nuisance party after being directed by an officer to leave is also in violation of this section.

(c) This section *shall* not apply to a gathering held at locations holding valid entertainment center permits or any other gathering authorized by this Code.

(d) Civil penalties: Any *person* violating any of the provisions of this section *shall* be subject to a civil penalty of one hundred dollars (\$100.00). The Police Department is authorized to issue civil penalty citations to enforce this Section. Each calendar day on which a continuing violation occurs *shall* constitute a separate violation under this subsection. For each subsequent violation occurring within twelve (12) months of any other violation, the violator *shall* be subject to a civil penalty of three hundred dollars (\$300.00) per violation. If a *person* fails to pay any civil penalty within thirty (30) days after it is assessed, the *City* *may* recover the penalty, together with all costs allowed by law, by filing a civil action in the General Court of Justice in the nature of a suit to collect a debt.

- (e) Appeal of civil penalties: Any *person* issued a civil penalty under the provisions of this section *may* appeal by filing an appeal in writing with the City Attorney's Office within ten (10) business days after the civil penalty is issued, pursuant to Section 1-9 of this Code.
- (f) Injunctive and other equitable relief: This section *may* be enforced by injunction or any appropriate equitable remedy. The institution of an action for injunctive or equitable relief *shall* not relieve any party to such proceeding from any civil or criminal penalty prescribed for violations of this section.
- (g) Criminal penalties: Any *person* who violates any provision of this section *shall* be deemed guilty of a misdemeanor punishable by imprisonment not to exceed twenty (20) days or by fine not to exceed five hundred dollars (\$500.00). Each day of a continuing violation *shall* constitute a separate violation under this subsection.
- (h) This section *may* be enforced by any one, all, or a combination of the remedies set out herein.

Section 2. 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 or Ordinances, City of Fayetteville, North Carolina, and the sections of this ordinance may be renumbered to accomplish such intention.

ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY OF FAYETTEVILLE

\_\_\_\_\_  
MITCH COLVIN, Mayor

ATTEST:

\_\_\_\_\_  
JENNIFER L. AYRE, City Clerk



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4688**

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**Agenda Date:** 6/9/2025

**Version:** 3

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Other Items of  
Business

**Agenda Number:** 10.02



**TO: Mayor and Members of City Council**

**THRU: Jeffrey Yates, Assistant City Manager**

**FROM: Kimberly H. Leonard, NCLGBO, NCLGFO, CPA, MPA, Budget and  
Evaluation Director**

**DATE: June 9, 2025**

**RE:**

**Adoption of the Fiscal Year 2025-2026 Budget Ordinance, the FY 2025-2026 Fee  
Schedule, FY 2025-2026 Capital and Special Project Ordinances, Amendments,  
and Close-Outs**

**COUNCIL DISTRICT(S):**

All

**Relationship To Strategic Plan:**

Goal 5: Financially sound City providing exemplary City services.

Objective 5.1: To ensure strong financial management with fiduciary accountability, and plan for future resource sustainability by aligning resources with City priorities.

**Executive Summary:**

The City of Fayetteville's FY 2026 Recommended Operating Budget totals \$315.2 million and \$92.3 million in capital investments. Developed through a transparent and data-informed process, the budget aligns with City Council's strategic priorities: public safety, housing and neighborhood revitalization, youth engagement, economic growth, and transportation. Key investments include public safety technology upgrades, compensation enhancements for employees, and infrastructure improvements citywide. The budget reflects economic realities such as declining motor vehicle and sales tax revenues, while maintaining core services and offering the lowest property tax rate in 30 years at \$0.4495. No increases are proposed for stormwater, solid waste, or transit fares.

The budget process spanned several months and incorporated input from Council, staff, and residents. It began with the February Strategic Planning Retreat and continued with formal presentations in April and May on the operating budget, capital improvement program, and tax rates. Work sessions on May 15, 22, and 29-along with the June 2 "parking lot" review-allowed Council to refine priorities and add \$6.2 million in targeted initiatives. A public hearing on May 27 ensured the opportunity for community input, and final adoption is scheduled for June 9. Supporting documents-including the operating budget book, capital plan, work session slides, public safety presentation, and Budget Chronicles Q&A-provide detailed insight into funding sources, project priorities, and the City's long-term financial strategy.

**Background:**

The City of Fayetteville's FY 2026 Operating Budget totals \$315.2 million and Capital Improvement Plan \$91.8 million, representing a comprehensive financial plan that supports core municipal services while addressing key community priorities. Despite challenging economic conditions, including reductions in motor vehicle and sales tax revenue, the budget maintains essential services, preserves fiscal health, and makes targeted new investments. The proposed ad valorem tax rate of \$0.4495-the lowest in 30 years-balances affordability with the need to fund ongoing operational and capital obligations. This rate remains above the revenue-neutral level to support the City's strategic goals while limiting the tax burden for residents.

The budget includes \$315.2 million for operating expenses and \$92.3 million in new capital investments, forming part of a six-year Capital Improvement Plan (CIP) totaling \$664.8 million. These investments directly align with the City Council's strategic priorities: public safety, housing and revitalization, youth and recreation, economic development, and transportation connectivity. Projects include \$30.7 million for stormwater improvements, \$9.5 million for parks and recreation, and \$11.7 million for transportation upgrades. Notably, \$20.6 million is allocated for public safety and public safety IT infrastructure, reinforcing Fayetteville's commitment to innovation and safety.

Council also advanced \$6.2 million in new consensus investments during its May and June sessions, including expanded public safety camera systems, BriefCam video analytics, compensation adjustments to address Police and Fire pay compression, and neighborhood enhancements such as street signage, splash pad development, and right-of-way maintenance, economic development, and additional sidewalks.

The City is committing \$4.6 million to enhance employee compensation, including a 4% merit-based salary increase and a 1% increase to 401(k) contributions. These investments are based on a projected 12.2% employee vacancy rate. Additionally, the City Council has allocated \$1.5 million to address public safety salary compression, with \$450,000 designated for immediate adjustments to Police Sergeant pay.

To support affordability for residents, no increases are proposed for stormwater or solid waste service fees. FAST transit fares will also remain unchanged.

The budget was shaped through a robust and transparent process that began with strategic planning in February and continued through May and early June. Council held workshops on the operating and capital budgets, tax rates, and personnel issues on May 15, 22, 29, and June 2, followed by a public hearing on May 27. A final adoption vote is scheduled for June 9, meeting the statutory deadline and ensuring continuity of services. This collaborative process enabled elected officials to address community input, respond to evolving conditions, and ensure accountability.

The FY 2026 Operating Budget of \$315.2 million and Capital Plan of \$92.3 million represent a balanced and strategic use of the City's financial resources. This budget upholds the City's fund balance policy while addressing current fiscal conditions,

supporting targeted service enhancements, and advancing long-term community priorities.

Through responsible planning and transparent governance, the City remains well-positioned to deliver high-quality services, invest in future growth, and promote equity, safety, and prosperity for all Fayetteville residents.

**Issues/Analysis:**

See Background.

**Budget Impact:**

As included in the recommended documents, budget chronicles, work sessions, and other materials.

**Options:**

1. Adopt the FY 2026 Budget Ordinance documents including FY 2026 Budget Ordinance, Fiscal Year 2025-2026 Fee Schedule, FY26 Capital/Special Project Ordinances, Amendments, and Close-outs as presented.
2. Amend the FY 2026 Budget Ordinance documents including FY 2026 Budget Ordinance, Fiscal Year 2025-2026 Fee Schedule, FY26 Capital/Special Project Ordinances, Amendments, and Close-outs as presented and adopt with additional amendment.
3. Do not adopt the FY 2026 Budget Ordinance documents including FY 2026 Budget Ordinance, Fiscal Year 2025-2026 Fee Schedule, FY26 Capital/Special Project Ordinances, Amendments, and Close-outs as presented and provide further direction to staff.

**Recommended Action:**

Staff recommends Council adopt the FY 2026 Budget Ordinance documents including FY 2026 Budget Ordinance, Fiscal Year 2025-2026 Fee Schedule, FY26 Capital/Special Project Ordinances, Amendments, and Close-outs as presented.

**Attachments:**

FY 2026 Operating Budget Ordinance  
Capital Project Ordinances (CPOs)  
Special Revenue Ordinances (SROs)  
Capital Project Ordinance Amendments (CPOAs)  
Special Revenue Ordinance Amendments (SROAs)  
FY 2026 Fee Schedule  
Capital Project Closeouts





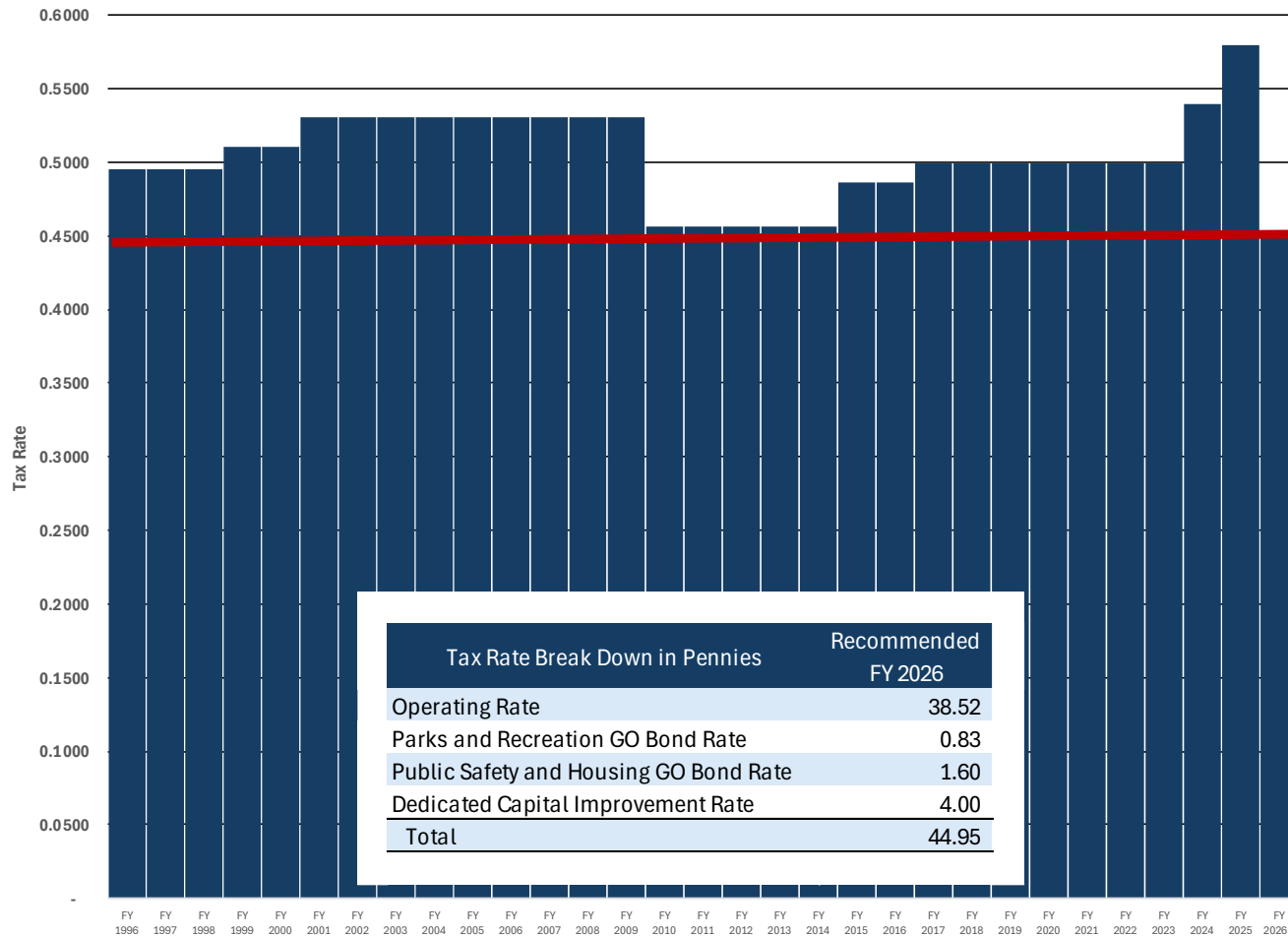
# FY 2026 Operating and Capital Budget

*City Council Meeting - Adoption  
June 9, 2025*





# 30 Year Tax Rate History



Fiscal Year	City Tax Rate
FY 1996	0.4950
FY 1997	0.4950
FY 1998	0.4950
FY 1999	0.5100
FY 2000	0.5100
FY 2001	0.5300
FY 2002	0.5300
FY 2003	0.5300
FY 2004	0.5300
FY 2005	0.5300
FY 2006	0.5300
FY 2007	0.5300
FY 2008	0.5300
FY 2009	0.5300
FY 2010	0.4560
FY 2011	0.4560
FY 2012	0.4560
FY 2013	0.4560
FY 2014	0.4560
FY 2015	0.4860
FY 2016	0.4860
FY 2017	0.4995
FY 2018	0.4995
FY 2019	0.4995
FY 2020	0.4995
FY 2021	0.4995
FY 2022	0.4995
FY 2023	0.4995
FY 2024	0.5395
FY 2025	0.5795
FY 2026R	0.4495



- Total recommended budget is down by ~~\$8.55.8~~ million a reduction of ~~2.64~~1.8%
- \$4.6 million for employee compensation, assuming a vacancy rate of ~~7.4%~~12%
  - \$2.5 million for 4%, \$800,000 for FPD Steps, \$650,000 for FFD Steps, \$50,000 for Telecommunications Steps, and \$625,000 for 1% 401k increase
- \$.4495 Recommended Ad Valorem Rate
  - Lowest tax rate in at least 30 years
  - Lost sales tax revenues, with a net impact of \$3.1 million
  - Reduced motor vehicle ad valorem tax revenue \$2.4 million
  - Compensation increases for employees \$4.6 million
  - Annual funding for the FPD axon technology and video storage \$2.6 million
  - New Investments of \$3.1 million, with \$1.3 million of identified service reductions
- No recommended Stormwater or Solid Waste Rate Increases, Maintain Current Fares at FAST
- \$.1489 CBTD Revenue-Neutral Ad Valorem Tax Rate



# City Council Consensus Items

## Ongoing Funding Items (\$2,548,622)

- Additional funding for micro-grants, \$100,000
- Police and Fire Compression Issue \$1,517,366
- Board/Commission Engagement \$60,000
- City Council funding for promotional items \$6,000
- Additional Public Safety cameras \$425,256
- Right of Way maintenance temporary staffing \$440,000

Stormwater Fund - \$100,000 for water quality funded through the Stormwater Enterprise Fund

## Ongoing Funding Items (\$3,148,622)

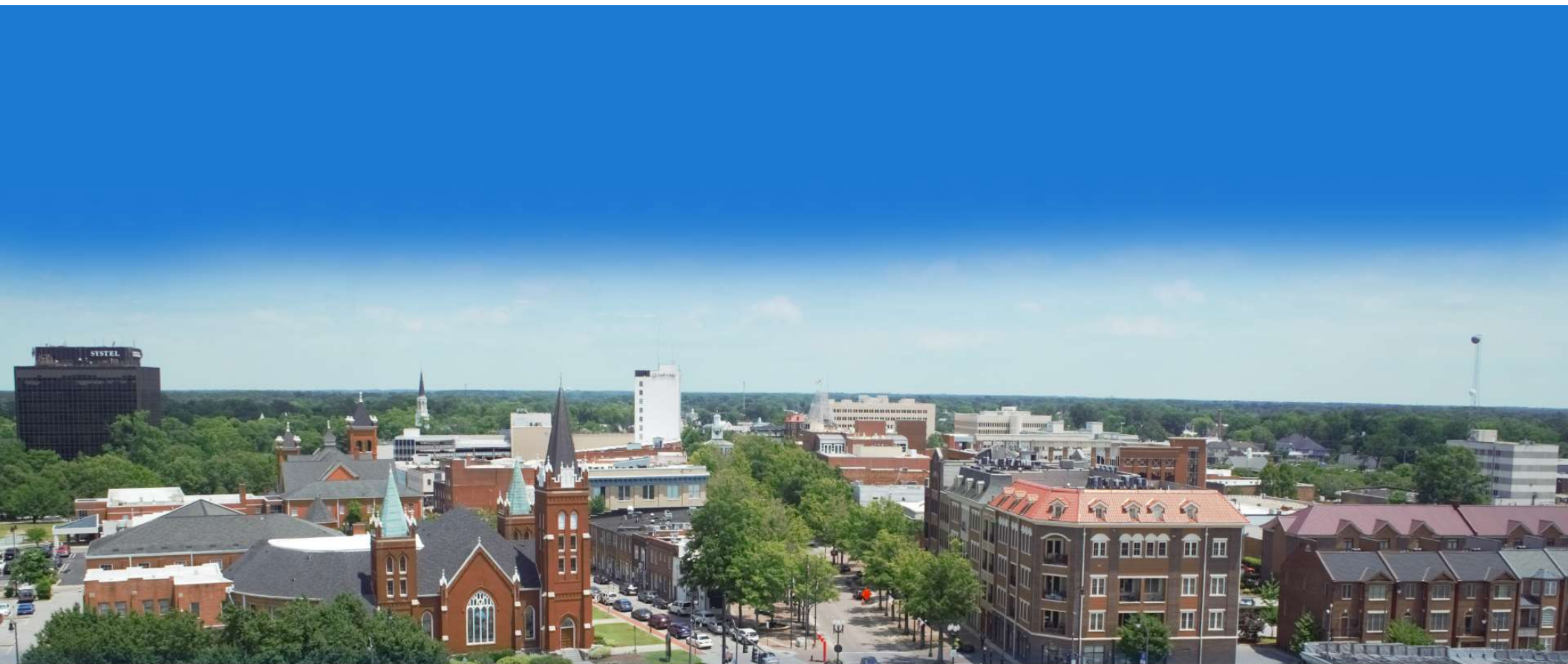
- Additional public safety cameras \$887,340
- BriefCam AI software \$297,874
- Splash pad or water feature (Possible Tokay/North St.) \$450,000
- Additional Street markings \$100,000
- Unified Development Ordinance & Development Services Process Review \$1,000,000
- Additional Speed radar signs \$75,000
- Lake Rim Pool Shading \$30,000
- EDC Defense Innovation Funding \$350,000
- Additional sidewalk funding \$500,000

## Bottom Line Up-Front Changes

- Budget is balanced, including City Council's Consensus Items
- The remainder of the budget is as recommended
- Estimated fund balance is \$24.3 million
  - Assumed \$3.6 million of additional sales tax revenues based on the new agreement with the County
- Estimated Fund balance is at the 12% policy goal
- \$7.9 million in fund balance is used for one-time items
- Budget includes a 12.2% vacancy assumption

- ~~May 15<sup>th</sup> at 10:00 AM - Budget work session: Operating Budget and Tax Rate Discussion~~
- ~~May 22<sup>nd</sup> at 10:00 AM - Budget work session: Capital Improvement Program and Public Safety Discussion~~
- ~~May 27<sup>th</sup> at 6:30 PM - Required public hearing~~
- ~~May 29<sup>th</sup> at 10:00 AM - Work session: budget consensus direction, Council questions, and parking lot items~~
- ~~June 2<sup>nd</sup> at 2:00 PM - Work session: budget consensus direction, Council questions, and parking lot items~~
- ~~June 5, at 10:00 AM - Optional work session: City Council Discussion~~
- ~~June 9<sup>th</sup> at 6:30 PM - Adoption~~





[FayettevilleNC.gov](http://FayettevilleNC.gov)

## 2025-26 Budget Ordinance (2026-1)

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BE IT ORDAINED BY THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA:

Section 1. It is estimated that the following revenues and other financing sources will be available during the fiscal year beginning July 1, 2025, and ending June 30, 2026, to meet the appropriations listed in Section 2.

### Schedule A: General Fund

Ad Valorem Taxes	\$ 104,850,886
Other Taxes	2,889,218
Intergovernmental Revenues	6,206,827
Sales Tax	51,489,950
PWC Pilot	11,969,000
Functional Revenues	13,204,171
Other Revenues	1,378,340
Investment Earnings	3,475,000
Interfund Transfer	4,703,927
Fund Balance Appropriation	7,853,418
<b>Total Estimated General Fund Revenues and Other Financing Sources</b>	<b>208,020,737</b>

### Schedule B: Central Business Tax District Fund

Ad Valorem Taxes	280,567
Interfund Transfers	59,509
<b>Total Estimated Central Business Tax District Fund Revenues and Other Financing Sources</b>	<b>340,076</b>

### Schedule C: Emergency Telephone System Fund

Intergovernmental Revenues	523,476
Investment Earnings	53,171
<b>Total Estimated Emergency Telephone System Fund Revenues and Other Financing Sources</b>	<b>576,647</b>

### Schedule D: Law Enforcement Officers' Special Separation Allowance Fund

Interfund Charges	2,806,000
Investment Earnings	600,000
<b>Total Estimated Law Enforcement Officers' Special Separation Allowance Fund Revenues and Other Financing Sources</b>	<b>3,406,000</b>

### Schedule E: Parking Fund

Functional Revenues	548,410
Interfund Charges	477,861
Investment Income	4,000
Transfer from Other Funds	141,930
<b>Total Estimated Parking Fund Revenues and Other Financing Sources</b>	<b>1,172,201</b>



## 2025-26 Budget Ordinance (2026-1)

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BE IT ORDAINED BY THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA:

### Schedule F: PWC Assessment Fund

Other Revenues	\$ 1,928,000
Investment Earnings	238,000
<b>Total Estimated PWC Assessment Fund Revenues and Other Financing Sources</b>	<b>2,166,000</b>

### Schedule G: Airport Fund

Functional Revenues	6,465,509
Other Revenues	16,542
Intergovernmental Revenues	185,288
Investment Earnings	574,768
Net Assets Appropriation	984,723
<b>Total Estimated Airport Fund Revenues and Other Financing Sources</b>	<b>8,226,830</b>

### Schedule H: Solid Waste Fund

Functional Revenues	17,666,759
Intergovernmental Revenues	548,174
Other Revenues	28,427
Investment Earnings	461,833
<b>Total Estimated Solid Waste Fund Revenues and Other Financing Sources</b>	<b>18,705,193</b>

### Schedule I: Stormwater Management Fund

Intergovernmental Revenues	126,000
Functional Revenues	14,530,174
Investment Income	400,000
<b>Total Estimated Stormwater Management Fund Revenues and Other Financing Sources</b>	<b>15,056,174</b>

### Schedule J: Transit Fund

Other Taxes	660,400
Functional Revenues	1,127,943
Other Revenues	1,190
Intergovernmental Revenues	3,835,423
Other Financing Sources	8,575,605
<b>Total Estimated Transit Fund Revenues and Other Financing Sources</b>	<b>14,200,561</b>

### Schedule K: Safety and Workers' Comp Fund Revenues and other Funding Sources

Interfund Transfers	2,967,036
<b>Total Estimated Transit Fund Revenues and Other Financing Sources</b>	<b>2,967,036</b>

### Schedule L: Property and Liability Fund

Other Revenues	720,917
Apropriated Fund Balance	500,000
Interfund Charges	2,137,123
<b>Total Estimated Poperty and Liability Revenues and Other Funding Sources</b>	<b>3,358,040</b>

## 2025-26 Budget Ordinance

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### Schedule M: Risk Management Fund

Employee Contributions	20,920,500
Investment Income	1,200,000
Other Revenues	20,000
<b>Total Estimated Property and Liability Revenues and Other Funding Sources</b>	<b>22,140,500</b>

### Schedule N: Fleet Management Internal Service Fund

Interfund Charges	8,802,874
<b>Total Estimated Fleet Management Internal Service Fund Revenues and Other Financing Sources</b>	<b>8,802,874</b>

### Schedule O: Intergovernmental Service Fund

Interfund Charges	6,008,251
<b>Total Estimated Intergovernmental Service Fund Revenues and Other Financing Sources</b>	<b>6,008,251</b>

<b>Grand Total</b>	<b>\$ 315,147,120</b>
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## 2025-26 Budget Ordinance

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BE IT ORDAINED BY THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA:

Section 2. The following amounts are hereby appropriated for the operations of the City Government and its activities for the fiscal year beginning July 1, 2025, and ending June 30, 2026, according to the following schedules:

Schedule A: General Fund

Community Investment	\$ 9,489,334
Operations	146,746,661
Support Services and Administration	28,957,351
Other Appropriations	22,827,391
<b>Total Estimated General Fund Expenditures and Other Financing Uses</b>	<b>208,020,737</b>

Schedule B: Central Business Tax District Fund

<b>Total Estimated Central Business Tax District Fund Expenditures and Other Financing Uses</b>	<b>340,076</b>
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Schedule C: Emergency Telephone System Fund

<b>Total Estimated Emergency Telephone System Fund Expenditures and Other Financing Uses</b>	<b>576,647</b>
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Schedule D: Law Enforcement Officers' Special Separation Allowance Fund

<b>Total Estimated Law Enforcement Officers' Special Separation Allowance Fund Expenditures and Other Financing Uses</b>	<b>3,406,000</b>
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Schedule E: Parking Fund

<b>Total Estimated Parking Fund Expenditures and Other Financing Uses</b>	<b>1,172,201</b>
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Schedule F: PWC Assessment Fund

<b>Total Estimated PWC Assessment Fund Expenditures and Other Financing Uses</b>	<b>2,166,000</b>
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Schedule G: Airport Fund

<b>Total Estimated Airport Fund Expenditures and Other Financing Uses</b>	<b>8,226,830</b>
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Schedule H: Solid Waste Fund

<b>Total Estimated Solid Waste Fund Expenditures and Other Financing Uses</b>	<b>18,705,193</b>
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## 2025-26 Budget Ordinance

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### Schedule I: Stormwater Management Fund

<b>Total Estimated Stormwater Management Fund Expenditures and Other Financing Uses</b>	<b>15,056,174</b>
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### Schedule J: Transit Fund

<b>Total Estimated Transit Fund Expenditures and Other Financing Uses</b>	<b>14,200,561</b>
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### Schedule K: Safety and Wokers' Comp Fund

<b>Total Estimated Airport Fund Expenditures and Other Financing Uses</b>	<b>2,967,036</b>
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### Schedule L: Property and Liability Fund

<b>Total Estimated Property and Liability Fund Expenditures and Other Financing Uses</b>	<b>3,358,040</b>
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### Schedule M: Risk Management Fund

<b>Total Risk Management Fund Expenditures and Other Financing Uses</b>	<b>22,140,500</b>
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### Schedule N: Fleet Management Fund

<b>Total Estimated Fleet Management Fund Expenditures and Other Financing Uses</b>	<b>8,802,874</b>
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### Schedule O: Intergovernmental Service Fund

<b>Total Estimated Intergovernmental Service Fund Expenditures and Other Financing Uses</b>	<b>6,008,251</b>
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<b>Grand Total</b>	<b>\$ 315,147,120</b>
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# 2025-26 Budget Ordinance (2026-1)

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BE IT ORDAINED BY THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA:

Section 3. The following estimated revenues and other financings will be available during the fiscal year beginning July 1, 2025 and ending June 30, 2026, to meet the appropriations listed in Section 2.

General Rate                      44.95 Cents

Such a rate of tax is based upon an estimated total valuation of property tax for the purpose of taxation of \$23,485,563,400, and estimated at collection rates of 99.4% for real and personal property, and 97.0% for motor vehicles.

Central Business Tax District Tax Rate   14.89 Cents

Such a tax rate is based up an estimated total valuation of property for the purpose of taxation of \$188,596,262 with collection rates of 99.90% for real and personal property and 95.05% for motor vehicles.

Section 4. The Equivalent Service Unit (ESU) is hereby levied at \$7.00 (seven dollars per ESU) monthly in accordance with Fayetteville City Code Stormwater Management Ordinance, Chapter 23.

Section 5. The solid waste fees are levied as follow and as indicated in the City Manager's Recommended Fee FY2026 Operating and Capital budget, which is \$275 per year per single-family household or residential in a multi-family property of seven units or less.

Section 6. The fee schedule as attached (Attachment A) is adopted effective July 1, 2026.

Section 7. Capital Project Ordinances, as attached, are hereby approved.

Section 8. Funds encumbered, funds reserved for donations, and funds assigned for a specific purpose in the City's financial audit report as of June 30, 2025, are hereby reappropriated, subject to the availability of departmental funds.

Section 9. Funds included for specific purposes in centralized accounts are authorized to be distributed among the benefiting departments and functions.

Section 10. The Capital Project Closeouts are attached, and are to be closed effective July 1st, which releases \$9,180,513 in funds reassigned to other capital projects.

Section 11. Compensation of each council member and the mayor is increased by 4%.

Section 12. Compensation is authorized at \$794.50 per month for the chairperson of the Public Works Commission, and at \$662.08 per month for each other Public Works Commission member.

Section 13. The Public Works Commission is authorized to expend an amount not to exceed \$150,000 for sponsorship activities. All sponsorships must adhere to the Council's policy and acknowledge contribution by the City of Fayetteville.

Section 14. Notwithstanding an adopted policy that sets out utility rate reductions and facility impact fee (FIF) waivers for targeted economic development projects, the Public Works Commission is authorized to expend \$10,000 for the Southeastern Partnership, and \$315,000 for the Fayetteville Cumberland County Economic Development Corporation for economic development purposes. Any additional economic development expenditures require a budget ordinance amendment approved by City Council.

## 2025-26 Budget Ordinance (2026-1)

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Section 15. The motor municipal vehicle privilege license tax is hereby levied at the rate of \$25 per vehicle, with the following allocations: \$5 to the operating budget, and \$20 to street maintenance.  
The motor vehicle transit license tax is hereby levied at the rate of \$5 per vehicle.

ADOPTED THIS 9th DAY OF JUNE, 2025

CITY OF FAYETTEVILLE

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Mitch Colvin, Mayor

ATTEST:

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Jennifer Ayre, City Clerk



**CAPITAL PROJECT ORDINANCE  
ORD 2026-1**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for the renovation of the third floor at City Hall to modernize the space to meet the needs of the City's administration, public engagement and efficiency in operations.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	<u>\$ 162,756</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 162,756</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-2**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for Phase II of City Hall renovations.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	<u>\$ 250,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 250,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-3**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for the FAST Center buildout.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

General Fund Pay As You Go	<u>\$ 1,060,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,060,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-4**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for the funding of the City's fleet replacement.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

Enterprise Pay As You Go	\$ 1,932,679
Capital Rate Pay Go	1,000,044
Unassigned Capital Fund Balance	849,956
	<u>\$ 3,782,679</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 3,782,679</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-5**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for the funding of the Computer Life Cycle Replacement Program.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	<u>\$ 726,548</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 726,548</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-6**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for the Information Technology Service Management (ITSM) Software Implementation.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	<u>\$ 165,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 165,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-7**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for Camera Migration, to enhance reliability and resiliency of the Public Safety Camera Network (PSCN).

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 82,148</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 82,148</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-8**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for the Radio Core Upgrade at the prime site.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

Capital Rate Pay Go	<u>\$ 732,280</u>
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- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 732,280</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-9**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for the Public Safety Camera Network Expansion.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

General Fund Pay As You Go	<u>\$ 887,340</u>
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- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 887,340</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-10**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for the installation of closed-circuit television (CCTV) at all fire stations.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 22,592</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 22,592</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-11**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for the Records Management System (RMS) Standalone Site.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 97,438</u>
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- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 97,438</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-12**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for a Unitized Air System.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	\$ 90,963
Capital Rate Pay Go	6,128
Unassigned Capital Fund Balance	<u>5,021</u>
	<u>\$ 102,112</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 102,112</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE  
ORD 2026-13**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1.      The authorized project is for funding designing and constructing a retro-fit of the existing, breached College Lakes Dam.

Section 2.      The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3.      The following revenues are anticipated to be available to the City to complete the project:

Enterprise Revenue Bonds	<u>\$ 1,500,000</u>
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Section 4.      The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,500,000</u>
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Section 5.      Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6.      The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-14**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding towards renovating the women's locker room and break room at the 455 Grove Street facility.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Enterprise Pay As You Go	<u>\$ 537,768</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 537,768</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-15**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding towards analyzing and designing needed improvements of Good Middling and Two Bale Lane.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 82,500</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 82,500</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-16**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding the striping of City streets with Multi Use lanes.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Capital Rate Pay Go	\$ 766
Unassigned Capital Fund Balance	<u>49,234</u>
	<u><u>\$ 50,000</u></u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u><u>\$ 50,000</u></u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-17**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for NC Department of Transportation (NCDOT) Companion Funding used to contribute to NCDOT projects that have a low benefit to cost ratio.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 200,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 200,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2026-18**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding the continuous multi-year fund which encompasses many smaller intersection improvements which are proposed throughout the City.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 275,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 275,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE  
ORD 2026-19**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding enhancements to the overall quality of stormwater infrastructure.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Unassigned Capital Fund Balance	<u>\$ 100,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 100,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE**  
**ORD 2026-20**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding increased efforts directed towards improving pavement markings across the City.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Enterprise Revenue Bonds	<u>\$ 100,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 100,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-21**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for funding of Building Maintenance II.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	<u>\$ 275,000</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 275,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-22**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for funding of the Aquatic Facility Refurbishing.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	\$ 5,064
Capital Rate Pay Go	221,548
Unassigned Capital Fund Balance	28,388
	<u>\$ 255,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 255,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-23**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for funding of the Cape Fear River Trail (City).

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Local Funding	\$ 1,096,000
Other Funding Sources	5,064
Capital Rate Pay Go	240,548
Unassigned Capital Fund Balance	28,388
	<u>\$ 1,370,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,370,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-24**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for funding of Concrete Replacements/Repairs at Various Parks.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:
- |                     |                  |
|---------------------|------------------|
| Capital Rate Pay Go | <u>\$ 30,000</u> |
|---------------------|------------------|
- Section 4. The following amounts are appropriated for the project:
- |                      |                  |
|----------------------|------------------|
| Project Expenditures | <u>\$ 30,000</u> |
|----------------------|------------------|
- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE  
CPO 2026-25**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for funding of the Cross Creek Connector.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Local Funding	\$ 650,000
Unassigned Capital Fund Balance	<u>160,000</u>
	<u><u>\$ 810,000</u></u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u><u>\$ 810,000</u></u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-26**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section 1. The authorized project is for funding of the Fire Station 16 Playground.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Other Funding Sources	\$ 5,064
Capital Rate Pay Go	166,548
Unassigned Capital Fund Balance	<u>28,388</u>
	<u><u>\$ 200,000</u></u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u><u>\$ 200,000</u></u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CPO 2026-27**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

- Section 1. The authorized project is for funding of the new Splash Pad.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:
- |                            |                   |
|----------------------------|-------------------|
| General Fund Pay As You Go | <u>\$ 450,000</u> |
|----------------------------|-------------------|
- Section 4. The following amounts are appropriated for the project:
- |                      |                   |
|----------------------|-------------------|
| Project Expenditures | <u>\$ 450,000</u> |
|----------------------|-------------------|
- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
ORD 2025-28**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby adopted:

Section 1. The authorized project is for funding towards strengthening the pavement from Doc Bennett road to South General Aviation area.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

Federal Funding	\$ 765,000
Enterprise Pay As You Go	<u>85,000</u>
	<u><u>\$ 850,000</u></u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u><u>\$ 850,000</u></u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

SPECIAL REVENUE FUND PROJECT ORDINANCE  
ORD 2026-1

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The project authorized is for the FY2025-2026 funding of the Community Development Block Grant Program (CDBG) awarded by the U.S. Department of Housing and Urban Development.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various contract agreements executed with the Federal and State governments and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

CDBG - HUD	\$ 1,748,202
Program Income	45,000
	<u>\$ 1,793,202</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,793,202</u>
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Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

SPECIAL REVENUE FUND PROJECT ORDINANCE  
ORD 2026-2

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The project authorized is for the FY2025-2026 funding of the HOME Investment Partnership Program (HOME) awarded by the U.S. Department of Housing and Urban Development.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various contract agreements executed with the Federal and State governments and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

HOME - HUD	\$ 882,051
Program Income	173,044
Local Match - General Fund Pay As You Go	<u>220,513</u>
	<u><u>\$ 1,275,608</u></u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u><u>\$ 1,275,608</u></u>
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Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

SPECIAL REVENUE FUND PROJECT ORDINANCE  
ORD 2026-3

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The project authorized is for the FY2025-2026 funding of the Housing Opportunities for Persons with AIDS Program (HOPWA) awarded by the U.S. Department of Housing and Urban Development.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various contract agreements executed with the Federal and State governments and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

HOPWA - HUD	\$ 887,353
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	\$ 887,353
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Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



SPECIAL REVENUE FUND PROJECT ORDINANCE  
ORD 2026-4

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The project authorized is for the FY2025-2026 funding of the Emergency Solutions Grant Program awarded by the U.S. Department of Housing and Urban Development.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various contract agreements executed with the Federal and State governments and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

ESG - HUD	<u>\$ 150,188</u>
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Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 150,188</u>
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Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-1 (CPO 2017-53, CPOA 2022-23)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2017-53, adopted April 24, 2017, as amended, for the funding of support infrastructure for the redevelopment site of the downtown stadium and nearby private development. Infrastructure requirements may include street, curb, sidewalk, plaza, stormwater, and utility infrastructure.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 2,462,123	\$ -	\$ 2,462,123
State Funding	250,000	-	250,000
Unassigned Capital Fund Balance	-	246,719	246,719
	<u>\$ 2,712,123</u>	<u>\$ 246,719</u>	<u>\$ 2,958,842</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 2,712,123</u>	<u>\$ 246,719</u>	<u>\$ 2,958,842</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-2 (CPO 2020-24)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2020-24, adopted January 13, 2020, as amended, capital maintenance, repairs and improvements at Segra Stadium.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Other Funding Sources	\$ 380,000	\$ 57,262	\$ 437,262
Unassigned Capital Fund Balance	-	78,793	78,793
	<u>\$ 380,000</u>	<u>\$ 136,055</u>	<u>\$ 516,055</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 380,000</u>	<u>\$ 136,055</u>	<u>\$ 516,055</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-3 (CPO 2018-4, CPOA 2025-4)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2018-4, adopted June 12, 2017, as amended, for the purchase and installation of direct fiber connections to connect remote sites to the server facilities in City Hall.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 701,407	\$ -	\$ 701,407
Other Funding Sources	-	235,000	235,000
	<u>\$ 701,407</u>	<u>\$ 235,000</u>	<u>\$ 936,407</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 701,407</u>	<u>\$ 235,000</u>	<u>\$ 936,407</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-4 (CPO 2014-3, CPOA 2023-9)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2014-3, adopted July 1, 2013, as amended, for the implementation of enhanced security systems for public safety, including but not limited to software, hardware and integration with other systems.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 439,601	\$ -	\$ 439,601
Unassigned Capital Fund Balance	-	97,420	97,420
	<u>\$ 439,601</u>	<u>\$ 97,420</u>	<u>\$ 537,021</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 439,601</u>	<u>\$ 97,420</u>	<u>\$ 537,021</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-5 (CPO 2020-6, CPOA 2025-12)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2020-6, adopted effective July 1, 2019, as amended, for the funding of a replacement Enterprise Resource Planning (ERP) system project, including, but not limited to, hardware, implementation, integration, training services, replacement backfill positions, and debt issuance costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Debt Financing	\$ 4,832,152	\$ -	\$ 4,832,152
Enterprise Pay As You Go	1,740,018	-	1,740,018
General Fund Pay As You Go	942,000	900,000	1,842,000
	<u>\$ 7,514,170</u>	<u>\$ 900,000</u>	<u>\$ 8,414,170</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 7,514,170</u>	<u>\$ 900,000</u>	<u>\$ 8,414,170</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-6 (CPO 2013-11, CPOA 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2013-11, adopted effective July 1, 2012, as amended, for the funding of the upgrade to virtual server systems to support enterprise-wide computer applications.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 512,034	\$ -	\$ 512,034
Other Funding Sources	-	160,654	160,654
Unassigned Capital Fund Balance	-	49,346	49,346
	<u>\$ 512,034</u>	<u>\$ 210,000</u>	<u>\$ 722,034</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 512,034</u>	<u>\$ 210,000</u>	<u>\$ 722,034</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE AMENDMENT**  
**CHANGE 2026-7 (CPO 2013-12, CPOA 2021-3)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2013-12, adopted effective July 1, 2012, as amended, to expand wireless network capabilities in City facilities.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 442,104	\$ -	\$ 442,104
Other Funding Sources	-	130,000	130,000
	<u>\$ 442,104</u>	<u>\$ 130,000</u>	<u>\$ 572,104</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 442,104</u>	<u>\$ 130,000</u>	<u>\$ 572,104</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-8 (CPO 2024-1, CPOA 2025-44)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted June 26, 2023, as amended, for the funding of the 911 Center.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	\$ 18,451,430	\$ (171,430)	\$ 18,280,000
State Funding	11,223,570	1,566,430	12,790,000
	<u>\$ 29,675,000</u>	<u>\$ 1,395,000</u>	<u>\$ 31,070,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 29,675,000</u>	<u>\$ 1,395,000</u>	<u>\$ 31,070,000</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-9 (CPO 2018-4, CPOA 2025-4)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2025-14, adopted June 24, 2025, as amended, for the funding of a system that enables public safety video data storage and analysis.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 162,001	\$ 297,874	\$ 459,875
Capital Rate Pay Go	-	100,000	100,000
	<u>\$ 162,001</u>	<u>\$ 397,874</u>	<u>\$ 559,875</u>

Section 4.

The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 162,001</u>	<u>\$ 397,874</u>	<u>\$ 559,875</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-10 (CPO 2024-1, CPOA 2025-6)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted June 26, 2023, as amended, for the funding of the addition of a new permanent fire station to service the easternmost area of the City.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	<u>\$ 10,813,149</u>	<u>\$ 200,000</u>	<u>\$ 11,013,149</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 10,813,149</u>	<u>\$ 200,000</u>	<u>\$ 11,013,149</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-11 (CPO 2024-1, CPOA 2025-7)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted June 26, 2023, as amended, for the funding of the Fire Station #2. relocation to another parcel within the immediate response area

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	<u>\$ 1,236,851</u>	<u>\$ 1,000,000</u>	<u>\$ 2,236,851</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,236,851</u>	<u>\$ 1,000,000</u>	<u>\$ 2,236,851</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-12 (CPO 2024-1, CPOA 2025-46)**

WHEREAS, the City Council of the City of Fayetteville desires to acquire approximately 3.46 acres of real property located on Bonanza Drive for the proposed future site of Fire Station 9; and

WHEREAS, the strategic relocation of Fire Station 9 addresses longstanding operational and safety challenges associated with its current location at 5091 Santa Fe Drive, which sits at a high-traffic, congested intersection, causing response delays and safety risks for both emergency personnel and the commuting public; and

WHEREAS, the proposed site on Bonanza Drive offers a more central location within the station's response zone, enhancing service coverage and reducing response times, particularly in underserved areas such as Lagrange; and

WHEREAS, the larger parcel size provides capacity for future departmental growth and the potential addition of support facilities to meet long-term public safety needs; and

WHEREAS, the relocation will eliminate the need to construct Fire Station 20, originally planned for Reilly Road, thereby enabling that capital investment to be reallocated to other underserved areas, including northern Murchison Road and Massey Hill; and

WHEREAS, this acquisition is funded through voter-approved Public Safety General Obligation Bonds, as outlined in the City's Capital Improvement Program (CIP); and

WHEREAS, the appropriation for this project was originally scheduled for FY 2027, and the advancement of funding to FY 2025 reflects a strategic adjustment in timing to accommodate the purchase opportunity, without altering the total project cost of \$10.25 million;

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted June 26, 2023, as amended, for the funding and appropriation of GO bond projects for public infrastructure and public safety projects.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	\$ 1,968,550	\$ 1,351,785	\$ 3,320,335

Section 4. The following amounts are appropriated for the project:

Project Expenditures	\$ 1,968,550	\$ 1,351,785	\$ 3,320,335
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT**  
**CHANGE 2026-13 (CPOA 2025-21, CPO 2025-2)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The authorized project is for the Arran Lakes West Dam Projects, adopted June 24, 2024, effective July 1, 2024.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Revenue Bond	<u>\$ 500,000</u>	<u>\$ 2,000,000</u>	<u>\$ 2,500,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 500,000</u>	<u>\$ 2,000,000</u>	<u>\$ 2,500,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-14 (CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

- Section 1. The authorized project is for the installation of bike lanes on roadways in various locations throughout the City.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	<u>\$ 340,000</u>	<u>\$ 100,000</u>	<u>\$ 440,000</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 340,000</u>	<u>\$ 100,000</u>	<u>\$ 440,000</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.
- Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-15 (CPOA 2025-8, CPO 2020-4)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2020-4, adopted effective June 10, 2019, as amended, for the funding of the FY2020 bridge preservation program and related ancillary improvements and expenditures.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You GO	\$ 816,293	\$ -	\$ 816,293
GO Bonds	208,500	214,547	423,047
	<u>\$ 1,024,793</u>	<u>\$ 214,547</u>	<u>\$ 1,239,340</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,024,793</u>	<u>\$ 214,547</u>	<u>\$ 1,239,340</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-16 (CPO 2025-29)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for support and development of recommended roadway projects from the Comprehensive Transportation Plan's Connectivity Analysis.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 375,000	\$ -	\$ 375,000
Unassigned Capital Fund Balance	-	375,000	375,000
	<u>\$ 375,000</u>	<u>\$ 375,000</u>	<u>\$ 750,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 375,000</u>	<u>\$ 375,000</u>	<u>\$ 750,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-17 (CPOA 2025-24, CPO 2023-2)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2023-2, adopted June 13, 2022, as amended, for the FY2023 pavement preservation projects, including miscellaneous street improvements and other ancillary costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
State Funding	\$ 14,550,000	\$ 3,769,500	\$ 18,319,500
Local Funding	-	795,000	795,000
	<u>\$ 14,550,000</u>	<u>\$ 4,564,500</u>	<u>\$ 19,114,500</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 14,550,000</u>	<u>\$ 4,564,500</u>	<u>\$ 19,114,500</u>
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Section 5. Copies of this capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of August, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-18 (CPOA 2025-14, CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted effective June 26, 2023, as amended, for the funding of the Hinsdale Road Reconstruction and related ancillary improvements and expenditures.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Pay As You Go	\$ 532,664	\$ -	\$ 532,664
Enterprise Revenue Bonds	-	3,695,063	3,695,063
General Fund Pay As You Go	213,012	-	213,012
	<u>\$ 745,676</u>	<u>\$ 3,695,063</u>	<u>\$ 4,440,739</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 745,676</u>	<u>\$ 3,695,063</u>	<u>\$ 4,440,739</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-19 (CPOA 2025-14, CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1, adopted effective June 26, 2023, as amended, for the funding of the Person & Russell Street Flood Mitigation Project.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
State Funding	\$ 2,790,354	\$ -	\$ 2,790,354
Enterprise Revenue Bonds	1,195,866	5,272,502	6,468,368
Federal Funding	-	12,302,503	12,302,503
	<u>\$ 3,986,220</u>	<u>\$ 17,575,005</u>	<u>\$ 21,561,225</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 3,986,220</u>	<u>\$ 17,575,005</u>	<u>\$ 21,561,225</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-20 (CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for the construction of sidewalks along various routes based on pedestrian connectivity.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ -	\$ 500,000	\$ 500,000
GO Bonds	3,556,316	1,221,696	4,778,012

Section 4. The following amounts are appropriated for the project:

Project Expenditures	\$ 3,556,316	\$ 1,721,696	\$ 5,278,012
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE AMENDMENT**  
**CHANGE 2026-21 (CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for the required design and construction to enhance the City's stormwater infrastructure to meet community needs and City requirements.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Pay As You Go	\$ 4,838,055	\$ 1,200,000	\$ 6,038,055

Section 4. The following amounts are appropriated for the project:

Project Expenditures	\$ 4,838,055	\$ 1,200,000	\$ 6,038,055
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-22 (CPOA 2025-18, CPO 2020-25)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance Amendment 2023-12, adopted effective September 26, 2022, as amended, for the funding of the stormwater watershed studies, including but not limited to, rockfish Creek: Beaver Creek 1, 2, 3; Blounts Creek; Little Cross Creek: Cape Fear 1 and 2; Cross Creek; Carvers Creek; Little Rockfish Creek 1; Bones Creek; and Buckhead Creek.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Pay As You Go	\$ 20,493,141	\$ 1,008,344	\$ 21,501,485
Other Funding Sources	-	103,772	103,772
Unassigned Capital Fund Balance	-	387,884	387,884
	<u>\$ 20,493,141</u>	<u>\$ 1,500,000</u>	<u>\$ 21,993,141</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 20,493,141</u>	<u>\$ 1,500,000</u>	<u>\$ 21,993,141</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT**  
**CHANGE 2026-23 (CPO 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

- Section 1. The authorized project is for the improvement of public infrastructure through street resurfacing.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	<u>\$ 10,958,784</u>	<u>\$ 4,000,000</u>	<u>\$ 14,958,784</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 10,958,784</u>	<u>\$ 4,000,000</u>	<u>\$ 14,958,784</u>
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- Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-24 (CPOA 2017-36, CPO 2009-4)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2009-4, adopted June 9, 2008, as amended, for the funding of the Texfi property acquisition and development.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 542,221	\$ -	\$ 542,221
Local Funding	342,348	-	342,348
Enterprise Pay As You Go	11,155	-	11,155
Other Funding Sources	-	26,015	26,015
	<u>\$ 895,724</u>	<u>\$ 26,015</u>	<u>\$ 921,739</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 895,724</u>	<u>\$ 26,015</u>	<u>\$ 921,739</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-25 (CPOA 2025-11, CPO 2014-7)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2014-7, adopted effective June 14, 2021, as amended, for the funding of thoroughfare street lighting improvements, and related expenditures.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
GO Bonds	\$ 50,000	\$ 86,933	\$ 136,933
General Fund Pay As You Go	675,000	-	675,000
	<u>\$ 725,000</u>	<u>\$ 86,933</u>	<u>\$ 811,933</u>

Section 4. The following amounts are appropriated for the project:

Transfer to General Fund	\$ 150,000	\$ -	\$ 150,000
Project Expenditures	575,000	86,933	661,933
	<u>\$ 725,000</u>	<u>\$ 86,933</u>	<u>\$ 811,933</u>

Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-26 (CPO 2025-24)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for the funding of various transportation and railroad crossing safety improvement projects committed under Municipal Agreements with North Carolina Department of Transportation.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
GO Bonds	<u>\$ 1,450,000</u>	<u>\$ 500,000</u>	<u>\$ 1,950,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,450,000</u>	<u>\$ 500,000</u>	<u>\$ 1,950,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-27 (CPO 2024-10, CPOA 2024-8)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-10, adopted December 11, 2023, as amended, for the funding the Wayland Drive Drainage Improvement project.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Pay As You Go	\$ 136,862	\$ -	\$ 136,862
Enterprise Revenue Bonds	-	959,987	959,987
Federal Funding	342,155	2,239,971	2,582,126
	<u>\$ 479,017</u>	<u>\$ 3,199,958</u>	<u>\$ 3,678,975</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 479,017</u>	<u>\$ 3,199,958</u>	<u>\$ 3,678,975</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-28 (CPO 2024-1.7)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2024-1.7, adopted June 26, 2023, for design, environmental and engineering site assessments, and construction costs for the Glenville Lake Project costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 350,000	\$ -	\$ 350,000
Local Funding	-	1,680,000	1,680,000
Other Funding Sources	-	5,064	5,064
Capital Rate Pay Go	-	136,548	136,548
Unassigned Capital Fund Balance	-	28,388	28,388
	<u>\$ 350,000</u>	<u>\$ 1,850,000</u>	<u>\$ 2,200,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 350,000</u>	<u>\$ 1,850,000</u>	<u>\$ 2,200,000</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-29 (CPOA 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance Amendment 2024-1, adopted June 26, 2023, for design, environmental and engineering site assessments, and construction costs for the Little Cross Creek Greenway costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
General Fund Pay As You Go	\$ 116,000	\$ -	\$ 116,000
Local Funding	-	600,000	600,000
Other Funding Sources	-	5,064	5,064
Capital Rate Pay Go	-	176,548	176,548
Unassigned Capital Fund Balance	-	28,388	28,388
Transfer from Hurley Project Plaza	30,000	-	30,000
	<u>\$ 146,000</u>	<u>\$ 810,000</u>	<u>\$ 956,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 146,000</u>	<u>\$ 810,000</u>	<u>\$ 956,000</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-30 (CPO 2019-24)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2019-24, adopted February 25, 2019, for design, environmental and engineering site assessments, and construction costs for the Sports Field Complex at McArthur Road and other ancillary costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
Limited Obligation Bonds	\$ 18,631,021	\$ 3,207,946	\$ 21,838,967
Other Funding Sources	600,000	233,594	833,594
Unassigned Capital Fund Balance	-	258,457	258,457
	<u>\$ 19,231,021</u>	<u>\$ 3,441,540</u>	<u>\$ 22,931,018</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 19,231,021</u>	<u>\$ 3,441,540</u>	<u>\$ 22,931,018</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-31 (CPO 2025-42)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2025-42, adopted March 13, 2025, for design, environmental and engineering site assessments, and construction costs for the Glenville Lake Project costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
General Fund Pay As You Go	\$ 3,300,000	\$ 3,000,000	\$ 6,300,000
Other Funding Sources	-	5,063	5,063
Capital Rate Pay Go	-	266,547	266,547
Unassigned Capital Fund Balance	-	28,390	28,390
	<u>\$ 3,300,000</u>	<u>\$ 3,300,000</u>	<u>\$ 6,600,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 3,300,000</u>	<u>\$ 3,300,000</u>	<u>\$ 6,600,000</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-32 (CPO 2009-7)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

Section 1. The project change authorized is to Capital Project Ordinance 2009-7, adopted effective July 1, 2008, as amended, for the funding of playground equipment and improvements.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 339,834	\$ -	\$ 339,834
Other Funding Sources	-	5,064	5,064
State Funding	920,000	-	920,000
Capital Rate Pay Go	-	266,548	266,548
Unassigned Capital Fund Balance	-	28,388	28,388
	<u>\$ 1,259,834</u>	<u>\$ 300,000</u>	<u>\$ 1,559,834</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 1,259,834</u>	<u>\$ 300,000</u>	<u>\$ 1,559,834</u>
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Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-33 (CPO 2020-10)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2020-10, adopted effective July 1, 2019, as amended, for the funding of repaving of Walking Trails.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 60,000	\$ -	\$ 60,000
Other Funding Sources	-	5,064	5,064
Capital Rate Pay Go	-	16,548	16,548
Unassigned Capital Fund Balance	-	28,388	28,388
	<u>\$ 60,000</u>	<u>\$ 50,000</u>	<u>\$ 110,000</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 60,000</u>	<u>\$ 50,000</u>	<u>\$ 110,000</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-34 (CPO 2025-12)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby amended:

- Section 1. The project change authorized is to Capital Project Ordinance 2025-12, adopted effective June 24, 2024, as amended, for the funding of tennis court resurfacing at Mazarick Park, new asphalt and paint to be applied to the existing 8 tennis courts.
- Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.
- Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
General Fund Pay As You Go	\$ 100,000	\$ -	\$ 100,000
Other Funding Sources	-	5,064	5,064
Capital Rate Pay Go	-	156,548	156,548
Unassigned Capital Fund Balance	-	28,388	28,388
	<u>\$ 100,000</u>	<u>\$ 190,000</u>	<u>\$ 290,000</u>

- Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 100,000</u>	<u>\$ 190,000</u>	<u>\$ 290,000</u>
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- Section 5. Copies of the capital project ordinance amendment shall be made available to the budget officer and the finance officer for direction in carrying out the projects.
- Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.



**CAPITAL PROJECT ORDINANCE**  
**CHANGE 2026-35 (CPOA 2025-16, ORD 2024-2)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for the development of the Consolidated Car Rental Facility (CONRAC) and other ancillary costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
Enterprise Pay As You Go	<u>\$ 7,247,036</u>	<u>\$ 3,323,745</u>	<u>\$ 10,570,781</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 7,247,036</u>	<u>\$ 3,323,745</u>	<u>\$ 10,570,781</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CHANGE 2026-36 (ORD 2025-32)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for funding towards the reconstruction of the concrete ramp on South General Aviation Ramp.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
Federal Funding	\$ 4,450,000	\$ -	\$ 4,450,000
Enterprise Pay As You Go	-	301,694	301,694
Other Funding Sources	-	198,306	198,306
	<u>\$ 4,450,000</u>	<u>\$ 500,000</u>	<u>\$ 4,950,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 4,450,000</u>	<u>\$ 500,000</u>	<u>\$ 4,950,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CHANGE 2026-37 (ORD 2025-32)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for funding towards the repaving and repainting of North General Aviation apron.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
State Funding	\$ 2,185,000	\$ 120,290	\$ 2,305,290
Enterprise Pay As You Go	-	12,029	12,029
	<u>\$ 2,185,000</u>	<u>\$ 132,319</u>	<u>\$ 2,317,319</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 2,185,000</u>	<u>\$ 132,319</u>	<u>\$ 2,317,319</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CHANGE 2026-38 (ORD 2025-30)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for funding towards establishing a sewer line from intersection of Claude Lee Road and Doc Bennett Road.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	Listed As	Amendment	Revised
State Funding	\$ 210,000	\$ -	\$ 210,000
Enterprise Pay As You Go	-	197,694	197,694
Federal Funding	-	1,779,246	1,779,246
	<u>\$ 210,000</u>	<u>\$ 1,976,940</u>	<u>\$ 2,186,940</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 210,000</u>	<u>\$ 1,976,940</u>	<u>\$ 2,186,940</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

**CAPITAL PROJECT ORDINANCE  
CHANGE 2026-39 (ORD 2024-1)**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinances are hereby amended:

Section 1. The authorized project is for funding the improvement of the airport terminal's data infrastructure .

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
Enterprise Pay As You Go	<u>\$ 60,000</u>	<u>\$ 40,000</u>	<u>\$ 100,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 60,000</u>	<u>\$ 40,000</u>	<u>\$ 100,000</u>
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Section 5. Copies of this capital project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out the project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

SPECIAL REVENUE FUND PROJECT ORDINANCE AMENDMENT  
CHANGE 2026-1 (ORD 2014-7)

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1.

The project change authorized is for the funding of the Big Cross Creek multi-use trail design project, which will include preliminary engineering, planning, and environmental services, and design documents.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

	<u>Listed As</u>	<u>Amendment</u>	<u>Revised</u>
North Carolina Department of Transportation	\$ 720,000	\$ -	\$ 720,000
Local Match - General Fund Pay As You Go	80,000	-	80,000
Local Funding	-	380,000	380,000
	<u>\$ 800,000</u>	<u>\$ 380,000</u>	<u>\$ 1,180,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 800,000</u>	<u>\$ 380,000</u>	<u>\$ 1,180,000</u>
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Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 9th day of June, 2025.

Description	Current Fee	Calendar Year Establishe d or Last Changed
<b>All Functions</b>		
<b><i>Assessment Interest</i></b>		
Special assessments established by City Council resolution	Prime rate plus 2% per year, set as of July 1 of the fiscal year the assessment role is confirmed, not to exceed maximum allowed by law	2014
All other assessments, including lot cleanings and demolitions	1st month 2%, all subsequent months 3/4%	1993 or prior
<b><i>Default Civil Penalty for Code Violation</i></b>		
Applies to any violation for which a penalty is not elsewhere specified	\$100.00 per violation per day	2007
<b><i>Public Record Copies</i></b>		
Reproduction on CD or DVD	\$1.00 per CD or DVD	2010
Paper Copies (up to 8.5 by 14 inches)		
Single-sided black and white	\$0.05 per page	2010
Single-sided color	\$0.19 per page	2010
Double-sided black and white	\$0.09 per page	2010
Double-sided color	\$0.37 per page	2010
<b><i>Public Record Request Response</i></b>		
Time Required to Compile		
Less than 4 hours	No Charge	2020
4 hours or greater	Each hour beyond 4 billed based on current compensation rate for Office Assistant II position; hourly cost shared at time of records request, not to exceed maximum charge of \$750 per request	2020
<b>Airport</b>		
<b><i>Landing Fee (Signatory Airline)</i></b>	\$1.50 per 1,000 pounds	2025
<b><i>Landing Fee (Non-Signatory Airline)</i></b>	\$1.66 per 1,000 pounds	2025
<b><i>Jet Bridge Use Fee (Signatory Airline)</i></b>	\$5.00	2012
<b><i>Jet Bridge Use Fee (Non-Signatory Airline)</i></b>	\$25.00	2005
<b><i>Intercom and Public Address System (PBX) Use Fee</i></b>	\$35.00 per month	2020



**Commercial Ramp Use Fees**

Air Stair Use	\$25.00	2012
Remain Overnight Fee (Non-Signatory Airlines Only)	\$150.00	2005
Terminal Fee (Non-Signatory Airlines Only)	\$75.00	2005

**Terminal Leases and Fees**

Airline Counter Space	\$27.00 per sq. ft. per year	2025
Airline Counter Space (Non-Signatory)	\$29.97 per sq.ft. per year	2025
Airline Bag Makeup Space	\$3.79 per sq. ft. per year	2025
Airline Bag Makeup Space (Non-Signatory)	\$4.21 per sq. ft. per year	2025
Ticket Office and Administrative Space	\$12.00 per sq. ft. per year	2025
Ticket Office and Administrative Space (Non-Signatory)	\$13.32 per sq. ft. per year	2025
Operation and Maintenance Charge	\$9.00 per sq. ft. of exclusive airline space	2025
Airline Space (Non-Exclusive)	\$10.00 per sq. ft. per year	2025
Airline Space (Non-Signatory)	\$11.10 per sq. ft. per year	2025
Ticket Queueing Area	\$10.00 per sq. ft. per year	2025
Ticket Queueing Area (Non-Signatory)	\$11.10 per sq. ft. per year	2025
Baggage Claim Area	\$6.00 per sq. ft. per year	2025
Baggage Claim Area (Non-Signatory)	\$6.66 per sq. ft. per year	2025
Glycol Storage (Crate)	\$4.00 per sq. ft. per year	2025
Glycol Storage (Tank)	\$4.00 per sq. ft. per year	2025

**Fuel Flowage Fee**

\$0.06 per gallon of non-airline fuel	2025
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**Airline Uplift Charge**

\$0.18 per gallon, \$18.00 minimum or \$18.00 no-fuel fee	1997
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**Fuel Pricing**

Will not exceed 106% of retail price at comparable airports with based tenants afforded a \$0.20 discount	1997
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**Property Leases**

Tie-Down Fee	\$45.00 per month	2003
Old 10 Unit T-Hangar Rental	\$200.00 per month	2017
Old 14 Unit T-Hangar Rental	\$225.00 per month	2017
New 8 Unit T-Hangar Rental	Market rate plus average annual utilities for previous year	2023
Ground Lease - Unimproved	\$0.25 per sq. ft. per year	2017
Ground Lease - Improved	\$0.35 per sq. ft. per year	2017
Corporate Office Space	\$5.50 per sq. ft. per year plus utilities	2017
Corporate Hangar Space	\$2.50 per sq. ft. per year plus utilities	2017
FBO Office Space	\$4.50 per sq. ft. per year plus utilities	2003
FBO Hangar Space	\$1.75 per sq. ft. per year plus utilities	2004

**Rental Cars**

Rental Car Agency Fee	\$20.00 per parking space per month plus 10% of gross revenues	2011
Rental Car Booth Space	\$253.52 per month	2009

Customer Facility Charge	\$4 per day, up to 10 days. These funds are used to support rental car facility upgrades	2014
<b>Peer to Peer Car Sharing Company</b>		
Peer to Peer Car Sharing Fee	10% of gross revenues	2025
<b>Transportation Network Company (TNC)</b>		
TNC fee of TWO and 00/100 Dollars	\$2.00 for each pick-up trip	2022
TNC fee of ONE and 00/100 Dollars	\$1.00 for each drop-off trip	2022
<b>Ground Transportation Operators</b>		
Taxicab Booth	\$351.32 per month	2020
<b>Terminal Leases and Fees</b>		
Short Term Parking (1-30 minutes)	\$1.00	2002
Short Term Parking (each additional 30 minutes)	\$1.00	2002
Short Term Parking (maximum 24 hours)	\$13.00	2002
Long Term Parking (0-1 hour)	\$1.00	2002
Long Term Parking (each additional hour)	\$1.00	2002
Long Term Parking (maximum 24 hours)	\$10.00	2022
<b>Public Safety Airline Charge</b>		
	Cost charged to airlines based on prorata share of enplanements less security reimbursement from TSA	1991
<b>Advertising Space</b>		
	\$883.33 plus commissions	1998
<b>Exhibition Flight Permit</b>		
	\$5.00 per flight, or \$25.00 per six-month period	N/A
<b>Security Fees Per Application</b>		
Fingerprint Processing (airport badges only)	\$60.00	2020
Security Threat Assessment	\$40.00	2020
Lost Badge Replacement	\$40.00 1st/\$50.00 2nd	2020
Biennial Renewal Fee	\$40.00	2020
<b>Passenger Facility Charge</b>		
	\$4.50	2018
CPI adjustments will be made on Airport Fees as dictated within the lease agreements. Late fee of 1.5% per month from the due date to time of payment will be assessed on all past due rental payments as indicated in executed lease agreements.		
<b>City Attorney's Office / Real Estate Division</b>		
Street Closing Fee	\$1,500.00	2011
Street Withdrawal Fee	\$500.00	2011
Administrative Fee for Summary Ejectment	\$15.00	2025
Real Estate Residential and Commercial Rental rates	These are dictated by City Council Policy 155-06	2025
Lease Late Fees	Will be charged at a rate not to exceed fifteen	2025

dollars (\$15.00) or five percent (5%) of the monthly rent, whichever is greater.

Aeronautical rental rates can be found under the Airport section of the fee schedule.

## Development Services

### **Code Enforcement Fees:**

<b>Administrative Fee (Abatement Actions)</b>	\$200.00	2021
<b>Citations</b>		
Abandoned Vehicle Violation	\$200.00 per day	2021
Advertising Violation		
Prohibited Sign Violation	\$200.00 per day	2021
All Other Advertising Violations	\$200.00 per day	2014
Animal and Fowl Violation	\$100.00, \$200.00, or \$300.00 per day	2002 or prior
Landscape Standard Violation	\$200.00 per day	2014
Nuisance Properties	\$500.00 for initial nuisance property designation	2019
	\$1,000.00 for each subsequent violation after the initial designation as a nuisance property	2019
Salvage and Junkyard Pursuant to Section 30-4-C5E(6)	\$500.00 per day	2011
Solid Waste Violation (trash or overgrown lot)	\$200.00 per day	2021
Substandard Housing Violation	\$200.00 per day	2021
Taxicab Violation	\$200.00 per day	2021
Trailer/Mobile Home Violation	\$200.00 per day	2021
Water Supply Violation	\$500.00 per day	2002 or prior
Zoning Violation	\$200.00 per day	2014
<b>Graffiti Removal Fee</b>	\$100.00 per Voluntary Request of Removal	2007
Graffiti Owner's Failure to remove 17-32d	\$200.00	2025
Graffiti First offense conviction 17-32b	\$250.00	2022
Graffiti Second and Subsequent offense convictions 17-	\$500.00	2022
Admin Fee 17-33.b	\$200.00	2025
<b>Hearing Officer Charge</b>	\$100.00	2022
<b>Street and Sidewalks Violation 24-312</b>	\$200.00	2025
<b>Lot Cleaning</b>	Based on contract	2002
City Contractor Fees - cut and clean up to .25 acres	\$93.75	2025
City Contractor Fees - cut and clean additional .10 acre over .25 acres	\$37.50	2025

City Contractor Fees - Graffiti Abatement per 8 ft. x 30 ft. wall or fence section	\$93.75	2025
City Contractor Fees - hauling prorated per ton	\$125.00	2025
City Contractor Fees - secure opening up to 4'x8'	\$75.00	2025
City Contractor Fees - cutting of downed trees/20 ft. section (prep for hauling)	\$25.00	2025
City Contractor Fees - pool draining	\$200.00	2022
City Contractor Fees - buffer cuts (25 ft. wide buffer on undeveloped lots)/ft.	\$1.00/linear foot	2022

***Rental Action Management Program (RAMP)***

Registration Fee	\$500.00	2017
Minimum Housing		
Collection of Rents 14-62	\$200.00	2025
Civil Penalty for Failure to Comply with RAMP Provisions	\$50.00 per day for the first 30 days, \$100.00 per day for the next 30 days, and \$500.00 per day for each subsequent day	2012

***Taxicab Permits***

Taxi Driver Permit & Application Renewal	\$60.00	2024
Lost Drivers Permit	\$40.00	2024
Change of Company	\$40.00	2024
Change of Address	\$40.00	2024
Change of Vehicle	\$40.00	2024
Franchise Application	\$40.00	2024
Annual Franchise Fee (Certificate of Public Convenience and Necessity)	\$40.00	2024
Quarterly Inspection	\$40.00 per vehicle. Failure to Comply: \$25.00 to \$100.00 Fine	2024
Sign Fee (advertising other than taxicab business)	\$40.00 per sign	2024
Penalty for Failure to Complete Quarterly Taxicab Inspection	\$40.00 per vehicle	2024

***Permitting and Inspections Division Fee Schedule:***

***Building Plan Review***

One or Two-Family Dwelling	No Charge	
Up to 5,000 sq. ft.	\$155.00	2014
5,001 to 10,000 sq. ft.	\$310.00	2014
10,001 to 15,000 sq. ft.	\$465.00	2014
15,001 to 25,000 sq. ft.	\$620.00	2014
25,001 to 40,000 sq. ft.	\$925.00	2014
40,001 to 60,000 sq. ft.	\$1,075.00	2022
60,001 to 100,000 sq. ft.	\$2,000.00	2022
Greater than 100,000 sq. ft.	\$3,000.00	2022

Expedited Plan Review	\$2,500.00 plus normal plan review fee; two business day review for qualifying projects. Only applies to initial submission and reviews for Building, Mechanical, Electrical, and Plumbing	2022
Re-Review Fee for Revision of Approved Plan	1/2 of original fee	2010
Single Trade Plan Review only and Miscellaneous Reviews		
Electrical Plan Review Only	\$90.00	2022
Mechanical Plan Review Only	\$90.00	2022
Plumbing Plan Review Only	\$90.00	2022
Other Project Plan Reviews		
Cell Tower or Co Locate	\$90.00	2022
Pole Sign/Ground Signs (6 ft. or higher)	\$90.00	2022
Retaining Wall Only (engineered)	\$90.00	2022
Change of Use Review (no construction)	No Fee	2021
Change of Occupancy Classification (no construction)	\$90.00	2022
<b>Building Permits</b>		
Minimum Fee	\$90.00	2022
New Construction		
New Commercial Construction	Based on square footage per floor. Minimum permit fee: \$90.00. \$0.35 per square foot	2022
New Single Family Homes, Duplex, and Townhomes	Based on square footage. Minimum permit fee: \$90.00. \$0.30 per square foot	2022
Renovation/Upfit and/or Addition of Commercial Construction	Based on square footage of additional and/ or renovated space per floor. Minimum permit fee: \$90.00. \$0.32 per square foot	2022
Addition and/ or Renovation of Single Family Homes, Duplex, and Townhome	Based on square footage of addition and/ or renovated areas. Minimum permit fee: \$90.00 each. \$0.20 per square foot	2022
Residential access ramp installation	No Charge	2015
Cost Based Permits		
For construction without square footage such as window replacements, doors, pools, cell tower, billboards, etc.		
Construction Cost: \$0 - \$10,000	\$90.00	2022
Construction Cost: \$10,001 - \$20,000	\$100.00	2021
Construction Cost: \$20,001 - \$30,000	\$130.00	2021
Construction Cost: \$30,001 - \$40,000	\$160.00	2021
Construction Cost: \$40,001 - \$50,000	\$190.00	2021
Construction Cost: \$50,001 - \$60,000	\$220.00	2021

Construction Cost: \$60,001 - \$70,000	\$250.00	2014
Construction Cost: \$70,001 - \$80,000	\$265.00	2014
Construction Cost: \$80,001 - \$90,000	\$280.00	2014
Construction Cost: \$90,001- \$100,000	\$295.00	2014
Construction Cost: \$100,001 and above	\$350.00	2022

**Electrical, Mechanical, and Plumbing Permits are based on scope of work on permit per contractor**

***Electrical Permits***

Minimum Fee	\$90.00	2022
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Electrical wiring is based on building service amps for each service at building or tenant space

Electrical Wiring 200 Amps and below (service)	\$90.00	2022
Electrical Wiring Above 200 Amps (service)	\$180.00	2022
Electrical Wiring Above 800 Amps (service)	\$270.00	2022
Electrical Wiring Above 1000 Amps (service)	\$360.00	2022
Electrical Wiring Above 2000 Amps (service)	\$450.00	2022
Electrical Wiring Above 3000 Amps (service)	\$540.00	2022

Meter And Panel Boxes (new/upgrade/repair/replace)	\$90.00 for first, \$10.00 for each additional	2022
Generators/Solar Panels (includes transfer switch)	\$120.00	2022
Devices (switches, luminaries, receptacle, etc.)	\$90.00 flat fee	2022
Temporary Pole	\$90.00 per pole	2022
Electric Sign Connection/Circuit/Drive-thru menu	\$90.00 for first, \$10.00 for each additional	2022
Low Voltage Wiring (fire alarm, data, security, etc.)	\$90.00 each system	2022
Commercial Pole Lights	\$120.00 flat fee	2022
Spa/Fountain/Swimming Pool Equipment Wiring and/or Pool and/or Bonding	\$120.00 each pool/spa/hot tub	2022
Electrical heating appliance (baseboard, etc.)	\$90.00 for first, \$10.00 for each additional	2022
Electrical Vehicle Charging Station/Circuit	\$90.00 for first, \$40.00 for each additional station/circuit	2022

***Mechanical Permits***

Minimum Permit Fee and Fee for Permit not listed below	\$90.00	2022
Gas Piping (includes valves, regulators, etc.)	\$90.00 flat fee	2022
Heating and Air Conditioning Appliance -(pkg, split, etc.) (includes ductwork); applies to new and replacement	\$90.00 each	2022
Commercial Hood/Canopy Equipment Exhaust System	\$90.00 each	2022
Commercial Refrigeration Appliances	\$90.00 for the first unit, \$50.00 for each additional unit	2022
Gas Appliances other than Heating and Air Conditioning (e.g. gas logs, gas cooking appliances, gas lights, etc.)	\$90.00 for the first unit, \$20.00 for each additional unit	2022
Ductwork only (includes dampers, registers, etc.)	\$90.00 for the first unit, \$20.00 for each additional unit	2022

Exhaust Systems /Venting /Intake Fans (exhaust fans, paint booths, etc.)	\$90.00 for the first unit, \$20.00 for each additional unit	2022
Hydronic Piping	\$120.00 each system	2022
Hydrogen Fuel Cell	\$120.00 each	2022
Condensate Piping only	\$90.00 flat fee	2022
Clothes Dryer (Includes appliance and vent or individual)	\$90.00 for first, \$20.00 for each additional appliance/vent	2022
<b>Plumbing Permits</b>		
Minimum Permit Fee and Fee for Permit not listed below	\$90.00	2022
Building Water Piping is based on building square footage for building or tenant space		
Building Water Piping		
Building from 1 to 2500 square feet	\$90.00	2022
Building from 2501 to 5000 square feet	\$180.00	2022
Building from 5001 and above square feet	\$270.00	2022
Building D.W.V Piping is based on building square footage for building or tenant space		
Building Drain, Waste, Venting Piping		
Building from 1 to 2500 square feet	\$120.00	2022
Building from 2501 to 5000 square feet	\$240.00	2022
Building from 5001 and above square feet	\$360.00	2022
Water & Sewer Service Piping	\$120.00	2022
Irrigation Piping	\$90.00	2022
Water Heater Appliance (new/ replacement) (does not include water piping)	\$90.00 each	2022
Residential Fire Sprinkler System	\$120.00	2022
Building Storm/ Rain Drain Systems	\$90.00 flat fee	2022
Pumps (booster/ sump, ETC.)	\$90.00 flat fee	2022
Commercial Water Service Backflow preventer / pressure reducing valve	\$90.00 flat fee	2022
Grease/ Oil Separator	\$120.00 flat fee	2022
Manholes	\$90.00 for first; \$20.00 for each additional	2022
<b>Miscellaneous, Accessory, and Single Permits</b>	\$90.00 each unless noted	2022
Accessibility Aisle Inspection, Anchorage Inspection, etc.	\$90.00	2022
Demolition Permit	Same fee structure as cost-based Building Permits	2008
Building Permit for Signs	\$90.00 for first, \$10.00 each additional	2022
Replacement Of Roof Covering	\$0.07 per square foot based on building footprint	2022

Insulation Only Permit	\$0.07 per square foot based on building footprint	2022
Manufactured/Modular Home Placement Permit	\$90.00	2022
<b>Miscellaneous</b>		
Accessible Isle inspection, Anchorage Inspection, etc.	\$90.00	2022
Administrative Technology Assistance	\$35.00 Per Permit	2024
Processing Fee for Permit Fee Refunds	\$30.00	2014
After Hours and Weekend Inspections (subject to inspector availability and approval; 4-day prior request)	\$150.00 per trade for 2 hours; \$75.00 for each additional hour	2022
Contractor Change on Permitted Project	\$30.00 for each permitted trade	2014
Change of Occupancy Classification Permit (where no construction is occurring)	\$90.00	2022
Change of Occupant/Change of Use Permit (where no construction is occurring)	\$10.00	2020
Notice of Violation (Call Back) Fine	\$100.00 fine per inspection according to department policy	2022
Temporary Power/Stocking CO when Approved	\$125.00 each; 60 day limit on each approval	2022
Temporary CO	\$200.00; 60 day limit on each approval	2022
Work Without a Required Permit	2 times all applicable permit fees	2017
<b>Homeowner Recovery Fee (per NCGS § 87-15.6)</b>	\$10.00 for each residential permit issued	2003
<b>Daycare Inspections (DHHS Checklist Inspection)</b>	\$150.00	2022
<b>Small Licensed Residential Care Facility (DHHS)</b>	\$150.00	2022
<b>Yard Sale Permits</b>	\$10.00 for the first sale; \$15.00 for second or third sale. Only 3 yard sales per calendar year permitted.	2017
<b><u>Planning &amp; Zoning Permits and Fees:</u></b>		
<b>Administrative Adjustment Fee</b>	\$100.00 per standard for which adjustment requested	2024
<b>Alternative Signage Plan Review</b>	\$500.00	2024
<b>Appeal Fee - to Commission</b>	\$500.00	2024
<b>Appeal Fee - to City Council</b>	\$300.00	2022
<b>Board of Adjustment Hearing Fee</b>	\$1,000.00	2024
<b>Certificate of Appropriateness (Historic Resources)</b>		
Minor Work	\$100.00	2024



Major Work	\$200.00	2024
<b>Clear Cutting Permit</b>		
Without Site or Subdivision Plan Review	\$50.00 for the first 3 acres plus \$15.00 for each additional acre or part thereof	2014
With Site or Subdivision Plan Review	No additional fee	2011
<b>Development Agreement (UDO)</b>	\$2,500.00	2011
<b>Neighborhood Compatibility - Adaptive Reuse</b>	\$1,000.00	2022
<b>Payment in Lieu of Park Land</b>		
Formerly Open Space Fee. Land value factor calculated	\$16,664.06 per acre	2025
<b>Payment in Lieu of Specimen Tree Preservation</b>	\$50.00 per caliper inch per tree	2019
<b>Planning and Zoning Re-Inspection Fee</b>	\$75.00 for every inspection required after the 1st re-inspection	2019
<b>Rezoning Fees</b>	\$1,000.00	2024
<b>Sign Placement Permit</b>	\$100.00	2024
<b>Sign Face Change</b>	\$50.00	2024
<b>Site Plan Review</b>		
Non-Residential	\$500.00 plus \$20.00 per 1,000 sq. ft. of building	2010
Residential	\$500.00 plus \$20.00 per unit or lot	2010
Revisions or re-reviews beyond first review	1/2 of original fee	2010
<b>Special Event Signs Compliance Deposit</b>	\$10.00 per approved sign	2011
Returned if all signs are properly placed and removed		
<b>Special Use Permit</b>	\$1,000.00	2024
<b>Specimen Tree Inspection</b>	\$50.00 per acre	2012
<b>Subdivision Fee</b>		
Subdivision Reviews	\$400.00 plus \$20.00 per lot	2010
Revisions or re-reviews beyond first review	1/2 of original fee	2010
Final plats	\$50.00	2007
Expedited review of subdivision or site plans	\$1,500.00 per hour	2011
<b>Subdivision Waiver</b>	\$700.00	2011
<b>Special Event Permit</b>	\$100.00	2024
<b>Vested Rights Certificate</b>	\$100.00	2011
No additional fee if requested with site plan or subdivision		
<b>Watershed Protection Inspection Fee and Permit</b>		
Inspection Fee for Required Improvement	\$35.00 per inspection	2014
Low Density Development Permit	\$35.00 per project	2014
High Density Development Permits		

CD, AR, SF15, SF10, SF6, MR5, MH	\$140.00 (less than 5 acres), \$275.00 (5 to 50 acres), \$350.00 (50 to 100 acres), \$450.00 (more than 100 acres)	2014
O&I, NC, LC, CC, MU, BP, DT, LI, HI, PD	\$275.00 (less than 5 acres), \$300.00 (5 to 50 acres), \$350.00 (50 to 100 acres), \$450.00 (more than 100 acres)	2014
<b>Zoning Code Text Amendment</b>	\$1,000.00	2022
<b>Zoning Permits</b>		
Pushcarts (downtown core only)	\$60.00 per year	2024
Outdoor Dining and Merchandising (downtown core only)	\$60.00 per year	2024
Sidewalk Entertainment (downtown core only)	\$60.00 per year	2024
Delivery Services (downtown core only)	\$60.00 per year	2024
Zoning inspection for small structures	\$50.00	2024
<b>UDO Printing Fee</b>	City's Cost of Reproduction	2019
<b>Zoning Verification Letter</b>	\$50.00 Flat Rate Fee for all Zoning Verification Letters	2024

## Finance

### **Beer and Wine Licenses** - Annual, from May 1 to April 30

Beer Dealers (wholesale)	\$37.50	Set by
Wine Dealers (wholesale)	\$37.50	Set by
Beer and Wine Dealers (wholesale)	\$62.50	Set by
Beer Dealers (retail, on premises)	\$15.00	Set by
Beer Dealers (retail, off premises)	\$5.00	Set by
Wine Dealers (retail, on premises)	\$15.00	Set by
Wine Dealers (retail, off premises)	\$10.00	Set by
Tax for additional license	110% of base fee, applied progressively for each added license	Set by State
Failure to obtain license	Penalty of 5% per month or fraction thereof, not to exceed 25% of prescribed license amount, not less than \$5.00	Set by State

<b>Currency Converter Permits</b>	\$100.00 per year	2018
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<b>Pawnbroker Permits</b>	\$250.00 initial application with \$5,000 surety bond required, \$100.00 annual renewal	2018
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### **Peddler Permits** - On Foot or With Vehicle

Application Fee	\$25.00	2015
Three-Month Renewal (If renewed prior to expiration,	\$5.00	2015

### **Regulatory License**

Adult Bookstore, Adult Motion Picture Theater, Adult Motel or Hotel	\$250.00 initial application, \$100.00 annual renewal	N/A
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<b>Motor Vehicle License Tax</b>	\$5.00 per year	N/A
(See additional motor vehicle license tax with Transit fees)		
Penalty for Failure to Pay Motor Vehicle License Tax	\$15.00	N/A
<b>Solicitor Permit</b> - Including Alarm Solicitor		
Application Fee	\$25.00	2004
Three-Month Renewal (If renewed prior to expiration,	\$5.00	2015
<b>Specialty Market Operator/Seasonal Merchant Permits</b>	\$100.00 per 30 days	2015
<b>Duplicate Copy (Lost or Stolen License)</b>	\$5.00	N/A
<b>Replacement License due to Change of Location</b>	\$5.00	N/A
<b>Fire</b>		
<b>False Alarm</b>	<b>Residential:</b> No charge for the 1st and 2nd false alarm, \$500.00 for each subsequent false alarm per calendar year. <b>Commercial:</b> 1st-\$750, 2nd \$1,000, any subsequent alarms \$1,500.00	2010
<b>Fines</b>		
Exit Violation	<b>1st Offense:</b> \$500.00, <b>Each Subsequent Offense In the Period of A Year:</b> \$1,000.00; each and every day continuing violation of any provision of this chapter shall constitute a separate and distinct violation	2020
Code Violation	<b>1st Offense:</b> \$100.00, <b>2nd Offense:</b> \$250.00, <b>Each Subsequent Offense in the Period of A Year:</b> \$500.00; each and every day continuing violation of any provision of this chapter shall constitute a separate and distinct violation	2020
Over-occupancy Violation	\$100.00 per person over the posted number allowed	2010
Occupying a building without a Certificate of Occupancy	\$5000.00 to include double inspection fees and permits fees.	2010
Installation of life safety equipment, or underground or above ground storage tanks and piping without proper plan review, permits and/or testing	<b>1st Offense:</b> \$1000, <b>2nd Offense:</b> \$2000, <b>Each Subsequent Offense:</b> \$3000,( Applied to all offense double all permit fees and inspection fees. )	2010
<b>Fire Inspection Fees</b>		
Building Class Codes: A, B, E, F, H, I, M, S, U		
Up to 2,500 sq. ft.	\$75.00	2024
2,501 - 10,000 sq. ft.	\$125.00	2024
10,001 - 50,000 sq. ft.	\$175.00	2024

50,001 - 100,000 sq. ft.	\$250.00	2024
100,001 - 150,000 sq. ft.	\$300.00	2024
150,001 - 200,000 sq. ft.	\$400.00	2024
Over 200,000 sq. ft.	\$500.00	2024
Residential:		
Group home	\$75.00 per visit	2008
Day care (in a residence)	\$75.00 per visit	2008
Foster home (in a residence)	\$75.00 per visit	2008
Apartments/Dorm buildings up to 3 stories	\$75.00 for each residential building	2017
Apartments/Dorm buildings over 3 stories		
Up to 2,500 sq. ft.	\$75.00 per each residential building	2017
2,501 - 10,000 sq. ft.	\$100.00 per each residential building	2017
10,001 - 50,000 sq. ft.	\$150.00 per each residential building	2017
50,001 - 100,000 sq. ft.	\$200.00 per each residential building	2017
100,001 - 150,000 sq. ft.	\$250.00 per each residential building	2017
150,001 - 200,000 sq. ft.	\$300.00 per each residential building	2017
Over 200,000 sq. ft.	\$350.00 per each residential building	2017
All hotels (regardless of number of stories)		
Up to 2,500 sq. ft.	\$75.00	2017
2,501 - 10,000 sq. ft.	\$100.00	2017
10,001 - 50,000 sq. ft.	\$150.00	2017
50,001 - 100,000 sq. ft.	\$200.00	2017
100,001 - 150,000 sq. ft.	\$250.00	2017
150,001 - 200,000 sq. ft.	\$300.00	2017
Over 200,000 sq. ft.	\$350.00	2017
<b><i>Building Plan Fire Review Fees</i></b>		
Building Plan Review		
Up to 999 sq. ft.	\$100.00	2024
1,000 - 2,499 sq. ft.	\$125.00	2024
2,500 - 9,999 sq. ft.	\$175.00	2024
10,000 - 49,999 sq. ft.	\$325.00	2024
Over 50,000 sq. ft.	\$750.00	2024
Site Plan Review (submitted through TRC) includes site	\$150.00	2024
Re-Review Fee (applies after the 1st re-review)	1/2 of original fee	2022

Express Plan Review (1 hour minimum)	\$625 for the first business day with 1 day minimum; \$125 for each additional hour	2024
Express pre-submittal conference	\$125 per hour	2024
Express site review	\$125 per hour	2024
Express re-review	1/2 of the original express review fee	2024
<b>Fire Code Construction Permits - Mandatory</b>	\$75 First Time Inspection Fee on all new conduction projects	2025
Working without a Required Permit	Double the applicable permit fee	2020
105.6.1 Automatic Fire Extinguishing Systems		
<i>Fire Sprinkler Shop Drawings</i>		
Fire sprinkler system (1 to 20 sprinkler heads)	\$125.00	2024
Fire sprinkler system (21 to 50 sprinkler heads)	\$300.00	2024
Each additional sprinkler head over 50	\$1.50 per additional sprinkler head	2017
Automatic Fire Ext. system upfit	\$175.00	2024
Automatic Fire Ext. system (all other agents)	\$225.00	2024
Each additional nozzle/heads	\$1.05 per additional nozzle	2020
105.6.2 Compressed Gas System	\$75.00	2020
105.6.3 Cryogenic Fluids	\$75.00	2020
105.6.4 Emergency Responder Radio Coverage System	\$100.00 plus \$1.05 per 1,000 sq. ft.	2024
105.6.5 Energy Storage Systems	\$150 (includes plan review fee)	2024
105.6.6 Fire Alarm and Detection Related Equipment		
<i>Fire Alarm shop drawings</i>		
Fire alarm system	\$150.00	2025
Each initiating device	\$1.50	2025
Fire sprinkler monitor system	\$150.00	2025
Fire alarm upfit (panel replace, communicator, devices)	\$100.00	2025
105.6.7 Fire Pump and Related Equipment	\$300.00	2024
105.6.8 Flammable and Combustible Liquids		
Install, repair or modify a pipeline for the transportation of flammable or combustible liquids	\$75.00	2020
Install, construct or alter tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used	\$75.00	2020
Install, alter, remove, abandon flammable or combustible liquid tank	\$300.00	2025
105.6.9 Fuel cell power stations (includes plan review	\$150.00	2024
105.6.10 Gas detection systems (includes plan review	\$150.00	2024
105.6.11 Gates and barricades across fire apparatus	\$75.00	2020
105.6.12 Hazardous materials	\$75.00	2020

105.6.13 High-piled combustible storage >500 sq ft	\$75.00	2024
105.6.14 Industrial Ovens	\$75.00	2020
105.6.16 Motor vehicle repair rooms and booths	\$75.00	2024
105.6.17 Plant extraction systems (includes plan review	\$150.00	2024
105.6.18 Private Fire Hydrants	\$125.00	2012
105.6.19 Smoke Control or Smoke Exhaust System	\$75.00	2020
105.6.20 Solar Photovoltaic Power System	\$75.00	2020
105.6.21 Special Event Structure	\$35.00	2024
105.6.22 Spraying and Dipping	\$125.00	2012
105.6.23 Standpipe Systems	\$125.00	2012
105.6.24 Temporary membrane structures and tents,	\$100.00	2008

***Fire Code Operational Permits - Mandatory, renew on state inspection schedule***

105.5.1 Additive manufacturing	\$75.00	2024
Includes 1st inspection (105.6.15, 105.6)		
105.5.3 Amusement Buildings	\$75.00	2008
105.5.5 Carnivals and Fairs	\$75.00	2008
105.5.7 Combustible Dust Producing Operations	\$75.00	2020
105.5.10 Covered Mall Building Displays	\$75.00	2008
105.5.14 Energy storage systems	\$75.00	2024
105.5.15 Exhibits and Trade shows	\$75.00	2008
105.5.16 Explosives/90 day permit	\$350.00 per event	2004
105.5.18 Flammable and Combustible Liquids	\$50.00	2024
105.6.18 Flammable and Combustible liquids - Tank vehicles	\$50/year inspection schedule	2024
105.5.24 High-piled storage	\$35.00	2024
105.5.28 Liquid or Gas Fueled Vehicle/Equipment in Assembly Bldg.	\$75.00	2008
105.5.33 Motor Fuel Dispensing Facilities	\$35.00	2024
105.5.38 Outdoor Assemble Event	\$75.00	2024
105.5.39 Nightclubs	\$35.00	2024
105.5.40 Plant Extraction Systems	\$75.00	2024
105.5.41 Private Fire Hydrants	\$35.00	2020
105.5.42 Pyrotechnic Special Effects Material	\$250.00	2024
105.5.47 Spraying or Dipping Operations	\$35.00	2020
105.5.49 Temporary Membrane Structures and Tents	\$50 per tent or structure	2020
105.5.53 Temporary sleeping units for disaster relief	\$35.00	2024

**Additional Inspections and Administrative Fees:**

Reinspection	\$75.00 per visit	2024
No-Show Inspection	\$50.00 per visit	2017
A.L.E. Inspection	Billed as regular fire inspection based on occupancy and sq. ft.	2020
Courtesy/Requested Inspections	Billed as regular fire inspection based on occupancy and sq. ft.	2020
Change of Use Inspection	Billed as regular fire inspection based on occupancy and sq. ft.	2021

Vacant Building Inspection	Billed as regular fire inspection based on occupancy and sq. ft.	2023
Bonfire	\$35.00	2020
Open Burning (Section 11-11 Exception 2 a-d)	\$100.00	2024
Demolition Inspection	\$100.00	2024
Additional Equipment Testing (alarm, sprinkler, hood suppression, flammable or combustible liquid systems and paint booths)	\$100 for each system type plus \$50.00 per hour for each additional hour from the first hour. Weekend rate is double the above fee's as applied.	2012

#### ***Training Facility Fees***

ARFF - One-Day Training	\$250.00 per person	2010
ARFF - Three-Day Training	\$425.00 per person	2010
ARFF - Five-Day Training	\$550.00 per person	2011
Refueling Course	\$65.00 per person	1993
Industry	\$175.00 per burn	2010
Drill Tower Usage	\$200.00 per day	2011
with live burn	\$600.00 per day	2017
Classroom Use	\$50.00 per 4 hours	2011
Confined Space Training Area	\$100.00 per day	2011
Service Test Pit Area	\$100.00 per unit	2011
Engine	\$200.00 per day	2011
Miscellaneous Equipment Use	\$50.00 per day	2011

#### ***Hazardous Material Protection Fee***

Haz-Mat Unit Response	\$555.00 per hour	2010
Haz-Mat Chief Response	\$60.00 per hour	2010
Engine Company Response	\$205.00 per hour	2010
Truck Company Response	\$205.00 per hour	2010
Rescue Company	\$175.00 per hour	2010
Fire Suppression Haz-Mat Chief Response	\$60.00 per hour	2010
Material, Equipment, and Long Distance	Replacement Cost	1992
Recalled Personnel	Time and half of the hourly salary of recalled personnel	1992
Air Monitoring	\$170.00	2010
Environmental Research Immediate Area - 1 year	\$20.00	2010
Environmental Research Immediate Area - 5 year	\$115.00	2010
Environmental Research Half Mile Radius - 1 year	\$60.00	2010
Environmental Research Half Mile Radius - 5 year	\$190.00	2010
Environmental Research One Mile Radius - 1 year	\$80.00	2010
Environmental Research One Mile Radius - 5 year	\$230.00	2010

#### ***Special Event Coverage Fee***

Fire Suppression/EMS Personnel	Actual total personnel cost incurred	2022
Fire Code Official	Actual total personnel cost incurred	2022

#### **Parking**

***Parking Fines***

Backed to Curb Violation	\$10.00	2007
Curb to Sidewalk Violation	\$25.00	1986 or prior
Fire Hydrant Violation	\$25.00	1986 or prior
Fire Lane Violation	\$100.00	1986 or prior
Handicapped Violation	\$250.00	2000
Judgment Fees	\$50.00	2002 or prior
Late Payment Penalty	\$25.00	1999
Left to Curb Violation	\$25.00	1986 or prior
Loading Zone Violation	\$25.00	1986 or prior
No Parking Zone Violation	\$25.00	1986 or prior
Overtime Violation (Lots)	\$15.00	2013
Overtime Violation (Street)	\$15.00	2013
Prohibited Parking Violation	\$25.00	1986 or prior
Repeat Overtime Violation	\$10.00	2013
Traffic Obstruction Violation	\$25.00	1986 or prior
Within Lines Violation	\$15.00	2013
Electric Vehicle Only Violation	\$50.00	2013

***Immobilization Fee***

Fee per wheel lock removal, in addition to outstanding	\$50.00	2009
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***Leased Parking Spaces***

All Parking Spaces	\$50.00 per month	2011
Late Payment Penalty	\$10.00 penalty for lease payments received after the 5th of the month	2013
Replacement Proxy Card	\$15.00	2016
City Employee Parking		
Franklin Street Parking Deck	\$20.00 per month	2018
Other Approved Lots	No charge	2018
Hospitality Worker Parking		
Donaldson Lot	\$25.00 per month	2020
Maiden Lane between Green Street and Anderson Street (on bridge)	\$25.00 per month	2022

***Hourly Paid Parking***

All Lots and Decks (where applicable)		
8am-5pm Mon-Fri	\$1.00 per hour, or \$5.00 per day	2020
Franklin Street Deck	\$1.00 per hour (first hour free), \$5.00 per day	2020



On-Street (where applicable)	\$1.00 per hour, \$0.50 per 30 minutes in first hour	2020
<b>Event Parking</b>	\$5.00 per event	2019
Events include, but are not limited to, Juneteenth, Fourth		
<b>Contractor Parking Permit</b>	\$15.00 per day, or \$50.00 per week	2020
<b>Annual Contractor Parking Permit</b>	\$1,000.00 per year	2010
<b>Residential Parking Permit</b>	Discontinued. Leased parking terms apply.	2018

## Parks, Recreation & Maintenance

**The Fayetteville-Cumberland Parks and Recreation Department is supported by taxes paid on property in the City of Fayetteville, the Towns of Eastover, Linden, Falcon, Godwin, Stedman, and Wade, and in the unincorporated areas of Cumberland County, excluding the Manchester District. Residents of these areas qualify for resident fees for Parks and**

### **Special Event Permits**

Special Event Permits for Mazarick Building, Cross Creek Park Fountain, Mazarick Park Shelters, Core Downtown Area, Festival Park, Rowan Skate Park	Up to 500 attendees: \$75 with \$100 deposit; 501-2,500 attendees: \$150 with \$200 deposit; 2,501-5,000 attendees: \$300 with \$500 deposit; 5,001-10,000 attendees: \$500 with \$750 deposit;	2013
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### Expedited Special Event Permit

Request submitted less than 30 days in advance of event but permit application review possible at a scheduled Special Events Committee meeting	\$250 in addition to permit fee and deposit	2013
Request submitted less than 30 days in advance of event and special meeting of Special Events Committee required to review permit application	\$500 in addition to permit fee and deposit	2013

### **Special Event Banner Permit**

Up to 40 banners	\$100 Permit fee, plus \$100 deposit	2017
41 to 80 banners	\$200 Permit fee, plus \$200 deposit	2017
81 to 120 banners	\$300 Permit fee, plus \$500 deposit	2017
121 to 160 banners	\$400 Permit fee, plus \$750 deposit	2017
161 to 200 banners	\$500 Permit fee, plus \$1000 deposit	2017
Installation/Removal Fees	\$68 per banner for City installation and removal	2017
	\$34 per banner for City removal	2017

### **Rec**

Program Room Rental (nonprofit organizations)	<b>Resident</b> - \$200 deposit & \$75 for 1 to 4 hours, plus \$25 each additional hour up to 8 hours maximum	2018
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	<b>Non-Resident</b> - \$200 deposit & \$150 for non-residents for 1 to 4 hours, plus \$50 each additional hour up to 8 hours maximum	2018
Multipurpose Room Rental (nonprofit organizations)	<b>Resident</b> - \$200 deposit & \$150 for 1 to 4 hours, plus \$25 each additional hour up to 8 hours maximum	2018
	<b>Non-Resident</b> - \$200 deposit & \$300 for 1 to 4 hours, plus \$50 each additional hour up to 8 hours maximum	2018
Gym Rental (nonprofit organizations)	<b>Resident</b> - \$200 deposit & \$230 up to 4 hours, \$50 each additional hour; if event requires floor covering \$300 up to 4 hours, \$50 each additional hour	2018
	<b>Non-Resident</b> - \$200 deposit & \$460 up to 4 hours, \$100 each additional hour; if event requires floor covering \$600 up to 4 hours, \$100 each additional hour	2018
Kitchen Rental (nonprofit organizations)	<b>Resident</b> - \$200 deposit & \$57.50 up to 4 hours plus \$25 each additional hour up to 8 hours maximum	2018
	<b>Non-resident</b> - \$200 deposit & \$115 up to 4 hours plus \$50 each additional hour up to 8 hours maximum	2018
Holiday Rentals on Days when Facilities Closed (nonprofit organizations)	<b>Resident</b> - \$100 for 1 to 4 hours maximum plus deposit and rental fee.	2007
	<b>Non-Resident</b> - \$200 for 1 to 4 hours maximum plus deposit and rental fee	2015
Program Room Rental (for profit organizations)	<b>Resident</b> - \$200 deposit & \$150 per hour for 1 to 4 hours, plus \$50 each additional hour up to 8 hours maximum	2018
	<b>Non-Resident</b> - \$200 deposit & \$300 per hour for 1 to 4 hours, plus \$100 each additional hour up to 8 hours maximum	2018
Multipurpose Room Rental (for profit organizations)	<b>Resident</b> - \$200 deposit & \$300 for 1 to 4 hours, plus \$50 each additional hour up to 8 hours maximum	2018
	<b>Non-Resident</b> - \$200 deposit & \$600 for 1 to 4 hours, plus \$100 each additional hour up to 8 hours maximum	2018
Gym Rental (for profit organizations)	<b>Resident</b> - \$200 deposit & \$460 up to 4 hours, \$100 each additional hour. If event requires floor covering \$690 up to 4 hours, \$100 each additional hour	2018
	<b>Non-Resident</b> - \$200 deposit & \$920 up to 4 hours, \$200 each additional hour. If event requires floor covering \$1,380 up to 4 hours, \$200 each additional hour	2018
Kitchen Rental (for profit organizations)	<b>Resident</b> - \$200 deposit & \$115 up to 4 hours plus \$50 each additional hour up to 8 hours maximum	2018

	<b>Non-Resident</b> - \$200 deposit & \$230 up to 4 hours plus \$100 each additional hour up to 8 hours maximum	2018
Holiday Rentals on Days when Facilities Closed (for profit organizations)	<b>Resident</b> - \$200 for 1 to 4 hours maximum plus deposit and rental fee	2007
	<b>Non-Resident</b> - \$400 for 1 to 4 hours maximum plus deposit and rental fee	2015
Rentals Outside of Regular Facility Operating Hours (note: additional fees begin at 5 pm on Saturdays) (nonprofit and for profit organizations)	<b>Resident</b> - \$25 per hour in addition to applicable rental fee and deposit	2018
	<b>Non-Resident</b> - \$50 per hour in addition to applicable rental fee and deposit	2018
Custodial Setup/Breakdown/Clean-Up	\$25.00 per hour	1999
Expedited Rental Fee	\$100 per rental for any facility rental contract executed within 48 hours of the event	2011
<b>Park Rental Fees</b>		
Ball Field Rental		
Field use with field preparation and lighting	<b>Resident</b> - \$195 per day, plus \$250 deposit	2018
	<b>Non-Resident</b> - \$390 per day, plus \$250 deposit	2018
Field use	<b>Resident</b> - \$40 for up to 4 hours or \$55 per day, plus \$100 deposit	2018
	<b>Non-Resident</b> - \$80 for up to 4 hours or \$110 per day, plus \$100 deposit	2018
Field lighting	<b>Resident</b> - \$25 per hour, plus \$100 deposit	2015
	<b>Non-Resident</b> - \$50 per hour, plus \$100 deposit	2015
Basketball Court (Outdoor)	<b>Resident</b> - \$100 deposit plus \$35 (up to 4 hours); \$50 (over 4 hours)	2010
	<b>Non-Resident</b> - \$100 deposit plus \$70 (up to 4 hours); \$100 (over 4 hours)	2015
Cross Creek Park Rental	<b>Resident</b> - \$100 (1-4 hours), \$25 each additional hour	1999
	<b>Non-Resident</b> - \$200 (1-4 hours), \$50 each additional hour	2015
Festival Park		
Category 1 - Dogwood Festival, International Folk Festival, 2 uses per year (1 per six months) by Cumberland County Schools, 4 uses per year (1 per 3 months) by Art Agencies as coordinated through Arts Council Executive Director	Free	2007
Category 2 - Non-profit event sponsored by a 501(c) organization	\$250 deposit plus \$500 per calendar day	2007
Category 3 - Community event open to the public when no admission is charged, sponsored by any entity other than a non-profit	\$375 deposit plus \$750 per calendar day	2007

Category 4 - Commercial ticketed events - concerts, paid admission shows	\$500 deposit plus \$1,000 per calendar day plus 15% of gross ticket sales, unless event is being sponsored as a part of Category 1 event	2007
Category 5 - Park rental open to the public (e.g. Family reunions, weddings, company picnics, etc.)	\$125 deposit plus \$250 per calendar day	2007
Sunday or legal holiday use	\$150 plus deposit and rental fee	2007
Lamon Street Park Complex	<b>Resident</b> - \$550 per day plus \$250 deposit <b>Non-Resident</b> - \$1,100 per day plus \$250 deposit	2018 2018
Martin Luther King Park	<b>Resident</b> - \$45 (1-4 hours), \$75 over 4 hours <b>Non-Resident</b> - \$90 (1-4 hours), \$150 over 4 hours	2018 2018
Mazarick Building	<b>Resident</b> - \$75 (1-4 hours), \$25 each additional hour plus \$200 deposit <b>Non-Resident</b> - \$150 (1-4 hours), \$50 each additional hour plus \$200 deposit	2018 2018
North Carolina Veterans Park Visitors' Center and Outdoor Garden	<b>Resident</b> - \$725 (1-4 hours), \$100 each additional hour plus \$700 deposit <b>Non-Resident</b> - \$1,450 (1-4 hours), \$200 each additional hour plus \$700 deposit	2011 2015
North Carolina Veterans Park Amphitheater		
Category 1 - Non-profit event sponsored by a 501(c) organization	\$250 deposit plus \$500 per calendar day	2011
Category 2 - Community event open to the public when no admission is charged, sponsored by any entity other than a non-profit	\$375 deposit plus \$750 per calendar day	2011
Category 3 - Commercial ticketed events - concerts, paid admission shows	\$500 deposit plus \$1,000 per calendar day plus 15% of gross ticket sales	2011
Category 4 - Park rental open to the public (e.g. Family reunions, weddings, company picnics, etc.)	\$125 deposit plus \$250 per calendar day	2011
Sunday or legal holiday use	\$150 plus deposit and rental fee	2011
Reid Ross Track	<b>Resident</b> - \$500 per day plus \$250 deposit <b>Non-Resident</b> - \$1,000 per day plus \$250 deposit	2008 2015
Rowan Skate Park	<b>Resident</b> - \$1,000 per day plus \$250 deposit <b>Non-Resident</b> - \$2,000 per day plus \$250 deposit	2020 2020
Shelter - Small	<b>Resident</b> - \$45 (1-4 hours), \$75 over 4 hours <b>Non-Resident</b> - \$90 (1-4 hours), \$150 over 4 hours	2018 2018
Shelter - Large	<b>Resident</b> - \$70 (1-4 hours), \$130 over 4 hours <b>Non-Resident</b> - \$140 (1-4 hours), \$260 over 4 hours	2018 2018
Splash Pad	<b>Resident</b> - \$75 for 60 minute rental outside of operational hours	2017

	<b>Non-Resident</b> - \$150 for 60 minute rental outside of operational hours	2017
Tokay Park Complex	<b>Resident</b> - \$575 per day plus \$250 deposit	2018
	<b>Non-Resident</b> - \$1,150 per day plus \$250 deposit	2018
Boating	\$2 per hour, \$5 per half day, \$10 per day	1998
Camping Fees (organized groups)	<b>Resident</b> - \$1 per person per night, \$25 minimum	1995 or
	<b>Non-Resident</b> - \$2 per person per night, \$50 minimum	2015
Family Campsite	<b>Resident</b> - \$10 per night	1995 or
	<b>Non-Resident</b> - \$20 per night	prior 2015
Mobile Stage - Large (nonprofit organizations)	<b>Resident</b> - \$500 per calendar day, plus \$500 deposit	2008
	<b>Non-Resident</b> - \$1,000 per calendar day, plus \$500 deposit	2015
Mobile Stage - Small (nonprofit organizations)	<b>Resident</b> - \$400 per calendar day, plus \$500 deposit	2008
	<b>Non-Resident</b> - \$800 per calendar day, plus \$500 deposit	2015
Mobile Bleachers (nonprofit organizations)	<b>Resident</b> - \$400 per calendar day, plus \$500 deposit	2007
	<b>Non-Resident</b> - \$800 per calendar day, plus \$500 deposit	2015
Mobile Stage - Large (for profit organizations)	<b>Resident</b> - \$1,000 per calendar day, plus \$500 deposit	2008
	<b>Non-Resident</b> - \$2,000 per calendar day, plus \$500 deposit	2015
Mobile Stage - Small (for profit organizations)	<b>Resident</b> - \$800 per calendar day, plus \$500 deposit	2008
	<b>Non-Resident</b> - \$1,600 per calendar day, plus \$500 deposit	2015
Mobile Bleachers (for profit organizations)	<b>Resident</b> - \$800 per calendar day, plus \$500 deposit	2007
	<b>Non-Resident</b> - \$1,600 per calendar day, plus \$500 deposit	2015
<b>Mini-Bus Rental for Partnering Agencies</b>		100% recovery of direct costs
<b>Athletic Programs</b>		
Adult Open Play Athletics	\$2.00	2004
Adult Softball Team Fee (Fall League - 1 night per week)	100% Cost Recovery	
Adult Softball Team Fee (Fall League - 2 nights per week)	100% Cost Recovery	
Adult Softball Team Fee (Spring league - 1 night per week)	100% Cost Recovery	
Adult Softball Team Fee (Spring league - 2 nights per	100% Cost Recovery	
Adult Basketball Team Fee (1 night per week)	100% Cost Recovery	
Adult Basketball Team Fee ( 2 nights per week)	100% Cost Recovery	
Golf Lessons	Variable	

Youth AAU Traveling Team	\$2 per youth	2019
Youth Athletics (not otherwise listed)	<b>Resident</b> - \$40	2024
	<b>Non-Resident</b> - \$80	2024
Youth Cheerleading	<b>Resident</b> - \$40	2024
	<b>Non-Resident</b> - \$80	2024
Youth Football	<b>Resident</b> - \$45	2024
	<b>Non-Resident</b> - \$90	2024
Late Registration for Youth Sports Programs	\$5.00	2001
<b><i>Swimming Pool Fees</i></b>		
Swimming Lessons	<b>Resident</b> - \$48	2017
	<b>Non-Resident</b> - \$96	2023
Pool Entry Fee	<b>Resident</b> - \$4 for adults, \$3 for children	2024
	<b>Non-Resident</b> - \$8 for adults, \$6 for children	2024
Pool Rental	<b>Resident</b> - \$200 deposit, \$175 rental fee for first 2 hours, \$50 for each additional hour; plus current rate of pay for lifeguards	2011
	<b>Non-Resident</b> - \$200 deposit, \$350 rental fee for first 2 hours, \$100 for each additional hour; plus current rate of pay for lifeguards	2015
<b><i>Tennis Fees</i></b>		
Tennis Lessons	Variable	1995 or prior
Courts	<b>Resident</b> - \$150 deposit; rental fee of \$35 (up to four hours); \$50 (over four hours); \$175 additional charge for use of lights	2010
	<b>Non-Resident</b> - \$150 deposit; rental fee of \$70 (up to four hours); \$100 (over four hours); \$350 additional charge for use of lights	2015
Mazarick Park Tennis Center Complex (Filter Plant Road Location)	<b>Resident</b> - Single Day: \$1,000, plus \$500 deposit	2025
Rental includes Tennis Center Clubhouse, Hard Courts and Site Supervision	<b>Non-Resident</b> - Single Day: \$2,000, plus \$500 deposit	2025
Mazarick Park Tennis Center Single Court Reservation	<b>Resident</b> - \$10 per hour	2025
	<b>Non-Resident</b> - \$20 per hour	2025
<b><i>Adaptive Programs/Leisure Activities</i></b>		
Leisure Activities, to include instructor-based programming and/or staff-led programming, based on community interest and may vary by site	Variable, non-differential for residents or non-residents	2024
<b><i>General Recreation Programs/Leisure Activities</i></b>		
Leisure Activities, to include instructor-based programming and/or staff-led programming, based on community interest and may vary by site	Variable; non-residents are charged 2x the set resident rate	2024
<b><i>Senior Programs/Leisure Activities</i></b>		

Leisure Activities, to include instructor-based programming and/or staff-led programming, based on community interest and may vary by site	Variable; non-residents are charged 2x the set resident rate	2024
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**After-School Program**

Program Fee	<b>Resident</b> - \$140 per month/\$40 per week <b>Non-Resident</b> - \$280 per month/ \$80 per week	2024 2024
Early/Late Fee	\$5 per 5 minute period	2008

**Summer Camp/Playground**

Intercession School Workday Camp	<b>Resident</b> - \$18 per day <b>Non-Resident</b> - \$36 per day	2025 2025
Summer Day Camp	<b>Resident</b> - \$90 per week <b>Non-Resident</b> - \$180 per week	2024 2024
Summer Playground	<b>Resident</b> - \$55 per week <b>Non-Resident</b> - \$110 per week	2024 2024
Late Pickup Fee	\$5 per 5 minute period	2009
Summer Day Camp (Pro-rated daily)	<b>Resident</b> - \$18 per day <b>Non-Resident</b> - \$36 per day	2025 2025

<b>Athletic Protest Fee</b>	\$25.00	2002
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<b>Community Garden</b>	\$25.00 refundable deposit	2009
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<b>Concessions</b>	Variable	2002 or prior
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**Cemetery:**

**Burial Plots**

Pre-Need Cemetery Fee	\$575.00	2018
At-Need Cemetery Fee (adult)	\$675.00	2018
At-Need Cemetery Fee (infant)	\$500.00	2018
At-Need Cemetery Fee (pauper)	\$350.00	2018

**Monument Administration/Interment Fees**

Monument Administration/Interment Fees	\$50.00	2018
After Hours Cemetery Fee	\$100.00	2018

**Police**

**Code Violations**

Noise Violation - Barking Dog	\$200.00 for the 1st violation, \$250.00 for subsequent violations within 12 months	2009
Noise Violation - Residential	\$200.00	2008
Noise Violation - Radios, Loudspeakers, etc.	\$200.00	2008
Street Numbering Violation	\$100.00	2020

***False Alarm Fee***

1st false alarm per fiscal year	No charge	2010
2nd false alarm per fiscal year	No charge	2010
3rd false alarm per fiscal year	\$35.00	2022
4th false alarm per fiscal year	\$60.00	2022
5th false alarm per fiscal year	\$60.00	2022
6th false alarm per fiscal year	\$110.00	2022
7th false alarm per fiscal year	\$110.00	2022
In excess of 7th false alarm per fiscal year	\$210.00	2022
Continuous alarm	\$10.00 for each 60-minute interval beginning 60 minutes after notification, not to exceed \$100.00 in a 24-hour period	2010

***IDB Photo Reports***

\$0.35 for 4"x 6", \$5.00 for 8"x 10", \$5.00 for contact sheet	2008
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***Photographic CD***

\$35.00 per CD	2008
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***Wrecker Fees***

Annual Wrecker Inspection Fee	\$100.00 per truck	2008
Wrecker Rotation Fee	\$15.00 per tow	2008

***Officer Fees***

Variable	2002
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***Services for Other Law Enforcement Agencies***

Range Fee	\$400.00 per day	2019
Fee to Unlock Cell Phone	\$100.00 per device	2021
Cell Phone Data Extraction Fee (Requesting agency to	\$75.00 per device	2021

**Public Services*****Engineering & Infrastructure Fees and Penalties******Map Sales***

Aerial Photographs		
Prints (8 1/2" x 11")	\$11.00	2024
Prints (8 1/2" x 14")	\$13.00	2024
Prints (11" x 17")	\$17.00	2024
Prints (18" x 24")	\$22.00	2024
Prints (24" x 36")	\$33.00	2024
Prints (36" x 48")	\$55.00	2024
District Map	\$17.00	2024
Large City Map with Street Index Booklet	\$39.00	2024
Medium City Map	\$28.00	2024
Precinct Map	\$17.00	2024



Topographic Map	\$17.00	2024
<b>Copy Sales</b>		
Prints (8½" x 11")	\$2.00	2024
Prints (11" x 17")	\$3.00	2024
Prints (8½" x 14")	\$3.00	2024
Prints (18" x 24")	\$6.00	2024
Prints (24" x 36")	\$7.00	2024
Prints (36" x 48")	\$8.00	2024
<b>Development Plan Reviews/Infrastructure Permits</b>		
Commercial Developments (one acre or less)	\$325.00	2024
Commercial Developments (between one and ten acres)	\$550.00	2024
Commercial Developments (in excess of ten acres)	\$1,025.00	2024
Residential Subdivisions (50 lots or less)	\$550.00	2024
Residential Subdivisions (51 to 100 lots)	\$800.00	2024
Residential Subdivisions (in excess of 100 lots)	\$1,025.00	2024
Resubmittal Fee (commercial or residential, per	\$250.00	2024
<b>Infrastructure Inspection Fees</b>		
Roadway Inspection Fee	\$1.50 per linear ft.	2024
Storm Drainage Pipe Inspection	\$1.00 per linear ft.	2024
<b>Driveway Permits</b>		
Driveway Permit (commercial) ≤ 75,000 sq. ft.	\$200.00 plus \$50.00 per hour for traffic impact analysis and traffic signal modifications as applicable	2010
Driveway Permit (commercial) > 75,000 sq. ft.	\$400.00 plus \$50.00 per hour for traffic impact analysis and traffic signal modifications as applicable	2010
Driveway Permit (residential)	\$100.00	2024
<b>Resurfacing Permit</b>	\$33.00	2024
<b>Sidewalk Permit</b>	\$33.00	2024
<b>Payment in Lieu of Sidewalk Construction</b>	\$38.98 per linear foot for 4' wide sidewalk*	2023
*Price per foot to be adjusted each July 1st based on	\$45.22 per linear foot for 5' wide sidewalk*	2023
Construction Cost Index changes as of the prior	\$51.43 per linear foot for 6' wide sidewalk*	2023
<b>Right of Way Excavations</b>		
Drainage Excavation Permit	\$125.00	2015
Excavation Permit	\$125.00	2015
Reinspection Fee for Excavation	\$100.00	2015
Roadway Degradation Fee	\$40.00 per sq. yd. of encroachment	2019

Payment in Lieu of Resurfacing	Estimated square yards of asphalt required times cost per square yard from the most recent resurfacing contract for labor and materials, plus applicable roadway inspection fees	2015
<b><i>Right of Way Encroachment</i></b>		
Small Cell Antenna Application Fee	\$125.00 total for the first 5 antennas, \$50.00 each for any additional antennas. Limit of 25 antennas per application.	2024
Small Cell Antenna Technical Review Fee	Actual costs not to exceed \$500 per application	2018
Right of way Encroachment - Utility Review Fee	\$300.00	2024
<b><i>Sidewalk Assessment (Petitioned)</i></b>	\$10.00 per front foot	
<b><i>Street Paving Assessments</i></b>		
To improve a soil street to a strip paved street	\$15.00 per front foot	2015
To install concrete curb and gutter on a strip paved street	\$20.00 per front foot	2015
To pave and install concrete curb and gutter on a soil street	\$35.00 per front foot	2015
<b><i>Traffic Control Photographic System Citations</i></b>		
Civil penalty for violation	\$100.00	2015
Penalty for failure to pay or appeal a citation within 30	\$100.00	2015
<b><i>Traffic Control Services and Device Rental Fees</i></b>		
Review Fee	\$50.00 per man hour	2020
Labor Fee	\$35.00 per man hour	2023
Equipment Fee	\$35.00 per hour per piece of equipment	2023
Message Board	\$200.00 per board per day	2023
Arrow Board	\$10.00 per board per day	2023
36" Cone	\$2.00 per cone per day	2023
36" Channelizer Cone	\$2.00 per cone per day	2023
Barricade	\$5.00 per barricade per day	2023
Drum	\$3.00 per drum per day	2023
Sign Stand	\$3.00 per stand per day	2023
Traffic Control Sign	\$3.00 per sign per day	2023
Water Jersey	\$10.00 per jersey per day	2023
<b><i>House Moving Fee</i></b>	\$1,500.00 Bond, \$25.00 administrative fee, \$25.00 per hour police escort fee and \$37.00 per hour signal technician fee	1987
<b><i>Right of Way Registration Fee</i></b>	\$200.00	2002 or prior
<b><i>Street Closing Fee</i></b>	\$1,500.00	2011

<b><i>Street Right of Way Withdrawal</i></b>	\$500.00	2011
<b><i>Temporary Right of Way Encroachment Fee</i></b>		
30 day permit for items (construction dumpsters, etc.)	\$75.00 per 30 days	2024
<b>Temporary Truck Route Permit</b>	\$150.00	2024
<b>Floodplain Development Permit</b>	\$100.00	2024
<b><u>Solid Waste Fees and Penalties</u></b>		
<b><i>Residential Solid Waste Fee</i></b>		
Single-family homes and residential units in multi-family	\$275.00 per year	2024
<b><i>Backdoor Pickup Fee</i></b>		
Handicap Backdoor Pickup	No Charge	2002 or prior
<b><i>Bulky Item Pickup</i></b>		
5 items or less	No Charge, biweekly collections	2022
6 items - up to 20 cubic yards	\$100.00 per load, scheduled	2022
Approximately 20 cubic yards or more	\$357.00 per load, scheduled	2022
<b><i>Large Limb Pickup</i></b>		
Less Than 10 Cubic Yards	No Charge, biweekly collections	2023
10 Cubic Yards or More	\$357.00 per load, scheduled	2023
<b><i>Household Construction Debris Pickup</i></b>		
Generated by contractor	Not offered	2011
Under 10 cubic yards	\$50.00 per load, scheduled	2022
10 - 20 cubic yards	\$100.00 per load, scheduled	2022
More than 20 cubic yards	\$357.00 per load, scheduled	2022
<b><i>Loose Leaf Pickup</i></b>		
Collection during scheduled neighborhood loose leaf	No Charge	
Collection outside of scheduled neighborhood loose leaf		
Collection of 25 cubic yards or less	\$75.00	2012
Collection of more than 25 cubic yards	\$250.00	2012
<b><i>Set-Out Pickup</i></b>		
For curbside pickup of mixed refuse or furniture, usually resulting from vacating a residence	\$100.00 for less than 20 cubic yards per load	2019
	\$357.00 for more than 20 cubic yards per load	2022
<b><i>Rollout Carts</i></b>		
Cart Purchase	Variable based upon actual City purchase price	2007
Delivery Fee	\$25.00 per delivery	2017

Festival Park Events	10 garbage and 10 recycling carts no charge - extra carts \$10.00 per cart per day	2017
Events Outside of Festival Park	\$100.00 for 5 garbage and 5 recycling carts	
<b><i>Solid Waste Fines</i></b>		
Failure to remove container from curb	1st violation & 2nd written warning; 3rd and subsequent violations \$50.00 each	2022
Emergency Safety Abatement (Flat Fee)	\$500.00 per load	2022
Illegal Dumping Violation Section 22-16-D (Illegal dumping, construction, set outs not called in, etc.)	\$500.00 plus City's cost of removal Citation cost of \$100 per day beginning on the 11th day until resident/owner corrects the violation and \$100 Hearing Officer Charge	2023
<b><i>Stormwater Fees and Penalties</i></b>		
<b><i>Stormwater Fee (Quality &amp; Improvements)</i></b>		
Single Family	\$7.00 per month per ERU	2024
Non-Single Family	\$7.00 per month per 2,266 sq. ft. of impervious surface	2024
<b><i>Stormwater Control Measure Inspection Fee</i></b>	\$300.00	2019
<b><i>Stormwater Control Ordinance Variance Filing Fee</i></b>	\$500.00	2011
<b><i>Stormwater Control Ordinance Civil Penalties</i></b>		
<b>First Offense within 2 years:</b>		
Off-site impacts documented	\$3,000.00 per day	2011
No off-site impacts documented	\$1,000.00 per day	2011
<b>Second Offense within 2 years:</b>		
Off-site impacts documented	\$5,000.00 per day	2011
No off-site impacts documented	\$3,000.00 per day	2011
<b>Third or Subsequent Offense within 2 years:</b>		
Each violation	\$5,000.00 per day	2011
<b><i>Illicit Connection and Improper Disposal Civil Penalties</i></b>		
Category I Violation	\$1,000.00 per day, plus investigation, restoration and administrative costs	2009
Category II Violation	\$500.00 per day, plus investigation, restoration and administrative costs	2009
Category III Violation	\$100.00 per day, plus investigation, restoration and administrative costs	2009
<b><i>Stormwater Ordinance Appeal Fee</i></b>	\$500.00	2019
<b><i>Other Violations of Stormwater Control Ordinance</i></b>	Up to \$5,000/day	2011

## Transit

<b>Motor Vehicle License Tax for Transit</b>	\$5.00 per year	2008
<b>Bus Fares and Passes</b>		2013
1-Ride Pass	\$1.25	2013
Discount 1-Ride Pass (elderly and disabled)	\$0.50	2013
1-Day Pass	\$3.00	2013
Discount 1-Day Pass (elderly and disabled)	\$1.50	2016
Youth 1-Day Pass	\$2.00	2016
Rolling 7-Day Pass	\$15.00	2025
Discount Rolling 7-Day Pass	\$7.50	2025
30-Day (Rolling) Pass	\$40.00	2013
Discount 30-Day (Rolling) Pass	\$17.00	2013
Student 30-Day (Rolling) Pass	\$30.00	2019
Student Semester Pass (Fayetteville State University, Methodist University; Fayetteville Technical Community College, and Miller-Motte College)	\$55 per fall or spring semester, or \$40 per summer term, convenience fee for Internet payment does not apply	2016
Summer Fun Pass (18 & under for June, July & August)	\$15.00	2013
FASTTrac! (ADA) Fare	\$2.00	2013
FASTTrac! (ADA) 20-Ride Pass	\$35.00	2013
FASTTrac! (ADA) 10-Ride Pass	\$17.50	2018
Child Fare	Children under 6 years of age - Free when accompanied by fare paying adult. Children over 42 inches may obtain an ID card with age verification.	2019
<b>City Employees Promotions - Reduced Fare Days</b>	Fare is free for Current City Employees with Up to three (3) reduced fare days per year subject to approval of City Manager. \$0.25 per ride or free in exchange for donation	2019
<b>Bulk Pass Sale Discounts</b>		
100 to 249 Passes	10% discount	2013
250 to 499 Passes	15% discount	2013
500 to 999 Passes	20% discount	2013
1,000 or Greater Passes	25% discount	2013
<b>Third-Party Fare Agreements</b>		
50 to 99 Passes (\$900 monthly revenue guarantee)	25% discount	2013
100 to 249 Passes (\$1,400 monthly revenue guarantee)	30% discount	2013
250 to 499 Passes (\$2,600 monthly revenue guarantee)	35% discount	2013
500 or Greater Passes (\$3,600 monthly revenue	40% discount	2013
Cumberland County Court Programs and Fayetteville Police Department Homeless Prevention	\$0.40 per 1-day pass or \$20 per 30-day (rolling) pass	2018
Cumberland County Schools		

After School Activity Pass	Free fare	2014
Youth (18 & Under) Day Passes, Student Rolling 30 Day Passes, Summer Fun Passes	Passes up to \$5,000 in value per fiscal year at no charge	2016

Cumberland County NCWorks Career Center		
1-Day Pass, with minimum 100 pass purchase	\$1.00 per pass	2018
30-Day (Rolling) Pass, with minimum 50 pass purchase	\$20.00 per pass	2018

County and State Organizations and Affiliated Agencies		
1-Day Pass, with minimum 100 pass purchase. Fiscal year maximum of 300 passes per organization or 1,500 total passes for all organizations.	\$1.00 per pass	2018
30-Day (Rolling) Pass, with minimum 50 pass purchase. Fiscal year maximum of 150 passes per organization or 500 total passes for all organizations.	\$20.00 per pass	2018

**Identification Cards**

1st Card	Free	2014
Additional/Replacement Card	\$2.00	2024

**FAST Transit Center Community Room Rental**

Nonprofit Organizations	\$200 deposit and \$150 for less than 4 hours; \$200 deposit and \$300 for more than 4 hours	2024
For Profit Organizations	\$200 deposit and \$300 for less than 4 hours; \$200 deposit and \$600 for more than 4 hours	2024
City Sponsored or Affiliated Agencies	Fees may be waived by City Manager or designee	2018

# Project Closures



Fund	Project Description	Funds Released for Other Projects
031	Bond Program Implementation	57,721
031	Brentwood School Park	21,550
031	Clark Park Improvements	67,397
031	D. Gilmore Therapeutic Rec Ctr	29,574
031	Downtown Skate Park	(1)
031	Gilmore Rec Splash Pad	-
031	Honeycutt Splashpad/Park	2,961
031	J. S. Spivey Recreation Center	56,667
031	Jordan Soccer Complex	9
031	Kiwanis Splash Pad	-
031	Lake Rim School Splash Pad	-
031	Massey Hill Recreation Ctr	(1)
031	Massey Hill Splash Pad	-
031	Mazarick Park Improvements	5,606
031	Montclair Playground	8,785
031	Myers Rec Splash Pad	-
031	Seabrook Park Improvements	8,188
031	Senior/Wellness Feasibility	-
031	Western Senior Center	1
041	333 Alexander St Facility Repair	-
041	Control System	-
041	Alexander St Facilities Repair	-
041	Alexander St. Hazard Mitigation	-
041	App Packaging Factory System	95,000
041	Asset Management System	250,000
041	Automated Truck Wash	(75)
041	Centralized Ent. Data Warehouse	(413)
041	CityHall First Floor Renovation	75,120
041	Council Chambers AV Equipment	-
041	Cross Creek/280 Lamon St.	-
041	E-mail system upgrade	1,231
041	Emergency Generator Connection	137,300
041	External Website for the City	7,877
041	Fleet Mgmt Information System	150,000
041	FY 2019 Building Maintenance	-
041	FY 2020 Building Maintenance	1
041	FY 2021 Building Maintenance	-
041	FY 2022 Building Maintenance	-
041	Internet Telephone System	25,168
041	LSDBE Prog Tracking Software	64,500
041	Maintenance Projects for Fire Stations	(15)
041	Parking Lot Maintenance	3,087
041	Server Replacement	-

# Project Closures



Fund	Project Description	Funds Released for Other Projects
041	Time and Attendance System	28,869
041	Time and Attendance Upgrade	2
041	Uninterruptible Power Supply	61,650
042	Downtown Baseball Stadium	(206,964)
042	Downtown Parking	(207,218)
042	Dr. EE Smith House Restoration	75,000
042	Hay St. Parking and Mixed Use	(126,483)
042	Hurley Plaza memorials/signs	(3,000)
042	RENTAL TO HOMEOWNERSHIP	-
042	Segra Stadium	794,177
043	Mirror Lake Dam Restoration	15,982
043	Rose Lake (FEMA BRIC 75/25)	125,000
044	Automated Alarm	1,200
044	Body Worn Camera Replacements	200,787
044	Fire Station 1 Generator	3,412
044	Fire Station 12 Relocation	529
044	FY18 800 MHz Radios - Police	-
044	FY20 800 MHz Radios - Police	-
044	NC Governors Crime Commission	-
044	NIBRS Transition Process	-
044	Police Dept - 800MHz Radios	-
044	Police Dept. CAD and RMS	-
044	Temporary Fire Station #18	100,000
044	Time Division Multiple Access (TDMA)	-
044	Programming U.S. Dept. of Justice-Capital	(1,308)
044	U.S. DOJ JAG 17	(1)
044	U.S. DOJ JAG 18	-
045	Control Link Lights Sytem	-
045	Cross Creek/Union St. Bridge	15,719
045	Lafayette Park Pedestrian Brdg	7,575
045	Lake Rim Aquatic Center	7,110
045	Lake Rim Splash Pad	-
045	Linear Park Path, Steps, Overl	18,144
045	Mazarick Park Play Area	1,302
045	NC Veterans Park Hurr Matt Rep	172,377
045	Park Improvements at Massey Hill Rec Playground	1
045	Equip Honeycutt Pk	-
045	Rec Trak Software	21,642
045	Rowan Park Improvements	4,036
045	Shelter & Concession Stand	147
045	Western Area Dog Park	7,441
046	71st School Road Sidewalks	-
046	Bridge Replacements-Ann/Louise	1



# Project Closures



Fund	Project Description	Funds Released for Other Projects
046	CBD Brick Paver & Sidewalks	65
046	Comprehensive Bicycle Plan	-
046	FY18 Street Resurfacing	1
046	FY19 Street Resurfacing	1
046	FY20 Street Resurfacing	-
046	FY22 Sidewalk Improvements	-
046	Legend Avenue Improvements	4,999
046	MA - Safety Impr Dobson Dr	2,715
046	Misc Street Resurf/Improvement	-
046	Morganton Rd Sidewalks	100,000
046	Multi Use Lane Markings	-
046	NCoolSpr.St. Hurr.Matt. Repair	-
046	Offing Dr. Hurr.Matt. Repair	1
046	Owen Dr. Sidewalk Municipal	-
046	Owen Drive Irrigation System	-
046	Public Street Development	-
046	Raeford Rd Irrigation U-4405	-
046	Rosehill Rd (West Side)	1
046	Rowan Street Bridge	1
046	Shawcroft Perm & Temp Roads	(1,251)
046	Shawcroft Perm Culvert Repair	-
046	Shawcroft Rd Temp Culvert Rep	(1)
046	Sidewalks	-
046	Siple Ave. Hurr.Matt. Repair	-
046	St Intersection Improvements	192,679
046	Sykes Pond Road Flood Damage	682,522
046	Transfer of Funds in 46 #1	-
046	Transfer of Funds in 46 #2	-
047	800 Megahertz Radio Equipment	88
047	FY15 Stormwater Drainage Impr	-
047	FY16 Stormwater Improvements	239,013
047	FY17 Stormwater Improvements	7,800
047	Person St Innov Stormwater	1
066	8 Unit T-Hanger	190,223
066	AIP 43 Terminal Improvements	-
066	Aircraft Rescue and Firefighting (ARFF) Vehicle	-
066	Airport Aqueous Film-Forming Foam (AFFF) Testing	-
066	Airport Pavement Crack Seal	15,890
066	Airport Public Art Project	1,220
066	Airport Security and Infrastructure Improvements	(20,125)
066	FAR 139 Automation Software	2,124
066	Parking Control System	69,305
066	PW #1255 Aiport Slope Failure	89,102
066	Terminal Improvements	61,597

# Project Closures



Fund	Project Description	Funds Released for Other Projects
066	Terminal Improvements Phase II	<u>5,358,175</u> <u>9,180,513</u>



# City of Fayetteville

433 Hay Street  
Fayetteville, NC 28301-5537  
(910) 433-1FAY (1329)

## City Council Action Memo

**File Number: 25-4660**

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**Agenda Date:** 6/9/2025

**Version:** 1

**Status:** Agenda Ready

**In Control:** City Council Regular Meeting

**File Type:** Other Items of  
Business

**Agenda Number:** 10.03

**TO: Mayor and Members of City Council**

**THRU: Douglas J. Hewett, City Manager, ICMA-CM**

**FROM: Brook Redding, Senior Assistant to the City Manager**

**DATE: June 9, 2025**

**RE:**

**Youth Protection Safety Ordinance - Implementation Strategy**

**COUNCIL DISTRICT(S):**

ALL

**Relationship To Strategic Plan:**

Goal 1: Safe and Secure Community - Ensure the safety and security of our residents and visitors through community partnerships, programs, and services.

Goal 4: Live, Work, and Recreate - Create a livable community that is responsive to the needs of residents and businesses.

Goal 6: Collaborative City Government - Work together to effectively and efficiently deliver city services and to advance the strategic plan.

**Executive Summary:**

On May 5, 2025, Council directed staff to return with an implementation strategy for a proposed Youth Protection Safety Ordinance and associated public safety initiatives. This memo presents the staff's coordinated plan to implement the ordinance, enhance youth engagement, improve surveillance infrastructure, and develop policy tools for long-term enforcement and community support.

The Council's actions included:

- Adoption of a one-year pilot curfew ordinance for minors 16 and under, modeled on Charlotte's framework.
- Direction to develop youth programming and community engagement opportunities.
- Authorization to increase Crime Stoppers rewards.
- Request for a policy requiring clear bags and restricting masks at City-permitted special events.
- Evaluation of public safety surveillance technology upgrades.

City staff launched a cross-functional Task Force to design and coordinate the ordinance's implementation. Key elements are addressed below, with remaining items returning to Council in Q1 FY26.

**Background:**

The ordinance establishes a curfew for individuals 16 and under from 11:00 PM to 6:00 AM, with exemptions for work, emergencies, or supervised activities. The model is based on Charlotte-Mecklenburg's ordinance, tailored to Fayetteville's legal, operational, and community context.

Following Council direction, the City Manager's Office formed a citywide Task Force with representatives from Police, Legal, OCS, ECD, Parks & Rec, IT, and nonprofit and intergovernmental partners, including DSS and DJJ.

The ordinance was formally adopted on May 27, 2025.

**Issues/Analysis:**

Police Department Implementation:

The Police Department has developed a full implementation plan including SOPs, supervisor guidance, and scenario-based training. DSS and DJJ provided feedback on intake processes, and the final workflow reflects coordination with all legal custodial partners.

Youth Engagement Events:

OCS and ECD are launching a summer engagement program with youth events in June, July, and August. Events will be held at city recreation centers and supported by nonprofits and mentors. Planning also includes coordination with PAL and other transportation partners.

Surveillance Infrastructure:

Council approved \$1,610,470 during FY26 budget work sessions to expand PD's surveillance systems. Upgrades include camera infrastructure and software enhancements.

Special Event Policy (Masks and Bags):

Staff have drafted a policy framework for Council consideration in Q1 FY26. Enforcement and infrastructure logistics are under assessment.

Crime Stoppers Reward Expansion:

City staff and PD are developing a formal recommendation for increasing Crime Stoppers reward payouts. The proposal, including funding source and administrative mechanism, will return to Council in a future work session.

**Budget Impact:**

Item	Estimated Cost
Youth Events (3 events, funded in OCS FY26 budget)	\$15,000

Surveillance Infrastructure (Added to the FY26 Budget)      \$1,610,470

**Options:**

- Accept the implementation strategy and provide feedback.
- Approve recommended youth programming.
- Direct staff to adjust elements based on Council input.
- Request staff return with updates following 90-day evaluation milestones at the Q1 FY26 public safety report.

**Recommended Action:**

That Council accept the Youth Protection Safety Ordinance implementation strategy as presented and authorize staff to proceed with program and enforcement planning, and youth engagement activities.

**Attachments:**

Youth Protection Safety Ordinance - Implementation Strategy Presentation.pdf

# Youth Protection Safety Ordinance Implementation Strategy

*June 9, 2025*



May 5, 2025 – Special Council Meeting; direction issued on youth curfew, clear bag/mask policy, Crime Stoppers reward expansion, and youth programming.

May 12, 2025 – Regular Meeting; Council reviewed the draft Youth Protection Safety Ordinance.

May 27, 2025 – Council adopted Youth Protection Safety Ordinance.

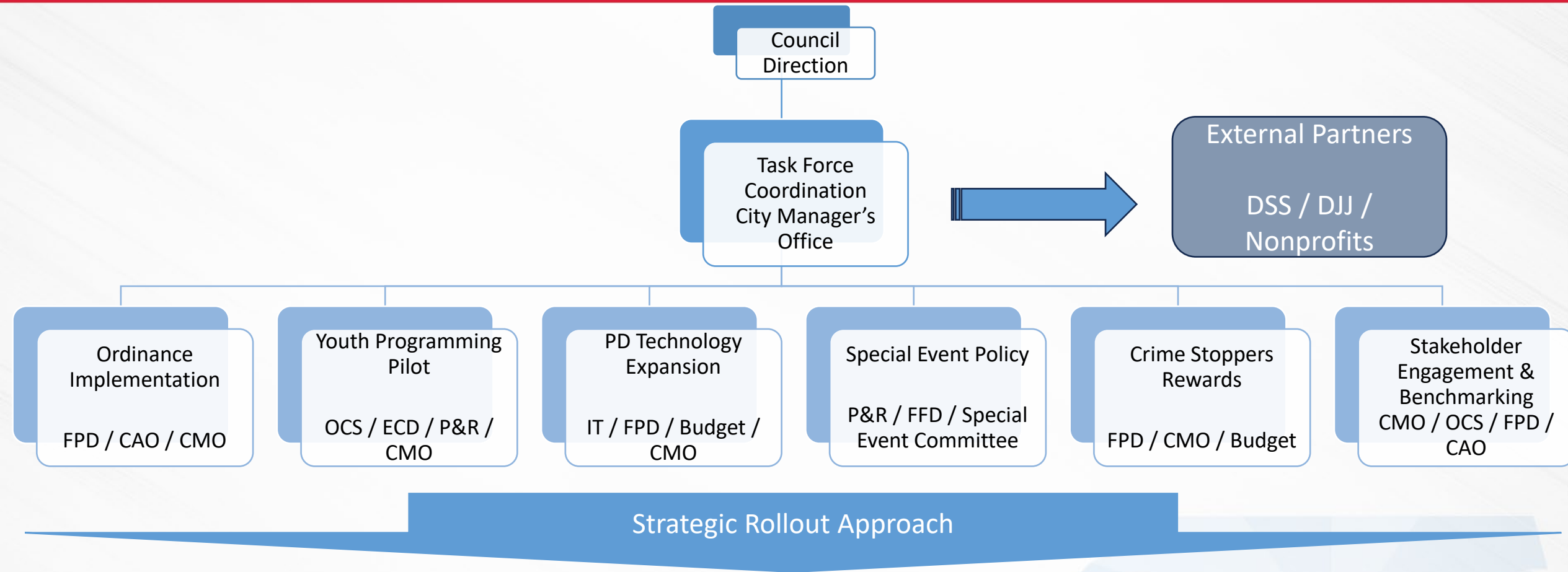
June 9, 2025 – Implementation Strategy Briefing





# Implementation Architecture

## Structure & Coordination



- Officer Training and Legal alignment underway.
- Resident education campaign and outreach messaging.
- Gradual enforcement starts synced with summer programs and events.

# Strategic Rollout Timeline



## **Crime Stoppers Incentive Increase**

- Staff is coordinating with FPD and the nonprofit board to finalize the expanded reward framework.
- A formal update and recommendation will return to the Council in Q1 FY26.

## **Clear Bag & Mask Event Policy**

- Draft policy for special events is under development.
- Staff is assessing implementation options, security, and infrastructure needs.
- Policy options will return to the Council for consideration in Q1 FY26.

## **Midnight Basketball**

- Staff is evaluating potential cost, locations, and sponsor support.
- A recommendation will return to Council in Q1 FY26.

## **Objective:**

To provide safe, engaging late-night activities for youth ages 12–17 through mentorship, recreation, and community partnerships during curfew hours.

## **Collaborative programming with OCS, ECD, Parks and Rec, FPD**

### **Event dates confirmed for:**

- June 28, 2025 – Community Outreach Center
- July 11, 2025 – College Lakes Rec Center
- August 15, 2025 – Cliffdale Rec Center

### **Events Include**

- Nonprofit-led mentoring, late-night hours (7-10 p.m.)
- Coordinated with FPD and P&R programming
- Central calendar for ages 12-17 to be published



- On-site recreation staff and officer presence for supervision.
- Intake and registration protocols are being established for each event.
- Transportation partnerships with City staff and nonprofit providers.
- Incident response coordination in place with PD and event leads.
- Community partners support event success:
  - Nonprofits – mentoring, logistics, and food
  - Faith-based groups – Trust-building and youth outreach
  - Mentoring partners – event promotion, activity support, and engagement support

**Objective:**

Ensure youth, parents, and community members understand the ordinance, available programs, and enforcement process before July 9, 2025.

**Key Channels**

- City website landing page with ordinance FAQs
- Social media posts (June–July-Aug)
- Targeted messaging through schools and nonprofits
- Informational flyers at rec centers, libraries, and events
- City Manager’s newsletter & FayTV

**Messaging Focus**

- What the ordinance is (and isn’t)
- How to access youth programs and register
- Emphasis on safety, support—not punishment

**Supporting Activities**

- Officer and youth mentor presence at events
- Public service announcements (PSAs) in development
- Two light-touch media pushes: ordinance launch & first event



## **Objective:**

To ensure a consistent, legally sound, and youth-centered enforcement approach to the Youth Protection Safety Ordinance through officer training, interagency coordination, and public engagement, prioritizing education and discretion during the 30-day grace period.

A 30-day educational period from June 9<sup>th</sup> to July 9<sup>th</sup>.

- Citations will not be issued.
- Parents/Guardians will be offered a list of resources compiled by community partners for assistance in preventing additional violations.
- Businesses will be provided with information on ways to prevent future violations.



- All sworn personnel will receive targeted roll-call training on the Youth Protection Safety Ordinance beginning June 10. PD attorneys will assist with interpretation and scenario guidance.
- Training components:
  - Overview of Ordinance Requirements.
  - Enforcement Protocols and Officer Judgement.
  - Response Scenarios and Referral Paths.
  - Coordination with DSS, DJJ, and Community Support Resources.

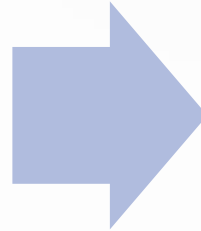


After the educational grace period ends, will officers still issue verbal or written warnings before criminal charges are pursued?



Yes, officers may still issue warnings on a first offense if the curfew violation is the only concern. However, if the juvenile is also engaged in criminal behavior, the officer will follow standard enforcement protocol, which may include filing juvenile petitions or pursuing charges against other involved individuals if probable cause exists.

Under what circumstances will  
DSS or DJJ take custody of a  
juvenile?



Department of Juvenile Justice (DJJ)

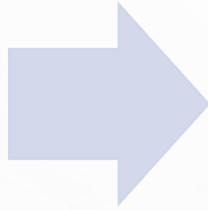
- Takes custody when there are reasonable grounds to believe a juvenile is undisciplined, or
- A secured custody order is obtained from the court.

Department of Social Services (DSS)

- May take custody following an accepted report of abuse, neglect, or dependency

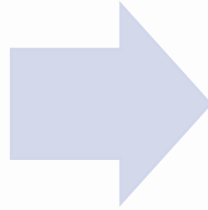
# Frequently Asked Enforcement Questions

How long can a juvenile be held while attempting to contact a parent or guardian?



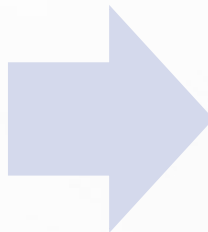
Without a court order, a juvenile may be held for up to 12 hours—or up to 24 hours if any portion of that time falls on a weekend or legal holiday (NCGS § 7B-1901(b)).

Will refreshments be provided if a juvenile is held for an extended period?



If requested, snacks may be provided from supplies at the Administrative Building. Full meals will not be available.

Will sleeping accommodations be provided if a juvenile remains in custody overnight?



The Police Department may require additional resources to provide appropriate overnight accommodations, such as blankets or sleeping bags.

How will officers confirm a juvenile has parental consent to be out past curfew with an adult?



Officers will use standard investigative techniques, as they would in any other suspected violation, to assess the situation and confirm the information provided.

How will officers determine if a juvenile is exercising their First Amendment rights?

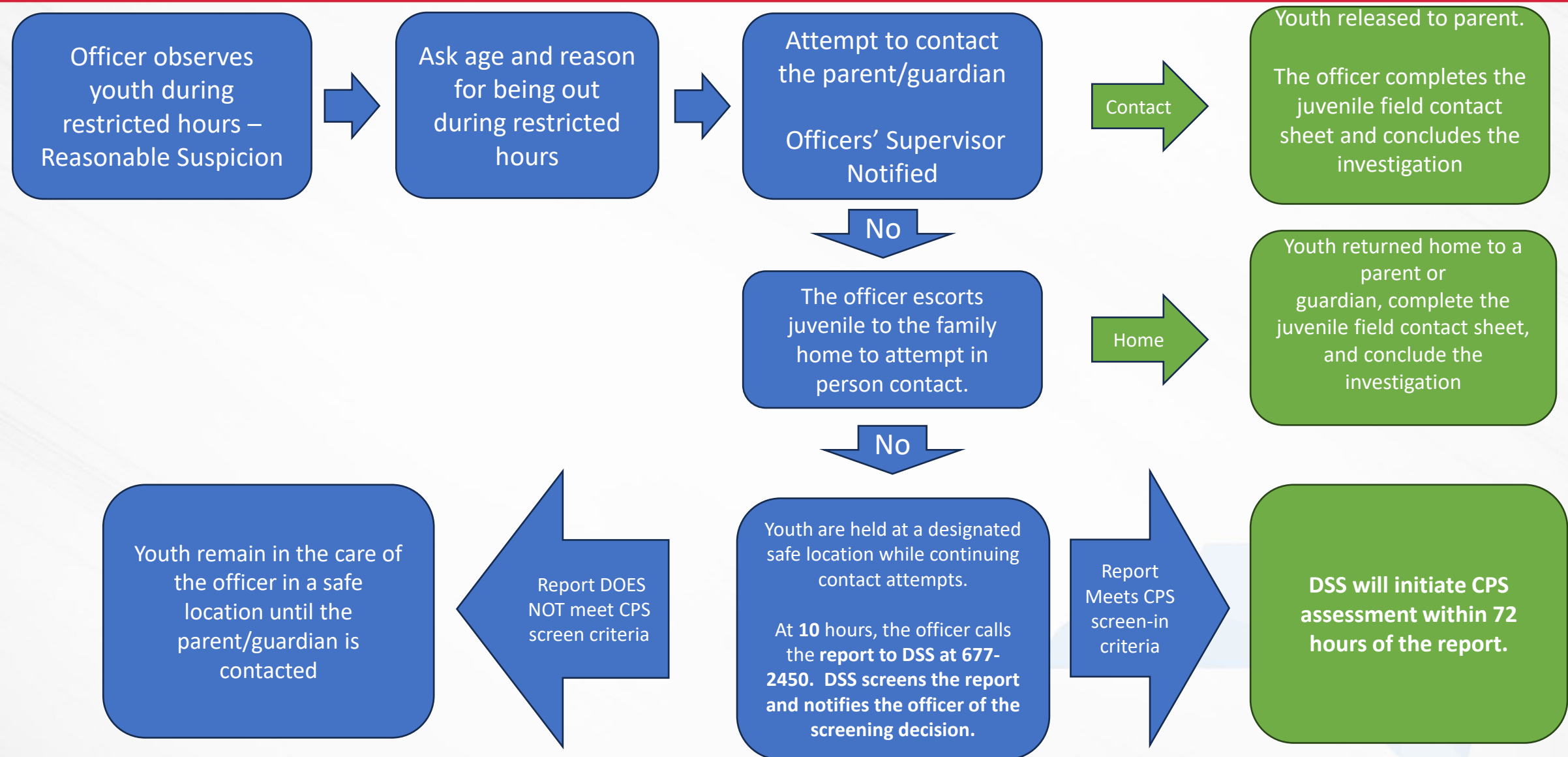


Officers are trained to ask for the juvenile's age and reason for being out. If the youth is participating in a First Amendment-protected activity (e.g., religious service, protest, or free expression), no violation will be cited.



# Ordinance Violation Only

## Parental Contact Unable to be Established



City staff respectfully requests that City Council:

- Accept the staff report and implementation strategy for the Youth Protection Safety Ordinance as presented.
- Direct staff to return in Q1 FY26 with updates on:
  - Expanded Crime Stoppers incentive framework
  - Special event coordination and mask policies
  - And long-term implementation needs.





# Questions



[FayettevilleNC.gov](http://FayettevilleNC.gov)