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**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER, CITY HALL
FEBRUARY 12, 2024
6:30 P.M.**

Present: Mayor Mitch Colvin

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

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

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order.

2.0 INVOCATION

The invocation was offered by Pastor Michael Mathis, Mission Field Ministries.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITIONS

Mayor Colvin announced February is Black History Month and encouraged everyone to learn as much as we can and celebrate our diversities.

Mayor Colvin extended congratulations to Fayetteville native Joshua Williams and the Kansas City Chiefs on their Super Bowl victory.

6.0 APPROVAL OF AGENDA

MOTION: Council Member Thompson moved to approve the agenda.

SECOND: Council Member Benavente

VOTE: UNANIMOUS (10-0)

7.0 CONSENT AGENDA

MOTION: Council Member Thompson moved approve the consent agenda.

SECOND: Council Member Benavente

VOTE: UNANIMOUS (10-0)

7.01 Approval of Meeting Minutes:

**January 17, 2024 - Agenda Briefing
January 22, 2024 - Discussion of Agenda Items
January 22, 2024 - Regular
January 29, 2024 - Special
January 30, 2024 - Special
January 31, 2024 - Special**

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7.02 SUP23-09 Order of Approval - Findings of Fact: Special Use Permit to allow Transitional Housing at 344, 348, and 352 Hawley Lane and unaddressed Plummers Lane (REID #s 0437848219000, 0437848347000, 0437848464000, and 0437849540000), and being the property of Cumberland County Board of Education, and Cumberland, represented by Jimmy Kizer, Moorman, Kizer & Reitzel, Inc. and Jermaine Walker, Cumberland County.

7.03 Adoption of Capital Project Ordinance Amendment 2024-13 to Appropriate Additional Funding for the Purchase of a Replacement Aircraft Rescue and Firefighting Vehicle

Adoption of Capital Project Ordinance Amendment (CPOA) 2024-13 to appropriate an additional \$299,999.00 of Airport Passenger Facility Charge (PFC) revenues for the purchase of a replacement Aircraft Rescue & Firefighting (ARFF) vehicle for Fire Station 10 at the Fayetteville Regional Airport. The appropriation of additional PFC revenues will allow for a reduction in the use of Airport operating funds for this project of \$71,327.00.

7.04 Approval of Updated Liberty Springs Apartments Affordable Housing Rehabilitation Loan Commitment Letter

Liberty Springs Apartments is an 8-unit property located at 238 S. Cool Spring Street that has been vacant for several years. The proposed repayment terms are a 1 percent interest rate, over a 15-year term. The loan will be amortized over 30 years, resulting in a final balloon payment. City Council is asked to authorize a loan commitment letter and subsequent loan documents, with adjusted terms, in the amount of \$380,500.00 from Home Investment Partnership Funds (HOME) to rehabilitate this property and activate 8 units of affordable efficiency and one-bedroom apartments. This commitment will be good until June 30, 2024, with a six-month extension allowed at the Economic and Community Development Director's discretion.

7.05 Approval of the Transit 2024-2028 Equal Employment Opportunity Program

Approval of the Transit 2024-2028 Equal Employment Opportunity (EEO) Program and authorize submittal of the Program to the Federal Transit Administration (FTA).

An EEO program is a detailed set of procedures and employment information designed to ensure entities meet federal EEO requirements. As an FTA recipient who employs more than 50 transit-related employees and requested or received capital or operating assistance in excess of \$1 million (or planning assistance in excess of \$250,000.00) in the previous federal fiscal year, Fayetteville Area System of Transit (FAST) is required to submit an EEO program every four years and implement all of the EEO program elements.

7.06 PWC - Third Amendment to Lease of Suite 102 of R. C. Williams Building

City Council approval of the Fayetteville Public Works Commission (PWC) negotiation on a Third Amendment to Lease with Softact Solutions, LLC, for Suite 102 of the R.C. Williams Building for an annual rent of \$36,743.52. The PWC CEO/General Manager has approved the Third Amendment to Lease Suite 102 of the R.C. Williams Building to Softact Solutions, LLC ("Lessee"). The Lease amendment is for one (1) year. Lessee has agreed to an annual rent rate of \$36,743.52.

7.07 PWC - Sole Source Recommendation - Purchase and Installation of Cla-Val Pump Control Valve

Approval of Sole Source recommendation to purchase and install one new 24" Cla-Val pump control valve manufactured by Cla-Val and

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distributed by Charles R. Underwood, Inc., Sanford, NC, in the total amount of \$123,120.00.

7.08 PWC - Bid Recommendation - Readvertisement of Design-Build Services - Line 54-Inch Outfall Research Drive to I-95 Project

Approval of bids were received for the Readvertisement of Design-Build Services - Line 54-Inch Outfall Research Drive to I-95 Project. The highest ranked design-build team is T. A. Loving Company, Goldsboro, NC, and McKim & Creed, Inc., Raleigh, NC. The projected cost for Phase I is \$2,046,832.84.

8.0 PUBLIC FORUM

Mr. Archie Beringer, 2271 Jenna Shane Drive, Fayetteville, NC, expressed concerns regarding unity.

Mr. Byran Henry, 6454 Easthampton Road, Fayetteville, NC, expressed concerns regarding a damaged easement.

Mr. Chillenko Hurst, 142 Wayside Drive, Hoke County, expressed concerns regarding public safety and voting laws.

Mr. Jerry Reinohl, 516 Deerpath Drive, Fayetteville, NC, requested the City consider erecting a monument in honor of North Carolina's deadliest traffic accident.

Ms. Georgeanna Pinckney, 3529 Furman Drive, Fayetteville, NC, provided an overview of the Greater Life of Fayetteville values and mission.

Mr. Joseph Wheeler, no address provided, expressed concerns regarding the Day Resource Center.

Ms. Mac Dishman, no address provided, expressed concerns regarding the Day Resource Center.

Ms. Lisa Lofthouse, 236 Viking Road, Fayetteville, NC, stated she is in favor of funding the Office of Community Safety.

Ms. Lisette Rodriguez, 1701 Cherokee Drive, Fayetteville, NC, expressed concerns regarding funding for the Office of Community Safety, mail services for the unhoused, and the Farmer's Market.

Dr. Lakshmi Gordon, 4609 Weaverhall Drive, Fayetteville, NC, expressed concerns regarding the poor state of the tennis courts.

MOTION: Council Member Benavente moved to extend the public forum by three minutes to allow the final person on the sign-up sheet to speak.

SECOND: Council Member Banks-McLaughlin

VOTE: PASSED by a vote of 7 in favor to 3 in opposition (Council Members Colvin, Jensen, and Thompson)

Mr. Shaun McMillan, 6024 Golden Rain Drive, Fayetteville, NC, expressed concerns regarding the Office of Community Safety.

9.0 ADMINISTRATIVE REPORTS

9.01 Cool Spring Downtown District, Inc. Second Quarter Fiscal Year 2024 Report

MOTION: Council Member Hondros moved to move this item to a future work session.

SECOND: Mayor Pro Tem Jensen

VOTE: UNANIMOUS (10-0)

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12.0 ADJOURNMENT

There being no further business, the meeting adjourned at 7:29 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk
021224

MITCH COLVIN
Mayor