



City of Fayetteville

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

Meeting Agenda - Final City Council Regular Meeting

Monday, January 8, 2024

7:00 PM

Council Chamber

1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 ANNOUNCEMENTS AND RECOGNITIONS

6.0 APPROVAL OF AGENDA

7.0 CONSENT AGENDA

7.01 Approval of Meeting Minutes:
October 9, 2023 - Regular
December 6, 2023 - Special - Inauguration
December 11, 2023 - Discussion of Agenda Items
December 11, 2023 - Regular

Attachments: [100923 REG](#)
 [120623 Special - Inauguration](#)
 [121123 Discussion of Agenda Items](#)
 [121123 REG](#)

- 7.02** SUP23-08. Order of Approval - Findings of Fact: Special Use Permit to allow a school to be located in a Single Family 6 (SF-6) zoning district, located at 4502 Rosehill Road (REID # 0429683699000), and being the property of Bethel Christian Assembly Inc., represented by Del Crawford, Crawford Design Company. [Tabled from the October 23, 2023, City Council Meeting]

Attachments: [SUP23-08 FoF](#)
 [Application](#)
 [SUP23-08 Aerial Notification Map](#)
 [SUP23-08 Zoning Map](#)
 [SUP23-08 Land Use Plan](#)
 [Subject Property](#)
 [Surrounding Properties](#)
 [School Site Plan](#)
 [PowerPoint SUP23-08](#)
 [TRC Comment Letter](#)
 [NCDOT TIP Project w5806c - Site Plan](#)

- 7.03** Adoption of Capital Project Ordinance Amendment 2024-9 for renovations to Orange Street School

Attachments: [CPOA 2024-9](#)
 [Orange Street School Interlocal Agreement Cumberland County](#)

- 7.04** Adoption of Capital Project Ordinance 2024-11 to Appropriate North Carolina Department of Transportation Grant Funding for the Environmental & Design Phases of Taxiways Foxtrot and Golf Rehabilitation

Attachments: [2023 12-16_FAY_FY24_Transportation_Reserve_Award_Letter_36244.27.18.2](#)
 [CPO 2024-11](#)

- 7.05** Adoption of Budget Ordinance Amendment 2024-8 to appropriate the 2023 Motiva First Responder Grant

Attachments: [2023 Grant Award Letter](#)
 [Fayetteville Fire Department - completed packet](#)
 [BOA 2024-8](#)

- 7.06** Adoption of Budget Ordinance Amendment 2024-9 for the Fiscal Year 2023-2024 to move Cape Fear Regional Theater funds from Other Appropriations to Economic and Community Development

Attachments: [BOA 2024-9](#)

- 7.07** Adoption of Special Revenue Fund Project Ordinance 2024-12 to Appropriate the FY23 Edward Byrne Memorial Justice Assistance Grant (JAG)
- Attachments:** [MOU signed](#)
 [Award letter for JAG 2023 grant](#)
 [SRO 2024-12](#)
- 7.08** Award of Terminal Renovations Phase III Construction Contract to Daniels & Daniels Construction Company, Inc., and Authorization for the City Manager to Execute the Contract
- Attachments:** [FAY Part 3 Bid Tabulation](#)
 [Contract for Daniels & Daniels Construction Company, Inc.](#)
- 7.09** Authorize the execution of an engineering service contract for professional services for Phase 1 Watershed Study for Buckhead Creek
- Attachments:** [Work Authorization_231025 Template - Gradient - Buckhed Creek Watershed S](#)
- 7.010** Approve Resolution Authorizing Municipal Agreement with the North Carolina Department of Transportation for the Review of Plans and Documents associated with the Blanton Road Extension Project
- Attachments:** [Municipal Agreement for Blanton Rd.](#)
 [Municipal Agreement Resolution Blanton Road](#)
- 7.011** Approval of a Municipal Agreement with NCDOT for the update to the Fayetteville Comprehensive Pedestrian Plan
- Attachments:** [RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO RESOLUTION TO SUPPORT AN APPLICATION BY THE CITY OF FAYETTEVILLE AREA METROPOLITAN PLANNING ORGANIZATION LETTER TO NCDOT MUNICIPAL AGREEMENT FOR THE UPDATE TO THE FAYETTEVILLE COMPREHENSIVE PEDESTRIAN PLAN](#)
- 7.012** Approval of a Municipal Agreement with the NCDOT Project B-4490(L) for landscaping and irrigation at the intersection of Bragg Blvd and Rowan Street.
- Attachments:** [NCDOT MUNICIPAL LANDSCAPE MAINTENANCE AGREEMENT FOR B-4490\(L\)](#)
- 7.013** PWC - Bid Recommendation - Re-advertisement of Various Sewer Manhole Rehabilitation Polymeric Epoxy
- Attachments:** [Bid Recommendation - Re-advertisement of Various Sewer Manhole Rehabilitation Polymeric Epoxy](#)
- 7.014** PWC - Bid Recommendation - Re-advertisement of Various Sewer Manhole Rehabilitation (CIP) Fiberglass Reinforced Epoxy
- Attachments:** [Bid Recommendation - Re-advertisement of Various Sewer Manhole Rehabilitation \(CIP\) Fiberglass Reinforced Epoxy](#)

7.015 PWC - Resolution of the City of Fayetteville, NC to Authorize the Tentative Award of a Bid Contract By and Through Fayetteville Public Works Commission

Attachments:

[CITY Resolution Tentative Award of Bid Contract Re-Advertisement PO Hoffer \](#)

[CITY Resolution Tentative Award of Bid Contract Re-Advertisement PO Hoffer \](#)

[PWC Resolution - PWC2023.42 - Re-Advertisement PO Hoffer WTF and Glenvi](#)

8.0 PUBLIC FORUM

9.0 PUBLIC HEARINGS (Public & Legislative Hearings)

- 9.01** P23-47. Rezoning of 1.86 acres ± from Mixed Residential 5 (MR-5) to Downtown 2 Conditional (DT-2/CZ), located at 344, 348 352 Hawley Lane and unaddressed Plummers Lane (REID # 0437848219000, 0437848347000, 0437848464000, 0437849540000), and being the property of Cumberland County Board of Education, Michael J Carpenter and Helen Kelly Heirs, represented by Jimmy Kizer, Moorman, Kizer & Reitzel, Inc. and Jermaine Walker, Cumberland County.

Attachments:

[Application](#)

[P23-47 Aerial Notification Map](#)

[A23-47 Zoning Map](#)

[A23-47 Land Use Plan](#)

[Hawley Lane Site Plan](#)

[Subject Property](#)

[Surrounding Properties](#)

[P23-47 Consistency and Reasonableness Statements](#)

[CC PowerPoint Hawley Lane Rezoning](#)

- 9.02** P23-49. Conditional Rezoning of 1.42 acres ± from Mixed Residential 5 (MR-5) to Heavy Industrial (HI/CZ), located at 1009, 1015, & 0 North Street (REID #'s 0438700243000, 0438700340000, & 0438609391000), and being the property of DRA LLC, represented by Thomas Lloyd of Franklin Johnson Commercial Real Estate.

Attachments:

[Application](#)

[P23-49 Aerial Notification Map](#)

[P23-49 Zoning Map](#)

[P23-49 Future Land Use Map](#)

[Subject Property](#)

[Surrounding Properties](#)

[Heavy Industrial District Standards](#)

[Signed Consistency Statement P23-49](#)

[Site Plan](#)

[P23-49 CC PowerPoint](#)

10.0 EVIDENTIARY HEARINGS

- 10.01** SUP23-09 Special Use Permit to allow Transitional Housing at 344, 348 352 Hawley Lane and unaddressed Plummers Lane (REID # 0437848219000, 0437848347000, 0437848464000, 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.

Attachments: [Application](#)
 [Aerial Notification Map](#)
 [Zoning Map](#)
 [Land Use Plan](#)
 [Subject Property](#)
 [Surrounding Properties](#)
 [Hawley Lane Site Plan](#)
 [PowerPoint Hawley Lane SUP](#)
 [TRC Comment Letter](#)

11.0 OTHER ITEMS OF BUSINESS

- 11.01** City Council Policies Review Committee Recommendations

Attachments: [110-01 Boards and Commissions - Membership and Removal](#)
 [120-09 Public Forum](#)

- 11.02** Approve Resolution Adopting Changes for Council Meeting Start Times and Ordinance Amending Chapter 2 of the Code of Ordinance

Attachments: [Resolution to Adopt the Calendar LP](#)
 [Ch 2 Meeting Times Ordinance Amendment](#)

12.0 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@ci.fay.nc.us or by calling 910-433-1312 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**January 8, 2024 - 7:00 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, 910-433-1696, or the Office of the City Clerk at cityclerk@ci.fay.nc.us, 910-433-1989, as soon as possible but no later than 72 hours before the scheduled event.