

City of Fayetteville

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

Meeting Agenda - Final City Council Regular Meeting

Monday, October 8, 2018

7:00 PM

Council Chamber

1.0 CALL TO ORDER

2.0 INVOCATION

3.0 PLEDGE OF ALLEGIANCE

4.0 ANNOUNCEMENTS AND RECOGNITIONS

5.0 APPROVAL OF AGENDA

6.0 CONSENT AGENDA

6.01 [18-447](#)

Approval of Meeting Minutes:

September 10, 2018 - Discussion of Agenda Items

September 10, 2018 - Regular

September 14, 2018 - Special

September 15, 2015 - Special

September 16, 2016 - Special

September 17, 2017 - Special

September 24, 2018 - Discussion of Agenda Items

September 24, 2018 - Regular

Attachments:

[091018 Discussion of Agenda Items.doc](#)

[091018 Regular.doc](#)

[091418 Special Emergency Meeting.doc](#)

[091518 Special Emergency Meeting.doc](#)

[091618 Special Emergency Meeting.doc](#)

[091718 Special Emergency Meeting.doc](#)

[092418 Discussion of Agenda Items.doc](#)

[092418 Regular.doc](#)

- 6.02** [18-378](#) Adoption of Two Resolutions Authorizing Municipal Agreements with the North Carolina Department of Transportation for Street Sweeping and Mowing of State Highway System Roadways within the City
- Attachments:** [NCDOT Sweeping Maintenance Agreement.pdf](#)
 [NCDOT Mowing Maintenance Agreement.pdf](#)
 [Council Resolution - Sweeping NCDOT Roadways - 2018.docx](#)
 [Council Resolution - Mowing NCDOT Roadways - 2018.docx](#)
 [City of Fayetteville Street Sweeping Supplemental Information](#)
- 6.03** [18-456](#) Bid Recommendation - Beaver Creek Outfall Rehabilitation Phase I
- Attachments:** [Bid Recommendation - Beaver Creek Outfall Rehabilitation Phase 1](#)
- 6.04** [18-457](#) Bid Recommendation - One 15 Foot Four-Wheel Drive Backhoe Loader
- Attachments:** [Bid Recommendation - 15' 4WD Backhoe Loader](#)
- 6.05** [18-458](#) Findings Resolution and Approve Submission of Local Government Commission (LGC) Application
- Attachments:** [City Council Preliminary Resolution-Fayetteville Series 2018 Bonds](#)
 [Coverletter for Bonds Resolution](#)
 [Resolution - PWC2018.13 - Series 2018 Bonds](#)
- 6.06** [18-464](#) Proposed 2019 City Council Meeting Dates Calendar
- Attachments:** [Resolution - 2019 Meeting Dates Calendar.doc](#)
 [2019 City Council Meeting Dates Calendar.xlsx](#)
- 6.07** [18-467](#) Resolution Declaring Week of October 7-13, 2018 as Public Power Week
- Attachments:** [2018 Public Power Week Resolution](#)

7.0 REPORTS FROM BOARDS AND COMMISSIONS

7.01 [18-437](#) Zoning Commission Annual Report to City Council

Attachments: [ZC Annual Report 10-8-18](#)

7.02 [18-463](#) Ethics Commission Annual Report

Attachments: [Ethics Presentation 10-8-18](#)

8.0 PUBLIC FORUM

9.0 ADMINISTRATIVE REPORTS

9.01 [18-446](#) Monthly Statement of Taxes for August 2018

Attachments: [Monthly Statement of Taxes - August 2018.pdf](#)

10.0 ADJOURNMENT

POLICY REGARDING PUBLIC HEARING AGENDA ITEMS

Anyone desiring to address the Council on an item that is not a public hearing must present a written request to the City Manager by 10:00 a.m. on the Wednesday preceding the Monday meeting date.

POLICY REGARDING NON-PUBLIC HEARING AGENDA ITEMS

Individuals wishing to speak at a public hearing must register in advance with the City Clerk. The Clerk's Office is located in the Executive Offices, Second Floor, City Hall, 433 Hay Street, and is open during normal business hours. Citizens may also register to speak immediately before the public hearing by signing in with the City Clerk in the Council Chamber between 6:30 p.m. and 7:00 p.m.

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 twenty (20) 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

October 8, 2018 @ 7:00 p.m.

Spectrum Cable Channel 7

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 ynazar@ci.fay.nc.us, 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.

City of Fayetteville

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

City Council Action Memo

File Number: 18-447

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.01

TO: Mayor and Members of City Council

THRU: Dr. Telly Whitfield, PhD, Assistant City Manager

FROM: Pamela J. Megill, MMC, City Clerk

DATE: October 8, 2018

RE:

Approval of Meeting Minutes:

September 10, 2018 - Discussion of Agenda Items

September 10, 2018 - Regular

September 14, 2018 - Special

September 15, 2015 - Special

September 16, 2016 - Special

September 17, 2017 - Special

September 24, 2018 - Discussion of Agenda Items

September 24, 2018 - 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 date.

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

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FAYETTEVILLE CITY COUNCIL
DISCUSSION OF AGENDA ITEMS MEETING MINUTES
ST. AVOLD ROOM
SEPTEMBER 10, 2018
6:00 P.M.

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Jay Reinstein, Assistant City Manager
Brandon Christian, Police Attorney
Rob Stone, Public Services Director
Cindy Blot, Community and Economic Development Director
Tracey Broyles, Budget and Evaluation Director
Gina Hawkins, Police Chief
Jay Toland, Interim Chief Financial Officer
Kevin Arata, Corporate Communications Director
Pamela Megill, City Clerk
Members of the Press

Mayor Colvin called the meeting to order at 6:00 p.m.

The invocation was offered by Council Member Arp.

Mr. Douglas Hewett, City Manager, provided an overview of the preparations for Hurricane Florence, and stated the public is being asked to be prepared for 72 hours. With the potential inconveniences of power outages, emergency staff may not be able to respond as quickly as they would like to.

Discussion ensued on shelters, Red Cross participation, barricades, public service announcements, suspension of trash services, employee liberal leave, and insurance claims.

Council Member Crisp stated he would like Consent Item 4.05, Longview Green Associates, pulled from the agenda for a separate vote that clearly states the rejection of the assignment of loan documents and deed of trust and declaration.

Council Member Culliton asked to pull Consent Item 4.04, award contracts for the purchase of 25 full-size marked police cars and 21 mid-size unmarked police cars. Council Member Culliton asked for staff to explain the bid process and call for a separate vote.

Council Member Waddell asked for the Human Relations Commission item to be placed back on the agenda. Discussion ensued. Consensus of Council was not to place the Human Relations Commission proposed ordinance on tonight's agenda.

Mayor Pro Tem Mohn announced the City Manager's annual evaluation will take place on September 27, 2018, at 6:30 p.m., and asked everyone to complete the evaluation forms in a timely manner. He also announced the City Attorney's evaluation will take place on October 4, 2018, at 6:00 p.m.

There being no further business, the meeting adjourned at 6:50 p.m.

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Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

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**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
SEPTEMBER 10, 2018
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3) (via telephone); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Jay Reinstein, Assistant City Manager
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Tracey Broyles, Budget and Evaluation Director
Rob Stone, Public Services Director
Cindy Blot, Economic and Community Development Director
Jay Toland, Interim Chief Financial Officer
Brad Whited, Airport Director
Kevin Arata, Corporate Communications Director
Kecia Parker, Real Estate Manager
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 Christopher Davis, Force of Life Fayetteville.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS

Mr. Scott Bullard, Emergency Management Coordinator, presented an update on City emergency preparations for Tropical Storm Florence, which is expected to have an impact on Fayetteville by March 13, 2018.

Council Member Jensen introduced Ms. Harmony Granderson, Fayetteville-Cumberland Youth Council representative.

Ms. Dianne Carter, Mobile Blood Recruiter, Cape Fear Valley Hospital, presented information regarding donating blood, and the need especially as the City may be facing injuries due to the impending storm.

Ms. Amy Sparks, Executive Director, School of Hope, presented information on the School of Hope, a center for children with autism. Ms. Sparks invited the Mayor and Council members to visit the school and meet the children and teachers.

5.0 APPROVAL OF THE AGENDA

MOTION: Mayor Pro Tem Mohn moved to approve the agenda.
SECOND: Council Member Dawkins

DRAFT

VOTE: UNANIMOUS (10-0)

6.0 CONSENT AGENDA

MOTION: Mayor Pro Tem Mohn moved to approve the consent agenda with the exception of Items 6.04 and 6.05; pulled for discussion and separate vote.

SECOND: Council Member Crisp

VOTE: UNANIMOUS (10-0)

6.01 Approval of Meeting Minutes:

August 13, 2018 - Regular

August 22, 2018 - Agenda Briefing

August 27, 2018 - Discussion of Agenda Items

August 27, 2018 - Regular

6.02 Adoption of Capital Project Ordinance Amendment 2019-20 (Linear Park Project) to Appropriate \$7,806.00 of Donations

Capital Project Ordinance Amendment (CPOA) 2019-20 will appropriate \$7,806.00 in donations for the Linear Park project.

6.03 Resolution Authorizing a Quitclaim Deed of the City's Title to the County in Order to Expedite the Sale of Land

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO DECLARE CITY PROPERTY SURPLUS AND QUITCLAIM CITY'S INTEREST IN JOINTLY-HELD PROPERTY TO CUMBERLAND COUNTY. RESOLUTION NO. R2018-059

6.04 Award contracts for the purchase of 25 full-size marked police cars in the total amount of \$748,591.00 and 21 mid-size unmarked police cars in the total amount of \$583,214.00 to Performance Automotive Group.

This item was pulled for discussion and a separate vote.

Ms. Kim Toon, Purchasing Manager, presented this item and stated the Council is asked to award a contract for the purchase of 25 marked Dodge Chargers with up fit in the amount of \$748,591.00 and 21 unmarked Dodge Chargers with up fit in the amount of \$583,214.00 for the Police Department. An advertisement for formal bids was sent out to prospective bidders by the City of Fayetteville Purchasing Department on August 8, 2018, with a due date of August 23, 2018. Staff recommends that Council award the contract to Performance Automotive Group, Clinton, NC. Bids were received as follows:

25 Full-Size Marked Police Cars with Up Fit

Performance Automotive Group, Inc., dba Performance

Chrysler, Clinton, NC.....\$748,591.00

Ilderton Dodge Chrysler Jeep Ram, LLC, High Point, NC.....\$758,225.00

Lafayette Ford, Fayetteville, NC.....\$794,500.00

21 Mid-Size Unmarked Police Cars with Up Fit

Ilderton Dodge Chrysler Jeep Ram, LLC, High Point, NC.....\$574,938.00

Performance Automotive Group, Inc., dba Performance

Chrysler, Clinton, NC.....\$583,214.00

Lafayette Ford, Fayetteville, NC.....\$588,273.00

MOTION: Council Member Crisp moved to award a contract for the purchase of 25 full-size marked Dodge Chargers in the amount of \$748,591.00 and 21 mid-size unmarked Dodge Chargers in the amount of \$583,214.00 to Performance Automotive Group.

SECOND: Council Member Wright

VOTE: UNANIMOUS (10-0)

6.05 Longview Green Associates - Assignment of Loan Documents and Deed of Trust and Declaration

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This item was pulled for discussion and a separate vote.

MOTION: Mayor Pro Tem Mohn moved to reject the assignment of loan documents and assignment of deed of trust and declaration.
SECOND: Council Member Crisp
VOTE: UNANIMOUS (10-0)

7.0 REPORTS FROM BOARDS AND COMMISSIONS

7.01 Fayetteville Advisory Committee on Transit (FACT) Annual Report

Mr. Michael Worrell, FACT Chair, presented the FACT Annual Report with the aid of a PowerPoint presentation and stated FACT was established by City Council to address the public transportation needs of the City in a proactive way by providing recommendations to City Council, management, users and the general public in an effort to create a comprehensive and cohesive transit system that responds to the community's present and future needs. FACT meets regularly on the third Tuesday of each month at the new FAST Transit Center. FACT has nine voting members appointed by City Council consisting of a regular bus rider, two ADA rider/representatives, a FAST driver/operator, two City residents, a City resident who lives outside the FAST service area, a local community business representative, and a designee of the Fayetteville Area Metropolitan Planning Organization (FAMPO). The Assistant City Manager and Transit Director are ex-officio members. A few of the highlights of the past year includes the opening of the new FAST Transit Center, start of Sunday services, and move of Greyhound and Megabus to the new center. The year also included numerous route changes, primarily related to the transit center move, but also the modification to Route 11 as a result of the termination of the student pass agreement with Fayetteville State University (FSU). FACT also reviewed plans for shuttle services downtown related to the new ballpark as well as special services for major events in downtown. FACT also reviewed plans for an anticipated fare increase and for changes to FASTTRAC!/ADA paratransit policies. The Committee has also been working to reverse the troubling decline in ridership experienced by FAST as well as other transit systems around the country. These efforts include an overhaul of FAST's marketing plan to "rebrand" FAST in the eyes of our residents, more effective methods of educating the public on our transit services, an emphasis on better customer service and possible introduction to mobile ticketing. FACT has started a regular review of key performance indicators, is working on ways to better target students (and their parents) at FSU, FTCC, and Methodist University. FACT plans to continue to work with staff on special event service plans and on ways to better service Fort Bragg. One major objective of FACT is to develop a framework for a five-year service plan, building on the adopted Transit Development Plan to better outline future objectives and planned expenditures.

Discussion ensued.

MOTION: Council Member Haire moved to accept the Fayetteville Advisory Committee on Transit Annual Report.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

7.02 Board of Appeals Annual Report

Mr. Tom Neal, Board of Appeals Chair, presented the Boards of Appeals Annual report and stated the Board of Appeals is a quasi-judicial body responsible for hearing and deciding appeals of decisions of orders related to violations of Chapter 14 (Housing, Dwellings and Buildings) of the City Code of Ordinances which include substandard, blighted, and dangerous buildings; Chapter 26 (Taxicabs); and Chapter 22 (22-16 only, Nuisance Vacant Lots). This Board is not to be confused with the Board of Adjustment and Zoning Appeals that are tied to Chapter 30 and deal with zoning and subdivision matters. This Board's focus is on structure violations, vacant lot violations,

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and non-issuance of Taxicab certificates of public convenience and Driver's Permits. The five-member board formed in October 2015 with three of the members' terms expiring this year and two expiring in September 2019. Chapter 14, Section 14-10, notes that the Board of Appeals also addresses Chapter 22, Section 22-16, and Chapter 26 cases. Prior to 2015, three separate boards existed for each of the three City chapters of the Code of Ordinances. Three members of the Board constitute a quorum to conduct business. Regular meetings are held, as needed, on the first Thursday of each month at 6:00 p.m. in the Lafayette Conference Room. The Board is composed of five regular members appointed by the City Council for three years, staggered terms. One appeal case (taxicab driver's permit) has occurred since creation of this Board of Appeals in October 2015. Before the appeal is heard by the Board of Appeals, staff reviews the appeal for timeliness and consideration of reason for the appeal. If the appeal is justified, staff will administratively dismiss the related decision or order without the need of setting the appeal for a hearing before the Board. If staff finds that the appeal is not justified, the appeal is set for a hearing before the Board at the next scheduled meeting date. Staff prepares all hearing notices and case documents for the Board. Since October 2015, there has been only one appeal brought before the Board of Appeals. The appeal was related to staff's revocation of a Taxicab Driver Permit. The appeal was denied and ended there with no further appeal.

MOTION: Council Member Haire moved to approve the Board of Appeals Annual Report.

SECOND: Council Member Wright

VOTE: UNANIMOUS (10-0)

7.03 2018 Annual Report of the Wrecker Review Board

This item was deferred until the September 24, 2018, City Council meeting.

8.0 PUBLIC FORUM

Pastor Carl Rehner, 204 Shawcroft Road, Fayetteville, NC, expressed displeasure at the increased stormwater fees.

Dr. Jim Langan, 416 Saint Thomas Road, Fayetteville, NC, expressed support for Mr. Rick McDowell for his dedication and commitment with the "Run for the Wall" fund raising event.

Mr. Rick McDowell, 1610 Redbud Drive, Fayetteville, NC, stated the "Run for the Wall" event will not be coming through Fayetteville, NC, again due to the embarrassing and disrespectful way the ASOM staff had treated himself and all of the participants.

Ms. Lisa McDowell, 1610 Redbud Drive, Fayetteville, NC, expressed her sadness regarding the "Run for the Wall" event no longer coming through Fayetteville.

Ms. Danielle Fennern, 100 Hay Street, Fayetteville, NC, spoke in favor of adding gender identity to the Human Relations Commission scope of work.

Mr. Ashley Williams, 100 Hay Street, Fayetteville, NC, spoke in favor of adding gender identity, sexual orientation, and Veteran status to the Human Relations Commission scope of work.

Dr. Emily Lemning, 1710 Swan Street, Fayetteville, NC, spoke in favor of adding gender identity, sexual orientation, and Veteran status to the Human Relations Commission scope of work and asked Council to listen to the residents that spoke through the Resident Survey.

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Mr. Charles Matthews, 3618 Tindle Court, Fayetteville, NC, expressed concerns regarding flooding and potential flooding solutions in the City of Fayetteville.

Ms. Erin Mansfield, 745 Poole Drive, Fayetteville, NC, spoke in favor of accepting the changes to the language of the Human Relations Commission Mission Statement.

Mr. Alan Morris, P.O. Box 2864, Fayetteville, NC, expressed concerns regarding the lack of modesty and morality in the City.

Ms. Linda Devore, 2616 Dartmouth Drive, Fayetteville, NC, stated the Council should defer further discussion on the Human Relations Commission proposed language change.

Ms. Etinosa Obanor, 472 Hay Street, Fayetteville, NC, expressed concerns regarding the construction next to the downtown Subway. Ms. Obanor asked for more parking passes for the Subway employees, Subway building roof replacement, and requested a meeting with City and construction representatives to discuss what is happening and upcoming changes.

Ms. Nancy Perry, 506 Eaton Street, Fayetteville, NC, expressed concerns of the Baseball Stadium construction having negative effects on the downtown Subway.

Mr. Gerard Falls, 100 Bradford Avenue, Fayetteville, NC, spoke in favor of the change to the language of the Human Relations Commission Mission Statement.

Ms. Kindra Bradley, 223 Hillside Avenue, Fayetteville, NC, spoke in favor of the expansion of the scope of work for the Human Relations Commission.

Ms. Sue Nilson, 100 Hay Street, Fayetteville, NC, spoke in support of the expansion of the Human Relations Commission scope of work to include gender identity, sexual orientation, and Veteran status.

Ms. Tami Fitzgerald, 9650 Carpathian Way, Raleigh, NC, spoke in opposition to the expansion of the Human Relations Commission to change an ordinance of the City Code.

9.0 OTHER ITEMS OF BUSINESS

9.01 Presentation of Appointment Committee Recommendations for Boards and Commissions Appointments

Council Member Crisp presented this item and stated the Appointment Committee met on August 28, 2018, to review applications for the appointments to the Boards and Commissions. It is from that meeting the Appointment Committee presents the recommendations for appointments to the City of Fayetteville Boards and Commissions. The Appointment Committee unanimously approved the following appointments:

Animal Control

Ms. Yvette Sanders (1st term)	October 2018–September 2021
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Board of Appeals

Mr. Ronald Fairley (2nd term)	October 2018–September 2021
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Fair Housing Board

Mr. Renarde Earl (1st term)	October 2018–September 2020
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Fayetteville-Cumberland Human Relations Commission

Ms. Marquita Adger (1st term)	October 2018–September 2020
Ms. Rosa Garriss – Turner (1st term)	October 2018–September 2020
Ms. Sharon Hackett (1st term)	October 2018–September 2020
Ms. Maria del Pilar Salvat (1st term)	October 2018–September 2020

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Mr. Ajax Rangel (1st term)	October 2018–September 2020
Mr. Joshua James (1st term)	October 2018–September 2020

<u>Fayetteville–Cumberland Parks and Recreation Advisory Commission</u>	
Mrs. Cindy McCormic (1st term)	October 2018–September 2021

<u>Fayetteville Redevelopment Commission</u>	
Ms. Sharon Moyer (1st term)	October 2018–September 2023

<u>Fayetteville–Cumberland Senior Citizens Advisory Commission</u>	
Jerome T. Scott (1st term)	October 2018–September 2021

<u>Linear Park, Inc.</u>	
Dr. Jimmie W. Riggins (1st term)	October 2018–September 2021

<u>Planning Commission</u>	
Mr. Mike Dobs (1st term)	October 2018–September 2020
Mr. Teddy Warner (2nd term)	October 2018–September 2020
Mr. Richard Wagner (1st term)	October 2018–September 2020
Mr. Rishi Shah (1st term)	October 2018–September 2020
Mr. Steven McMillian (1st term)	October 2018–September 2020

<u>Public Works Commission</u>	
Mr. Wade R. Fowler, Jr. (2nd term)	October 2018–September 2022

<u>Stormwater Advisory Board</u>	
Mr. Charles Jones (2nd term)	October 2018–September 2020
Mr. Deno Hondros (1st term)	October 2018–September 2020

<u>Wrecker Review Board</u>	
No applicants - must re-advertise	

<u>Zoning Commission</u>	
Ms. Dineen Morton (1st term)	October 2018–September 2020
Mr. Kevin Hight (2nd term)	October 2018–September 2020
Mr. Alex Keith (2nd term)	October 2018–September 2020

MOTION: Council Member Crisp moved to approve the Appointment Committee recommendations for Board and Commission appointments effective October 1, 2018.

SECOND: Council Member Waddell

VOTE: UNANIMOUS (10-0)

9.02 Sales Tax Agreement with Cumberland County

Mayor Colvin presented this item and stated he would like to begin conversations regarding the sales tax agreement with Cumberland County. Mayor Colvin stated he had provided a spreadsheet to Council members, which details the City sales tax reimbursement payments made from fiscal year 2004 through fiscal year 2017 to Cumberland County.

Discussion ensued.

Mayor Colvin stated he will work on forming a Sales Tax Committee.

10.01 Council Update on the Downtown Parking Management Plan

This item was for information only, and was not discussed

10.0 ADJOURNMENT

There being no further business, the meeting adjourned at 9:16 p.m.

Respectfully submitted,

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PAMELA J. MEGILL
City Clerk
091018

MITCH COLVIN
Mayor

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**FAYETTEVILLE CITY COUNCIL
EMERGENCY SPECIAL MEETING
VIA TELEPHONE
SEPTEMBER 14, 2018
5:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8)

Absent: Council Member James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Jay Reinstein, Assistant City Manager
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Ben Major, Fire Chief
Rob Stone, Public Services Director
Sheila Thomas-Ambat, Assistant Public Services Director
Kevin Arata, Corporate Communications Director
Cindy Blot, Economic and Community Development Director
Elizabeth Somerindyke, Internal Audit Director
Tracey Broyles, Budget and Evaluation Director
David Trego, PWC CEO/General Manager
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order at 5:00 p.m.

2.0 ITEMS OF BUSINESS

2.1 Updates on the Impact of Hurricane Florence on the City of Fayetteville

Situational Awareness

Mr. Ben Major, Fire Chief, stated the Cape Fear River is expected to crest on Monday morning, we also have potential for a tornado. We have received a lot of calls regarding fallen trees, damaged property, power lines down, medical calls and power outages.

Power Outages

Mr. Dave Trego, PWC CEO/General Manager, stated over 10,000 PWC customers are currently without power. We expect to encounter more falling trees and damaged power lines. PWC will not operate bucket trucks if the wind is travelling at 35 miles per hour or above. Assessment trucks will go out if the wind is less than 40 miles per hour. We have had no significant water main breaks; that could change if the roads begin to wash out. We also have contractor crews from other utilities.

Mr. Jay Reinstein, Assistant City Manager, stated South River Electric has 11,760 outages and Lumbee River Electric has 360 outages. Also, there will be no transit services operating on Saturday or Sunday.

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Public Safety

Ms. Gina Hawkins, Police Chief, stated a curfew has been implemented from dusk to dawn; this is for safety, to keep citizens off the dark and unlit roads.

Mr. Ben Major, Fire Chief, stated the National Weather Service is predicting 10 to 15 inches of rain and possibly up to 20 inches for our area. Sustained winds are expected to reach 40 to 50 miles per hour, gusting at 60 to 70 miles per hour. Impacts from Hurricane Florence are just now starting to be felt across the Coastal Plain and conditions will deteriorate rapidly today. Prolonged life-threatening inland flooding event from heavy rain is expected across much of southern and eastern North Carolina.

Discussion ensued following each update.

3.0 ADJOURNMENT

There being no further business, the meeting adjourned at 5:40 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

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**FAYETTEVILLE CITY COUNCIL
EMERGENCY SPECIAL MEETING
VIA TELEPHONE
SEPTEMBER 15, 2018
12:30 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9)

Absent: Council Member William J. L. Crisp (District 6)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Ben Major, Fire Chief
Sheila Thomas-Abat, Assistant Public Services Director
Michael Gibson, Parks, Recreation and Maintenance Director
Dwayne Campbell, Chief Information Officer
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Elizabeth Somerindyke, Internal Audit Director
Dave Trego, PWC, CEO/General Manager
Pamela Megill, City Clerk
Jennifer Ayre, Deputy City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order at 12:30 p.m.

2.0 ITEMS OF BUSINESS

2.1 Updates on the Impact of Hurricane Florence on the City of Fayetteville

Ms. Karen McDonald, City Attorney, stated she had been in communication with Mr. Rick Moorefield, Cumberland County Attorney, to discuss the impending evacuation order; there is potential for catastrophic flooding, it is an imminent threat. We are expanding our scope of emergency; there will be mandatory evacuations for one mile from each bank of the Cape Fear River. If residents refuse to evacuate and comply with the order, it will be so at their own risk. Residents will have until 3:00 p.m. on Sunday to evacuate.

Mayor Colvin stated there will be a press conference at 2:00 p.m. today to announce the evacuation order.

Mr. Kevin Arata, Corporate Communications Director, stated the press release for the evacuation order will be going out shortly.

Mr. Douglas Hewett, City Manager, stated the evacuation order could affect up to 2,800 households. The City has also asked for voluntary evacuations from citizens residing in low lying areas.

Mr. Dave Trego, PWC CEO/General Manager, stated all PWC substations with the exception of one are all back on-line. All outages are being addressed by the priorities listed by the City of Fayetteville and Cumberland County.

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Mr. Ben Major, Fire Chief, stated the Fire Department has received a large increase in phone calls. We responded to more toppling trees, and we had a fire to attend.

Ms. Gina Hawkins, Police Chief, stated there are many traffic hazards, with traffic lights out of service, and there has been an increase in alarm calls. We are getting the curfew message out to everyone.

Discussion ensued.

3.0 ADJOURNMENT

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

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

DRAFT

**FAYETTEVILLE CITY COUNCIL
EMERGENCY SPECIAL MEETING
VIA TELEPHONE
SEPTEMBER 16, 2018
12:30 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Ben Major, Fire Chief
Jay Toland, Interim Chief Financial Officer
Giselle Rodriguez, City Engineer
Kevin Arata, Corporate Communications Director
Jerry Newton, Development Services Director
Michael Gibson, Parks, Recreation and Maintenance Director
Tracey Broyles, Budget and Evaluation Director
Elizabeth Somerindyke, Internal Audit Director
Dave Trego, PWC, CEO/General Manager
Pamela Megill, City Clerk
Jennifer Ayre, Deputy City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order at 12:30 p.m.

2.0 ITEMS OF BUSINESS

2.1 Updates on the Impact of Hurricane Florence on the City of Fayetteville

Mr. Ben Major, Fire Chief, stated there is danger of flash flooding. Residents in critical areas have been notified of the potential danger, and notified of the mandatory evacuation order. Doors have been marked with red tape if the residents have refused to leave, and a yellow tape if no one inside the home responded.

Ms. Gina Hawkins, Police Chief, stated police have been patrolling the evacuated neighborhoods in an effort to make sure those residences are secured. Patrol of black-out areas has also been an ongoing operation.

Ms. Giselle Rodriguez, City Engineer, stated the Street Maintenance Department has been very busy with the removal of 112 trees so far. Some trees, however, are still tangled in power lines. There are still 50 traffic signals not in operation and we have 13 roads closed. The dams are being closely monitored.

Mr. Dave Trego, PWC CEO/General Manager, stated there are now below 10,000 PWC customers without power. There are still some power poles broken, and because of the uncertainty of when all repairs will be completed, PWC is reluctant to tell customers a specific date for when they expect power to be restored. Mr. Trego stated he wanted to squash rumors regarding PWC intending to cut off water, and shutting down power; these rumors are unfounded and not true.

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Mr. Kristoff Bauer, Deputy City Manager, stated there are alternate plans in place if the Emergency Operations Center (EOC) has to relocate due to flooding.

Ms. Sheila Thomas-Abat, Assistant Public Services Director, provided an update on the resumed solid waste and recycling collection services.

Mr. Kevin Arata, Corporate Communications Director, stated notification of the solid waste collection and recycling collection service schedules will be going out to the public shortly.

Discussion ensued following each update.

3.0 ADJOURNMENT

There being no further business, the meeting adjourned at 1:32 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

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**FAYETTEVILLE CITY COUNCIL
EMERGENCY SPECIAL MEETING
VIA TELEPHONE
SEPTEMBER 17, 2018
4:30 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Jay Reinstein, Assistant City Manager
Telly Whitfield, Assistant City Manager
Gina Hawkins, Police Chief
Ben Major, Fire Chief
Michael Gibson, Parks, Recreation and Maintenance Director
Jay Toland, Interim Chief Financial Officer
Rob Stone, Public Services Director
Dwayne Campbell, Chief Information Officer
Sheila Thomas-Abat, Assistant Public Services Director
Jerry Newton, Development Services Director
Elizabeth Somerindyke, Internal Audit Director
Kevin Arata, Corporate Communications Director
Kim Toon, Purchasing Manager
Tracey Broyles, Budget and Evaluation Director
Randy Hume, Transit Director
Dave Trego, PWC CEO/General Manager
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order at 4:30 p.m.

2.0 ITEMS OF BUSINESS

2.1 Updates on the Impact of Hurricane Florence on the City of Fayetteville

Cape Fear River

Mr. Kristoff Bauer, Deputy City Manager, stated the Caper Fear River continues to rise. The time of the cresting has moved several times and is now projected for 2:00 a.m. on Wednesday, at a height of 61.5 feet. There is a strong potential that those living within the one mile evacuation area of the Cape Fear River will be impacted by flooding. Additionally, high speed, fast-moving water with debris will likely cause bridge damage and it is advised that residents do not walk or drive on bridges that have been flooded.

Public Safety

Mr. Ben Major, Fire Chief, stated crews are currently conducting visuals of flood prone areas.

Ms. Gina Hawkins, Police Chief, stated the curfew is still in place, and this will probably be the last night for a city-wide curfew.

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Public Works Commission

Mr. David Trego, PWC CEO/General Manager, stated this morning 8,500 PWC customers were without power, now there are 2,700 without power. We are still working on tree removal tangled in power lines. We are still following the repair and recovery protocol, and at present time all water and waste water functions are operating.

Emergency Shelters

Mr. Jay Reinstein, Assistant City Manager, stated of the 11 shelters only Smith Recreation and True Vine Ministries shelters are at capacity. There are over 1,000 people in the shelters at present.

Damage Assessment

Mr. Jerry Newton, Development Services Director, stated today he had 7 teams out to survey damage. Tomorrow we expect to have 10 to 12 teams out tomorrow.

Discussion ensued following each item.

2.2 2018-2019 Budget Ordinance Amendment Change 2019-3

Ms. Tracey Broyles, Budget and Evaluation Director, provided an overview of Budget Ordinance Amendment Change 2019-3.

Discussion ensued.

MOTION: Mayor Pro Tem Mohn moved to adopt Budget Ordinance Amendment 2019-3.

SECOND: Council Member Waddell

VOTE: UNANIMOUS (10-0)

3.0 ADJOURNMENT

There being no further business, the meeting adjourned at 5:57 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

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FAYETTEVILLE CITY COUNCIL
DISCUSSION OF AGENDA ITEMS MEETING MINUTES
ST. AVOLD ROOM
SEPTEMBER 24, 2018
6:00 P.M.

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore W. Mohn (District 8); James W. Arp, Jr. (District 9) (via telephone)

Others Present: Douglas Hewett, City Manager
Alicia Young, Assistant City Attorney
Brandon Christian, Police Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Jay Reinstein, Assistant City Manager
Gerald Newton, Development Services Director
Gina Hawkins, Police Chief
Cindy Blot, Community and Economic Development Director
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Pamela Megill, City Clerk
Members of the Press

Mayor Colvin called the meeting to order at 6:00 p.m.

Council Member Haire requested that public hearing Item 8.02, P18-26F, rezoning of property from MR-5 Mixed Residential to LC Limited Commercial Zoning, located at 2101, 2103, and 2105 Murchison Road (Tax Map Numbers 0428-85-4488, 0428-85-5420, and 0428-85-5382) near the intersection of Murchison Road and Pennsylvania Avenue, containing 1.5 acres and being the property of Estelle McNeill Heirs (appealed on August 24, 2018), be placed as the first public hearing item.

Discussion pertaining to Hurricane Florence recovery ensued. Mr. Douglas Hewett, City Manager, announced Mr. Gerald Newton, Development Services Director, will be presenting a Hurricane Florence recovery report at the beginning of the regular meeting this evening.

There being no further business, the meeting adjourned at 6:29 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

092418

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**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
SEPTEMBER 24, 2018
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Daniel Culliton (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4) (departed at 8:18 p.m.); Johnny Dawkins (District 5); William J. L. Crisp (District 6); Larry O. Wright, Sr. (District 7); Theodore Mohn (District 8); James W. Arp, Jr. (District 9) (via telephone)

Others Present: Douglas Hewett, City Manager
Brandon Christian, Police Attorney
Kristoff Bauer, Deputy City Manager
Jay Reinstein, Assistant City Manager
Telly Whitfield, Assistant City Manager
Gerald Newton, Development Services Director
Sheila Thomas-Ambat, Interim Public Services Director
Kevin Arata, Corporate Communications Director
Taurus Freeman, Planning and Zoning Manager
Craig Harmon, Senior Planner
Tracey Broyles, Budget and Evaluation Director
Mark Brown, PWC Customer Relations
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 to the American Flag was led by the Mayor and City Council.

4.0 ANNOUNCEMENTS AND RECOGNITION

Mr. Gerald Newton, Development Services Director, provided an update on Hurricane Florence recovery and stated with technology improvements we have surveyed areas of danger to evaluate the extent of the problematic areas.

Mayor Colvin announced debris clean-up began today. Residents interested in working as a sub-contractor for debris clean-up, please contact the City.

Council Member Dawkins thanked many for their Hurricane Florence efforts.

Council Member Jensen introduced Ms. Kennedy Williams, Fayetteville-Cumberland Youth Council Member.

Mayor Colvin presented a proclamation to Ms. Mary John Williams and Ms. Connie Guzman proclaiming September 2018 as PACE (Programs of All-inclusive Care for the Elderly) Month.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Haire moved to approve the agenda with the stipulation that public hearing Item 8.02 be the first public hearing to be heard with Item 8.01 being second.

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SECOND: Council Member Crisp
VOTE: UNANIMOUS (10-0)

6.0 CONSENT AGENDA

MOTION: Mayor Pro Tem Mohn moved to approve the consent agenda.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

6.01 Approval of Meeting Minutes:
September 4, 2018 - Work Session
September 6, 2018 - Special

6.02 P18-24F. Rezoning of property from MR-5 Mixed Residential to CC Community Commercial Zoning, located at 229 McIver Street (Tax Map Number 0437-33-1921) near the intersection of McIver and German Streets, containing 0.12 acres and being the property of CHARLESTON SEVEN GROUP LLC.

6.03 Adopt Capital Project Ordinance 2019-17 (Airport Runway 4/22 and General Aviation Ramps Pavement Crack Sealing)

Capital Project Ordinance 2019-17 will appropriate \$100,000.00 for pavement crack sealing on runway 4/22 and the general aviation ramps at the Fayetteville Regional Airport.

6.04 P18-28F. Rezoning of property from MR-5 Mixed Residential to OI/CZ Office and Institutional/Conditional Zoning, located at 6590 Cliffdale Road (Tax Map Number 9497-96-6108) near the intersection of Cliffdale and Bunce Roads, containing approximately 1.27 acres and being the property of BOXWELL, DEW EVANS & WIFE.

6.05 Capital Project Ordinance 2019-16 for the FY 17 Edward Byrne Memorial Justice Assistance Grant (JAG)

Capital Project Ordinance 2019-16 will appropriate \$106,531.00 of federal grant funds, awarded by the U.S. Department of Justice, for the FY 17 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. No local match is required. The grant provides \$65,000.00 for a training simulator system, \$39,800.00 for six portable fingerprint reader systems, and \$1,731.00 for camera equipment.

6.06 CDBG-DR Sub-Recipient Agreement between the NC Department of Commerce, NC Department of Public Safety, Division of Emergency Management and the City of Fayetteville

The City of Fayetteville is currently a sub-subrecipient to Cumberland County for the CDBG-DR program through a grant executed on December 1, 2017. Cumberland County executed a sub-grant agreement with the City of Fayetteville on April 3, 2018, to award a portion of the County's grant (\$15,325,000.00) to the City. The current arrangement for the City as a sub-subrecipient to the County has inadvertently slowed down both the reimbursement and rehabilitation process for our residents. Each reimbursement request must first be sent to the County for approval, and once approved, the County must reimburse the City prior to receiving a reimbursement from the State. It is a rather cumbersome process and the State agrees. Cumberland County and the City of Fayetteville now wish to dissolve their April 3, 2018, sub-grant agreement, and the County wishes to dissolve its December 1, 2017, grant agreement with NCEM, and in place of these agreements, the City wishes to enter into this agreement directly with NCEM to allocate the City's portion of the County award.

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6.07 Uninhabitable Structures Demolition Recommendations

6502 Portsmouth Drive - District 7

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY 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. 6502 Portsmouth Drive, PIN # 0407-03-5315. ORDINANCE NO. NS2018-017

1932 Progress Street - District 2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY 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. 1932 Progress Drive, PIN # 0436-03-4857. ORDINANCE NO. NS2018-018

6.08 Bid Recommendation - Relocation of Electric Transmission and Distribution Facilities - US 401 (Raeford Road) to Lee Electrical Construction, Inc., Aberdeen, NC, the lowest responsive, responsible bidder in the total amount of \$12,024,969.25.

Bids were received on August 28, 2018, as follows:

Lee Electrical Construction, Inc., Aberdeen, NC . \$12,024,969.25
Linetec Services, LLC, Alexandria, LA \$13,071,088.00

6.09 Bid Recommendation - Cross Creek Water Reclamation Facility Influent Pump Station Rehab to Crowder Construction Company, Apex, NC, the lowest responsive, responsible bidder in the total amount of \$8,582,000.00.

Bids were received on August 23, 2018, as follows:

Crowder Construction Company, Apex, NC \$8,582,000.00
TA Loving Company, LLC, Alexandria, LA \$10,378,147.50

6.010 Bid Recommendation - 27 kV Class, 1200 AMP Feeder Vacuum Circuit Breakers to ABB Inc., Lake Mary, FL, the lowest responsive, responsible bidder in the total amount of \$597,862.00.

Bids were received on August 30, 2018, as follows:

Siemens Industry, Inc., Wendell, NC \$597,862.00
ABB, Inc., Lake Mary, FL \$616,400.00

6.011 Bid Recommendation - Highway #401 North Water Improvements: Contract 1 to Sanford Contractors, Inc., Lemon Springs, NC, the lowest responsive, responsible bidder in the total amount of \$1,363,575.17.

Bids were received on August 23, 2018, as follows:

Sanford Contractors, Inc., Lemon Springs, NC \$1,363,575.17
Odell Smith & Sons Construction, Spring Lake, NC . \$1,571,836.00
Wells Brothers Construction, Turkey, NC \$1,587,918.48
Sandy's Hauling & Backhoe Service, Roseboro, NC .. \$1,710,652.50
S & L Contracting, Wadesboro, NC \$1,808,239.50

7.0 REPORTS FROM BOARDS AND COMMISSIONS

7.01 2018 Annual Report of the Wrecker Review Board

Ms. Gina Hawkins, Police Chief, presented this item and stated over the past year 29 wrecker companies have applied to be placed on the rotation wrecker list, of those 26 were accepted and 3 were denied

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for various reasons. The Wrecker Review Board meets on a quarterly basis, and this past year there have been three separate appeal hearings.

Discussion ensued.

MOTION: Council Member Dawkins moved to accept the Annual Report of the Wrecker Review Board.
SECOND: Council Member Haire
VOTE: UNANIMOUS (10-0)

8.0 PUBLIC HEARINGS

8.02 P18-26F. Rezoning of property from MR-5 Mixed Residential to LC Limited Commercial Zoning, located at 2101, 2103, and 2105 Murchison Road (Tax Map Numbers 0428-85-4488, 0428-85-5420, and 0428-85-5382) near the intersection of Murchison Road and Pennsylvania Avenue, containing 1.5 acres and being the property of ESTELLE MCNEILL, HEIRS. [Appealed on August 24, 2018]

This item was moved before Item 8.01.

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated Land within the City is generally classified by the Unified Development Ordinance (UDO) to be within one of a number of base zoning districts. Land may be reclassified to one of a number of comparable conditional zoning districts in accordance with Section 30-2.C. This request is for a straight rezoning from Mixed Residential 5 (MR-5) to Limited Commercial (LC). The MR-5 District is "established and intended to meet the diverse housing needs of City residents by accommodating a wide variety of residential housing types and arrangements at moderate to high densities, including single-family detached dwellings, two- to four-family dwellings, multi-family dwellings, and other residential development that may include single-family attached dwellings, and zero lot line development subject to the requirements of this Ordinance". The purpose of the LC District is to "accommodate a wider range of moderate-intensity general retail, business, and service uses that serve groups of neighborhoods instead of just an individual neighborhood, for example, grocery stores, drugstores, large restaurants, gas stations, and higher order retail uses like specialty stores. The district is not intended to accommodate intensive commercial or other business uses. Residential uses are encouraged on the upper floors of nonresidential establishments". The reclassification of land to a straight zoning district allows all of the business/office uses that are shown on the attached Use Table taken from the UDO. The City Council may not consider conditions or restrictions on the range of allowable uses, use standards, development intensities, development standards, and other regulations that are applicable. In December 2007 the City of Fayetteville commissioned land design and project partner Basile Baumann Prost Cole and Associates (BBPC) to prepare a land use and economic development plan for the Murchison Road corridor and respective study area. The entire study area covers approximately 4,071 acres, extending from downtown and Martin Luther King Jr. Freeway (US 401) to Fort Bragg and the future I-295 Fayetteville Outer Loop corridor extension.

Mr. Harmon stated it is recommended that the City Council move to deny the requested rezoning to LC Limited Commercial Zoning, as presented by staff. The amendment is not consistent with applicable plans because (1) the City's existing Land Use and Economic Development Plan: Murchison Road Corridor Plan calls for this area to be used for single-family residential purposes; (2) the uses surrounding this property are mostly incompatible with the proposed zoning; and (3) the proposed zoning is not reasonable and is not in the public interest because the proposed zoning does not fit with the character of the development in this area.

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

Mr. Thelberry Torrey, 2101 Murchison Road, Fayetteville, NC, appeared in favor and stated he is one of the property owners.

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

Discussion ensued.

MOTION: Council Member Haire moved to approve the rezoning request from MR5 Mixed Residential to LC Limited Commercial.
SECOND: Council Member Waddell
VOTE: PASSED by a vote of 8 in favor to 2 in opposition (Council Members Culliton and Crisp)

MOTION: Council Member Dawkins moved to excuse Council Member Haire for the remainder of the meeting; not for conflict of interest or financial interest.
SECOND: Council Member Waddell
VOTE: UNANIMOUS (9-0)

8.01 P18-21F. Rezoning of property from SF-10 - Single Family Residential to OI - Office and Institutional Zoning, located at 2005 Hope Mills Road (tax map number 0416-12-4622-) near the intersection of Hope Mills and Ashton streets, containing 0.24 acres and being the property of Jeffrey Bryant.

This item was moved after Item 8.02.

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated the request is for a straight rezoning from Single Family 10 (SF-10) to Office and Institutional Zoning. The purpose of the SF-10 District is to "accommodate principally single-family detached residential development at low densities, and to accommodate flexibly-designed residential development that provides variable housing types and arrangements that respond to environmental and site conditions". The purpose of the Office and Institutional District is to "accommodate a mix of small-scale, low-intensity professional and business offices and institutions, together with limited personal service and supporting retail uses (See 30-4.D Accessory Uses) , single-family detached, single-family attached, and multi-family residential uses in close proximity to one another, subject to design and compatibility standards. The districts are generally near residential neighborhoods and often serve as a buffer or transition between neighborhoods and more intense business districts". The reclassification of land to a straight zoning district allows all of the business/office uses that are shown on the Use Table taken from the UDO. The City Council may not consider conditions or restrictions on the range of allowable uses, use standards, development intensities, development standards, and other regulations that are applicable. The City Planning staff recommends approval of the map amendment to OI based on the following:

- (1) This proposed zoning map amendment implements the policies of the adopted Hope Mills Corridor Plan, including the land use classification of the property on the future land use map, as amended;
- (2) The uses permitted by the proposed change in zoning district classification and the standards applicable to such uses will be appropriate in the immediate area of the land to be reclassified due to the future land use plan for this area and the existing zoning and uses surrounding this property;
- (3) The proposed change is in accord with any existing or proposed plans for providing public schools, streets, water

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supply, sanitary sewers, and other public services and utilities to the area since the corridor plan was developed after the widening of Hope Mills Road and due to most of the surrounding lands having already been developed; and

- (4) There are no other factors which will substantially affect the public health, safety, morals, or general welfare.

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

Mr. Jeffrey Bryant, 2659 Lakeview Drive, Fayetteville, NC 28306, appeared in favor and asked for approval of the rezoning request.

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

Discussion ensued.

MOTION: Council Member Crisp moved to approve the requested rezoning to OI Office and Institutional Zoning. The amendment is consistent with applicable plans because (1) the City's existing Hope Mills Road Corridor Plan calls for this area to be used for office and institutional purposes, (2) that the uses surrounding this property are all compatible with the proposed zoning, and (3) the proposed zoning is reasonable and in the public interest because the proposed zoning does fit with the character of the development in this area.

SECOND: Council Member Dawkins

VOTE: UNANIMOUS (9-0)

8.03 P18-27F. The issuing of a Special Use Permit to allow a recycling center to be located at 260 Tolar Street (Tax Map Number 0437-30-4579) near the intersection of Barnes and Winslow Streets, containing approximately 5.4 acres and being the property of B/T STORAGE LLC.

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated the property in question is located near the edge of the City's downtown area, near the Martin Luther King Jr. Freeway/Highway 87. The owner proposes to locate a transfer recycling center at the location. This facility will divert metal, plastics, aggregate, wood, cardboard, carpet, and drywall from construction sites. This property is just over five acres and currently has several large vacant buildings and one small vacant building on it. Some of the existing buildings are dilapidated. One building has suffered major fire damage and another building has a missing roof and some walls. This property will require a major mitigation. A business on this property should greatly improve the aesthetics and safety issues that are currently present. A Special Use Permit (SUP) shall be approved only upon a finding that all of the following standards are met:

- (1) The special use will comply with all applicable standards in Section 30-4.C, Use-Specific Standards;
- (2) The special use is compatible with the character of surrounding lands and the uses permitted in the zoning district(s) of surrounding lands;
- (3) The special use avoids significant adverse impact on surrounding lands regarding service delivery, parking, loading, odors, noise, glare, and vibration;
- (4) The special use is configured to minimize adverse effects, including visual impacts of the proposed use on adjacent lands;

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- (5) The special use avoids significant deterioration of water and air resources, wildlife habitat, scenic resources, and other natural resources;
- (6) The special use maintains safe ingress and egress onto the site and safe road conditions around the site;
- (7) The special use allows for the protection of property values and the ability of neighboring lands to develop the uses permitted in the zoning district; and
- (8) The special use complies with all other relevant City, State, and Federal laws and regulations.

This SUP must comply with any and all City, State, and Federal laws and regulations to remain in business.

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

Mr. Greg Spears, 2829 Briar Creek Place, Fayetteville, NC 28304, appeared in favor and asked for approval of the Special Use Permit.

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

Discussion ensued.

MOTION: Council Member Dawkins moved to approve the Special Use Permit (SUP) to allow a recycling center to be located on this property, as presented by the 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 City's existing Massey Hill Community Redevelopment Plan calls for this area to be used for Industrial purposes, (2) that the uses surrounding this property are all compatible with the proposed SUP, and (3) the proposed SUP is reasonable and in the public interest because the proposed SUP does fit with the character of the development in this area. This Special Use Permit shall become effective ten days after its approval by the City Council, which is October 4, 2018. The SUP shall expire one year from its effective date if a building permit is not issued within that time.

SECOND: Council Member Culliton

VOTE: UNANIMOUS (9-0)

9.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:43 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

092418

City of Fayetteville

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

City Council Action Memo

File Number: 18-378

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.02

TO: Mayor and Members of City Council

THRU: Kristoff T. Bauer, Deputy City Manager

FROM: Sheila Thomas-Ambat, P.E., Interim Director of Public Services
Michael Gibson, Parks, Recreation and Maintenance Director
Tracey Broyles, Budget and Evaluation Director

DATE: October 8, 2018

RE:

Adoption of Two Resolutions Authorizing Municipal Agreements with the North Carolina Department of Transportation for Street Sweeping and Mowing of State Highway System Roadways within the City

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

Goal IV: Desirable Place to Live, Work and Recreate

Executive Summary:

The North Carolina Department of Transportation (NCDOT) has proposed two municipal agreements to continue contracting with the City to perform street sweeping and mowing along state-owned roadways within the City.

The municipal agreements outline the scopes of service and reimbursement levels for these maintenance activities. The FY2019 adopted budget reflects anticipated expenditures and revenues for the proposed municipal agreements for the General Fund and Stormwater Fund. Council is asked to adopt resolutions authorizing execution of the two agreements by the City Manager.

Background:

Historically, the NCDOT has contracted with the City to sweep and mow along roadways,

inside the city limits, owned by the NCDOT.

The NCDOT has proposed two new municipal agreements to contract for these activities for one-year from the date of the agreement. The agreements include options for up to four one-year extension options. The mowing and sweeping will be performed on the routes as outlined in Attachment A to each agreement and the reimbursement levels are outlined in Attachment B to each agreement. The routes and/or costs may be amended each year as mutually agreed to by the City and NCDOT.

The proposed agreements identify specific reimbursement amounts for various activities and include not-to-exceed reimbursement limits of \$123,521.77 for sweeping and \$128,679.10 for mowing.

Issues/Analysis:

In order to receive payment, it is necessary for City Council to approve the resolutions authorizing the execution of the municipal agreements for the City to perform sweeping and mowing maintenance operations on NCDOT maintained roadways.

Budget Impact:

Expenditures incurred by the City of Fayetteville to perform the maintenance activities will be reimbursed by NCDOT up to the noted limits. The projected revenues and expenditures for the municipal agreements were included in the FY2019 budget adopted by Council on June 11, 2018.

Options:

1. Adopt the resolutions authorizing the City Manager to execute the municipal agreements.
2. Do not adopt the resolutions and provide further direction to staff.

Recommended Action:

Staff recommends that Council move to adopt the resolutions authorizing the City Manager to execute the municipal agreements to perform sweeping and mowing maintenance operations on NCDOT roadway system as presented.

Attachments:

- Sweeping Municipal Agreement # 8080
- Mowing Municipal Agreement # 8077
- Resolution Authorizing Execution of Municipal Agreement for Sweeping NCDOT Maintained Roadways
- Resolution Authorizing Execution of Municipal Agreement for Mowing NCDOT Maintained Roadways

- Street Sweeping Supplemental Information

NORTH CAROLINA
CUMBERLAND COUNTY

SWEEPING MAINTENANCE AGREEMENT

DATE: 6/19/2018

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION

AND

WBS Elements: 6.102611, 6.202611

CITY OF FAYETTEVILLE

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Fayetteville, hereinafter referred to as the "Municipality".

WITNESSETH

WHEREAS, the Municipality has requested to perform routine sweeping of the curb and gutter along along certain rights of way of State maintained routes; and,

WHEREAS, the Municipality has agreed to perform said sweeping with reimbursement from the Department subject to the conditions hereinafter set forth.

NOW THEREFORE, the parties hereto, each in consideration of the premises and the benefits accruing to the Department and the Municipality as the result of the sweeping services, it is agreed as follows:

1. The Municipality shall provide the personnel, equipment, labor, materials, and traffic control devices to perform sweeping service in accordance with Departmental standards and specifications. The sweeping will be performed on the routes specified in Attachment A and the costs specified in Attachment B. The routes and/or costs may be amended each year, with additions or changes as mutually agreed upon by both parties in writing prior to performing the work for each year as described herein. No Supplemental Agreement is required.
2. The Municipality shall provide for the sweeping maintenance in accordance with NCDOT sweeping requirements, roadway standard drawings and standard specifications under the general administrative control of the Department's Division Engineer. The Division Engineer shall approve any requests by the Municipality for changes to NCDOT sweeping requirements.
3. The Division Engineer shall notify the Municipality in writing at the beginning of the performance period or as soon thereafter, of the amount of allocated funds estimated to be available to the

Municipality for sweeping maintenance on the locations identified. The available allocation shall be based upon and shall not exceed estimated cost of the work as if performed by the Department.

3. Reimbursement may be made quarterly. The Municipality shall submit an itemized invoice to the Department upon completion. Reimbursement shall be made upon approval of said invoice by the Department's Division Engineer and Financial Management Division. Any additional cost beyond the approved amount will be the Municipality's responsibility.
4. At the end of the first year, upon written mutual consent, this Agreement may be renewed every year for the next 5 years, subject to the provisions herein. If the Municipality desires to continue the sweeping services described in this Agreement, the Municipality and the Department may re-negotiate the costs and the revise sweeping locations as described below:
 - (A) The Division Engineer shall notify the Municipality in writing through a letter or invoice at the beginning of the annual performance period of the amount of allocated funds estimated to be available to the Municipality for sweeping maintenance.
 - (B) The Department, at its option, may elect to increase or decrease the reimbursement rates each year the Agreement is in force in consideration of inflation rates, cost increases and decreases, changes in funding, etc., subject to the availability of funds and the performance of the Municipality.
5. This Agreement may continue with automatic yearly renewal extensions for five years, subject to the following termination conditions:
 - (A) At any time either party may cancel the Agreement with a thirty (30) day written notice to the opposite party. On behalf of the Municipality, this Agreement may be canceled by the Town Manager and/or his designee.
 - (B) Upon the effective date of the cancellation, neither party shall owe any obligations under this Agreement, except that all obligations performed under this Agreement, including but not limited to invoicing, record retention, and payment for work performed prior to the effective date of cancellation, shall remain in effect.
6. Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Minority Businesses, Women Businesses, or Small Professional Services Firms (SPSF) as required by G.S. 136-28.4 and the North Carolina Administrative Code. The Department will provide the appropriate provisions to be contained in those contracts.

- (A) No advertisement shall be made nor any contract be entered into for services to be performed as part of this Agreement without prior written approval of the advertisement or contents of the contract by the Department.
 - (B) Failure to comply with these requirements will result in funding being withheld until such time as these requirements are met.
- 7. The Municipality agrees to provide traffic control devices, lane closures, road closures, positive protection and/or any other warning or positive protection devices necessary for the safety of road users during performance of the work including any construction and subsequent maintenance. This work shall be performed in conformance with the latest NCDOT Roadway Standard Drawings and Standard Specifications for Road and Structures and Amendments or Supplements thereto. When there is no guidance provided in Roadway Standard Drawings or Specifications, work shall be in compliance with the Manual on Uniform Traffic Control Devices for Streets and Highways and Amendment or Supplement thereto. Information regarding these rules and regulations may be obtained from the Department's Division Engineer.
- 8. The Municipality's invoice to the Department shall show actual costs for labor, equipment, and contracted services for work completed, not to exceed the amount allocated. The invoice should be itemized by date, sweeping route, and costs for performing each sweeping cycle, no later than three months after the scheduled invoicing date for eligible reimbursable costs. All final invoices must be submitted within one year after the work is performed or said work will not be reimbursed by the Department. Reimbursement shall be made upon approval of said invoice by the Department's District Engineer or designee and Financial Management Division.
- 9. The Municipality shall comply with all applicable federal, state and local environmental regulations, and shall obtain all necessary federal, state and local environmental permits, including but not limited to, those related to sediment control, storm water, wetland, streams, endangered species, and historical sites.
- 10. The Municipality, and or its agent, shall maintain adequate records and documentation to support the work performed under this Agreement and shall permit free access to its records by official representatives of the State of North Carolina. Furthermore, the Municipality, or its agent, shall maintain all pertinent records and documentation for a period of not less than five (5) years following the close of the fiscal year during which the services were performed.
- 11. It is the policy of the Department not to enter into any Agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature

of this Agreement, that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

12. This Agreement is solely for the benefit of the Department and the Municipality and is not for the benefit of any other persons or any entities, and no other persons or entities shall have any rights, claims, or entitlements under this Agreement.
13. The Department must approve any assignment or transfer of the responsibilities of the Municipality set forth in this Agreement to other parties or entities in writing.
14. The Municipality agrees to indemnify and save harmless, the Department, for all damages and claims for damage that may arise as result of performance of sweeping operations by its employees and/or contractors.
15. By Executive Order 24, issued by Governor Perdue, and N.C. G.S. § 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Environmental Quality, Health and Human Services, Information Technology, Military and Veterans Affairs, Natural and Cultural Resources, Public Safety, Revenue, Transportation, and the Office of the Governor).

IT IS UNDERSTOOD AND AGREED that the approval of the project by the Department is subject to the conditions of this Agreement.

IN WITNESS WHEREOF, this Agreement has been executed, in duplicate, the day and year heretofore set out, on the part of the Department and the Municipality by authority duly given.

ATTEST:

CITY OF FAYETTEVILLE

BY: _____

BY: _____

TITLE: _____

TITLE: _____

DATE: _____

Approved by _____ of the local governing body of the City of Fayetteville

as attested to by the signature of Clerk of said governing body on _____ (Date)

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

Federal Tax Identification Number

(SEAL)

Remittance Address:

City of Fayetteville

DEPARTMENT OF TRANSPORTATION

BY: _____

(CHIEF ENGINEER)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

City of Fayetteville

2018

Sweeping

Route	From	To	Miles	Curb Miles
HWY 162*	SR 1107	US 401 (Raeford Rd)	1.93	7.72
HWY 162	SR 1107	US 401 (Raeford Rd)	0.87	1.74
US 301*	Cape Fear Bridge	SR 2277 (Locust St.)	0.46	1.84
US 301	Cape Fear Bridge	SR 2277 (Locust St.)	0.98	1.96
US 401*	Skibo Rd.	0.13 Mi. S. of SR 1411	0.20	0.80
US 401	Skibo Rd.	0.13 Mi. S. of SR 1411	0.74	1.48
US 401*	Country Club Dr.	End C&G	0.31	1.24
US 401	Country Club Dr.	End C&G	5.47	10.94
US 401 BUS.*	Skibo Rd.	SR 1414	0.15	0.60
US 401 BUS.	Skibo Rd.	SR 1414	3.11	6.22
US 401 BUS.*	SR 3828	SR 3950	1.69	6.76
US 401 BUS.	SR 3828	SR 3950	0.16	0.32
US 401 BUS. Med.	SR 3828	SR 3950	0.06	0.12
US 401 BUS. Ramps	SR 3828	SR 3950	0.41	0.82
US 401 BUS.*	SR 3950	Country Club Dr.	0.08	0.32
US 401 BUS.	SR 3950	Country Club Dr.	2.39	4.78
US 401 BYP.*	Ramsey St.	Raeford Rd.	3.02	12.08
US 401 BYP.	Ramsey St.	Raeford Rd.	4.81	9.62
NC 24	West City Limit	End C&G 0.08 Mi. E. of NC 53	7.42	14.84
NC 24*	West City Limit	End C&G 0.08 Mi. E. of NC 53	0.45	1.80

NC 53	NC 24	End C&G 0.27 Mi. E. of SR 2008	4.00	8.00
NC 59	US 401 Bus. (Raeford Rd)	Hope Mills City Limits	2.42	4.84
NC 87/NC 210N	NC 24	NC 87/NC 210S	0.08	0.16
NC 87/NC 210S	NC 24/NC 87	End NC 24 EBL On Ramp	0.37	0.74
NC 210*	NC 87/NC 210S	Fort Bragg	0.05	0.20
NC 210	NC 87/NC 210S	Fort Bragg	5.30	10.60
SR 1006	US 301	0.16 Mi. E. of NC 53 @ End C & G	0.93	1.86
SR 1007*	NC 87	End C & G	0.33	1.32
SR 1007	NC 87	End C & G	4.44	8.88
SR 1141	SR 2311	SR 1132	1.72	3.44
SR 1141	Hope Mills City Limits	SR 1007	2.61	5.22
SR 1141*	Hope Mills City Limits	SR 1007	0.15	0.60
SR 1344	SR 1141	Bus 95	1.62	3.24
SR 1344*	SR 1141	Bus 95	0.42	1.68
SR 1400	SR 1404	McPherson Church Rd.	0.03	0.06
SR 1400	McPherson Church Rd.	Begin Divided Section	3.84	7.68
SR 1400	Begin Divided Section	US 401	0.42	0.84
SR 1400*	SR 1404	McPherson Church Rd.	0.02	0.08
SR 1400*	McPherson Church Rd.	Begin Divided Section	0.15	0.60
SR 1400*	Begin Divided Section	US 401	3.97	15.88
SR 1403	SR 1400	Fort Bragg	2.89	5.78
SR 1403*	SR 1400	Fort Bragg	0.06	0.24
SR 1404	US 401 BUS.	SR 1403	6.33	12.66
SR 1404*	US 401 BUS.	SR 1403	0.51	2.04
SR 1408	SR 1404	SR 1415	0.82	1.64
SR 1414	US 401 BUS.	SR 1404	1.46	2.92
SR 1415	US 401 BYP.	Fort Bragg	2.74	5.48

SR 1415*	US 401 BYP.	Fort Bragg	0.26	1.04
SR 1437	NC 24	SR 1408	1.85	3.70
SR 1596	SR 1400	SR 1404	0.10	0.20
SR 1596 *	SR 1400	SR 1404	0.59	2.36
SR 2260	US 301 (Bus. 95)	End Maintenance	0.31	0.62
SR 2260 *	US 301 (Bus. 95)	End Maintenance	0.42	1.68
SR 2299	US 301	Maxwell Street	0.06	0.12
SR 2299	Maxwell Street	SR 3828	0.35	0.70
SR 2299*	US 301	Maxwell Street	0.85	3.40
SR 2311	SR 2299	US 301	2.25	4.50
SR 3499	US 401 Bypass	SR 1415	0.18	0.36
SR 3499*	US 401 Bypass	SR 1415	0.49	1.96
SR 3578	SR 1404	SR 1404	0.35	0.70
SR 3825	SR 3826	SR 3828	0.07	0.14
SR 3825*	SR 3826	SR 3828	0.01	0.04
SR 3826	SR 3827	SR 3825	0.45	0.90
SR 3827	SR 3828	SR 3826	0.09	0.18
SR 3828	NC 24	US 401 BUS.	0.96	1.92
SR 3828*	NC 24	US 401 BUS.	0.12	0.48
SR 3950	NC 24	US 401 BUS.	0.61	1.22
SR 3950*	NC 24	US 401 BUS.	0.27	1.08
Adjustments			2.57	5.14

95.60

225.12

* Is 4 lane divided. Therefore, curb mileage is four (4) times the road mileage.

2018 City of Fayetteville Sweeping Cost Sheet

Yearly Reimbursement	\$123,521.77
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Quarterly Payment	\$30,880.44
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Quarterly Breakdown:

6.102611	\$15,131.41
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6.202611	\$15,749.03
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NORTH CAROLINA
CUMBERLAND COUNTY

MOWING MAINTENANCE AGREEMENT

DATE: 6/19/2018

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION

AND

WBS Elements: 6RE.102615, 6RE.202615

CITY OF FAYETTEVILLE

THIS AGREEMENT is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department" and the City of Fayetteville, hereinafter referred to as the "Municipality".

WITNESSETH:

WHEREAS, the Municipality has requested to perform "routine" and "clean-up" mowing of vegetation within the rights of way of certain State maintained routes; and.

WHEREAS, the Municipality has agreed to perform said mowing with reimbursement from the Department subject to the conditions hereinafter set forth.

NOW, THEREFORE, in consideration of the premises and the benefits accruing to the Department and the Municipality as the result of the mowing services, it is agreed as follows:

1. The Municipality shall provide the personnel, equipment, labor, materials, and traffic control devices to perform mowing service in accordance with Departmental standards and specifications. The mowing will be performed on the routes specified in Attachment A and the costs specified in Attachment B. The routes and/or costs may be amended each year, with additions or changes as mutually agreed upon by both parties in writing prior to performing the work for each year as described herein. No Supplemental Agreement is required.
2. All work shall be performed in accordance with generally accepted horticultural practices and the Department's routine maintenance mowing requirements set by the Division 6 Engineer. The Division Engineer may approve any requests for changes to NCDOT mowing requirements including but not limited to mowing time frames, mowing heights, mowing equipment, etc.
3. The Division Engineer shall notify the Municipality in writing at the beginning of the annual performance period or as soon thereafter, of the amount of allocated funds estimated to be available to the Municipality for mowing maintenance on the locations identified. The available

allocation shall be based upon and shall not exceed the estimated cost of the work as if performed by the Department.

4. Reimbursement may be made quarterly. The Municipality shall submit an itemized invoice to the Department upon completion. Reimbursement shall be made upon approval of said invoice by the Department's Division Engineer and Financial Management Division. Any additional cost beyond the approved amount will be the Municipality's responsibility.
5. At the end of the first year, upon written mutual consent, this Agreement may be renewed every year for the next 5 years, subject to the provisions herein. If the Municipality desires to continue the mowing services described in this Agreement, the Municipality and the Department may re-negotiate the costs and the revise mowing locations as described below:
 - (A) The Division Engineer shall notify the Municipality in writing through a letter or invoice at the beginning of the annual performance period of the amount of allocated funds estimated to be available to the Municipality for mowing maintenance.
 - (B) The Department, at its option, may elect to increase or decrease the reimbursement rates each year the Agreement is in force in consideration of inflation rates, cost increases and decreases, changes in funding, etc., subject to the availability of funds and the performance of the Municipality.
6. This Agreement may continue with automatic yearly renewal extensions for five years, subject to the following termination conditions:
 - (A) At any time either party may cancel the Agreement with a thirty (30) day written notice to the opposite party. On behalf of the Municipality, this Agreement may be canceled by the Town Manager and/or his designee.
 - (B) Upon the effective date of the cancellation, neither party shall owe any obligations under this Agreement, except that all obligations performed under this Agreement, including but not limited to invoicing, record retention, and payment for work performed prior to the effective date of cancellation, shall remain in effect.
7. Any contract entered into with another party to perform work associated with the requirements of this Agreement shall contain appropriate provisions regarding the utilization of Minority Businesses, Women Businesses, or Small Professional Services Firms (SPSF) as required by G.S. 136-28.4 and the North Carolina Administrative Code. The Department will provide the appropriate provisions to be contained in those contracts.

- (A) No advertisement shall be made nor any contract be entered into for services to be performed as part of this Agreement without prior written approval of the advertisement or contents of the contract by the Department.
 - (B) Failure to comply with these requirements will result in funding being withheld until such time as these requirements are met.
8. The Municipality agrees to provide traffic control devices, lane closures, road closures, positive protection and/or any other warning or positive protection devices necessary for the safety of road users during performance of the work including any construction and subsequent maintenance. This work shall be performed in conformance with the latest NCDOT Roadway Standard Drawings and Standard Specifications for Road and Structures and Amendments or Supplements thereto. When there is no guidance provided in Roadway Standard Drawings or Specifications, work shall be in compliance with the Manual on Uniform Traffic Control Devices for Streets and Highways and Amendment or Supplement thereto. Information regarding these rules and regulations may be obtained from the Department's Division Engineer.
 9. The Municipality's invoice to the Department shall show actual costs for labor, equipment, and contracted services for work completed, not to exceed the amount allocated. The invoice should be itemized by date, mowing route, and costs for performing each mowing cycle, no later than three months after the scheduled invoicing date for eligible reimbursable costs. All final invoices must be submitted within one year after the work is performed or said work will not be reimbursed by the Department. Reimbursement shall be made upon approval of said invoice by the Department's District Engineer or designee and Financial Management Division.
 10. The Municipality shall comply with all applicable federal, state and local environmental regulations, and shall obtain all necessary federal, state and local environmental permits, including but not limited to, those related to sediment control, storm water, wetland, streams, endangered species, and historical sites.
 11. The Municipality, and or its agent, shall maintain adequate records and documentation to support the work performed under this Agreement and shall permit free access to its records by official representatives of the State of North Carolina. Furthermore, the Municipality, or its agent, shall maintain all pertinent records and documentation for a period of not less than five (5) years following the close of the fiscal year during which the services were performed.
 12. It is the policy of the Department not to enter into any Agreement with another party that has been debarred by any government agency (Federal or State). The Municipality certifies, by signature of this Agreement, that neither it nor its agents or contractors are presently debarred, suspended,

proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Department or Agency.

13. This Agreement is solely for the benefit of the Department and the Municipality and is not for the benefit of any other persons or any entities, and no other persons or entities shall have any rights, claims, or entitlements under this Agreement.
14. The Department must approve any assignment or transfer of the responsibilities of the Municipality set forth in this Agreement to other parties or entities in writing.
15. The Municipality agrees to indemnify and save harmless, the Department, for all damages and claims for damage that may arise as result of performance of mowing operations by its employees and/or contractors.
16. By Executive Order 24, issued by Governor Perdue, and N.C. G.S. § 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e., Administration, Commerce, Environmental Quality, Health and Human Services, Information Technology, Military and Veterans Affairs, Natural and Cultural Resources, Public Safety, Revenue, Transportation, and the Office of the Governor).

IT IS UNDERSTOOD AND AGREED that the approval of the project by the Department is subject to the conditions of this Agreement.

IN WITNESS WHEREOF, this Agreement has been executed, in duplicate, the day and year heretofore set out, on the part of the Department and the Municipality by authority duly given.

ATTEST: CITY OF FAYETTEVILLE

BY: _____ BY: _____

TITLE: _____ TITLE: _____

DATE: _____

Approved by the City of Fayetteville as attested to by the signature of _____

Clerk of the _____ (governing body) on _____

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

Federal Tax Identification Number

(SEAL)

Remittance Address:

City of Fayetteville

DEPARTMENT OF TRANSPORTATION

BY: _____

(CHIEF ENGINEER)

DATE: _____

PRESENTED TO BOARD OF TRANSPORTATION ITEM O: _____

City of Fayetteville
2018 Mowing

Route	From	To	Miles	Shoulder Miles
HWY 162*	SR 1107	US 401 (Raeford Rd)	0.93	3.72
HWY 162	SR 1107	US 401 (Raeford Rd)	1.87	3.74
US 301 *	North City Limit	Cape Fear River Bridge	1.05	4.20
US 301	Cape Fear River Bridge	NC 24	0.56	1.12
US 301	NC 24	Locust Street	0.75	1.50
US 301 *	Locust Street	South City Limit	2.97	11.88
US 301 *	South City Limit	SR 4200	0.98	3.92
US 401 *	Hoke County Line	End divided section	5.01	20.04
US 401	End divided section	US 401 BYP. (Skibo Rd.)	1.32	2.64
US 401 (Ramsey St.)	US 401 bypass (Country Club)	End Curb & Gutter	5.78	11.56
US 401 BUS.	US 401 BYP. (Skibo Rd.)	SR 1414	3.26	6.52
US 401 BUS.	SR 1414	SR 3828	1.75	3.50
US 401 BUS.	SR 3828	SR 3950	1.58	3.16
US 401 BUS.*	SR 3828	SR 3950	0.49	1.96
US 401 BUS.	SR 3950	US 401 BYP. (Country Club Dr.)	2.47	4.94
US 401 BYP.	US 401 BUS. (Raeford Road)	US 401 BUS. (Ramsey St.)	7.83	15.66
NC 24 *	West City Limit/Ft.Bragg	Glenville Avenue	4.58	18.32
NC 24	Glenville Avenue	SR 3828	1.60	3.20
NC 24	SR 3828	NC 53 @ divided section	2.19	4.38
NC 24*	NC 53 @ divided section	East City Limit/SR 1839	0.45	1.80
NC 53	NC 24	SR 2216	4.29	8.58
NC 59	US 401 BUS.	South City Limit	2.42	4.84

NC 87 *	SR 3828	0.43 miles S. of SR 1007	3.39	13.56
NC 87 / 210N	NC 24	NC 87/ 210S	0.08	0.16
NC 87 / 210N	NC 24/87	End Hwy 24 EBL on Ramp	0.37	0.74
NC 210	NC 87/NC 210 S.	Fort Bragg	5.32	10.64
SR 1003	SR 1007	South City Limit	0.45	0.90
SR 1006	US 301	East City Limit	1.39	2.78
SR 1007	SR 2337	Divided Section @ All-	5.97	11.94
SR 1007*	Divided Section All American Exp.	Fort Bragg Entering Sign	4.71	18.84
SR 1102	SR 3569	Hoke County Line	1.99	3.98
SR 1103	SR 1102	Hoke County Line	0.94	1.88
SR 1104	US 401	SR 1112	4.65	9.30
SR 1105	US 401	SR 1104	1.62	3.24
SR 1106	SR 1104	NC 162	1.28	2.56
SR 1107	SR 1104	NC 162	2.07	4.14
SR 1108	SR 1112	Hoke County Line	1.84	3.68
SR 1109	SR 1108	SR 1104	2.20	4.40
SR 1110	SR 1112	SR 1109	0.90	1.80
SR 1111	SR 1112	SR 1108	0.94	1.88
SR 1112	SR 1108	Hoke County Line	4.34	8.68
SR 1132	SR 1141	South City Limit	1.22	2.44
SR 1139	SR 1112	Hoke County Line	0.69	1.38
SR 1140	SR 1104	SR 1112	1.24	2.48
SR 1141	SR 2311	SR 1132	1.72	3.44
SR 1141	SR 1132	NC 162	4.52	9.04
SR 1149	SR 1007	West City Limit	0.73	1.46
SR 1154	SR 3687	SR 3081	1.09	2.18
SR 1168	SR 1141	US 401 BUS.	0.60	1.20
SR 1169	SR 1141	SR 1007	0.35	0.70

SR 1219	US 401 BUS.	SR 1141	2.17	4.34
SR 1242 (Service Rd)	SR 4200	Cul-de-sac at SR 1344	0.26	0.52
SR 1344 *	Bus 95/US 301	SR 4200	0.20	0.80
SR 1344	Bus 95/US 301	SR 4200	0.10	0.20
SR 1344	SR 4200	SR 1141	1.73	3.46
SR 1400	Mcpherson Church Road	SR 1404	0.92	1.84
SR 1400	Mcpherson Church Road	Begin Divided Section	3.99	7.98
SR 1400*	Begin Divided Section	US 401	1.74	6.96
SR 1400	Begin Divided Section	US 401	2.65	5.30
SR 1401	SR 3282	SR 3250	0.10	0.20
SR 1402	SR 1400	SR 3569	2.07	4.14
SR 1403	SR 3569	Fort Bragg	5.12	10.24
SR 1404	US 401 BUS.	SR 1403	6.84	13.68
SR 1406	SR 1415	SR 1403	1.04	2.08
SR 1408	SR 1404	SR 1415	0.92	1.84
SR 1409	US 401	SR 1400	1.58	3.16
SR 1410	SR 1400	SR 1409	0.77	1.54
SR 1411	US 401	SR 1410	1.17	2.34
SR 1414	US 401 BUS.	SR 1404	1.46	2.92
SR 1415	US 401 BYP.	Fort Bragg	3.00	6.00
SR 1437	NC 210	SR 1408	3.73	7.46
SR 1593	US 401	SR 1401	2.41	4.82
SR 1596 *	SR 1400	SR 1404	0.48	1.92
SR 1596	SR 1400	SR 1404	0.21	0.42
SR 1600	US 401	West City Limit	2.13	4.26
SR 1611	US 401	SR 1612	0.20	0.40
SR 1614	NC 210	SR 1615	0.97	1.94
SR 1615	US 401 BYP.	US 401	3.95	7.90

SR 1726	US 401	SR 1754	0.55	1.10
SR 1728	SR 1714	Begin City Maintenance/SR 1738	0.31	0.62
SR 1737 (Service Rd)	SR 1714	SR 1738/US 301	0.70	1.40
SR 1738 (Service Rd)	SR 1728/US 301	SR 1737/US 301	0.45	0.90
SR 1739 (Service Rd)	US 301/SR 1741	SR 2810	0.19	0.38
SR 1741 (Service Rd)	US 301/SR 1739	Dead End	0.39	0.78
SR 1838	NC 24/210	North City Limit	1.40	2.80
SR 2000	NC 53/210	South City Limit	0.74	1.48
SR 2007	NC 53/210	North to Dead End	0.68	1.36
SR 2007	NC 53/210	South to End of Pavement	0.17	0.34
SR 2210	SR 1007	End Maintenance	1.58	3.16
SR 2212	SR 2341	I-95 Bridge	1.74	3.48
SR 2260*	US 301	End of State Maintenance	0.32	1.28
SR 2260	US 301	End of State Maintenance	0.41	0.82
SR 2272 (Service Rd)	SR 2311	NC 87/Dead End	1.15	2.30
SR 2273 (Service Rd)	SR 4200	Cul-de-sac at SR 2260	0.25	0.50
SR 2277 (Service Rd)	US 301	McDuffie St.	0.32	0.64
SR 2279 (Service Rd)	US 301	NC 87	0.34	0.68
SR 2280 (Service Rd)	US 301	Old Wilmington Highway	0.44	0.88
SR 2283	US 301	SR 1007	0.52	1.04
SR 2299	US 301	Maxwell Street	0.91	1.82
SR 2299*	US 301	Maxwell Street	0.08	0.32
SR 2299	Maxwell Street	SR 3828	0.35	0.70
SR 2311	SR 2299	US 301	2.25	4.50
SR 2341	SR 2260	South City Limit	1.08	2.16
SR 2354	End Maint. Limits	US 301	0.18	0.36
SR 2355 (Service Rd)	US 301/Bus 95	Dead End	1.57	3.14
SR 2810 (Service Rd)	SR 1739	Dead End	0.20	0.40

SR 3499	US 401 Bypass	Begin Divided Section	0.18	0.36
SR 3499*	Begin Divided Section	SR 1415	0.21	0.84
SR 3499	Begin Divided Section	SR 1415	0.28	0.56
SR 3569	US 401	US 401	1.97	3.94
SR 3578	SR 1404	SR 1404	0.28	0.56
SR 3687	Cul-de-sac @ SR 1344	Dead End @ SR 1007	1.30	2.60
SR 3825	SR 3826	SR 3828	0.08	0.16
SR 3826	SR 3827	SR 3825	0.45	0.90
SR 3827	SR 3828	SR 3826	0.09	0.18
SR 3828	NC 24	US 401 BUS.	1.08	2.16
SR 3913	SR 2311	End of State Maintenance	0.25	0.50
SR 3914	SR 2311	End of State Maintenance	0.15	0.30
SR 3950	NC 24	US 401 Bus	0.88	1.76
SR 3952	Cul-de-sac @ SR 2260	SR 2354	1.32	2.64
SR 4200	SR 1344	Bus 95	<u>0.34</u>	<u>0.68</u>
Totals			190.78	436.74

* Is 4 lane divided. Therefore, shoulder mileage is four (4) times the road mileage.

City of Fayetteville
2018 Mowing Cost Sheet

	Cost per Mile	Cycles	S. Miles	Total Cost
Routine Mowing (Primary multilane Divided)	\$66.63	4	79.4	\$21,161.69
Clean-up Mowing (Primary Multilane Divided)	\$76.88	2	79.4	\$12,208.54
Routine Mowing (Primary Undivided)	\$46.13	4	86.88	\$16,031.10
Clean-up Mowing (Primary Undivided)	\$56.38	2	86.88	\$9,796.59
Routine Mowing (Secondary Multilane Divided)	\$66.63	4	30.96	\$8,251.46
Clean-up Mowing (Secondary Multilane Divided)	\$76.88	2	30.96	\$4,760.41
Routine Mowing (Secondary)	\$35.88	4	239.5	\$34,373.04
Clean-up Mowing (Secondary)	\$46.13	2	239.5	\$22,096.27

Total **\$128,679.10**

Quarterly Payment **\$32,169.77**

Quarterly Breakdown

6RE.102615 **\$12,783.87**

6RE.202615 **\$19,385.90**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE
FOR THE SWEEPING OF SPECIFIC NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION MAINTAINED ROADWAYS WITHIN THE CITY LIMITS
OF FAYETTEVILLE, NORTH CAROLINA**

WHEREAS, the North Carolina Department of Transportation (NCDOT) has various state maintained roadways located within the city limits of Fayetteville and;

WHEREAS, NCDOT and the City of Fayetteville have a mutual interest in the efficient and effective maintenance of the roadway system located within the city limits of Fayetteville;

WHEREAS, City of Fayetteville staff has previously performed sweeping operations on NCDOT maintained roadways within the city limits of Fayetteville under previous municipal agreements, which have expired, and;

WHEREAS, NCDOT will reimburse the City of Fayetteville for sweeping NCDOT maintained roadways in an amount not to exceed \$123,521.77; and

NOW, THEREFORE, BE IT RESOLVED by the City Council on behalf of the people of Fayetteville, that the City of Fayetteville, North Carolina, will sweep NCDOT maintained roadways within the city limits of Fayetteville in accordance with the terms and reimbursement rates as outlined in the municipal agreement. The City Manager is directed to execute the municipal agreement, and any associated documents, to pursue this work.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 8th day of October, 2018; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

MITCH COLVIN, Mayor

ATTEST:

PAMELA J. MEGILL, City Clerk

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE
FOR THE MOWING OF SPECIFIC NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION MAINTAINED ROADWAYS WITHIN THE CITY LIMITS
OF FAYETTEVILLE, NORTH CAROLINA**

WHEREAS, the North Carolina Department of Transportation (NCDOT) has various state maintained roadways located within the city limits of Fayetteville and;

WHEREAS, NCDOT and the City of Fayetteville have a mutual interest in the efficient and effective maintenance of the roadway system located within the city limits of Fayetteville;

WHEREAS, City of Fayetteville staff has previously performed mowing operations on NCDOT maintained roadways within the city limits of Fayetteville under previous municipal agreements, which have expired, and;

WHEREAS, NCDOT will reimburse the City of Fayetteville for mowing NCDOT maintained roadways in an amount not to exceed \$128,679.10; and

NOW, THEREFORE, BE IT RESOLVED by the City Council on behalf of the people of Fayetteville, that the City of Fayetteville, North Carolina, will mow NCDOT maintained roadways within the city limits of Fayetteville in accordance with the terms and reimbursement rates as outlined in the municipal agreement. The City Manager is directed to execute the municipal agreement, and any associated documents, to pursue this work.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 8th day of October, 2018; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

MITCH COLVIN, Mayor

ATTEST:

PAMELA J. MEGILL, City Clerk

Street Sweeping Supplemental Information

CoF NC DOT Street Sweeping - Expense

	Cost	Unit	Unit per NC DOT Rotation	Rotations per Contract	Estimated CoF Cost per NC DOT Contract	Actual Number of Rotations Performed	Estimated Actual CoF Cost per Total Rotations Performed
Equipment Costs: Street Sweeper¹	\$96.80	\$/hr	239 hrs.	4	\$92,500	13.29	\$307,282
Labor Costs: Avg. CoF EO II Salary w/ benefits²	\$25.40	\$/hr	239 hrs.	4	\$24,272	13.29	\$80,630
Disposal of Debris Costs³	\$6.77	\$/mile	274.46 miles	4	\$7,436	13.29	\$24,703
Total Equipment / Labor / Disposal⁴					\$124,207		\$412,614

CoF NC DOT Street Sweeping – Compensation versus Expense

Estimated 2018 CoF Cost per NC DOT Contract (4 Rotations)	\$124,207
Estimated 2018 Actual CoF Cost per Total Rotations Performed (13.29)	\$412,614
Annual NC DOT Compensation per Contract	\$123,521

CoF NC DOT Street Sweeping – Metrics

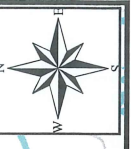
	Compensation	Curb Miles Swept Per Rotation
FY 12	\$120,500.00	225.12
FY 19	\$123,521.77	274.46

¹ FEMA 2018 Rates cover all cost of operation of equipment including depreciation, overhead, maintenance, field repairs, fuel, lubricants, fires, OSHA equipment and other cost incidental to operation.

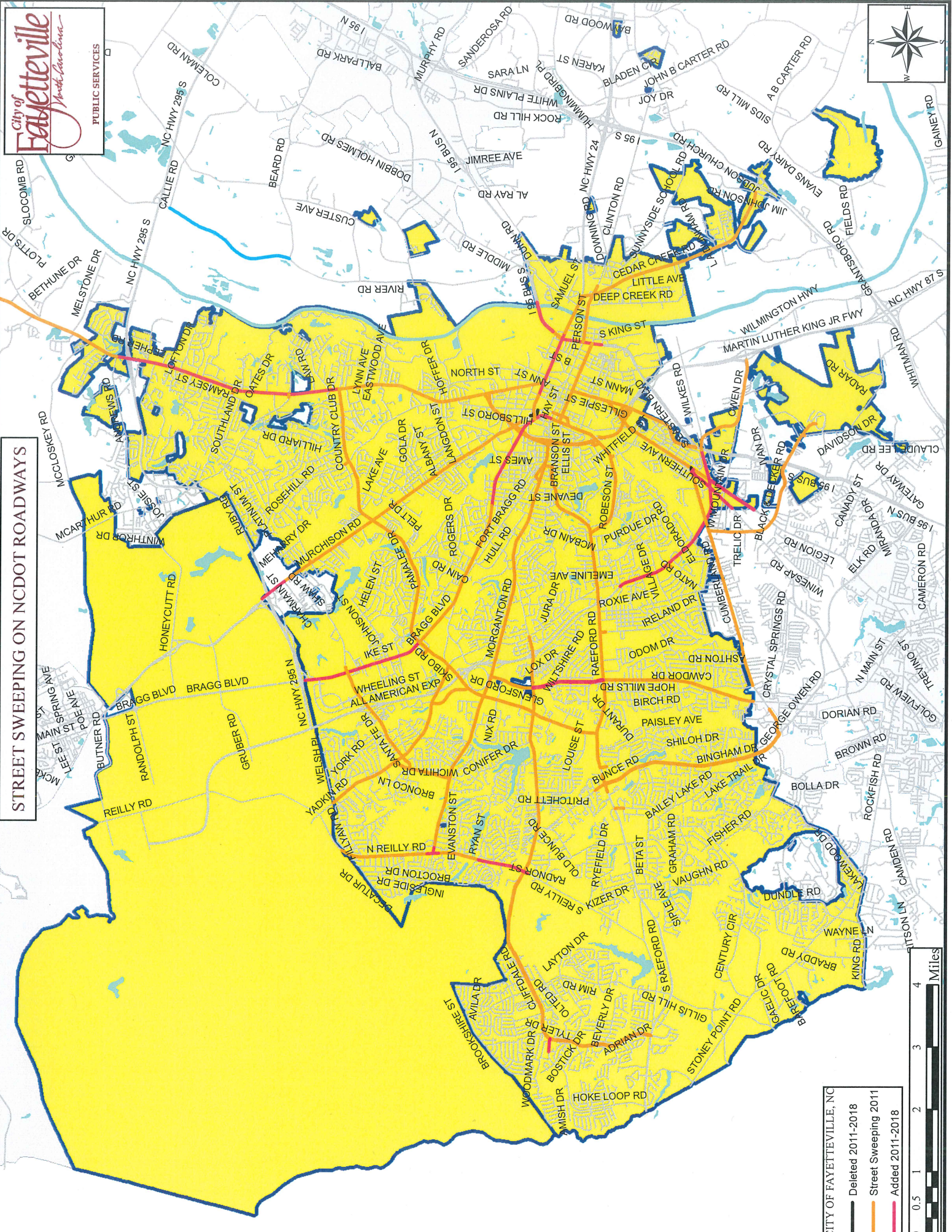
² Based on filled CoF EO II salaries in Street Sweeping Cost Code.

³ Based on total cost of disposal \$106,925.21 for 15786 curb miles (FY 18).

⁴ For 274.46 Curb Miles in 2018.



STREET SWEEPING ON NCDOT ROADWAYS



- CITY OF FAYETTEVILLE, NC
- Deleted 2011-2018
 - Street Sweeping 2011
 - Added 2011-2018



City of Fayetteville

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

City Council Action Memo

File Number: 18-456

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.03

TO: Mayor and Members of City Council

THRU: David W. Trego, CEO/General Manager
Fayetteville Public Works Commission

FROM: Fayetteville Public Works Commission

DATE: October 8, 2018

RE:

Bid Recommendation - Beaver Creek Outfall Rehabilitation Phase I

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

High Quality Built Environment

Executive Summary:

Bids were received for the Beaver Creek Outfall Rehabilitation Phase I project. The recommended lowest responsive, responsible bidder is Insituform Technologies, LLC, Chesterfield, MO, in the total amount of \$2,240,880.00.

Background:

The Fayetteville Public Works Commission during their meeting on September 26, 2018, approved the bid recommendation to award the contract for the construction of Beaver Creek Outfall Rehabilitation Phase I to Insituform Technologies, LLC, Chesterfield, MO, the lowest responsive, responsible bidder in the total amount of \$2,240,880.00 and to forward to City Council for approval.

Bids were received on September 11, 2018, as follows:

Bidders:

Total Cost

Insituform Technologies, LLC, Chesterfield, MO	\$2,240,880.00
Granite Inliner, Gastonia, NC	\$2,937,425.00
IPR Southeast, Stone Mountain, GA	\$3,552,230.00
SAK Construction, O'Fallon, MO	\$3,984,975.00

Issues/Analysis:

Plans and specifications were requested by six (6) contractors with four (4) contractors responding. Insituform Technologies, LLC was deemed the lowest responsive, responsible bidder. Local Participation: Insituform Technologies, LLC, will utilize Taylors Grading and Utility, Fayetteville, NC for site work, grading and seeding. Sunbelt Rentals, Fayetteville NC will be utilized for equipment needs.

Budget Impact:

Funds are budgeted in FY2019 CIP WS80 - Beaver Creek Outfall Rehabilitation Phase I - \$2,490,000.00 was budgeted for construction of this project.

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the Fayetteville City Council approve the bid recommendation to award the contract for the Beaver Creek Outfall Rehabilitation Phase I project to Insituform Technologies, LLC, Chesterfield, MO, the lowest responsive, responsible bidder in the total amount of \$2,240,880.00

Attachments:

Bid Recommendation - Beaver Creek Outfall Rehabilitation Phase I

**PUBLIC WORKS COMMISSION
ACTION REQUEST FORM**

TO: David W. Trego, CEO/General Manager
FROM: Trent Ensley, Procurement Manager

DATE: September 19, 2018

.....
ACTION REQUESTED: Award contract for construction of Beaver Creek Outfall Rehabilitation Phase I to Insituform Technologies, LLC.
.....

BID/PROJECT NAME: Beaver Creek Outfall Rehabilitation Phase I

BID DATE: September 11, 2018

DEPARTMENT: Water Resources Engineering

BUDGET INFORMATION: FY2019 CIP WS 80 – Beaver Creek Outfall Rehabilitation Phase I - \$2,490,000 was budgeted for construction of this project.
.....

BIDDERS	TOTAL COST
Insituform Technologies, LLC; Chesterfield, MO	\$2,240,880.00
Granite Inliner; Gastonia, NC	\$2,937,425.00
IPR Southeast, Stone Mountain, GA	\$3,552,230.00
SAK Construction; O’Fallon, MO	\$3,984,975.00

.....

AWARD RECOMMENDED TO: Insituform Technologies, LLC; Chesterfield, MO

BASIS OF AWARD: Lowest responsive, responsible bidder
.....

COMMENTS: The Commission is asked to approve award of the bid to Insituform Technologies, LLC; Chesterfield, MO, for the base bid price of \$2,240,880.00. Plans and specifications were requested by six (6) contractors with four (4) contractors responding. Insituform Technologies, LLC was deemed the lowest, responsive, responsible bidder.
.....

ACTION BY COMMISSION

APPROVED _____ **REJECTED** _____
DATE _____

ACTION BY COUNCIL

APPROVED _____ **REJECTED** _____
DATE _____

BID HISTORY

BEAVER CREEK OUTFALL REHABILITATION PHASE I BID DATE: SEPTEMBER 11, 2018

Advertisement

- | | | |
|----|--|----------------------|
| 1. | PWC Website | 08/09/18 to 09/11/18 |
| 2. | Fayetteville Regional Chamber | Web Posting |
| 3. | The Fayetteville Press, Fayetteville, NC | General Ad Monthly |

List of Contractors Requesting Plans and Specifications

1. Insituform Technologies, LLC; Chesterfield, MO
2. Granite Inliner; Gastonia, NC
3. IPR Southeast, Stone Mountain, GA
4. SAK Construction; O'Fallon, MO
5. AEGION, Houston, TX
6. Mechanical Jobbers, Inc.; Lithonia, GA

List of Organizations Notified of Bids

1. NAACP Fayetteville Branch, Fayetteville, NC
2. NAWIC, Fayetteville, NC
3. N.C. Institute of Minority Economic Development, Durham, NC
4. Fayetteville Business & Professional League, Fayetteville, NC
5. SBTDC, Fayetteville, NC
6. FTCC Small Business Center, Fayetteville, NC
7. CEED, Fayetteville, NC
8. iSqFt Planroom

List of Organizations Notified of Bid

Small Business Administration Programs:

Small Business Administration Regional Office (SBA)
NC Procurement & Technical Assistance Center (NCPTAC)
Veterans Business Outreach Center (VBOC)
Small Business Technology Center (SBTDC)
Women's Business Center at CEED (WBC)

FTCC Programs

Small Business Center (SBC)
NC Militarily Business Center (NCMBC)

Local Business Programs

NAACP, Fayetteville Branch

Greater Fayetteville Chamber, RFP & Press Release submitted

Hope Mills Chamber

Spring Lake Chamber

Fayetteville Business & Professional League (FBPL)

FSU Construction Resource Office (FSUCRO)

State Programs

NC Institute of Minority Economic Development (The Institute) Durham, NC

NAACP, State Branch Raleigh, NC

Media

Fayetteville Observer

WIDU, AM1600

IBronco Radio at FSU

Local Participation

Local: Insituform Technologies, LLC will utilize Taylors Grading and Utility, Fayetteville, NC for site work, grading, and seeding; SunBelt Rentals, Fayetteville, NC for equipment needs.

City of Fayetteville

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

City Council Action Memo

File Number: 18-457

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.04

TO: Mayor and Members of City Council

THRU: David W. Trego, CEO/General Manager
Fayetteville Public Works Commission

FROM: Fayetteville Public Works Commission

DATE: October 8, 2018

RE:

Bid Recommendation - One 15 Foot Four-Wheel Drive Backhoe Loader

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

High Quality Built Environment

Executive Summary:

Bids were received for the purchase and delivery of one (1) 15" Four-Wheel Drive Backhoe Loader. The recommended lowest responsive, responsible bidder is Hills Machinery Company, LLC, Raleigh, NC, in the total amount of \$94,587.19.

Background:

The Fayetteville Public Works Commission during their meeting on September 26, 2018, approved the bid recommendation to award the bid for the purchase and delivery of one (1) 15" Four-Wheel Drive Backhoe Loader to Hills Machinery Company, LLC, Raleigh, NC, the lowest responsive, responsible bidder in the total amount of \$94,587.19, and to forward to City Council for approval.

Bids were received on August 17, 2018, as follows:

Bidders

Total Cost

Hills Machinery Company, LLC, Raleigh, NC	\$ 94,587.19
James River Equipment, Hope Mills, NC	\$110,750.00

Issues/Analysis:

Bids were solicited from eight (8) suppliers with two (2) suppliers responding. The lowest responsive, responsible bidder is recommended. Local/SDBE Participation: Hills Machinery Company, LLC, is not classified as a SDBE, minority or woman-owned business.

Budget Impact:

Funds are budgeted in FY2019 Operating Capital - Budget Code 1906201208 - \$100,000.00

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the Fayetteville City Council approve the bid recommendation to award the purchase and delivery of one (1) 15" Four-Wheel Drive Backhoe Loader to Hills Machinery Company, LLC, Raleigh, NC - the lowest responsive, responsible bidder in the total amount of \$94,587.19.

Attachments:

Bid Recommendation - 15" 4WD Backhoe Loader

BID HISTORY
ONE (1) 15' FOUR-WHEEL DRIVE BACKHOE LOADER
BID DATE: AUGUST 17, 2018

Advertisement

- | | | |
|----|--|-----------------------|
| 1. | PWC Website | 07/31/18 to 8/17/2018 |
| 2. | The Fayetteville Press, Fayetteville, NC | General Ad Monthly |

List of Prospective Bidders

1. Vause Equipment Company, Fayetteville, NC
2. Southland Rental and Supply, Fayetteville, NC
3. James River Equipment, Hope Mills, NC
4. Rob's Hydraulics, Grimesland, NC
5. Hills Machinery Company, LLC, Raleigh, NC
6. Southeast Farm Equipment, Hope Mills, NC
7. Quality Equipment Company, Clinton, NC
8. Senter Tractor Company, Raleigh, NC

List of Organizations Notified of Bid

Small Business Administration Programs:

Small Business Administration Regional Office (SBA)
NC Procurement & Technical Assistance Center (NCPTAC)
Veterans Business Outreach Center (VBOC)
Small Business Technology Center (SBTDC)
Women's Business Center at CEED (WBC)

FTCC Programs

Small Business Center (SBC)
NC Militarily Business Center (NCMBC)

Local Business Programs

NAACP, Fayetteville Branch
Greater Fayetteville Chamber, RFP & Press Release submitted
Hope Mills Chamber
Spring Lake Chamber
Fayetteville Business & Professional League (FBPL)
FSU Construction Resource Office (FSUCRO)

State Programs

NC Institute of Minority Economic Development (The Institute) Durham, NC
NAACP, State Branch Raleigh, NC

Media

Fayetteville Observer
WIDU, AM1600
IBronco Radio at FSU

Local/SDBE Participation

Hills Machinery Company, LLC is not classified as a SDBE, minority or woman-owned business. A bid was received from a local vendor; however, they submitted a higher bid.

City of Fayetteville

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

City Council Action Memo

File Number: 18-458

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.05

TO: Mayor and Members of City Council

THRU: David W. Trego, CEO/General Manager
Fayetteville Public Works Commission

FROM: Rhonda Haskins, Chief Financial Officer
Fayetteville Public Works Commission

DATE: October 8, 2018

RE:

Findings Resolution and Approve Submission of Local Government Commission
(LGC) Application

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

Safe and Secure Community; High Quality Built Environment; Desirable Place to Work,
Work and Recreate

Executive Summary:

The Fayetteville Public Works Commission has determined the need to issue Series 2018 Revenue Bonds for an identified list of projects totaling approximately \$74 million and having construction periods from July 2018 thru June 2020. It has also been determined that PWC can recognize savings by refunding \$15,510,000 of existing bonds.

Background:

The Fayetteville Public Works Commission, during their meeting on September 26, 2018, adopted the following Resolution PWC2018.13 and requests City Council adopt a similar resolution at their October 8, 2018, meeting.

“Resolution Making Certain Findings and Determinations, Authorizing the Filing of an

Application with the Local Government Commission, Requesting that Local Government Commission to Sell Bonds at a Competitive Sale and Approving the Financial Team all in Connection with the Issuance of Revenue Bonds by the City of Fayetteville, North Carolina.”

The identified list of projects to be constructed totals approximately \$74,000,000 and the bonds to be refunded total \$15,510,000. The resolution states the aggregate principal amount not to exceed \$95,000,000.

Issues/Analysis:

N/A

Budget Impact:

Fayetteville Public Works Commission Budget currently accounts for the projects and funding sources.

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the City Council adopt a similar resolution at their October 8, 2018, City Council Meeting.

Attachments:

Cover letter for Bonds

Resolution PWC2018.13 - Series 2018

City Council Preliminary Resolution - Fayetteville Series 2018 Bonds

The City Council of the City of Fayetteville, North Carolina met in a regular meeting in the City Council Chambers of the City Hall located at 433 Hay Street in Fayetteville, North Carolina, the regular place of meeting, at 7:00 p.m. on October 8, 2018.

Present: Mayor Mitch Colvin, presiding, and Council Members

Absent: Council Members

Also Present: _____

* * * * *

_____ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Council Member:

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION, REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL BONDS AT A COMPETITIVE SALE AND APPROVING THE FINANCING TEAM ALL IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA

BE IT RESOLVED by the City Council (the “City Council”) of the City of Fayetteville, North Carolina (the “City”):

Section 1. The City Council does hereby find and determine as follows:

(a) The City, acting by and through the City Council, is authorized by The State and Local Government Revenue Bond Act of North Carolina, Article 5 of Chapter 159 of the North Carolina General Statutes, as amended (the “Act”), to issue revenue bonds for the purpose of financing the costs associated with the acquisition, construction, reconstruction, enlargement, equipping, extension, betterment or improvement of water systems and facilities, sewage disposal systems and facilities and electric systems and facilities and to refund revenue bonds issued for such purposes.

(b) The Fayetteville Public Works Commission (the “PWC”), created pursuant to Chapter VIA of the City Charter of the City as a public authority for the purpose of managing, controlling and operating the electric, water and sanitary sewer systems of the City, currently operates such electric, water and sanitary sewer systems.

(c) Pursuant to a bond order adopted by the City Council of the City on November 5, 1990, as supplemented and amended (the “Original Bond Order”), the City and the PWC created a combined enterprise system comprised of the electric system, water system and sanitary sewer system (collectively, the “System”). The Bond Order provides for the issuance of revenue bonds thereunder, to be secured by the Net Revenues (as defined in the Bond Order) of the System as set forth therein, to finance improvements to the System and to refund bonds issued the Bond Order.

(d) In order to better serve and provide for the future needs of the residents of the City and its environs, the PWC will acquire (in the name of the City), construct and equip various improvements to its water and sanitary sewer systems, including, without limitation, (i) extension of water and sanitary sewer mains and lines to various annexed areas of the City, (ii) extension, rehabilitation and replacement of water and sanitary sewer mains and lines, (iii) improvements and upgrades to sanitary sewer collection and treatment facilities and (iv) improvements and upgrades to the water distribution and treatment facilities (collectively, the “Series 2018 Project”).

(e) The Series 2018 Project is necessary to secure adequate and reliable water and sanitary sewer service and to promote the present and future welfare of the residents of the City and its environs.

(f) The City has previously issued its Public Works Commission Revenue Refunding Bonds, Series 2009A (the “Prior Bonds”).

(g) After consideration, the City has determined that the PWC and the City may be able to realize significant debt service savings through the refunding of all or a portion of the Prior Bonds.

(h) The City desires to commence procedures at this time to issue revenue bonds for the purpose of providing funds, together with any other available funds, to (i) pay the costs of the Series 2018 Project, including capitalized interest with respect thereto, (ii) refund all or a portion of the Prior Bonds, (iii) fund any necessary debt service reserve fund for such revenue bonds and (iv) pay certain fees and expenses incurred in connection with the sale and issuance of such revenue bonds.

(i) The City desires to file an application with the Local Government Commission for approval of the issuance of such revenue bonds and to authorize certain actions in connection therewith.

(j) The amount of the proposed revenue bonds will be sufficient, but not excessive, for the purpose of paying the costs described in paragraph (h) above.

(k) The proposed Series 2018 Project and the proposed refunding of all or a portion of the Prior Bonds are feasible.

(l) The annual audits of the City show the City to be in strict compliance with debt management policies, and the budgetary and fiscal management policies of the City are in compliance with law.

(m) The proposed revenue bonds can be marketed at a reasonable interest cost to the City.

(n) Any projected rate increases for water and sanitary sewer service in connection with the issuance of the proposed revenue bonds will be reasonable.

(o) The PWC's audited financial statements for the fiscal year ended June 30, 2018 will be completed and included in the offering document for the proposed revenue bonds. The City acknowledges and understands that the proposed revenue bonds will be offered for sale prior to the time that the City has issued its audited financial statements for the fiscal year ended June 30, 2018. Since the proposed revenue bonds will be sold and issued based on the revenues and credit of the electric, water and sanitary sewer systems operated by PWC as reflected in PWC's audited financial statements to be included in the offering document for the proposed revenue bonds, the City understands and acknowledges that the offering and sale of the proposed revenue bonds prior to the availability of the City's audited financial statements for the fiscal year ended June 30, 2018 is an exception to the policies and procedures of the Local Government Commission and that the same is acceptable to the City.

Section 2. The City Manager and the Acting Chief Financial Officer of the City, and any of their authorized designees or representatives, are each hereby authorized and directed to file an application with the Local Government Commission for approval of the issuance of revenue bonds in an aggregate principal amount not to exceed \$95,000,000 for the purpose of providing funds, together with any other available funds, for the purposes described in Section 1(h) above. Any such action heretofore taken by such persons in connection with the filing of such application is hereby ratified and approved.

Section 3. The Local Government Commission is hereby requested to sell the proposed revenue bonds by competitive sale in accordance with the provisions of Article 7 of Chapter 159 of the North Carolina General Statutes.

Section 4. The following financing team members are hereby recommended for approval by the City in connection with the proposed revenue bond issue, and the City requests that the Local Government Commission approve the same:

Co-Bond Counsel: Womble Bond Dickinson (US) LLP
The Charleston Group

Financial Advisor: First Tryon Advisors

Trustee/Bond Registrar: The Bank of New York Mellon Trust Company, N.A.

Section 5. This resolution shall take effect immediately upon its adoption.

Upon motion of Council Member _____, seconded by Council Member _____, the foregoing resolution entitled "RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION, REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL BONDS AT A COMPETITIVE SALE AND APPROVING THE FINANCING TEAM ALL IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA," was adopted by the following vote:

Ayes:_____.

Noes:_____.

* * * * *

I, Pamela Megill, City Clerk of the City of Fayetteville, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of so much of the proceedings of the City Council of said City at a regular meeting held on October 8, 2018, as relates in any way to the adoption of the foregoing resolution and that said proceedings are to be recorded in minute books of said City Council.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said City this 8th day of October, 2018.

City Clerk

[SEAL]

DARSWEIL L. ROGERS, COMMISSIONER
WADE R. FOWLER, JR., COMMISSIONER
EVELYN O. SHAW, COMMISSIONER
D. RALPH HUFF, III, COMMISSIONER
DAVID W. TREGO, CEO/GENERAL MANAGER



FAYETTEVILLE PUBLIC WORKS COMMISSION
955 OLD WILMINGTON RD
P.O. BOX 1089
FAYETTEVILLE, NORTH CAROLINA 28302-1089
TELEPHONE (910) 483-1401
WWW.FAYPWC.COM

July 19, 2018

MEMO TO: David Trego, CEO/General Manager

MEMO FROM: 
Rhonda Haskins, Chief Financial Officer

SUBJECT: Series 2018 Revenue Bonds – Resolution to File Application with the LGC

Attached is a resolution for Commission action at the September 26, 2018 meeting authorizing Staff to file an application with the LGC requesting approval for the issuance of revenue bonds not to exceed \$95 million. Adopting this resolution is the first action for PWC and the City in connection with the issuance of bonds. This resolution also approves the financing team. City Staff provided PWC the Bond Counsel and Co-Bond Counsel firms selected by City Council and these firms are included in the resolution.

BACKGROUND

PWC Staff has determined the need to issue in revenue bonds for an identified list of projects totaling approximately \$74 million and having construction periods from July 2018 – June 2020. These projects are also included in the most recent CIP document presented in June 2018. In addition to the funds needed for these projects, we have also identified an opportunity to refund \$15 million in revenue bonds producing a NPV savings of approximately \$850K (or 5%) which is \$900K in cash flow savings over the next 5 years.

To this point, PWC and City Staff had an organizational call with the LGC introducing our plan of finance and to outline the process from now until closing the deal. A short presentation will be provided during the meeting outlining the projects, the refunding calculation, current outstanding debt service, proposed debt service and the financing calendar. Key milestones are:

- October 12 File Application
- October 8 City adopt resolution to file application with the LGC
- October 24 PWC adopt Bond Order and request City adopt same
- November 6 LGC approval
- November 13 City adopt Bond Order
- November 27 Pricing – receive and accept bids for bonds
- December 11 Closing

Staff recommends that the Commission adopt the attached Resolution No. PWC2018-13.

The Fayetteville Public Works Commission held a regular meeting at 955 Old Wilmington Road in Fayetteville, North Carolina, the regular place of meeting, at 8:30 a.m. on September 26, 2018.

Present: Chairman Wade R. Fowler, Jr., presiding, and Commissioners

Absent: Commissioners

Also Present: _____

* * * * *

_____ introduced the following resolution the title of which was read and a copy of which had been previously distributed to each Commissioner:

Resolution No. PWC2018.13

RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION, REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL BONDS AT A COMPETITIVE SALE AND APPROVING THE FINANCING TEAM ALL IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA

BE IT RESOLVED by the Fayetteville Public Works Commission (the “PWC”):

Section 1. The PWC does hereby find and determine as follows:

(a) The PWC, created pursuant to Chapter VIA of the City Charter of the City of Fayetteville, North Carolina (the “City”) as a public authority for the purpose of managing, controlling and operating the electric, water and sanitary sewer systems of the City, currently operates such electric, water and sanitary sewer systems.

(b) Pursuant to a bond order adopted by the City Council of the City on November 5, 1990, as supplemented and amended (the “Bond Order”), the City and the PWC created a combined enterprise system comprised of the electric system, water system and sanitary sewer system (collectively, the “System”). The Bond Order provides for the issuance of revenue bonds thereunder, to be secured by the Net Revenues (as defined in the Bond Order) of the System as set forth therein, to finance or refinance improvements to the System and to refund bonds issued the Bond Order.

(c) In order to better serve and provide for the future needs of the residents of the City and its environs, the PWC will acquire (in the name of the City), construct and equip various improvements to its water and sanitary sewer systems, including, without limitation, (i) extension of water and sanitary sewer mains and lines to various annexed areas of the City, (ii) extension, rehabilitation and replacement of water and sanitary sewer mains and lines, (iii) improvements and upgrades to sanitary sewer collection and treatment facilities and (iv) improvements and upgrades to the water distribution and treatment facilities (collectively, the “Series 2018 Project”).

(d) The Series 2018 Project is necessary to secure adequate and reliable water and sanitary sewer service and to promote the present and future welfare of the residents of the City and its environs.

(e) The City has previously issued its Public Works Commission Revenue Refunding Bonds, Series 2009A (the “Prior Bonds”).

(f) After consideration, the PWC has determined that the PWC and the City may be able to realize significant debt service savings through the refunding of all or a portion of the Prior Bonds.

(g) The PWC desires to commence procedures at this time for having the City issue revenue bonds for the purpose of providing funds, together with any other available funds, to (i) pay the costs of the Series 2018 Project, including capitalized interest with respect thereto, (ii) refund all or a portion of the Prior Bonds, (iii) fund any necessary debt service reserve fund for such revenue bonds and (iv) pay certain fees and expenses incurred in connection with the sale and issuance of such revenue bonds.

(h) The PWC desires for the City to file an application with the Local Government Commission for approval of the issuance of such revenue bonds and to authorize certain actions in connection therewith.

(i) The amount of the proposed revenue bonds will be sufficient, but not excessive, for the purpose of paying the costs described in paragraph (g) above.

(j) The proposed Series 2018 Project and the proposed refunding of all or a portion of the Prior Bonds are feasible.

(k) The annual audits of the PWC show the PWC to be in strict compliance with debt management policies, and the budgetary and fiscal management policies of the PWC are in compliance with law.

(l) The proposed revenue bonds can be marketed at a reasonable interest cost to the City.

(m) Any projected rate increases for water and sanitary sewer service in connection with the issuance of the proposed revenue bonds will be reasonable.

(n) The PWC’s audited financial statements for the fiscal year ended June 30, 2018 will be completed and included in the offering document for the proposed revenue bonds. The PWC

acknowledges and understands that the proposed revenue bonds will be offered for sale prior to the time that the City has issued its audited financial statements for the fiscal year ended June 30, 2018. Since the proposed revenue bonds will be sold and issued based on the revenues and credit of the electric, water and sanitary sewer systems operated by PWC as reflected in PWC's audited financial statements to be included in the offering document for the proposed revenue bonds, the PWC understands and acknowledges that the offering and sale of the proposed revenue bonds prior to the availability of the City's audited financial statements for the fiscal year ended June 30, 2018 is an exception to the policies and procedures of the Local Government Commission and that the same is acceptable to the PWC.

Section 2. The officers and employees of the PWC are hereby authorized and directed to assist the City in filing an application with the Local Government Commission for approval of the issuance of revenue bonds in an aggregate principal amount not to exceed \$95,000,000 for the purpose of providing funds, together with any other available funds, for the purposes described in Section 1(g) above. Any such action heretofore taken by the officers and employees of the PWC in connection with the filing of such application is hereby ratified and approved.

Section 3. The Local Government Commission is hereby requested to sell the proposed revenue bonds by competitive sale in accordance with the provisions of Article 7 of Chapter 159 of the North Carolina General Statutes.

Section 4. The following financing team members are hereby recommended for approval by the City in connection with the proposed revenue bond issue, and the PWC requests that the Local Government Commission approve the same:

Co-Bond Counsel: Womble Bond Dickinson (US) LLP
The Charleston Group

Financial Advisor: First Tryon Advisors

Trustee/Bond Registrar: The Bank of New York Mellon Trust Company, N.A.

Section 5. This resolution shall take effect immediately upon its adoption.

Upon motion of Commissioner _____, seconded by Commissioner _____, the foregoing resolution entitled "RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION, REQUESTING THE LOCAL GOVERNMENT COMMISSION TO SELL BONDS AT A COMPETITIVE SALE AND APPROVING THE FINANCING TEAM ALL IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS BY THE CITY OF FAYETTEVILLE, NORTH CAROLINA," was adopted by the following vote:

Ayes: _____

Noes: _____.

* * * * *

I, Darsweil L. Rogers, Secretary of the Fayetteville Public Works Commission, DO HEREBY CERTIFY that the foregoing is a true and accurate copy of so much of the proceedings of said Fayetteville Public Works Commission at a regular meeting held on September 26, 2018, as relates in any way to the adoption of the foregoing resolution and that said proceedings are to be recorded in minute books of said Fayetteville Public Works Commission.

I DO HEREBY FURTHER CERTIFY that proper notice of such regular meeting was given as required by North Carolina law.

WITNESS my hand and the official seal of said Fayetteville Public Works Commission this 26th day of September, 2018.

Secretary

[SEAL]

City of Fayetteville

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

City Council Action Memo

File Number: 18-464

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.06

TO: Mayor and Members of City Council

THRU: Telly Whitfield, PhD, Assistant City Manager

FROM: Pamela J. Megill, MMC, City Clerk

DATE: October 8, 2018

RE:

Proposed 2019 City Council Meeting Dates Calendar

COUNCIL DISTRICT(S):

ALL

Relationship To Strategic Plan:

Goal VI: Citizen Engagement and Partnerships

Executive Summary:

Staff has provided a proposed 2019 City Council Meeting Dates Calendar. The calendar also identifies Council retreats, budget work sessions, and conferences for elected officials.

Background:

To ensure that citizens are aware of all public meetings and events and that the city adheres to the NC Open Meetings Act. Staff has prepared the attached 2019 City Council Meeting Dates Calendar. The calendar takes into account all of the City holidays, Council retreats and conferences identified by staff.

City Council reviewed the calendar at the October 1, 2018 work session. Consensus of Council was to direct staff to place this item on the October 8, 2018 regular meeting consent agenda.

Issues/Analysis:

N/A

Budget Impact:

N/A

Options:

Review draft calendar, advise staff of revisions.

Recommended Action:

Discussion and provide direction to staff.

Attachments:

Draft 2019 City Council Meeting Dates Calendar

Resolution to Adopt the 2019 City Council Meeting Dates Calendar

Resolution No. R2018-_____

RESOLUTION OF THE CITY COUNCIL, CITY OF FAYETTEVILLE, NORTH CAROLINA TO ADOPT THE 2019 CITY COUNCIL MEETING DATES CALENDAR TO CLARIFY THE TIME AND LOCATION OF THE CITY COUNCIL REGULAR MEETINGS

WHEREAS, the Fayetteville City Council has enacted a strategic plan that promotes efficient and effective government; and

WHEREAS, the City's strategic plan includes targets for action that require significant commitments on City resources and time to complete; and

WHEREAS, the City Council is committed to ensuring that the public is informed about the issues, activities and actions of the City; and

NOW THEREFORE, BE IT RESOLVED to adopt the attached calendar titled City Council Meeting Dates to clarify the time and location of the City Council regular meetings for 2019; and **RESOLVES** that any deviations of these regular meetings will be done consistent with the North Carolina Open Meetings Law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, this the ____ day of _____, 2018; such meeting was held in compliance with the Open Meetings Act at which a quorum was present and voting

By: _____
MITCH COLVIN, MAYOR

ATTEST:

PAMELA J. MEGILL, CITY CLERK

2019 Fayetteville City Council Meeting Schedule

JANUARY		JUNE	
Tue., Jan 1	New Year's Day Holiday - City Offices Closed	Mon., June 3	Council Work Session, 5 p.m., Lafayette Room
Mon., Jan 7	Council Work Session, 5 p.m., Lafayette Room	Mon., June 10	Regular Council Meeting, 7 p.m., Council Chamber. Adopt FY 18-19 Budget
Mon., Jan 14	Regular Council Meeting, 7 p.m., Council Chamber	Wed., June 19	Agenda Briefing, 4 p.m., Lafayette Room
Mon., Jan 21	MLK Holiday-City Offices Closed	Mon., June 24	Regular Council Meeting, 7 p.m., Council Chamber
Wed., Jan. 23	Agenda Briefing, 5 p.m., Lafayette Room	JULY	
Mon., Jan. 28	Regular Council Meeting, 7 p.m., Council Chamber	No City Council Meetings Established	
FEBRUARY		AUGUST	
Fri. & Sat., Feb 1 & 2	Strategic Planning Retreat	Mon., Aug. 5	Council Work Session, 5 p.m., Lafayette Room
Mon., Feb. 4	Council Work Session 5 p.m., Lafayette Room	Mon., Aug. 12	Regular Council Meeting, 7 p.m., Council Chamber
Mon., Feb. 11	Regular Council Meeting, 7 p.m., Council Chamber	Wed., Aug. 21	Agenda Briefing, 5 p.m., Lafayette Room
Wed., Feb 20	Agenda Briefing, 5 p.m., Lafayette Room	Mon., Aug. 26	Regular Council Meeting, 7 p.m., Council Chamber
Mon., Feb. 25	Regular Council Meeting, 7 p.m., Council Chamber	SEPTEMBER	
MARCH		Mon., Sept. 2	Labor Day - City Offices Closed
Mon., March 4	Council Work Session, 5 p.m., Lafayette Room	Tues., Sept. 3	Council Work Session, 5 p.m., Lafayette Room
Sun-Wed., March 10-13	NLC Congressional Cities Conference - Washington, D.C.	Mon., Sept. 9	Regular Council Meeting, 7 p.m., Council Chamber
Mon., March 11	Regular Council Meeting, 7 p.m., Council Chamber	Wed., Sept. 18	Agenda Briefing, 5 p.m., Lafayette Room
Wed., March 20	Agenda Briefing, 5 p.m., Lafayette Room	Mon., Sept. 23	Regular Council Meeting, 7 p.m., Council Chamber
Mon., March 25	Regular Council Meeting, 7 p.m., Council Chamber	OCTOBER	
APRIL		Mon., Oct. 7	Council Work Session, 5 p.m., Lafayette Room
Mon., April 1	Council Work Session, 5 p.m., Lafayette Room	Mon., Oct 14	Regular Council Meeting, 7 p.m., Council Chamber
Mon., April 8	Regular Council Meeting, 7 p.m., Council Chamber	Wed., Oct 23	Agenda Briefing, 5 p.m., Lafayette Room
Wed., April 17	Agenda Briefing, 5 p.m., Lafayette Room	Mon., Oct 28	Regular Council Meeting, 7 p.m., Council Chamber
Fri., April 19	Good Friday - City Offices Closed	NOVEMBER	
Tue., April 23	Regular Council Meeting, 7 p.m., Council Chamber	Mon., Nov 4	Council Work Session, 5 p.m., Lafayette Room
MAY		Mon., Nov 11	Veterans Day - City Offices Closed
Mon., May 6	Council Work Session, 5 p.m., Lafayette Room	Tue., Nov. 12	Regular Council Meeting, 7 p.m., Council Chamber
Thurs., May 9	Council Budget Work Session, 5 p.m. Lafayette Room	Wed., Nov. 20	Agenda Briefing, 5 p.m., Lafayette Room
Mon., May 13	Regular Council Meeting, 7 p.m., Council Chamber	Wed-Sat., Nov 20-23	NLC - San Antonio, TX
Mon. - Thur., May 14-16	NCLM - Hickory, NC	Mon., Nov 25	Regular City Council Meeting, 7 p.m., Council Chamber
Thur., May 16	Council Budget Work Session, 5 p.m. Lafayette Rooom	Thur. & Fri.,Nov., 28-29	Thanksgiving Holiday - City Offices Closed
Wed., May 22	Agenda Briefing, 5 p.m., Lafayette Room	DECEMBER	
Thurs., May 23	Council Budget Work Session, 5 p.m. Lafayette Room	Mon., Dec. 2	Council Work Session, 5 p.m., Lafayette Room
Mon., May 27	Memorial Day - City Offices Closed	Mon., Dec. 9	Regular Council Meeting, 7 p.m., Council Chamber
Tue., May 28	Regular Council Meeting (Budget P.H.), 7 p.m., Council Chamber	Wed. - Fri., Dec., 25-27	Christmas Holidays - City Offices Closed

JANUARY

Tue., Jan 2	Council Work Session
Mon., Jan 8	Regular Council Meeting
Mon., Jan. 22	Regular Council Meeting

FEBRUARY

Mon., Feb. 5	Council Work Session
Mon., Feb. 12	Regular Council Meeting
Mon., Feb. 26	Regular Council Meeting

MARCH

Mon., March 5	Council Work Session
Mon., March 19	Regular Council Meeting
Mon., March 26	Regular Council Meeting

APRIL

Tue., April 3	Council Work Session
Mon., April 9	Regular Council Meeting
Mon., April 23	Regular Council Meeting

MAY

Mon., May 7	Council Work Session
Mon., May 14	Regular Council Meeting
Tue., May 29	Regular Council Meeting

JUNE

Mon., June 4	Council Work Session
Mon., June 11	Regular Council Meeting
Mon., June 25	Regular Council Meeting

JULY

No City Council Meetings Established

AUGUST

Mon., Aug. 6	Council Work Session
Mon., Aug. 13	Regular Council Meeting
Mon., Aug. 27	Regular Council Meeting

SEPTEMBER

Tues., Sept. 4	Council Work Session
Mon., Sept. 10	Regular Council Meeting
Mon., Sept. 24	Regular Council Meeting

OCTOBER

Mon., Oct. 1	Council Work Session
Mon., Oct 8	Regular Council Meeting
Mon., Oct 22	Regular Council Meeting

NOVEMBER

Mon., Nov 5	Council Work Session
Tue., Nov. 13	Regular Council Meeting
Mon., Nov 26	Regular City Council Meeting

DECEMBER

Mon., Dec. 3	Council Work Session
Mon., Dec. 10	Regular Council Meeting

City of Fayetteville

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

City Council Action Memo

File Number: 18-467

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.07

TO: Mayor and Members of City Council

THRU: David W. Trego, CEO/General Manager
Fayetteville Public Works Commission

FROM: Fayetteville Public Works Commission

DATE: October 8, 2018

RE:

Resolution Declaring Week of October 7-13, 2018 as Public Power Week

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

High Quality Built Environment

Executive Summary:

The Fayetteville Public Works Commission requests The Fayetteville City Council to declare October 7-13, 2018 as Public Power Week - the time we take to recognize the important role that municipal electric utilities play in the communities they serve.

Background:

The week of October 7th is National Public Power Week, where we take time and recognize the important role that municipal electric utilities play in the communities they serve.

With the response and the results that the PWC was able to achieve with Hurricane Florence, this value was on full display. In the past the City Council has approved a resolution recognizing Public Power Week and specifically PWC as Fayetteville's Hometown Utility.

The PWC is requesting for the City Council to approve such a resolution at its October 8, 2018, Council meeting.

Issues/Analysis:

N/A

Budget Impact:

N/A

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the Fayetteville City Council adopt a resolution declaring October 7-13, 2018 as Public Power Week.

Attachments:

2018 Public Power Week Resolution

**RESOLUTION PROCLAIMING
PUBLIC POWER WEEK - OCTOBER 7-13, 2018**

WHEREAS, public power meets the electric needs of 40 million Americans, almost 15 percent of electricity consumers;

WHEREAS, public power is a crucial component in over 2,000 cities and towns across America, contributing to the overall health of communities by providing reliable electricity, excellent local service and prompt restoration;

WHEREAS, the Fayetteville Public Works Commission provides reliable electricity to over 80,000 customers; is the largest public power city in North Carolina and the 35th largest out of more than 2,000 public power systems in the United States; and

WHEREAS, the citizens of Fayetteville are consumers and owners of their public power system and exercise local control over utility operations and policies;

WHEREAS, our electric system is a community asset that contributes to the well-being of the citizens by providing safe and reliable power, excellent local customer service and economic development opportunities; and

WHEREAS, the Fayetteville PWC has earned the American Public Power Association's Diamond Level Reliable Public Power Provider (RP3) award indicating the highest level of electric reliability; and

WHEREAS, the over 600 dedicated employees of PWC are neighbors serving neighbors and exemplify the qualities of Public Power by providing fast response 24 hours a day, 365 days a year; including exceptional response and service restoration from Hurricane Florence

NOW THEREFORE, The Fayetteville City Council, does hereby proclaim the week of October 7-13, 2018, be designated Public Power Week to recognize the Public Works Commission, Fayetteville's Hometown Utility, for its contributions to the community and encourage our citizens, businesses, and policy makers to celebrate the many benefits provided to Fayetteville as a Public Power Community.

Adopted this day of 8th Day of October, 2018.

CITY OF FAYETTEVILLE

Mitch Colvin, Mayor

ATTEST:

Pamela J. Megill, City Clerk

City of Fayetteville

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

City Council Action Memo

File Number: 18-437

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Reports From
Boards and Commissions

Agenda Number: 7.01

TO: Mayor and Members of City Council

THRU: Jay Reinstein, Assistant City Manager

FROM: Craig M. Harmon, AICP, CZO - Senior Planner
Gerald Newton, AICP - Development Services Director

DATE: October 8, 2018

RE:

Zoning Commission Annual Report to City Council

COUNCIL DISTRICT(S):

All Districts

Relationship To Strategic Plan:

2024 Goals, Goal II: Diverse and Viable Economy.

2024 Goals, Goal III: High Quality Built Environment.

2024 Goals, Goal IV: Desirable Place to Live, Work and Recreate.

2024 Goals, Goal VI: Citizen Engagement and Partnership.

Executive Summary:

This annual report for 2017-2018 provides highlights of the past year's Zoning Commission work, to include the number of cases brought before them. The attachment is a PowerPoint sharing projects that were rezoned and current pictures of activity.

Background:

The City of Fayetteville Zoning Commission is both a quasi-judicial and legislative body responsible for hearing cases related to Zoning issues, Special Use Permits (SUP), Variances and Appeals to Administrative Decisions. In doing this, the board is charged with upholding the purpose and intent of the Unified Development Ordinance (UDO) and any long-range plans of the City.

The Zoning Commission is comprised of five regular members and two (2) alternate members appointed by City Council for two-year, staggered terms. Regular meetings are held on the second Tuesday of each month at 6:30 pm in the Council Chambers.

Issues/Analysis:

Key Highlights of the Zoning Commission for FY 2017-2018 include the following:

- A total of 31 cases were presented.
- City Council final determination reflected the Commission's recommendations - 93%.
- The Commission followed Planning Staff's recommendations - 93%.
- Planning Staff's recommendations represented City Council's decisions - 100%.
- The Board of Adjustment was consolidated with the Zoning Commission in December 2015. There were four (4) cases heard by the Commission this past year. Two (2) were approved and two (2) were denied.

Public Notification

The City has a legal requirement by General Statute to advertise Rezoning, SUP and Variance requests in the local newspaper. In addition, for Rezoning and SUPs, the City posts an information sign on the property and sends out notification letters to all property owners within 500-feet of the property to inform them of when the public hearing will be, which property is being considered and what kind of Rezoning or SUP is being requested. For Variances, the same steps are followed, except that notices are only sent to property owners within 300-feet of the subject property. A map is enclosed with the letter to show the exact location of the property. Again by General Statute, these notification letters and signs are sent at least 10 days prior to the Zoning Commission hearing.

Zoning Commission Hearing

The case is heard at a public hearing before the Zoning Commission. Anyone wishing to speak at the hearing, including the applicant, must sign up to speak in advance with the City Planning staff or on the day of the hearing in the City Council Chamber prior to the beginning of the meeting. The City staff will present information relating to the property and surrounding area and the ordinance requirements that relate to the Rezoning, Variance or SUP requested. After opening and closing the public hearing, the Commission votes to either recommend approval or denial for SUPs, or to recommend approval or deny the zoning request. The Commission is a recommending body except that their denial of a zoning case is a final decision, unless the case is appealed to City Council. In the case of variances, the Commission has the final decision authority.

Appeal Process

Appeals of a Zoning Commission decision must be filed with the Fayetteville City Clerk no more than 10 days from the time of the Zoning Commission meeting. All appeals of

the Commission are heard by the City Council. The exception to these is with variances. These requests are heard in a quasi-judicial process and any appeal of a variance must be made to Superior Court.

Budget Impact:

Projects that come before the Commission help bring new development and revenue to the City.

Options:

To request additional information from staff or the Commission.

Recommended Action:

Motion to accept the report as presented.

Attachments:

None

City of Fayetteville

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

City Council Action Memo

File Number: 18-463

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Reports From
Boards and Commissions

Agenda Number: 7.02

TO: Mayor and Members of City Council

THRU: Telly Whitfield, Assistant City Manager

FROM: Barbara E. Hill, Director of Human Resources Development

DATE: October 8, 2018

RE:
Ethics Commission Annual Report

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

N/A

Executive Summary:

Background:

The City Manager instituted that each Board/Commission will make an annual report to the City Council regarding the activities of their Board/Commission.

Issues/Analysis:

Budget Impact:

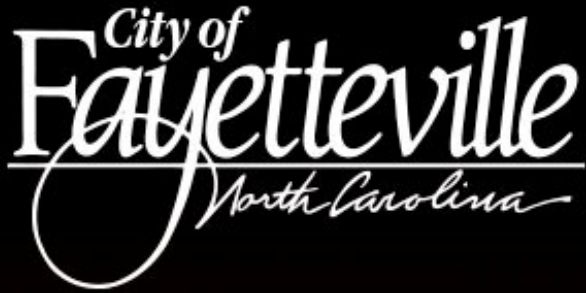
Options:

Recommended Action:

To receive a report from the Ethics Commission Chair

Attachments:

Power Point Presentation



Ethics Commission 2017-2018





City's Code of Ethics

- Employees and/or appointed and elected officials can influence the public's confidence and trust in City Government.
- The Code of Ethics was adopted to foster confidence in City Government and describes the general value system, ethical principles and specific ethical rules chosen by the organization.
- The revised version was adopted by City Council January 2014



Ethics Commission: **Purpose**

- This is a Council appointed commission
- The Commission's purpose is to hear and investigate complaints, render advisory opinions and publish findings and recommendations regarding alleged violations of the City's Code of Ethics by employees, board/commission members and/or appointed or elected officials.
- The Ethics Commission is scheduled monthly on the 3rd Monday, however, they only convene when a complaint is made or an advisory opinion is requested.



Ethics Commission: CURRENT MEMBERS

- David Bock, Attorney. – Chair
- Joseph Levister, Jr. – Vice-Chair
- Robert C. Cogswell, Jr. – Attorney to the Commission
- Dale Knowles, CPA – Member
- Carol Jones– Member
- Stanley Dodson – Member



Ethics Commission: **ANNUAL ACTIVITY**

- **2010** – 1 advisory opinion (no conflict/violation)
- **2011** – 1 advisory opinion (no conflict/violation)
4 complaints (2 dismissed and 2 no violation)
- **2012** – 1 advisory opinion (no conflict/violation)
- **2013** – 2 advisory opinions (1 withdrawn & 1 no conflict/violation) 3 complaints (dismissed)
- **2014** – No advisory opinions or complaints
- **2015** – No advisory opinions or complaints
- **2016** – No advisory opinions or complaints
- **2017** – No advisory opinions or complaints
- **2018** – 1 advisory opinion (tabled for Council direction and moot when councilmember resigned) 1 complaint (dismissed)



• Ethics Commission

QUESTIONS?

City of Fayetteville *North Carolina*

433 Hay Street
Fayetteville, NC 28301-5537

www.cityoffayetteville.org

www.faytv7.com www.fayettevilleoutfront.com



Fayetteville
OUTFRONT



The City of Fayetteville, North Carolina does not discriminate on the basis of race, sex, color, age, national origin, religion, or disability in its employment opportunities, programs, services or activities.

City of Fayetteville

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

City Council Action Memo

File Number: 18-446

Agenda Date: 10/8/2018

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Administrative
Reports

Agenda Number: 9.01

TO: Mayor and Members of City Council

THRU: Telly Whitfield, Assistant City Manager

FROM: Pamela Megill, City Clerk

DATE: October 8, 2018

RE:

Monthly Statement of Taxes for August 2018

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

Executive Summary:

This report has been furnished to the Mayor and governing body of the City of Fayetteville for the month of August 2018. The report separated the distribution of real property and personal property from motor vehicle property taxes, and provides detail for the current and delinquent years.

Should you have any questions regarding this report, please contact Catherine Carter, Office of the Tax Administrator, Cumberland County at 678-7587.

Background:

Issues/Analysis:

Budget Impact:

Options:

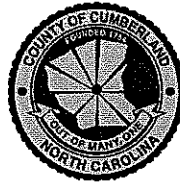
Recommended Action:

Information only

Attachments:

Report from Joseph R. Utley Jr., Tax Administrator

JOSEPH R. UTLEY, JR.
Tax Administrator



CUMBERLAND
★ COUNTY ★
NORTH CAROLINA

AMY B. KINLAW
Chief of Assessment and Collections

TAMI K. BOTELLO
Chief of Real Estate and Mapping

OFFICE OF THE TAX ADMINISTRATOR

To: Pamela Megill, Fayetteville City Clerk

From: Joseph R. Utley Jr., Tax Administrator

Date: September 6, 2018

Subject: Monthly Statement of Taxes

Attached hereto is the report that has been furnished to the Mayor and governing body of your municipality for the month of August 2018. This report separates the distribution of real property and personal property from motor vehicle property taxes, and provides detail for the current and delinquent years.

Should you have questions regarding this report, please contact Catherine Carter at 678-7587.

JU/cc
Attachment

FAYETTEVILLE MACC LEDGER

2008-2018

August 2018

DATE	REPORT #	REMITTED TO FINANCE	2018 CC	2018 VEH	2018 REVIT CC	2018 REVIT VEH	2018 FVT	2018 FTT	2018 STORM WATER	2018 FAY S WASTE FEE
08/01/18	2018-023	10,539.43	3,978.33	0.00	0.00	0.00	0.00	0.00	552.90	1,079.06
08/02/18	2018-024		3,519.49	0.00	0.00	0.00	0.00	0.00	396.74	1,046.90
08/03/18	2018-025	36,406.10	13,965.74	92.14	0.00	0.00	0.00	0.00	1,435.90	1,559.71
08/06/18	2018-026	20,155.06	12,184.10	0.00	0.00	0.00	0.00	0.00	1,424.37	3,568.74
08/07/18	2018-027	20,296.14	9,118.89	0.00	0.65	0.00	0.00	0.00	4,053.00	2,228.65
08/08/18	2018-028	10,317.96	3,006.24	0.00	38.50	0.00	0.00	0.00	539.41	1,457.12
08/09/18	2018-029	86,181.88	58,211.88	0.00	0.00	0.00	0.00	0.00	22,863.71	2,004.79
08/10/18	2018-030	42,949.41	28,967.67	0.00	5.24	0.00	0.00	0.00	3,467.58	7,440.58
08/13/18	2018-031	49,509.31	27,869.45	5.49	0.00	0.00	0.00	0.00	5,139.34	10,712.18
08/14/18	2018-032	84,994.38	57,768.85	1.98	0.00	0.00	0.00	0.00	11,014.31	14,245.54
08/15/18	2018-033	98,566.16	59,669.73	4.53	0.00	0.00	0.00	0.00	9,549.75	25,200.74
08/16/18	2018-034	193,768.33	127,452.69	65.76	1.83	0.00	0.00	0.00	32,432.10	30,877.41
08/17/18	2018-035	503,858.94	341,860.20	137.04	1,382.13	0.00	10.00	10.00	67,061.02	91,377.71
08/20/18	2018-036	750,668.61	502,576.65	1,188.40	527.94	2.33	95.00	95.00	134,971.72	107,314.73
08/21/18	2018-037	370,760.97	258,730.75	173.46	9.49	0.00	15.00	15.00	50,451.23	46,344.38
08/22/18	2018-038	168,797.84	119,255.59	689.81	4.69	0.00	85.00	85.00	22,298.46	22,971.22
08/23/18	2018-039	860,676.66	621,743.69	1,049.16	866.26	0.00	55.00	55.00	182,625.56	51,958.65
08/24/18	2018-040	153,031.83	96,926.26	280.39	35.89	0.00	5.00	5.00	26,940.81	23,023.90
08/27/18	2018-041	1,069,300.21	563,901.69	789.94	2,495.63	0.00	55.00	55.00	401,114.77	98,617.41
08/28/18	2018-042	275,978.67	199,919.79	166.09	1,189.93	0.00	5.00	5.00	33,868.55	38,982.78
08/29/18	2018-043	293,785.19	213,472.06	346.56	2,186.85	0.00	20.00	20.00	43,830.38	25,185.50
08/30/18	2018-044	308,641.11	210,296.21	389.94	926.89	0.00	60.00	60.00	49,127.86	43,664.52
08/31/18	2018-045	328,539.69	214,974.30	632.30	553.41	0.00	20.00	20.00	58,835.40	47,100.25
TOTALS		5,737,723.88	3,749,370.25	6,012.99	10,225.33	2.33	425.00	425.00	1,163,994.87	697,962.47

TRUE

MACC: MONTHLY ACCOUNTING (TOTALS COLLECTED FOR MONTH)
 CC: INCLUDES REAL & PERSONAL, LATE LIST, & PUBLIC SERVICE

FVT: FAYETTEVILLE VEHICLE TAX (\$5.00)

FAYETTEVILLE MACC LEDGER

2008-2018

August 2018

2018 ANNEX	2017 CC	2017 VEH	2017 REVIT CC	2017 REVIT VEH	2017 FVT	2017 FTT	2017 STORM WATER	2017 FAY S WASTE FEE	2017 ANNEX	2016 CC	2016 VEH
0.00	3,378.38	0.00	0.00	0.00	0.00	0.00	349.74	443.44	0.00	358.05	0.00
0.00	1,535.96	35.52	0.00	0.00	0.00	0.00	153.00	324.00	0.00	97.11	0.00
0.00	5,292.03	17.80	0.00	0.00	20.00	20.00	1,418.15	3,003.15	0.00	644.17	0.00
0.00	2,151.38	57.23	0.00	0.00	0.00	0.00	51.00	108.00	0.00	22.03	0.00
0.00	593.83	4.83	0.00	0.00	0.00	0.00	66.93	141.74	0.00	153.97	0.00
0.00	1,316.76	0.00	0.00	0.00	0.00	0.00	102.00	216.00	0.00	3,361.12	0.00
0.00	1,194.31	190.51	0.00	0.00	0.00	0.00	459.00	648.00	0.00	311.28	0.00
0.00	1,147.16	0.00	0.00	0.00	0.00	0.00	193.20	409.12	0.00	179.96	0.00
0.00	3,591.71	22.19	0.00	0.00	5.00	5.00	806.83	304.57	0.00	323.01	0.00
0.00	1,374.98	44.03	0.00	0.00	5.00	5.00	102.00	216.00	0.00	74.29	0.00
0.00	1,451.44	181.11	11.58	0.00	25.00	25.00	102.00	216.00	0.00	570.41	0.00
0.00	1,950.41	0.00	0.00	0.00	0.00	0.00	154.64	327.49	0.00	79.92	0.00
0.00	1,390.05	0.00	4.15	0.00	0.00	0.00	127.97	271.02	0.00	0.00	0.00
0.00	1,744.18	89.16	0.00	0.00	5.00	5.00	206.10	436.43	0.00	836.55	0.00
0.00	5,983.72	170.61	0.00	0.00	10.00	10.00	816.00	540.00	0.00	4,755.81	0.00
0.00	2,206.68	0.00	0.00	0.00	0.00	0.00	172.17	405.19	0.00	162.25	0.00
0.00	1,045.08	2.28	0.00	0.00	0.00	0.00	114.28	242.01	0.00	482.09	0.00
0.00	1,609.15	0.00	0.00	0.00	0.00	0.00	524.24	354.16	0.00	516.93	0.00
0.00	1,413.78	136.89	0.00	0.00	10.00	10.00	108.88	230.58	0.00	165.23	0.00
0.00	780.75	247.77	0.07	0.00	0.00	0.00	90.05	190.70	0.00	229.04	0.00
0.00	6,242.71	458.07	0.00	0.00	15.00	15.00	1,047.19	273.61	0.00	53.43	0.00
0.00	1,675.21	1,165.15	0.00	0.00	0.00	0.00	107.73	228.11	0.00	47.69	0.00
0.00	2,646.79	434.69	0.00	0.00	20.00	20.00	942.54	927.55	0.00	371.70	0.00
0.00	51,716.45	3,257.84	15.80	0.00	115.00	115.00	8,215.64	10,456.87	0.00	13,796.04	0.00

FAYETTEVILLE MACC LEDGER

2008-2018

August 2018

2016 REVIT CC	2016 REVIT VEH	2016 FVT	2016 FTT	2016 STORM WATER	2016 FAY STORM WATER	2016 FAY WASTE FEE	2016 ANNEX	2015 CC	2015 VEH	2015 REVIT CC	2015 REVIT VEH	2015 FVT
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	29.30	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	360.00	0.00	352.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	12.28	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	157.78	0.00	66.28	0.00	1,735.56	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	17.32	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	45.00	0.00	44.00	0.00	161.35	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	45.00	0.00	44.00	0.00	6.70	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11.52	0.00	0.00	0.00	90.00	0.00	88.00	0.00	171.07	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	53.46	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	90.00	0.00	88.00	0.00	10.79	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	675.00	0.00	176.00	0.00	232.43	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	44.61	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	90.00	0.00	88.00	0.00	(53.46)	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	315.00	0.00	0.00	0.00	353.14	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	39.34	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	16.80	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	288.21	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	210.76	0.00	0.00	0.00	0.00
11.52	0.00	0.00	0.00	1,867.78	0.00	946.28	0.00	3,329.66	0.00	0.00	0.00	0.00

FAYETTEVILLE MACC LEDGER

2008-2018

August 2018

2015 FTT	2015 STORM WATER	2015 FAY STORM WATER	2015 FAY WASTE FEE	2015 ANNEX	2014 & PRIOR CC	2014 & PRIOR VEH	2014 & PRIOR REVIT CC	2014 & PRIOR REVIT VEH	2014 & PRIOR FVT	2014 & PRIOR FTT	2014 & PRIOR STORM WATER	2014 & PRIOR FAY STORM WATER
0.00	0.00	0.00	0.00	0.00	0.00	108.31	0.00	0.00	10.00	10.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	12.97	0.00	0.00	5.00	5.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	88.33	97.01	0.00	0.00	36.46	36.47	0.00	0.00
0.00	225.00	450.00	352.00	0.00	0.00	56.50	0.00	0.00	20.00	20.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	31.82	11.08	0.00	0.00	10.00	10.00	0.00	0.00
0.00	15.00	30.00	44.00	0.00	314.10	13.13	0.00	0.00	10.00	10.00	15.00	27.00
0.00	0.00	0.00	0.00	0.00	0.00	48.57	0.00	0.00	33.91	33.91	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	3.42	0.00	0.00	5.00	5.00	0.00	0.00
0.00	15.00	30.00	44.00	0.00	81.93	368.52	0.00	0.00	20.00	20.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	20.40	45.53	0.00	0.00	20.00	20.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	59.62	0.00	0.00	9.74	5.21	0.00	0.00
0.00	0.00	0.00	0.00	0.00	13.39	8.45	0.00	0.00	10.00	10.00	0.00	0.00
0.00	15.00	30.00	44.00	0.00	0.00	46.88	0.00	0.00	13.72	13.72	0.00	0.00
0.00	0.00	0.00	0.00	0.00	63.10	17.70	0.00	0.00	15.00	15.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	21.86	44.41	0.00	0.00	5.00	5.00	0.00	0.00
0.00	105.00	210.00	0.00	0.00	809.90	2.53	0.00	0.00	0.00	0.00	85.28	170.57
0.00	0.00	0.00	0.00	0.00	0.00	32.96	0.00	0.00	8.31	8.31	0.00	0.00
0.00	0.00	0.00	0.00	0.00	(7.65)	72.85	0.00	0.00	10.00	10.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	23.45	0.00	0.00	0.00	0.00	0.00	0.00	0.00
0.00	10.52	21.06	30.88	0.00	77.81	101.03	0.00	0.00	25.00	15.00	0.00	0.00
0.00	0.00	0.00	0.00	0.00	0.00	105.40	0.00	0.00	35.00	35.00	0.00	0.00
0.00	385.52	771.06	514.88	0.00	1,538.44	1,256.87	0.00	0.00	302.14	287.62	100.28	197.57

FAYETTEVILLE MACC LEDGER

August 2018

2008-2018

2014 & PRIOR FAY S WASTE FEE	2014 & PRIOR ANNEX	FAY INTEREST	REVIT INTR	STORM WATER INTR - 15 & Prior	FAY STORM WATER INTEREST - 2015 & prior	STORM WATER INT - 2016 & FORWARD	Annex Interest	S WASTE INTEREST	FTT INTEREST	TOTAL TAX & INTEREST
0.00	0.00	220.07	0.00	0.00	0.00	20.80	0.00	24.74	5.61	10,539.43
0.00	0.00	149.68	0.00	0.00	0.00	10.80	0.00	22.87	5.27	7,349.61
0.00	0.00	438.26	0.00	0.00	0.00	162.43	0.00	275.01	0.00	29,056.49
0.00	0.00	265.66	0.00	0.49	0.87	6.49	0.00	15.04	29.11	20,155.06
0.00	0.00	552.35	0.00	42.02	84.06	37.80	0.00	117.21	17.09	20,296.14
0.00	0.00	257.56	0.00	0.00	0.00	7.45	0.00	15.80	0.00	10,317.96
0.00	0.00	133.73	0.00	0.00	0.00	33.71	0.00	47.68	3.06	86,181.88
40.00	0.00	270.70	0.00	8.61	16.23	17.80	0.00	53.96	3.02	42,949.41
0.00	0.00	388.18	0.00	0.00	0.00	66.42	0.00	30.17	27.68	49,509.31
0.00	0.00	104.22	0.00	0.00	0.00	6.69	0.00	14.18	3.89	84,994.38
0.00	0.00	524.60	2.71	3.85	7.70	25.01	0.00	41.65	13.31	98,566.16
0.00	0.00	224.86	0.00	0.00	0.00	9.72	0.00	20.57	11.54	193,768.33
0.00	0.00	122.84	0.00	0.00	0.00	8.89	0.00	18.85	2.50	503,858.94
0.00	0.00	268.29	0.00	0.00	0.00	27.84	0.00	42.22	5.44	750,668.61
0.00	0.00	1,220.04	0.00	3.85	7.71	169.13	0.00	79.25	8.79	370,760.97
0.00	0.00	255.89	0.00	0.00	0.00	11.34	0.00	24.33	14.81	168,797.84
0.00	0.00	180.86	0.00	0.00	0.00	22.32	0.00	30.36	3.25	860,676.66
0.00	0.00	486.00	0.00	59.67	119.33	81.85	0.00	10.12	1.71	153,031.83
0.00	0.00	112.66	0.00	0.00	0.00	8.03	0.00	16.98	8.16	1,069,300.21
0.00	0.00	163.79	0.00	0.00	0.00	4.62	0.00	9.78	0.42	275,978.67
0.00	0.00	487.84	0.00	0.00	0.00	74.39	0.00	16.35	0.00	293,785.19
0.00	0.00	274.71	0.00	0.83	1.66	11.38	0.00	23.91	9.80	308,641.11
0.00	0.00	500.21	0.00	0.00	0.00	46.73	0.00	71.34	36.32	328,539.69
40.00	0.00	7,603.00	2.71	119.32	237.56	871.64	0.00	1,022.37	210.78	5,737,723.88