

City of Fayetteville

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

Meeting Agenda - Final City Council Regular Meeting

Monday, March 16, 2020

7:00 PM

Council Chamber

Date Change due to NLC
REVISED

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** [20-1283](#) Approval of Meeting Minutes:
January 27, 2020 - Discussion of Agenda Items
January 27, 2020 - Regular
January 31, 2020 - Special
February 1, 2020 - Special
February 3, 2020 - Work Session
February 10, 2020 - Discussion of Agenda Items
February 10, 2020 - Regular
February 19, 2020 - Agenda Briefing
February 19, 2020 - Special
February 24, 2020 - Discussion of Agenda Items
February 24, 2020 - Special
February 24, 2020 - Regular
March 2, 2020 - Work Session
- 6.02** [20-1249](#) Ordinance Revision: Proposed Amendment to Chapter 9 - Emergency Management
- 6.03** [20-1285](#) Request for Legal Representation of City Employees
- 6.04** [20-1287](#) Adoption of Special Revenue Fund Project Ordinances 2020-12 and 2020-13 to Appropriate Funding for the Good Neighbor Homebuyer Loan Program and the Commercial Corridor Revitalization Program in Multi-Year Project Accounts

- 6.05** [20-1274](#) Bid Recommendation - Feeder Vacuum Circuit Breaker
- 6.06** [20-1275](#) Bid Recommendation - Labor for Installation of Bordeaux Substation
- 6.07** [20-1241](#) PWC - Resolution Directing Construction of Area 25 of the Phase 5
Annexation Utility Improvement Project be Undertaken
- 6.08** [20-1268](#) Resolution Authorizing the City Manager to Acquire Real Property for
Fire Station #4 Relocation

7.0 PUBLIC FORUM

8.0 PUBLIC HEARINGS

- 8.01** [20-1257](#) Public Hearing to Consider Closing a Portion of Progress Street
- 8.02** [20-1278](#) Phase 5 Annexation Area 24 Section A Public Hearing on the Preliminary Assessment Resolution
- 8.03** [20-1290](#) Phase 5 Annexation Area 24 Section BC - Public Hearing on the Preliminary Assessment Resolution

9.0 OTHER ITEMS OF BUSINESS

- 9.01** [20-1292](#) Presentation of Appointment Committee Recommendations for Boards and Commissions Appointments

10.0 ADMINISTRATIVE REPORTS

- 10.01** [20-1260](#) Audit Committee Annual Report to City Council

11.0 ADJOURNMENT

POLICY REGARDING 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 on the third 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.

POLICY REGARDING NON-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.

CLOSING REMARKS

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

Individuals who have not made a written request to speak on a nonpublic hearing item may submit written materials to the City Council on the subject matter by providing thirteen (13) copies of the written materials to the Office of the City Manager before 5:00 p.m. on the day of the Council meeting at which the item is scheduled to be discussed.

COUNCIL MEETING WILL BE AIRED

March 16, 2020 - 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: 20-1283

Agenda Date: 3/16/2020

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: Telly C. Whitfield, Ph.D., Assistant City Manager

FROM: Pamela J. Megill, MMC, City Clerk

DATE: March 16, 2020

RE:

Approval of Meeting Minutes:

January 27, 2020 - Discussion of Agenda Items

January 27, 2020 - Regular

January 31, 2020 - Special

February 1, 2020 - Special

February 3, 2020 - Work Session

February 10, 2020 - Discussion of Agenda Items

February 10, 2020 - Regular

February 19, 2020 - Agenda Briefing

February 19, 2020 - Special

February 24, 2020 - Discussion of Agenda Items

February 24, 2020 - Special

February 24, 2020 - Regular

March 2, 2020 - Work Session

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

DRAFT

**FAYETTEVILLE CITY COUNCIL
DISCUSSION OF AGENDA ITEMS MEETING MINUTES
ST. AVOLD ROOM
JANUARY 27, 2019
6:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Kevin Arata, Corporate Communications Director
Gina Hawkins, Police Chief
Jay Toland, Chief Financial Officer
Sheila Thomas-Ambat, Public Services Director
Gerald Newton, Development Services Director
Rebecca Jackson, Strategic Planning Analytics
Director
Pamela Megill, City Clerk
Members of the Press

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

Mayor Colvin read the titles of the announcements for the regular meeting, and asked Council to review the list of public hearing speakers for this evening.

Council Member Haire stated he will be pulling Item 6.04, Uninhabitable Structures Demolition Recommendations - 2105 Murchison Road, District 4. Council Member Haire requested an overview of this item. Dr. Gerald Newton, Development Services Director, provided an overview of this property. Discussion ensued.

Council Member Davis requested more information on Item 8.03, Community Collaboration - City Social. Mr. Douglas Hewett, City Manager, stated a community event was held February 2, 2019, at E.E. Smith High School. It included information tables for City and County departments, elected officials, and food trucks. Presentations were given in the auditorium on the baseball stadium and the proposed Civil War History and Reconstruction Center. Similar to the 2019 Social, it is envisioned that there will be displays and information provided by partner entities like Cumberland County, Cumberland County Schools, Fort Bragg, local service organizations, Work Force Development, etc. As we are able, the Kids Zone, tours of Segra Stadium, and local artist-musicians may be available to entertain participants in addition to the information exchange with our partner entities. The schedule and participants are being developed.

Discussion ensued.

Consensus of Council was to direct staff to place this item on the February 2020 work session agenda for further information and discussion.

DRAFT

There being no further business, the meeting adjourned at 6:30 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

012720

DRAFT

**FAYETTEVILLE CITY COUNCIL
DISCUSSION OF AGENDA ITEMS MEETING MINUTES
ST. AVOLD ROOM
FEBRUARY 24, 2020
5:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2) (arrived at 5:08 p.m.); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Kevin Arata, Corporate Communications Director
Gina Hawkins, Police Chief
Jay Toland, Chief Financial Officer
Sheila Thomas-Ambat, Public Services Director
Gerald Newton, Development Services Director
Tracey Broyles, Budget and Evaluation Director
Kevin Arata, Corporate Communications Director
Cynthia Blot, Economic and Community Development
Director
Pamela Megill, City Clerk
Members of the Press

Mayor Colvin called the meeting to order at 5:08 p.m.

Mayor Colvin read the titles of the announcements for the regular meeting, and asked Council to review the list of public hearing speakers for this evening.

Mayor Colvin stated he intends to pull Item 6.03, Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay Street Garage Project, from the consent agenda for staff presentation and separate vote. Mr. Douglas Hewett, City Manager, provided an overview of the item.

Council Member Wright stated he intends to pull Item 6.017, Bid Recommendation - Structures and Equipment for Bordeaux Substation.

Council Member Waddell stated Item 6.018, Federal Action Agenda, needs to include the lobbyist looking for infrastructure funding, and further stated she intends to pull this item off the consent agenda.

Council Member Haire asked if there had been any local bidders for Item 6.017, Bid Recommendation - Structures and Equipment for Bordeaux Substation. Mr. Mark Brown, PWC, stated he will have an answer prior to the beginning of the regular meeting this evening.

Council Member Banks-McLaughlin stated she intends to pull Item 6.04, Adoption of Budget Ordinance Amendment 2020-8, and asked for an explanation of Item 6.07, Report of Unpaid Taxes, and Item 6.011, Legal Representation. Mr. Douglas Hewett, City Manager, provided an overview of Item 6.07 and Ms. Karen McDonald, City Attorney, provided an overview of Item 6.011.

DRAFT

There being no further business, the meeting adjourned at 5:38 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

022420

DRAFT

**FAYETTEVILLE CITY COUNCIL
SPECIAL MEETING MINUTES
COUNCIL CHAMBER
FEBRUARY 24, 2020
6:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
Kevin Arata, Corporate Communications Director
Jay Toland, Chief Financial Officer
Cynthia Blot, Economic and Community Development Director
Tracey Broyles, Budget and Evaluation Director
Sheila Thomas-Ambat, Public Services Director
Michael Gibson, Parks, Recreation and Maintenance Director
Michael Hill, Fire Chief
Mark Brown, PWC Customer Relations Director
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order.

2.0 INVOCATION

The invocation was offered by Council Member Haire.

3.0 APPROVAL OF AGENDA

MOTION: Council Member Wright moved to approve the agenda.
SECOND: Council Member Kinston
VOTE: UNANIMOUS (10-0)

4.0 ITEMS OF BUSINESS

4.1 Staff Update of Environmental Plan of Fields Road and Discussion

Mr. Douglas Hewett, City Manager, stated staff have met twice in the past week on this item and the new documents that have recently come to light.

Dr. Gerald Newton, Development Services Director, presented this item with the aid of a PowerPoint presentation and stated almost all of the land east of the river has soils that do not drain well. A great resource is the North Carolina Soil and Water Preservation District document, not only does this document explain soil types it tells you the ability of the land to be developed or use it for agriculture. Dr. Newton provided maps of the area that the Corps of Engineers had labelled wet lands. Additional assessments would have to be conducted prior to development. Everything considered a wet land is under the jurisdiction of the Corp of Engineers.

Mayor Colvin stated he would like to see some type of compromise and consensus to possibly have multiple projects at multiple sites and

DRAFT

establish a budgetary amount. Establishing budget parameters and applying due diligence to pay for the additional land study will provide direction to staff.

Discussion ensued pertaining to Fields Road, McArthur Road and Jordan Soccer Complex at Methodist University.

Council Member Davis stated there is \$8.7 million, we should spread the projects out, and recommend the following: \$3.5 million to the Fields Road site, \$3.5 million to the McArthur Road site, and \$1.5 million to the Jordan Soccer Complex and make adjustments as opportunities and changes arise.

MOTION: Mayor Pro Tem Jensen moved to direct staff to still continue to acquire the Engineering Report and to look at Methodist and McArthur Road sites, while we wait for the Engineering Report for Fields Road; we basically have 15 acres.

SECOND: Council Member Dawkins

Discussion ensued.

AMENDED MOTION:

Mayor Pro Tem Jensen moved to allocate \$1.5 million to the Jordan Soccer Complex if we can get that agreement to work out and split the remainder between Fields Road and McArthur Road depending on the forthcoming environmental report

SECOND: Council Member Dawkins

VOTE: PASSED by a vote of 7 in favor to 3 in opposition (Council Members Ingram, Waddell, and Kinston

5.0 ADJOURNMENT

There being no further business, the meeting adjourned at 7:01 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

022420

DRAFT

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
FEBRUARY 24, 2020
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
Michael Hill, Fire Chief
Gerald Newton, Development Services Director
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Jay Toland, Interim Chief Financial Officer
Cynthia Blot, Economic and Community Development Director
Craig Harmon, Senior Planner
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.

2.0 INVOCATION

The invocation was offered by Pastor Riley Halliday, Manna Church.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITION

Mayor Pro Tem Jensen introduced Ms. Chloe Weller, Junior at Pine Forest High School, representing Fayetteville-Cumberland Youth Council.

Mayor Colvin recognized the members of the Under Par's Youth Mentoring Program.

Mayor Colvin presented a proclamation to Mr. Phil Harris, Executive Director, Fayetteville Red Cross, proclaiming March 2020 American Red Cross Month.

Mayor Colvin presented a proclamation to Ms. UniQue Webster and the True to Yourself Committee proclaiming February 24, 2020, in honor of Unique Webster and the True to Yourself Committee in recognition of the True to Yourself Black History Talk event.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Wright moved to approve the agenda.

SECOND: Council Member Dawkins

VOTE: UNANIMOUS (10-0)

DRAFT

6.0 CONSENT AGENDA

MOTION: Council Member Haire moved to approve the consent agenda with the exception of Items 6.03, 6.04, 6.016, 6.017, and 6.018 for presentations and separate votes.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

6.01 Approval of Meeting Minutes:

January 6, 2020 - Work Session
January 13, 2020 - Discussion of Agenda Items
January 13, 2020 - Regular
January 14, 2020 - Special
January 21, 2020 - Special
January 22, 2020 - Agenda Briefing

6.02 P20-02F. Rezoning of two properties from Single-Family 6 (SF-6) to Limited Commercial (LC), located at 1410 Haywood Street (Tax Map Nos. 0447-40-6460 and 0447-40-6218) totaling 0.54± acres and being the properties of Kenneth Horne and Glenn Alphin (Represented by Joshua Walters).

6.03 Pulled for presentation and separate vote.

6.04 Pulled for presentation and separate vote.

6.05 Recommended Revisions to the Personnel Ordinance

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING A SECTION UNDER CHAPTER 19, PERSONNEL, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2020-002

6.06 Acceptance of Proposed Methodology to Complete City-Wide Watershed Studies and Adoption of Capital Project Ordinance Amendments 2020-33 and 2020-34 and Capital Project Ordinance 2020-25 to Establish a Separate Appropriation for Watershed Studies

City Council directed staff to complete watershed studies to support development of a stormwater master plan for the entire City within five years. On January 14, 2020, staff presented the results of a high-level study of watershed flooding issues. Council is asked to provide concurrence with the recommended watershed study approach which will schedule studies based on the prioritized list of sub-catchment areas across all of the City's 15 watershed. Council is also asked to adopt Capital Project Ordinance Amendments (CPOAs) 2020-33 and 2020-34, and Capital Project Ordinance 2020-25 to transfer funds previously appropriated for watershed studies within annual stormwater project appropriations to a separate project appropriation dedicated to the watershed studies. A total of \$2,993,141.00 will be transferred to the watershed study appropriation.

6.07 Adopt Resolution to Accept a Report of Unpaid Taxes from Cumberland County and Direct the Advertisement of Tax Liens

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE ACCEPTING THE REPORT OF UNPAID TAXES AND DIRECTING THE ADVERTISEMENT OF TAX LIENS. RESOLUTION NO. R2020-005

6.08 Rescind Demolition Ordinances

127 Early Street

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE RESCINDING DEMOLITION ORDINANCE NO. NS2019-026. RESOLUTION NO. R2020-007

DRAFT

2105 Murchison Road

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE
RESCINDING DEMOLITION ORDINANCE NO. NS2020-001. RESOLUTION NO.
R2020-008

6.09 Uninhabitable Structures Demolition Recommendations

1510 Waterless Street - District 2

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA
REQUIRING THE 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. PIN 0426-98-9419.
ORDINANCE NO. NS2020-005

5209 Sequoia Drive - District 5

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA
REQUIRING THE 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. PIN 0416-09-3360.
ORDINANCE NO. NS2020-006

6323 Milton Drive - District 6

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA
REQUIRING THE 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. PIN 0406-22-9289.
ORDINANCE NO. NS2020-007

6.010 Approval of Installment Financing for Vehicles and Equipment from PNC

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT
FINANCING AGREEMENT, A SECURITY AGREEMENT AND RELATED DOCUMENTS IN
CONNECTION WITH THE FINANCING OF VARIOUS VEHICLES AND EQUIPMENT
FOR THE CITY OF FAYETTEVILLE, NORTH CAROLINA. RESOLUTION NO.
R2020-006

6.011 Request for Legal Representation of City Employees

Authorization from the City Council to provide legal representation
for City employees Antoine Kincade, Dylan Kettell, and David Miller in
the matter of *Gerard Atkinson v. City of Fayetteville, et al.* The
employees were acting within the scope and course of their employment
with the City when the alleged incident occurred.

6.012 PWC - Resolution Directing Construction of Area 32 East Section I of the Phase 5 Annexation Utility Improvement Project be Undertaken

RESOLUTION DIRECTING CONSTRUCTION OF AREA 32 EAST SECTION I OF THE
PHASE 5 ANNEXATION UTILITY IMPROVEMENT PROJECT BE UNDERTAKEN.
RESOLUTION NO. R2020-009

6.013 This item was moved to Item 8.04.

6.014 Phase 5 Annexation Areas 24-BC Preliminary Assessment Resolution to be Adopted and Public Hearing

RESOLUTION AND ORDER TO FILE AND PUBLISH A PRELIMINARY ASSESSMENT
RESOLUTION FOR THE EXTENSION OF THE SANITARY SEWER COLLECTION
SYSTEM IN ALL OR A PORTION OF THE STREETS WITHIN AREA 24-BC OF THE
PHASE 5 ANNEXATION LISTED ON EXHIBIT "A". RESOLUTION NO. R2020-010

6.015 Bid Recommendation - Prefabricated Relay Control House for Bordeaux Substation award the purchase to VFP, Inc., Roanoke, VA,

DRAFT

the lowest responsive, responsible bidder in the total amount of \$175,316.00.

Bids were received on January 15, 2020, as follows:

Pemco Corporation, Blue Field, VA	\$126,350.00*
Fibrebond, Raleigh, NC	\$148,683.00**
VFP, Inc., Roanoke, VA	\$175,316.00
Modular Connections, LLC, Bessemer, AL	\$195,145.00

* Bid was based upon a steel control house that did not meet the specifications required for the control house to be made of aggregate; therefore, the bid is non-responsive.

** Bid did not include a bid bond and is non-responsive.

6.016 Pulled for presentation and separate vote.

6.017 Pulled for presentation and separate vote.

6.018 Pulled for presentation and separate vote.

6.03 Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay St. Garage Project

This item was pulled for presentation and separate vote.

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated Council is asked to adopt CPOA 2020-32 to appropriate \$186,095.00 for the benefit of the Hay Street Garage Project. This appropriation consists of accumulated interest earnings on bond proceeds in the amount of \$189,063.00 offset by a reduction in actual bond proceeds allocated to the project in the amount of \$2,968.00.

Discussion ensued.

MOTION: Council Member Haire moved to adopt Capital Project Ordinance Amendment 2020-32 as presented.
SECOND: Council Member Dawkins
VOTE: UNANIMOUS (10-0)

6.04 Adoption of Budget Ordinance Amendment 2020-8 to Appropriate \$280,364 from Fund Balance for the General Fund and Capital Project Ordinance Amendment 2020-35 for the Downtown Redevelopment Site

This item was pulled for presentation and separate vote.

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated Council is asked to adopt Budget Ordinance Amendment 2020-8 to appropriate \$280,364.00 from General Fund fund balance to provide for a transfer from the General Fund for Capital Project Ordinance Amendment (CPOA) 2020-35. CPOA 2020-35 will appropriate an additional \$280,364.00 for the Downtown Redevelopment Site project, which includes improvements at Hurley Plaza, except for monuments and signage. The memorial items are funded in a separate project.

Discussion ensued.

MOTION: Council Member Dawkins moved to adopt Budget Ordinance Amendment 2020-8 and Capital Project Ordinance Amendment 2020-35 as presented.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

6.016 Bid Recommendation - Relay Control Switchboards for Bordeaux Substation to Keystone Electrical Manufacturing Company, Des Moines, IA, the lowest responsive, responsible bidder in the total amount of \$173,360.24. Bids were received on January 15, 2020, as follows:

DRAFT

This item was pulled for presentation and separate vote.

Mr. Mark Brown, PWC Customer Relations Manager, presented this item.

KVA, Inc., Greer, SC	\$144,193.00*
Birmingham Control Systems, Bessemer, Al	\$149,275.00*
Keystone Electrical Mfg. Co., Des Moines, IA	\$173,360.24
Electrical Power Products, Inc., Des Moines, IA	\$191,434.00

* These bids did not include pricing for spare parts as required in bid documents; therefore, the bids are non-responsive

Discussion ensued.

6.017 Bid Recommendation - Structures and Equipment for Bordeaux Substation to Peak Substation Services, Birmingham, AL, the lowest responsive, responsible bidder in the total amount of \$256,200.00. The Commission also authorized staff to forward this recommendation to the City Council for approval.

This item was pulled for presentation and separate vote.

Bids were received on January 16, 2020, as follows

Dis-Tran Steel, Pineville, LA - Bid #1	\$129,867.00*
Peak Substation Services, Birmingham, AL	\$256,200.00
M.D. Henry Co., Pelham, AL	\$260,924.51
Substation Enterprises, Alabaster, AL	\$277,665.00
Dis-Tran Steel, Pineville, LA - Bid #2	\$299,500.00

* Bid was based on Structures & Equipment bid documents, and only a bid for Structures was submitted, and not the Equipment; therefore, the bid is non-responsive.

MOTION: Council Member Haire moved to approve Items 6.016 and 6.017.
SECOND: Council Member Ingram
VOTE: UNANIMOUS (10-0)

6.018 Federal Action Agenda 2021 Adoption

Ms. Angel Wright-Lanier, Assistant City Manager, presented this item and stated last year, the City of Fayetteville retained the services of Strategics, Inc., as its Federal lobbyist. In doing so, the City has refocused its commitment to seeking assistance from Federal Representatives. Taking this action will help the City find new resources by engaging with the federal government to pursue funding assistance for strategic focus areas identified in the Federal Action Plan. These efforts ensure protection and preservation of essential community assets and resources, allowing all areas of the community to thrive. The Federal Action Plan is the result of input from the Mayor, City Council, and staff members. If adopted, the document will be shared with Federal Representatives during the National League of Cities Conference (NLC) via office visits with our Congressmen and Senators.

Council Member Waddell stated she wanted to include the lobbyist work to securing federal funding for infrastructure in the Federal Action Agenda for 2021. Ms. Wright-Lanier responded the agenda can be amended to include lobbying for infrastructure funding.

MOTION: Council Member Waddell moved to adopt the Federal Action Agenda 2021 with the inclusion of infrastructure funding requests.
SECOND: Council Member Kinston
VOTE: UNANIMOUS (10-0)

7.0 STAFF REPORTS

DRAFT

7.01 Fayetteville Police Department 2019 - 4th Quarter Review

Ms. Gina Hawkins, Police Chief, presented the Fayetteville Police Department 2019 4th Quarter Review with the aid of a PowerPoint presentation. Chief Hawkins reported on the following: Crime Statistics, Crime Trend Analysis, Community Engagement, Crime Fighting Strategies, Domestic Violence Unit, Overdose Death Prevention, Narcotics Unit, 911 Call Center, Employee Staffing and Recruitment.

Discussion ensued.

MOTION: Council Member Ingram moved to accept the Police Department Report for 2019 4th Quarter.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

8.0 PUBLIC HEARINGS

8.01 P20-03F. Request for a Special Use Permit to allow a halfway house to be located in an Office and Institutional (OI) zoning district, located on properties at 901-905 Cain Road (Tax Map Nos. 0428-03-9112 and 0428-12-0912) east of Bragg Boulevard, containing 2.97± acre and being the property of VKC INVESTMENTS LLC, represented by Henry Tyson and Jonathan Charleston.

MOTION: Council Member Wright moved to recuse Mayor Pro Tem Jensen from participating and voting on this item as she owns land adjacent to this property.
SECOND: Council Member Davis
VOTE: UNANIMOUS (9-0) (Mayor Pro Tem Jensen recused from voting)

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated the property in question is currently undeveloped and zoned for Office and Institutional uses (OI). The owners of these properties are seeking a Special Use Permit (SUP) to allow a Halfway House. According to the Unified Development Ordinance (UDO), Halfway House is defined as a licensed home for juveniles or adult persons on release from more restrictive custodial confinement or initially placed in lieu of such more restrictive custodial confinement, wherein supervision, rehabilitation, and counseling is provided to assist residents back into society, enabling them to live independently.

According to the applicant, the proposed facility will be a community-based reentry program that will fit into and be involved in the life of the surrounding community. It will not be a secure detention facility such as a prison or a jail. The facility will house adult male and female Federal law offenders from the Eastern Federal Judicial District of North Carolina. The staffing plan for this facility ensures consistent supervision for their residents. There will be 28 staff positions and supervisory coverage is provided 24 hours a day, 7 days a week, 365 days a year. The plan for this facility exceeds the Federal Bureau of Prison Statement of Work (SOW) staffing requirements. Residents of the facility are closely monitored and supervised by the staff. The residents of this facility are classified as "community custody level", which is the lowest custody level in the Federal Corrections system.

Mr. Harmon provided an overview of the following: surrounding development, site/building, Dismas Security and Accountability Practices, Transportation, Site Distance and Dismas Charities Outreach. The following staff recommended conditions were presented:

1. Development must follow the attached site plan, unless a proposed element is in conflict with the City's UDO standards.
2. Add roof gables and façade treatments to the building design to better fit with the character of the adjacent residential neighborhood.

DRAFT

3. Preserve a 100-foot or greater wooded area between their facility and the single-family residential subdivision to the north to minimize any adverse effects on the adjacent properties.

The SUP must meet the following findings of facts:

- (1) The special use complies with all applicable standards in Section 30-4.C, Use-Specific Standards.

The proposed use meets the applicable standards. There are no other group homes, therapeutic homes, halfway houses, or transitional housing within 2,640 feet (approximately one-half mile) of these properties.

- (2) The special use is compatible with the character of surrounding lands and the uses permitted in the zoning districts(s) of surrounding lands.

If conditioned as recommended, the property is surrounded by single-family residential, multi-family residential and heavy commercial. The property is zoned OI, which the UDO calls for as a buffer district between residential and commercial uses.

- (3) The special use avoids significant adverse impact on surrounding lands regarding service delivery, parking, loading, odors, noise, glare, and vibration.

The proposed site plan would ensure that the project would avoid significant adverse impact on surrounding lands regarding service delivery, parking, loading, odors, noise, glare, and vibration. Ingress and egress to the site will be thru one access driveway constructed to City standards for two-way traffic. These access points will allow dumpster pickup and deliveries to occur on site without impeding the public right-of-way.

- (4) The special use is configured to minimize adverse effects, including visual impacts of the proposed use on adjacent lands.

The proposed site plan would ensure that the project would minimize adverse effects, including visual impacts of the proposed use on adjacent lands. The entire site is approximately three acres, and the proposed developed site will incorporate only 1.6 acres. The site is heavily wooded, and the owner's intent is to develop the property maintaining as many existing trees as possible as well as planting new landscaping to meet the City's UDO. The building will be screened from adjacent residential zones with landscape buffers, plantings, and fencing as required by the City's UDO, as indicated on the attached Site Plan.

- (5) The special use avoids significant deterioration of water and air resources, wildlife habitat, scenic resources, and other natural resources.

The proposed site plan would ensure that the project would avoid 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.

This property is located on a minor arterial with one proposed ingress and egress point as specified by Fayetteville's Fire Marshal's Office.

DRAFT

- (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.

There has been no evidence presented that property values and the ability of neighboring lands to develop would negatively impacted.

- (8) The Special use complies with all other relevant City, State, and Federal laws and regulations.

The applicant will be required to meet all applicable standards.

Mr. Harmon further stated on January 14, 2020, the Zoning Commission held a public hearing regarding this case. There were four speakers signed up in favor, but only attorney Johnathan Charleston spoke, and no one spoke in opposition. Mr. Steve Vice, of Dismas Charities, was signed up to speak and did answer questions posed by the Commission. The Commission voted 4 to 0 to recommend approval of this application with the three conditions suggested by staff.

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

Mr. Jonathan Charleston, 201 Hay Street, Suite 2000, Fayetteville, NC 28301, stated he is the attorney representing Dismas Charities and VKC Investments, LLC, and will be speaking on behalf of all the proponents that signed up to speak at this public hearing. Mr. Charleston reminded Council the decision they make on this item is to be based entirely on facts; not opinion, conjecture, or emotion. City Council did approve a similar SUP for a very similar property and operation located on Ramsey Street. Mr. Charleston spoke at length in favor of the SUP. Mr. Charleston requested five minutes for rebuttal at the end of the speakers in opposition.

Mr. Rafael Rivera, 1811 Manteo Street, Fayetteville, NC, appeared in opposition of the special use permit.

Ms. Kelly Rivera, 1811 Manteo Street, Fayetteville, NC, appeared in opposition of the special use permit.

Ms. Rebecca Hankin, 1802 McGoggan Road, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Brian McKnight, 3206 Shamrock Road, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Barbara Niemczyk, 1914 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Steven Green, 1818 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Shannon Herrera Green, 1818 Manteo Street, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Kim Thomas, Hilton Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. George Turner, 101 Cain Road, Fayetteville, NC, spoke in opposition of the special use permit.

Ms. Cynthia Dubb, Shamrock Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Russell Jones, 1018 Cain Road, Fayetteville, NC, spoke in opposition of the special use permit.

DRAFT

Mr. Carrol Sheppard, 919 Shamrock Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Bobby Grantham, 3215 Rogers Drive, Fayetteville, NC, spoke in opposition of the special use permit.

Mr. Jonathan Charleston, 201 Hay Street, Fayetteville, NC, stated he wishes to remind Council this is a quasi-judicial proceeding and the only things that can be considered are the eight findings of fact; that is the law. Mr. Charleston asked the City Attorney, to confirm his statement is the law. Ms. Karen McDonald, City Attorney, was in agreement.

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

Discussion ensued.

Ms. Cathy Bellew, Regional Vice President of Dismas Charities, Director of the Greensboro program for ten plus years, provided an overview of the Greensboro halfway house program and the re-entry program.

MOTION: Council Member Haire moved to deny the Special Use Permit request to allow a halfway house to be located at 901-905 Cain Road property.

Ms. Karen McDonald, City Attorney, stated Council Member Haire will need to site the findings.

Mayor Colvin requested Council Member Haire site the findings that support his denial.

REVISED MOTION:

Council Member Haire moved to consider for the findings of fact, no evidence to support the loyal revitalization housing value, did not have a report of police patrolling efforts for a building such as this; those are my two findings of fact; number 7 of the Findings of Fact, pertaining to property values.

SECOND: Council Member Waddell

Discussion ensued.

VOTE: PASSED by a vote of 5 in favor (Council Members Ingram, Waddell, Haire, Banks-McLaughlin, and Kinston) to 4 in opposition (Council Members Colvin, Dawkins, Davis, and Wright)

8.02 Adoption of the Downtown Urban Design Plan and Murchison Road/Bragg Boulevard Area Study

Mr. Taurus Freeman, Planning and Zoning Manager, presented this item and stated the Downtown Urban Design Plan was created by combining extensive citizen input with proven urban design principles, becoming a guide towards investments in Downtown Fayetteville for the next five to ten years. By envisioning the future of Downtown, certain urban design improvements become clear, as do the actions needed to achieve them. Subsequently, the City sought to coordinate and advance a number of public investments in the Murchison Road/Bragg Boulevard area between Fayetteville State University (FSU) and Downtown Fayetteville. Urban Design Associates (UDA), with Stewart Engineering, were asked to help facilitate a design conversation among stakeholders and the public, and seek the strategic alignment of public improvements and private investment in the area.

Discussion ensued.

DRAFT

MOTION: Council Member Ingram moved to approve the adoption of the Downtown Urban Design Plan and the Murchison Road/Bragg Boulevard Area Study, as presented by staff.
SECOND: Council Member Kinston
VOTE: UNANIMOUS (10-0)

8.03 Adoption of the 2040 Comprehensive Plan (Future Land Use Map & Plan)

MOTION: Council Member Dawkins moved to move this item to the April 6, 2020, City Council work session agenda.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

8.04 Phase 5 Annexation Area 25 Public Hearing on the Preliminary Assessment Resolution

Mr. Mark Brown, PWC, introduced this item and stated the presentation of this item was provided at the last City Council regular meeting.

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

Mr. Gilbert Hall, 8142 King Road, Fayetteville, NC, appeared in opposition and stated he owns 12 rental properties and the assessment would cost him \$60,000.00.

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

Mayor Colvin stated he had engaged in conversations with Mr. David Trego, PWC CEO/General Manager, and Ms. Evelyn Shaw, PWC Chair, regarding the assessments.

MOTION: Council Member Dawkins moved to delay voting on the Resolution for a period of two weeks.
SECOND: Council Member Wright
VOTE: UNANIMOUS (10-0)

9.0 ADJOURNMENT

There being no further business, the meeting adjourned on February 25, 2020, at 12:02 a.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

022420

DRAFT

**FAYETTEVILLE CITY COUNCIL
WORK SESSION MINUTES
LAFAYETTE CONFERENCE ROOM
MARCH 2, 2020
5:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1) (arrived at 5:04 p.m.); Shakeyla Ingram (District 2); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6) (arrived at 5:46 p.m.); Larry O. Wright, Sr. (District 7) ; Courtney Banks-McLaughlin (District 8) (departed at 5:56 p.m.); Yvonne Kinston (District 9)

Absent: Council Member Tisha S. Waddell (District 3)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
Kevin Arata, Corporate Communications Director
Sheila Thomas-Ambat, Public Services Director
Jay Toland, Chief Financial Officer
Gerald Newton, Development Services Director
Cynthia Blot, Economic and Community Development Director
Tracey Broyles, Budget and Evaluation Director
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order.

2.0 INVOCATION

The invocation was offered by Council Member Haire.

3.0 APPROVAL OF THE AGENDA

MOTION: Council Member Wright moved to move Item 4.03 to the first item on the agenda and to approve the agenda.

SECOND: Council Member Kinston

VOTE: UNANIMOUS (7-0)

4.0 OTHER ITEMS OF BUSINESS

4.03 Downtown Parking Program Update

Mr. Lee Jernigan, Traffic Engineer, provided an overview of the past actions of City Council regarding the downtown parking program. Mr. Jernigan introduced Mr. Walley Bice, Republic Regional Parking Director.

Mr. Wally presented this item with the aid of a PowerPoint presentation and stated Republic Regional Parking (Republic) began operations of the downtown parking program on January 1, 2020, and continued enforcement of free time limited on-street parking and off-street parking with rates of \$0.50/hour, \$4.00 daily maximum, including the Franklin Street parking deck. During this time staff and Republic began preparations for the transition to paid on-street parking, as approved by City Council at their November 25, 2019, regular meeting. These preparations included the development of new branding, Park Fayetteville, a website (available after the March 2, 2020, update to City Council), signing plan and revisions, procurement of the pay kiosks, and a public outreach campaign. The public outreach campaign began with representatives with Republic and the

DRAFT

Cool Spring Downtown District identifying and scheduling informational meetings with downtown stakeholders. Republic facilitated public informational meetings coordinated by the Cool Spring Downtown District on February 4 and 5, 2020, at City Hall. These sessions consisted of small invitation only stakeholder groups and were intended to provide information on the upcoming changes to the downtown parking program and respond to any questions. There was a total of five sessions conducted over the two-day period and stakeholders were invited to structured sessions based on the location of their downtown interest(s). Over 50 attendees participated in the sessions.

Mr. Walley reported that the Core Downtown Area has 615 total on-street parking spaces and the paid parking program will begin April 1, 2020. In an effort to educate the public about the new system, for the first two weeks, we will issue warning tickets for non-payment at the meters on the streets. The 34 pay stations are scheduled for delivery this week. Parkmobile is the pay by phone app to pay for parking. Mr. Walley provided an overview of the pay stations, pay station locations, parkmobile app, community outreach sessions, consensus of comments, and the recommendations.

Discussion ensued.

Consensus of Council was to approve the following:

- (1) Incremental rates of \$0.50 for 30 minutes and \$1.00 for an hour. Incremental rates would only apply for the first hour. Credit cards require a one-hour minimum.**
- (2) Event rate locations would be the following lots in event mode during baseball games: Russell, Winslow, City Hall, 1 and 2 Franklin Street Deck, RCW, and Donaldson. For non-baseball events, all lots could be in event mode. On-street meters would not be in event mode.**
- (3) First hour of parking to be free at the Franklin Street Deck.**
- (4) Not to move forward with paid parking on Saturdays, and direct the City Manager to report back on the financial impacts.**
- (5) Implement a Hospitality Worker Parking Program; provide a \$25.00 per month parking pass for the Donaldson Lot for waiters/bussers/hourly clerks, etc.**
- (6) Operational/Enforcement hours will be Monday through Friday 9:00 a.m. to 7:00 p.m.**

4.01 ReBuild NC Buyout Program

Ms. Maggie Battaglin Gurule, Buyout Manager, presented this item with the aid of a PowerPoint and stated the purpose of this presentation is to introduce the ReBuild Buyout Program to the City Council, and identify steps towards offering this opportunity to property owners within identified zones. A buyout is a mitigation activity where vulnerable properties are purchased, demolished, and the resulting parcels have a deed restriction put in place that significantly restricts future development. Local governments become the owner of the parcels and are responsible for ongoing maintenance. Properties can return to natural state, or may be used as a park or other community amenity. Buyouts are the most effective and long-term mitigation activity. This buyout program is completely voluntary. The program is federally funded by HUD, with no local or state share. \$25 million from Hurricane Matthew CDBG-DR and \$109 million forthcoming from CDBG-MIT associated with both Hurricanes Matthew and Florence. The focus is for buyouts zones: Columbus, Cumberland, Edgecombe, Robeson, and Wayne Counties. Ms. Gurule provided an overview of the

DRAFT

management of the program, buyout zones, Fayetteville buyout zone, buyout program eligibility, and homeowner compensation. The next steps would be the execution of a Cooperative Agreement.

Consensus of Council was to direct staff to move forward with this item.

4.02 Memorandum of Agreement (MOA) with Fort Bragg Regarding the Development of Sports Fields on McArthur Road Property

Mr. Kristoff Bauer, Deputy City Manager, presented this item and stated the Parks and Recreation Bond Referendum, passed by voters in March 2016, included the construction of a Sports Field Complex. Council provided direction to pursue three separate locations for improvements to the City's inventory of sport fields: McArthur Road, Fields Road, and the Jordan Soccer Complex. Moving forward with the McArthur Road location requires approval from the Department of Defense. The next step in acquiring that approval is the execution of a MOA regarding the eventual development and operation of that site. Staff is seeking Council review and approval of the draft MOA in order to allow further discussions with Fort Bragg and Department of Defense leadership regarding the partnership and a long-term lease. The draft MOA has a number of key terms. The most important, however, is the "Purpose" as follows:

3. PURPOSE: This Memorandum of Agreement (MOA) between USAG and the City sets out the rights and obligations of the Parties in the development and operation of the Property and is contingent upon the issuance of a lease of the Property to the City with a term of fifty (50) years.

This makes it clear that the MOA only becomes effective if the Department of Defense grants the City a 50-year lease of the property.

The obligations of the City would be to develop the property consistent with the Master Plan; which is attached to the MOA. The initial investment is set at \$3.5 million. The City is then obligated to operate and maintain the improvements developed by the City.

The obligations of Fort Bragg would be to coordinate with the City and seek resources to develop the parts of the Master Plan focused on serving the needs of the military.

The next steps, with Council's approval, would be to officially submit the draft MOA to the Department of Defense for consideration. They have not been clear regarding the consideration process or how long that process may take.

The Council has allocated \$3.5 million in bond funds to support development at the McArthur Road location.

Discussion ensued.

Consensus of Council was to direct staff to move this item forward. Council Member Ingram was opposed to the consensus.

4.04 Short-Term Rental Program Options

Mr. Johnathan Rosales, Local Government Management Fellow, presented this item with the aid of a PowerPoint presentation and stated current research suggests that regulating or establishing a registration of existing and future short-term rentals (STRs) continues to have varying interpretations of if and how it might be allowed by the state statutes. The UNC School of Government cautiously suggests that a form of a land use regulation (probably zoning with defined standards) may work as a regulatory mechanism but housing code enforcement is no longer an effective option for STR regulation.

DRAFT

G.S 160D-1207 states that local governments cannot do any of the following:

- (1) Adopt or enforce any ordinance that would require any owner or manager of rental property to obtain any permit or permission from the city to lease or rent residential real property or to register rental property with the city, except for those individual rental units that have either more than four verified violations in a rolling 12-month period or two or more verified violations in a rolling 30-day period, or upon the property being identified within the top 10 percent of properties with crime or disorder problems as set forth in a local ordinance.
- (2) Require that an owner or manager of residential rental property enroll or participate in any governmental program as a condition of obtaining a certificate of occupancy.
- (3) Levy a special fee or tax on residential rental property that is not also levied against other commercial and residential properties, unless expressly authorized by general law or applicable only to an individual rental unit or property described in a subdivision of this subsection and the fee does not exceed \$500.00 in any 12-month period in which the unit or property is found to have verified violations.
- (4) Provide that any violation of a rental registration ordinance is punishable as a criminal offense.
- (5) Require any owner or manager of rental property to submit to an inspection before receiving any utility service provided by the city.

This means that the City of Fayetteville cannot legally mandate owners of STRs to participate in a registry or database. Furthermore, the City of Fayetteville cannot collect any fees associated with this.

Discussion ensued.

Consensus of Council was to direct staff to refrain from any action until after this item is discussed by the General Assembly. Depending on the action or inaction of the General Assembly, the City Administration would be able to update the City Council of new options. Council Member Dawkins was in opposition to the consensus.

4.05 Pavement Management Program Overview

Mr. Rob Stone, Engineer, Volkert, presented this item with the aid of a PowerPoint and stated the City's goal for the condition of its street system is for 75 percent of City-maintained streets to have a pavement condition rating (PCR) of 75 or better. The PCR is based on a range of 0 to 100 and points are deducted based on observed pavement defects. Currently the City does not allocate any resources from the General Fund for pavement management other than resurfacing efforts that are specific to CIP street projects. The primary source of funds for the City's pavement management program is from the Street-Aid (Powell Bill) program administered through the North Carolina Department of Transportation (NCDOT) which are distributed to qualifying municipalities based on population and street system miles. From 2009 to 2019, the City has received an average of \$5.34 million and has utilized approximately \$4.45 million (FY 16, 17, 18 average) of the funds annually for resurfacing and CIP Street projects. The City currently utilizes a "worst first" approach to its resurfacing program and only resurfaces the lowest rated streets. This approach does not permit the City to reach its pavement condition goal and in fact will produce a steady decline in the overall pavement condition of the City's street network.

DRAFT

The City's current pavement management program of only resurfacing its streets with the lowest rated pavement condition will not permit it to reach its goal of having 75 percent of its street network to have a PCR of 75 or greater. The analysis performed by Volkert, Inc., demonstrated that maintaining the current practice at the current funding rate will result in a decline of the overall pavement condition in the next 10 years from the current estimated 70.4 percent of the pavement scoring 75 or greater to an estimated 44.0 percent by 2030. The study also revealed that it will take an additional \$5.0 million annually for a total of \$9.45 million per year over the next 10 years to reach the PCR goal if the current "worst first" approach to pavement management is continued. Among the various recommendations presented in the study, the most significant include adding a pavement manager position, incorporating relatively inexpensive pavement preservation treatment options at the appropriate time in the pavement's life cycle, and adding an additional \$0.5 million annually to the current pavement management/resurfacing budget for a total of \$4.95 million.

All recommendations analyzed included a 2.1 percent inflation cost for the cost of repaving and pavement management strategies. The calculation for future conditions, pavement treatment selection, funding scenarios, and what-if analysis is most effectively determined using a pavement management system software program designed specifically for managing pavements. The analysis included in this report was developed using pavement condition survey data from the City's 2012 and 2016 surveys using excel spreadsheets. It is recommended that a pavement management system software be used for future management and more accurate costing and condition assessments to augment the findings in the report.

Discussion ensued.

Consensus of Council was to direct staff to move forward with this item; contract with Volkert, pavement management software, and Pavement Manager hire.

4.06 Public Safety, Infrastructure, and Facility Financing Options

Mr. Jay Toland, Chief Financial Officer, presented this item and stated the agenda packet includes a draft of a proposed calendar for a referendum to be held in November 2020. If the council gives further direction staff will contact the board of elections, bond counsel, and financial advisors to finalize the calendar of action items needed.

The first action for a referendum will need to take place in the first couple weeks of April. If Council chooses to move to the next step which would be preliminary findings resolution. The resolution would indicate the amount and uses of a potential general obligation bond. The amounts in the resolution could only be lowered throughout the process and other uses would be ineligible to add.

Discussion ensued.

Consensus of Council was to direct staff to schedule another meeting for further discussion of this item.

4.07 Safety and Security Operations for City Facilities

Mr. Moisbiell Alvarez, Deputy Fire Chief, presented this item and stated the City Manager directed the establishment of an internal workgroup representative of functional City departments to evaluate the current safety and security posture of daily operations. Coordination of this effort was tasked to the Emergency Management Division of the Fire Department. The work group discovered several vulnerabilities and has made recommendations on security improvement initiatives.

DRAFT

Work place violence has become an ever increasing concern that impacts the public and private sector alike. Unfortunately, active assailant events have become almost a daily occurrence across the Country, predominately appearing in the work place. The City of Fayetteville (COF) recognizes its responsibility of providing a safe and secure working environment for employees, visitors and customers. Establishment of an internal workgroup to conduct threat assessments, identify vulnerabilities, implement short-term security enhancements and develop long-term strategic security goals is a proactive step in meeting the Council's goal of realizing a Safe and Secure Community.

The initial analysis revealed gaps in the current security posture including, but not limited to, lack of a centric organizational security model, a significant number of cyber-attacks attempted daily upon the COF technology infrastructure, lack of control and accountability of individual access to COF facilities, lack of legal controls to prohibit weapons from entering COF facilities, lack of an employee notification system, the need for codified security protocols and the opportunity for increased employee training.

There will be a future budgetary impact as the COF implements enhanced security measures. Recommendations for improvement include, but are not limited to, the addition of a FTE to coordinate safety and security initiatives, upgrades to access control systems at COF facilities, weapons screening system for City Hall and installation of camera systems in all COF operated facilities.

Discussion ensued.

Consensus of Council was to direct staff to move forward with this item.

4.08 City Manager Updates

Ms. Cynthia Blot, Economic and Community Development Director, provided an update of the proposed Day Resource Center and stated the State would like for the City of Fayetteville to move forward with this project.

Discussion ensued.

Consensus of Council was to direct staff to move forward with this item.

5.0 ADJOURNMENT

There being no further business, the meeting adjourned at 9:02 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

020320

DRAFT

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
JANUARY 27, 2020
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Kristoff Bauer, Deputy City Manager
Karen McDonald, City Attorney
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
Gerald Newton, Development Services Director
Kevin Arata, Corporate Communications Director
Tracey Broyles, Budget and Evaluation Director
Jay Toland, Chief Financial Officer
Cynthia Blot, Economic and Community Development
Director
Craig Harmon, Senior Planner
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.

2.0 INVOCATION

The invocation was offered by Bishop Larry Wright, of Heal the Land Ministries.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITION

Council Member Kinston presented a proclamation to the "Women of Steel" Local 959 Chapter proclaiming January 27, 2020, The Women of Steel Local 959 in recognition of their community volunteer work.

First Horizon Bank Board Members presented a check to Mayor Colvin for the sum of \$50,000.00 from First Horizon Bank for the Good Neighbor Homebuyer Loan Program. This program, administered by the City's Economic and Community Development Department, is designed to offer Fayetteville City police officers a depreciating loan of up to \$20,000.00 to use for a home down payment, closing costs or pre-pays. For police officers to qualify, the homes must be in Fayetteville's revitalization corridors of Murchison Road or B Street. Mayor Colvin stated he is very thankful for First Horizon Bank's graciousness in providing this money and thanked Council for the initial funding and support for this effort, this type of partnership is what makes our City so successful and demonstrates our partnership with the private sector, making homes within the City more affordable for our police officers. We encourage other businesses and organizations to consider such beneficial partnerships.

Mayor Pro Tem Jensen introduced Ms. Zoe McClendon, Fayetteville-Cumberland Youth Council Membership Chair, representing FCYC at tonight's meeting.

DRAFT

5.0 APPROVAL OF AGENDA

MOTION: Council Member Wright moved to approve the agenda.
SECOND: Council Member Davis
VOTE: UNANIMOUS (10-0)

6.0 CONSENT AGENDA

MOTION: Council Member Wright moved to approve the consent agenda with the exception of Item 6.04, Uninhabitable Structures Demolition Recommendations for, presentation and separate vote.
SECOND: Council Member Davis
VOTE: UNANIMOUS (10-0)

6.01 P19-51F. Rezoning of a property from Heavy Industrial (HI) to Mixed Residential 5/Conditional (MR-5/CZ), located at 100 Sycamore Court (Tax Map No. 0437-79-3046), containing 1.87± acres and being the property of Alan K. and Lisa J. Rudi, represented by Terry Faircloth.

6.02 P19-55F. Rezoning of property from Mixed Residential 5 (MR-5) to Community Commercial (CC), located near the intersection of Old Shaw Road and Bragg Boulevard (Tax Map Nos. 0419-21-9885 and 0419-21-9825), containing 0.32± acres and being the property of MINI BIJU.

6.03 Rescind Demolition Ordinance

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE
RESCINDING DEMOLITION ORDINANCE NO. NS2019-23. RESOLUTION NO.
R2020-001

6.04 Pulled for presentation and separate vote.

6.05 Bid Recommendation - Annual Construction Service Contract for Underground Distribution Construction recommended lowest responsive, responsible bidder is Directional Services, Inc., Hope Mills, NC, for a total amount of \$2,873,466.51

Bids were received on November 14, 2019, as follows:

Directional Services, Inc., Hope Mills, NC	\$2,873,466.51
Carolina Power & Signalization, Fayetteville, NC ..	\$3,413,733.00
Lee Electrical Construction, Inc., Aberdeen, NC ..	\$4,010,570.05
Pike Electric, LLC, Mount Airy, NC	\$4,358,013.01
Infratech Corporation, Kennesaw, GA	\$6,401,365.26
Volt Power, Holy Springs, NC	\$6,588,699.40
Primoris T&D Services, LLC, Raleigh, NC	\$6,784,695.89

6.06 Resolution to Set a Public Hearing to Consider Closing a Portion of Progress Street

A RESOLUTION AUTHORIZING A PUBLIC HEARING REGARDING THE PROPOSED CLOSING OF A PORTION OF PROGRESS STREET. RESOLUTION NO. R2020-002

6.04 Uninhabitable Structures Demolition Recommendations

This item was pulled for presentation and separate vote.

Council Member Haire requested a staff overview for the property located at 2105 Murchison Road. Dr. Gerald Newton, Development Services Director, stated the structure is a vacant commercial building that was inspected and condemned as a blight structure on June 25, 2019. A hearing on the condition of the structure was conducted on July 11, 2019, at which the owner did not appear. A second hearing was conducted on August 7, 2019, at which the owners did appear. Notice of the hearing was published in The Fayetteville Observer newspaper. A subsequent

DRAFT

hearing order to repair or demolish the structure within 90 days was issued and mailed to the owner on August 9, 2019. To date, there have been no repairs to the structure and the structure has not been demolished. In the past 24 months, there have been 7 calls for 911 service to the property. There have been 6 code violation cases with no City assessments and no overdue taxes. The property owners have recently rezoned this parcel and two others next to this one to LC. The two other lots had structures that were demolished under Community Development grants. The owners had stated they had applied for another grant but there is no application on file and there are 11 clients on the waiting list ahead of this one.

Discussion ensued.

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 2105 Murchison Road, PIN 0428-85-4488. ORDINANCE NO. NS2020-001

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 831 McPherson Avenue, PIN 0428-61-2283. ORDINANCE NO. NS2020-002

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 1734 Sandra Drive, PIN 0416-75-8441. ORDINANCE NO. NS2020-003

AN ORDINANCE OF THE CITY COUNCIL OF FAYETTEVILLE, NORTH CAROLINA REQUIRING THE CITY BUILDING INSPECTOR TO CORRECT CONDITIONS WITH RESPECT TO, OR TO DEMOLISH AND REMOVE A STRUCTURE PURSUANT TO THE DWELLINGS AND BUILDINGS MINIMUM STANDARDS CODE OF THE CITY. 4309 WELLINGTON DRIVE, PIN 0417-31-8629. ORDINANCE NO. NS2020-004

MOTION: Council Member Haire moved to adopt the ordinances authorizing demolition of the structures.

SECOND: Council Member Dawkins

VOTE: UNANIMOUS (10-0)

7.0 PUBLIC HEARINGS

7.01 19-42F. Rezoning of property from Single-Family Residential 15 (SF-15) to Multi-Family Residential (MR-5), located at 7009 Fillyaw Road (Tax Map No. 9499-91-8931), containing 14.9± acres and being the property of James F., Robert N., and Kenneth A. McKethan, Jr. [Zoning Commission recommends a more restrictive Single Family 6 (SF-6) district].

Mr. Craig Harmon, Senior Planner, presented this item with the aid of a PowerPoint presentation and stated the owners, James, Robert and Kenneth McKethan have submitted a request to rezone 14.92 acres from Single-Family 10 (SF-10) to Mixed Residential 5 (MR-5). The owners have been denied conditional rezonings for this property twice in the past, first in 2012 and most recent in 2014. On December 10, 2019, the Zoning Commission recommended a more restrictive Single-Family 6 (SF-6) district by a vote of 3 to 1. These properties are located to the south of the intersection of Danish Drive and Fillyaw Road. Due to the recommendation of a more restrictive zoning district than requested, the application requires a public hearing by the City Council.

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

Mr. Kenneth McKethan, 4836 NC Hwy 86, Dunn, NC, stated he is the property owner and appeared in favor.

DRAFT

Mr. James McKethan, 1936 Culpepper Lane, Fayetteville, NC 28304, appeared in favor.

Mr. David Allen, 367 Edinburgh Drive, Fayetteville, NC, stated he is the realtor for the property owner and appeared in favor.

Mr. Ted N. Fujimoto, 712 Roundtree Drive, Fayetteville, NC, stated he is opposed to the original MR-5 rezoning request.

Ms. Diane Rowlett, 6446 Freeport Road, Fayetteville, NC, appeared in opposition of the rezoning.

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

Discussion ensued.

MOTION: Council Member Haire moved to approve the rezoning to a more restrictive Single-Family 6 (SF-6) Zoning District.
SECOND: Council Member Dawkins
VOTE: UNANIMOUS (10-0)

8.0 ADMINISTRATIVE REPORTS

8.01 Administrative Report on the Future Land Use Map and Plan - to provide an overview of Section 2: Future Land Use Map and Character Area Descriptions. Additional Administrative Reports will be provided for further overview of the plan prior to a public hearing being scheduled.

This item was for information only and was not presented.

8.02 Monthly Statement of Taxes for November 2019

2019 Taxes	22,903,492.43
2019 Vehicle	2,061.32
2019 Taxes Revit	16,546.86
2019 Vehicle Revit	1,804.30
2019 FVT	110.00
2019 FTT	110.00
2019 Storm Water	2,650,574.81
2019 Fay Solid Waste Fee	5,727,480.15
2019 Annex	0.00
2018 Taxes	8,858.88
2018 Vehicle	1,596.30
2018 Taxes Revit	0.00
2018 Vehicle Revit	0.00
2018 FVT	115.00
2018 FTT	115.00
2018 Storm Water	2,683.74
2018 Fay Solid Waste Fee	2,736.07
2018 Annex	0.00
2017 Taxes	3,516.66
2017 Vehicle	237.82
2017 Taxes Revit	0.00
2017 Vehicle Revit	0.00
2017 FVT	20.00
2017 FTT	20.00
2017 Storm Water	96.09
2017 Fay Storm Water	0.00
2017 Fay S Waste Fee	203.50
2017 Annex	0.00
2016 Taxes	366.95
2016 Vehicle	28.47
2016 Taxes Revit	0.00
2016 Vehicle Revit	0.00

DRAFT

2016 FVT	0.00
2016 FTT	0.00
2016 Storm Water	45.00
2016 Fay Storm Water	0.00
2016 Fay S Waste Fee	44.00
2016 Annex	0.00
2015 and Prior Taxes	524.44
2015 and Prior Vehicle	295.59
2015 and Prior Taxes Revit	0.00
2015 and Prior Vehicle Revit	0.00
2015 and Prior FVT	35.00
2015 and Prior FTT	35.00
2015 and Prior Storm Water	30.00
2015 and Prior Fay Storm Water	57.00
2015 and Prior Fay S Waste Fee	84.00
2015 and Prior Annex	0.00
Interest	1445.64
Revit Interest	0.00
Storm Water Interest prior	12.42
Fay Storm Water Interest 2015 and prior	23.50
Storm Water Interest 2016 and Forward	286.22
Annex Interest	0.00
Solid Waste Interest	364.14
FTT Interest	11.31
Total Tax and Interest	\$31,324,273.31

8.03 Community Collaboration - City Social

MOTION: Council Member Davis moved to move this item to the February 3, 2020, City Council work session agenda for additional information from staff and discussion.

SECOND: Council Member Ingram

VOTE: UNANIMOUS (10-0)

9.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:57 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

DRAFT

**FAYETTEVILLE CITY COUNCIL
STRATEGIC PLANNING RETREAT MINUTES
FAYETTEVILLE-CUMBERLAND YOUTH COUNCIL OFFICE BUILDING
725 WEST ROWAN STREET
JANUARY 31, 2020
12:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Cynthia Blot, Economic and Community Development Director
Sheila Thomas-Ambat, Public Services Director
Barbara Hill, Human Resource Development Director
Gina Hawkins, Police Chief
Tony Coleman, Assistant Airport Director
Jay Toland, Chief Financial Officer
Tracey Broyles, Budget and Evaluation Director
Kevin Arata, Corporate Communications Director
Michael Gibson, Parks, Recreation and Maintenance Director
Randy Hume, Transit Director
Dwayne Campbell, Chief Information Officer
Rebecca Jackson, Strategic Performance Analytics Director
Chris McMillan, SPA Management Analyst
Deborah Manzo, NC Performance Excellence Coaching Program Director
Pamela Megill, City Clerk
Members of the Press

CALL TO ORDER

Mayor Colvin called the meeting to order at noon and welcomed everyone in attendance.

Dr. Deborah Manzo facilitated the meeting. Topics of discussion included the following:

- Review Agenda
- Start-Up Activity
- Retreat Objectives
- Review Strategic Planning Process
- Review and Affirm Vision, Mission, and Values
- External Environmental Scan
- Internal Environmental Scan
- Workforce Composition, budget update and performance results
- SWOT/SOAR Analysis
- Strategy Development
 - Understand and Agree on Perspectives
 - Develop Goals and High Level Measures
 - Develop Strategic Objectives and Potential Key Performance Indicators (KPIs)

Mr. Douglas Hewett, City Manager, announced there will possibly be a special meeting called for February 19, 2020, to discuss Capital

DRAFT

and Technical Improvement Program funding, and stated the current CIP does not have sufficient funding for a 9-1-1 Center, New Fire Stations, Fire Station Renovations, Infrastructure; streets and sidewalks. The newly elected Council members may want to meet with staff prior to the special meeting in order to be updated on the current CIP/TIP.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:12 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

**FAYETTEVILLE CITY COUNCIL
STRATEGIC PLANNING RETREAT MINUTES
FAYETTEVILLE-CUMBERLAND YOUTH COUNCIL OFFICE BUILDING
725 WEST ROWAN STREET
FEBRUARY 1, 2020
8:00 A.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Cynthia Blot, Economic and Community Development Director
Barbara Hill, Interim Assistant City Manager
Gina Hawkins, Police Chief
Tony Coleman, Assistant Airport Director
Jay Toland, Chief Financial Officer
Tracey Broyles, Budget and Evaluation Director
Kevin Arata, Corporate Communications Director
Michael Gibson, Parks, Recreation and Maintenance Director
Randy Hume, Transit Director
Dwayne Campbell, Chief Information Officer
Elizabeth Somerindyke, Internal Audit Director
Rebecca Jackson, Strategic Performance Analytics Director
Chris McMillan, SPA Management Analyst
Pamela Megill, City Clerk
Deborah Manzo, NC Performance Excellence Coaching Program Director
Members of the Press

CALL TO ORDER

Mayor Colvin called the meeting to order at 8:00 a.m. and welcomed everyone in attendance.

Dr. Deborah Manzo facilitated the meeting. Topics of discussion included the following:

- Recap of Day 1 - Key Learnings
- Continuing Strategy Development
- Action Planning - Identify potential action plans and projects
- Map Strategic Objectives and Action Plans
- Next Steps
- Wrap up and Evaluation

The goals include the following:

- Safe and Secure Community
- Responsive City government supporting a diverse and viable economy
- City investment in today and tomorrow
- Desirable place to live, work and recreate
- Financially sound city providing exemplary city services
- Collaborative citizen and business engagement

ADJOURNMENT

There being no further business, the meeting adjourned at 11:12 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

020119

DRAFT

**FAYETTEVILLE CITY COUNCIL
WORK SESSION MINUTES
LAFAYETTE CONFERENCE ROOM
FEBRUARY 3, 2020
5:00 P.M.**

Present: Mayor Mitch Colvin (arrived 5:23 p.m.)

Council Members Katherine K. Jensen (District 1); Shakelya Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4) (departed at 8:58 p.m.); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8) (arrived at 5:10 p.m.); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
Kevin Arata, Corporate Communications Director
Sheila Thomas-Ambat, Public Services Director
Jay Toland, Chief Financial Officer
Gerald Newton, Development Services Director
Barbara Hill, Human Resource Development Director
Cynthia Blot, Economic and Community Development Director
Tracey Broyles, Budget and Evaluation Director
Dwayne Campbell, Chief Information Officer
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Pro Tem Jensen called the meeting to order.

2.0 INVOCATION

The invocation was offered by Council Member Davis.

3.0 APPROVAL OF THE AGENDA

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

4.0 OTHER ITEMS OF BUSINESS

4.01 Downtown Urban Design Plan and Murchison Road/Bragg Boulevard Area Study Presentations - by Steve Auterman - Urban Design Associates

Mr. Steve Auterman, Urban Design Associates, presented this item with the aid of a PowerPoint presentation and stated the Downtown Urban Design Plan was created by combining extensive citizen input with proven urban design principles, becoming a guide towards investments in Downtown Fayetteville for the next five to ten years. By envisioning the future of Downtown, certain urban design improvements become clear, as do the actions needed to achieve them. Subsequently, the City sought to coordinate and advance a number of public investments in the Murchison Road/Bragg Boulevard area between Fayetteville State University (FSU) and Downtown Fayetteville. Urban Design Associates (UDA), with Stewart Engineering, were asked to help facilitate a design conversation among stakeholders and the public, and seek the strategic alignment of public improvements and private investment in the area.

DRAFT

In July of 2017, the City of Fayetteville was awarded a \$100,000.00 Revitalization and Economic Development Grant from the State of North Carolina's Legislature. These funds were used to hire a consulting group, which is being led by Urban Design Associates and assisted by Stewart Design, Walker Parking Consultants and SFL+a Architects. The Plan includes a written implementation strategy, graphic illustrations, suggestions regarding regulatory changes necessary to implement the proposed design concepts, and policy recommendations. The intention of the Plan is to blend current community goals with previous planning efforts and policies, provide a clear guide and predictable framework that is useful for both developers and citizens, and serve as a powerful graphic tool for visualizing preferred Downtown development.

Murchison Road/Bragg Boulevard Area Study

Utilizing the base data and maps that UDA has already produced for the Downtown Urban Design Plan, UDA travelled to Fayetteville for one day of meetings with the City, Fayetteville State University (FSU) and area stakeholders. They also met with representatives from the City to outline to goals for the meetings. A tour of the study area included the City and UDA to observe existing conditions and identify the sites owned by the City, FSU, or other stakeholders. In addition, the group viewed nearby developments that were relevant to the study.

UDA facilitated a two-hour meeting with the City, FSU, and invited stakeholders to share each group's current/planned investments, unmet needs and desires for development in the study area. The outcome of this meeting provided clarity of what desired investments are likely or could occur, identifying the goals and motivations for those efforts and defining the type and breadth of compatible investment that is desired in the area. This will define the programmatic elements and focused property to investigate in the next step.

The small area study provides a planning process and analysis, public improvements, and the potential for private investment.

Downtown Urban Design Plan

Downtown Fayetteville is approximately .55 square miles in area and is generally bounded by Rowan, Russell, Robeson and Cool Spring Streets. The Downtown hosts an economically and racially diverse mix of people who live and work among historic buildings and landmarks, and many small businesses.

The City Council appointed a committee of citizens (the steering committee) to help guide the direction of the plan. An open house and three days of Stakeholder meetings were held in August 2018. Then in October 2018, the steering committee and consultant team held a charrette, a second public open house, a public meeting and hosted information booth. The public meeting gave the public a review of the Charrette outcomes. The information booth was setup under the Market House during of the City's Fourth Friday events that week.

The steering committee and consultant team came up with the following recommendations:

1. Capitalize on Investment: Leverage the Fayetteville Ballpark and neighboring investments by transforming the City Hall block into a mixed-use sport and entertainment destination
2. Create a Downtown District: Create a Downtown District by expanding the Hay Street experience to Russell Street
3. Improve Downtown's Gateways: Establish Downtown's identity at its gateways, and carry it through the Downtown District area

DRAFT

4. Enable a Neighborhood to Develop: Promote residential development to create a Downtown Neighborhood
5. Expand Appropriate Development Standards: Revise and enact the development standards that permit the appropriate mix of uses, types and development patterns for Downtown
6. Properly Locate Cultural Venues: Establish the parameters for locating a Performing Arts Center that adds to Downtown vitality in a direct and meaningful way
7. Improve Mobility and Streetscapes: Promote a well-functioning Downtown by improving walkability and bikeability, managing parking, enhancing streetscapes, and public spaces.
8. Enhance Natural Systems: Improve stormwater management, and public spaces (trails and parks) to address the growing impacts of flooding.

Murchison Road/Bragg Boulevard Area Study

The City of Fayetteville commissioned this study to look at the Murchison Road and Bragg Boulevard corridors northwest of downtown. The area includes FSU, Murchison Road from Rowan Street to Langdon Street, the area between Bragg Boulevard and Murchison Road including Mazarick Park and Glenville Lake, and Bragg Boulevard from Rowan Street to Westmont Drive. This planning process was designed to build consensus among all the stakeholders to improve the neighborhood with initiatives and strategies that will stabilize the neighborhood, create a context for reinvestment, and improve the quality of life for residents, businesses, and community institutions.

Discussion ensued.

This item was for information only, and no action was taken.

Mayor Colvin recessed the meeting at 6:32 p.m. and reconvened the meeting at 6:43 p.m.

4.02 Sports Field Complex Site Analysis

Mr. Kristoff Bauer, Deputy City Manager, presented this item with the aid of a PowerPoint presentation and stated in 2015 a package of parks and recreation bond projects was developed for voter consideration. The package included a number of new projects as well as renovations to existing parks/facilities. Prior to the vote held on March 15, 2016, the location for a new Sports Complex was tentatively listed as Fields Road. The City currently owns a parcel of approximately 50 acres at this location. Following the passing of the bond referendum, the City Council Parks and Recreation Bond Committee was approached regarding discussion for a parcel of land located adjacent to the All American Freeway and new Interstate 295, known as Military Business Park. This was a larger parcel located along a major thoroughfare. On October 17, 2016, the committee directed staff to remove the reference of Fields Road from the Sports Field Complex in all print materials and from related websites as discussion was ongoing relating to the final location for the project. A site assessment of both the Fields Road location and Military Business Park was completed by Moorman, Kizer, and Rietzel (MKR) and alternative layouts were provided for the City Manager's Office by MKR. The layouts developed for the Fields Road location are included in the packet. Council directed staff to focus on negotiating the acquisition of the Military Business Park prior to reviewing this information.

The negotiations to acquire 60 acres in the Military Business Park were complex and protracted and did not result in options ultimately supported by a majority of the Council. The alternative of

DRAFT

partnering with Fort Bragg on the development of a parcel of over 80 acres along McArthur Road and with Methodist on the Jordan soccer complex arose and Council directed staff to develop master plans for both facilities and to negotiate long-term use agreements to support the implementation of those plans. While a master plan for the Jordan Soccer Complex was completed, efforts to develop a mutually acceptable agreement were ultimately unsuccessful.

Efforts to secure a long-term lease from the Department of Defense for the McArthur Road property are at a critical stage. A path to approval has been identified, but it is dependent upon demonstrating that the City's proposed development and operation plan for the property is of significant "benefit to the soldier". A draft Memorandum of Agreement has been developed. It cannot be finalized, however, without clear policy direction regarding the City's level of investment and commitment to the development and operation of this property. Further, the loss of the Jordan Soccer Complex partnership results in the need to revisit the previous master plan and budget for the McArthur Road location. These are fundamental elements of any agreement with Fort Bragg on the development of this property.

A full master plan has been developed for the McArthur Road site by a design team including architecture and engineering professionals. This is not a full pre-design or schematic design work up, but the cost estimates provided and the proposed layout has a professional basis. The layouts completed for the Fields Road site were prepared by an engineering firm, but the charge was to "see what could fit". Cost estimates were not part of that scope, so the nature of the analysis was significantly less rigorous. What we do know about the Fields Road site is that the City owns 50 acres. That acreage is farmed, so it has been cleared and is flat. The site is bordered by Locks Creek and some portion of the land adjacent to the creek was inundated for a short time during Hurricane Matthew, but that is not seen as a detriment to this kind of development. The additional 36 acres used by some of the layouts is available for sale. The appraised value is \$175,000.00. The City has received an offer to sell from the property owner at a price of just over \$1.1 million. Staff has not attempted to negotiate a purchase of this property.

Options for Additional Study:

- (1) Feasibility and Location: If the primary question that Council has is regarding to which site would be most advantageous and competitive for a regional tournament facility, then staff would recommend hiring a consultant that focuses on sports tourism to perform a comparative analysis. It is estimated that this kind of study would cost less than \$50,000.00 and could be completed in four to six months. This "Feasibility and Location" study would also provide information regarding the potential for this kind of facility to enhance the City's current performance in this area and estimate the economic impact thereof.
- (2) Master Plan: If the primary question that Council has is regarding the constructability and estimated cost of developing a Sport Field Complex at either location, then the appropriate approach would be to engage a design team to prepare a master plan for the site in question. To perform a true comparison between the sites, it is recommended that the master plan for McArthur Road be updated to reflect the current budget and the need to include soccer and similar uses. This could be accomplished through an amendment to the past design contract and is estimated to require about \$20,000.00 and two months. Completing a master plan for Fields Road would take longer due the need to perform a Request for Proposal process to hire the design team. That master plan is estimated to cost \$55,000.00 and require six to nine months to complete.

DRAFT

The path forward differs depending upon which site is selected. If McArthur Road is selected, then the master plan would need to be updated, a Memorandum of Agreement with Fort Bragg completed, and then a long-term lease approved by the Department of Defense. The time to accomplish the first two steps is estimated at 60 to 90 days. The timing of the last step is uncertain. After these steps are completed, then design could be initiated. If Fields Road is selected, then there may be some time required to negotiate property acquisition if 86 acres or more are desired. The design process, however, could be initiated. The design process for either location is estimated to cost between 15 and 30 percent of total construction cost and require 10 to 12 months to complete.

The original allocation of funding to the Sport Field Complex was \$9,000,000.00. A total of \$108,769.00 has been spent to date on the development of the master plans and other consultant work (\$54,207.00 for Sport Field Complex, \$54,562.00 for Soccer Complex). The most recent funding plan approved by Council on January 13, 2020, allocates \$8,750,000.00 for the Sport Field Complex.

Discussion ensued.

No consensus was reached on any of the options.

Mayor Colvin announced there will be a Special City Council meeting on February 19, 2020, and this item will be on the agenda for further discussion and deliberation.

4.03 Recommended Changes in Personnel Ordinance to Support Enhanced Recruitment

Ms. Barbara Hill, Human Resource Development Director, presented this item and stated our present Personnel Ordinance §19 limits the amount of sick leave that a new employee may transfer from another North Carolina municipality to 240 hours. The North Carolina League of Municipalities benefits survey highlights the fact that most cities in North Carolina do not limit the number of hours that may be transferred. The current limit regarding sick leave transfers is a disincentive to candidates who would like to make a lateral or promotional transfer to the City of Fayetteville. The sick leave hours are valuable as they are counted toward service time when North Carolina retirement benefits are calculated. The risk is low as the hours are not made available until the first year probationary period is completed. At that time the federal Family Medical Leave Act is also available which limits the city's responsibility to hold a position open for an absent employee to twelve weeks. Sick leave is not paid by the City if an employee separates from our employment. To facilitate recruitment of well qualified candidates from other municipalities we recommend removal of this section of the ordinance.

The same section speaks to three days of bereavement leave which amounts to an inequitable number of hours for employees who work eight hour days vs. 24.25 hour days or ten hour days. Recommendation is to allow twenty-four (24) hours per employee for bereavement leave per calendar year with additional time to be either accrued leave time or unpaid time off if required.

Section 19-182 States that employees will be paid out all accrued and unused holiday time when separating from employment. The City desires our employee's to use their time off and not save those hours. Time off promotes positive work life balance and good health. The new process is for employees to use their holiday time during the calendar year in which it is planned. If the time is not used by the end of the calendar year then the holiday hours are converted to vacation time. This process encourages the use of the allotted holiday hours but also preserves those hours as a benefit through conversion to vacation time. Upon separation the final calculation of pay for unused time should include these limits and conversion rules.

DRAFT

Discussion ensued.

Unanimous consensus of Council was to direct staff to move this item forward to a regular City Council agenda for official action.

4.04 Discussion of Ordinance for Rowan Skate Park

Mr. Michael Gibson, Parks, Recreation and Maintenance Director, presented this item and stated voters approved a \$35 million bond referendum in March 2016, allowing for the construction of a number of new parks and recreation facilities as well as the renovation of a number of existing facilities. The downtown skate park, located at the previously existing park along W. Rowan Street, was designed and constructed by Team Pain Skate Parks of Winter Springs, FL. A ground breaking was held in July 2019 and site preparation began shortly thereafter. Construction of the concrete skate surfacing began in September 2019. As the first City-owned skate park, it is necessary to establish guidelines for use, prior to opening the facility to the public. The draft City Ordinance has been prepared to address this need for safety equipment at skate parks. Once approved, signage will be installed in accordance with the ordinance. N.C.G.S. § 99E-25 limits the liabilities of government entities who have adopted such ordinances. Rental fees are typically established for parks and recreation facilities but fees for this special-use facility will be discussed at a later date.

Discussion ensued.

Unanimous consensus of Council was to move this item forward to a regular City Council agenda for official action.

4.05 Tree Preservation Fund Update and Replacement Strategy

Dr. Telly Whitfield, Assistant City Manager, presented this item and stated per City Council direction, staff will present a strategy to more efficiently and effectively expense the Tree Preservation Fund (Tree Fund). The Tree Fund collects revenues from payments in lieu of specimen tree preservation within development projects. The Tree Fund is used for plantings in public areas, such as along trails, in parks, and along public street right-of-way. On November 25, 2019, Capital Project Ordinance Amendment (CPOA) 2020-27 appropriated \$252,244.00 of collected revenue from May 2015 through October 2019. With that appropriation, the total available budget in the Tree Fund is \$312,070.54. As requested, staff coordinated with the Tree Board to propose the use of the appropriated funds in the following areas:

1. Completion of the Downtown Core Tree Replacements and Street Plantings (\$50,000.00)
2. Major Gateways and Public Facilities (\$102,000.00)
3. Selected Reforestation Areas (\$75,000.00)
4. Neighborhood Matching Grant Program Pilot (\$25,000.00)
5. Proposed Central City Parks Master Plan and Design Guide (\$60,000.00)

Prior to 2010, the City had tree protection requirements with fines. A fee-in-lieu payment was introduced in 2010 to remove fines and provide credits. In 2013, the prior City Ordinance was adjusted to add a \$100.00 per caliper inch removal fee for specimen trees into the City's tree fund (30-5.B.6). That fee was reduced to \$50.00 per caliper inch by City Council in 2019. An administrative report was provided for the October 14, 2019, regular meeting describing the City's use of the Tree Preservation Fund for landscape and streetscape improvements. Staff was asked to provide additional information regarding the existing payments collected and resources spent. Staff

DRAFT

presented the history of tree preservation activities in Fayetteville, detailed the available funds and addressed the challenges of the current administrative practice for fee collection and replacing trees during the November 4, 2019, work session. The current practice involves utilizing collected funds in their respective quadrants and has resulted in limited opportunities to plant across the City. From fund's creation in 2013 through the first quarter of FY 2020, \$412,070.00 has been collected through 39 payments. The average payment is \$10,565.90; however, the median value or 50th percentile collected is \$4,200.00. It should be noted that 49 percent of the payments received to date have been generated from three projects--Walmart on I-95 Business (\$99,600.00 in 2014), Fayetteville Town Center (\$77,300.00 in 2016), and Oakridge Estates (\$24,770.00 in 2019)--given that the tree ordinance only applies to the removal of specimen trees over 30 caliper inches. Over the past two fiscal years, fees have been collected for only three projects.

Discussion ensued.

Unanimous consensus of Council was to direct staff to move this item forward and adopt the strategy for the use of the remaining tree funds.

4.06 Good Neighbor Homebuyer Loan Program and Commercial Corridor Revitalization Program

Ms. Cynthia Blot, Economic and Community Development Director, presented this item and stated the City of Fayetteville's Economic and Community Development department was issued a Target for Action (TFA) for Fiscal Year 2020. The Economic and Community Development Department presented options for alternative housing and economic development programs to Council for approval in the first quarter of FY 2020. Objectives included an effort to increase and create more opportunities for individuals and businesses in targeted revitalization areas by developing and implementing programs that impact households up to 140 percent of median household income.

The City Council allocated \$500,000.00 for program implementation of the Good Neighbor Homebuyer Loan Program and the Commercial Corridor Revitalization Program in two specific corridors--Murchison Road Corridor and "B" Street Corridor. These projects are being led by Economic and Community Development staff, with a cross-collaborative approach and a team of City staff from other departments such as Parks and Recreation, Development Services, Human Relations, Police, and the City Manager's Office. Additional program objectives were to include:

- Stabilization of older neighborhoods
- Beautification of gateways into city and downtown
- Revitalization of aging neighborhoods
- Revitalization of vacant and underperforming commercial centers
- Return of vibrant neighborhoods that are connected and safe

Key Performance Indicators (KPIs) also include the number of new home owners and number of businesses impacted/improved.

There are currently two active applications for the Homebuyer program. Staff is working with other interested officers to complete the application process.

Multiple businesses have met with staff to prepare applications funding in the Revitalization Corridor. Applicants are in various stages of submission.

DRAFT

Discussion ensued.

This item was for information only, no consensus was given.

4.07 Community Collaboration - City Social

Mr. Douglas Hewett, City Manager, presented this item and stated a community event was held on February 2, 2019, at E.E. Smith High School. It included information tables for City and County Departments, elected officials and food trucks. Presentations were given in the auditorium on the baseball stadium and the proposed Civil War History and Reconstruction Center. Similar to the 2019 Social, it is envisioned that there will be displays and information provided by partner entities like Cumberland County, Cumberland County Schools, Fort Bragg, local service organizations, Work Force Development, etc. Mr. Hewett said staff will bring this item back to Council with the costs for holding this type of event.

5.0 ADJOURNMENT

There being no further business, the meeting adjourned at 9:04 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

020320

DRAFT

**FAYETTEVILLE CITY COUNCIL
DISCUSSION OF AGENDA ITEMS MEETING MINUTES
ST. AVOLD ROOM
FEBRUARY 10, 2020
6:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2) (arrived at 6:22 p.m.); Tisha S. Waddell (District 3); D. J. Haire (District 4) (arrived at 6:38 p.m.); Chris Davis (District 6) (arrived at 6:29 p.m.) Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Kevin Arata, Corporate Communications Director
Gina Hawkins, Police Chief
Jay Toland, Chief Financial Officer
Pamela Megill, City Clerk
Members of the Press

Mayor Colvin called the meeting to order at 6:12 p.m.

Mayor Colvin read the titles of the announcements for the regular meeting, and asked Council to review the list of public hearing speakers for this evening.

Mayor Colvin stated he intends to pull Item 6.03, Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay Street Garage Project, from the consent agenda for staff presentation and separate vote. Mr. Jay Toland, Chief Financial Officer, provided an overview of the item. Discussion ensued.

Council Member Banks-McLaughlin asked for an overview of Item 8.01, Phase 5 Annexation Area 32 East Section, public hearing on Preliminary Assessment Resolution, and Item 8.02, Phase 5 Annexation - Area 25 public hearing on the Preliminary Assessment Resolution. Mr. Hewett, City Manager, advised that Mr. Mark Brown from PWC will be presenting the item at the regular meeting, and he will be available to answer questions on both of these items.

There being no further business, the meeting adjourned at 6:52 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

021020

DRAFT

**FAYETTEVILLE CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBER
FEBRUARY 10, 2019
7:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2) (departed at 7:47 p.m.); Tisha S. Waddell (District 3); D. J. Haire (District 4); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Absent: Council Member Johnny Dawkins (District 5)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Gina Hawkins, Police Chief
James Nolette, Assistant Police Chief
Mike Hill, Fire Chief
Kevin Arata, Corporate Communications Director
Randy Hume, Transit Director
Mark Brown, PWC
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 7:00 p.m.

2.0 INVOCATION

The invocation was offered by Chaplain Tim Leever, Professor at Grace College of Divinity, Police Chaplain.

3.0 PLEDGE OF ALLEGIANCE

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

4.0 ANNOUNCEMENTS AND RECOGNITION

Mayor Pro Tem Jensen introduced Ms. Jasani Smallwood, Junior at Polytech High School, representing the Fayetteville-Cumberland Youth Council at tonight's meeting.

5.0 APPROVAL OF AGENDA

MOTION: Council Member Waddell moved to approve the agenda.
SECOND: Council Member Wright
VOTE: UNANIMOUS (9-0)

6.0 CONSENT AGENDA

MOTION: Council Member Wright moved to approve the consent agenda with the exception of Item 6.03; pulled for presentation and separate vote.
SECOND: Council Member Haire
VOTE: UNANIMOUS (9-0)

6.01 Adoption of Special Revenue Fund Project Ordinance 2020-11 to Appropriate Transit Grant NC-2019-048 for Fayetteville Urban Area Elderly and Disabled Projects and Approval of Sub-Recipient Grant Agreement with Mid-Carolina Council of Governments (MCCOG)

DRAFT

The Federal Transit Administration (FTA) has awarded \$275,742.00 of grant funding to the City under its Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program for a grant project totaling \$344,678.00. The FTA funding provides \$43,742.00 for the City and \$232,000.00 for Cumberland County (County), passed through to the Mid-Carolina Council of Governments (MCCOG) as a sub-recipient. The City will fund \$18,936.00 of the required local match and the County and MCCOG will fund the remaining \$50,000.00 match.

6.02 Adoption of Special Revenue Fund Project Ordinance 2020-10 to Appropriate the FY19 Byrne Justice Assistance Grant

Special Revenue Fund Project Ordinance 2020-10 will appropriate \$126,701.00 of federal funds, awarded by the U.S. Department of Justice (US DOJ), for the FY 19 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. No local match is required. The grant provides funding for supplies, equipment, and training.

6.03 Pulled for presentation and separate vote.

6.04 Phase 5 Annexation Areas 24-A Preliminary Assessment Resolution to be Adopted and Public Hearing

RESOLUTION AND ORDER TO FILE AND PUBLISH A PRELIMINARY ASSESSMENT RESOLUTION FOR THE EXTENSION OF THE SANITARY SEWER COLLECTION SYSTEM IN ALL OR A PORTION OF THE STREETS WITHIN AREA 24 SECTION "A" OF THE PHASE 5 ANNEXATION LISTED ON EXHIBIT "A". RESOLUTION NO. R2020-003

6.05 NCDOT Request for Right-of-Way (ROW) on Hollow Bridge Road

Approval of the NCDOT request to acquire two strips of ROW from PWC on its Stedman Farm Property for bridgework along Hollow Bridge Road and authorize the PWC CEO/General Manager to execute the DEED of the ROW to NCDOT. The compensation by NCDOT for the ROW is \$4,000.00.

6.06 Bid Recommendation - One (1) 54,000 GVWR Cab & Chassis with Flatbed to White's International Truck, Greensboro, NC, the lowest responsive, responsible bidder in the total amount of \$91,962.86.00

Bids were received on November 21, 2019, as follows:

White's International Truck, Greensboro, NC	\$91,921.86
H&H Freightliner, Hope Mills, NC	\$93,946.00
Triple T, Wilmington, NC	\$96,653.00

6.07 Adoption of Ordinance for Rowan Skate Park

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE CREATING A NEW SECTION 18-9, SAFETY EQUIPMENT AT CITY SKATE PARKS UNDER CHAPTER 18, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA. ORDINANCE NO. S2020-001

6.08 Adoption of a Resolution authorizing the conveyance of a parcel to the Board of Trustees of the Endowment Fund of Fayetteville State University and the execution of an Agreement confirming certain utility easements.

RESOLUTION AUTHORIZING THE CONVEYANCE TO THE BOARD OF TRUSTEES OF THE ENDOWMENT FUND OF FAYETTEVILLE STATE UNIVERSITY OF THAT CERTAIN PARCEL IDENTIFIED IN THE CUMBERLAND COUNTY REAL PROPERTY TAX RECORDS AS PARCEL IDENTIFIER NO: 0437-19-5954. RESOLUTION NO. R2020-004

6.03 Adoption of Capital Project Ordinance Amendment 2020-32 for the Hay St. Garage Project

DRAFT

Mr. Jay Toland, Chief Financial Officer, presented this item and stated on June 6, 2018, the City received limited obligation bond proceeds allocated to the Hay Street Garage Project. Since that time, \$189,063.00 in investment earnings has accrued to the benefit of the project and must be allocated to the specific project. This capital project ordinance amendment will bring the total budget to \$17,931,095.00 which will allow for the final accounting of project costs. Council is asked to adopt CPOA 2020-32 to appropriate \$186,095.00 for the benefit of the Hay Street Garage Project. This appropriation consists of accumulated interest earnings on bond proceeds in the amount of \$189,063.00 offset by a reduction in actual bond proceeds allocated to the project in the amount of \$2,968.00.

MOTION: Council Member Waddell moved to move this item to the February 24, 2020, regular City Council meeting agenda.

SECOND: Council Member Wright

VOTE: UNANIMOUS (9-0)

7.0 PUBLIC FORUM

Mr. Mark Patton, 111 Old Gate Road, Fayetteville, NC, announced the forthcoming activities of the Community Blueprint and Veterans Engagement Board.

Ms. Theresa Lee, 1048 Strickland Bridge Road, Fayetteville, NC, expressed concerns regarding City Code Enforcement issues in her neighborhood.

Imam Eronomy Mohammad Smith, 2700 Murchison Road, Fayetteville, NC, provided an overview of the State of the Community.

Mr. Steve Harper, 5707 Bashford Court, Fayetteville, NC, stated he is in favor of some type of registration and regulation for Airbnb's.

Mr. Brice McLean, 647 Cressida Drive, Fayetteville, NC, provided an overview of the Community and Youth Outreach Program; Help Unite, Help Inspire Life Community Outreach.

Mr. David Wendelken, 2108 Pinewood Terrace, Fayetteville, NC, stated he is in favor of regulating Airbnb's.

Mr. Charles Matthews, 3618 Tindale Court, Fayetteville, NC, provided an overview of the history of Fayetteville.

Mr. Terry Johnson, 5121 Wichita Drive, Fayetteville, NC, expressed his appreciation for the Foxfire Concerned Citizens Association.

8.0 PUBLIC HEARINGS

8.01 Phase 5 Annexation Area 32 East Section I Public Hearing on the Preliminary Assessment Resolution

Mr. Mark Brown, PWC Customer Relations Director, presented this item and stated City Council approved the Preliminary Assessment Resolution at their meeting on November 12, 2019, for Area 32 East Section I of the Phase 5 Annexation. The Resolution set the date of the public hearing for February 10, 2020, to hear public comment. A notice was published in The Fayetteville Observer on January 24, 2020, and copies of the Preliminary Assessment Resolution were mailed on January 15, 2020, informing the property owners of the public hearing date. After the public hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken. This item is scheduled for February 24, 2020.

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

DRAFT

Mr. Gilbert Hall, 8142 King Road, Fayetteville, NC, appeared in opposition.

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

8.02 Phase 5 Annexation Area 25 Public Hearing on the Preliminary Assessment Resolution

Mr. Mark Brown, PWC, presented this item with the aid of a PowerPoint presentation and stated City Council approved the Preliminary Assessment Resolution at their meeting on December 9, 2019, for Area 25 of the Phase 5 Annexation. The Resolution set the date of the public hearing for February 10, 2020, to hear public comment. A notice was published in The Fayetteville Observer on January 24, 2020, and copies of the Preliminary Assessment Resolution were mailed on January 15, 2020, informing the property owners of the public hearing date. After the public hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken.

Discussion ensued.

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

Ms. Valorie Morrison, 1853 Rim Road, Fayetteville, NC, appeared in opposition.

Mr. Ladon Goodwin, 9525 Mountain Home Drive, Fayetteville, NC, appeared in opposition.

Mayor Colvin stated this public hearing will be continued to the February 24, 2020, regular City Council meeting.

9.0 ADMINISTRATIVE REPORTS

9.01 2019 Stormwater Advisory Board Recommendations

This item was for information only, and was not presented.

9.02 Administrative Report on the Future Land Use Map and Plan - to provide an overview of Section 3: Goals and Policy Recommendations - Future Land Use Goals and Policies. One additional Administrative Report will be provided for an overview of Section 4: Implementation Recommendations (Five Strategies) for implementing the Future Land Use Plan prior to a Public Hearing being scheduled.

This item was for information only, and was not presented.

9.03 Update on Options for Regulating Short-Term Rentals

This item was for information only, and was not presented.

10.0 ADJOURNMENT

There being no further business, the meeting adjourned at 8:13 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk
021020

MITCH COLVIN
Mayor

DRAFT

**FAYETTEVILLE CITY COUNCIL
AGENDA BRIEFING MINUTES
LAFAYETTE ROOM
FEBRUARY 19, 2020
5:00 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4) (arrived at 5:13 p.m., departed at 7:02 p.m.); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7) (arrived at 5:18 p.m.); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Kristoff Bauer, Deputy City Manager
Karen McDonald, City Attorney
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Michael Hill, Fire Chief
Tracey Broyles, Budget and Evaluation Director
Cynthia Blot, Economic and Community Development Director
Jay Toland, Chief Financial Officer
Gerald Newton, Development Services Director
Taurus Freeman, Planning and Zoning Manager
Craig Harmon, Senior Planner
David Nash, Senior Planner
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 AGENDA BRIEFING - Review of Items for the February 24, 2020, City Council Meeting

City staff presented the following items scheduled for the Fayetteville City Council's February 24, 2020, agenda:

CONSENT

P20-02F. Rezoning of two properties from Single-Family 6 (SF-6) to Limited Commercial (LC), located at 1410 Haywood Street (Tax Map Nos. 0447-40-6460 and 0447-40-6218) totaling 0.54± acres and being the properties of Kenneth Horne and Glenn Alphin (Represented by Joshua Walters).

**Rescind Demolition Ordinances
127 Early Street
2105 Murchison Road**

**Uninhabitable Structures Demolition Recommendations
1510 Waterless Street - District 2
5209 Sequoia Drive - District 5
6323 Milton Drive - District 6**

PUBLIC HEARINGS

P20-03F. Request for a Special Use Permit to allow a halfway house to be located in an Office and Institutional (OI) zoning district, located on properties at 901-905 Cain Road (Tax Map Nos. 0428-03-9112 and 0428-12-0912) east of Bragg Bouvelard, containing 2.97± acre and being the property of VKC INVESTMENTS LLC, represented by Henry Tyson and Jonathan Charleston.

DRAFT

Adoption of the Downtown Urban Design Plan and Murchison Road/Bragg Boulevard Area Study

Adoption of the 2040 Comprehensive Plan (Future Land Use Map and Plan)

3. ADJORNMENT

There being no further business, the meeting adjourned at 5:34 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

021920

DRAFT

**FAYETTEVILLE CITY COUNCIL
SPECIAL MEETING MINUTES
COUNCIL CHAMBERS
FEBRUARY 19, 2020
5:30 P.M.**

Present: Mayor Mitch Colvin

Council Members Katherine K. Jensen (District 1); Shakeyla Ingram (District 2); Tisha S. Waddell (District 3); D. J. Haire (District 4) (departed at 7:02 p.m.); Johnny Dawkins (District 5); Chris Davis (District 6); Larry O. Wright, Sr. (District 7); Courtney Banks-McLaughlin (District 8); Yvonne Kinston (District 9)

Others Present: Douglas Hewett, City Manager
Karen McDonald, City Attorney
Kristoff Bauer, Deputy City Manager
Telly Whitfield, Assistant City Manager
Angel Wright-Lanier, Assistant City Manager
Kevin Arata, Corporate Communications Director
Jay Toland, Chief Financial Officer
Kim Toon, Purchasing Manager
Cynthia Blot, Economic and Community Development Director
Tracey Broyles, Budget and Evaluation Director
Sheila Thomas-Ambat, Public Services Director
Michael Gibson, Parks, Recreation and Maintenance Director
Brad Whited, Airport Director
Michael Hill, Fire Chief
Rebecca Jackson, Strategic Performance Analytics Director
Mark Brown, PWC Customer Relations Director
Pamela Megill, City Clerk
Members of the Press

1.0 CALL TO ORDER

Mayor Colvin called the meeting to order.

2.0 INVOCATION

The invocation was offered by Council Member Wright.

3.0 APPROVAL OF AGENDA

MOTION: Council Member Wright moved to approve the agenda; changing the order of Items 2 and 3.

SECOND: Council Member Dawkins

VOTE: UNANIMOUS (10-0)

4.0 OTHER ITEMS OF BUSINESS

4.1 CLOSED SESSION

MOTION: Council Member Wright moved to go into closed session for attorney-client privileged matters, economic development, and real estate.

SECOND: Council Member Ingram

VOTE: UNANIMOUS (10-0)

The regular session recessed at 5:36 p.m. The regular session reconvened at 6:38 p.m.

MOTION: Council Member Dawkins moved to go into open session.

SECOND: Council Member Wright

VOTE: UNANIMOUS (10-0)

DRAFT

4.3 Sports Field Complex Site Analysis

Discussion ensued pertaining to the location of the proposed Sports Field Complex. Fields Road and McArthur military were the two sites under consideration. Mr. Douglas Hewett, City Manager, stated a study of the Fields Road site, which was not commissioned by the City, has come to light, and further asked for time for staff to review this new information.

Consensus of Council was to allow the City Manager and staff to review the study and report back with findings on February 24, 2020.

Mayor Colvin recessed the meeting at 7:24 p.m., and reconvened the meeting at 7:36 p.m.

4.2 Recommended Capital and Technology Improvement Plans FY 2021-25

Mr. Douglas Hewett, City Manager, introduced this item and stated the goals of the CIP and TIP planning processes are to apply a systematic approach to identify significant capital and technology needs to support strategic plan objectives; to prioritize the needed investments; to plan for the financial and organizational capacity required to provide for these needs; and, to ensure coordination of projects across the organization.

Ms. Tracey Broyles, Budget and Evaluation Director, presented the Capital Improvement Plan with the aid of a PowerPoint presentation. Ms. Broyles provided a summary list of recommended CIP projects to include the following: Airport, Economic Development, General Government, Parks and Recreation, Public Safety, Stormwater, Transit, and Transportation projects.

Mr. Dwayne Campbell, Chief Information Officer, presented the Technology Improvement Plan with the aid a PowerPoint presentation. Mr. Campbell provided a summary list of the recommended Technology Improvement Plan projects to include the following: security/infrastructure, business intelligence/data analysis, application/software services, and citizen engagement/mobility projects.

Mr. Jay Toland, Chief Financial Officer, provided an overview of the funding mechanism options: Pay As You Go, Limited Obligation Bond, and General Obligation Bond.

Discussion ensued.

Consensus of Council was to direct staff to bring this item back for further discussion at the March work session meeting.

5.0 ADJOURNMENT

There being no further business, the meeting adjourned at 9:10 p.m.

Respectfully submitted,

PAMELA J. MEGILL
City Clerk

MITCH COLVIN
Mayor

City of Fayetteville

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

City Council Action Memo

File Number: 20-1249

Agenda Date: 3/16/2020

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: Douglas J. Hewett, ICMA-CM, City Manager
Karen McDonald, City Attorney

FROM: Michael Hill, Fire Chief
Scott Bullard, Emergency Management Coordinator

DATE: March 16, 2020

RE:

Ordinance Revision: Proposed Amendment to Chapter 9 - Emergency Management

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

Goal 1: Safe and Secure Community

Goal 4: Desirable place to live, work and recreate

Executive Summary:

Counties and cities are vested with broad authority to impose restrictions and prohibitions during a locally declared state of emergency (GS 166A-19.31) and it has long been interpreted to include closing roads, even roads not owned by the local government. This broad authority created confusion in the past and made enforcement problematic. Therefore, the General Assembly enacted HB917 (S.L. 2019-89) during the 2019 legislative session to specifically authorize emergency road closure authority via an amendment of local emergency ordinances.

Background:

"GS 166A-19.31(b)(5) authorizes counties and cities to include in their local emergency ordinances the ability to place restrictions on "other activities or conditions the control of which may be reasonably necessary to maintain order and protect lives or property during

the state of emergency.” The specific authority to limit ingress and egress in an emergency area, coupled with the board authority to place restrictions on other activities reasonably necessary to maintain order and protect lives or property, can be - and indeed, has been - interpreted to include the authority to close roads, even those roads not owned by the local government.. Counties and cities should consider amending their local emergency ordinances to include the new statutory authorization to close roads under a locally declared state of emergency. While the existing authorizations to impose restrictions and prohibitions pursuant to GS 166A-19.31 have been interpreted to include closing roads, incorporating the new statutory provision in local emergency ordinances will provide clearer legal authority to do so, thus strengthening the ability of law enforcement personnel to enforce this restriction and giving prosecutors a clear legal basis upon which to prosecute violators. Many counties and cities repeat verbatim in their local emergency ordinances the restrictions and prohibitions listed in GS 166A-19.31(b); adding the new road closure authorization to local emergency ordinances can be accomplished as simply as adopting the language in HB971 under the new GS 166A-19.31(b)(1)(e).” *after UNC School of Government*

[<https://canons.sog.unc.edu/can-counties-and-cities-close-roads-during-an-emergency/>](https://canons.sog.unc.edu/can-counties-and-cities-close-roads-during-an-emergency/)

Issues/Analysis:

Adoption of the ordinance supports the update and alignment of Chapter 9 - the "Emergency Management Ordinance for Fayetteville, North Carolina" with state statutes and procedures.

Budget Impact:

None

Options:

- 1) Adopt Ordinance Revision: Proposed Amendment to Chapter 9 - Emergency Management.
- 2) Do not adopt Ordinance Revision: Proposed Amendment to Chapter 9 - Emergency Management.

Recommended Action:

Adopt Ordinance Revision: Proposed Amendment to Chapter 9 - Emergency Management

Attachments:

Proposed Amendment to Chapter 9 - Emergency Management

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE AMENDING SECTIONS 9-34 and 9-40 OF CHAPTER 9, EMERGENCY MANAGEMENT, OF THE CODE OF ORDINANCES OF THE CITY OF FAYETTEVILLE

BE IT ORDAINED, by the City Council of the City of Fayetteville, North Carolina, that:

Section 1. Section 9-34, Curfew and Restricting Access to Areas, is amended by deleting the same in its entirety and substituting the following therefor:

Sec. 9-34. Curfew and Restricting Access to Areas.

- a. A curfew may be imposed prohibiting the public appearance in certain areas and during certain periods of time by anyone who is not exempted. The proclamation shall specify the geographic areas and the period during each 24-hour day to which the curfew applies.
- b. Unless otherwise specified, the curfew shall continue to apply until removed by a new proclamation or until the state of emergency is terminated as described in this article.
- c. The proclamation may prohibit obtaining access or attempting to obtain access to designated areas in violation of any order, clearly posted notice, or barricade indicating that access is denied or restricted.
- d. Authority to close roads or limit access during a locally declared state of emergency to affected areas pursuant to G.S. 166A-19.31(b)(1). Providing for the closure, within the emergency area, of streets, roads, highways, bridges, public vehicular areas, or other areas ordinarily used for vehicular travel, except to the movement of emergency responders and other persons necessary for recovery from the emergency. In addition to any other notice or dissemination of information, notification of any closure of a road or public vehicular area under the authority of this sub-subdivision shall be given to the Department of Transportation as soon as practicable.

Section 2. Section 9-40, Extraordinary Powers and Duties, is amended by deleting the same in its entirety and substituting the following therefor:

Sec. 9-40. Extraordinary Powers and Duties.

- a. In the event that no declaration of emergency as heretofore required has been made, but an attack or disaster within the legal jurisdiction of the city has

occurred and timely communication with the governing body of the city cannot be had; or if there is an imminent threat of an attack or disaster within the legal jurisdiction of the city, and such a threat is verified by proper county, state or federal authorities, and timely communication with the governing body of the city cannot be had, and in either instance immediate action is necessary to protect life and property and preserve critical resources, the city manager, or his designee, shall be authorized to declare that an emergency exists and, without any declaration by the city government, implement prior approved plans and promulgation of prior approved regulations to the extent necessary, in his judgment, to protect life, property, and critical resources in danger. If, in the judgment of the city manager, or his designee, the emergency situation is such that the implementation and promulgation of prior approved plans and regulations will be insufficient to protect endangered life, property and critical resources adequately, the city manager, or his designee, shall have the authority to implement modified plans and promulgate additional regulations necessary to provide such protection. Modified plans and additional regulations may include, but shall not be limited to, the following:

1. Control of the movement of vehicles in order to facilitate the work of emergency response/recovery forces or the mass movement of persons from critical areas within the city and authority to close roads or limit access during a locally declared state of emergency to affected areas. Including, but not limited to, conditions under Section 9-34, Curfew and Restricting Access to Areas, of this article. Prescribing routes, modes of transportation, and destinations in connection with evacuation.
 2. Limitations on the movement of people in public places by imposing curfew.
 3. Limitations of the operation of offices, business establishments and other places to or from which people may travel or at which they may congregate.
 4. Protection and maintenance of communications facilities.
 5. Protection of food, water, and other vital supplies necessary to preserve public safety, health, and welfare.
 6. Control of rioting and looting.
- b. The city manager, or his designee, shall possess such extraordinary powers and duties only until such time as communication can be established or re-established with the governing body of the city, or until such governing body is lawfully succeeded or reconstituted. No action taken under the provisions of this chapter by the governing body or by the city manager shall preclude, contravene, or be inconsistent with the lawful assumption of

operational control of the agency and emergency response/recovery forces thereunder by the governor or the state general statutes or by duly constituted authorities of the government of the United States acting in accordance with law.

- c. *Violation.* Any person who violates any provision of an ordinance or a declaration enacted or declared pursuant to this section shall be guilty of a Class 2 misdemeanor in accordance with G.S. 14-288.20A.

Section 3. It is the intention of the City Council, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code or Ordinances, City of Fayetteville, North Carolina, and the sections of this ordinance may be renumbered to accomplish such intention.

ADOPTED this the ____ day of March, 2020.

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: 20-1285

Agenda Date: 3/16/2020

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: Karen M. McDonald, City Attorney

FROM: Michael R. Whyte, Police Attorney

DATE: March 16, 2020

RE:

Request for Legal Representation of City Employees

COUNCIL DISTRICT(S):

All Districts

Relationship To Strategic Plan:

Goal V: Sustainable Organizational Capacity

Executive Summary:

The purpose of this agenda item is to receive authorization from the City Council to provide legal representation for City employees Tressa S. Aughburns, Gabriel Rincon, and Patrick Strickland in the matter of *Gerard Atkinson v. City of Fayetteville, et al.* The employees were acting within the scope and course of their employment with the City when the alleged incident occurred.

Background:

Tressa S. Aughburns, Gabriel Rincon, and Patrick Strickland are employed by the City of Fayetteville Police Department as police officers. They have been named as defendants in a lawsuit filed by Gerard Atkinson in reference to his arrest on January 6, 2017. All officers were acting within the scope and course of their employment with the City when the incident occurred. They have requested legal representation pursuant to N.C.G.S. § 160A-167, which provides for the defense of an employee based on acts done within the course and scope of employment.

Issues/Analysis:

No known issues.

Budget Impact:

Unknown at this time.

Options:

1. Authorize the request for legal representation.
2. Do not authorize the request for legal representation.
3. Provide additional direction to staff.

Recommended Action:

Staff recommends that Council move to authorize the City to provide legal representation for Tressa S. Aughtburns, Gabriel Rincon, and Patrick Strickland in the matter of *Gerard Atkinson v. City of Fayetteville, et al.*

Attachments:

No Attachments

City of Fayetteville

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

City Council Action Memo

File Number: 20-1287

Agenda Date: 3/16/2020

Version: 2

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.04

TO: Mayor and Members of City Council

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

FROM: Cynthia Blot, Economic and Community Development Director
Tracey Broyles, Budget and Evaluation Director

DATE: March 16, 2020

RE:

Adoption of Special Revenue Fund Project Ordinances 2020-12 and 2020-13 to
Appropriate Funding for the Good Neighbor Homebuyer Loan Program and the
Commercial Corridor Revitalization Program in Multi-Year Project Accounts

COUNCIL DISTRICT(S):

ALL

Relationship To Strategic Plan:

Goal II: Diverse and Viable Economy

Executive Summary:

Council is asked to adopt Special Revenue Fund Project Ordinances (SRO's) 2020-12 and 2020-13 to establish multi-year project budgets for the Good Neighbor Homebuyer Program and the Commercial Corridor Revitalization Program. SRO 2020-12 will transfer \$400,000 appropriated in the General Fund and a \$50,000 donation received for the Good Neighbor Homebuyer Loan program. SRO 2020-13 will transfer \$100,000 appropriated in the General Fund for the Commercial Corridor Revitalization program.

Background:

Funding in the amount of \$500,000 was appropriated in the FY2020 annual operating budget at original adoption for revitalization initiatives to be determined by City Council. Economic and Community Development staff developed and presented options for programs for City Council consideration. On September 3, 2019, Council approved use of \$400,000 for the Good Neighbor Homebuyer Loan program to assist Police officers

with moving into the Murchison Road and B Street revitalization areas; and, \$100,000 for the Commercial Corridor Revitalization program, with Murchison Road as a focus area.

Since that time, First Horizon Bank donated \$50,000 to the City to support the Good Neighbor Homebuyer Loan program.

The SRO's presented for Council's consideration will transfer the funds appropriated in the General Fund and appropriate the donation to establish multi-year project budgets for each of the programs.

Issues/Analysis:

After identifying the scope and budget for each project, moving the funds into individual multi-year projects allows staff to manage projects effectively and track anticipated outcomes over the life of each project.

Budget Impact:

The amounts for the General Fund transfers were appropriated in the FY2020 annual operating fund budget.

Options:

- Adopt SRO's 2020-12 and 2020-13 to establish the multi-year project budgets.
- Do not adopt SRO's 2020-12 or 2020-13 and provide further direction to staff.

Recommended Action:

Staff recommends that Council move to adopt Special Revenue Fund Project Ordinances 2020-12 and 2020-13 as presented.

Attachments:

- Special Revenue Fund Project Ordinance 2020-12
- Special Revenue Fund Project Ordinance 2020-13

**SPECIAL REVENUE FUND PROJECT ORDINANCE
ORD 2020-12**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The authorized project is for the funding of the Good Neighbor Homebuyer Loan Program to provide depreciating loans for first-time homebuyer law enforcement officers for assistance with down payments, prepaids, and/or closing costs.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

General Fund Transfer	\$ 400,000
Donation	50,000
	<u>\$ 450,000</u>

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 450,000</u>
----------------------	-------------------

Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 16th day of March, 2020.

**SPECIAL REVENUE FUND PROJECT ORDINANCE
ORD 2020-13**

BE IT ORDAINED by the City Council of the City of Fayetteville, North Carolina, that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following special revenue project ordinance is hereby adopted:

Section 1. The authorized project is for the Commercial Corridor Revitalization Program to provide funding to owners of commercial property and businesses in targeted corridors for qualified commercial façade improvements and other qualified expenses.

Section 2. The project director is hereby directed to proceed with the project within the terms of the various agreements executed and within the funds appropriated herein.

Section 3. The following revenues are anticipated to be available to the City to complete the project:

General Fund Transfer	<u>\$ 100,000</u>
-----------------------	-------------------

Section 4. The following amounts are appropriated for the project:

Project Expenditures	<u>\$ 100,000</u>
----------------------	-------------------

Section 5. Copies of this special revenue project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Section 6. The City Manager is hereby authorized and directed to take such action as he may deem necessary or appropriate to execute this ordinance.

Adopted this 16th day of March, 2020.

City of Fayetteville

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

City Council Action Memo

File Number: 20-1274

Agenda Date: 3/16/2020

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: Fayetteville Public Works Commission

DATE: March 16, 2020

RE:

Bid Recommendation - Feeder Vacuum Circuit Breaker

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

High Quality Built Environment

Executive Summary:

Bids were received for the purchase of a Feeder Vacuum Circuit Breaker. The recommended lowest responsive, responsible bidder is NTS, Inc., Raleigh, NC, in the total amount of \$357,180.00.

Background:

The Fayetteville Public Works Commission, during their meeting on February 26, 2020, approved the bid recommendation to award the purchase of a Feeder Vacuum Circuit Breaker to NTS, Inc., Raleigh, NC, the lowest responsive, responsible bidder in the total amount of \$357,180.00. The Commission also authorized staff to forward this recommendation to the City Council for approval.

Bids were received on February 12, 2020, as follows:

<u>BIDDERS</u>	<u>TOTAL COST</u>
NTS, Inc., Raleigh, NC	\$357,180.00
PowerTech, LLC, Waxhaw, NC	\$363,109.20

Issues/Analysis:

Notice of the bid was advertised through normal channels on January 22, 2020, with a bid opening date of February 12, 2020. Addendum 1 was issued February 4th to provide clarification to the technical specifications. Bids were evaluated to ensure compliance with PWC specifications and were evaluated by Electric Support Services, Substations.

Local/SDBE Participation: There is no SDBE or local participation. The bidder intends to perform 100% of the work.

Budget Impact:

The Feeder Vacuum Circuit Breaker Project is budgeted in CPR1000050 Electric Support Services, Substation.

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the Fayetteville City Council award the contract for the purchase of the Feeder Vacuum Circuit Breaker to NTS, Inc., Raleigh, NC, the lowest responsive, responsible bidder in the total amount of \$357,180.00.

Attachments:

Bid Recommendation - Feeder Vacuum Circuit Breaker

**PUBLIC WORKS COMMISSION
ACTION REQUEST FORM**

TO: David W. Trego, CEO/General Manager

DATE: February 19, 2020

FROM: Trent Ensley, Procurement Manager

.....
ACTION REQUESTED: Award bid for Feeder Vacuum Circuit Breaker

BID/PROJECT NAME: Feeder Vacuum Circuit Breaker

BID DATE: February 12, 2020
Substations

DEPARTMENT: Electrical Support Services;

BUDGET INFORMATION: Funding for this project will be from CPR1000050 Electric Support Services, Substation

.....

BIDDERS	TOTAL COST
NTS, Inc., Raleigh, NC 27616	\$357,180.00
PowerTech, LLC, Waxhaw, NC 28173	\$363,109.20

.....

AWARD RECOMMENDED TO: NTS, INC. total amount of \$357,180.00

BASIS OF AWARD: The awarded bidder was the lowest responsive, responsible bidder who meet the requirements of the bid documents.

.....
COMMENTS: The Commission is asked to approve contract award to NTS, Inc. in the total amount of \$357,180.00 for the Feeder Vacuum Circuit Breaker. Notice of the bid was advertised through normal channels on January 22, 2020 with a bid opening date of February 12, 2020. Addendum 1 was issued February 4 to provide clarification to the technical specifications. Bids were evaluated to ensure compliance with PWC specifications. The bids were evaluated by Electric Support Services, Substations.
.....

ACTION BY COMMISSION

APPROVED _____ **REJECTED** _____

DATE _____

APPROVED BY COUNCIL

APPROVED _____ **REJECTED** _____

DATE _____

**BID HISTORY
PWC192038
FEEDER VACUUM CIRCUIT BREAKERS**

BID DATE: February 12, 2020; 2:00 PM

Consulting Engineer

N/A

Advertisement

- | | |
|----------------|------------------------|
| 1. PWC Website | 01/22/20 thru 02/12/20 |
| 2. Addendum 1 | 02/04/20 thru 02/12/20 |

List of Prospective Bidders

1. NTS, Inc., Raleigh, NC 27616
2. PowerTech, Waxhaw, NC 28173

.....

Additional Outreach

PWC Procurement Mailing List (General Procurement Interest from the PWC Website)

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 of Fayetteville (WBC)

Local Business and Community Programs

FSU Construction Resource Office (FSUCRO)
FSU Economic Development Administration Program (FSUEDA)
FSU Career Pathways Initiative
NAACP, Fayetteville Branch
FTCC Small Business Center (SBC)
Greater Fayetteville Chamber
Hope Mills Chamber
Spring Lake Chamber
Hoke Chamber
Fayetteville Business & Professional League (FBPL)
Latinos United for Progress
Latino Community Connects
The Center for Emerging Business

State Business and Community Programs

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

National Utility Contracting Association- NC Chapter (NUCA)
Durham Chapter of the National Association of Women in Construction (NAWIC)
South Atlantic Region of National Association of Women in Construction (NAWIC)
The Hispanic Contractors Association of the Carolinas (HCAC)
United Minority Contractors of North Carolina
International Women in Transportation- Triangle Chapter

Media

Fayetteville Observer
WIDU, AM1600
IBronco Radio at FSU
Fayetteville Press News
Up & Coming Weekly
Bladen Journal

.....

SDBE/Local Participation

There is no SDBE/Local participation. The bidder intends to perform 100% of the work.

City of Fayetteville

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

City Council Action Memo

File Number: 20-1275

Agenda Date: 3/16/2020

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

FROM: Fayetteville Public Works Commission

DATE: March 16, 2020

RE:

Bid Recommendation - Labor for Installation of Bordeaux Substation

COUNCIL DISTRICT(S):

All

Relationship To Strategic Plan:

High Quality Built Environment

Executive Summary:

Bids were received for the contract for Labor for Installation of the Bordeaux Substation. The recommended lowest responsive, responsible bidder is Carolina Power & Signalization, Fayetteville, NC, in the total amount of \$923,643.30.

Background:

The Fayetteville Public Works Commission, during their meeting on February 26, 2020, approved the bid recommendation to award the contract for Labor for Installation of the Bordeaux Substation to Carolina Power & Signalization, Fayetteville, NC, the lowest responsive, responsible bidder in the total amount of \$923,643.30. The Commission also authorized staff to forward this recommendation to the City Council for approval.

Bids were received on February 4, 2020, as follows:

BIDDERS	TOTAL COST
Carolina Power & Signalization, Fayetteville, NC	\$ 923,643.30
Lee Electrical Construction, Inc., Aberdeen, NC	\$1,071,630.81
Sumter Utilities, Inc., Sumter, SC	\$1,111,111.11
Davis H. Elliot Company, Inc., Lexington, KY	\$1,287,110.00
Pike Electric, Inc., Mount Airy, NC	\$1,334,223.01
Vaughn Industries, Carey, OH	\$1,617,512.06
Service Electric Co., Chattanooga, TN	\$1,749,500.00
Aubrey Silvey Enterprises, Inc.,	\$1,750,000.00
Groves Electrical Services, Madisonville, KY	\$1,890,000.00

Issues/Analysis:

Notice of the bid was advertised through normal channels on December 18, 2019, with an original bid opening date of January 23, 2020. Addendums 1 & 2 were issued January 17th to provide answers to questions and clarifications to the specifications. Addendum 3 was issued January 21st to provide change of bid opening date to February 4th. Addendum 4 was issued on January 22nd to provide clarification on drawings. Addendum 5 was issued on January 24th to provide answers to additional questions. Bids were evaluated to ensure compliance with PWC specifications and were evaluated by Electric Support Services, Substations.

Local/SDBE Participation: Carolina Power & Signalization, Fayetteville, NC anticipates utilizing local and SDBE subcontractor, Precision Contracting, Fayetteville, NC (\$9,350.00); they will also utilize local/non-SDBE subcontractors Gilmore Farms Hauling, Hope Mills, NC (\$70,000); and ACME Fence, Fayetteville, NC (\$140,000.00).

Budget Impact:

The Labor for Installation of Bordeaux Substation Project is budgeted in CPR1000062 Electric Support Services, Substation.

Options:

N/A

Recommended Action:

The Fayetteville Public Works Commission recommends the Fayetteville City Council award the contract for Labor for Installation of Bordeaux Substation to Carolina Power & Signalization, Fayetteville, NC, the lowest responsive, responsible bidder in the total amount of \$923,643.30.

Attachments:

Bid Recommendation - Labor for Installation of Bordeaux Substation

**PUBLIC WORKS COMMISSION
ACTION REQUEST FORM**

TO: David W. Trego, CEO/General Manager

DATE: February 18, 2020

FROM: Trent Ensley, Procurement Manager

.....
ACTION REQUESTED: Award bid for Labor for Installation of Bordeaux Substation

BID/PROJECT NAME: Labor for Installation of Bordeaux Substation

BID DATE: January 23, 2020
Amended to February 4, 2020

DEPARTMENT: Electrical Support Services; Substations

BUDGET INFORMATION: Funding for this project will be from CPR1000062 Electric Support Services, Substation

.....

BIDDERS	TOTAL COST
Carolina Power & Signalization, Fayetteville, NC	\$ 923,643.30
Lee Electrical Construction, Inc., Aberdeen, NC	\$1,071,630.81
Sumter Utilities, Inc., Sumter, SC	\$1,111,111.11
Davis H. Elliot Company, Inc., Lexington, KY	\$1,287,110.00
Pike Electric, Inc., Mount Airy, NC	\$1,334,223.01
Vaughn Industries, Carey, OH	\$1,617,512.06
Service Electric Co., Chattanooga, TN	\$1,749,500.00
Aubrey Silvey Enterprises, Inc., Carrolton, GA	\$1,750,000.00
Groves Electrical Services, Madisonville, KY	\$1,890,000.00

.....

AWARD RECOMMENDED TO: Carolina Power & Signalization total amount of \$923,643.30

BASIS OF AWARD: The awarded bidder was the lowest responsive, responsible bidder who meet the requirements of the bid documents.

.....
COMMENTS: The Commission is asked to approve contract award to Carolina Power & Signalization in the total amount of \$923,643.30 for the Labor of Installation for Bordeaux Substation. Notice of the bid was advertised through normal channels on December 18, 2019 with an original bid opening date of January 23, 2020. Addendums 1& 2 were issued January 17 to provide answers to questions and clarifications to the specifications. Addendum 3 was issued January 21 to provide change of bid opening date to February 4. Addendum 4 was issued on January 22 to provide clarification on drawings, Addendum 5 was issued on January 24 to provide answers to additional questions. Bids were evaluated to ensure compliance with PWC specifications. The bids were evaluated by Electric Support Services, Substations.

.....

APPROVED BY COMMISSION

APPROVED _____ REJECTED _____

DATE _____

APPROVED BY COUNCIL

APPROVED _____ REJECTED _____

DATE _____

BID HISTORY
PWC192032
LABOR FOR INSTALLATION OF BORDEAUX SUBSTATION

ORIGINAL BID DATE: January 23, 2020; 2:00 PM

REVISED BID DATE: February 4, 2020; 2:00 PM

Consulting Engineer

Booth & Associates, LLC

Advertisement

1. PWC Website	12/18/2019 thru 01/23/2020
2. Addendum 1	01/17/2019 thru 01/23/2020
3. Addendum 2	01/17/2019 thru 01/23/2020
4. Addendum 3	01/21/2020 thru 02/04/2020
5. Addendum 4	01/22/2020 thru 02/04/2020
6. Addendum 5	01/24/2020 thru 02/04/2020

List of Prospective Bidders

1. Carolina Power & Signalization, Fayetteville, NC
2. Lee Electrical Construction, Inc., Aberdeen, NC
3. Sumter Utilities, Inc., Sumter, SC
4. Davis H. Elliot Company, Inc., Lexington, KY
5. Pike Electric, Inc., Mount Airy, NC
6. Vaughn Industries, Co., Carey, OH
7. Service Electric Co., Chattanooga, TN
8. Aubrey Silvey Enterprises, Inc, Carrolton, GA.
9. Groves Electrical Services, Madisonville, KY

.....

Outreach Activities

PWC Procurement Mailing List- (General Procurement Interest from the PWC Website)

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 of Fayetteville (WBC)

Local Business and Community Programs

FSU Construction Resource Office (FSUCRO)
FSU Economic Development Administration Program (FSUEDA)
FSU Career Pathways Initiative
NAACP, Fayetteville Branch

FTCC Small Business Center (SBC)
Greater Fayetteville Chamber
Hope Mills Chamber
Spring Lake Chamber
Hoke Chamber
Fayetteville Business & Professional League (FBPL)
Latinos United for Progress
Latino Community Connects
The Center for Emerging Business

State Business and Community Programs

NC Institute of Minority Economic Development (The Institute) Durham, NC
NAACP, State Branch Raleigh, NC
National Utility Contracting Association- NC Chapter (NUCA)
Durham Chapter of the National Association of Women in Construction ([NAWIC](#))
South Atlantic Region of National Association of Women in Construction (NAWIC)
The Hispanic Contractors Association of the Carolinas (HCAC)
United Minority Contractors of North Carolina
International Women in Transportation- Triangle Chapter

Media

Fayetteville Observer
WIDU, AM1600
IBronco Radio at FSU
Fayetteville Press News
Up & Coming Weekly
Bladen Journal

.....

Carolina Power & Signalization (Fayetteville, NC) anticipates utilizing SDBE and Local subcontractors.
SDBE:

- Precision Contracting \$9,350.00 (Fayetteville, NC)

Local/Non-SDBE Subcontractors

- Gilmore Farms Hauling \$70,000.00 (Hope Mills, NC)
- ACME Fence \$140,000.00 (Fayetteville, NC)

City of Fayetteville

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

City Council Action Memo

File Number: 20-1241

Agenda Date: 3/16/2020

Version: 2

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, PWC CEO/General Manager
Fayetteville Public Works Commission

FROM: Fayetteville Public Works Commission

DATE: March 16, 2020

RE:

PWC - Resolution Directing Construction of Area 25 of the Phase 5 Annexation Utility Improvement Project be Undertaken

COUNCIL DISTRICT(S):

8

Relationship To Strategic Plan:

High Quality Built Environment - Neighborhoods and Infrastructure

Executive Summary:

Adopting the Resolution Directing Construction of Area 25 of the Phase 5 Annexation Utility Improvement Project be Undertaken is part of the statutory requirement process for providing sewer to this Phase 5 Annexation area

Background:

As part of the statutory requirements for annexation procedures, City Council approved Resolution Number R2019-041 in their meeting on December 09, 2019. A Public Hearing was held on February 10, 2020 and February 24, 2020 to hear public comment regarding the project. The next step is to adopt the Resolution Directing Construction of Area 25 of the Phase 5 Annexation Utility Improvement Project be Undertaken here

Issues/Analysis:

N/A

Budget Impact:

N/A

Options:

N/A

Recommended Action:

Staff recommends Council move to adopt the attached Resolution Directing that the Construction of Area 25 of the Phase 5 Annexation Utility Improvement Project be Undertaken

Attachments:

Resolution Directing the Project be Undertaken for Phase 5 Annexation Area 25

RESOLUTION DIRECTING CONSTRUCTION OF AREA 25 OF THE PHASE 5 ANNEXATION UTILITY IMPROVEMENT PROJECT BE UNDERTAKEN

WHEREAS, on the 12th day of November, 2019 the City Council of the City of Fayetteville, North Carolina, adopted a Preliminary Assessment Resolution Providing for the Extension of its Sanitary Sewer Collection System in All or Portions of the Streets Within Area 25 of the Phase 5 Annexation Listed on Exhibit “A”.

WHEREAS, the required Public Hearing has been held after due notice to the public and to the owners of the affected real property.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Fayetteville, North Carolina that after careful study and consideration of the matter and of all pertinent facts and circumstances, including engineering and planning studies and advice, and in the exercise of its best legislative judgment, the City Council of Fayetteville, North Carolina finds as fact that:

1. The public interest, safety, convenience, and general welfare requires the extension of the sanitary sewer collection system into all or a portion of the streets as described on Exhibit “A”;
2. The resolution and order adopted at its meeting on the 12th day of November, 2019 by the City Council of the City of Fayetteville, North Carolina having been duly published on the 15th day of January, 2020 in the Fayetteville Observer, a newspaper published in the City of Fayetteville, North Carolina, giving notice of a meeting of the City Council to be held in Council Chambers of City Hall at 7 p.m., on the 10th day of February, 2020 when all objections to the legality of making the proposed improvements were to be made in writing, signed in person or by attorney, filed with the Clerk of the City of Fayetteville at or before said time, and that any objections not so made would be waived and objections to the legality as well as to the policy or expediency of the making of said improvements have not been filed or made (or

having been filed or made which objections were duly considered by said City Council and none of said objections were sustained);

3. The property abutting said streets will be benefitted by the extension of such sanitary sewer collection system to the extent of the part of the cost thereof to be assessed as stated below against such abutting property.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, DOES ORDER THAT:

The sanitary sewer collection system shall be installed in all of the street portions to be specifically assessed upon the property receiving benefit of the sanitary sewer extension in the amount of \$5,000 for what is described as single family residential parcels requiring one sewer service lateral with remaining property being assessed at an equal rate of \$55.56 per foot of road frontage but not less than ninety (90) feet plus the average cost for service laterals as may be installed for the benefit of the non-single family residential parcels. Said assessments to be paid after completion of such work and within thirty (30) days after notice of the assessments in cash with no interest or in equal annual installments over a term of ten (10) years bearing annual interest at a rate not to exceed eight percent (8%) payable annually.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA on this, the ____ day of _____, 2020; 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

Pamela J. Megill, City Clerk

EXHIBIT “A”
Page 1 of 1

Construction Area 25

Water and Sewer

Street Names	From Intersection	To Intersection
Castle Falls Circle	Northwardly to Rim Road	To Street End
Gooden Drive	Eastwardly from Rim Road	To Kennesaw Drive
Holbrook Lane	Westwardly from Hollydale	To Winterberry Drive
Holbrook Lane	Eastwardly from Hollydale Lane	To Kennesaw Drive
Hollydale Lane	Southwardly from Gooden Drive	To Mountain Home Drive
Inglewood Lane	Southwardly from Holbrook	To Mountain Home Drive
Kennesaw Drive	Southwardly from Gooden	To Street End
Mountain Home Drive	Westwardly from Hollydale	To Rim Road
Mountain Home Drive	Eastwardly from Hollydale	To Kennesaw Drive
Oak Meadow Court	Southwardly from Rim Road	To Street End
Rim Road (water and sewer)	Northwardly from Maggie	To English Saddle Drive
Tine Road	Westwardly from Rim Road	To Street End
Winterberry Drive	Southwardly from Gooden	To Mountain Home Drive

City of Fayetteville

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

City Council Action Memo

File Number: 20-1268

Agenda Date: 3/16/2020

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Consent

Agenda Number: 6.08

TO: Mayor and Members of City Council

THRU: Kristoff T. Bauer, ICMA-CM, Deputy City Manager

FROM: Kecia N. Parker, NCCP, Real Estate Manager

DATE: March 16, 2020

RE:

**Resolution Authorizing the City Manager to Acquire Real Property for Fire Station
#4 Relocation**

COUNCIL DISTRICT(S):

9

Relationship To Strategic Plan:

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

Executive Summary:

Council and staff previously identified a 2.50 acre parcel on Bragg Boulevard as the ideal location for the relocation of Fire Station #4. On November 12, 2019 staff briefed Council on the proposed location and updated the Council on the due diligence process that would be followed. The City has negotiated and received an Offer to Purchase on the 2.50 acre tract located on Bragg Boulevard contingent upon Council approval, clear title, and a clean environmental report. The City is seeking Council authorization to purchase this property within budgeted resources. The parcel in question is shown on the attached map. The parcel is owned by 3701 Limited Partnership and has a tax value of \$385,767.00. The Offer to Purchase is in the amount of \$400,000.00. Adoption of the attached resolution would authorize the City Manager to sign all necessary documents to acquire the identified property.

Background:

For several years the City has been researching and identifying areas for Fire Station #4 relocation to better meet the needs of the community. Within this study several areas were identified and studied. The City recognized the need to relocate Fire Station #4 to a more adequate location to meet the service demand of the area served and to provide safer conditions for the citizens of the City of Fayetteville. Currently, the Fire Station #4 is an aged facility that is not compliant with current standards promulgated by the National Fire Protection Association (NFPA), Americans with Disabilities Act (ADA), and the Occupational Safety and Health Administration (OSHA). In addition to the age of the current facility it was found that the location was not suited for the most efficient emergency response position and therefore staff began researching the areas to find a parcel that would meet these needs.

The parcel consisting of 2.50 acres located on Bragg Boulevard was chosen as the best suited parcel for the needs of the Fire Department. On November 12, 2019 staff briefed Council on the parcel and explained the due diligence process that is followed for purchase. The City has made an Offer to Purchase on this parcel currently owned by 3701 Limited Partnership contingent upon Council approval, clear title, and a clean environmental report. Staff contracted for a Phase One Environmental Report to be completed on the parcel. This report came back indicating a possibility of groundwater contamination due to a dry cleaner previously having been on site and runoff from the car lots nearby. Staff then proceeded to have a more in depth Phase Two Environmental Report completed. This report came back that there was no contamination at this site and the site was acceptable. The property was listed for sale at the price of \$750,000.00 and was originally offered to the City for this price October 1, 2018. After negotiations the current Offer to Purchase was entered into for the amount of \$400,000.00 and the parcels currently have a tax value of \$385,767.00.

Issues/Analysis:

- The parcel has a tax value of \$385,767 and the asking price of \$400,000.00 is in line with value.
- The parcel is located in the area identified by the Fire Department as required for response times.

Budget Impact:

Sufficient funding has been appropriated for the purpose of purchasing property for Fire Station #4 Relocation.

Options:

- Adopt the Resolution Authorizing the City Manager to Acquire the Real Property Identified for Fire Station #4 Relocation.
- Do not adopt the resolution and provide further direction to staff.

Recommended Action:

Staff recommends that Council move to adopt the Resolution Authorizing the City Manager to Acquire the Real Property Identified for Fire Station #4 Relocation.

Attachments:

Map

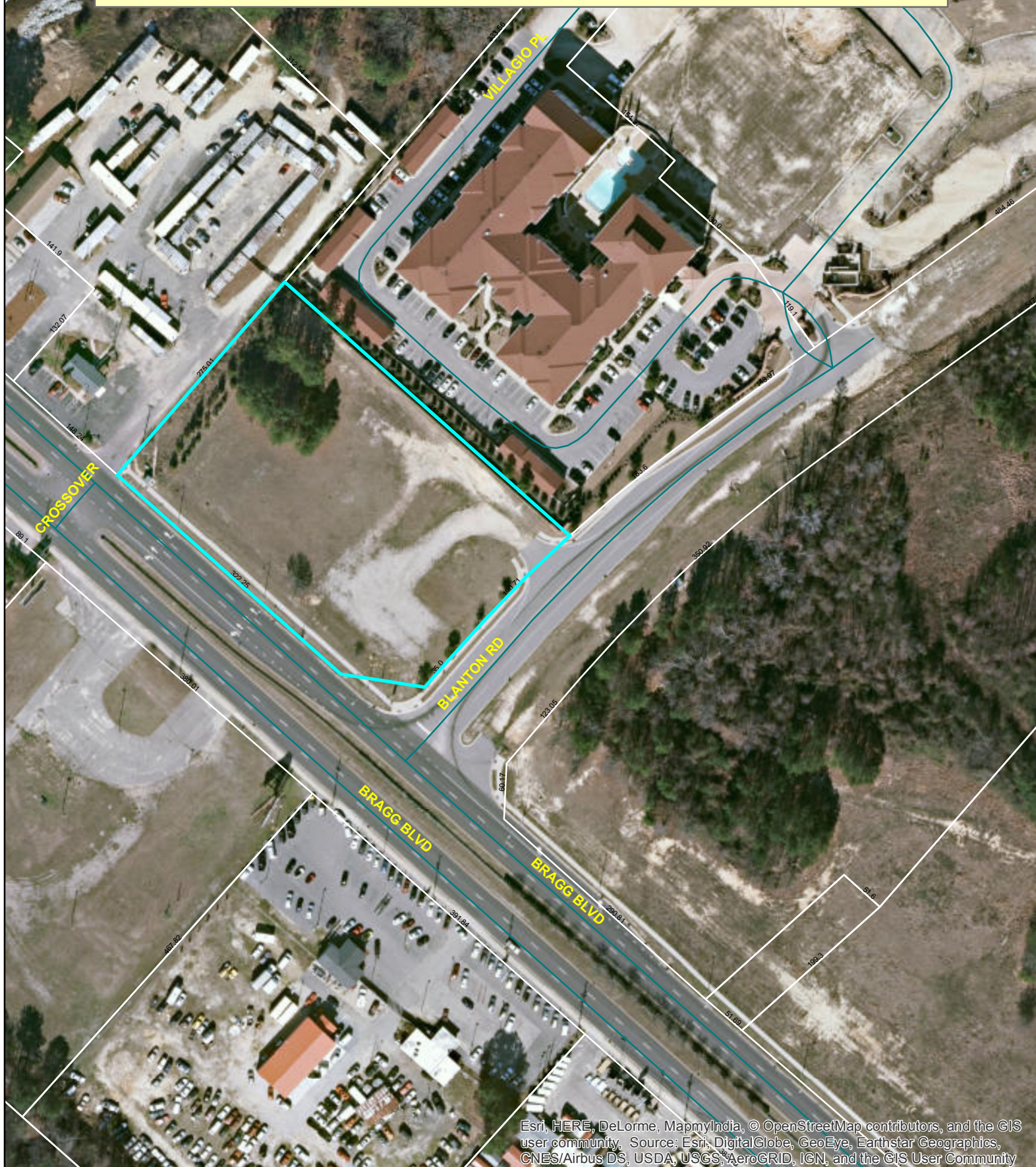
Resolution

Phase I Environmental Report - **Available Upon Request**

Phase 2 Environmental Report - **Available Upon Request**

Proposed Fire Station 4

This map was prepared by the Real Estate Division



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA AUTHORIZING THE CITY MANAGER TO ACQUIRE REAL PROPERTY FOR FIRE STATION #4 RELOCATION

WHEREAS, the City of Fayetteville, NC, is a municipal corporation existing under and by virtue of the Constitution, statutes and laws of the State of North Carolina; and

WHEREAS, North Carolina General Statute § 160A-11 authorizes the City: To acquire and hold any property, real and personal, devised, bequeathed, sold, or in any manner conveyed, dedicated to, or otherwise acquired; and

WHEREAS, the purchase of properties identified below is consistent with strategic planning goals of a Desirable Place to Live, Work and Recreate and High Quality Built Environment; and

WHEREAS, the City of Fayetteville is committed to providing adequate services within the city; and

WHEREAS, the acquisition of the property is consistent with the City's development plans; and

NOW THEREFORE, BE IT RESOLVED on behalf of the people of Fayetteville, the City Council grants the City Manager or his designee the authority to acquire the property described below:

Being all of Lot 2, containing approximately 2.50 acres as shown on that certain plat entitled "Subdivision Map Property of 3701 Limited Partnership, Inc." and as recorded in Plat Book 125, Page 134 of the Cumberland County Registry.

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

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 16th day of March, 2020; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

(SEAL)

By: _____
MITCH COLVIN, Mayor

ATTEST:

PAMELA MEGILL, City Clerk



DUNCKLEE
& DUNHAM

ENVIRONMENTAL GEOLOGISTS & ENGINEERS
511 KEISLER DRIVE – SUITE 102
CARY, NORTH CAROLINA 27518
OFFICE: (919) 858-9898
WWW.DUNCKLEEDUNHAM.COM

VIA EMAIL TO: kparker@ci.fay.nc.us

February 7, 2020

Ms. Kecia Parker
Real Estate Manager
City of Fayetteville
339 Alexander Street
Fayetteville, North Carolina 28301

Reference: **Letter Report of Limited Groundwater Assessment
Proposed Fire Station Site
Fayetteville, North Carolina**

Dear Ms. Parker:

As authorized by your acceptance of our proposal dated December 24, 2019, Duncklee & Dunham, P.C. (Duncklee & Dunham) is pleased to submit this *Letter Report of Limited Groundwater Assessment* for the above-referenced site. The objective of our services was to test for the presence of volatile organic compounds (VOCs) in groundwater at the site.

Background Information

The subject site is comprised of a parcel of land on the northern corner of the intersection of Bragg Boulevard and Blanton Road Extension in Fayetteville, Cumberland County, North Carolina (Figures 1 and 2). This site comprises 2.50 acres and is undeveloped and partly wooded. Duncklee & Dunham conducted a Phase I Environmental Site Assessment at the site and prepared a report dated December 10, 2019. We cited the following recognized environmental conditions in that report:

- S&K Cleaners, which occupied the subject site in the 1960's and possibly earlier; and
- contaminated groundwater at the adjoining Crown Ford site that may flow beneath the subject site.

Field Activities

Duncklee & Dunham notified North Carolina One Call to locate utilities on the site. We contracted with Troxler Geologic Services, Inc. (Troxler) to locate underground utilities and construct temporary monitoring wells on the subject site.

Duncklee & Dunham prepared an application to construct monitoring wells and submitted it to the City of Fayetteville and site owner Rajan Shamdasani for execution. We delivered the signed application and requisite attachments to the Fayetteville Regional Office (FRO) of the North Carolina Department of Environmental Quality (NCDEQ) on January 3, 2020. The FRO issued a Well Construction Permit on January 7, 2020. A copy of this permit is attached.

Duncklee & Dunham and Troxler mobilized to the site on January 16, 2020. Troxler used a Geoprobe® to advance five borings (B-1 through B-5) using direct-push technology to a depth of 15 feet below land surface (bls). Figure 2 shows the locations of these borings. We advanced these borings in which to construct temporary monitoring wells to test for contaminants in groundwater. Each boring encountered the water table at a depth of approximately 12 feet bls.

We constructed the first boring, B-1, near the location of a building formerly on the site. Based on historical aerial photographs, this building might have been the location of the former S&K dry cleaner. Therefore, we collected soil samples from this boring to screen in the field for the presence of VOCs. Troxler collected soil samples from B-1 in new acetate sleeves, each 4 feet long. The soil samples were mostly comprised of tan and gray clay with some fine-to-medium brown sand. Duncklee & Dunham collected representative samples of native material at selected intervals in this soil boring and stored the samples in twin Ziploc® bags. After allowing one of the bags to sit untouched in the sun and the other in a cooler for approximately 15 minutes, we used a flame-ionization detector (FID) to screen the headspace in each bag left in the sun for VOCs. The FID readings of each of the samples collected from B-1 were 0.0 parts per million and we did not detect organic odors or observe stains. Therefore, we did not collect soil samples for laboratory testing, and Troxler did not collect soil samples from the remaining borings.

Troxler constructed temporary monitoring well TMW-1 in boring B-1 to a depth of 15 feet bls using 1-inch-diameter polyvinyl chloride (PVC) well screen and riser and placed the screen from 10 to 15 feet bls. Troxler constructed temporary monitoring wells TMW-2 through TMW-5 in borings B-2 through B-5, respectively. These temporary monitoring wells were constructed to a depth of 16 feet bls using 1-inch-diameter PVC well screen and riser with screen intervals from 12 to 16 feet bls. Troxler purged groundwater from the wells using a peristaltic pump with a new length of low-density polyethylene tubing and silicon tubing for the pump head. Duncklee & Dunham placed the purge water in a 55-gallon drum. Once the purge water from each well appeared visibly clear, Duncklee & Dunham collected a groundwater sample. To collect these samples, we discharged groundwater directly from the peristaltic pump tubing into laboratory-supplied containers, labeled the containers, placed the containers in a cooler with ice, and delivered the cooler under chain-of-custody to Environmental Conservation Laboratories (ENCO) in Cary, North Carolina. ENCO tested the groundwater samples for VOCs according to EPA Method 8260D. Troxler abandoned the temporary monitoring wells by filling the boreholes with bentonite pellets in accordance with well abandonment procedures promulgated in Title 15A, Subchapter 2C, Section .0113 of the North Carolina Administrative Code (15A NCAC 2C .0113). The Well Abandonment Record is attached.

Laboratory Results

The laboratory reports are attached. ENCO did not detect VOCs at concentrations that exceeded the respective method detection limits, with the exception of chloroform in the sample from TMW-3 at an estimated concentration of 0.42 µg/L.



Discussion

The estimated concentration of chloroform detected in the sample from TMW-3 did not exceed the North Carolina groundwater quality standard of 70 µg/L promulgated in Title 15A, Subchapter 2L, Section .0202 of the North Carolina Administrative Code (15A NCAC 2L .0202; the “2L Standards”) dated April 2013, or the residential and non-residential Ground Water Screening Levels (36 and 81 µg/L, respectively) established by NCDEQ and dated February 2018.

TMW-3 was advanced hydraulically upgradient of the former location of the dry cleaner adjacent to Bragg Street, along which are underground water lines based on our site observations of 811 utility markings. Chloroform is commonly a byproduct formed as a result of the chlorination of raw water supplies. Therefore, it is possible the underground water line(s) in the area was the source of the low-level concentrations of chloroform detected.

Conclusions and Recommendations

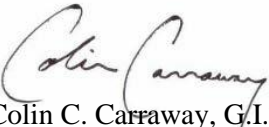
Based on this limited groundwater assessment, we do not have evidence that groundwater at the site has been adversely affected by significant concentrations of VOCs from the dry cleaner formerly at the site or by the groundwater contamination at the adjoining Crown Ford dealership. Duncklee & Dunham does not have technical evidence to support the need for further assessment at the subject site.

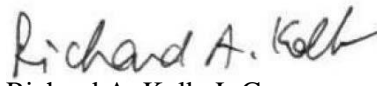
We understand that personnel from the City of Fayetteville will retrieve and empty the drum of purge water on the site.

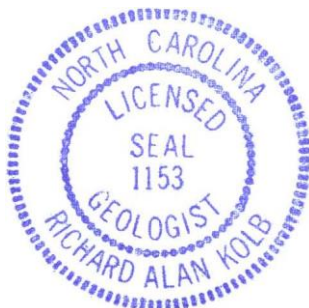
We appreciate the opportunity to provide our services to the City of Fayetteville. Please contact us if you have any questions.

Sincerely,

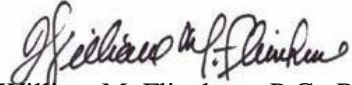
Duncklee & Dunham, P.C.


Colin C. Carraway, G.I.T.
Staff Geologist


Richard A. Kolb, L.G.
Senior Geologist



Senior Peer Review

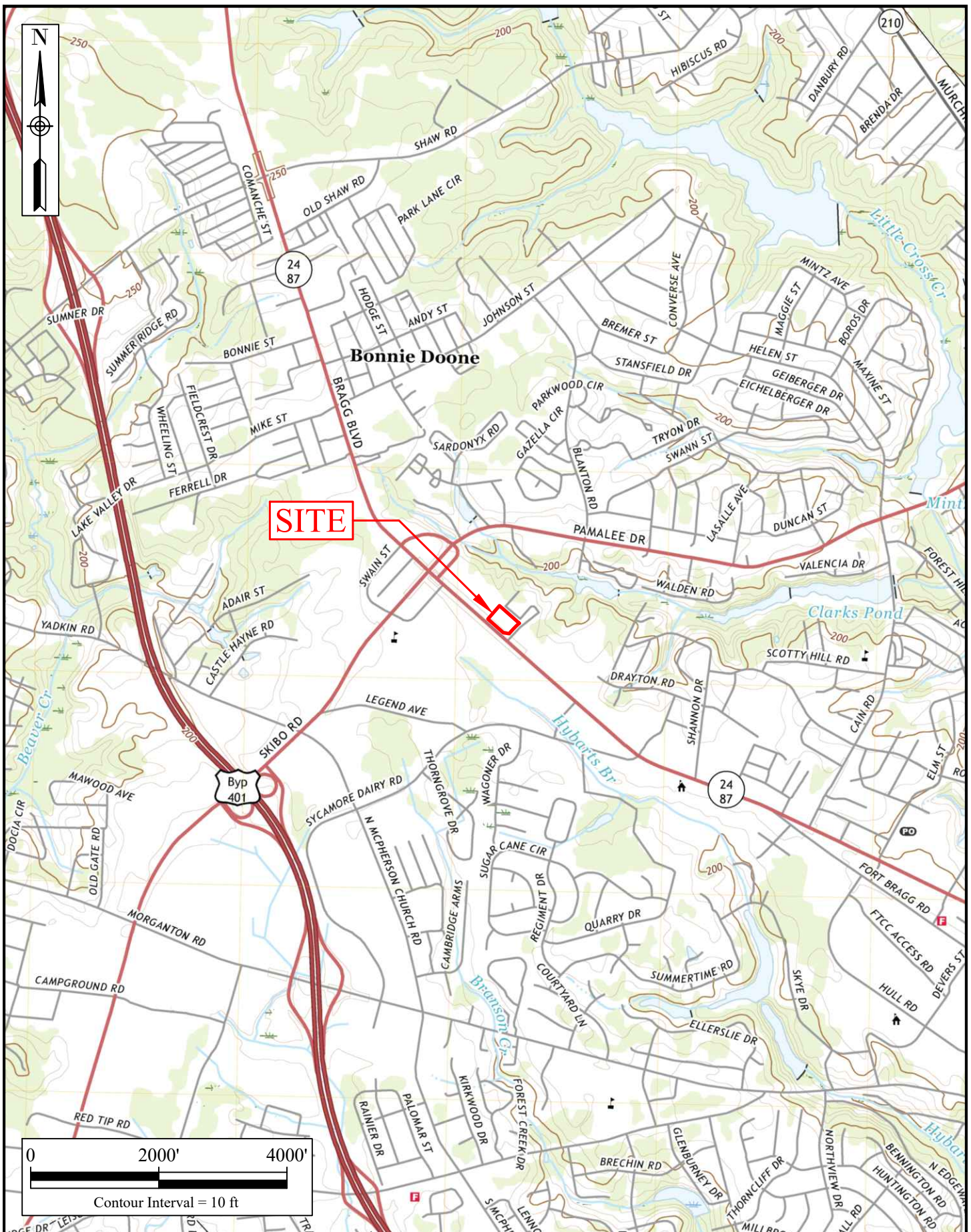

William M. Flinchum, P.G., R.S.M.
Senior Project Manager


Attachments: Figures 1 and 2
Well Construction Permit
Well Abandonment Record
Laboratory Test Report

P:\Fayetteville\2019273 - Fire Station Site\Phase II\LGA Letter Report - 20073.doc



Attachments



 DUNCKLEE & DUNHAM ENVIRONMENTAL GEOLOGISTS & ENGINEERS 511 Keisler Drive Suite 102 Cary, North Carolina 27518 NC Eng. License No. C-3559 (919) 858-9898 www.dunckleedunham.com NC Geo. License No. C-261		Site Topographic Map Proposed Fire Station Site Fayetteville, North Carolina				Figure 1
		Drawn By: pjs	Checked By: RAC	Project Number: 2019273	Date: December 2019	References: USGS: Fayetteville (2019)
Scale: 1" = 2000'		Size: 8.5" x 11"		Layers: 0,1	Filename: P:\Fayetteville\Fire Station Site-2019273\CAD\Topo.dwg	



Bragg Boulevard

Blanton Road

Crown Ford
236 Swain Street

TMW-4/
B-4





TMW-3/
B-3

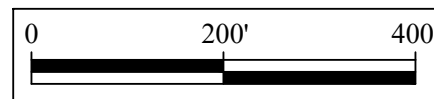
TMW-1/
B-1

TMW-5/
B-5

TMW-2/
B-2

Legend

-  Boundary of Subject Site
-  Boundary of Tax Parcel
-  Right-of-Way of Road
-  Approximate Location of Soil Boring/Temporary Monitoring Well



Site Map

Proposed Fire Station Site
Fayetteville, North Carolina

Drawn By: pjs	Checked By: <i>RAC</i>	Project Number: 2019273	Date: February 2020	References: Cumberland County GIS, Field notes
Scale: 1" = 200'	Size: 8.5" x 11"	Layers: 0-4	Filename: P:\Fayetteville\Fire Station Site-2019273\CAD\Site Map	

 **DUNCKLEE & DUNHAM**
ENVIRONMENTAL GEOLOGISTS & ENGINEERS

511 Keisler Drive Suite 102
Cary, North Carolina 27518
NC Eng. License No. C-3559

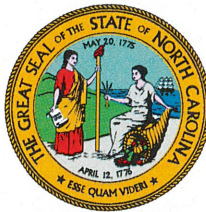
(919) 858-9898
www.dunckleedunham.com
NC Geo. License No. C-261

Divider Page

ROY COOPER
Governor

MICHAEL S. REGAN
Secretary

LINDA CULPEPPER
Director



NORTH CAROLINA
Environmental Quality

January 7, 2020

Ms. Kecia Parker, Real Estate Manager
City of Fayetteville – Public Services
339 Alexander Street
Fayetteville, North Carolina 28301

SUBJECT: Well Construction Permit No. WM06-01146
Five (5) monitoring wells: 3701 Limited Partnership property
Bragg Blvd. and Blanton Road Ext. (P.I.N. #: 0418-65-0476)
Fayetteville, Cumberland County

Ms. Parker:

In accordance with the application prepared by Duncklee & Dunham dated 2 January 2020 and received in the Fayetteville Regional Office on 3 January 2020, we are forwarding herewith Well Construction Permit No. WM06-01146 dated 7 January 2020 issued to the City of Fayetteville for the construction of five (5) temporary monitoring wells to be located on property owned by 3701 Limited Partnership (P.I.N. #: 0418-65-0476) at the intersection of Bragg Boulevard and Blanton Road Extension in Fayetteville, North Carolina.

This Permit will be effective from the date of its issuance for one year and shall be subject to the conditions and limitations as specified therein.

Please note that according to North Carolina Administrative Code, Title 15A, Subchapter 2C, Section .0105 (g), "it is the responsibility of the well owner or his agent to see that a permit is secured prior to the commencement of construction of any well for which a permit is required."

Issuance of this permit does not constitute approval of the subject wells for reimbursement from Trust Funds.

If any parts, requirements, or limitations contained in this Permit are unacceptable to you, you have the right to an adjudicatory hearing before a hearing officer upon written demand to the Director within 30 days following receipt of this Permit, identifying the specific issues to be contended. Unless such demand is made, this Permit shall be final and binding.

Sincerely,

DocuSigned by:

A handwritten signature in blue ink that reads "Trent Allen".

Trent Allen, Regional Supervisor

Division of Water Resources – Water Quality Programs

cc: FRO Files

Cumberland Health Department

3701 Limited Partnership – Rajan Shamdasani

Duncklee & Dunham



North Carolina Department of Environmental Quality | Division of Water Resources
Fayetteville Regional Office | 225 Green Street, Suite 714 | Fayetteville, North Carolina 28301
910.433.3300

**NORTH CAROLINA
DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF WATER RESOURCES – WATER QUALITY PROGRAMS
PERMIT FOR THE CONSTRUCTION OF A MONITORING WELL**

In accordance with the provisions of Article 7, Chapter 87, North Carolina General Statutes, and other applicable Laws, Rules and Regulations.

PERMISSION IS HEREBY GRANTED TO

CITY OF FAYETTEVILLE

FOR THE CONSTRUCTION OF A MONITORING WELL SYSTEM consisting of five (5) temporary monitoring wells owned by the City of Fayetteville at 433 Hay Street, Fayetteville, North Carolina. The monitoring wells will be located on property owned by 3701 Limited Partnership (P.I.N. #: 0418-65-0476) in Fayetteville, Cumberland County, North Carolina. This Permit is issued in accordance with the application received on 3 January 2020, in conformity with specifications and supporting data, all of which are filed with the Department of Environmental Quality and are considered integral parts of this Permit.

This Permit is for **well construction only** and does not waive any provision or requirement of any other applicable law or regulation. Construction of any well under this Permit shall be in strict compliance with the North Carolina Well Construction Regulations and Standards (15A NCAC 02C .0100), and other State and Local Laws and regulations pertaining to well construction.

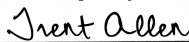
If any requirements or limitations specified in this Permit are unacceptable, you have a right to an adjudicatory hearing upon written request within 30 days of receipt of this Permit. The request must be in the form of a written petition conforming to Chapter 150B of the North Carolina General Statutes and filed with the Office of Administrative Hearings, 6714 Mail Service Center, Raleigh, North Carolina 27699-6714. Unless such a demand is made, this Permit is final and binding.

This Permit will be effective for one year from the date of its issuance and shall be subject to other specified conditions, limitations, or exceptions as follows:

1. Issuance of this Permit does not obligate reimbursement from State trust funds, if these wells are being installed as part of an investigation for contamination from an underground storage tank or dry cleaner incident.
2. Issuance of this Permit does not supersede any other agreement, permit, or requirement issued by another agency.
3. The well(s) shall be located and constructed as shown on the attachments submitted as part of the Permit application.
4. Each well shall have a Well Contractor Identification Plate in accordance with 15A NCAC 02C .0108(o).
5. Well construction records (GW-1) for each well shall be submitted to the Division of Water Resources Information Processing Unit within 30 days of the well completion.
6. When the well is discontinued or abandoned, it shall be abandoned in accordance with 15A NCAC 02C .0113 and a well abandonment record (GW-30) shall be submitted to the Division of Water Resources Information Processing Unit within 30 days of the well abandonment.

Permit issued the 7th day of January 2020
FOR THE NORTH CAROLINA ENVIRONMENTAL MANAGEMENT COMMISSION

DocuSigned by:



Trent Allen, Regional Supervisor

Division of Water Resources – Water Quality Programs
By Authority of the Environmental Management Commission

Permit No. # WM06-01146

Divider Page

WELL ABANDONMENT RECORD

This form can be used for single or multiple wells

1. Well Contractor Information:

Well Contractor Name (or well owner personally abandoning well on his/her property)

NC Well Contractor Certification Number

Company Name

2. Well Construction Permit #:

List all applicable well permits (i.e. County, State, Variance, Injection, etc.) if known

3. Well use (check well use):

Water Supply Well:

- | | |
|--|--|
| <input type="checkbox"/> Agricultural | <input type="checkbox"/> Municipal/Public |
| <input type="checkbox"/> Geothermal (Heating/Cooling Supply) | <input type="checkbox"/> Residential Water Supply (single) |
| <input type="checkbox"/> Industrial/Commercial | <input type="checkbox"/> Residential Water Supply (shared) |
| <input type="checkbox"/> Irrigation | |

Non-Water Supply Well:

- | | |
|-------------------------------------|-----------------------------------|
| <input type="checkbox"/> Monitoring | <input type="checkbox"/> Recovery |
|-------------------------------------|-----------------------------------|

Injection Well:

- | | |
|--|---|
| <input type="checkbox"/> Aquifer Recharge | <input type="checkbox"/> Groundwater Remediation |
| <input type="checkbox"/> Aquifer Storage and Recovery | <input type="checkbox"/> Salinity Barrier |
| <input type="checkbox"/> Aquifer Test | <input type="checkbox"/> Stormwater Drainage |
| <input type="checkbox"/> Experimental Technology | <input type="checkbox"/> Subsidence Control |
| <input type="checkbox"/> Geothermal (Closed Loop) | <input type="checkbox"/> Tracer |
| <input type="checkbox"/> Geothermal (Heating/Cooling Return) | <input type="checkbox"/> Other (explain under 7g) |

4. Date well(s) abandoned: _____

5a. Well location:

Facility/Owner Name

Facility ID# (if applicable)

Physical Address, City, and Zip

County

Parcel Identification No. (PIN)

5b. Latitude and longitude in degrees/minutes/seconds or decimal degrees:
(if well field, one lat/long is sufficient)

_____, N _____ W

CONSTRUCTION DETAILS OF WELL(S) BEING ABANDONED

Attach well construction record(s) if available. For multiple injection or non-water supply wells **ONLY** with the same construction/abandonment, you can submit one form.

6a. Well ID#: _____

6b. Total well depth: _____ (ft.)

6c. Borehole diameter: _____ (in.)

6d. Water level below ground surface: _____ (ft.)

6e. Outer casing length (if known): _____ (ft.)

6f. Inner casing/tubing length (if known): _____ (ft.)

6g. Screen length (if known): _____ (ft.)

For Internal Use ONLY:

WELL ABANDONMENT DETAILS

7a. Number of wells being abandoned: _____

For multiple injection or non-water supply wells **ONLY** with the same construction/abandonment, you can submit one form.

7b. Approximate volume of water remaining in well(s): _____ (gal.)

FOR WATER SUPPLY WELLS ONLY:

7c. Type of disinfectant used: _____

7d. Amount of disinfectant used: _____

7e. Sealing materials used (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Neat Cement Grout | <input type="checkbox"/> Bentonite Chips or Pellets |
| <input type="checkbox"/> Sand Cement Grout | <input type="checkbox"/> Dry Clay |
| <input type="checkbox"/> Concrete Grout | <input type="checkbox"/> Drill Cuttings |
| <input type="checkbox"/> Specialty Grout | <input type="checkbox"/> Gravel |
| <input type="checkbox"/> Bentonite Slurry | <input type="checkbox"/> Other (explain under 7g) |

7f. For each material selected above, provide amount of materials used:

7g. Provide a brief description of the abandonment procedure:

8. Certification:


Signature of Certified Well Contractor or Well Owner

Date

By signing this form, I hereby certify that the well(s) was (were) abandoned in accordance with 15A NCAC 02C .0100 or 2C .0200 Well Construction Standards and that a copy of this record has been provided to the well owner.

9. Site diagram or additional well details:

You may use the back of this page to provide additional well site details or well abandonment details. You may also attach additional pages if necessary.

SUBMITTAL INSTRUCTIONS

10a. **For All Wells:** Submit this form within 30 days of completion of well abandonment to the following:

Division of Water Resources, Information Processing Unit,
1617 Mail Service Center, Raleigh, NC 27699-1617

10b. **For Injection Wells:** In addition to sending the form to the address in 10a above, also submit one copy of this form within 30 days of completion of well abandonment to the following:

Division of Water Resources, Underground Injection Control Program,
1636 Mail Service Center, Raleigh, NC 27699-1636

10c. **For Water Supply & Injection Wells:** In addition to sending the form to the address(es) above, also submit one copy of this form within 30 days of completion of well abandonment to the county health department of the county where abandoned.

Divider Page



ENCO Laboratories

Accurate. Timely. Responsive. Innovative.

102-A Woodwinds Industrial Court

Cary NC, 27511

Phone: 919.467.3090 FAX: 919.467.3515

Monday, January 27, 2020

Dunklee & Dunham, PC (DU009)

Attn: Rick Kolb

511 Keisler Drive, Suite 102

Cary, NC 27518

RE: Laboratory Results for

Project Number: 2019273, Project Name/Desc: Firestation Site

ENCO Workorder(s): CD00395

Dear Rick Kolb,

Enclosed is a copy of your laboratory report for test samples received by our laboratory on Thursday, January 16, 2020.

Unless otherwise noted in an attached project narrative, all samples were received in acceptable condition and processed in accordance with the referenced methods/procedures. Results for these procedures apply only to the samples as submitted.

The analytical results contained in this report are in compliance with NELAC standards, except as noted in the project narrative if applicable. This report shall not be reproduced except in full, without the written approval of the Laboratory.

This report contains only those analyses performed by Environmental Conservation Laboratories. Unless otherwise noted, all analyses were performed at ENCO Cary. Data from outside organizations will be reported under separate cover.

If you have any questions or require further information, please do not hesitate to contact me.

Sincerely,

Chuck Smith

Project Manager

Enclosure(s)

SAMPLE SUMMARY/LABORATORY CHRONICLE

Client ID: TMW-1		Lab ID: CD00395-01		Sampled: 01/16/20 10:40		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/23/20 18:03		01/24/20 01:34	
Client ID: TMW-2		Lab ID: CD00395-02		Sampled: 01/16/20 11:35		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/23/20 18:03		01/24/20 02:05	
Client ID: TMW-3		Lab ID: CD00395-03		Sampled: 01/16/20 13:05		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/23/20 18:03		01/24/20 02:36	
Client ID: TMW-4		Lab ID: CD00395-04		Sampled: 01/16/20 13:40		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/23/20 18:03		01/24/20 03:07	
Client ID: TMW-5		Lab ID: CD00395-05		Sampled: 01/16/20 14:10		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/22/20 14:58		01/23/20 04:02	
Client ID: Trip Blank		Lab ID: CD00395-06		Sampled: 01/16/20 10:40		Received: 01/16/20 16:25
<u>Parameter</u>	<u>Preparation</u>	<u>Hold Date/Time(s)</u>	<u>Prep Date/Time(s)</u>		<u>Analysis Date/Time(s)</u>	
EPA 8260D	EPA 5030B_MS	01/30/20	01/22/20 14:58		01/22/20 20:42	

SAMPLE DETECTION SUMMARY**Client ID:** TMW-3**Lab ID:** CD00395-03

<u>Analyte</u>	<u>Results</u>	<u>Flag</u>	<u>MDL</u>	<u>PQL</u>	<u>Units</u>	<u>Method</u>	<u>Notes</u>
Chloroform	0.42	J	0.18	1.0	ug/L	EPA 8260D	

ANALYTICAL RESULTS

Description: TMW-1

Lab Sample ID: CD00395-01

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 10:40

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A23025	EPA 8260D	01/24/20 01:34	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Chloroform [67-66-3]^	0.18	U	ug/L	1	0.18	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	

ANALYTICAL RESULTS

Description: TMW-1

Lab Sample ID: CD00395-01

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 10:40

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A23025	EPA 8260D	01/24/20 01:34	REF	QV-01
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A23025	EPA 8260D	01/24/20 01:34	REF	

Surrogates

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	54	1	50.0	108 %	53-136	0A23025	EPA 8260D	01/24/20 01:34	REF	
Dibromofluoromethane	54	1	50.0	109 %	67-129	0A23025	EPA 8260D	01/24/20 01:34	REF	
Toluene-d8	48	1	50.0	97 %	59-134	0A23025	EPA 8260D	01/24/20 01:34	REF	

ANALYTICAL RESULTS

Description: TMW-2

Lab Sample ID: CD00395-02

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 11:35

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A23025	EPA 8260D	01/24/20 02:05	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Chloroform [67-66-3]^	0.18	U	ug/L	1	0.18	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	

ANALYTICAL RESULTS

Description: TMW-2

Lab Sample ID: CD00395-02

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 11:35

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A23025	EPA 8260D	01/24/20 02:05	REF	QV-01
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A23025	EPA 8260D	01/24/20 02:05	REF	

Surrogates

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	57	1	50.0	113 %	53-136	0A23025	EPA 8260D	01/24/20 02:05	REF	
Dibromofluoromethane	55	1	50.0	109 %	67-129	0A23025	EPA 8260D	01/24/20 02:05	REF	
Toluene-d8	48	1	50.0	97 %	59-134	0A23025	EPA 8260D	01/24/20 02:05	REF	

ANALYTICAL RESULTS

Description: TMW-3

Lab Sample ID: CD00395-03

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 13:05

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A23025	EPA 8260D	01/24/20 02:36	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Chloroform [67-66-3]^	0.42	J	ug/L	1	0.18	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	

ANALYTICAL RESULTS

Description: TMW-3

Lab Sample ID: CD00395-03

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 13:05

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A23025	EPA 8260D	01/24/20 02:36	REF	QV-01
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A23025	EPA 8260D	01/24/20 02:36	REF	

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	50	1	50.0	100 %	53-136	0A23025	EPA 8260D	01/24/20 02:36	REF	
Dibromofluoromethane	54	1	50.0	108 %	67-129	0A23025	EPA 8260D	01/24/20 02:36	REF	
Toluene-d8	49	1	50.0	97 %	59-134	0A23025	EPA 8260D	01/24/20 02:36	REF	

ANALYTICAL RESULTS

Description: TMW-4

Lab Sample ID: CD00395-04

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 13:40

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A23025	EPA 8260D	01/24/20 03:07	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Chloroform [67-66-3]^	0.18	U	ug/L	1	0.18	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	

ANALYTICAL RESULTS

Description: TMW-4

Lab Sample ID: CD00395-04

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 13:40

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A23025	EPA 8260D	01/24/20 03:07	REF	QV-01
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A23025	EPA 8260D	01/24/20 03:07	REF	

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	50	1	50.0	101 %	53-136	0A23025	EPA 8260D	01/24/20 03:07	REF	
Dibromofluoromethane	65	1	50.0	129 %	67-129	0A23025	EPA 8260D	01/24/20 03:07	REF	
Toluene-d8	51	1	50.0	103 %	59-134	0A23025	EPA 8260D	01/24/20 03:07	REF	

ANALYTICAL RESULTS

Description: TMW-5

Lab Sample ID: CD00395-05

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 14:10

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A22044	EPA 8260D	01/23/20 04:02	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	QV-01
Chloroform [67-66-3]^	0.18	U	ug/L	1	0.18	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	

ANALYTICAL RESULTS

Description: TMW-5

Lab Sample ID: CD00395-05

Received: 01/16/20 16:25

Matrix: Ground Water

Sampled: 01/16/20 14:10

Work Order: CD00395

Project: Firestation Site

Sampled By: Colin Carraway

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A22044	EPA 8260D	01/23/20 04:02	REF	
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A22044	EPA 8260D	01/23/20 04:02	REF	

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	52	1	50.0	104 %	53-136	0A22044	EPA 8260D	01/23/20 04:02	REF	
Dibromofluoromethane	52	1	50.0	103 %	67-129	0A22044	EPA 8260D	01/23/20 04:02	REF	
Toluene-d8	48	1	50.0	95 %	59-134	0A22044	EPA 8260D	01/23/20 04:02	REF	

ANALYTICAL RESULTS

Description: Trip Blank

Lab Sample ID: CD00395-06

Received: 01/16/20 16:25

Matrix: Water

Sampled: 01/16/20 10:40

Work Order: CD00395

Project: Firestation Site

Sampled By: ENCO

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
1,1,1,2-Tetrachloroethane [630-20-6]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1,1-Trichloroethane [71-55-6]^	0.12	U	ug/L	1	0.12	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1,2,2-Tetrachloroethane [79-34-5]^	0.28	U	ug/L	1	0.28	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1,2-Trichloroethane [79-00-5]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1-Dichloroethane [75-34-3]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1-Dichloroethene [75-35-4]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,1-Dichloropropene [563-58-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2,3-Trichlorobenzene [87-61-6]^	0.012	U	ug/L	1	0.012	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2,3-Trichloropropane [96-18-4]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2,4-Trichlorobenzene [120-82-1]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2,4-Trimethylbenzene [95-63-6]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2-Dibromo-3-chloropropane [96-12-8]^	0.48	U	ug/L	1	0.48	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2-Dibromoethane [106-93-4]^	0.66	U	ug/L	1	0.66	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2-Dichlorobenzene [95-50-1]^	0.19	U	ug/L	1	0.19	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2-Dichloroethane [107-06-2]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,2-Dichloropropane [78-87-5]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,3,5-Trimethylbenzene [108-67-8]^	0.30	U	ug/L	1	0.30	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,3-Dichlorobenzene [541-73-1]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,3-Dichloropropane [142-28-9]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
1,4-Dichlorobenzene [106-46-7]^	0.19	U	ug/L	1	0.19	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
2,2-Dichloropropane [594-20-7]^	0.28	U	ug/L	1	0.28	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
2-Butanone [78-93-3]^	1.3	U	ug/L	1	1.3	5.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
2-Chloroethyl Vinyl Ether [110-75-8]^	1.1	U	ug/L	1	1.1	5.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
2-Chlorotoluene [95-49-8]^	0.081	U	ug/L	1	0.081	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
2-Hexanone [591-78-6]^	0.88	U	ug/L	1	0.88	5.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
4-Chlorotoluene [106-43-4]^	0.068	U	ug/L	1	0.068	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
4-Isopropyltoluene [99-87-6]^	0.085	U	ug/L	1	0.085	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
4-Methyl-2-pentanone [108-10-1]^	1.1	U	ug/L	1	1.1	5.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Acetone [67-64-1]^	10	U	ug/L	1	10	20	0A22044	EPA 8260D	01/22/20 20:42	REF	
Benzene [71-43-2]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Bromobenzene [108-86-1]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Bromochloromethane [74-97-5]^	0.48	U	ug/L	1	0.48	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Bromodichloromethane [75-27-4]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Bromoform [75-25-2]^	0.22	U	ug/L	1	0.22	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Bromomethane [74-83-9]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Carbon disulfide [75-15-0]^	1.5	U	ug/L	1	1.5	5.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Carbon tetrachloride [56-23-5]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Chlorobenzene [108-90-7]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Chloroethane [75-00-3]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	QV-01
Chloroform [67-66-3]^	0.18	U	ug/L	1	0.18	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Chloromethane [74-87-3]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
cis-1,2-Dichloroethene [156-59-2]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
cis-1,3-Dichloropropene [10061-01-5]^	0.20	U	ug/L	1	0.20	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Dibromochloromethane [124-48-1]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Dibromomethane [74-95-3]^	0.27	U	ug/L	1	0.27	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Dichlorodifluoromethane [75-71-8]^	0.20	U	ug/L	1	0.20	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Ethylbenzene [100-41-4]^	0.13	U	ug/L	1	0.13	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	

ANALYTICAL RESULTS

Description: Trip Blank

Lab Sample ID: CD00395-06

Received: 01/16/20 16:25

Matrix: Water

Sampled: 01/16/20 10:40

Work Order: CD00395

Project: Firestation Site

Sampled By: ENCO

Volatile Organic Compounds by GCMS

^ - ENCO Cary certified analyte [NC 591]

Analyte [CAS Number]	Results	Flag	Units	DF	MDL	PQL	Batch	Method	Analyzed	By	Notes
Hexachlorobutadiene [87-68-3]^	0.22	U	ug/L	1	0.22	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Isopropylbenzene [98-82-8]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
m,p-Xylenes [108-38-3/106-42-3]^	0.17	U	ug/L	1	0.17	2.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Methylene chloride [75-09-2]^	0.23	U	ug/L	1	0.23	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Methyl-tert-Butyl Ether [1634-04-4]^	0.16	U	ug/L	1	0.16	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Naphthalene [91-20-3]^	0.11	U	ug/L	1	0.11	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
n-Butyl Benzene [104-51-8]^	0.058	U	ug/L	1	0.058	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
n-Propyl Benzene [103-65-1]^	0.12	U	ug/L	1	0.12	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
o-Xylene [95-47-6]^	0.065	U	ug/L	1	0.065	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
sec-Butylbenzene [135-98-8]^	0.10	U	ug/L	1	0.10	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Styrene [100-42-5]^	0.11	U	ug/L	1	0.11	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
tert-Butylbenzene [98-06-6]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Tetrachloroethene [127-18-4]^	0.17	U	ug/L	1	0.17	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Toluene [108-88-3]^	0.14	U	ug/L	1	0.14	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
trans-1,2-Dichloroethene [156-60-5]^	0.21	U	ug/L	1	0.21	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
trans-1,3-Dichloropropene [10061-02-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Trichloroethene [79-01-6]^	0.15	U	ug/L	1	0.15	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Trichlorofluoromethane [75-69-4]^	0.24	U	ug/L	1	0.24	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Vinyl chloride [75-01-4]^	0.32	U	ug/L	1	0.32	1.0	0A22044	EPA 8260D	01/22/20 20:42	REF	
Xylenes (Total) [1330-20-7]^	0.45	U	ug/L	1	0.45	3.0	0A22044	EPA 8260D	01/22/20 20:42	REF	

Surrogates	Results	DF	Spike Lvl	% Rec	% Rec Limits	Batch	Method	Analyzed	By	Notes
4-Bromofluorobenzene	55	1	50.0	110 %	53-136	0A22044	EPA 8260D	01/22/20 20:42	REF	
Dibromofluoromethane	54	1	50.0	109 %	67-129	0A22044	EPA 8260D	01/22/20 20:42	REF	
Toluene-d8	48	1	50.0	97 %	59-134	0A22044	EPA 8260D	01/22/20 20:42	REF	

QUALITY CONTROL DATA

Volatile Organic Compounds by GCMS - Quality Control

Batch 0A22044 - EPA 5030B_MS

Blank (0A22044-BLK1)

Prepared: 01/22/2020 15:42 Analyzed: 01/22/2020 19:40

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1,1,2-Tetrachloroethane	0.17	U	1.0	ug/L							
1,1,1-Trichloroethane	0.12	U	1.0	ug/L							
1,1,2,2-Tetrachloroethane	0.28	U	1.0	ug/L							
1,1,2-Trichloroethane	0.14	U	1.0	ug/L							
1,1-Dichloroethane	0.13	U	1.0	ug/L							
1,1-Dichloroethene	0.21	U	1.0	ug/L							
1,1-Dichloropropene	0.15	U	1.0	ug/L							
1,2,3-Trichlorobenzene	0.012	U	1.0	ug/L							
1,2,3-Trichloropropane	0.23	U	1.0	ug/L							
1,2,4-Trichlorobenzene	0.14	U	1.0	ug/L							
1,2,4-Trimethylbenzene	0.10	U	1.0	ug/L							
1,2-Dibromo-3-chloropropane	0.48	U	1.0	ug/L							
1,2-Dibromoethane	0.66	U	1.0	ug/L							
1,2-Dichlorobenzene	0.19	U	1.0	ug/L							
1,2-Dichloroethane	0.21	U	1.0	ug/L							
1,2-Dichloropropane	0.10	U	1.0	ug/L							
1,3,5-Trimethylbenzene	0.30	U	1.0	ug/L							
1,3-Dichlorobenzene	0.15	U	1.0	ug/L							
1,3-Dichloropropane	0.16	U	1.0	ug/L							
1,4-Dichlorobenzene	0.19	U	1.0	ug/L							
2,2-Dichloropropane	0.28	U	1.0	ug/L							
2-Butanone	1.3	U	5.0	ug/L							
2-Chloroethyl Vinyl Ether	1.1	U	5.0	ug/L							
2-Chlorotoluene	0.081	U	1.0	ug/L							
2-Hexanone	0.88	U	5.0	ug/L							
4-Chlorotoluene	0.068	U	1.0	ug/L							
4-Isopropyltoluene	0.085	U	1.0	ug/L							
4-Methyl-2-pentanone	1.1	U	5.0	ug/L							
Acetone	10	U	20	ug/L							
Benzene	0.15	U	1.0	ug/L							
Bromobenzene	0.16	U	1.0	ug/L							
Bromochloromethane	0.48	U	1.0	ug/L							
Bromodichloromethane	0.17	U	1.0	ug/L							
Bromoform	0.22	U	1.0	ug/L							
Bromomethane	0.14	U	1.0	ug/L							
Carbon disulfide	1.5	U	5.0	ug/L							
Carbon tetrachloride	0.17	U	1.0	ug/L							
Chlorobenzene	0.17	U	1.0	ug/L							
Chloroethane	0.23	U	1.0	ug/L							
Chloroform	0.18	U	1.0	ug/L							
Chloromethane	0.13	U	1.0	ug/L							
cis-1,2-Dichloroethene	0.15	U	1.0	ug/L							
cis-1,3-Dichloropropene	0.20	U	1.0	ug/L							
Dibromochloromethane	0.17	U	1.0	ug/L							
Dibromomethane	0.27	U	1.0	ug/L							
Dichlorodifluoromethane	0.20	U	1.0	ug/L							
Ethylbenzene	0.13	U	1.0	ug/L							
Hexachlorobutadiene	0.22	U	1.0	ug/L							
Isopropylbenzene	0.14	U	1.0	ug/L							

QUALITY CONTROL DATA

Volatile Organic Compounds by GCMS - Quality Control

Batch 0A22044 - EPA 5030B_MS - Continued

Blank (0A22044-BLK1) Continued

Prepared: 01/22/2020 15:42 Analyzed: 01/22/2020 19:40

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
m,p-Xylenes	0.17	U	2.0	ug/L							
Methylene chloride	0.23	U	1.0	ug/L							
Methyl-tert-Butyl Ether	0.16	U	1.0	ug/L							
Naphthalene	0.11	U	1.0	ug/L							
n-Butyl Benzene	0.058	U	1.0	ug/L							
n-Propyl Benzene	0.12	U	1.0	ug/L							
o-Xylene	0.065	U	1.0	ug/L							
sec-Butylbenzene	0.10	U	1.0	ug/L							
Styrene	0.11	U	1.0	ug/L							
tert-Butylbenzene	0.17	U	1.0	ug/L							
Tetrachloroethene	0.17	U	1.0	ug/L							
Toluene	0.14	U	1.0	ug/L							
trans-1,2-Dichloroethene	0.21	U	1.0	ug/L							
trans-1,3-Dichloropropene	0.15	U	1.0	ug/L							
Trichloroethene	0.15	U	1.0	ug/L							
Trichlorofluoromethane	0.24	U	1.0	ug/L							
Vinyl chloride	0.32	U	1.0	ug/L							
Xylenes (Total)	0.45	U	3.0	ug/L							
4-Bromofluorobenzene	54			ug/L	50.0		108	53-136			
Dibromofluoromethane	53			ug/L	50.0		107	67-129			
Toluene-d8	48			ug/L	50.0		96	59-134			

LCS (0A22044-BS1)

Prepared: 01/22/2020 15:42 Analyzed: 01/22/2020 17:35

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethene	16		1.0	ug/L	20.0		82	75-133			
Benzene	20		1.0	ug/L	20.0		100	80-134			
Chlorobenzene	20		1.0	ug/L	20.0		100	80-120			
Toluene	20		1.0	ug/L	20.0		98	71-120			
Trichloroethene	21		1.0	ug/L	20.0		106	74-120			
4-Bromofluorobenzene	52			ug/L	50.0		103	53-136			
Dibromofluoromethane	50			ug/L	50.0		101	67-129			
Toluene-d8	47			ug/L	50.0		95	59-134			

Matrix Spike (0A22044-MS1)

Prepared: 01/22/2020 15:42 Analyzed: 01/22/2020 18:07

Source: CD01199-03

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethene	18		1.0	ug/L	20.0	0.21 U	91	75-133			
Benzene	21		1.0	ug/L	20.0	0.15 U	105	80-134			
Chlorobenzene	21		1.0	ug/L	20.0	0.17 U	107	80-120			
Toluene	20		1.0	ug/L	20.0	0.14 U	102	71-120			
Trichloroethene	22		1.0	ug/L	20.0	0.15 U	110	74-120			
4-Bromofluorobenzene	53			ug/L	50.0		106	53-136			
Dibromofluoromethane	52			ug/L	50.0		105	67-129			
Toluene-d8	48			ug/L	50.0		96	59-134			

QUALITY CONTROL DATA

Volatile Organic Compounds by GCMS - Quality Control

Batch 0A22044 - EPA 5030B_MS - Continued

Matrix Spike Dup (0A22044-MSD1)

Prepared: 01/22/2020 15:42 Analyzed: 01/22/2020 18:38

Source: CD01199-03

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethane	17		1.0	ug/L	20.0	0.21 U	83	75-133	9	20	
Benzene	20		1.0	ug/L	20.0	0.15 U	100	80-134	5	17	
Chlorobenzene	20		1.0	ug/L	20.0	0.17 U	101	80-120	6	16	
Toluene	19		1.0	ug/L	20.0	0.14 U	96	71-120	6	17	
Trichloroethene	20		1.0	ug/L	20.0	0.15 U	99	74-120	11	22	
4-Bromofluorobenzene	52			ug/L	50.0		104	53-136			
Dibromofluoromethane	52			ug/L	50.0		103	67-129			
Toluene-d8	49			ug/L	50.0		97	59-134			

Batch 0A23025 - EPA 5030B_MS

Blank (0A23025-BLK1)

Prepared: 01/23/2020 18:03 Analyzed: 01/23/2020 21:55

Analyte	Result	Flag	PQL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1,1,2-Tetrachloroethane	0.17	U	1.0	ug/L							
1,1,1-Trichloroethane	0.12	U	1.0	ug/L							
1,1,2,2-Tetrachloroethane	0.28	U	1.0	ug/L							
1,1,2-Trichloroethane	0.14	U	1.0	ug/L							
1,1-Dichloroethane	0.13	U	1.0	ug/L							
1,1-Dichloroethene	0.21	U	1.0	ug/L							
1,1-Dichloropropene	0.15	U	1.0	ug/L							
1,2,3-Trichlorobenzene	0.012	U	1.0	ug/L							
1,2,3-Trichloropropane	0.23	U	1.0	ug/L							
1,2,4-Trichlorobenzene	0.14	U	1.0	ug/L							
1,2,4-Trimethylbenzene	0.10	U	1.0	ug/L							
1,2-Dibromo-3-chloropropane	0.48	U	1.0	ug/L							
1,2-Dibromoethane	0.66	U	1.0	ug/L							
1,2-Dichlorobenzene	0.19	U	1.0	ug/L							
1,2-Dichloroethane	0.21	U	1.0	ug/L							
1,2-Dichloropropane	0.10	U	1.0	ug/L							
1,3,5-Trimethylbenzene	0.30	U	1.0	ug/L							
1,3-Dichlorobenzene	0.15	U	1.0	ug/L							
1,3-Dichloropropane	0.16	U	1.0	ug/L							
1,4-Dichlorobenzene	0.19	U	1.0	ug/L							
2,2-Dichloropropane	0.28	U	1.0	ug/L							
2-Butanone	1.3	U	5.0	ug/L							
2-Chloroethyl Vinyl Ether	1.1	U	5.0	ug/L							
2-Chlorotoluene	0.081	U	1.0	ug/L							
2-Hexanone	0.88	U	5.0	ug/L							
4-Chlorotoluene	0.068	U	1.0	ug/L							
4-Isopropyltoluene	0.085	U	1.0	ug/L							
4-Methyl-2-pentanone	1.1	U	5.0	ug/L							
Acetone	10	U	20	ug/L							
Benzene	0.15	U	1.0	ug/L							
Bromobenzene	0.16	U	1.0	ug/L							
Bromochloromethane	0.48	U	1.0	ug/L							
Bromodichloromethane	0.17	U	1.0	ug/L							
Bromoform	0.22	U	1.0	ug/L							
Bromomethane	0.14	U	1.0	ug/L							

QUALITY CONTROL DATA

Volatile Organic Compounds by GCMS - Quality Control

Batch 0A23025 - EPA 5030B_MS - Continued

Blank (0A23025-BLK1) Continued

Prepared: 01/23/2020 18:03 Analyzed: 01/23/2020 21:55

Analyte	Result	Flaq	POL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
Carbon disulfide	1.5	U	5.0	ug/L							
Carbon tetrachloride	0.17	U	1.0	ug/L							
Chlorobenzene	0.17	U	1.0	ug/L							
Chloroethane	0.23	U	1.0	ug/L							
Chloroform	0.18	U	1.0	ug/L							
Chloromethane	0.13	U	1.0	ug/L							
cis-1,2-Dichloroethene	0.15	U	1.0	ug/L							
cis-1,3-Dichloropropene	0.20	U	1.0	ug/L							
Dibromochloromethane	0.17	U	1.0	ug/L							
Dibromomethane	0.27	U	1.0	ug/L							
Dichlorodifluoromethane	0.20	U	1.0	ug/L							
Ethylbenzene	0.13	U	1.0	ug/L							
Hexachlorobutadiene	0.22	U	1.0	ug/L							
Isopropylbenzene	0.14	U	1.0	ug/L							
m,p-Xylenes	0.17	U	2.0	ug/L							
Methylene chloride	0.23	U	1.0	ug/L							
Methyl-tert-Butyl Ether	0.16	U	1.0	ug/L							
Naphthalene	0.11	U	1.0	ug/L							
n-Butyl Benzene	0.058	U	1.0	ug/L							
n-Propyl Benzene	0.12	U	1.0	ug/L							
o-Xylene	0.065	U	1.0	ug/L							
sec-Butylbenzene	0.10	U	1.0	ug/L							
Styrene	0.11	U	1.0	ug/L							
tert-Butylbenzene	0.17	U	1.0	ug/L							
Tetrachloroethene	0.17	U	1.0	ug/L							
Toluene	0.14	U	1.0	ug/L							
trans-1,2-Dichloroethene	0.21	U	1.0	ug/L							
trans-1,3-Dichloropropene	0.15	U	1.0	ug/L							
Trichloroethene	0.15	U	1.0	ug/L							
Trichlorofluoromethane	0.24	U	1.0	ug/L							
Vinyl chloride	0.32	U	1.0	ug/L							
Xylenes (Total)	0.45	U	3.0	ug/L							
4-Bromofluorobenzene	52			ug/L	50.0		105	53-136			
Dibromofluoromethane	51			ug/L	50.0		102	67-129			
Toluene-d8	47			ug/L	50.0		95	59-134			

LCS (0A23025-BS1)

Prepared: 01/23/2020 18:03 Analyzed: 01/23/2020 19:51

Analyte	Result	Flaq	POL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethene	19		1.0	ug/L	20.0		96	75-133			
Benzene	21		1.0	ug/L	20.0		106	80-134			
Chlorobenzene	20		1.0	ug/L	20.0		101	80-120			
Toluene	20		1.0	ug/L	20.0		101	71-120			
Trichloroethene	22		1.0	ug/L	20.0		111	74-120			
4-Bromofluorobenzene	51			ug/L	50.0		102	53-136			
Dibromofluoromethane	51			ug/L	50.0		103	67-129			
Toluene-d8	49			ug/L	50.0		98	59-134			

QUALITY CONTROL DATA

Volatile Organic Compounds by GCMS - Quality Control

Batch 0A23025 - EPA 5030B_MS - Continued

Matrix Spike (0A23025-MS1)

Prepared: 01/23/2020 18:03 Analyzed: 01/23/2020 20:22

Source: CD01199-07

Analyte	Result	Flag	POL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethene	17		1.0	ug/L	20.0	0.21 U	87	75-133			
Benzene	22		1.0	ug/L	20.0	0.15 U	109	80-134			
Chlorobenzene	21		1.0	ug/L	20.0	0.17 U	106	80-120			
Toluene	21		1.0	ug/L	20.0	0.14 U	106	71-120			
Trichloroethene	22		1.0	ug/L	20.0	0.15 U	111	74-120			
4-Bromofluorobenzene	52			ug/L	50.0		104	53-136			
Dibromofluoromethane	50			ug/L	50.0		100	67-129			
Toluene-d8	48			ug/L	50.0		97	59-134			

Matrix Spike Dup (0A23025-MSD1)

Prepared: 01/23/2020 18:03 Analyzed: 01/23/2020 20:53

Source: CD01199-07

Analyte	Result	Flag	POL	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Notes
1,1-Dichloroethene	17		1.0	ug/L	20.0	0.21 U	83	75-133	5	20	
Benzene	21		1.0	ug/L	20.0	0.15 U	106	80-134	3	17	
Chlorobenzene	20		1.0	ug/L	20.0	0.17 U	101	80-120	6	16	
Toluene	20		1.0	ug/L	20.0	0.14 U	100	71-120	5	17	
Trichloroethene	21		1.0	ug/L	20.0	0.15 U	105	74-120	6	22	
4-Bromofluorobenzene	55			ug/L	50.0		110	53-136			
Dibromofluoromethane	53			ug/L	50.0		105	67-129			
Toluene-d8	49			ug/L	50.0		99	59-134			

FLAGS/NOTES AND DEFINITIONS

- B** The analyte was detected in the associated method blank.
- D** The sample was analyzed at dilution.
- J** The reported value is between the laboratory method detection limit (MDL) and the laboratory method reporting limit (MRL), adjusted for actual sample preparation data and moisture content, where applicable.
- U** The analyte was analyzed for but not detected to the level shown, adjusted for actual sample preparation data and moisture content, where applicable.
- E** The concentration indicated for this analyte is an estimated value above the calibration range of the instrument. This value is considered an estimate.
- MRL** Method Reporting Limit. The MRL is roughly equivalent to the practical quantitation limit (PQL) and is based on the low point of the calibration curve, when applicable, sample preparation factor, dilution factor, and, in the case of soil samples, moisture content.
- PQL** PQL: Practical Quantitation Limit. The PQL presented is the laboratory MRL.
- N** The analysis indicates the presence of an analyte for which there is presumptive evidence (85% or greater confidence) to make a "tentative identification".
- P** Greater than 25% concentration difference was observed between the primary and secondary GC column. The lower concentration is reported.
- [CALC]** Calculated analyte - MDL/MRL reported to the highest reporting limit of the component analyses.
- QV-01** The associated continuing calibration verification standard exhibited high bias; since the result is ND, there is no impact.

City of Fayetteville

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

City Council Action Memo

File Number: 20-1257

Agenda Date: 3/16/2020

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Public Hearing

Agenda Number: 8.01

TO: Mayor and Members of City Council

THRU: Kristoff T. Bauer, ICMA-CM, Deputy City Manager

FROM: Kecia N. Parker, NCCP, Real Estate Manager

DATE: March 16, 2020

RE:

Public Hearing to Consider Closing a Portion of Progress Street

COUNCIL DISTRICT(S):

2

Relationship To Strategic Plan:

Desirable Place to Live, Work and Recreate

Executive Summary:

NCGS §160A-299 gives authority and procedures for the City to be able to close a city street or alley. The Bethel Christian Assembly has petitioned to close an approximately 840 feet portion of Progress Street to better enhance future plans for redevelopment of their property.

Background:

The Bethel Christian Assembly redevelopment plan, which includes the closure of the small portion of Progress Street from Trade Street to Garvin Street was submitted to the City on February 4, 2020. Comments from Engineering were given on February 6, 2020. Closing the street will not deny access to any property owners. The first step in the process dictated by NCGS§160A-299 is to have a resolution signed granting the public hearing to consider the closing and as such, City Council set the public hearing for March 16, 2020. Staff has followed all of the statutory procedures to include posting the property and mailing out certified notice letters to adjacent property owners. The property has also been posted on both ends with notice and the notice of this hearing was published for 4

consecutive weeks in the local newspaper. Staff also consulted with the public utility companies to ensure any needed easements would be reserved. The Traffic Engineer has completed a Traffic Analysis study of the area and determined there was no significant impact to traffic flow by the closure. Fire and EMS were also contacted and relayed no impacts to their response times.

- The Bethel Christian Assembly has petitioned the City to close a portion of Progress Street to enhance development of their property.
- NCGS §160A-299 gives authority and procedures required for the City to close a city street or alley.
- This closure will not land lock any abutting property owners.
- A traffic analysis has been completed by staff and found that there would be no significant impact to the traffic system. Said report is attached.
- The public utility companies were contacted and easements will be reserved as requested for the City, Fayetteville Public Works Commission, Charter/Spectrum, and CenturyLink.

Issues/Analysis:

- No access will be denied to anyone as a result of the proposed closing.
- The Emergency Response times will not be significantly affected.
- In their plans for expansion and redevelopment that have been submitted to the City for approval, Bethel Christian Assembly depicts this portion of Progress Street closed.
- The City will be reserving an above ground and underground utility easement over the entire closed portion for city utilities and for the public utility companies listed above.
- Staff contacted the Engineer for the Bethel Christian Assembly to ensure he was aware the reserved easement would not be allowed to be built upon and the plans submitted have reflected that the redevelopment would not affect the easement reservation.

Budget Impact:

There is no significant impact to the budget as a result of the proposed closing.

Options:

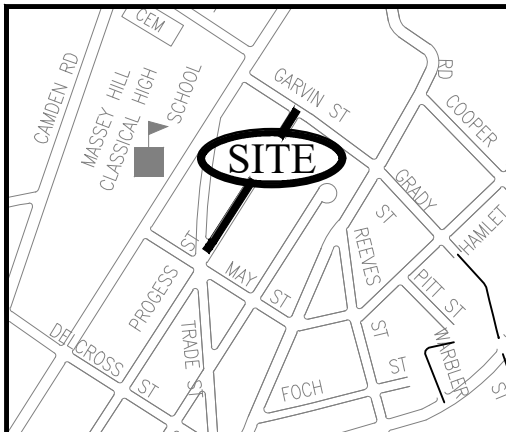
- Adopt the Resolution and Order Closing a Portion of Progress Street
- Deny the request.

Recommended Action:

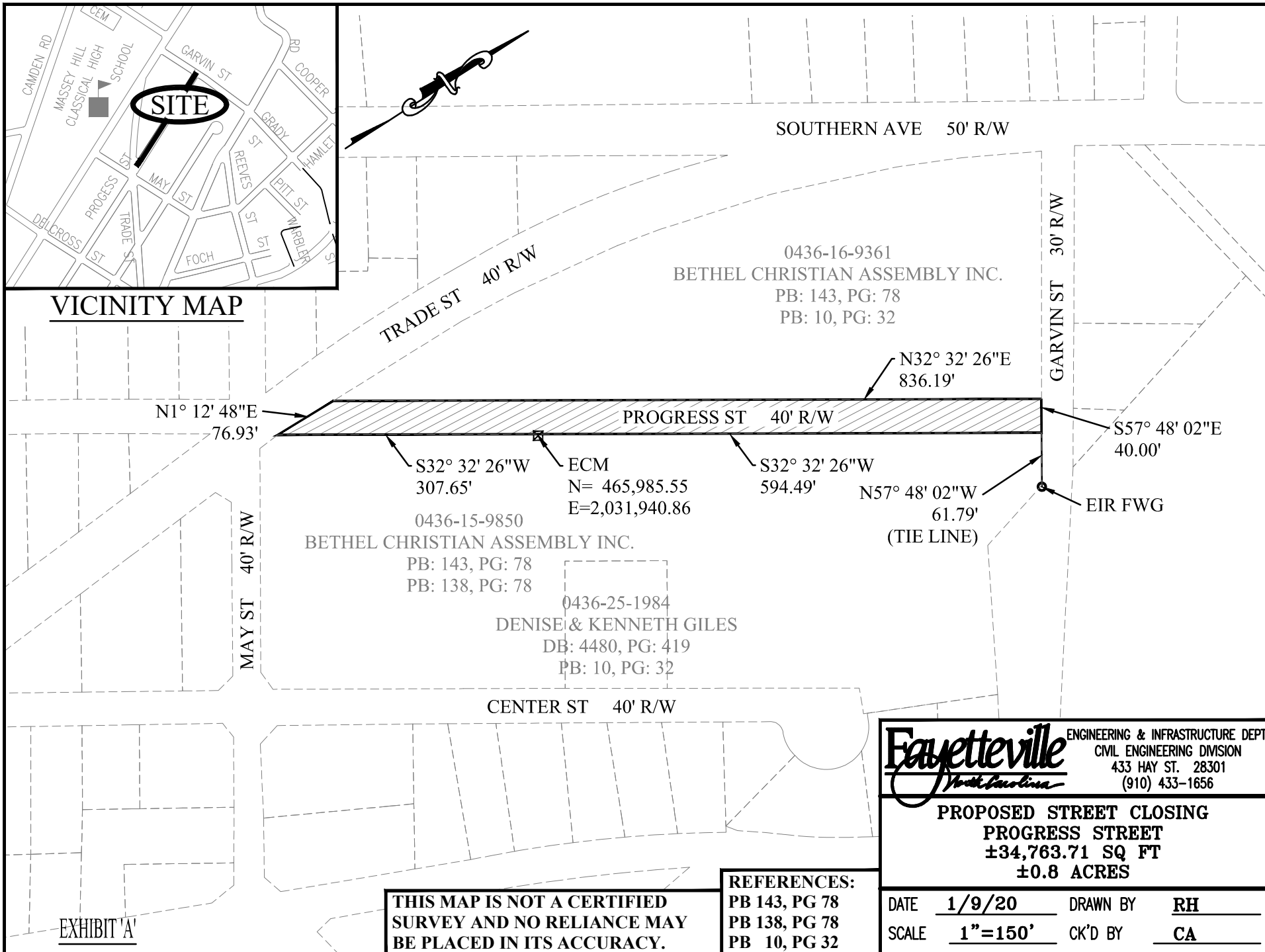
Staff recommends adopting the Resolution and Order Closing a Portion of Progress Street.

Attachments:

- Resolution
- Map
- Traffic Analysis



VICINITY MAP



Fayetteville ENGINEERING & INFRASTRUCTURE DEPT.
 CIVIL ENGINEERING DIVISION
 433 HAY ST. 28301
 (910) 433-1656

PROPOSED STREET CLOSING
PROGRESS STREET
±34,763.71 SQ FT
±0.8 ACRES

DATE 1/9/20 DRAWN BY RH
 SCALE 1"=150' CK'D BY CA

Traffic Impact Analysis Worksheet

Progress Street

Request Information

Type of Request	Road Abandonment	Road Name	Progress Street
Requestor	Del Crawford	Date(s) Received	January 2020
Address of Requestor	116 N. Cool Spring Street, 28301	Other Location Info	
Requestor Phone	(910) 221-0033		
Requestor Email	delcrawford@crawforddsn.com		

Existing Conditions

Volume/Speed Date(s)	2/3/20 – 2/6/20	Volume (ADT)	66 vpd	85% Speed	22 mph
Speed limit	25 mph			Avg Speed	14 mph
Road Length (LF)	890'	Road Length (Mile)	0.17 Mile	Width	30' Back Curb – Back Curb
Traffic Signals intersections	N/A	Pvmt Markings	No	# of lanes	2
Horizontal Alignment	Straight/Tangent	Vertical Alignment	Mostly flat, negative grade approaching Garvin, no issues	Sidewalk	No
Transit Route	No	Development %	40%	Development Type	Religious
Streetlights?	Yes	Energy provider	PWC	Traffic Calming type/locations	N/A
Railroad crossing locations	N/A	Railroad crossing signal locations	N/A	Investigated by/date	WLJ 2/10/20

Describe existing signs and locations: Stop signs and street name signs located on Progress St at intersections of Garvin St and Trade St. Subdivision wide 25 mph signs located at both these ends. The speed limit signs need to be removed upon abandonment.

Additional existing conditions comments: Roadway surface in good condition. No other comments.

Crash History

Crash Study Dates	N/A	Completed by	N/A	Crash Study Limits	N/A
Total crashes	N/A	Patterns?	N/A	# Bike/Ped	N/A

Attach copy of the TEAAS crash report summary and crash reports (if applicable)

Additional crash history review comments: N/A crash history not relevant for this type request.

Summary and Recommendations

Progress Street between Garvin Street and Trade Street is a City Maintained 2 lane 2 way low volume street with stop sign controlled intersections. Historically the location had residential development, but has been vacated and procured by Christian Assembly. Progress Street will only provide access to properties owned by the Christian Assembly. Based on this information, and the low volume of traffic (66 vpd) no further study is recommended, and the request to abandon this section of Progress Street will not adversely impact traffic operations in the surrounding transportation network. Subdivision wide 25 mph signs will need to be removed upon abandonment and street name signs for Progress Street will be revised from green to blue (private) at the Garvin and Trade Street ends.

Attach maps of the roadway and associated area.

Traffic Impact Analysis Worksheet

Progress Street

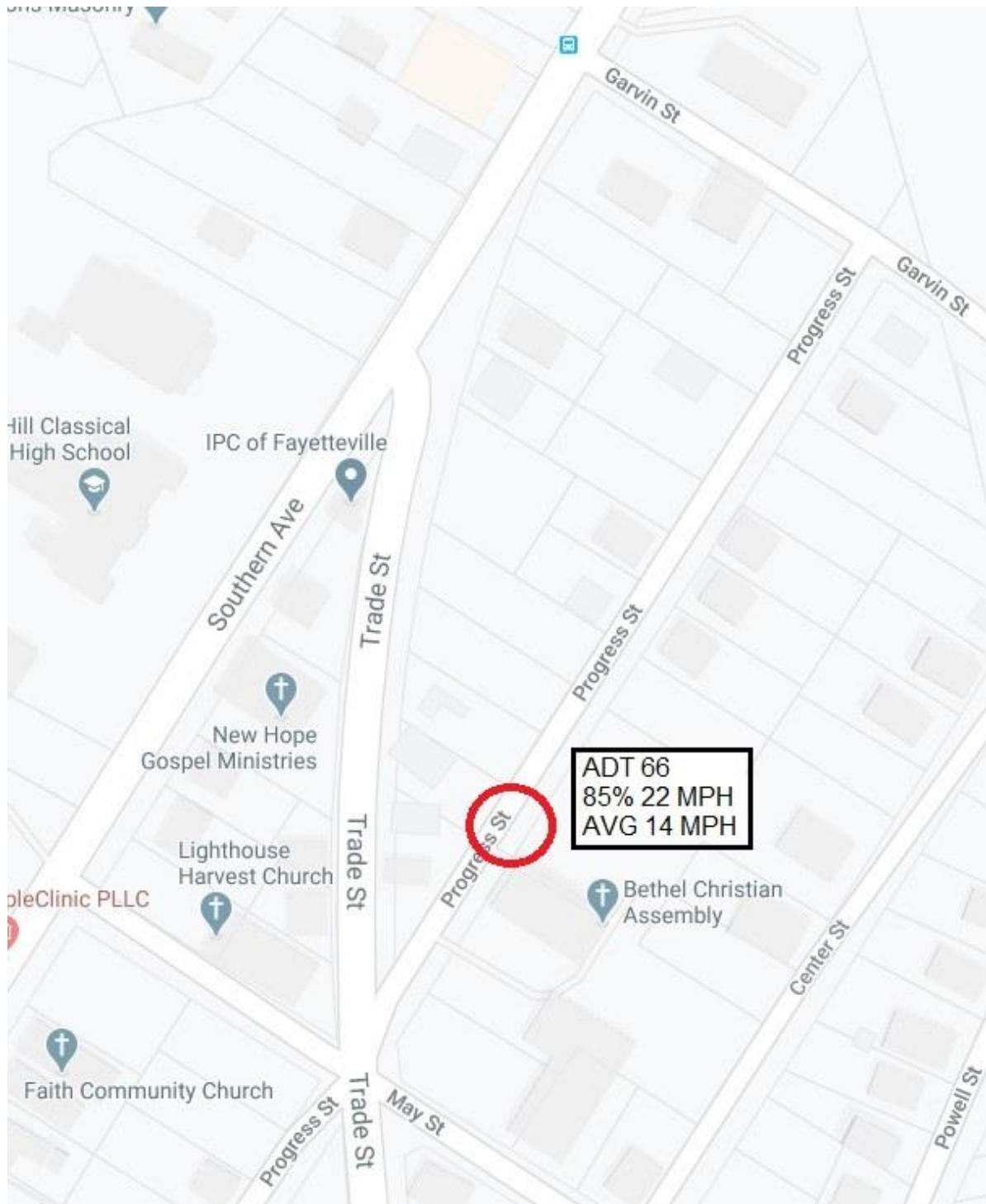
Vicinity Map



Traffic Impact Analysis Worksheet

Progress Street

Volume and Speed Map



Traffic Impact Analysis Worksheet

Progress Street

Progress Street, intersection with Garvin Street



Traffic Impact Analysis Worksheet

Progress Street

Progress Street, intersection with Trade Street



Traffic Impact Analysis Worksheet

Progress Street

Progress Street, near church Driveway



Resolution No. R2020-_____

A RESOLUTION AND ORDER CLOSING A PORTION OF PROGRESS STREET

WHEREAS, under authority of NCGS 160A-299, a public hearing before the City Council of the City of Fayetteville, North Carolina was advertised as required by law, and duly held on the 16th day of March, 2020, in accordance with the notice calling for said public hearing, and all adjoining property owners having been notified by certified mail of the time, place and purpose of said meeting, the purpose of which was to determine whether that certain street portion in the City of Fayetteville, North Carolina, known as a portion of Progress, should be closed as a public street; and a notice of said hearing having been posted on said street for four weeks prior to the holding of said hearing;

WHEREAS, during the said public hearing all interested citizens were invited to comment and state any objections they may have to the closing of that portion of Progress Street as a public street; and

WHEREAS, the City Council, following such public hearing, after considering all of the facts, has determined that the closing of that portion of Progress Street is not contrary to the public interest and that no individual owning property in the vicinity of said street portion will thereby be deprived of reasonable means of ingress and egress to his or her property;

NOW THEREFORE, BE IT RESOLVED on behalf of the people of Fayetteville, the City Council orders and directs that the portion of Progress Street, within the limits covered by the following description only, be closed as a public street under the following terms and conditions:

1. Description of area closed as a public street

BEGINNING at the southernmost corner of Lot 2 as shown on that plat entitled "Bethel Christian Assembly, Inc." as recorded in Plat Book 143, Page 78 of the Cumberland County Registry, said point also being in the eastern margin of Trade Street and continuing thence along the eastern boundary of said lot also being the right of way margin of Progress Street North 32 degrees 32 minutes 26 seconds East 836.19 feet to a point in the southern margin of Garvin Street, thence continuing along said margin South 57 degrees 48 minutes 02 seconds East 40 feet to a point, thence leaving said margin of Garvin Street and continuing along the right of way margin of Progress Street South 32 degrees 32 minutes 26 seconds West 594.49 feet to an existing concrete monument, thence South 32 degrees 32 minutes 26 seconds West 307.65 feet to a point in the eastern margin of Trade Street, thence along said margin North 01 degrees 12 minutes 48 seconds East 76.93 feet to the BEGINNING, and containing approximately 34,763.71 square feet.

2. That a copy of this order be recorded in the office of the Register of Deeds of Cumberland County.
3. The City reserves an easement over and under the above described closed area for maintenance of its existing and future public utilities.
4. The City also reserves for the entities of the Fayetteville Public Works Commission, Charter Spectrum, and CenturyLink an easement over and under the above described closed area for maintenance of their existing and future public utilities.

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

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 16th day of March, 2020; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

(SEAL)

By: _____
MITCH COLVIN, Mayor

ATTEST:

PAMELA MEGILL, City Clerk

City of Fayetteville

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

City Council Action Memo

File Number: 20-1278

Agenda Date: 3/16/2020

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Public Hearing

Agenda Number: 8.02

TO: Mayor and Members of City Council

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

FROM: Fayetteville Public Works Commission

DATE: March 16, 2020

RE:

Phase 5 Annexation Area 24 Section A Public Hearing on the Preliminary Assessment Resolution

COUNCIL DISTRICT(S):

8

Relationship To Strategic Plan:

High Quality Built Environment - Neighborhoods and Infrastructure.

Executive Summary:

Holding a Public Hearing to receive public comment for the annexation areas is part of the statutory requirement process.

Background:

City Council approved the Preliminary Assessment Resolution in their meeting on February 10, 2020 for Area 24 Section A of the Phase 5 Annexation. The Resolution set the date of the Public Hearing for Monday, March 16, 2020 to hear public comment.

A notice was published in the Fayetteville Observer on March 03, 2020 and copies of the Preliminary Assessment Resolution were mailed on February 28, 2020 informing the property owners of the Public Hearing date. After the Public Hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken. This item will be

scheduled for March 23, 2020.

Issues/Analysis:

N/A

Budget Impact:

N/A

Options:

N/A

Recommended Action:

Staff recommends Council hold the Public Hearing on March 16, 2020 for the purpose of receiving public comment regarding the Preliminary Assessment Resolution.

Attachments:

PowerPoint Presentation - Phase V Annexation Utility Improvement Project Area 24
Section A.

CITY COUNCIL ACTION MEMO

To: Mayor and Members of City Council
From: Fayetteville Public Works Commission
Through: David W. Trego, PWC CEO/General Manager
Fayetteville Public Works Commission
Date: March 16, 2020
Re: Phase 5 Annexation Area 24 Section A Public Hearing on the Preliminary Assessment Resolution
Council Districts: 8

Relationship To The Strategic Plan:

High Quality Built Environment – Neighborhoods and Infrastructure

Executive Summary:

Holding a Public Hearing to receive public comment for the annexation areas is part of the statutory requirement process.

Background:

City Council approved the Preliminary Assessment Resolution in their meeting on February 10, 2020 for Area 24 Section A of the Phase 5 Annexation. The Resolution set the date of the Public Hearing for Monday, March 16, 2020 to hear public comment.

A notice was published in the Fayetteville Observer on March 03, 2020 and copies of the Preliminary Assessment Resolution were mailed on February 28, 2020 informing the property owners of the Public Hearing date. After the Public Hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken. This item will be scheduled for March 23, 2020.

Issues: N/A

Budget Impact: N/A

Options: N/A

Recommended Actions:

Staff recommends Council hold the Public Hearing on March 16, 2020 for the purpose of receiving public comment regarding the Preliminary Assessment Resolution.

Attachments:

Powerpoint Presentation – Phase V Annexation Utility Improvement Project Area 24 Section A.

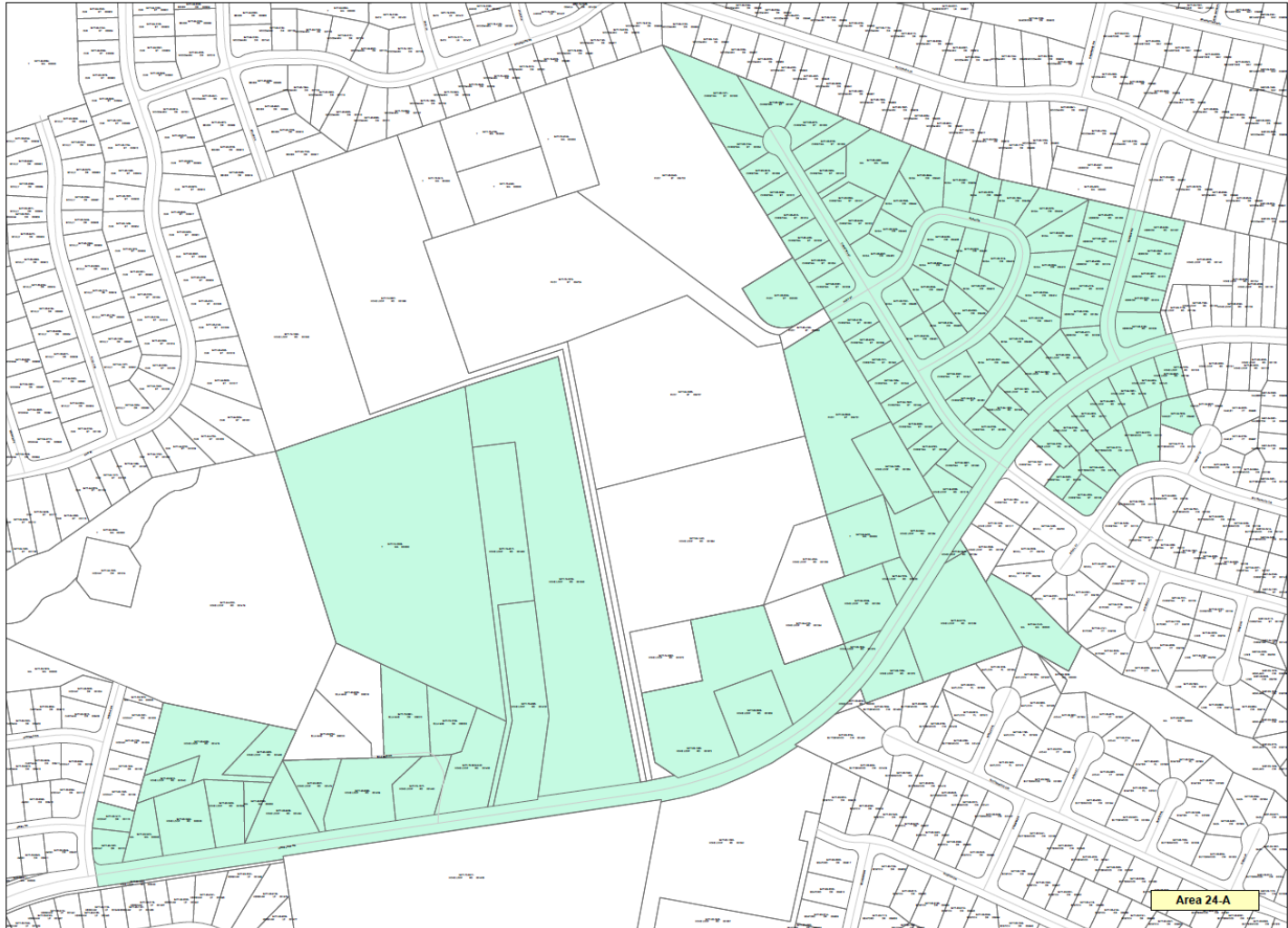


Phase 5 Annexation Area 24-A

Public Hearing

March 16, 2020

Area 24-A



Project Overview

- ▶ Events to Date
- ▶ Upcoming Events
- ▶ Cost to Property Owners
- ▶ Financing Options

Events to Date

- ▶ Survey & Appraisal Notifications on January 30, 2019 (Area 24)
- ▶ February 10, 2020 – Council Adopted the Preliminary Assessment Resolution
- ▶ February 28, 2020 – Copies of Resolution Mailed to Property Owners

Upcoming Events

- ▶ Advertise Construction Bids
- ▶ Construction Complete
- ▶ Preliminary Roll
- ▶ Confirm Assessments

Cost to Property Owners

- ▶ Typical single family residential lot is \$5,000 for sanitary sewer. A per front foot rate of \$55.56 (90' minimum) plus average lateral charge for all other properties. These areas are sewer only.
- ▶ No payment due until construction is complete and assessment roll adopted
- ▶ Financial assistance available for those that qualify

Payment Options

- ▶ In Full (no interest within 30 days)

- ▶ Financing
 - 10 year term
 - Council policy is to establish the interest rate at prime plus 2% at the beginning of the fiscal year
 - Annual or Monthly Installments

Phase V Annexation

Construction Area 24-A

Public Hearing

March 16, 2020

CERTIFICATE OF MAILING OF PRELIMINARY ASSESSMENT RESOLUTION
Phase V Annexation, Area 24 Section A

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF
FAYETTEVILLE:

I, Kristen Kingsley, do hereby certify that a copy of the Preliminary Assessment Resolution providing for the proposed extension of its sanitary sewer collection system in all or a portion of Christina Street, Ella Mae Drive, Hoke Loop Road, Kerrow Road, Pudy Street, and Suga Circle in Area 24 Section A adopted on the 10th day of February, 2020 were mailed by first class mail on the 28th day of February, 2020 to the owners of all real property subject to assessment should the project be undertaken.

IN WITNESS WHEREOF, I have hereunto signed and sealed this instrument,

Kristen Kingsley
Signature

2/28/2020
Date

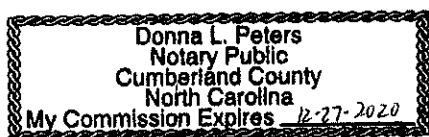
NORTH CAROLINA -- CUMBERLAND COUNTY

I, Donna L. Peters, a Notary Public of said County and State, certify that Kristen Kingsley came before me this day and acknowledged that she accomplished the mailing in compliance with North Carolina GS 160A-224.

Witness my hand and Notarial Seal, this the 28th day of February, 2020.

My Commission expires: 12-27-2020

Donna L. Peters
Notary Public



City of Fayetteville

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

City Council Action Memo

File Number: 20-1290

Agenda Date: 3/16/2020

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Public Hearing

Agenda Number: 8.03

TO: Mayor and Members of City Council

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

FROM: Fayetteville Public Works Commission

DATE: March 16, 2020

RE:

Phase 5 Annexation Area 24 Section BC - Public Hearing on the Preliminary
Assessment Resolution

COUNCIL DISTRICT(S):

8

Relationship To Strategic Plan:

High Quality Built Environment - Neighborhoods and Infrastructure

Executive Summary:

Holding a Public Hearing to receive public comment for the annexation areas is part of the statutory requirement process.

Background:

City Council approved the Preliminary Assessment Resolution in their meeting on February 24, 2020 for Area 24 Section BC of the Phase 5 Annexation. The Resolution set the date of the Public Hearing for Monday, March 16, 2020 to hear public comment.

A notice was published in the Fayetteville Observer on March 11, 2020 and copies of the Preliminary Assessment Resolution were mailed on March 06, 2020 informing the property owners of the Public Hearing date. After the Public Hearing, the next step in the process is to approve the Resolution Directing Project be Undertaken. This item will be scheduled for March 23, 2020

Issues/Analysis:

N/A

Budget Impact:

N/A

Options:

N/A

Recommended Action:

Staff recommends Council hold the Public Hearing on March 16, 2020 for the purpose of receiving public comment regarding the Preliminary Assessment Resolution.

Attachments:

Powerpoint Presentation - Phase V Annexation Utility Improvement Project Area 24 Section BC, and Certificate of Mailing.

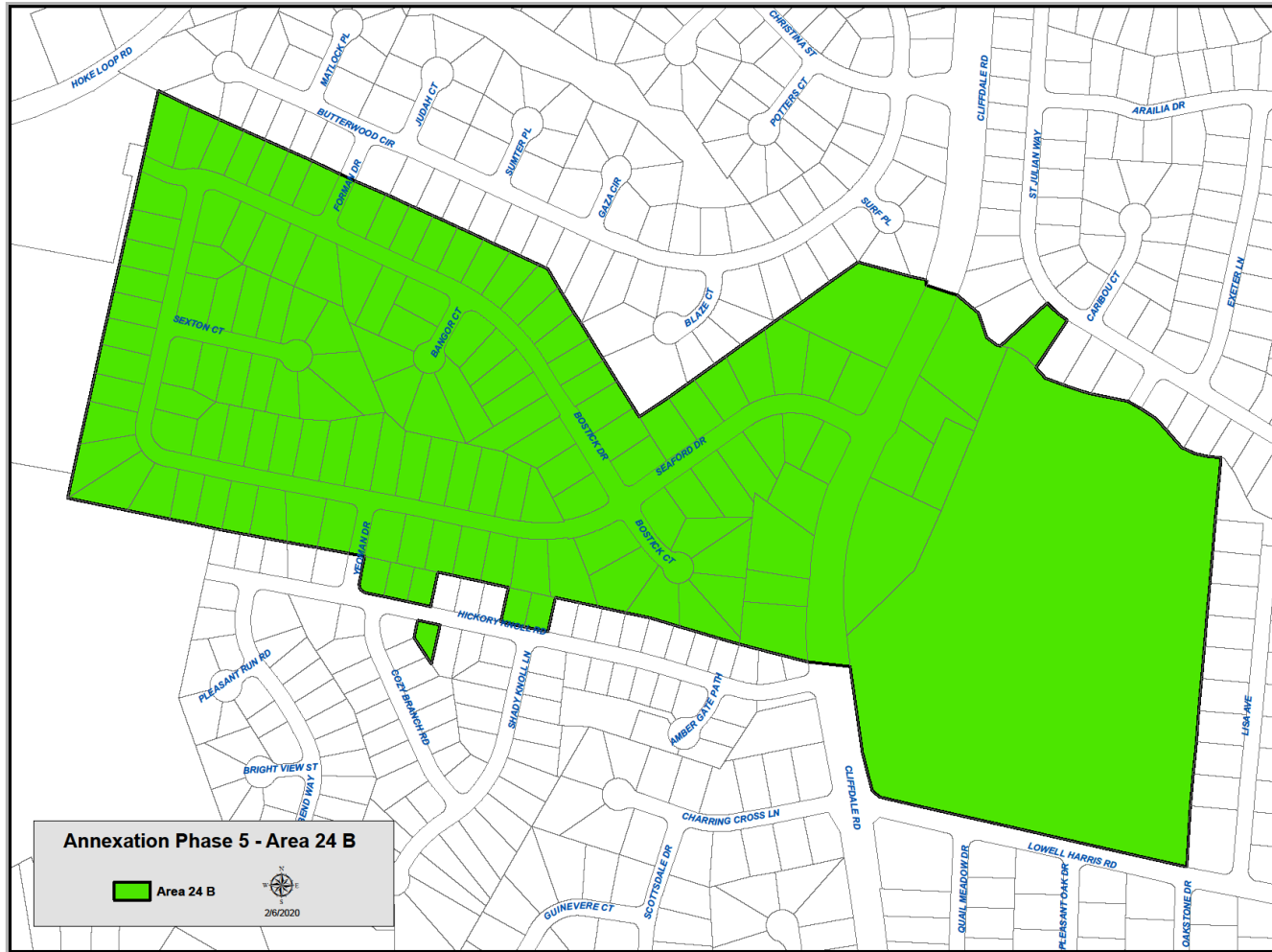


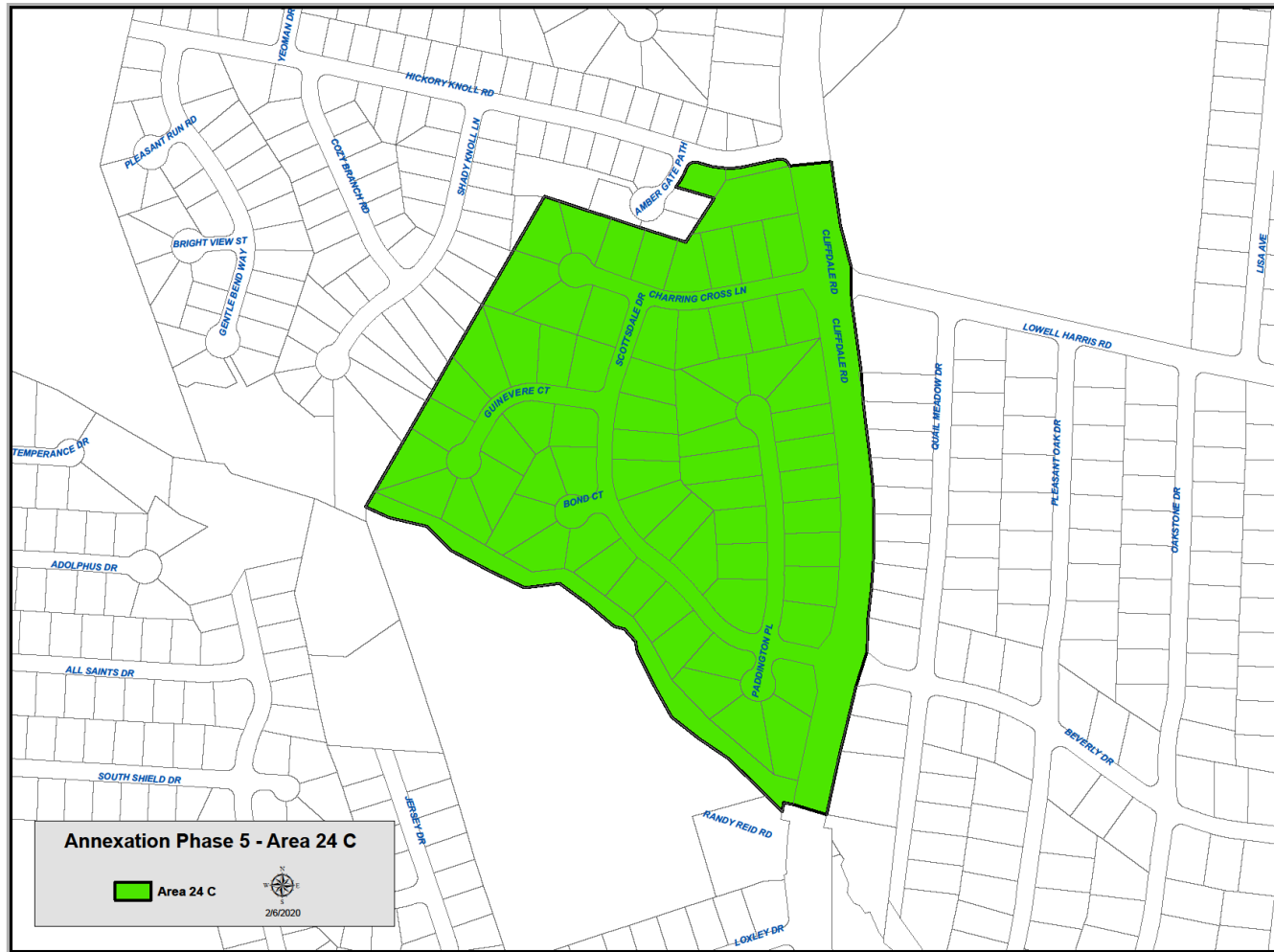
Phase 5 Annexation Area 24-BC

Public Hearing

March 16, 2020

Area 24-B





Project Overview

- ▶ Events to Date
- ▶ Upcoming Events
- ▶ Cost to Property Owners
- ▶ Financing Options

Events to Date

- ▶ Survey & Appraisal Notifications on January 30, 2019 (Area 24)
- ▶ February 24, 2020 – Council Adopted the Preliminary Assessment Resolution
- ▶ March 06, 2020 – Copies of Resolution Mailed to Property Owners

Upcoming Events

- ▶ Advertise Construction Bids
- ▶ Construction Complete
- ▶ Preliminary Roll
- ▶ Confirm Assessments

Cost to Property Owners

- ▶ Typical single family residential lot is \$5,000 for sanitary sewer. A per front foot rate of \$55.56 (90' minimum) plus average lateral charge for all other properties. These areas are sewer only.
- ▶ No payment due until construction is complete and assessment roll adopted
- ▶ Financial assistance available for those that qualify

Payment Options

- ▶ In Full (no interest within 30 days)

- ▶ Financing
 - 10 year term
 - Council policy is to establish the interest rate at prime plus 2% at the beginning of the fiscal year
 - Annual or Monthly Installments

Phase V Annexation

Construction Area 24-BC

Public Hearing

March 16, 2020

CERTIFICATE OF MAILING OF PRELIMINARY ASSESSMENT RESOLUTION
Phase V Annexation, Area 24-BC

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF
FAYETTEVILLE:

I, Kristen Kingsley, do hereby certify that a copy of the Preliminary Assessment Resolution providing for the proposed extension of its sanitary sewer collection system in all or a portion of Amber Gate Path, Bangor Court, Bond Court, Bostick Court, Bostick Drive, Charring Cross Lane, Cliffdale Road, Guinevere Court, Hickory Knoll Road, Paddington Place, Scottsdale Drive, Seaford Drive, and Sexton Drive in Area 24-BC adopted on the 24th day of February, 2020 were mailed by first class mail on the 6th day of March, 2020 to the owners of all real property subject to assessment should the project be undertaken.

IN WITNESS WHEREOF, I have hereunto signed and sealed this instrument,

Kristen Kingsley
Signature

3/6/2020
Date

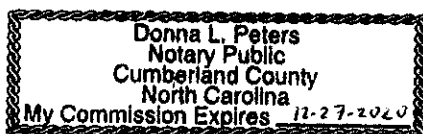
NORTH CAROLINA -- CUMBERLAND COUNTY

I, Donna L. Peters, a Notary Public of said County and State, certify that Kristen Kingsley came before me this day and acknowledged that she accomplished the mailing in compliance with North Carolina GS 160A-224.

Witness my hand and Notarial Seal, this the 6th day of March, 2020.

My Commission expires: 12/27/2020

Donna L. Peters
Notary Public



City of Fayetteville

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

City Council Action Memo

File Number: 20-1292

Agenda Date: 3/16/2020

Version: 1

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Other Items of
Business

Agenda Number: 9.01

TO: Mayor and Members of City Council

FROM: Pamela J. Megill, MMC, City Clerk

DATE: March 16, 2020

RE: Presentation of Appointment Committee Recommendations for
Boards and Commissions Appointments

Relationship To Strategic Plan:

Goal 6: Citizen Engagement and Partnerships

Background:

The Appointment Committee met on February 19, 2020 to review applications for appointments to boards and commissions. It is from that meeting the Appointment Committee presents the recommendations for appointments to the City of Fayetteville boards and commissions.

Issues:

N/A

Budget Impact:

N/A

Options:

1. Approve Appointment Committee recommendations to fill the board and commission vacancies as presented.
2. Approve Appointment Committee recommendations to fill some board and commission vacancies and provide further direction to staff.
3. Do not approve Appointment Committee recommendations to fill board and commission vacancies and provide further direction to staff.

Recommended Action:

Staff recommends Council move to approve the Appointment Committee recommendations for board and commission appointments, effective April 1, 2020

Recommendations for 20 Appointments to 12 City of Fayetteville Boards and Commissions.

The Appointment Committee unanimously approved the following appointments:

Airport Commission

Victor Carnevale	April 1, 2020 – March 31, 2022
Daniel Travieso	April 1, 2020 – March 31, 2022

Audit Committee

Warren O'Brian	April 1, 2020 – March 31, 2022
Amy Samperton	April 1, 2020 – March 31, 2022

Fair Housing Commission

Sable Fontenette	April 1, 2020 – March 31, 2022
Derek King	April 1, 2020 – March 31, 2022
One appointment will be readvertised.	

Fayetteville Advisory Committee on Transit (FACT)

Shaquelia Stroud – Within Service Area	April 1, 2020 – March 31, 2022
Ramona Griffin – FAST Driver	April 1, 2020 – March 31, 2022
Michael Worrell –Business Representative	April 1, 2020 – March 31, 2022
One appointment for an ADA Representative will be readvertised.	

Fayetteville – Cumberland Human Relations Commission

James Peterson	April 1, 2020 – March 31, 2022
One appointment will be readvertised.	

Fayetteville-Cumberland Parks & Recreation Advisory Commission

Erika Iljstrand	April 1, 2020 – September 30, 2020
-----------------	------------------------------------

Fayetteville Planning Commission

Lori Linder	April 1, 2020 – September 30, 2021
Thomas Eckert	April 1, 2020 – September 30, 2021

Fayetteville Redevelopment Commission

Joseph Johnson	April 1, 2020 – March 31, 2022
One appointment will be readvertised.	

Historic Resources Commission

Liz Varnedoe Raynor	April 1, 2020 – March 31, 2022
Elaine Kennebeck	April 1, 2020 – March 31, 2022
Karoll McDonald	April 1, 2020 – March 31, 2022
Two appointments will be readvertised; one for Building Designer/ Land Use Design Professional and one for a general seat.	

Joint Fayetteville – Cumberland Senior Citizens Advisory Commission

No appointments have currently been recommended. No appointments will be readvertised.

Linear Park, Inc.

Robert Barefoot

April 1, 2020 – March 31, 2023

Molly Arnold

April 1, 2020 – March 31, 2023

Millennial Commission

Tre’Vone McNiell

April 1, 2020 – September 30, 2021

Personnel Review Board

No appointments have currently been recommended. No appointments will be readvertised.

Public Arts Commission

Skylor Swann – Arts Council Appointment

April 1, 2020 – March 31, 2022

Vilas Tonape – Arts Council Appointment

April 1, 2020 – March 31, 2022

City appointment will be readvertised.

City of Fayetteville

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

City Council Action Memo

File Number: 20-1260

Agenda Date: 3/16/2020

Version: 3

Status: Agenda Ready

In Control: City Council Regular Meeting

File Type: Administrative
Reports

Agenda Number: 10.01

TO: Mayor and Members of City Council

THRU: Douglas J. Hewett, City Manager

FROM: Elizabeth Somerindyke, Internal Audit Director

DATE: March 16, 2020

RE:

Audit Committee Annual Report to City Council

COUNCIL DISTRICT(S):

All Districts

Relationship To Strategic Plan:

Goal 5: Sustainable Organizational Capacity

Executive Summary:

City Council established the Audit Committee as an advisory committee whose primary purpose is to assist the City Council in fulfilling its oversight responsibilities for the overall stewardship of the City's financial affairs.

Background:

In accordance with the guidelines set forth in the City of Fayetteville's Audit Committee Charter, the Audit Committee met five times, at least quarterly, over the past fiscal year. The Audit Committee has assisted the City Council by reviewing financial information and management reports, and by providing independent recommendations regarding scope, priority, and methods of audit related activities within the City.

The Audit Committee has six voting members consisting of three City Council members, one member from the Fayetteville Public Works Commission, and two members of the business community with experience in the financial industry.

Issues/Analysis:

Key highlights of the Audit Committee for July 2018 to June 2019 included a total of 5 audit reports were issued and approved with 100% recommendations accepted by management; and the Comprehensive Annual Financial Report for fiscal year June 30, 2018 was received and approved.

Internal audit reports issued and approved by the Audit Committee since July 1, 2019: (1) Code Violation Enforcement and Collections, (2) Residential Solid Waste Fee and (3) Police Department Confidential Funds.

Budget Impact:

None

Options:

Accept the report or request additional information from staff or the Committee.

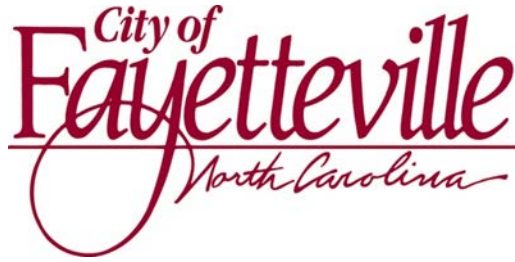
Recommended Action:

Accept report as presented.

Attachments:

Internal Audit Annual Report for Fiscal Year 2019

Office of Internal Audit



Internal Audit Annual Report

Fiscal Year 2019

Director of Internal Audit

Elizabeth Somerindyke

Senior Internal Auditor

Rose Rasmussen

Internal Auditor

Abby Cerniglia



OUR MISSION

Provide independent, objective assurance and consulting services designed to add value and improve the City of Fayetteville's operations.

Director of Internal Audit

Elizabeth Somerindyke

Senior Internal Auditor

Rose Rasmussen

Internal Auditor

Abby Cerniglia

TABLE OF CONTENTS

<u>Introduction.....</u>	<u>1</u>
<u>Purpose, Authority/Mission and Responsibility.....</u>	<u>1</u>
<u>Audit, Special Projects and Consulting Services.....</u>	<u>2</u>
<u>Fraud, Waste and Abuse Investigations.....</u>	<u>3</u>
<u>Leadership and Other Accomplishments.....</u>	<u>4</u>
<u>Summary.....</u>	<u>4</u>

<http://fayettevillenc.gov/government/city-departments/internal-audit>

Mailing Address: 433 Hay Street, Fayetteville, NC 28301

INTRODUCTION

According to *City of Fayetteville, NC Internal Audit Charter*, the Internal Audit Director will annually report to the Audit Committee and the City Manager on the internal audit activity's purpose, authority, responsibility and performance relative to its annual audit plan. The Internal Audit Director is also responsible for reporting significant risk exposures, control issues, fraud risks, governance issues, and other matters needed or requested by the Audit Committee and the City Manager.

PURPOSE/MISSION

The mission of the Office of Internal Audit is to provide independent, objective assurance and consulting services designed to add value and improve the City of Fayetteville's operations. The Office of Internal Audit helps the City of Fayetteville's management team accomplish its objectives by bringing a systematic, disciplined approach to evaluate and improve the effectiveness of risk management, control and governance processes.

Key Performance Measures	FY 2018 Actual	FY 2019 Actual	FY 2020 Target
% of Internal Audit recommendations accepted by management	98%	100%	100%

Acceptance of audit recommendations is an indicator of service quality. In fiscal year 2019, management accepted and provided estimated implementation dates for 35 of 35 recommendations included in five audit reports issued during the fiscal year. These results exceed the 83% industry benchmark published by the Association of Local Government Auditors.

AUTHORITY

The Office of Internal Audit shall have full, free, and unrestricted access to any and all of the City of Fayetteville's records, physical properties and personnel pertinent to carrying out any engagement. All employees are expected to assist the Office of Internal Audit in fulfilling its roles and responsibilities. The internal auditors will also have free and unrestricted access to the City Council and the Audit Committee.

RESPONSIBILITY

Audit coverage will encompass, as deemed appropriate by the Internal Audit Director, independent reviews and evaluations of any and all management operations and activities to appraise:

- Measures taken to safeguard assets, including tests of existence and ownership as appropriate.
- Reliability, consistency, and integrity of financial and operating information.
- Compliance with policies, plans, standards, laws, and regulations that could have significant impact on operations.
- Economy and efficiency in the use of resources.
- Effectiveness in the accomplishment of the mission, objectives, and goals established for the City's operations and projects.
- Managing and responding to the Fraud hotline.

AUDIT SERVICES

AUDITS	STATUS
<p>City-wide Travel and Training Follow-up (A2017-01F) The travel and training expenditures reviewed appeared to be for legitimate City business. However, controls for travel and training expenditures continue to require improvement to ensure compliance.</p>	<p>Report Issued October 2018</p>
<p>Parks, Recreation and Maintenance Nonresident Fees Implementation (A2016-05) Management needed to strengthen the controls around cash receipting. This should include ensuring adequate controls within RecTrac; establishing clear guidance on fees and the cash receipting process; ensuring personnel are properly trained, and establishing a quality review process. In addition, based on the number of nonresident customers Internal Audit noted who utilized the parks and recreation programs, management should consider if the implementation of the nonresident rates are achieving the expected outcomes when the fees were originally approved by City Council, and is the additional work and controls to charge the nonresident fees cost beneficial.</p>	<p>Report Issued January 2019</p>
<p>Performance Measures (A2018-04) The City is on the right track to utilize performance measures to allocate resources where they are needed; however, there are several areas that must be addressed if performance management is going to have the intended impact. Without addressing and resolving these areas, the City's performance measurements may not be interpreted as intended; whereas, the decision makers need to understand the story the performance data illustrates and ultimately be able to effectively allocate the necessary resources for those areas the decision maker's value.</p>	<p>Report Issued January 2019</p>
<p>Police Department Confidential Funds (A2019-01) The Police Department generally adhered to the organization's policies and procedures; applicable laws, regulations and guidelines during the period October 1, 2017 through December 31, 2018. The Police Department's VICE Investigation Division have continually reviewed and updated policies and procedures, which contributed to stronger controls and a general adherence to policies and procedures over confidential funds. However, Internal Audit noted a lack of prior written approvals as required by departmental operating procedures.</p>	<p>Report Issued May 2019</p>
<p>WEX Fuel Card Audit (A2019-05) Based on Internal Audit's review, the internal controls surrounding the fuel usage and management processes require significant improvements in order to provide reasonable assurance that the Police and Fire Departments are adequately managing the consumption of fuel and to satisfy the audit objectives. In particular, written policies and procedures should be established, followed and provide for monitoring of fuel card consumptions to ensure City funds are safeguarded. The implementation of the audit recommendations should improve the control environment of the WEX fuel card program.</p>	<p>Report Issued May 2019</p>
<p>Code Violations Enforcement and Collections (A2019-06) The audit report was presented to the Audit Committee on August 8, 2019. Based on Internal Audit's review, the internal controls surrounding the processes require improvements in order to provide reasonable assurance that continuity of operations exists. The implementation of the audit recommendations should result in consistent enforcement of code violations, to include the collection of civil penalties and abatement costs. In particular, comprehensive policies and procedures should be established, followed and provide for exceptions to the City Code of Ordinances.</p>	<p>Report Completed</p>

FRAUD, WASTE AND ABUSE INVESTIGATIONS

The Office of Internal Audit also manages suspected cases of fraud, waste and abuse reported by employees, vendors and citizens. Such cases may be reported in various ways to include: in-person, telephone, e-mail or the City's Fraud Hotline. The City's Fraud Hotline is operated by a third party and reports can be made anonymously either over the telephone or online.

For fiscal year 2019, there were 20 incidents reported of which 10% were reported through the Fraud Hotline. Table 1 summarizes the various types of allegations received.

TABLE 1	10%	90%	100%
ALLEGATION TYPE	HOTLINE	NON-HOTLINE	TOTAL
Accounting/Audit Irregularities	0	4	4
Conflicts of Interest	0	1	1
Falsification of Company Records	0	1	1
Fraud	1	0	1
Policy Issues	0	3	3
Substance Abuse	0	1	1
Theft of Goods/Services	1	8	9
TOTAL	2	18	20

Allegations may be investigated by the Office of Internal Audit, referred to a City department (generally for lower risk issues), referred to a non-City agency (if relating to matters outside City jurisdiction or requiring external law enforcement), and/or deemed non-actionable. Non-actionable allegations result from insufficient or dated information, prior corrective action, immateriality or inappropriate use of the Hotline. If referred to a City department, the Office of Internal Audit generally requests the department to investigate, take appropriate action and communicate the results to the Office of Internal Audit within 30 days.

Resolved allegations are categorized as: Substantiated (allegation was validated); Substantiated – No Violation (conditions cited were accurate but did not constitute a violation); Unsubstantiated; Department Resolution; or Inconclusive (available evidence is not sufficient to determine the validity of the allegation).

Table 2 summarized assignments and dispositions for allegations reported and/or resolved during fiscal year 2019.

TABLE 2	ASSIGNMENT		
DISPOSITION	REFER	INVESTIGATE	TOTAL
Department Resolution	11	0	11
Non-Actionable	N/A	1	1
Unsubstantiated	0	1	1
Open/Ongoing Allegations	0	2	2
Substantiated	0	4	4
Substantiated – No Violation	0	0	0
Inconclusive	0	1	1
TOTAL	11	9	20

The City's Fraud, Waste and Abuse Policy is intended to enhance employee awareness and reporting of suspected fraud, waste and abuse. Allegations resolved during fiscal year 2019 resulted in the following:

- Improved procedures and/or management controls;
- Employee safety improvements;
- Enhanced awareness of and/or compliance with existing regulations and/or policies governing use of time and equipment and conflict of interest; and
- Situation appropriate personnel-related actions.

LEADERSHIP AND OTHER ACCOMPLISHMENTS

The Office of Internal Audit distributed and reviewed the annual conflict of interest questionnaires provided to the Mayor, City Council, City management and a random sample of City employees as required by the City's Code of Ethics, Section 2-95(j) Conflict of Interest Questionnaire. Internal Audit personnel provided training regarding fraud, waste and abuse to approximately 148 new employees during new employee orientation (NEO). This training is on an ongoing basis; whereas, Internal Audit personnel participates in the fraud, waste and abuse training bi-weekly.

On a quarterly basis a Management Implementation Status Report was prepared and distributed to the Audit Committee members to help Committee members fulfill their responsibilities of oversight. Additionally, the Audit Committee members were presented a summary presentation from the City's external auditors regarding the annual financial report.

Internal Audit's training and career development for fiscal year 2019 included the Annual Association of Local Government Auditors Conference which not only provides training specific to local government auditors but also allows for networking with other local government auditors. Additionally, personnel continue to study for the Certified Internal Auditor certification exams. Internal Audit personnel are members of ALGA (Association of Local Government Auditors), the AICPA (American Institute of Certified Public Accountants), the NCACPA (North Carolina Association of Certified Public Accountants), the IIA (Institute of Internal Auditors) and the ACFE (Association of Certified Fraud Examiners).

SUMMARY

In summary, Internal Audit staff took on new endeavors and made a strong effort to complete as many audits and projects as possible during the past fiscal year. Internal Audits success this past fiscal year was made possible as a result of the support of the City Manager's office, and the hard work of each of the department's personnel. Over the past year the strengths and skills of Internal Audit personnel developed in a way that contributed to the success of the Office. Internal Audit strived to ensure the scope of each audit engagement added value to the organization and good customer service was provided.